

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

**TRANSFER OF WATER RIGHT
TRANSFER NO. 89547**

This is to certify that: **FARMLAND RESERVE INC**
60 E SOUTH TEMPLE STE 1600
SALT LAKE CTY, UT 84111-1029

has requested a change to the water right(s) listed below. This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code. A summary of the changes is also listed below. The authorized change for each affected water right, including conditions of approval, is shown on the following pages of this document.

Summary of Water Rights Before the Proposed Changes

<u>Water Right</u>	<u>Origin/Basis</u>	<u>Priority Date</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>Source</u>
35-13608	WR/DECREED	9/5/1972	0.060 cfs	20.0 af	5.0	108.0	GROUND WATER
35-14081	WR/DECREED	7/9/1963	0.270 cfs	54.6 af	13.7	108.0	GROUND WATER
35-14084	WR/DECREED	10/17/1966	0.260 cfs	53.1 af	13.2	108.0	GROUND WATER
35-14089	WR/DECREED	12/26/1973	0.040 cfs	8.7 af	2.2	108.0	GROUND WATER
35-14092	WR/LICENSE	5/23/1979	0.320 cfs	63.6 af	15.9	108.0	GROUND WATER
35-14243	WR/LICENSE	2/8/2012	7.880 cfs	2636.0 af	N/A	659.0	GROUND WATER
35-14857	WR/DECREED	12/20/1954	0.360 cfs	N/A	18.0	108.0	GROUND WATER
35-14874	WR/DECREED	1/24/1978	0.680 cfs	N/A	40.0	108.0	GROUND WATER
35-14897	WR/DECREED	3/23/1981	0.470 cfs	120.0 af	N/A	30.0	GROUND WATER
35-14902	WR/DECREED	2/2/1970	0.840 cfs	168.0 af	N/A	48.0	GROUND WATER

Associated Water Rights Also Included in the Transfer Approval (Conditions Updated)

<u>Water Right</u>	<u>Origin/Basis</u>	<u>Priority Date</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>Source</u>
35-7969	WR/DECREED	3/23/1981	4.380 cfs	1128.0 af		282.0	GROUND WATER
29-10265	WR/DECREED	2/2/1970	5.380 cfs	1081.5 af		309.0	GROUND WATER

Purpose of Transfer (Changes Proposed)

<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>POU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
35-13608	NO	NO	YES	NO	NO	NO
35-14081	NO	NO	YES	NO	NO	NO
35-14084	NO	NO	YES	NO	NO	NO
35-14089	NO	NO	YES	NO	NO	NO
35-14092	NO	NO	YES	NO	NO	NO
35-14243	NO	NO	YES	NO	NO	NO
35-14857	NO	NO	YES	NO	NO	NO
35-14874	NO	NO	YES	NO	NO	NO
35-14897	NO	YES	YES	NO	NO	NO
35-14902	NO	YES	YES	NO	NO	NO

Transfer No. 89547

**Support Data
In File # 29-10265**

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

**TRANSFER OF WATER RIGHT
TRANSFER NO. 89547**

Summary Of Water Rights After the Approved Change

<u>Existing Right</u>	<u>New No. (Changed Portion)</u>	<u>Transfer Rate</u>	<u>Transfer Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>New No. (remaining portion)</u>	<u>Remaining Rate</u>	<u>Remaining Volume</u>	<u>Remaining Acre Limit</u>	<u>Remaining Total Acres</u>
35-13608	35-13608	0.060 cfs	20.0 af	5.0	718.0	N/A	N/A	N/A	N/A	N/A
35-14081	35-14081	0.270 cfs	54.6 af	13.7	718.0	N/A	N/A	N/A	N/A	N/A
35-14084	35-14084	0.260 cfs	53.1 af	13.2	718.0	N/A	N/A	N/A	N/A	N/A
35-14089	35-14089	0.040 cfs	8.7 af	2.2	718.0	N/A	N/A	N/A	N/A	N/A
35-14092	35-14092	0.320 cfs	63.6 af	15.9	718.0	N/A	N/A	N/A	N/A	N/A
35-14243	35-14243	7.880 cfs	2636.0 af	659.0	718.0	N/A	N/A	N/A	N/A	N/A
35-14857	35-14857	0.360 cfs	N/A	18.0	718.0	N/A	N/A	N/A	N/A	N/A
35-14874	35-14874	0.680 cfs	N/A	40.0	718.0	N/A	N/A	N/A	N/A	N/A
35-14897	35-14897	0.470 cfs	120.0 af	30.0	718.0	N/A	N/A	N/A	N/A	N/A
35-14902	35-14902	0.840 cfs	168.0 af	48.0	718.0	N/A	N/A	N/A	N/A	N/A
COMBINED TOTALS		10.900 cfs	2872.0 af	718.0	718.0		N/A	N/A	N/A	N/A

This water right(s) is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources. Detailed Water Right Description(s) attached.

Dated this 17th day of February, 2026.



Regional Manager

Transfer No. 89547

**Support Data
In File # 29-10265**

WATER RIGHT NO. 35-13608**As Modified by Transfer No. 89547**

In accordance with the approval of Transfer No. 89547, Water Right No. 35-13608 is now described as follows:

Right Holder: FARMLAND RESERVE INC
60 E SOUTH TEMPLE STE 1600
SALT LAKE CTY, UT 84111-1029

Priority Date: 9/5/1972

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
IRRIGATION	04/01	to 10/31	0.060 cfs	20.0 af
			0.060 cfs	20.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER L2 (NENWNE) Sec 5 Twp 07S Rge 29E POWER County

PLACE OF USE: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
06S	29E	32									40		40	40	40	40	40	40	280
07S	29E	4					33	33	40	40									146
							L 3	L 4											
07S	29E	5	33	33	40	40	33	33	40	40									292
			L 1	L 2			L 3	L 4											

Right Acre Limit: 5.0

POU Total Acres: 718

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 5.0 acres within the authorized place of use in a single irrigation season.
2. Rights 35-13608, 35-14081, 35-14084, 35-14089, 35-14092, 35-14857, and 35-14874 are limited to the irrigation of a specific 108 acres within the 718.0 acre place of use authorized by this right in a single irrigation season. The specific 108.0 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 108.0 acres to be irrigated within the 718.0 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.

Transfer No. 89547

WATER RIGHT NO. 35-13608
As Modified by Transfer No. 89547

CONDITIONS OF APPROVAL

3. Rights 35-13608, 35-14081, 35-14084, 35-14089, 35-14092, 35-14857, and 35-14874 when combined shall not exceed a total diversion rate of 1.71 cfs, a total annual maximum diversion volume of 432 af at the field headgate, and the irrigation of 108 acres.
4. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the place of use.
5. 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. 120.
6. A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
7. Prior to the diversion and use of water under Transfer approval 89547, 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.
8. 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.
9. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
10. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
11. 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.

WATER RIGHT NO. 35-14902
As Modified by Transfer No. 89547

In accordance with the approval of Transfer No. 89547, Water Right No. 35-14902 is now described as follows:

Right Holder: FARMLAND RESERVE INC
 60 E SOUTH TEMPLE STE 1600
 SALT LAKE CTY, UT 84111-1029

Priority Date: 2/2/1970

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
IRRIGATION	04/01	to 10/15	0.840 cfs	168.0 af
			0.840 cfs	168.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER L2 (NENWNE) Sec 5 Twp 07S Rge 29E POWER County

PLACE OF USE: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
06S	29E	32									40		40	40	40	40	40	40	280
07S	29E	4					33	33	40	40									146
							L 3	L 4											
07S	29E	5	33	33	40	40	33	33	40	40									292
			L 1	L 2			L 3	L 4											

Right Acre Limit: 48.0
 POU Total Acres: 718.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of a specific 48.0 acres within the 718.0 acre place of use authorized by this right in a single irrigation season. The specific 48.0 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 48.0 acres to be irrigated within the 718.0 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
2. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the place of use.
3. 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. 120.

Transfer No. 89547

WATER RIGHT NO. 35-14902
As Modified by Transfer No. 89547

CONDITIONS OF APPROVAL

4. A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
5. Prior to the diversion and use of water under Transfer approval 89547, 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.
6. 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.
7. The use of water for irrigation under this right may continue to as late as October 31, provided other elements of the right are not exceeded. The use of water after October 15 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right.
8. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
9. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
10. 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.

WATER RIGHT NO. 35-14081
As Modified by Transfer No. 89547

In accordance with the approval of Transfer No. 89547, Water Right No. 35-14081 is now described as follows:

Right Holder: FARMLAND RESERVE INC
 60 E SOUTH TEMPLE STE 1600
 SALT LAKE CTY, UT 84111-1029

Priority Date: 7/9/1963

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
IRRIGATION	04/01	to 10/31	0.270 cfs	54.6 af
			0.270 cfs	54.6 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER L2 (NENWNE) Sec 5 Twp 07S Rge 29E POWER County

PLACE OF USE: IRRIGATION

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
06S	29E	32									40		40	40	40	40			280
07S	29E	4					33	33	40	40									146
							L 3	L 4											
07S	29E	5	33	33	40	40	33	33	40	40									292
			L 1	L 2			L 3	L 4											

Right Acre Limit: 13.7
 POU Total Acres: 718.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 13.7 acres within the authorized place of use in a single irrigation season.
2. Rights 35-13608, 35-14081, 35-14084, 35-14089, 35-14092, 35-14857, and 35-14874 are limited to the irrigation of a specific 108 acres within the 718.0 acre place of use authorized by this right in a single irrigation season. The specific 108.0 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 108.0 acres to be irrigated within the 718.0 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.

Transfer No. 89547

WATER RIGHT NO. 35-14081
As Modified by Transfer No. 89547

CONDITIONS OF APPROVAL

3. Rights 35-13608, 35-14081, 35-14084, 35-14089, 35-14092, 35-14857, and 35-14874 when combined shall not exceed a total diversion rate of 1.71 cfs, a total annual maximum diversion volume of 432 af at the field headgate, and the irrigation of 108 acres.
4. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
5. Use of water under this right will 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. 120.
6. A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
7. Prior to the diversion and use of water under Transfer approval 89547, 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.
8. 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.
9. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
10. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
11. 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.

WATER RIGHT NO. 35-14084**As Modified by Transfer No. 89547**

In accordance with the approval of Transfer No. 89547, Water Right No. 35-14084 is now described as follows:

Right Holder: FARMLAND RESERVE INC
60 E SOUTH TEMPLE STE 1600
SALT LAKE CTY, UT 84111-1029

Priority Date: 10/17/1966

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
IRRIGATION	04/25	to 10/25	0.260 cfs	53.1 af
			0.260 cfs	53.1 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER L2 (NENWNE) Sec 5 Twp 07S Rge 29E POWER County

PLACE OF USE: IRRIGATION

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
06S	29E	32									40		40	40	40	40	40	40	280
07S	29E	4					33	33	40	40									146
							L 3	L 4											
07S	29E	5	33	33	40	40	33	33	40	40									292
			L 1	L 2			L 3	L 4											

Right Acre Limit: 13.2
POU Total Acres: 718.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 13.2 acres within the authorized place of use in a single irrigation season.
2. Rights 35-13608, 35-14081, 35-14084, 35-14089, 35-14092, 35-14857, and 35-14874 are limited to the irrigation of a specific 108 acres within the 718.0 acre place of use authorized by this right in a single irrigation season. The specific 108.0 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 108.0 acres to be irrigated within the 718.0 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.

Transfer No. 89547

WATER RIGHT NO. 35-14084
As Modified by Transfer No. 89547

CONDITIONS OF APPROVAL

3. Rights 35-13608, 35-14081, 35-14084, 35-14089, 35-14092, 35-14857, and 35-14874 when combined shall not exceed a total diversion rate of 1.71 cfs, a total annual maximum diversion volume of 432 af at the field headgate, and the irrigation of 108 acres.
4. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
5. Use of water under this right will 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. 120.
6. A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
7. Prior to the diversion and use of water under Transfer approval 89547, 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.
8. 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.
9. The period of use for the irrigation described in this approval may be extended to a beginning date of 4/01 and an ending date of 10/31 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/25 and after 10/25 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 2/19/2002.
10. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
11. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
12. Pursuant to Section 42-1412(6), Idaho Code, 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 may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

WATER RIGHT NO. 35-14089
As Modified by Transfer No. 89547

In accordance with the approval of Transfer No. 89547, Water Right No. 35-14089 is now described as follows:

Right Holder: FARMLAND RESERVE INC
 60 E SOUTH TEMPLE STE 1600
 SALT LAKE CTY, UT 84111-1029

Priority Date: 12/26/1973

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
IRRIGATION	04/25	to 10/25	0.040 cfs	8.7 af
			0.040 cfs	8.7 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER L2 (NENWNE) Sec 5 Twp 07S Rge 29E POWER County

PLACE OF USE: IRRIGATION

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
06S	29E	32									40		40	40	40	40	40	40	280
07S	29E	4					33	33	40	40									146
							L 3	L 4											
07S	29E	5	33	33	40	40	33	33	40	40									292
			L 1	L 2			L 3	L 4											

Right Acre Limit: 2.2
 POU Total Acres: 718.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 2.2 acres within the authorized place of use in a single irrigation season.
2. Rights 35-13608, 35-14081, 35-14084, 35-14089, 35-14092, 35-14857, and 35-14874 are limited to the irrigation of a specific 108 acres within the 718.0 acre place of use authorized by this right in a single irrigation season. The specific 108.0 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 108.0 acres to be irrigated within the 718.0 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.

Transfer No. 89547

WATER RIGHT NO. 35-14089
As Modified by Transfer No. 89547

CONDITIONS OF APPROVAL

3. Rights 35-13608, 35-14081, 35-14084, 35-14089, 35-14092, 35-14857, and 35-14874 when combined shall not exceed a total diversion rate of 1.71 cfs, a total annual maximum diversion volume of 432 af at the field headgate, and the irrigation of 108 acres.
4. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
5. Use of water under this right will 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. 120.
6. A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
7. Prior to the diversion and use of water under Transfer approval 89547, 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.
8. 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.
9. The period of use for the irrigation described in this approval may be extended to a beginning date of 4/01 and an ending date of 10/31 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/25 and after 10/25 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 2/19/2002.
10. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
11. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
12. 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.

WATER RIGHT NO. 35-14092**As Modified by Transfer No. 89547**

In accordance with the approval of Transfer No. 89547, Water Right No. 35-14092 is now described as follows:

Right Holder: FARMLAND RESERVE INC
60 E SOUTH TEMPLE STE 1600
SALT LAKE CTY, UT 84111-1029

Priority Date: 5/23/1979

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
IRRIGATION	04/01	to 10/31	0.320 cfs	63.6 af
			0.320 cfs	63.6 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER L2 (NENWNE) Sec 5 Twp 07S Rge 29E POWER County

PLACE OF USE: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
06S	29E	32									40			40	40	40		40	280
07S	29E	4					33	33	40	40									146
							L 3	L 4											
07S	29E	5	33	33	40	40	33	33	40	40									292
			L 1	L 2			L 3	L 4											

Right Acre Limit: 15.9
POU Total Acres: 718.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 15.9 acres within the authorized place of use in a single irrigation season.
2. Rights 35-13608, 35-14081, 35-14084, 35-14089, 35-14092, 35-14857, and 35-14874 are limited to the irrigation of a specific 108 acres within the 718.0 acre place of use authorized by this right in a single irrigation season. The specific 108.0 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 108.0 acres to be irrigated within the 718.0 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.

WATER RIGHT NO. 35-14092
As Modified by Transfer No. 89547

CONDITIONS OF APPROVAL

3. Rights 35-13608, 35-14081, 35-14084, 35-14089, 35-14092, 35-14857, and 35-14874 when combined shall not exceed a total diversion rate of 1.71 cfs, a total annual maximum diversion volume of 432 af at the field headgate, and the irrigation of 108 acres.
4. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
5. Use of water under this right will 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. 120.
6. A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
7. Prior to the diversion and use of water under Transfer approval 89547, 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.
8. 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.
9. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
10. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
11. 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.

WATER RIGHT NO. 35-14243**As Modified by Transfer No. 89547**

In accordance with the approval of Transfer No. 89547, Water Right No. 35-14243 is now described as follows:

Right Holder: FARMLAND RESERVE INC
60 E SOUTH TEMPLE STE 1600
SALT LAKE CTY, UT 84111-1029

Priority Date: 2/8/2012

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
IRRIGATION	04/01	to 10/31	7.880 cfs 7.880 cfs	2636.0 af 2636.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER L2 (NENWNE) Sec 5 Twp 07S Rge 29E POWER County

PLACE OF USE: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
06S	29E	32									40		40	40	40	40	40	40	280
07S	29E	4					33	33	40	40									146
							L 3	L 4											
07S	29E	5	33	33	40	40	33	33	40	40									292
			L 1	L 2			L 3	L 4											

Right Acre Limit: 659.0

POU Total Acres: 718.0

CONDITIONS OF APPROVAL

1. At the time of Transfer Approval 89547, this right is not mitigated for and does not authorize the diversion of water. If the right holder desires to divert under this right, the right holder may propose a mitigation plan. The mitigation plan must be provided to the Department no later than December 1st in the year immediately prior to the irrigation season where the mitigation plan is proposed to be implemented. The Department will advertise the mitigation plan to the public and any protestants shall have the right to challenge the mitigation plan. If the mitigation plan is not approved by the Department, the right holder shall not divert under this right.
2. By December 1st of each year, the right holder shall provide a written report to the Department describing the number and location of acres irrigated that year, the volume of water diverted under this right, the source of mitigation for the next irrigation season, and the number and location of acres proposed to be irrigated in the following year.

Transfer No. 89547

WATER RIGHT NO. 35-14243
As Modified by Transfer No. 89547

CONDITIONS OF APPROVAL

3. This right is limited to the irrigation of 659.0 acres within the authorized place of use in a single irrigation season.
4. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the place of use.
5. Use of water under this right will 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. 120.
6. A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
7. Prior to the diversion and use of water under Transfer approval 89547, 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.
8. 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.
9. This right is for the use of trust water, and it is subject to review 5 years after the date of permit approval to re-evaluate the availability of trust water for the authorized use and to re-evaluate the public interest criteria for reallocating trust water.
10. Administration of this right to satisfy the minimum stream flow water rights in the Snake River at Murphy Gage shall not be required because use of water pursuant to this right is either non-consumptive or the right holder is required to provide ongoing mitigation to offset the depletion of water resulting from the use of this right.
11. The diversion and use of water described in this right may be subject to additional conditions and limitations agreed to by the protestant and the right holder under a separate agreement to which the Department is not a party. Because the Department is not a party, the Department is not responsible for enforcement of any aspect of the agreement not specifically addressed in other conditions herein.
12. Noncompliance with any condition of this right, including the requirement for mitigation, is cause for the director to issue a notice of violation, cancel or revoke the right, or, if the right is included in a water district, request that the watermaster curtail diversion and use of water.
13. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
14. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

WATER RIGHT NO. 35-14243
As Modified by Transfer No. 89547

CONDITIONS OF APPROVAL

15. 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.



WATER RIGHT NO. 35-14857**As Modified by Transfer No. 89547**

In accordance with the approval of Transfer No. 89547, Water Right No. 35-14857 is now described as follows:

Right Holder: FARMLAND RESERVE INC
60 E SOUTH TEMPLE STE 1600
SALT LAKE CTY, UT 84111-1029

Priority Date: 12/20/1954

Source: GROUND WATER

BENEFICIAL USE

IRRIGATION

From

4/01

To

to 11/01

Diversion Rate

0.360 cfs

0.360 cfs

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER L2 (NENWNE) Sec 5 Twp 07S Rge 29E POWER County

PLACE OF USE: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
06S	29E	32									40		40	40	40	40	40	40	280
07S	29E	4					33	33	40	40									146
							L 3	L 4											
07S	29E	5	33	33	40	40	33	33	40	40									292
			L 1	L 2			L 3	L 4											

Right Acre Limit: 18.0

POU Total Acres: 718.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 18.0 acres within the authorized place of use in a single irrigation season.
2. Rights 35-13608, 35-14081, 35-14084, 35-14089, 35-14092, 35-14857, and 35-14874 are limited to the irrigation of a specific 108 acres within the 718.0 acre place of use authorized by this right in a single irrigation season. The specific 108.0 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 108.0 acres to be irrigated within the 718.0 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.

Transfer No. 89547

WATER RIGHT NO. 35-14857
As Modified by Transfer No. 89547

CONDITIONS OF APPROVAL

3. Rights 35-13608, 35-14081, 35-14084, 35-14089, 35-14092, 35-14857, and 35-14874 when combined shall not exceed a total diversion rate of 1.71 cfs, a total annual maximum diversion volume of 432 af at the field headgate, and the irrigation of 108 acres.
4. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the place of use.
5. 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. 120.
6. A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
7. Prior to the diversion and use of water under Transfer approval 89547, 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.
8. 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.
9. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
10. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
11. 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.

WATER RIGHT NO. 35-14874
As Modified by Transfer No. 89547

In accordance with the approval of Transfer No. 89547, Water Right No. 35-14874 is now described as follows:

Right Holder: FARMLAND RESERVE INC
60 E SOUTH TEMPLE STE 1600
SALT LAKE CTY, UT 84111-1029

Priority Date: 1/24/1978

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
IRRIGATION	4/01	to 11/01	0.680 cfs
			0.680 cfs

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER L2 (NENWNE) Sec 5 Twp 07S Rge 29E POWER County

PLACE OF USE: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
06S	29E	32									40			40	40	40	40	40	280
07S	29E	4					33	33	40	40									146
							L 3	L 4											
07S	29E	5	33	33	40	40	33	33	40	40									292
			L 1	L 2			L 3	L 4											

Right Acre Limit: 40.0
POU Total Acres: 718.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 40.0 acres within the authorized place of use in a single irrigation season.
2. Rights 35-13608, 35-14081, 35-14084, 35-14089, 35-14092, 35-14857, and 35-14874 are limited to the irrigation of a specific 108 acres within the 718.0 acre place of use authorized by this right in a single irrigation season. The specific 108.0 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 108.0 acres to be irrigated within the 718.0 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.

Transfer No. 89547

WATER RIGHT NO. 35-14874
As Modified by Transfer No. 89547

CONDITIONS OF APPROVAL

3. Rights 35-13608, 35-14081, 35-14084, 35-14089, 35-14092, 35-14857, and 35-14874 when combined shall not exceed a total diversion rate of 1.71 cfs, a total annual maximum diversion volume of 432 af at the field headgate, and the irrigation of 108 acres.
4. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the place of use.
5. 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. 120.
6. A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
7. Prior to the diversion and use of water under Transfer approval 89547, 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.
8. 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.
9. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
10. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
11. 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.

WATER RIGHT NO. 35-14897
As Modified by Transfer No. 89547

In accordance with the approval of Transfer No. 89547, Water Right No. 35-14897 is now described as follows:

Right Holder: FARMLAND RESERVE INC
 60 E SOUTH TEMPLE STE 1600
 SALT LAKE CTY, UT 84111-1029

Priority Date: 3/23/1981

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
IRRIGATION	4/01	to 11/01	0.470 cfs	120.0 af
			0.470 cfs	120.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER L2 (NENWNE) Sec 5 Twp 07S Rge 29E POWER County

PLACE OF USE: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
06S	29E	32									40		40	40	40	40	40	40	280
07S	29E	4					33	33	40	40									146
							L 3	L 4											
07S	29E	5	33	33	40	40	33	33	40	40									292
			L 1	L 2			L 3	L 4											

Right Acre Limit: 30.0
 POU Total Acres: 718.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of a specific 30.0 acres within the 718 acre place of use authorized by this right in a single irrigation season. The specific 30.0 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 30.0 acres to be irrigated within the 718.0 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
2. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the place of use.
3. 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. 120.

Transfer No. 89547

WATER RIGHT NO. 35-14897
As Modified by Transfer No. 89547

CONDITIONS OF APPROVAL

4. A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
5. Prior to the diversion and use of water under Transfer approval 89547, 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.
6. 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.
7. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
8. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
9. 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.

WATER RIGHT NO. 35-7969

As Modified by Transfer No. 89547

In accordance with the approval of Transfer No. 89547, Water Right No. 35-7969 is now described as follows:

Right Holder: FARMLAND RESERVE INC
60 E SOUTH TEMPLE STE 1600
SALT LAKE CTY, UT 84111-1029

Priority Date: 3/23/1981

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
IRRIGATION	4/01	to 11/01	4.380 cfs	1128.0 af
			4.380 cfs	1128.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER NESE Sec 12 Twp 06S Rge 29E POWER County

PLACE OF USE: IRRIGATION

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
06S	29E	12	28.5	29.5	30.0	38.0									39.0	40.0	39.0	38.0	282.0

POU Total Acres: 282.0

CONDITIONS OF APPROVAL

- 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.

WATER RIGHT NO. 29-10265**As Modified by Transfer No. 89547**

In accordance with the approval of Transfer No. 89547, Water Right No. 29-10265 is now described as follows:

Right Holder: FARMLAND RESERVE INC
60 E SOUTH TEMPLE STE 1600
SALT LAKE CTY, UT 84111-1029

Priority Date: 2/2/1970

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
IRRIGATION	04/01	to 10/15	5.380 cfs	1081.5 af
			5.380 cfs	1081.5 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	NESE	Sec 5	Twp 06S Rge 33E	POWER County
GROUND WATER	SWNESW	Sec 5	Twp 06S Rge 33E	POWER County

PLACE OF USE: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
06S	33E	4									14.0	2.0	16.0	2.0					34.0
06S	33E	5									39.0	11.0	38.0	40.0	34.7	32.3	40.0	40.0	275.0

POU Total Acres: 309.0

CONDITIONS OF APPROVAL

1. The use of water for irrigation under this right may continue to as late as October 31, provided other elements of the right are not exceeded. The use of water after October 15 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right.
2. 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.

Transfer No. 89547



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

February 17, 2026

FARMLAND RESERVE INC
60 E SOUTH TEMPLE STE 1600
SALT LAKE CTY UT 84111-1029

Re: Transfer No: 89547
Water Right No(s): 29-10265, 35-7969, 35-13608, 35-14081, 35-14084, 35-14089,
35-14092, 35-14243, 35-14857, 35-14874, 35-14897, 35-14902

Transfer Approval Notice

Dear Water Right Holder:

The Department of Water Resources has issued the enclosed approved Transfer of Water Right(s). Please be sure to thoroughly review the conditions of approval and remarks listed on the approval document.

The Transfer of Water Right(s) is a PRELIMINARY ORDER issued by the Department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action by the Department unless the APPLICANT petitions for reconsideration or files an exception and/or brief within fourteen (14) days of the service date as described in the enclosed information sheet.

ANY PERSON aggrieved by any decision, determination, order or action of the Department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Department and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

If the transfer approval includes a condition requiring measuring and recording devices, such devices shall comply with specifications established by the Department. Detailed specifications are available on the Department's home page on the Internet, or you can request a copy by contacting any office of the Department. Please be sure to thoroughly review the specifications to avoid unnecessary costs for reinstallation or modification due to non-conforming or improperly installed devices.

Please note that water right owners are required to report any change of water right ownership and/or mailing address to the Department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee. Contact any office of the Department or visit the Department's homepage on the Internet to obtain the proper forms and instructions.

If you have any questions, please contact me at (208) 525-7161.

Sincerely,



Christina Henman
Administrative Assistant

Enclosure
CC:

GREG SULLIVAN
2016 WASHINGTON ST N STE 4
TWIN FALLS ID 83301-3082

ROBERT L. HARRIS
HOLDEN, KIDWELL, HAHN & CRAPO,
PLLC
1000 RIVERWALK DRIVE, SUITE 200
P.O. BOX 50130
IDAHO FALLS, ID 83405-0130

A&B IRRIGATION DISTRICT
BURLEY IRRIGATION DISTRICT
MILNER IRRIGATION DISTRICT
NORTH SIDE CANAL COMPANY
TWIN FALLS CANAL COMPANY
TRAVIS L THOMPSON
ABBY R BITZENBURG
PARSONS BEHLE AND LATIMER
PO BOX 63
TWIN FALLS, ID 83303

AMERICAN FALLS RESERVOIR
DISTRICT #2
MINIDOKA IRRIGATION DISTRICT
NORMAN M SEMANKO
PARSONS BEHLE & LATIMER
800 W MAIN STREET, STE 1300
BOISE, ID 83702

CERTIFICATE OF SERVICE

I hereby certify that on February 17, 2026 I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER (Approved Transfer) to the person(s) listed below:

Re: Transfer No.: 89547

Water Right No(s): 29-10265, 35-7969, 35-13608, 35-14081, 35-14084, 35-14089, 35-14092, 35-14243, 35-14857, 35-14874, 35-14897, 35-14902

**FARMLAND RESERVE INC
60 E SOUTH TEMPLE STE 1600
SALT LAKE CTY UT 84111-1029**

**GREG SULLIVAN
2016 WASHINGTON ST N STE 4
TWIN FALLS ID 83301-3082**

**ROBERT L. HARRIS
HOLDEN, KIDWELL, HAHN & CRAPO,
PLLC
1000 RIVERWALK DRIVE, SUITE 200
P.O. BOX 50130
IDAHO FALLS, ID 83405-0130**

**A&B IRRIGATION DISTRICT
BURLEY IRRIGATION DISTRICT
MILNER IRRIGATION DISTRICT
NORTH SIDE CANAL COMPANY
TWIN FALLS CANAL COMPANY
TRAVIS L THOMPSON
ABBY R BITZENBURG
PARSONS BEHLE AND LATIMER
PO BOX 63
TWIN FALLS, ID 83303**

**AMERICAN FALLS RESERVOIR
DISTRICT #2
MINIDOKA IRRIGATION DISTRICT
NORMAN M SEMANKO
PARSONS BEHLE & LATIMER
800 W MAIN STREET, STE 1300
BOISE, ID 83702**



**Christina Henman
Administrative Assistant**

EXPLANATORY INFORMATION TO ACCOMPANY A PRELIMINARY ORDER

(To be used in connection with actions when a hearing was **not** held.)

The accompanying document is a "**Preliminary Order**" issued by the Idaho Department of Water Resources ("Department") pursuant to Idaho Code § 67-5243. **This preliminary order can and will become a final order without further action of the Department, unless a party petitions for reconsideration, petitions for review, or requests a hearing as further described below:**

PETITION FOR RECONSIDERATION

(See Idaho Code § 67-5243(3))

Any party may file a petition for reconsideration of this preliminary order with the Department within fourteen (14) days of the service date of this order as shown on the certificate of service. **Note: the petition must be received by the Department within this fourteen (14) day period.** The presiding officer will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law.

PETITION FOR REVIEW (EXCEPTIONS)

(See Idaho Code § 67-5245)

Within fourteen (14) days after: (a) the service date of this preliminary order, (b) the service date of a denial of a petition for reconsideration of this preliminary order, or (c) the failure within twenty-one (21) days of the presiding officer to act on a petition for reconsideration of this preliminary order, any party may petition the Director in writing to review any part of this preliminary order by filing exceptions, and any supporting brief, with the Department.¹ Any parties opposing the exceptions shall have fourteen (14) days from the service date of the exceptions to file a brief. If the Director determines that oral argument is to be heard, the Director will provide reasonable notice to the parties of the place, date, and hour for the argument.

The Director will issue a final order on exceptions within fifty-six (56) days of receipt of the written briefs or oral argument, whichever is later, unless extended for good cause. The Director may remand the matter for or hold an evidentiary hearing if further factual development of the record is necessary before issuing a final order.

REQUEST FOR HEARING

(See Idaho Code § 42-1701A(3))

Unless a right to a hearing before the Department or the Water Resource Board is otherwise provided by statute, any person aggrieved by any final decision, determination, order or action of the Director of the Department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to Idaho Code § 42-1701A(3). A written petition to the Director contesting the preliminary order and requesting a hearing must be filed with the Department

¹ The Director may decide to review this preliminary order upon his own motion. Should the Director decide to do so, the Director will provide written notice to the parties within the period the parties are allowed to petition the director for review of the preliminary order.

by any aggrieved person **within fifteen (15) days after service of this preliminary order.**

CERTIFICATE OF SERVICE

(See IDAPA 37.01.01.053, 37.01.01.202)

All documents filed with the Department in connection with a petition for reconsideration, petition for review, or a request for hearing of this preliminary order shall be served on all other parties to the proceedings in accordance with Rules of Procedure 53 and 202.