

JUN 16 2021

WATER RESOURCES
WESTERN REGIONSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Notice of Change in Water Right Ownership

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 #6 of the instructions.

Water Right/Claim No.	Split?	Leased to Water Supply Bank?	Water Right/Claim No.	Split?	Leased to Water Supply Bank?
67-7835H	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: Estate of Emma Ball c/o James Ball
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Boulder Development LLC
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or
- PO Box 325 Council ID 83612
Mailing address City State ZIP
208-859-9190
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: 10/27/2020
6. If the water right is leased to the Water Supply Bank changing ownership of a water right will reassign to the new owner any Water Supply Bank leases associated with the water right. Payment of revenue generated from any rental of a leased water right requires a completed IRS Form W-9 for payment to be issued to an owner. A new owner for a water right under lease shall supply a W-9. Water rights with multiple owners must specify a designated lessor, using a completed Lessor Designation form. Beginning in the calendar year following an acknowledged change in water right ownership, compensation for any rental will go to the new owner(s).
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):
o \$25 per *undivided* water right.
o \$100 per *split* water right.
o 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: [Signature] Manager 10/27/2020
Signature of new owner/claimant Title, if applicable Date

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

For IDWR Office Use Only:

Received by SG Date 11/23/2020 Receipt No. 5038263 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 LE Processed by LE Date 08/03/2021

Instrument # 136402

COUNCIL, ADAMS, IDAHO

11-4-2020 10:28:08 AM No. of Pages: 2

Recorded for : TIMBERLINE TITLE & ESCR

SHERRY WARD

Fee: 15.00

Ex-Officio Recorder Deputy

Index to: DEED

WARRANTY DEED

For Value Received, MRP MESA, LLC, a limited liability company

the grantor, does hereby grant, bargain, sell and convey unto
BOULDER DEVELOPMENT, LLC, an Idaho limited liability company

the grantee, whose current address is PO Box 325, Council, ID 83612

the following described premises, in Adams County, Idaho, to-wit:

SEE ATTACHED EXHIBIT 'A' MADE A PART HEREOF

TO HAVE AND TO HOLD THE said premises, with their appurtenances unto the said Grantee, its heirs and assigns forever. And the said Grantor hereby covenants to and with the said Grantee, that they are the owner in fee simple of said premises; that they are free from all encumbrances excepting for all easements of record, rights of way, matters visible, and all matters of record and title and that they will warrant and defend the same from all lawful claims whatsoever.

Date: November 2, 2020

MRP MESA, LLC, a limited
liability company

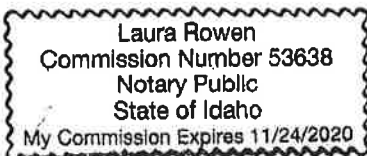
BY: Jared M. Asumendi

JARED M. ASUMENDI, Manager

STATE OF Idaho,

COUNTY OF Canyon : ss

On this 3rd day of November, in the year of 2020, before me, a Notary Public in and for said State, personally appeared JARED M. ASUMENDI known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument as one of the Manager/Members of MRP MESA, LLC, which is known or identified to me to be the entity whose name is subscribed to the within instrument and acknowledged to me that he executed the same in said Limited Liability Company's name.



Laura Rowen

Notary Public

Residing at:

Commission expires:

#20-1478

EXHIBIT 'A'

Township 15 North, Range 1 West, Boise Meridian, Adams County, Idaho

Section 16: SW1/4, SE1/4 lying West of Block 4 of Council Mesa Orchards, Adams County, Idaho, according to the revised plat of Subdivision 1 in Book 1 of Plats at page 21, records of Adams County, Idaho

Section 17: E1/2SE1/4, E1/2NW1/4SE1/4, E1/2SW1/4SE1/4,

Section 20: NE1/4, E1/2NW1/4, E1/2SE1/4, NW1/4SE1/4, NE1/4SW1/4

Section 21: N1/2SW1/4, NW1/4SE1/4, W1/2NE1/4SE1/4, NW1/4, NE1/4 lying West of Block 5 of Council Mesa Orchards, Adams County, Idaho, according to the revised plat of Subdivision 1 in Book 1 of Plats at page 21, records of Adams County, Idaho

EXCEPTING THEREFROM the following:

Township 15 North, Range 1 West, Boise Meridian, Adams County, Idaho

Section 21: A parcel of land situated in the N1/2SE1/4, N1/2SW1/4 and the S1/2NW1/4 more particularly described as follows:

Commencing at a 5/8 inch rebar marking the North 1/4 corner of Section 21, T15NR1WBM, Adams County, Idaho;

Thence South 00° 19'32" East 1368.34 feet along the East boundary of the NW1/4 of said Section 21 to a 1/2 inch rebar, the REAL POINT OF BEGINNING;

Thence continuing South 00° 19'32" East 1268.34 feet to a 5/8 inch rebar marking the center 1/4 corner of said Section 21;

Thence North 89° 27'37" East 1960.73 feet to a 1/2 inch rebar marking the C-E-E 1/64 corner of said Section 21;

Thence South 00° 40'15" East 1313.58 feet to a 1/2 inch rebar marking the C-E-SE 1/64 corner of said Section 21;

Thence South 89° 07'22" West 1968.73 feet to a 1/2 inch rebar marking the CS 1/16 corner of said Section 21;

Thence South 89° 17'52" West 1619.72 feet along the South boundary of the N1/2SW1/4 of said Section 21 to a 1/2 inch rebar;

Thence South 89° 17'52" West 525.00 feet;

Thence North 00° 11'32" West 1661.23 feet to a 1/2 inch rebar;

Thence North 89° 27'37" East 525.00 feet;

Thence North 89° 31'34" East 1565.84 feet to a 1/2 inch rebar;

Thence North 00° 19'32" West 938.93 feet to a 1/2 inch rebar;

Thence North 89° 43'27" East 50.00 feet to the REAL POINT OF BEGINNING.

TOGETHER WITH and subject to a 30 foot easement for ingress and egress, the same being 15 feet on either side of the line between the NE1/4NW1/4 and the SE1/4NW1/4 and extending East along said line to the North and South centerline of said Section 21, and there connecting with the roadway as now constructed and platted, which said last mentioned roadway appears upon the official plat as extending through Blocks 5 and 6 of Council Mesa Orchards, said plat being recorded in the official records of Adams County, Idaho.



IDWD
Order No. 0050077

WARRANTY DEED

For Value Received,

Fred Hopp, an unmarried man and Kelly Chamberlain, an unmarried man

GRANTOR(s), do(es) hereby GRANT, BARGAIN, SELL and CONVEY unto

MRP Mesa, LLC a Limited Liability Company

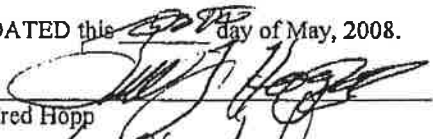
GRANTEE(s), whose address is: **18694 Chicken Dinner Road, Caldwell, ID 83607**

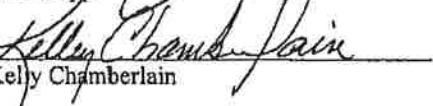
the following described real property in **ADAMS COUNTY, IDAHO**, to-wit:

SEE EXHIBIT A WHICH IS MADE A PART HEREOF BY THIS REFERENCE

TO HAVE AND TO HOLD the premises with its appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantees, that they are the owners in fee simple of said premises that said premises are free from all encumbrances except the current year's taxes and assessments, conditions, covenants, restrictions, reservations, easements, rights and rights of way, apparent or of record and that they will warrant and defend the same from all lawful claims whatsoever.

DATED this 20th day of May, 2008.


Fred Hopp

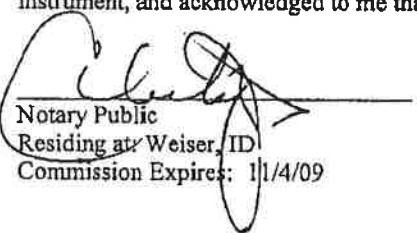

Kelly Chamberlain

State of Idaho)

ss

County of Washington)

On this 20th day of May, 2008 before me, a notary public in and for said State, personally appeared Fred Hopp and Kelly Chamberlain known or identified to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.


Notary Public
Residing at: Weiser, ID

Commission Expires: 1/1/4/09




Instrument # 116482

COUNCIL, ADAMS, IDAHO

5-21-2008

10:50:55 No. of Pages: 2

Recorded for: AMERITITLE

SHERRY WARD Fee: 6.00

Ex-Officio Recorder Deputy 

Index to: DEED

EXHIBIT "A"

Township 15 North, Range 1 West, Boise Meridian, Adams County, Idaho

Section 16: SW1/4, SE1/4 lying West of Block 4 of Council Mesa Orchards, Adams County, Idaho, according to the revised plat of Subdivision 1 in Book 1 of Plats at Page 21, records of Adams County, Idaho

Section 17: E1/2SE1/4, E1/2NW1/4SE1/4, E1/2SW1/4SE1/4,

Section 20: NE1/4, E1/2NW1/4, E1/2SE1/4, NW1/4SE1/4, NE1/4SW1/4

Section 21: N1/2SW1/4, NW1/4SE1/4, W1/2NE1/4SE1/4, NW1/4, NE1/4 lying West of Block 5 of Council Mesa Orchards, Adams County, Idaho, according to the revised plat of Subdivision 1 in Book 1 of Plats at Page 21, records of Adams County, Idaho

TOGETHER WITH a 30 foot easement for ingress and egress, the same being 15 feet on either side of the line between the NE1/4NW1/4 and the SE1/4NW1/4 and extending East along said line to the North and South centerline of said Section 21, and there connecting with the roadway as now constructed and platted, which said last mentioned roadway appears upon the official plat as extending through Blocks 5 and 6 of the Council Mesa Orchards, said plat being recorded in the official records of Adams County, Idaho.

EXCEPTING THEREFROM the following:

Township 15 North, Range 1 West, Boise Meridian, Adams County Idaho

Section 21: A parcel of land situated in the N1/2SE1/4, N1/2SW1/4 and the S1/2NW1/4 more particularly described as follows:

Commencing at the 5/8 inch rebar marking the North ¼ corner of Section 21, T15NR1WBM, Adams County, Idaho;

Thence South 00°19'32" East 1368.34 feet along the East boundary of the NW1/4 of said Section 21 to a ½ inch rebar, the REAL POINT OF BEGINNING;

Thence continuing South 00°19'32" East 1268.34 feet to a 5/8 inch rebar marking the center ¼ corner of said Section 21;

Thence North 89°27'37" East 1960.73 feet to a ½ inch rebar marking the C-E-E 1/64 corner of said Section 21;

Thence South 00°40'15" East 1313.58 feet to a ½ inch rebar marking the C-E-SE 1/64 corner of said Section 21;

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Thence North 00°19'32" West 938.93 feet to a ½ inch rebar;

Thence North 89°43'27" East 50.00 feet to the REAL POINT OF BEGINNING

IDWD
Order No. 0050078

WARRANTY DEED

For Value Received,

James Underwood and Debra Underwood, husband and wife

GRANTOR(s), do(es) hereby GRANT, BARGAIN, SELL and CONVEY unto

Fred Hopp , an unmarried man and Kelly Chamberlain , an unmarried man

GRANTEE(s), whose address is: 13694 Hwy 95 So., White Bird, ID 83554

the following described real property in **ADAMS COUNTY, IDAHO**, to-wit:

SEE EXHIBIT A WHICH IS MADE A PART HEREOF BY THIS REFERENCE

TO HAVE AND TO HOLD the premises with its appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantees, that they are the owners in fee simple of said premises that said premises are free from all encumbrances except the current year's taxes and assessments, conditions, covenants, restrictions, reservations, easements, rights and rights of way, apparent or of record and that they will warrant and defend the same from all lawful claims whatsoever.

DATED this 20 day of May, 2008.

~~James Underwood~~

Debra Underwood

State of Idaho)
County of Washington) ss

Instrument # 116481

COUNCIL, ADAMS, IDAHO

5-21-2008 10:50:55 No. of Pages: 2

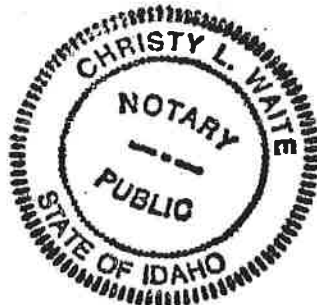
Recorded for : AMERITITLE

SHERRY WARD Fee: 6.00

Ex-Officio Recorder Deputy,

On this 20th day of May, 2008 before me, a notary public in and for said State, personally appeared James Underwood and Debra Underwood known or identified to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

Notary Public
Residing at: Weiser, ID
Commission Expires: 11/4/09




KC

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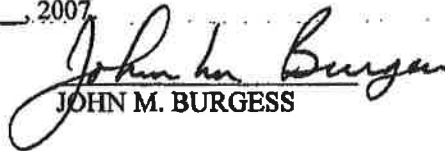
QUITCLAIM DEED

FOR VALUE RECEIVED, JOHN M. BURGESS does hereby convey, release, remise and forever quitclaim unto GERALDINE I. BURGESS, as her sole and separate property, whose address is 6445 Little Freezeout Road, Caldwell, Idaho, all of his right, title and interest in the following describer premises, to-wit:

Please see Exhibit "A" attached hereto and incorporated herein for all proper purposes.

Together with their appurtenances, this property is located in Adams County, also known as 824.32 acres of bare ground, Mesa, Idaho.

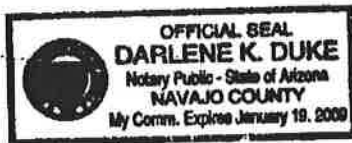
DATED this 4 day of May, 2007.

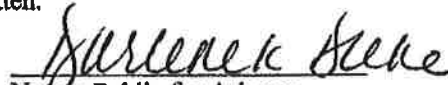

JOHN M. BURGESS

STATE OF ARIZONA)
 SS
County of Navajo)

On this 4 day of May, 2007, before me, the undersigned, personally appeared JOHN M. BURGESS, known or identified to me to be the person whose name is subscribe to the within instrument, and acknowledged to me that he executed the same.

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




Notary Public for Arizona

Residing at: Heber, AZ

Commission Expires: _____

Instrument # 114544

COUNCIL, ADAMS, IDAHO

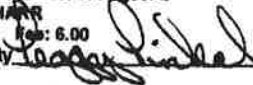
2007-06-04

02:25:51 No. of Pages: 2

Recorded for : MILLER & HARR

SHERRY WARD

Fee: 6.00

Ex-Officio Recorder Deputy 

Index to: DEED

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Section 20: NE1/4, E1/2NW1/4, E1/2SE1/4, NW1/4SE1/4, NE1/4SW1/4

Section 21: N1/2SW1/4, NW1/4SE1/4, W1/2NE1/4SE1/4, NW1/4, NE1/4 lying West of Block 5 of Council Mesa Orchards, Adams County, Idaho, according to the revised plat of Subdivision 1 in Book 1 of Plats at page 21, records of Adams County, Idaho.

TOGETHER WITH AND SUBJECT TO a 30 foot easement for ingress and egress, the same being 15 fee on either side of the line between the NE1/4NW1/4 and the SE1/4NW1/4 and extending East along said line to the North and south centerline of said Section 21, and there connecting with the roadway as now constructed and platted, which said last mentioned roadway appears upon the official plat as extending through Blocks 5 and 6 of the Council Mesa Orchards, said plat being recorded in the official records of Adams County, Idaho.

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107321

INSTRUMENT NO.

PAGE 1 OF 2

CORPORATE WARRANTY DEED

For Value Received, HEART DIAMOND, INC., an Idaho corporation

the grantor does hereby grant, bargain, sell and convey unto
JOHN M. BURGESS and GERALDINE I. BURGESS, husband and wife

the grantees, whose current address is 6445 Little Freeze Out, Caldwell, ID 83607

the following described premises, in Adams County, Idaho, to-wit:

SEE ATTACHED EXHIBIT 'A' MADE A PART HEREOF.

TO HAVE AND TO HOLD THE said premises, with their appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantees, that they are the owners in fee simple of said premises; that they are free from all encumbrances excepting for all easements of record, rights of way, matters visible, and all matters of record and title and that they will warrant and defend the same from all lawful claims whatsoever.

Date: OCTOBER 1, 2004

HEART DIAMOND, INC., an Idaho corporation

BY:

TODD F. NIXON, President

BY:

NADINE A. JACOBSON, Secretary/Treasurer

Instrument # 107321

COUNCIL, ADAMS, IDAHO

2004-10-12

03:54:17 No. of Pages: 2

Recorded for: TIMBERLINE TITLE & ESCROW

MICHAEL FISK

Fee: \$6.00

Ex-Officio Recorder Deputy

Index for: DEED

STATE OF IDAHO)

COUNTY OF ADAMS)

On this 10 day of October, in the year of 2004, before me, a Notary Public in and for said State, personally appeared TODD F. NIXON and NADINE A. JACOBSON known or identified to me to be the President and Secretary/Treasurer of the Corporation that executed the instrument or the person who executed the instrument on behalf of said Corporation, and acknowledged to me that such Corporation executed the same.



Notary Public

Residing at:

Commission expires:

Council
12-10-2004

EXHIBIT 'A'

Township 15 North, Range 1 West, Boise Meridian, Adams County, Idaho

Section 16: SW1/4, SE1/4 lying West of Block 4 of Council Mesa Orchards, Adams County, Idaho, according to the revised plat of Subdivision 1 in Book 1 of Plats at page 21, records of Adams County, Idaho

Section 17: E1/2SE1/4, E1/2NW1/4SE1/4, E1/2SW1/4SE1/4,

Section 20: NE1/4, E1/2NW1/4, E1/2SE1/4, NW1/4SE1/4, NE1/4SW1/4

Section 21: N1/2SW1/4, NW1/4SE1/4, W1/2NE1/4SE1/4, NW1/4, NE1/4 lying West of Block 5 of Council Mesa Orchards, Adams County, Idaho, according to the revised plat of Subdivision 1 in Book 1 of Plats at page 21, records of Adams County, Idaho

TOGETHER WITH AND SUBJECT TO a 30 foot easement for ingress and egress, the same being 15 feet on either side of the line between the NE1/4NW1/4 and the SE1/4NW1/4 and extending East along said line to the North and South centerline of said Section 21, and there connecting with the roadway as now constructed and platted, which said last mentioned roadway appears upon the official plat as extending through Blocks 5 and 6 of the Council Mesa Orchards, said plat being recorded in the official records of Adams County, Idaho.

EXCEPTING THEREFROM the following:

Township 15 North, Range 1 West, Boise Meridian, Adams County, Idaho

Section 21: A parcel of land situated in the N1/2SE1/4, N1/2SW1/4 and the S1/2NW1/4 more particularly described as follows:

Commencing at a 5/8 inch rebar marking the North ¼ corner of Section 21, T15NR1WEM, Adams County, Idaho;

Thence South 00° 19' 32" East 1368.34 feet along the East boundary of the NW1/4 of said Section 21 to a ½ inch rebar, the REAL POINT OF BEGINNING;

Thence continuing South 00° 19' 32" East 1268.34 feet to a 5/8 inch rebar marking the center ¼ corner of said Section 21;

Thence North 89° 27' 37" East 1960.73 feet to a ½ inch rebar marking the C-E-E 1/64 corner of said Section 21;

Thence South 00° 40' 15" East 1313.58 feet to a ½ inch rebar marking the C-E-SE 1/64 corner of said Section 21;

Thence South 89° 07' 22" West 1968.73 feet to a ½ inch rebar marking the CS 1/16 corner of said Section 21;

Thence South 89° 17' 52" West 1619.72 feet along the South boundary of the N1/2SW1/4 of said Section 21 to a ½ inch rebar;

Thence South 89° 17' 52" West 525.00 feet;

Thence North 00° 11' 32" West 1661.23 feet to a ½ inch rebar;

Thence North 89° 27' 37" East 525.00 feet;

Thence North 89° 31' 34" East 1565.84 feet to a ½ inch rebar;

Thence North 00° 19' 32" West 938.93 feet to a ½ inch rebar;

Thence North 89° 43' 27" East 50.00 feet to the REAL POINT OF BEGINNING.

CORRECTION WARRANTY DEED

Corrects legal description of Instr. No. 99333

For Value Received, HEART DIAMOND, INC., an Idaho corporation, the grantor, does hereby grant, bargain, sell and convey unto THOMAS PATRICK KING and CYNTHIA ANNE KING, husband and wife, the grantees, whose current address is P. O. Box 51, Hilmar, CA 95324, the following described premises, in Adams County, Idaho, to-wit:

See attached Exhibit A

TO HAVE AND TO HOLD THE said premises, with their appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantees, that it is the owner in fee simple of said premises; that they are free from all encumbrances excepting for all easements of record, rights of way, matters visible, and all matters of record and title and that it will warrant and defend the same from all lawful claims whatsoever.

Date: May 3, 2001

HEART DIAMOND, INC.

By: TODD F. NIXON, President

By: NADINE JACOBSON, Secretary

THOMAS PATRICK KING

CYNTHIA ANNE KING

STATE OF IDAHO)
) ss
County of ADAMS)

On this day of , 2000, before me, a Notary Public in and for the said State, personally appeared TODD F. NIXON and NADINE JACOBSON, known to me to be the President and Secretary of the corporation that executed this instrument or the persons who executed the instrument on behalf of said corporation, and acknowledged to me that such corporation 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

Notary Public
Residing at: Council
Comm. Expires:

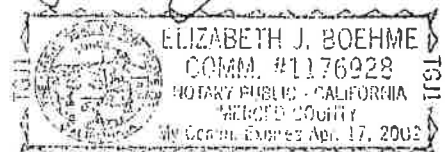
STATE OF ~~TEXAS~~ *California*
County of ~~EL PASO~~ *Maricopa*

On this 3 day of May, 2000, before me, a Notary Public in and for the said State, personally appeared THOMAS PATRICK KING and CYNTHIA ANNE KING, known or identified to me to be the persons whose names are subscribed to the within instrument and acknowledged to me that they executed the same.

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

Notary Public for ~~State~~ California
Residing at: ~~County~~ Humboldt, CA 95324
Commission expires:

Elizabeth J. Buckner



CORRECTION WARRANTY DEED
Corrects legal description of Instr. No. 99333

For Value Received, HEART DIAMOND, INC., an Idaho corporation, the grantor, does hereby grant, bargain, sell and convey unto THOMAS PATRICK KING and CYNTHIA ANNE KING, husband and wife, the grantees, whose current address is P. O. Box 51, Hilmar, CA 95324, the following described premises, in Adams County, Idaho, to-wit:

See attached Exhibit A

TO HAVE AND TO HOLD THE said premises, with their appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantees, that it is the owner in fee simple of said premises; that they are free from all encumbrances excepting for all easements of record, rights of way, matters visible, and all matters of record and title and that it will warrant and defend the same from all lawful claims whatsoever.

Date: May 3, 2001

HEART DIAMOND, INC.

By: Todd F. Nixon
TODD F. NIXON, President

By: Nadine Jacobson
NADINE JACOBSON, Secretary

Thomas Patrick King
THOMAS PATRICK KING

Cynthia Anne King
CYNTHIA ANNE KING

STATE OF IDAHO)
County of ADAMS) ss

On this 3rd day of December, 2000, before me, a Notary Public in and for the said State, personally appeared TODD F. NIXON and NADINE JACOBSON, known to me to be the President and Secretary of the corporation that executed this instrument or the persons who executed the instrument on behalf of said corporation, and acknowledged to me that said corporation 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.

Angie Price
Notary Public
Residing at: Council Bluffs, IA
Comm. Expires: 01-16-02



On this 3 day of May, 2001, before me, a Notary Public in and for the said State, personally appeared THOMAS PATRICK KING and CYNTHIA ANNE KING, known or identified to me to be the persons whose names are subscribed to the within instrument and acknowledged to me that they executed the same.

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

Notary Public for California
Residing at: Hilmar, CA 95324
Commission expires:

Elizabeth J. Boehme

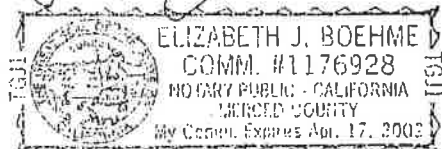


EXHIBIT A

Township 15 North, Range 1 West, Boise Meridian, Adams County, Idaho
Section 21: A parcel of land situated in the N1/2SE1/4, N1/2SW1/4 and the S1/2NW1/4 more particularly described as follows:

Commencing at a 5/8 inch rebar marking the North 1/4 corner of Section 21, T15NR1WBM, Adams County, Idaho;

Thence South 00° 19'32" East 1368.34 feet along the East boundary of the NW1/4 of said Section 21 to a 1/2 inch rebar, the REAL POINT OF BEGINNING;

Thence continuing South 00° 19'32" East 1268.34 feet to a 5/8 inch rebar marking the center 1/4 Corner of said Section 21;

Thence North 89° 27'37" East 1960.73 feet to a 1/2 inch rebar marking the C-E-E 1/64 corner of said Section 21;

Thence South 00° 40'15" East 1313.58 feet to a 1/2 inch rebar marking the C-E-SE1/4 1/64 corner of said Section 21;

Thence South 89° 07'22" West 1968.73 feet to a 1/2 inch rebar marking the CS 1/16 corner of said Section 21;

Thence South 89° 17'52" West 2711.45 feet to a 1/2 inch rebar marking the S 1/16 corner on the West boundary of said Section 21;

Thence North 00° 03'32" West 1332.90 feet to a 5/8 inch rebar marking the 1/4 corner on the West boundary of said Section 21;

Thence North 00° 03'32" East 332.71 feet along said West boundary to a 1/2 inch rebar;

Thence North 89° 31'34" East 2652.98 feet to a 1/2 inch rebar;

Thence North 00° 19'32" West 938.93 feet to a 1/2 inch rebar;

Thence North 89° 43'27" East 50.00 feet to the REAL POINT OF BEGINNING.

ALONG WITH an ingress, egress and utility easement situated in the SE1/4NW1/4 of Section 21, Township 15 North, Range 1 West, Boise Meridian, Adams County, Idaho, more particularly described as follows:

Commencing at a 5/8 inch rebar marking the North 1/4 corner of Section 21, Township 15 North, Range 1 West, Boise Meridian, Adams County, Idaho;

Thence South 00° 19'32" East 1318.44 feet to the CN 1/16 corner of said Section 21, the REAL POINT OF BEGINNING;

Thence continuing South 00° 19'32" East 50.00 feet to a 1/2 inch rebar;

Thence South 89° 43'27" West 50.00 feet to a 1/12 inch rebar;

Thence North 00° 19'32" West 50.00 feet;

Thence North 89° 43'27" East 50.00 feet to the REAL POINT OF BEGINNING.

TOGETHER WITH An easement 30 feet wide, the same being 15 feet on either side of the line between the NE1/4NW1/4 and the SE1/4NW1/4 and extending East along said line from the land hereinbefore described to the North and South centerline of said Section 21, and there connecting with the roadway as now constructed and platted, which said last mentioned roadway appears upon the official plat as extending through Blocks 5 and 6 of the Council Mesa Orchards, said plat being recorded in the official records of Adams County, Idaho.

ALSO TOGETHER WITH a perpetual non-exclusive road right of way 20 feet in width, being 10 feet on each side of the common boundary line between lots 15 and 16, Block 5, Council Mesa Orchards Subdivision, Adams County, Idaho, and extending Northerly from the North line of the E1/2NE1/4SE1/4, Section 21, Township 15 North, Range 1 West, Boise Meridian, Adams County, Idaho, the full distance of the boundary line between lots 15 and 16, Block 5, to an existing platted road at the North boundary of said lots 15 and 16.

INSTRUMENT NO. **99333**
PAGE 1 OF 2

CORPORATE WARRANTY DEED

For Value Received, HEART DIAMOND, INC., an Idaho corporation
the grantor, does hereby grant, bargain, sell and convey unto
THOMAS PATRICK KING and CYNTHIA ANNE KING, husband and wife
the grantees, whose current address is, P.O. Box 51, Hilmar, CA 95324
the following described premises, in Adams County, Idaho, to-wit:
SEE ATTACHED EXHIBIT 'A' MADE A PART HEREOF

TO HAVE AND TO HOLD THE said premises, with their appurtenances unto the said Grantees,
their heirs and assigns forever. And the said Grantors do hereby covenant to and with the
said Grantees, that they are the owners in fee simple of said premises; that they are free
from all encumbrances excepting for all easements of record, rights of way, matters
visible, and all matters of record and title and that they will warrant and defend the
same from all lawful claims whatsoever.

Date: January 25, 2001

HEART DIAMOND, INC., an Idaho corporation

BY: Todd F. Nixon
Todd F. Nixon, President

BY: Nadine Jacobson
Nadine Jacobson, Secretary

STATE OF Idaho)
COUNTY OF Adams) ss

On this 24th day of January, in the year of 2001, before me
a Notary Public in and for said State, personally appeared
TODD F. NIXON and NADINE JACOBSON,
known or identified to me to be the President and Secretary
of the corporation that executed the foregoing instrument or
the persons who executed the instrument on behalf of said
corporation, and acknowledged to me that such corporation
executed the same.

Denise A. Groves
Notary Public
Residing at Council, Idaho
Commission expires: 06-27-2002

STATE OF IDAHO, COUNTY OF ADAMS
I hereby certify that this instrument was filed for record
at the request of

at _____ minutes past _____ o'clock M.

office, and duly recorded in Book
of Deeds at page _____

Ex-Officio Recorder

By: _____ Deputy

Fees \$
Mail to:

#00-545



Instrument # **99333**

COUNCIL, ADAMS, IDAHO
2001-01-24 04:08:08 No. of Pages: 2
Recorded for: TIMBERLINE TITLE & ESCROW
MICHAEL FISK Fee: 6.00
Ex-Officio Recorder Deputy Sarah Wilson
Index to: DEED

Township 15 North, Range 1 West, Boise Meridian, Adams County, Idaho
Section 21. A parcel of land situated in the N1/2SE1/4, N1/2SW1/4 and
the S1/2NW1/4 more particularly described as follows:
Commencing at a 5/8 inch rebar marking the North ¼ corner of Section
21, T15NRIWBM, Adams County, Idaho;
Thence South 00° 19' 32" East 1368.34 feet along the East boundary of
the NW1/4 of said Section 21 to a ½ inch rebar, the REAL POINT OF
BEGINNING;

Thence continuing South 00° 19' 32" East 1268.34 feet to a 5/8 inch
rebar marking the center ¼ corner of said Section 21;
Thence North 89° 27' 37" East 1960.73 feet to a ½ inch rebar marking the
C-E-E 1/64 corner of said Section 21;
Thence South 00° 40' 15" East 1313.58 feet to a ½ inch rebar marking the
C-E-SE 1/64 corner of said Section 21;
Thence South 89° 07' 22" West 1968.73 feet to a ½ inch rebar marking the
CS 1/16 corner of said Section 21;
Thence South 89° 17' 52" West 1619.72 feet along the South boundary of
the N1/2SW1/4 of said Section 21 to a ½ inch rebar;
Thence South 89° 17' 52" West 525.00 feet more or less to an existing
fence line;
Thence North along the existing fence line a distance of 1661.23 feet;
Thence North 89° 31' 34" East 525.00 feet more or less to a ½ inch
rebar;

Thence North 89° 31' 34" East 1565.84 feet to a ½ inch rebar;
Thence North 00° 19' 32" West 938.93 feet to a ½ inch rebar;
Thence North 89° 43' 27" East 50.00 feet to the REAL POINT OF BEGINNING.
TOGETHER WITH an ingress, egress and utility easement situated in the
SE1/4NW1/4 of Section 21, T15NRIWBM, Adams County, Idaho, more
particularly described as follows:

Commencing at a 5/8 inch rebar marking the North ¼ corner of Section
21, T15NRIWBM, Adams County, Idaho;
Thence South 00° 19' 32" East 1318.44 feet to the CN 1/16 corner of said
Section 21, the REAL POINT OF BEGINNING;
Thence continuing South 00° 19' 32" East 50.00 feet to a ½ inch rebar;
Thence South 89° 43' 27" West 50.00 feet to a ½ inch rebar;
Thence North 00° 19' 32" West 50.00 feet;
Thence North 89° 43' 27" East 50.00 feet to the REAL POINT OF BEGINNING.

TOGETHER WITH An easement 30 feet wide, the same being 15 feet on
either side of the line between the NE1/4NW1/4 and the SE1/4NW1/4 and
extending East along said line from the land hereinbefore described to
the North and South centerline of said Section 21, and there
connecting with the roadway as now constructed and platted, which said
last mentioned roadway appears upon the official plat as extending
through Blocks 5 and 6 of the Council Mesa Orchards, said plat being
recorded in the official records of Adams County, Idaho.

ALSO TOGETHER WITH a perpetual non-exclusive road right of way 20 feet
in width, being 10 feet on each side of the common boundary line
between lots 15 and 16, Block 5, Council Mesa Orchards Subdivision,
Adams County, Idaho, and extending Northerly from the North line of
the E1/2NE1/4SE1/4, Section 21, Township 15 North, Range 1 West, Boise
Meridian, Adams County, Idaho, the full distance of the boundary line
between lots 15 and 16, Block 5, to an existing platted road at the
North boundary of said lots 15 and 16.

COPY

DEED BY PERSONAL REPRESENTATIVE

THIS DEED, made by JAMES L. BALL, as Personal Representative of the Estate of EMMA BALL, aka EMMA M. BALL, deceased, the Grantor, to HEART DIAMOND, INC., an Idaho corporation.

Grantee, whose address is: HC-79, Box 87A, Melba, ID 83641

WHEREAS, said Grantor is the qualified Personal Representative of said Estate, filed as Probate Number P-176, in Adams County Idaho;

THEREFORE, Grantor sells, grants, and conveys to Grantee the following described real property, situated in Adams County, Idaho, to-wit:

SEE ATTACHED EXHIBIT "A" MADE A PART HEREOF.

SUBJECT TO THE FOLLOWING:

Including easements or rights of way appurtenant to or used for the benefit of said described premises, if any.

Subject to easements, rights of way, exceptions and reservations, if any now existing.

There are no covenants or representations as to availability or delivery of irrigation or domestic water.

There are no surface or irrigation water rights included in the sale. Groundwater, if available and present, is included, but no warranties or covenants pertaining to availability or presence of groundwater are made.

This deed is executed by grantor as Personal Representative of said Estate as above noted, and any general covenants of warranty herein contained are restricted to grantor in the representative capacity, and not as an individual grantor.

Said property is conveyed "as is" under existing boundary fences, if any, after reasonable inspection by the grantee, and grantor does not make any representations or warranties as to the qualifications or suitability of said land or premises for water or electrical power, or as to said land or improvements meeting and Federal, State, or local laws, rules or regulations pertaining to zoning, building, subdividing, platting, surveys, planning and use, health, ecology, drainage, irrigation, water quality, sewage or disposal systems, hazardous materials and toxic wastes. Grantor makes no warranties as to survey, boundaries, or any matter mentioned in this paragraph. There are no warranties, express or implied, as to merchantability, in a general sense or for a particular purpose, except as herein contained in writing, if any.

EXECUTED THIS 24th day of May, 1993.

James L. Ball
Personal Representative of the Estate of EMMA BALL,
aka EMMA M. BALL, deceased

STATE OF IDAHO)
COUNTY OF ADAMS)

On this 24th day of May, 1993 before me, a Notary public in and for said State, personally appeared JAMES L. BALL, known to me to be the person whose name is subscribed to the within instrument as Personal Representative of the Estate of EMMA BALL, aka EMMA M. BALL, deceased, and acknowledged to me that the same was executed as the Personal Representative of said Estate. NO WITNESS WHEREOF. I have hereunto set my hand and affixed my official seal, the day and year in this certificate first above written.



Christy A. Perry
Notary Public for State of Idaho, Residing at *Franklin* Idaho
Commission Expires 8/4/98

EXHIBIT "A"

Township 15 North, Range 1 West, Boise Meridian, Adams County, Idaho
Section 16: SW1/4, SE1/4 lying West of Block 4 of Council Mesa Orchards, Adams County, Idaho, according to the revised plat of Subdivision 1 in Book 1 of Plats at page 21, records of Adams County, Idaho

Section 17: E1/2SE1/4, E1/2NW1/4SE1/4, E1/2SW1/4SE1/4, SW1/4SW1/4SE1/4, S1/2SE1/4SW1/4

Section 20: NE1/4, E1/2NW1/4, E1/2SE1/4, NW1/4SE1/4, NE1/4SW1/4

Section 21: N1/2SW1/4, NW1/4SE1/4, W1/2NE1/4SE1/4, NW1/4, NE1/4 lying West of Block 5 of Council Mesa Orchards, Adams County, Idaho, according to the revised plat of Subdivision 1 in Book 1 of Plats at page 21, records of Adams County, Idaho

SUBJECT TO THE FOLLOWING:

AN EASEMENT for a road over and across the South 15 feet of the NE1/4NW1/4 and the North 15 feet of the SE1/4NW1/4 of Section 21, and the right to use as a roadway a strip of land 30 feet wide along the line between the NW1/4NW1/4 and the SW1/4NW1/4 of Section 21, conveyed by instrument dated December 23, 1918 by RAYMOND H. WILTSIE and ENID V. H. WILTSIE, husband and wife, to DEAN DRISCOLL, recorded in Book 7 of Deeds at page 317 as Instr. No. 8107, records of Adams County, Idaho.

AN EASEMENT for the purpose of public utilities and rights incidental thereto as set forth in a document granted to PEOPLES WEST COAST HYDRO-ELECTRIC CORPORATION (no representation is made as to present ownership of easement), recorded January 12, 1928 in Book 3 of Misc. at page 34 as Instr. No. 15807, records of Adams County, Idaho.

A RIGHT-OF-WAY for a canal across the SW1/4NW1/4 and the W1/2SW1/4 of Section 14 (particularly described in Book F of Deeds at page 429), and A RIGHT-OF-WAY for flume and pipeline 40 feet wide over and across the SW1/4SW1/4 of Section 14 (particularly described in Book 2 of Deeds at page 44) by instruments dated:
February 11, 1910 from J. J. ALLISON to WEISER VALLEY LAND & WATER COMPANY, recorded February 24, 1910 in Book 8 of Deeds at page 308 as Instr. No. 14572;
June 2, 1910 from A. M. SHAW and CARRIE L. SHAW to WEISER VALLEY LAND & WATER COMPANY, recorded June 8, 1910 in Book 26 of Deeds at page 494 as Instr. No. 15414;
April 25, 1911 from A. M. SHAW and CARRIE L. SHAW, husband and wife, to WEISER VALLEY LAND & WATER COMPANY, recorded June 16, 1911 in Book 2 of Deeds at page 44 as Instr. No. 321;
June 19, 1933 from RAYMOND H. WILTSIE and ENID WILTSIE, husband and wife, to ORCHARDS WATER COMPANY, an Idaho corporation, recorded June 23, 1933 in Book 13 of Deeds at pages 492-493 as Instr. No. 19986;
all records of Adams County, Idaho.

A RIGHT-OF-WAY AND EASEMENT for the purpose of public utilities and rights incidental thereto as set forth in a document granted to IDAHO POWER COMPANY (no representation is made as to present ownership of easement), recorded April 15, 1953 in Book 5 of Misc. at page 244 as Instr. No. 35278, records of Adams County, Idaho.

EXHIBIT "A" CONTINUED

THE RIGHT-OF-WAY for all public roads and other rights-of-way shown on the plat of Council Mesa Orchards, revised plat of Subdivision No. 1, recorded in Book 1 of Plats at page 21, records of Adams County, Idaho.

INSTRUMENT NO. 84138

State of Idaho)
County of Adams) ss.

Filed for record at the request of
Timberline Title & Escrow
38 min. past 11 o'clock A.M.
this 26 day of May, 19 93

MICHAEL FISK, RECORDER
by [Signature]

Deputy
Fee \$ 9.00

Indexed



0003978456

**STATE OF IDAHO***Office of the secretary of state, Lawrence Denney***ANNUAL REPORT**

Idaho Secretary of State

PO Box 83720

Boise, ID 83720-0080

(208) 334-2301

Filing Fee: \$0.00

*For Office Use Only***-FILED-**

File #: 0003978456

Date Filed: 8/24/2020 5:16:42 PM

Entity Name and Mailing Address:

Entity Name: BOULDER DEVELOPMENT, LLC.

The file number of this entity on the records of the Idaho Secretary of State is: 0000074270

Address: PO BOX 325
COUNCIL, ID 83612-0325

Entity Details:

Entity Status: Active-Existing

This entity is organized under the laws of: IDAHO

If applicable, the old file number of this entity on the records of the Idaho Secretary of State was: W20208

The registered agent on record is:

Registered Agent: JOSEPH L MORTON III
Registered Agent

Physical Address

132 SW 5TH AVE STE 150
MERIDIAN, ID 83642

Mailing Address

Limited Liability Company Managers and Members

Name	Title	Business Address
+ Louise McMichael	Member	PO BOX 325 2162 HWY 95 COUNCIL, ID 83612
+ Michael G McMichael	Member	PO BOX 325 COUNCIL, ID 83612

The annual report must be signed by an authorized signer of the entity.

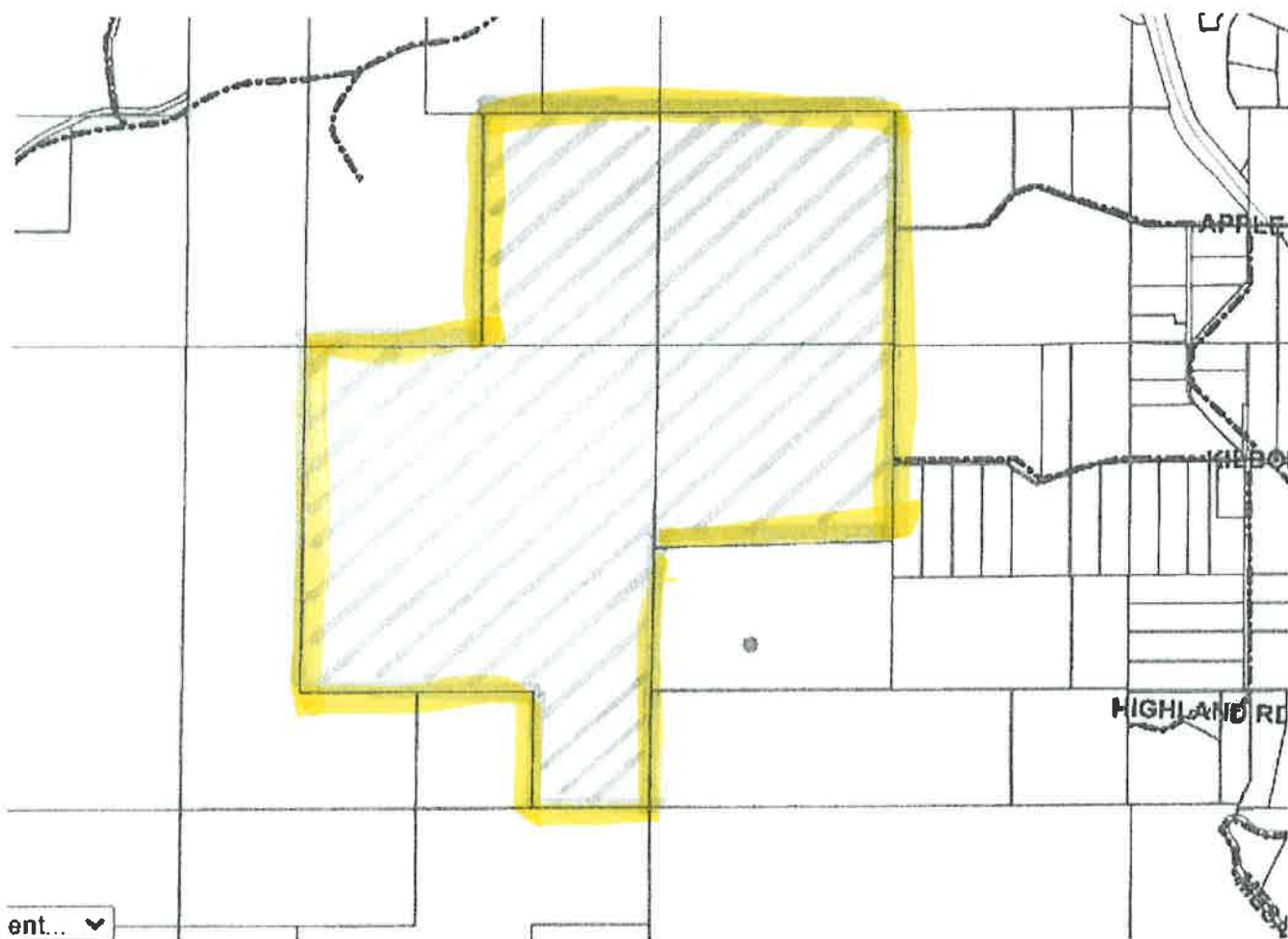
Louise McMichael

Sign Here

08/24/2020

Date

Job Title: manager



RP15N01W170001

RP15N01W174251

RP15N01W177001

RP15N01W164800

RP0004

RP01

RP15N01W212402

RP15N01W200060

RP15N01W203050

RP15N01W214355

RF

Zoom To Extent

3.2 2-for Idaho



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region • 2735 W AIRPORT WAY • BOISE, ID 83705-5082

Phone: (208)334-2190 • Fax: (208)334-2348 • Website: www.idwr.idaho.gov

Brad Little
Governor

Gary Spackman
Director

August 03, 2021

BOULDER DEVELOPMENT LLC
PO BOX 325
COUNCIL ID 83612-0325

Re: Change in Ownership for Water Right No: 67-7835H

Dear Water Right Holder(s):

The Department of Water Resources (Department) acknowledges the receipt of correspondence changing ownership of the above referenced water right 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) 334-2190.

Sincerely,

Lynne Evans
Office Specialist II

Enclosure

c: D L EVANS BANK

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. _____

RECEIVED

NOV 23 2020

DEPT OF WATER RESOURCES
SOUTHERN REGION

RECEIVED

NOV 30 2020

WATER RESOURCES
SOUTHERN REGION

MINIMUM REQUIREMENTS CHECKLIST
TO BE SUBMITTED WITH APPLICATION FOR TRANSFER

An application for transfer must be prepared in accordance with the minimum requirements listed below to be acceptable for processing by the Department. Incomplete applications will be returned. The instructions, fee schedule, Part 2A reports and additional Part 2B forms are available from any Department office or on the Department's website at idwr.idaho.gov.

Name of Applicant(s) Boulder Development LLC

Check whether each item below is **attached (Yes)** or **not applicable (N/A)** for the proposed transfer.

- | Yes | N/A | |
|-------------------------------------|-------------------------------------|---|
| ☒ | ☐ | * Means the item is <u>always required</u> and must be included with the application. |
| ☒ | ☐ | * Completed Application for Transfer of Water Right form, Part 1. |
| ☒ | ☐ | * Signature of applicant(s) or applicant's authorized representative on Application for Transfer Part 1. Include evidence of authority labeled Attachment #3 (see below) if signed by representative. |
| ☒ | ☐ | * Application for Transfer Part 2A. Attach a <u>Part 2A</u> report describing each water right in the transfer as currently recorded. |
| ☒ | ☐ | ☐ Complete and attach an Application for Transfer <u>Part 2B</u> <u>for each water right</u> for which <u>only a portion</u> is proposed to be changed through this transfer application. |
| ☐ | ☒ | ☐ Application for Transfer Part 3A is always required (see Attachment #7a below); Parts 3B and 3C must be completed for transfer applications proposing to change the nature of use of the water right(s) or proposing changes to supplemental right(s). |
| ☒ | ☐ | * Correct fee submitted with transfer application form. (<u>Fee schedule</u> is on website and instructions for application for transfer.) |

Attachments to Application - Label each attachment with the corresponding number shown below as Attachment #1-10.

- | | | |
|-------------------------------------|-------------------------------------|---|
| ☒ | ☐ | #1 If the applicant is a business, partnership, organization, or association, and <u>not</u> currently registered in the State of Idaho as a business entity, attach documentation identifying officers authorized to sign or act on behalf of right holder. (See Part 1.) |
| ☒ | ☐ | #2a Water Right ownership documentation if Dept. records do not show the applicant as the current water right owner. ** |
| ☐ | ☒ | #2b If the ownership of the water right will change as a result of the proposed transfer to a new place of use, attach documentation showing land and water right ownership at the new place of use. Include documentation for all affected land and owner(s). ** |
| | | ** Additional fee(s) required for water right ownership changes; see fee schedule. |
| ☒ | ☐ | #3 Documentation of authority to make the change if the applicant is not the water right owner. |
| ☐ | ☒ | #4 Power of Attorney or documentation providing authority to sign or act on the applicant's behalf. (See Part 1.) |
| ☐ | ☒ | #5 If the transfer application proposes to change the point of diversion for a water right affecting the Eastern Snake Plain Aquifer (ESPA), attach the results of an ESPA analysis and a detailed mitigation plan to offset any depletions to hydraulically connected reaches of the Snake River. ESPA transfer spreadsheet and model grid labeled cells are available on the Department's website at idwr.idaho.gov/water-rights/transfers/resources.html . |
| ☒ | ☐ | #6 Notarized statement of agreement or a statement on official letterhead signed by an authorized representative from each lien holder or other entity with financial interest in the water right(s) or land affected by the proposed transfer. (See Part 1.5.c.) |
| ☒ | ☐ | * #7a Attach a map identifying the proposed point(s) of diversion, place(s) of use, and water diversion and distribution system details as described on the application. Include legal description labels. If only a portion of the right is proposed to be changed, identify the current location of the part of the existing right(s) proposed to be changed. (See Part 3A.) |
| ☐ | ☒ | #7b If the transfer application proposes to change the place or purpose of use of an irrigation right attach a Geographic Information System (GIS) shape file, or an aerial photo or other image clearly delineating the location and extent of existing acres and changes to the place of use. If some or all of any right is leased to the Water Supply Bank, you must also show the the specific location and/or acres to be idled at the new, proposed place of use to satisfy lease requirements. |
| ☐ | ☒ | #8a If the transfer application proposes to change the nature of use or period of use for one or more rights, provide documentation describing the extent of historic beneficial use for the water rights proposed to be transferred and document how enlargement will be avoided. (See Part 3B.) Additional fee required for proposed changes to nature of use; see <u>fee schedule</u> . |
| ☐ | ☒ | #8b If the transfer application proposes to change the place of use of a supplemental irrigation right, provide documentation regarding the historic use of the supplemental right(s) and availability or reliability of the primary right(s) being supplemented, both before and after the proposed change. (See Part 3C.) |
| ☐ | ☒ | #9 Water Supply Bank information for all rights proposed for transfer and currently leased to the Bank. (<u>Attachment WSB</u>) |
| ☐ | ☐ | #10 Other. Please describe: _____ |

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESAPPLICATION FOR TRANSFER OF WATER RIGHT
PART 1RECEIVED
NOV 30 2020
WATER RESOURCES
WESTERN REGION
NOV 23 2020
DEPT OF WATER RESOURCES
SOUTHERN REGIONName of Applicant(s) Boulder Development LLC Phone 208-859-9190
Mailing address PO Box 325 Council ID 83612 Email _____

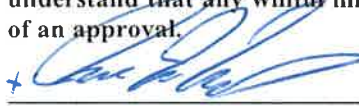
- ☒ If applicant is not an individual and not registered to do business in the State of Idaho, attach documentation identifying officers authorized to sign or act on behalf of the applicant. Label it **Attachment #1**.
- ☒ Attach water right ownership documentation if Department records do not show the transfer applicant as the current water right owner. Label it **Attachment #2a**.
- ☐ If the ownership of the water right will change as a result of the proposed transfer to a new place of use, attach documentation showing land and water right ownership at the new place of use. Include documentation for all affected land and owner(s). Label it **Attachment #2b**.
- ☒ Attach documentation of authority to make the proposed change if the applicant is not the water right owner. Label it **Attachment #3**.

Provide contact information below if a consultant, attorney, or any other person is representing the applicant in this transfer process.

☐ No RepresentativeName of Representative _____ Phone _____
Mailing address _____ Email _____

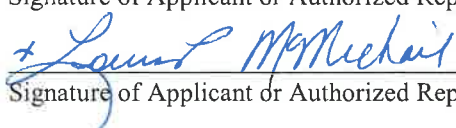
- ☐ Send all correspondence for this application to the representative and not to the applicant.
OR
- ☐ Send original correspondence to the applicant and copies to the representative.
- ☐ The representative may submit information for the applicant but is not authorized to sign for the applicant.
OR
- ☐ The representative is authorized to sign for the applicant. Attach a Power of Attorney or other documentation providing authority to sign for the applicant and label it **Attachment #4**.

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.


Signature of Applicant or Authorized Representative

Michael McMichael
Print Name and Title if applicable

10-27-20
Date


Signature of Applicant or Authorized Representative

Louise McMichael
Print Name and Title if applicable

10/27/20
Date

A. PURPOSE OF TRANSFER

- ☐ Change point of diversion
☐ Change nature of use
 ☐ Add diversion point(s)
☐ Change period of use
 ☐ Change place of use
☐ Other _____
- Is this a transfer for changes pursuant to Idaho Code § 42-221.O.8?
If yes, ☐ attach an explanation and any supporting documentation labeled as **Part 1A.2**.
- Describe your proposal in narrative form, including a detailed description of non-irrigation uses to justify amounts transferred (i.e. number of stock, etc.), and provide additional explanation of any other items on the application. Attach additional pages if necessary and label it **Part 1A.3**.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1 Continued

B. DESCRIPTION OF RIGHTS AFTER THE REQUESTED CHANGES. IF THE RIGHTS ARE BEING SPLIT, DESCRIBE PORTIONS TO BE CHANGED AS THEY WOULD APPEAR AFTER THE REQUESTED CHANGES.

1.	<u>Right Number</u>	<u>Amount</u> (cfs/ac-ft)	<u>Nature of Use</u>	<u>Period of Use</u>	<u>Source & Tributary</u>
All or Part ☒ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐	67-7835F	.01	Stock Water	_____ to _____	Bacon Creek
		.3	Stock Water Storage	_____ to _____	Bacon Creek
				_____ to _____	
				_____ to _____	
				_____ to _____	
				_____ to _____	
				_____ to _____	
				_____ to _____	
				_____ to _____	

Total authorized under rights .01 cfs and/or .3 acre-feet.

2. Total amount of water proposed to be transferred or changed .01 cubic feet per second and/or .3 acre-feet per year.

3. Point(s) of Diversion:

- ☒ No changes to point(s) of diversion are proposed - the following chart is therefore not completed. (Proceed to #4.)
- ☐ Attach Eastern Snake Plain Aquifer analysis if this transfer proposes to change a point of diversion affecting the ESPA. Label it **Attachment #5**.

New ?	Lot	¼	¼	¼	Sec	Twp	Rge	County	Source	Local name or tag #

4. Place of use: (If irrigation, identify with number of acres irrigated per ¼ ¼ tract.)

- ☒ No changes to place of use are proposed - the following chart is therefore not completed. (Proceed to #5.)

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	
Total Acres (for irrigation use)																			

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1 Continued

5. General Information:

- a. Describe the complete diversion system, including how you will accommodate a measuring device and lockable controlling works should they be required now or in the future:

- b. Who owns the property at the point(s) of diversion? Boulder Development LLC
If other than the applicant, describe the arrangement enabling the applicant to access the property for the diversion system:

- c. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? **If yes, ☒** attach a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes on official letterhead signed by an authorized representative. Label it **Attachment #6**. List the name of the entity and type of lien: _____

It is the applicant's responsibility to provide notice to lien holder, trustee, mortgagor, or contract holder of the proposed changes that may impact or change the value of the water rights or affected real property. Any misrepresentation of legal encumbrance on this application may result in rejection of the application or cancellation of an approval.

- d. Are any of the water rights proposed for transfer currently leased to the Water Supply Bank?

If yes, ☐ complete Attachment WSB.

- e. Describe the effect on the land now irrigated if the place or purpose of use is changed pursuant to this transfer:

- f. Describe the use of any other water right(s) for the same purpose or land, or the same diversion system as right(s) proposed to be transferred at both the existing and proposed point(s) of diversion and place(s) use:

- g. To your knowledge, has/is any portion of the water right(s) proposed to be changed:

Yes No

- | | | |
|--------------------------|-------------------------------------|---|
| ☐ | ☒ | undergone a period of five or more consecutive years of non-use, |
| ☐ | ☒ | currently leased to the Water Supply Bank, |
| ☐ | ☒ | currently used in a mitigation plan limiting the use of water under the right, or |
| ☐ | ☒ | currently enrolled in a Federal set-aside program limiting the use of water under the rights? |

If yes, describe:
