

RECEIVED

DEC 16 2021

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DEC 20 2021

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

DEPARTMENT OF WATER RESOURCES
SOUTHERN REGION

1. List the numbers of all water rights and/or adjudication claim records to be changed. If you only acquired a portion of the water right or adjudication claim, check "Yes" in the "Split?" column. If the water right is leased to the Water Supply Bank, check "Yes". If you are not sure if the water right is leased to the Water Supply Bank, see #7 of the instructions.

Water Right/Claim No.	Split?	Leased to Water Supply Bank?	Water Right/Claim No.	Split?	Leased to Water Supply Bank?
36-7510 ✓	Yes ☐	Yes ☒		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Hardy Properties L.P.
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Anita Kay Hardy
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or
- 1301 S. Vista Avenue, Suite 101 Boise Idaho 83705
Mailing address City State Zip
- 208-740-4020 akhardy@rmci.net
Telephone Email
4. If the water rights and/or adjudication claims were split, how did the division occur?
☐ The water rights or claims were divided as specifically identified in a deed, contract, or other conveyance document.
☐ The water rights or claims were divided proportionately based on the portion of their place(s) of use acquired by the new owner.
5. Date you acquired the water rights and/or claims listed above: December 17, 2020
6. Do you own the land identified as the water right place of use? Yes ☒ No ☐
☐ If no, attach evidence that written notice of the change of water right ownership has been delivered to the landowner of record.
7. This form must be signed and submitted with the following **REQUIRED** items:
☒ A copy of the conveyance document – warranty deed, quitclaim deed, court decree, contract of sale, etc. The conveyance document must include a legal description of the property or description of the water right(s) if no land is conveyed.
☒ Plat map, survey map or aerial photograph which clearly shows the place of use and point of diversion for each water right and/or claim listed above (if necessary to clarify division of water rights or complex property descriptions).
☐ Filing fee (see instructions for further explanation):
☒ \$25 per undivided water right.
☐ \$100 per split water right.
☐ No fee is required for pending adjudication claims.
☐ If water right(s) are leased to the Water Supply Bank AND there are multiple owners, a Lessor Designation form is required.
☒ If water right(s) are leased to the Water Supply Bank, the individual owner or designated lessor must complete, sign and submit an IRS Form W-9.

8. Signature: Anita Kay Hardy December 15, 2021
 Signature of new owner/claimant Title, if applicable Date
Anita Kay Hardy
 Print name

Signature: _____
 Signature of new owner/claimant Title, if applicable Date
 Print name

Received by SG Date 12/16/21 For IDWR Office Use Only: Receipt No. 5038990 Receipt Amt. \$25.00
 Active in the Water Supply Bank? Yes ☐ No ☐ If yes, forward to the State Office for processing W-9 received? Yes ☐ No ☐
 Name on W-9 _____ Approved by _____ Processed by [Signature] Date 1-20-22

RECORDING REQUESTED BY AND
WHEN RECORDED MAIL TO:

THORNTON BYRON LLP
P.O. Box 7156
BOISE, IDAHO 83707-1156
208-344-8600

Instrument # 276242

GOODING COUNTY, GOODING, IDAHO
01-19-2022 09:34:05 No. of Pages: 2
Recorded for: THORNTON BYRON LLP
DENISE GILL Fee: \$15.00
Ex-Officio Recorder Deputy: JG
Electronically Recorded by Simplifile

SPACE ABOVE THIS LINE FOR RECORDER'S USE ONLY

QUITCLAIM DEED
(WATER RIGHT 36-7510)

Hardy Properties LLLP, an Idaho limited liability limited partnership formerly known as Hardy Properties L.P., an Idaho limited partnership ("Grantor"), does hereby convey, release, remise and forever quitclaim unto Anita Kay Hardy, a married woman dealing with her sole and separate property ("Grantee"), all of its right, title and interest in and to that certain real property located in Gooding County, Idaho, more particularly described as follows:

1. Water Right No. 36-7510.
2. Any and all interest in the diversion and delivery system for the above-referenced water right.
3. Any and all easements necessary to maintain, operate and repair the diversion and delivery system for the above-referenced water right, whether such easements be upon and across real property owned by Grantor, or whether such easements be upon and across real property owned by entities or individuals other than Grantor.

Together with all improvements, hereditaments and appurtenances thereto.

IN WITNESS WHEREOF, Grantor has hereunto subscribed its name this 14th day of January, 2022.

Grantor:

Hardy Properties LLLP

By: Anita Kay Hardy
Anita Kay Hardy, General Partner

STATE OF IDAHO)
 SS.
COUNTY OF ADA)

On this 14th day of January, 2022, before me, the undersigned Notary Public in and for the State of Idaho, personally appeared Anita Kay Hardy, known or identified to me to be a General Partner of Hardy Properties LLLP, the Idaho limited liability limited partnership that executed the within and foregoing instrument, and acknowledged to me that such Idaho limited liability limited partnership executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.



Audrey Richman
NOTARY PUBLIC, STATE OF IDAHO
Residing at: Boise, Idaho
My commission expires: 6/14/25

State of Idaho
Department of Water Resources
Water Right License
36-7510



-  Point of Diversion
-  Place Of Use Boundary
-  Townships
-  PLS Sections
-  Taxlots

0 0.075 0.15 0.3 Miles



RECORDING REQUESTED BY AND
WHEN RECORDED MAIL TO:

THORNTON BYRON LLP
3101 W. MAIN STREET, SUITE 200
P.O. BOX 7156
BOISE, IDAHO 83707-1156
208-344-8600

Instrument # 271057
GOODING COUNTY, GOODING, IDAHO
12-17-2020 16:21:59 No. of Pages: 4
Recorded for: THORNTON BYRON LLP
DENISE GILL Fee: \$15.00
Ex-Officio Recorder Deputy: JG
Electronically Recorded by Simplifile

(SPACE ABOVE LINE FOR RECORDER'S USE)

QUITCLAIM DEED

(RP08S14E273187A and RP08S14E270599A, Gooding County, Idaho)
(Residence and Drying Parcel)

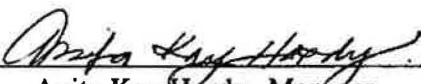
Hagerman Valley LLC, an Idaho limited liability company, ("Grantor"), does hereby convey, release, remise and forever quitclaim unto Anita Kay Hardy, a married woman, dealing with her sole and separate property ("Grantee"), all of Grantor's right, title and interest in and to that certain real property located in Gooding County, Idaho, more particularly described on Exhibit A attached hereto.

Together with all improvements, easements, hereditaments and appurtenances thereto, and subject to such rights, easements, covenants, restrictions and zoning regulations as appear of record or based upon the premises.

IN WITNESS WHEREOF, Grantor has hereunto subscribed its name to this instrument effective the 17th day of December, 2020.

Grantor:

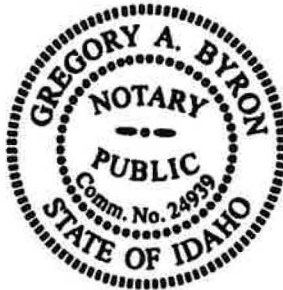
Hagerman Valley LLC

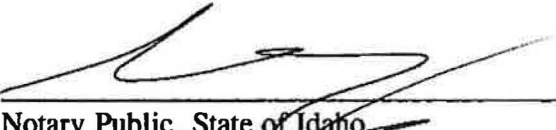
By: 
Anita Kay Hardy, Manager

State of Idaho)
 ss.
County of Ada)

On this 17th day of December, 2020, before me, the undersigned Notary Public in and for said State, personally appeared Anita Kay Hardy, known or identified to me to be a Manager of Hagerman Valley LLC, the Idaho limited liability company that executed the foregoing instrument and the person whose name is subscribed to the within instrument, and acknowledged to me that said limited liability company executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year first above written.





Notary Public, State of Idaho
Residing at: Nampa, Idaho
My commission expires: November 13, 2025

Exhibit A

Legal Description

RESIDENCE PARCEL

Commencing at the Northwest corner of Section 27, Township Eight (8) South, Range Fourteen (14) East, Boise Meridian, Idaho, which is THE REAL POINT OF BEGINNING.

Thence South 89°58'18" East, 600.00 feet;

Thence South 00°10'10" West, 400.00 feet;

Thence North 89°58'18" West, 600.00 feet to a point on the West boundary of said Section Twenty-seven (27);

Thence North 00°10'10" East, 400.00 feet to THE REAL POINT OF BEGINNING.

ACCESS ROUTE PARCEL

Commencing at the Northwest corner of Section 27, Township Eight (8) South, Range Fourteen (14) East, Boise Meridian, Idaho, South 89°58'18" East, 600.00 feet along the north boundary of said Section 27 to THE REAL POINT OF BEGINNING;

Thence South 89°58'18" East, 2046.14 feet along the north boundary of said Section 27 to the North quarter corner of said Section 27;

Thence South 89°50'35" East, 2619.22 feet along the north boundary of said Section 27 to a point on the West right of way boundary of the Highway Project S-2709(1);

Thence South 00°01'51" West, 30.00 feet along said right of way;

Thence North 89°50'35" West, 2619.22 feet;

Thence North 89°58'18" West, 2046.14 feet;

Thence North 00°10'10" East, 30.00 feet to THE REAL POINT OF BEGINNING.

DRYING PARCEL

That part of the Northeast Quarter (NE 1/4) contained within Section Twenty-seven (27), Township Eight (8) South, Range Fourteen (14) East, Boise Meridian, Idaho, described as follows:

Commencing at the North quarter corner of said Section 27 said point lies South 89°58'18" East, 2646.14 feet from the Northwest corner of section 27;

Thence South 89°50'35" East, 2619.22 feet along the North boundary of Section 27 to a point on the West right of way boundary of the Highway Project S-2709(1);

Thence South 00°01'51" West, 792.00 feet along said right of way to THE REAL POINT OF BEGINNING;

Thence South 00°01'51" West, 1011.48 feet along said right of way;

Thence North 73°34'08" West, 703.74 feet;

Thence South 72°45'45" West, 152.16 feet;
Thence North 81°42'15" West, 51.18 feet;
Thence North 47°28'45" West, 265.16 feet;
Thence North 73°46'05" West, 55.51 feet;
Thence South 70°31'24" West, 119.25 feet;
Thence South 88°26'47" West, 125.98 feet;
Thence South 47°43'54" West, 147.85 feet;
Thence North 82°46'09" West, 272.74 feet;
Thence South 49°02'00" West, 49.89 feet;
Thence South 06°50'40" West, 181.10 feet;
Thence South 75°51'23" West, 504.62 feet;
Thence South 64°30'34" West, 368.15 feet to a point on the West boundary of the NE
1/4 of said Section 27;
Thence North 00°01'08" East, 1265.10 feet along the West boundary of the NE 1/4 of
said Section 27;
Thence North 89°50'35" West, 2619.05 feet to THE REAL POINT OF BEGINNING.

RECORDATION REQUESTED BY:
THORNTON BYRON LLP
PO BOX 7156
BOISE, ID 83707-1156

WHEN RECORDED, MAIL TO:

THORNTON BYRON LLP
PO BOX 7156
BOISE, ID 83707-1156

SPACE ABOVE THIS LINE FOR RECORDER'S USE ONLY

QUITCLAIM DEED
(RP08S14E273187A and RP08S14E270599A, Gooding County, Idaho)
(Residence and Drying Parcel)

Hardy Properties LLLP, an Idaho limited liability limited partnership, f/k/a Hardy Properties L.P., an Idaho limited partnership, Grantor, does hereby convey, release, remise and forever quitclaim unto Hagerman Valley LLC, an Idaho limited liability company, Grantee, all of the right, title and interest in and to that certain real property located in Gooding County, Idaho, more particularly described in Exhibit A attached hereto.

Together with all improvements, easements, hereditaments and appurtenances thereto, and subject to such rights, easements, covenants, restrictions and zoning regulations as appear of record or based upon the premises.

In witness whereof, Grantor has hereunto subscribed its name to this instrument effective the 4th day of December, 2018.

Grantor:

Hardy Properties LLLP

By: Anita Kay Hardy
Anita Kay Hardy, General Partner

State of Idaho)
 ss.
County of Ada)

On this 4th day of December, 2018, before me, the undersigned Notary Public in and for said State, personally appeared Anita Kay Hardy, known or identified to me to be a General Partner of Hardy Properties LLLP, the limited liability limited partnership that executed the foregoing instrument and the person whose name is subscribed to the within instrument, and acknowledged to me that said limited liability limited partnership executed the same.

In witness whereof, I have hereunto set my hand and affixed my official seal the day and year first above written.





Notary Public, State of Idaho
Residing at: Nampa, Idaho
My commission expires: 11/13/2019

Exhibit A

Legal Description

RESIDENCE PARCEL

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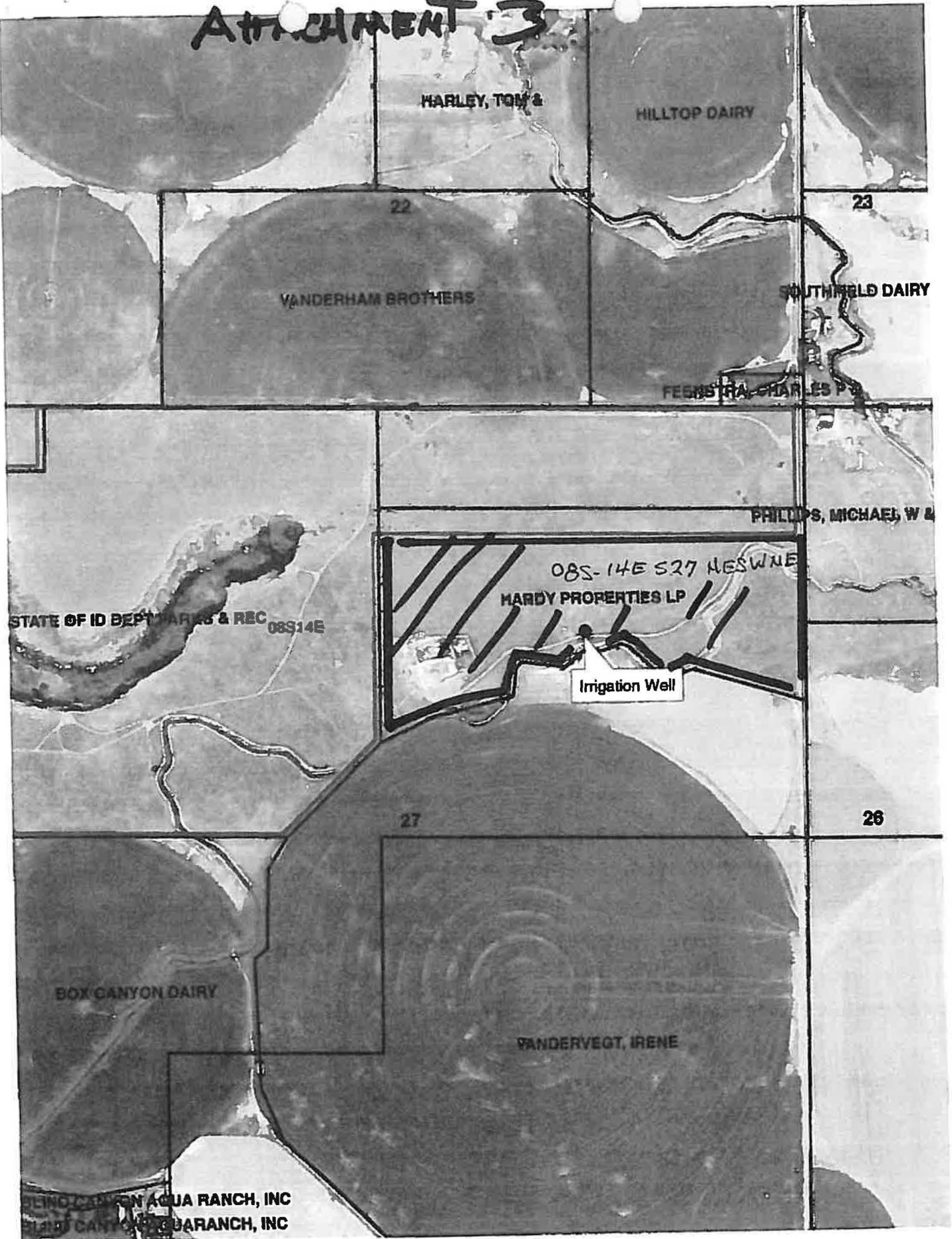
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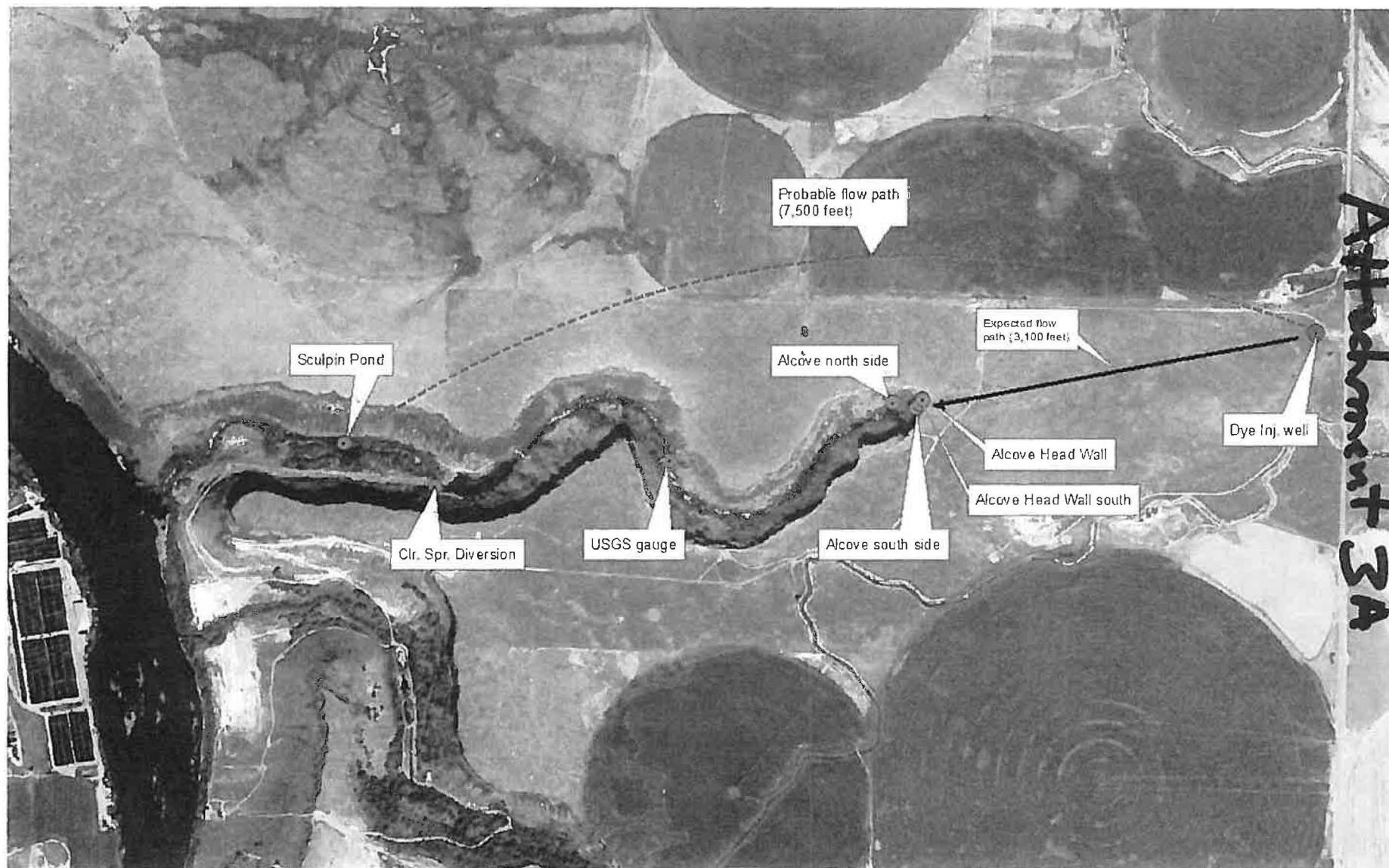
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Thence North 73°34'08" West, 703.74 feet;

Thence South 72°45'45" West, 152.16 feet;
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said Section 27;
Thence North 89°50'35" West, 2619.05 feet to THE REAL POINT OF BEGINNING.

ATTACHMENT 3





Attachment 3A



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street • P.O. Box 83720 • Boise, Idaho 83720-0098

Phone: (208) 287-4800 • Fax: (208) 287-6700 • Website: www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

September 14, 2017

HARDY PROPERTIES LP
1301 VISTA AVE
BOISE ID 83705

RE: WATER SUPPLY BANK LEASE CONTRACT FOR WATER RIGHT 36-7510

Dear Lessor:

Water right **36-7510** was leased into the Water Supply Bank (Bank) as of April 14, 2017, in accordance with the enclosed executed lease contract. **Your water right, as described on the lease contract, is considered leased into the Bank and should remain unused until it is formally released from the Bank.** More information and further restrictions placed on your water right while leased can be found in conditions of acceptance of the lease contract. Read the conditions of acceptance carefully.

The right will automatically be released from the Bank on **December 31, 2021**, unless the right is released earlier by the Water Resource Board (Board). On behalf of the Board, the Department of Water Resources (Department) can evaluate an early release of the lease contract upon your request. To release the water right from the Bank prior to the release date, submit a written request on the *Request to Release a Water Right from the Bank* form. This form is available on our public website at www.idwr.idaho.gov. **Please note your water right may not be available for immediate release if it has been rented or is being considered for a future rental. Furthermore, it is at the discretion of the Department whether or not a water right can be released early from a lease contract.**

If you have questions regarding this matter, please contact this office at 287-4800.

Sincerely,

for Water Supply Bank

Enclosure: Executed Lease Contract

c: Corey Skinner - IDWR Southern Region
Nathan Erickson - Water District 130



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street • P.O. Box 83720 • Boise, Idaho 83720-0098

Phone: (208) 287-4800 • Fax: (208) 287-6700 • Web Site: www.idwr.idaho.gov

GARY SPACKMAN
Director

C.L. "BUTCH" OTTER
Governor

August 29, 2017

HARDY PROPERTIES LP
1301 S VISTA AVE
BOISE ID 83705

RE: APPLICATIONS TO LEASE WATER RIGHT 36-7510 TO THE WATER SUPPLY BANK

****TIME SENSITIVE RESPONSE REQUIRED****

Dear Applicant:

The Department of Water Resources has completed its review of your application to lease the above-mentioned water right to the Water Supply Bank. **I have enclosed two original Water Supply Bank Lease Contracts for your review and signature. Please sign and return ALL Lease Contracts within 14 days.** Upon signature and return of the contracts, the Department will also sign the original contracts and return an executed copy to you. The Lease Contract is not considered final until you and the Department have both signed.

The right will automatically be released from the Bank on **December 31, 2021**, unless the right is released earlier by the Board, or upon your request. To release the right from the Bank prior to the release date, submit a written request on the Request to Release a Water Right from the Bank form. To propose a new lease period, submit a new Application to Sell or Lease a Water Right to the Water Supply Bank form along with applicable fees to the Department. These forms are available from any IDWR office or from our public website at <http://www.idwr.idaho.gov>. Please note your rights may not be available for immediate release if they have been rented.

Please review the conditions of acceptance listed on the Lease Contract, including #3 which says:
"While a right is in the bank, **the lessor may not use the right** without approval of the department even if the right is not rented from the bank. Any violation of the terms of this lease may result in enforcement procedures pursuant to Idaho Code § 42-351 for illegal diversion and use of water and may include civil penalties pursuant to Idaho Code § 42-1701B."

If you have questions regarding this matter, please contact this office at 287-4800.

Sincerely,

Water Supply Bank

Enclosure: Proposed Lease Contracts
Receipt # C103381

Hersley, Jean

From: Skinner, Corey
Sent: Tuesday, August 29, 2017 1:09 PM
To: Hersley, Jean
Subject: RE: WSB Lease for Hardy Properties LP 36-7510

No concerns from me.

From: Hersley, Jean
Sent: Tuesday, August 29, 2017 12:51 PM
To: Erickson, Nathan <Nathan.Erickson@idwr.idaho.gov>; Skinner, Corey <Corey.Skinner@idwr.idaho.gov>
Subject: WSB Lease for Hardy Properties LP 36-7510

Please let me know if you have any comments or concerns within 7 days. Thank you.

*Jean Hersley
Idaho Dept Water Resources
Technical Records Specialist II
208-287-4942*

WATER SUPPLY BANK
Lease Review Checklist
Applicant(s) Name: Hardy Properties LP

Memo Date: August 29, 2017

Water Right Number(s): 36-7510

Reviewers Name: Jean

Quick Tools

Decreed year	No Forfeiture Concerns Thru:
2011	2017
2012	2018
2013	2019
2014	2020
2015	2021

	Check box		COMMENTS/CONCERNS:
1	☒		
Fill out WSB Data Entry Checklist for Leases (Front of File)			
2	☐		
Reason for lease of water rights (Brief description of lease proposal in narrative)			
	☒		
3	☐		
Check GWMA/CGWA/ADC and basin 63 areas of concern (note area in comments)			
	☐	☐	
	☐	☐	
4	☒		
Rentable? (If no explain in comments or narrative)			
5	☐		
Authority to file			
	☒		
	☒		Anita Kay Hardy-General Partner
	☐		
6	☐		
Water Right validity			
			2001
	☒		
7	☐		
Injury to other water rights			
		na	
			%
8	☐		
Enlargement concerns			
	☒		
	☒		
	☒		
	☐	☐	
	☐	☒	
	☐	☒	
9	☐		
Local Public Interest			
	☒		
10	☒		
Have you contacted regional office and watermaster for comment/concerns?			
	☒		
Send the watermaster comment request form or e-mail request			
11	☐		
Area Headgate requirement (write in Comments)			
12	☒		
Is water right involved in any other department action? Pull file and check database			
() Ownership Change () Transfer () Mitigation () Other - Explain in comments			
13			
Narrative: The Department received this application on April 14, 2017. The applicant wishes to place the entire right in the Bank. Anita Kay Hardy, general partner, signed the application. This right was decreed in 2001 and it appears some irrigation took place in 2012 when Hardy Properties had a Habitat Improvement Program Cooperative Agreement with IDF&G and ID Dept Parks & Rec to reseed for waterfowl habitat. Forfeiture is not an issue. ID Dept of Parks & Rec owns the northern portion of this water right. No ownership change has been filed but we received a letter from Parks & Rec stating the water right would be idled during the term of the lease. This is a groundwater right with no overlapping rights. This right is currently within WD 130.			

Hersley, Jean

From: Adam Straubinger <Adam.Straubinger@idpr.idaho.gov>
Sent: Monday, August 28, 2017 1:01 PM
To: Hersley, Jean
Cc: Keith Hobbs; David Landrum; gkaslo@rmci.net
Subject: RE: Additional information request for water right no 36-7510

Ms. Hersley,

Idaho Department of Parks and Recreation (IDPR) received your August 16, 2017 letter regarding the need for additional information for processing the application to lease water right no 36-7510 to the Water Supply Bank. IDPR has reviewed this request, and discussed with Gregory Kaslo, a representative from Hardy Properties LP.

IDPR will let the land documented in your letter to be idled during the term of the lease, allowing the water right be placed in the Water Supply Bank.

Thank you for the opportunity to review this matter, please let me know if you need additional information.

Adam Straubinger



Adam Straubinger
Park Planner
5657 Warm Springs Avenue | Boise, ID 83716
tel (208) 514-2457 | fax (208) 334-3741

[website](#) | [map](#) | [passport](#)



"Leaders in outdoor recreation since 1965."



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street • P.O. Box 83720 • Boise, Idaho 83720-0098

Phone: (208) 287-4800 • Fax: (208) 287-6700 • Web Site: www.idwr.idaho.gov

GARY SPACKMAN
Director

C.L. "BUTCH" OTTER
Governor

August 16, 2017

HARDY PROPERTIES LP
1301 VISTA AVE
BOISE ID 83705

**RE: ADDITIONAL INFORMATION REQUEST FOR PROCESSING APPLICATION TO LEASE
WATER RIGHT NO(S) 36-7510 TO THE WATER SUPPLY BANK**

*****TIME SENSITIVE RESPONSE REQUIRED*****

Dear Applicant:

The Department received the copy of the *"Permission to Measure Water Levels in Well"* and the agreement with Fish & Game, *"Habitat Improvement Program Cooperative Agreement"*. Thank you for providing those documents to us.

I have attached a map showing the place of use for water right 36-7510 (outlined in yellow). Property owned by Idaho Department of Parks & Recreation (Parks & Rec) and Hardy Properties is outlined in green with the property owners written in green. It appears that Parks & Rec owns property that is appurtenant to a portion of water right 36-7510. If you would like to place the entirety of water right 36-7510 in the Water Supply Bank, the Department is going to need documentation from Parks & Rec that the land will be idled during the term of the lease. Parks and Rec could also file an ownership change for their portion of the water right.

Please submit the requested information within 30 days or the Department will return your application unprocessed.

The department will continue processing your application once you have submitted the requested information. Water right forms are available from the Department's website at www.idwr.idaho.gov. If you have any questions, please contact this office at (208) 287-4800.

Sincerely,


for Water Supply Bank

c: Idaho Dept. Parks & Recreation

Hardy Properties LP
1301 S. Vista Avenue
Boise, Idaho, 83705
July 31, 2017

RECEIVED
AUG 03 2017
DEPARTMENT OF
WATER RESOURCES

Re: Water Right #36-7510; Water Supply Bank
Request for additional Information dated July 14, 2017, enclosed.

Dear Water Supply Bank,
c/o Alan Hersly (sp)

Please find enclosed a) a copy of the Request for Additional Information, b) a copy of the agreement & correspondence for Permission to Measure Water Levels in Well with the Department of Water Resources, dated 4/21/2016, and c) a copy of the ten (10) year agreement with the Idaho Department of Fish and Game Habitat Improvement Program Cooperative Agreement, dated 4/2/08 for the period from April 3, 2008 through April 3, 2018.

Our commitment to the value of this well and to the value of its participation in the Water Supply Bank program is illustrated by our long term joint efforts with both IDWR and the Idaho Department of Parks and Recreation.

Sincerely,


Gregory Kaslo, AIA
for Hardy Properties, LP



HIP Agree. No.

334-2920 Telephone No.

IDAHO DEPARTMENT OF FISH AND GAME
HABITAT IMPROVEMENT PROGRAM
COOPERATIVE AGREEMENT

This agreement entered into this 2nd day of April, 2008, between the Idaho Department of Fish and Game (hereafter IDFG), Idaho Department of Parks and Recreation (hereafter IDPR) and Hardy Properties, LP (hereafter the Cooperator) residing at 1301 Vista Ave. 83705 in Ada County, Idaho, is made in reference to the following facts:

RECITALS

- A. The Department will enhance habitat for waterfowl and upland game birds by reimbursing some or all of the costs incurred by persons who cooperate with the Department in improving habitat on their property under the Habitat Improvement Program.
- B. Cooperator is a person cooperating with the Department under the Habitat Improvement Program. The lands on which the Cooperator is improving habitat are described or depicted on Exhibit A hereto. These lands are located in Gooding County and owned by Hardy Properties, L.P.

NOW THEREFORE, in consideration of the recitals stated above, the parties agree as follows:

AGREEMENT

- A. Cooperator agrees to complete the following project (see Exhibit A):

1. Allow Idaho Department of Park & Recreation (IDPR) to spray approximately 34 acres of Hardy Properties land located at Box Canyon with roundup to kill undesirable annuals and then seed the area with a native mix of shrubs, grasses, and forbs. The Idaho Department of Fish and Game (IDFG) and The Nature Conservancy (TNC) will provide the native seed mix.
2. Allow irrigation by the existing pivot sprinkler to occur on approximately 50 acres (25 acres of Hardy Properties land; 25 acres of State Parks land) during the spring and early summer of 2008 in order to establish the native seeding. It is anticipated that irrigation will be completed by no later than July 15, 2008. If the seeding is successful, no further irrigation will be needed. In the event the seeding is a failure a new agreement may be sought but there will be no further landowner obligation under this agreement. Note: The IDPR is responsible for the irrigation schedule, irrigation activity and work, and the operation of the pivot equipment.
3. If the seeding has adequate establishment as judged by IDFG, the landowner agrees to allow the stand to persist at least to the end of this contract term (i.e. ten years).
4. Livestock grazing may be authorized periodically but no more frequently than once every five years and not at a level exceeding 50% utilization on the seeded grasses. If Hardy Properties institutes grazing, then Hardy Properties agrees to coordinate with IDPR at least 60-days prior to any proposed grazing. If the IDPR authorizes grazing, then the IDPR agrees to coordinate with Hardy Properties at least 60- days prior to any proposed grazing. Fencing separating the Hardy property from the State Parks land and from other adjacent private property does not currently exist. If no fencing is installed separating these ownerships, then the IDPR is responsible for control of all IDPR authorized grazing activity.

B. The Department will reimburse Cooperator for the following costs, not to exceed \$ N.A. :

(The Department of Fish & Game is providing the seed (\$3,200), the Department of Parks and Recreation is conducting the seeding, and The Nature Conservancy is paying for the round-up, seed amendment, and the repairs to the pivot generator (\$1,200). The landowner has agreed to repair the pivot. Once the pivot is repaired and operational, as agreed above, the IDPR is responsible for the on-going (if necessary) repair and maintenance of the pivot system during the irrigation activity. That activity is now scheduled to cease near July 15, 2008 as described in item #2 above. Subject to IDPR's available funding. DWL

C. The Cooperator will pay the following costs: The landowner has agreed to pay for the repairs the pivot (\$4,500 approx.) The IDPR is responsible for the cost of fuel (diesel) during seeding establishment.

D. Cooperator agrees that to be reimbursed for agreed costs, s/he will submit a letter certifying that s/he has completed the project as agreed to in paragraph A above, along with an invoice and all receipts for supplies and materials purchased, to the following Department representative within 30 days of the completion of the project:
N.A.

E. The Department will reimburse the Cooperator within 30 days after receipt of certification, the project invoice, and appropriate receipts.

F. The Cooperator shall be regarded as an independent contractor and agrees to indemnify and hold harmless the Department and its employees from activities associated with this project, provided, however, that the Department shall be liable for its own negligence and that of its employees.

G. This agreement shall take effect on April 3, 2008, and shall remain in effect through April 3, 2018. Actual work on this project must begin by March 31, 2009, or this agreement is terminated.

H. If the Cooperator removes the habitat development, does not meet the provisions of Exhibit A, charges for hunting or trespass rights on land covered by this agreement, or if the Cooperator is issued a Shooting Preserve Permit for land covered by this agreement before expiration of this agreement, the Cooperator agrees to reimburse the Department for all funds spent by the Department for development. This reimbursement will be within thirty (30) days of notice by the Department that one or more of these occurrences referenced above have taken place.

I. The covenants and agreements herein shall be binding upon the successors, assigns, heirs, and personal representatives of the parties hereto.

J. The Cooperator agrees that the IDFG and IDPR shall have access at all times to inspect the project, and access during the seeding establishment period in order to operate the pivot irrigation equipment.

Jeff Rand
Chief, Bureau of Wildlife
Idaho Department of Fish and Game

Date 4/2/08

Gregory Kato
Cooperator (ID No. _____)

Date April 2, 2008

Dave Landrum
Dave Landrum, Manager
Thousand Springs State Park
Idaho Department of Parks and Recreation

Date 6-4-08



IDAHO DEPARTMENT OF
WATER RESOURCES

322 E Front Street, Suite 648, Boise ID 83702 • PO Box 83720, Boise ID 83720-0098
Phone: 208-287-4800 • Fax: 208-287-6700 • Email: idwrinfo@idwr.idaho.gov • Website: idwr.idaho.gov

Governor Brad Little

Director Gary Spackman

January 20, 2022

ANITA KAY HARDY
1301 S VISTA AVE STE 101
BOISE ID 83705-2501

Re: Change in Ownership for Water Right No(s): 36-7510 & 36-17152

Dear Water Right Holder(s):

The Department of Water Resources (Department) acknowledges the receipt of correspondence changing ownership of the above referenced water right(s) to you. The Department has modified its records and has enclosed a computer-generated report for you.

Updating the ownership record for a water right does not reconfirm the validity of the right. When processing a Notice of Change in Water Right Ownership, the Department does not review the history of water use to determine if the right has been forfeited or deliberately abandoned through five years or more of non-use. To read more about water right forfeiture, including how to protect a water right from forfeiture, please see Idaho Code §§ 42-222 and 42-223.

Please note, water right owners are required to report any change of water right ownership and any change of mailing address to the Department within 120 days of the change. Reporting forms are available from any office of the Department, or from the Department's website.

If you have any questions concerning the enclosed information, please contact me at (208) 287-4942.

Sincerely,

Jean Hersley
Technical Records Specialist 2

Enclosure(s)

c: Water District 130



IDAHO DEPARTMENT OF
WATER RESOURCES

322 E Front Street, Suite 648, Boise ID 83702 • PO Box 83720, Boise ID 83720-0098
Phone: 208-287-4800 • Fax: 208-287-6700 • Email: idwrinfo@idwr.idaho.gov • Website: idwr.idaho.gov

Governor Brad Little

Director Gary Spackman

December 30, 2021

ANITA KAY HARDY
1301 S VISTA AVE STE 101
BOISE ID 83705-2501

RE: Change in Ownership Water Right No(s): 36-7510

Dear Interested Parties:

The Department of Water Resources (Department) acknowledges receipt of your Notice of Change in Water Right Ownership (Notice).

Our review of your Notice indicates that additional information is required before the Department can process the change. The information required is indicated below:

☒ Evidence of Water Right Ownership: copy of Deed, Title Policy, Contract of Sale, or other legal document indicating your ownership of the property and/or water rights in question. Water right 36-7510 was quitclaimed to Hardy Properties in 2005 without land. None of the documents you provided conveyed the water right. The Department will need a document that conveys the water right to Anita Kay Hardy

Because the Department cannot process the Notice without proper documentation, we will hold any action on your notice pending receipt of the necessary information. If we do not receive the necessary information within 30 days, we will update the ownership of water right 36-17152 only. The Water Supply Bank Lease Application will be processed in the name of Hardy Properties.

Also, please note that permit holders are required to report any change of ownership and/or mailing address to the Department within 120 days of the change. Forms to assign ownership or update your address are available from any office of the Department or on the Department's website.

If you have any questions regarding this matter, please contact me at (208) 287-4942.

Sincerely,

Jean Hersley
Technical Records Specialist 2

Enclosure(s)