

RECEIVED

DEC 18 2025

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESDEPT. OF WATER RESOURCES
EASTERN REGION

APPLICATION FOR TRANSFER OF WATER RIGHT

GENERAL INFORMATION AND INSTRUCTIONS

Pursuant to Section 42-222(1), *Idaho Code*, a transfer application may be filed to change the point of diversion, place of use, period of use, or nature of use of all or part of an established water right. Any person proposing to make such a change is required to file a transfer application with the Department. "Such application shall be upon forms furnished by the department and shall describe the [water right] to be changed and the changes which are proposed and shall be accompanied by the statutory filing fee." *Idaho Code* § 42-222(1).

The Department has developed this application form to assist applicants in satisfying the requirements of Section 42-222(1). This application form requests information about the applicant's authority to file (Part 1), information about the current elements of the water right(s) to be changed (Part 2), information about the proposed changes (Part 3), information about the validity of the water right(s) and the effects of the proposed changes (Part 4), and confirmation that the information provided is truthful (Part 5).

The applicant or their representative must provide a response for all applicable questions, any additional information required, and the proper filing fee before this application will be considered complete. If an application is incomplete or more information is required, the Department will notify the applicant or representative and allow time for the application to be completed. An application that remains incomplete will be returned to the applicant and the filing fee will be refunded.

An application for transfer is limited to the changes proposed for a single water distribution system. A proposal to change two or more separate water distribution systems, that will remain separate after the transfer, must be filed as separate applications. Applicants may provide additional pages to supplement their responses to the questions posed on this application form. Supplemental forms for listing additional water rights, points of diversion, or places of use can be found on the Department's website (idwr.idaho.gov). If you need assistance understanding the questions on this form, generating current water right reports, determining legal descriptions, or accessing water measurement records feel free to contact the nearest regional office of the Department.

PART 1 – CONTACT INFORMATION, OWNERSHIP RECORDS, AUTHORITY TO FILE

Name(s) of Applicant(s) B & B Farms, c/o Bradley Jensen
Mailing Address 2509 S 5500 W, Rexburg, ID 83440
Email* horizonagfarms@hotmail.com Phone 208-339-4966
Name of Representative (if any) Rocky Mountain Environmental Assoc. Inc.
Mailing Address 482 Constitution Way Ste 303, Idaho Falls, ID 83402
Email* kristin.rmea@gmail.com Phone (208) 524-2353

*If an email address is provided, Department staff will use email as the primary method for corresponding with the applicant and representative about the application.

A. Representative. If the representative is authorized to sign or amend the application on behalf of the applicant, attach documents confirming that authority. Label documents as Attachment 1A.

B. Current Owner. If the applicant is not the current owner of record for all water rights included in this application, attach documents showing that the applicant has the authority to make the proposed changes. Label documents as Attachment 1B.

C. Updating Ownership Records. Applicants needing to update the ownership records for any of the water rights included in this application must attach documents supporting the ownership change. Such documents must trace ownership of the subject water rights or the current place of use for the subject water rights from the current owner of record for the water rights to the applicant. Label documents as Attachment 1C.

D. Business Entities. If the applicant is a business entity (corporation, LLC, partnership, trust, etc.), is the entity currently registered with the Idaho Secretary of State?

☒ Yes. If this application is signed by someone other than a person listed on the most recent annual report filed with the Idaho Secretary of State, attach documents confirming the authority of the signer to sign on behalf of the business entity. Label documents as Attachment 1D.

☐ No. Attach documents confirming the authority of the signer to sign on behalf of the business entity. Label documents as Attachment 1D.

E. Approval of Irrigation Delivery Entity. Section 42-108, *Idaho Code*, states that a transfer application proposing to change water rights held by an irrigation company or district requires the consent of the irrigation entity. If this application proposes to change water rights held by an irrigation entity, attach a letter of consent from the entity (labeled as Attachment 1E) or have an authorized representative of the entity co-sign the application.

F. Encumbered Properties. If the current place of use for the water rights included in this application is subject to a lien, deed of trust, mortgage, or contract and the application proposes to change the nature of use of the water rights or to move water rights off the current place of use, attach a statement of consent for the change signed by the lien holder, trustee, mortgagor or contract holder. Label documents as Attachment 1F.

G. Legal Access. If the applicant is not the current owner of the proposed point(s) of diversion, conveyance system, or place(s) of use, provide evidence of legal access to the land or infrastructure not owned by the applicant. Label documents as Attachment 1G. For example, an applicant may provide a letter of consent from the owner of the land or conveyance system or may have the owner co-sign the application. For applications proposing to divert water on or convey water across federal land, an applicant is not required to demonstrate legal access to the federal land prior to approval. Instead, if the transfer application is approved, the applicant must obtain access authorization from the relevant federal agency prior to diverting water under the subject water rights.

PART 2 – WATER RIGHTS BEFORE PROPOSED CHANGES

A. Current Water Rights. For each water right proposed to be changed, attach a current water right report obtained from any Department office or from the Department's website (idwr.idaho.gov). Label water right reports as Attachment 2A.

B. Map of Current System. Attach a map of the current point(s) of diversion and place(s) of use for the water rights to be changed. The map should clearly depict the elements of the water rights to be changed. For example, if the application proposes to change the point of diversion for a water right, the map should display the current location of the point of diversion. For irrigation water rights, the map should also identify the location of the irrigated acres to be changed. Label map as Attachment 2B.

C. Current Location of Irrigated Acres. If this application proposes to change the place of use or nature of use for only a portion of an irrigation water right, use the following table to identify the current location of the irrigated acres to be changed. If additional pages are required, label additional pages as Attachment 2C. If this application proposes to change or rearrange the entire place of use for irrigation water right(s), skip to Part 3.

☐ **N/A.** This application does not propose to change the place of use or nature of use of an irrigation water right or this application proposes to change the place of use or nature of use for an entire irrigation right.

Current Location of Irrigated Acres to be Changed

Twp	Rge	Sec	NE ¼				NW ¼				SW ¼				SE ¼				Acre Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
6N	40E	32					30	21		15.5		0.3							66.8

Total Irrigated Acres to be Changed: 66.8

PART 3 – DESCRIPTION OF PROPOSED CHANGES

A. Purpose of Transfer. Section 42-222(1), *Idaho Code*, states that transfer applications may only be filed to change the point of diversion, place of use, period of use, or nature of use of an established water right. Section 42-248(3), *Idaho Code*, authorizes water right ownership changes to be described on a transfer application. Identify the changes proposed in this application:

- | | |
|--|---|
| ☒ Change point(s) of diversion | ☒ Change place of use |
| ☒ Add point(s) of diversion | ☒ Change period of use |
| ☒ Change nature of use | ☐ Update water right ownership records |

B. Proposed Changes. Describe the proposed changes in narrative form:

Applicant proposes to convert the described portion of water rights 22-13797 and 22-13958

for municipal purposes to be delivered through the City of Rexburg's municipal system. A

portion of 5 acres will remain behind.

C. Summary of Proposed Changes.

1. Water Rights. Use the following table to list all water rights, or portions thereof, that are proposed to be changed as they would appear after the proposed changes. In the Amount column, list the volume in acre-feet (af) for storage uses or the rate in cubic feet per second (cfs) for all other uses.

All or Part	Right Number	Amount (cfs/af)	Nature of Use	Period of Use	Source
☐ ☐				to	
☐ ☒	22-13797	0.32 cfs	Municipal	1/01 to 12/31	Ground water
☐ ☒	22-13958	0.70 cfs	Municipal	1/01 to 12/31	Ground water
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	

2. Total Amounts. Calculate the total quantity, in cfs or af, of water rights that are proposed to be changed through this application. For an application proposing to only change the place of use for irrigation rights, the total quantity of water is calculated by comparing the current place of use to the proposed place of use, summing the number of acres increased in each legal subdivision, and quantifying the proportional amount of diversion rate for the increased acres. For an application proposing to change or add points of diversion for irrigation or any other beneficial use, the total amount is the total diversion rate for the changed portion of the right.

Total Amount of Water Rights Proposed to be Changed: 1.02 cfs and/or _____ af.

3. Point(s) of Diversion. Use the following table to list all the proposed points of diversion for the water rights to be changed, including any current points of diversion that will continue to be used as part of the proposed water distribution system.

The legal description for the proposed point(s) of diversion must be to the nearest 40-acre subdivision (QQ) or U.S. Government Lot of the Public Land Survey System (PLSS). PLSS information is typically available from USGS topo maps, property deeds, tax bills or various mapping tools on the Department's website.

For points of diversion within platted subdivisions, list the lot and block number in the "Diversion Name/Number" column. An application proposing an injection into a stream and a re-diversion from that stream must list the source for the original diversion as the source for the injection and re-diversion points. If this application proposes construction of a new diversion structure (for example, a new ground water well or a new pump station on a creek), please indicate the status in the appropriate column.

☐ N/A. This application does not propose to add or change any points of diversion.

Proposed Points of Diversion

New?	Twp	Rge	Sec	Lot	1/4	1/4	1/4	County	Source	Diversion Name/Number
See supplemental list attached.										

4. Place of Use. The proposed place of use must be described to the nearest 40-acre subdivision (QQ) or U.S. Government Lot of the Public Land Survey System. Government lot numbers can be noted in parenthesis below the approximate quarter-quarter location of the government lot. For water rights held by irrigation districts, municipal providers or irrigation companies, the proposed place of use may be generally described as authorized by Sections 42-202B, 42-219 and 42-222B, *Idaho Code*.

☐ N/A. This application does not propose to change the place of use.

Proposed Place of Use

Twp	Rge	Sec	NE ¼				NW ¼				SW ¼				SE ¼				Acre Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	

Municipal Service Area of the City of Rexburg

Total Irrigated Acres: _____

5. Map of Proposed System. Attach a map showing the location of the points of diversion, reservoirs, dams, canals, ditches, pipelines and other works proposed to divert and convey water. Also show the location of the place of use, including any lands to be irrigated. The map should delineate the legal subdivisions including townships, ranges, sections, quarter-quarters and government lots. Label map as Attachment 3C.

PART 4 – ADDITIONAL INFORMATION

Section 42-222(1), *Idaho Code*, establishes the criteria used to evaluate transfer applications. An applicant bears the burden of demonstrating that the water right to be changed is a valid right, that the proposed use is a beneficial use, and that the proposed changes will not injure other water rights, will not enlarge the use of the original rights, are in the local public interest, and are consistent with the conservation of water resources within the state of Idaho. To satisfy this burden, an applicant must provide sufficient data and information for the

Department to evaluate the effects of the proposed change. The Department may deny an application if the applicant fails to provide sufficient data and information to determine whether the criteria from Section 42-222(1) are satisfied. In addition to the information requested in Parts 1-3 of this application, the following information must be provided for an application to be considered complete. Department staff may request additional information or clarification as the application is processed.

A. Validity of Water Rights

1. If one or more of the water rights proposed to be changed is a statutory claim, established pursuant to Section 42-248, *Idaho Code*, attach evidence supporting the priority date claimed. Label documents as Attachment 4A-1. For statutory claims, the Department may conduct a field inspection as part of the application review process to evaluate the water right elements listed on the statutory claim.

2. Has any portion of the water right(s) proposed to be changed undergone a period of five or more consecutive years of non-use?

☐ Yes. Attach a statement describing the portion of the right(s) that were not used and the length of time of the non-use. In addition, identify any exception or defense to forfeiture and provide a detailed description as to why the water rights have not been lost and forfeited for non-use. Label documents as Attachment 4A-2. Statutory exceptions or defenses to forfeiture are set forth in Section 42-223, *Idaho Code*.

☒ No.

B. Injury to Other Water Rights

1. Identify any other water right(s) diverted at the current point(s) of diversion.

Right 22-13746 is an enlargement right that pertains to a different POU. This has not been delivered for many years.

2. Identify any other water right(s) diverted at the proposed point(s) of diversion.

City of Rexburg municipal water rights share the same delivery system.

3. Is the proposed point of diversion within a state water district? ☒ Yes. Water District # 100. ☐ No.

4. If already constructed and in use, are the proposed points of diversion equipped with Department-approved measuring devices? ☒ Yes. ☐ No.

5. If this application proposes to divert a surface water right from a ground water well, attach a technical analysis evaluating the hydraulic connection between the proposed ground water point of diversion and the source of water listed on the right to be changed. Label technical analysis as Attachment 4B-5.

6. If this application proposes changing the point of diversion for a ground water right in the Eastern Snake Plain Aquifer (ESPA), attach a technical analysis of the anticipated depletions to reaches of the Snake River that are hydraulically connected to the ESPA using the Department's current ground water model for the ESPA. The technical analysis must evaluate depletion impacts in a time-series format at transient and steady state time steps. To assist applicants in preparing the required technical analysis, the Department has developed a transfer tool interface for the ESPA model. The transfer tool and user instructions can be downloaded from the Department's website (idwr.idaho.gov). If the proposed and current points of diversion are in the same or adjacent model cells, no technical analysis is required, unless specifically requested by the Department. Label technical analysis as Attachment 4B-6.

C. Enlargement in Use

1. Identify any other water rights used at the current place of use, including the number of shares in a canal company or acres assessed by an irrigation district.

None.

2. Identify any other water rights used at the proposed place of use, including the number of shares in a canal company or acres assessed by an irrigation district.

Other municipal rights held by the City of Rexburg.

3. If this application proposes changing the place of use or nature of use for irrigation water rights, will the current place of use, for the portion of the right to be changed, continue to be irrigated?

☒ Yes. Identify the water right(s) to be used for the continued irrigation.

The place of use is currently being irrigated through rights rented through the Water Supply Bank. This may continue.

☐ No. The place of use for the portion to be changed will no longer be irrigated.

☐ N/A. The application does not propose to change the place of use for irrigation rights.

4. Unstacking Water Rights for Irrigation. If this application proposes to change the place of use for an irrigation water right that is combined with other irrigation rights at the current place of use but does not propose to change the place of use for all the stacked irrigation rights, attach evidence of the historical consumptive use occurring under all water rights at the current place of use. For irrigation rights, this should include at least five years of diversion data and/or crop data and estimates of evapotranspiration. Label the information as Attachment 4C-4. Evapotranspiration data may be available on the Department's website (<http://et-idwr.idaho.gov>)

5. If the application proposes to change the nature of use for a water right, attach evidence of the historical consumptive use occurring under the portion of the water right to be changed. For irrigation rights, this should include diversion data, crop data and estimates of evapotranspiration. Label the information as Attachment 4C-5. Evapotranspiration data may be available on the Department's website (<http://et-idwr.idaho.gov>)

6. If the application proposes to change the nature of use of a water right to municipal use for reasonably anticipated future needs, complete the form titled "Municipal Water Right Application Checklist" found on the Department's website (idwr.idaho.gov). Label the form as Attachment 4C-6.

7. To your knowledge, are any portions of the water rights proposed to be changed:

Yes No

☐

☒

currently leased to the Water Supply Bank?

If yes, complete the form titled "Application for Transfer of Water Right Attachment WSB" found on the Department's website (idwr.idaho.gov). Label the Form as Attachment 4C-7.

☐

☒

currently used in a mitigation plan limiting the use of water under the right?

☐

☒

subject to an agreement not to divert (CREP)?

☐

☒

currently enrolled in a federal set-aside program (CRP)?

D. Local Public Interest

The department must consider whether the proposed changes are in the local public interest as defined in Section 42-202B(3), *Idaho Code*. Some of the local public interest factors that may be considered in conjunction with a transfer application are (1) Recreation, fish, and wildlife impacts, (2) Water quality or contamination concerns, (3) Local and state ordinances, regulations, or policies related to water use, (4) Goals, requirements and limits set forth in the State Water Plan. If you choose to provide information about local public interest factors, label the information as Attachment 4D.

E. Conservation of Water Resources

Describe the diversion works and water delivery system. This may include sizes and dimensions of pumps, pipelines, headgates, ditches, dams, impoundments and irrigation equipment.

City of Rexburg municipal wells and system.

PART 5 – FILING FEE AND SIGNATURE

A. Filing Fee. Filing fees for transfer applications are set forth in Section 42-221.O, *Idaho Code*. A table summarizing the filing fees for transfer applications is also found on the Department's website (idwr.idaho.gov). Any application proposing to change the nature of use for one or more rights requires an additional filing fee of \$250. Applications proposing to update the ownership records for water rights must also include the appropriate filing fee to update the ownership records. For any application relying on the filing fee set forth in Section 42-221.O.8, *Idaho Code*, attach a statement describing how the application qualifies under Section 42-221.O.8. Label documents as Attachment 5A.

B. Affidavit of Applicant or Representative:

I hereby assert that no one will be injured by the proposed changes and that the proposed changes do not constitute an enlargement in use of the original right(s). The information contained in this application is true to the best of my knowledge. I understand that any willful misrepresentations made in this application may result in rejection of the application or cancellation of an approval.

Lana Rae Jensen
Bradley Jensen
Signature of Applicant or Representative*

Lana Rae Jensen
Bradley Jensen, Partner

Print Name and Title, if applicable

Date

Jerry L. Merrill
Signature of Applicant or Representative*

Jerry L. Merrill / Mayor
Print Name and Title, if applicable

12/16/25
Date

*If water rights included in this application are owned by multiple people or entities, each owner must sign the application form.

FOR DEPARTMENT USE ONLY

Fee Paid: \$ (830.00) Receipt #: E051341 Date: 12-18-25 Received by: M. Petter
Add'l Paid: \$ _____ Receipt #: _____ Date: _____ Received by: _____

Ident. No. _____

Attachment to: ☐ Application for Permit to Appropriate Water ☒ Application for Transfer** ☐ Adjudication Claim
☐ Application for Amendment of Permit ☐ Beneficial Use Field Report ☐ Statutory Claim

New POD?	Twp	Rge	Sec	Govt Lot	¼	¼	¼	County	Source	Local name or well/diversion tag #
☐ Yes	6N	40E	17			SW	SW	MADISON	GROUND WATER	NORTH WELL
☐ Yes	6N	40E	17			SW	SW	MADISON	GROUND WATER	WELL 8
☐ Yes	6N	40E	20			SW	SW	MADISON	GROUND WATER	SMITH PARK
☐ Yes	6N	40E	29			SW	SW	MADISON	GROUND WATER	WELL 1
☐ Yes	6N	40E	29			SW	SW	MADISON	GROUND WATER	WELL 6
☐ Yes	6N	40E	30			SE	NW	MADISON	GROUND WATER	PORTER PARK
☐ Yes	6N	40E	30			NE	SE	MADISON	GROUND WATER	BYUI
☐ Yes	6N	40E	31			NE	SE	MADISON	GROUND WATER	WELL 5
☐ Yes	6N	40E	31			NE	SE	MADISON	GROUND WATER	WELL 7
☐ Yes	6N	39E	26			SE	SE	MADISON	GROUND WATER	WELL 9
	6N	39E	26			SE	SE	MADISON	GROUND WATER	WELL 10

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

b. If water is used for other purposes, place a symbol of the use (example: D for Domestic) in the corresponding place of use below.

[illegible]

Water Right Report : 22-13797(Decreed/Active)**Water Right Owners**

Owner Type	Name	Address	City	State	Postal Code
Current Owner	B & B FARMS	C/O BRADLEY JENSEN 2509 S 5500 W	REXBURG	ID	83440

Water Right Status

Priority Date : 3/4/1974
 Basis : Decreed
 Status : Active

Water Source

Source	Source Qualifier	Tributary	Tributary Qualifier
GROUND WATER			

Points Of Diversion (Location)

Source	Township	Range	Section	Govt. Lot	QQQ	QQ	Q	County	Diversion Type
GROUND WATER	06N	40E	32	0	SE	NW	SW	MADISON	

Water Uses

Beneficial Use	From	To	Diversion Rate	Volume
IRRIGATION	04/01	11/01	0.35 CFS	149.30 AFA
TOTAL			0.35 CFS	149.30 AFA

Places of Use
[Portable View](#)
[Print View](#)
Place of Use Legal Description : IRRIGATION (MADISON county)

Township	Range	Section	Lot	QQQ	QQ	Q	Acres
06N	40E	32			NE	NW	35.0
06N	40E	32				NW	21.0
06N	40E	32			SE	NW	15.5
06N	40E	32			NW	SW	0.3

Irrigation Totals

Total Acres Acre Limit
 71.80

Conditions**Code Conditions**

- X35 Rights 22-13797 and 22-13958 when combined shall not exceed a total annual maximum diversion volume of 251.3 af at the field headgate and the irrigation of 71.8 acres.
- R05 Use of water under this right may be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 100.
- 214 Prior to the diversion and use of water under Transfer approval 86273, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.
- 213 Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized point(s) of diversion in accordance with Department specifications.
- R63 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the place of use.
- 004 This right does not grant any right-of-way or easement across the land of another.
- T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.

- T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
- T19 Pursuant to Idaho Code § 42-1412(6), this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

Dates	Other Information
Licensed Date :	State or Federal : S
Decreed Date : 4/6/2010	Water District Number : 100
Permit Proof Due Date :	Generic Max Rate Per Acre : 0
Permit Proof Made Date :	Generic Max Volume Per Acre : 0
Permit Approved Date :	Civil Case Number :
Permit Moratorium Expiration Date :	Decree Plaintiff :
Enlargement Use Priority Date :	Decree Defendant :
Enlargement Statute Priority Date :	Swan Falls Trust or Nontrust :
Application Received Date:	Swan Falls Dismissed :
Protest Deadline Date:	DLE Act Number :
	Cary Act Number :
	Mitigation Plan: False

IDAHO DEPARTMENT OF WATER RESOURCES

11/19/2025

Water Right Report : 22-13958(Decreed/Active)**Water Right Owners**

Owner Type	Name	Address	City	State	Postal Code
Current Owner	B & B FARMS	C/O BRADLEY JENSEN 2509 S 5500 W	REXBURG	ID	83440

Water Right Status

Priority Date : 1/25/1965
 Basis : Decreed
 Status : Active

Water Source

Source	Source Qualifier	Tributary	Tributary Qualifier
GROUND WATER			

Points Of Diversion (Location)

Source	Township	Range	Section	Govt. Lot	QQQ	QQ	Q	County	Diversion Type
GROUND WATER	06N	40E	32	0	SE	NW	SW	MADISON	

Water Uses

Beneficial Use	From	To	Diversion Rate	Volume
IRRIGATION	04/01	10/31	0.75 CFS	251.30 AFA
TOTAL			0.75 CFS	251.30 AFA

Places of Use
[Printable View](#)
[Printed View](#)
Place of Use Legal Description : IRRIGATION (MADISON county)

Township	Range	Section	Lot	QQQ	QQ	Q	Acres
06N	40E	32			NE	NW	35.0
06N	40E	32			NW	NW	21.0
06N	40E	32			SE	NW	15.5
06N	40E	32			NW	SW	0.3

Irrigation Totals

Total Acres	Acres Limit
71.80	

Conditions**Code Conditions**

- X35 Rights 22-13797 and 22-13958 when combined shall not exceed a total annual maximum diversion volume of 251.3 af at the field headgate and the irrigation of 71.8 acres.
- X35 Rights 22-13746 and 22-13958 when combined shall not exceed a total diversion rate of 0.75 cfs and a total annual maximum diversion volume of 318.4 af at the field headgate.
- R05 Use of water under this right may be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 100.
- 214 Prior to the diversion and use of water under Transfer approval 86273, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.
- 213 Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized point(s) of diversion in accordance with Department specifications.
- K01 Right No. 22-13746 is an enlargement of this right pursuant to Idaho Code § 42-1426.

- R63 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at field headgate for irrigation of the place of use.
- 004 This right does not grant any right-of-way or easement across the land of another.
- T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
- T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
- T19 Pursuant to Idaho Code § 42-1412(6), this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

Dates

Licensed Date :
Decreed Date : 4/30/2010
Permit Proof Due Date :
Permit Proof Made Date :
Permit Approved Date :
Permit Moratorium Expiration Date :
Enlargement Use Priority Date :
Enlargement Statute Priority Date :
Application Received Date:
Protest Deadline Date:

Other Information

State or Federal : S
Water District Number : 100
Generic Max Rate Per Acre : 0
Generic Max Volume Per Acre : 0
Combined Acre Limit :
Combined Volume Limit: 619.70
Combined Rate Limit: 1.46
Civil Case Number :
Decree Plaintiff :
Decree Defendant :
Swan Falls Trust or Nontrust :
Swan Falls Dismissed :
DLE Act Number :
Cary Act Number :
Mitigation Plan: False

IDAHO DEPARTMENT OF WATER RESOURCES

11/19/2025



Attachment 2B. Existing Locations

Legend

- POD 22-13797 & 22-13958
- POU 22-13797 & 22-13958
- Remaining 5 ac
- Transfer Portion 66.8 ac
- Twp & Rng
- Section
- QQ

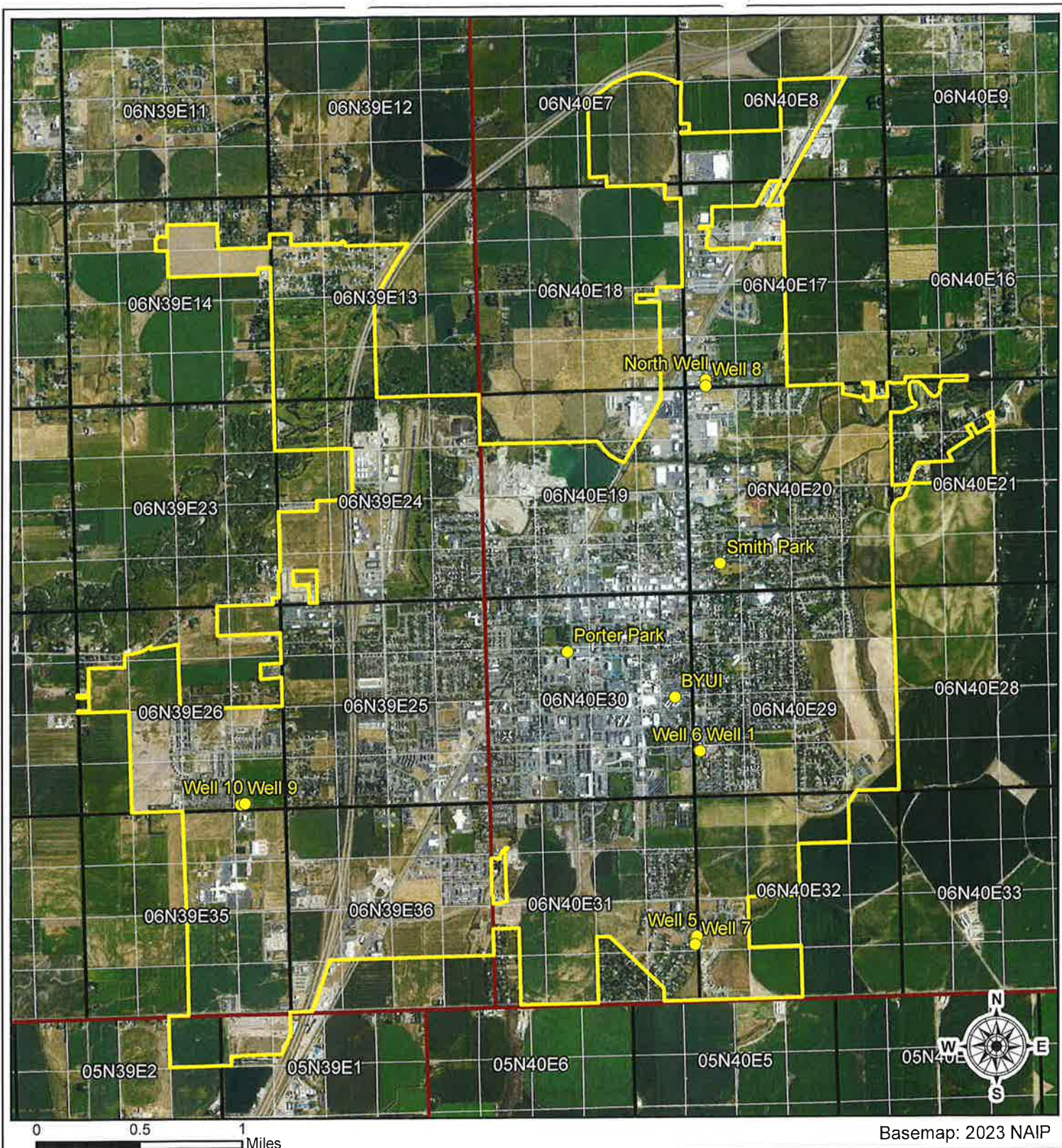
B & B Farms
Application for Transfer to
City of Rexburg
Right Nos: 22-13797 & 22-13958

Date: 11/20/2025

RMEA #: 17-0142

Drafted by: KM





Attachment 3C. Proposed Locations

Legend

- Proposed POD - Municipal Wells
- Proposed POU - Municipal Serv Area
- Twp & Rng
- Section
- QQ

B & B Farms
Application for Transfer to
City of Rexburg
Right Nos: 22-13797 & 22-13958

Date: 11/20/2025

RMEA #: 17-0142

Drafted by: KM



90230

Eastern Snake Plain Aquifer Modeling Analysis

B & B Farms

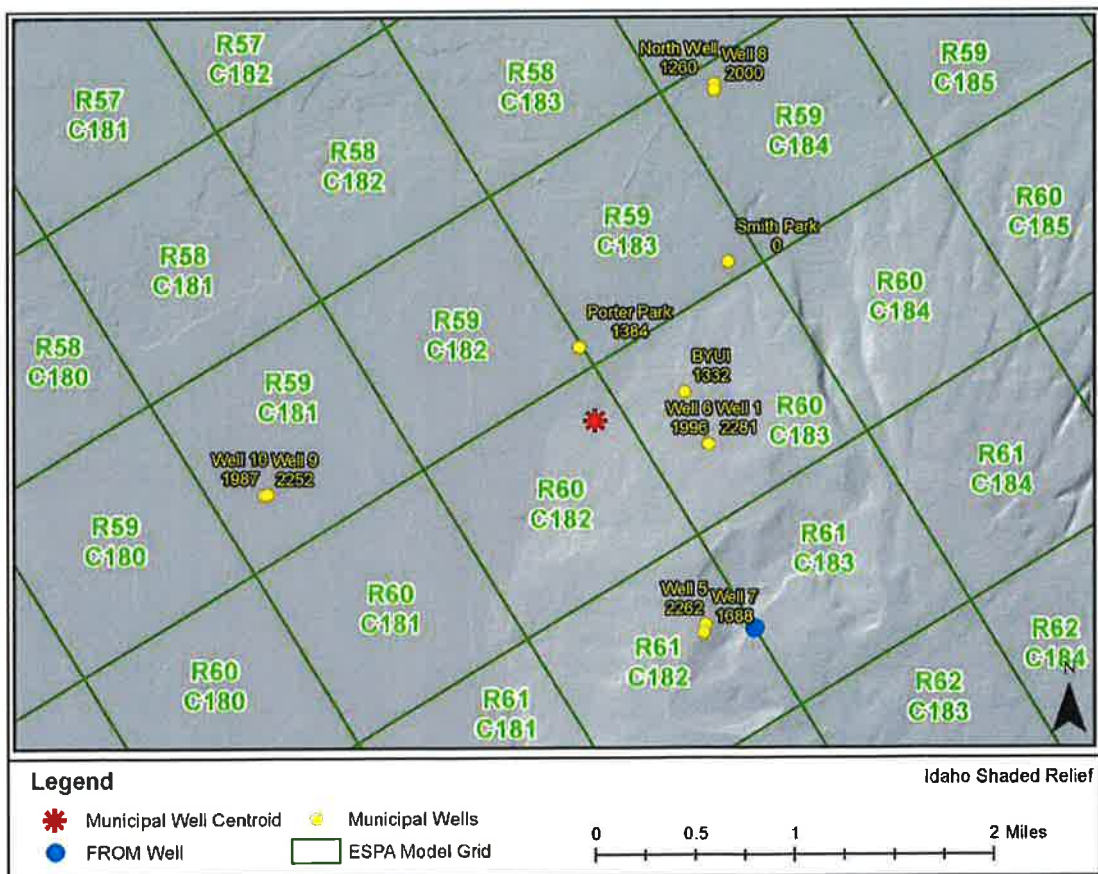
The Applicant proposes to transfer 66.8 acres from water rights 22-13958 and 22-13797 to the Rexburg municipal system, which includes 11 wells. The well locations and associated model grid cells are shown in Figure 1.

The FROM Well is the currently listed point of diversion for the water rights and is located in R61 C183.

The TO Well is a weighted centroid of the City's municipal wells using well capacity provided by the City. The capacity is shown below the well names in Figure 1 in gallons per minute.

The TO and FROM well are in adjacent cells, and according to IDWR requirements, modeling is not typically required. However, due to the quantity being transferred, a modeling analysis is provided herein.

Figure 1. From Well location



ESPAM 2.2/ETRAN 3.4 is used to simulate the depletions associated with this transfer. Data inputs at each location are based upon an annual consumptive volume of 161 af (53.67 af/trimester).

The affects do not exceed the threshold of 2.0 af/trimester and **no mitigation is required**. Figures 2-5 include excerpts from the modeling simulation and from the Mitigation Analysis Tool.

Figure 2. Data Entry

ENHANCED GROUND-WATER RIGHTS TRANSFER
UNIVERSITY OF IDAHO - IDAHO WATER RESOURCES RESEARCH INSTITUTE IDAHO DEPARTMENT OF AGRICULTURE

Cells this color are set up for user entries

ENTER STARTING DATE FOR SIMULATION. THEN PUSH "UPDATE DATES" BUTT

TRANSFER NO: 22-13797 & 22-13

YEAR: 1964

SEASON: WINTER

TRANSFER NAME: B&B Farms to Re

UPDATE DATES RUN MODEL GET OUTPUT

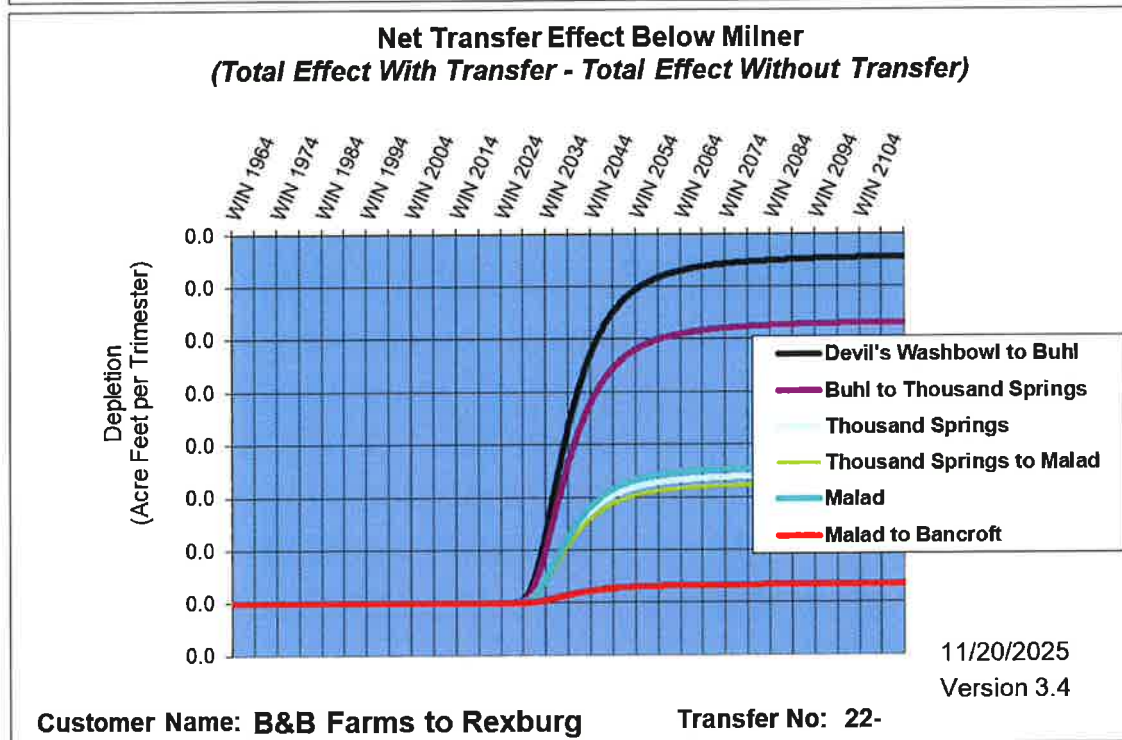
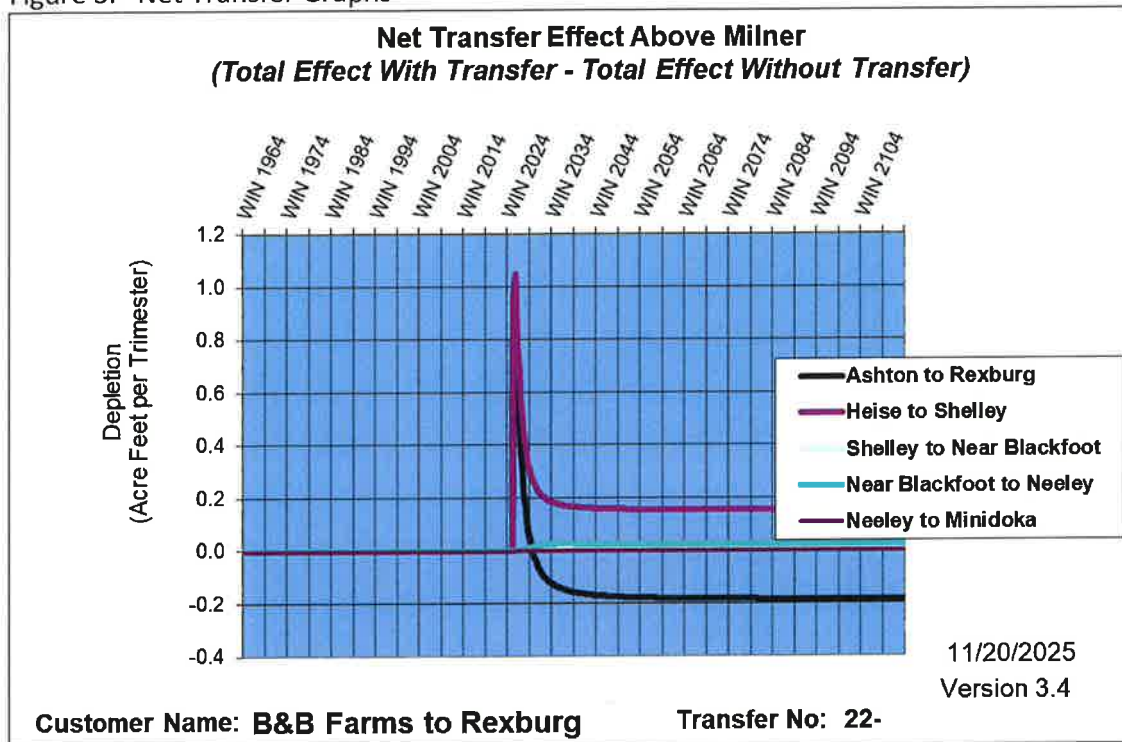
CALCULATE EFFECTS

ENTER CELL LOCATIONS:

	'TO' CELL	'FROM1' CELL	'FROM2' CELL	'FROM3' CELL
ROW	60	61	0	0
COLUMN	182	183	0	0

TRIMESTER OF ACTIVITY	TO WELL Projected Use AF/TRIMESTER	FROM1 WELL		FROM2 WELL		FROM3 WELL	
		With Transfer AF/TRIMESTER	Without Transfer AF/TRIMESTER	With Transfer AF/TRIMESTER	Without Transfer AF/TRIMESTER	With Transfer AF/TRIMESTER	Without Transfer AF/TRIMESTER
WIN 1964	0.00	53.67	53.67	0.00	0.00	0.00	0.00
SPR 1965	0.00	53.67	53.67	0.00	0.00	0.00	0.00
SUM 1965	0.00	53.67	53.67	0.00	0.00	0.00	0.00
SPR 2025	0.00	53.67	53.67	0.00	0.00	0.00	0.00
SUM 2025	0.00	53.67	53.67	0.00	0.00	0.00	0.00
WIN 2025	0.00	53.67	53.67	0.00	0.00	0.00	0.00
SPR 2026	53.67	0.00	53.67	0.00	0.00	0.00	0.00
SUM 2026	53.67	0.00	53.67	0.00	0.00	0.00	0.00
WIN 2026	53.67	0.00	53.67	0.00	0.00	0.00	0.00
SPR 2027	53.67	0.00	53.67	0.00	0.00	0.00	0.00
SUM 2027	53.67	0.00	53.67	0.00	0.00	0.00	0.00
WIN 2027	53.67	0.00	53.67	0.00	0.00	0.00	0.00
SPR 2028	53.67	0.00	53.67	0.00	0.00	0.00	0.00
SUM 2028	53.67	0.00	53.67	0.00	0.00	0.00	0.00
WIN 2028	53.67	0.00	53.67	0.00	0.00	0.00	0.00
SPR 2029	53.67	0.00	53.67	0.00	0.00	0.00	0.00
SUM 2029	53.67	0.00	53.67	0.00	0.00	0.00	0.00
WIN 2029	53.67	0.00	53.67	0.00	0.00	0.00	0.00
SPR 2113	53.67	0.00	53.67	0.00	0.00	0.00	0.00
SUM 2113	53.67	0.00	53.67	0.00	0.00	0.00	0.00
WIN 2113	53.67	0.00	53.67	0.00	0.00	0.00	0.00
SPR 2114	53.67	0.00	53.67	0.00	0.00	0.00	0.00
SUM 2114	53.67	0.00	53.67	0.00	0.00	0.00	0.00

Figure 3. Net Transfer Graphs



Conversion of Nature of Use

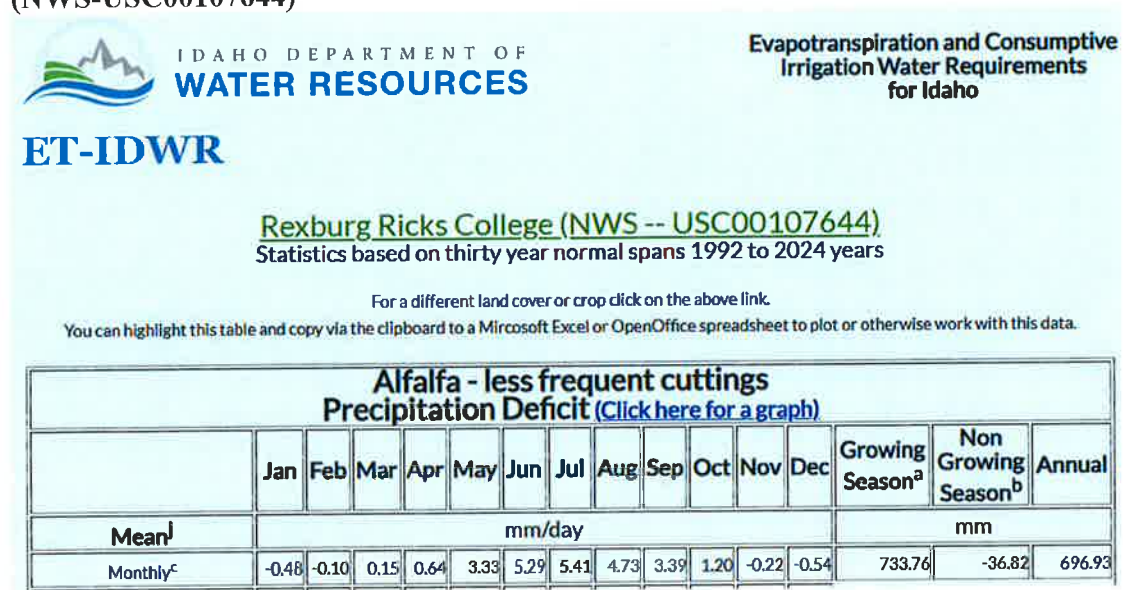
B & B Farms

Applicant proposes to convert a portion of existing water rights 22-13958 and 22-13797 from irrigation to be used for municipal purposes. The combined total of these water rights is irrigation for 66.8 acres.

Historically, the above listed water rights have most recently been used to irrigate Alfalfa – Less Frequent Cuttings. Using ET-IDWR 2021¹, and based upon information gathered at the Rexburg Ricks College station (NWS – USC00107644), Alfalfa – Less Frequent Cuttings has a precipitation deficit of 733.76 mm/year, or 2.41 af/year, for the growing season. **Therefore, 66.8 acre of irrigation water right would convert to a total of 161 afa (66.8 ac x 2.41 afa/ac) available for municipal use.**

Excerpts of the ET IDWR 2021 precipitation deficits are included in Figure 1 below.

Figure 1. ET Values for Alfalfa – less frequent cuttings at Rexburg Ricks College (NWS-USC00107644)



¹ Data was obtained on November 20, 2025.



IDAHO DEPARTMENT OF
WATER RESOURCES

Eastern Region • 900 N Skyline Drive, Suite A • Idaho Falls, ID 83402-1718

Phone: 208-525-7161 • Fax: 208-525-7177 • Email: easterninfo@idwr.idaho.gov • Web: idwr.idaho.gov

Governor Brad Little

Director Mathew Weaver

December 31, 2025

B & B FARMS
C/O BRADLEY JENSEN
2509 S 5500 W
REXBURG, ID 83440

RE: Transfer No. 90230
Water Right No(s). 22-13797, 22-13958

Dear Applicant:

The Department of Water Resources has received your water right transfer application. Please refer to the transfer number referenced above in all future correspondence regarding this transfer.

A legal notice of the application has been prepared and is scheduled for publication in the REXBURG STANDARD JOURNAL on 1/9/2026 and 1/16/2026. Protests to this application may be submitted for a period ending ten (10) days after the second publication.

If the application is protested, you will be sent a copy of each protest. All protests must be resolved before the application can be considered for approval. If the protest(s) cannot be resolved voluntarily, the Department will conduct a conference and/or hearing on the matter.

If the application is not protested, the Department will process your application and notify you of any action taken on the application. If your application is approved, the Department will send you a copy of the approval document.

Please contact this office if you have any questions regarding the application.

Sincerely,

Christina Henman
Administrative Assistant

CC:
ROCKY MOUNTAIN ENVIRONMENTAL ASSOC INC
482 CONSTITUTION WAY STE 303
IDAHO FALLS, ID 83402-3552

Henman, Christina

From: Henman, Christina
Sent: Wednesday, December 31, 2025 2:18 PM
To: 'legalnotices@postregister.com'
Subject: Legal Notice for Standard Journal
Attachments: 22-14735, 90201, 90230 Standard Journal.docx

LEGAL NOTICE DEPARTMENT
REXBURG STANDARD JOURNAL
PO BOX 10
REXBURG, ID 83440

RE: Application for Permit No. 22-14735, Application for Transfer 90201, 90230

Dear Legal Notice Department:

Please publish the enclosed legal notice on the dates indicated (once a week for two consecutive weekly issues). If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Please send the affidavit and bill to this office before 1/26/2026. Your cooperation is appreciated.

Thank You,



Christina Henman
Administrative Assistant
IDWR, Eastern Region
900 N Skyline Ste. A
Idaho Falls, ID 83402
Phone: (208) 525-7161

The following application(s) have been filed to appropriate the public waters of the State of Idaho:

22-14735

HK CONTRACTORS INC, PO BOX 51450, IDAHO FALLS, ID 83405-1450

Point of Diversion SESW S36 T07N R40E FREMONT County

Source GROUND WATER Tributary

Use: INDUSTRIAL STORAGE

01/01 to 12/31

115 AF

Total Diversion:

115 AF

Date Filed: 12-04-2025

Place Of Use: INDUSTRIAL STORAGE

T07N R40E S36

SESW

Mitigation is proposed for consumptive use.

Permits will be subject to all prior water rights. For additional information concerning the property location, contact the Eastern office at (208)525-7161; or for a full description of the right(s), please see <https://idwr.idaho.gov/apps/ExtSearch/WRAApplicationResults/>. Protests may be submitted based on the criteria of Idaho Code § 42-203A. Any protest against the approval of this application must be filed with the Director, Dept. of Water Resources, Eastern Region, 900 N SKYLINE DR STE A, IDAHO FALLS ID 83402-1718 together with a protest fee of \$25.00 for each application on or before 1/26/2026. The protestant must also send a copy of the protest to the applicant.

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

TRANSFER NO. 90201

HK CONTRACTORS INC, PO BOX 51450, IDAHO FALLS, ID 83405-1450 has filed Application No. 90201 for changes to the following water rights within FREMONT County(s): Right No(s). 22-636A; to see a full description of these rights and the proposed transfer, please see <https://research.idwr.idaho.gov/apps/waterrights/querynewtransfers>. The purpose of the transfer is to change a portion of the above rights as follows: change nature of use, period of use, and place of use. Proposed uses of 1.12 cfs from Teton River are irrigation and diversion to storage from 4/1 to 10/31, and 22.3 af of industrial storage from 1/1 to 12/31. Proposed place of use is in SWSW and SESW Sec 36 T07N R40E.

TRANSFER NO. 90230

B & B FARMS, C/O BRADLEY JENSEN, 2509 S 5500 W, REXBURG, ID 83440 has filed Application No. 90230 for changes to the following water rights within MADISON County(s): Right No(s). 22-13797, 22-13958; to see a full description of these rights and the proposed transfer, please see <https://research.idwr.idaho.gov/apps/waterrights/querynewtransfers>. The purpose of the transfer is to change a portion of the above rights as follows: change nature of use, place of use, period of use and point of diversion, and add points of diversion. Proposed use is Municipal within the service area of the City of Rexburg from 1/1 to 12/31. Proposed points of diversion are 2 in SESE Sec 26 T06N R39E; 2 in SWSW Sec 17, SWSW Sec 20, 2 in SWSW Sec 29, SENW and NESE Sec 30, and 2 in NESE Sec 31, T06N R40E for 1.02 cfs from Ground Water.

For additional information concerning the property location, contact Eastern Region office at (208)525-7161. Protests may be submitted based on the criteria of Idaho Code Sec. 42-222. Any protest against the proposed change must be filed with the Department of Water Resources, Eastern Region, 900 N SKYLINE DR STE A, IDAHO FALLS ID 83402-1718 together with a protest fee of \$25.00 for each application on or before 1/26/2026. The protestant must also send a copy of the protest to the applicant.

MATHEW WEAVER, Director

Published on 1/9/2026 and 1/16/2026