

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

**APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1**

RECEIVED
JUN 26 2019
Department of Water Resources
Eastern Region

Name of Applicant(s) Circle Valley Properties LLC Phone 208 221 9633
Mailing address PO Box 51260 Idaho Falls, ID 83405 Email Kirk.CircleV@yahoo.com

- ☐ 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 Representative

Name 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.

Kent Cornelson KENT CORNELSON _____
Signature of Applicant or Authorized Representative Print Name and Title if applicable Date

Signature of Applicant or Authorized Representative Print Name and Title if applicable Date

A. PURPOSE OF TRANSFER

1. ☒ Change point of diversion ☐ Add diversion point(s) ☒ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other _____
2. Is this a transfer for changes pursuant to Idaho Code § 42-221.0.8?
If yes, ☐ attach an explanation and any supporting documentation labeled as **Part 1A.2**.
3. 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**.
See attachment part 1A.2

AMENDED

82819

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PART 1 Continued

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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.

I.	Right Number	Amount (cfs/ac-ft)	Nature of Use	Period of Use	Source & Tributary
All or Part ☒ ☐	35-13742	0.05	Irrigation	04/01 to 11/1	Groundwater
☒ ☐	35-13746	0.04	Irrigation	04/01 to 10/31	Groundwater
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	

Total authorized under rights 0.09 cfs and/or _____ acre-feet.

2. Total amount of water proposed to be transferred or changed 0.09 cubic feet per second and/or _____ 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 #
		NW	NE	NW	13	02N	36E	Bonneville	Groundwater	

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

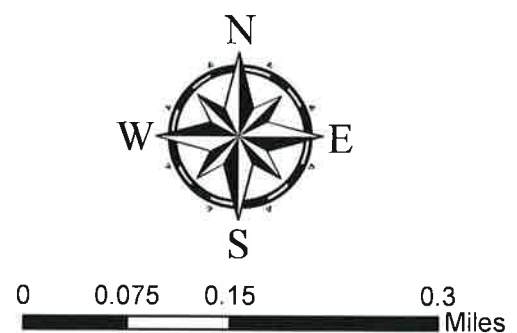
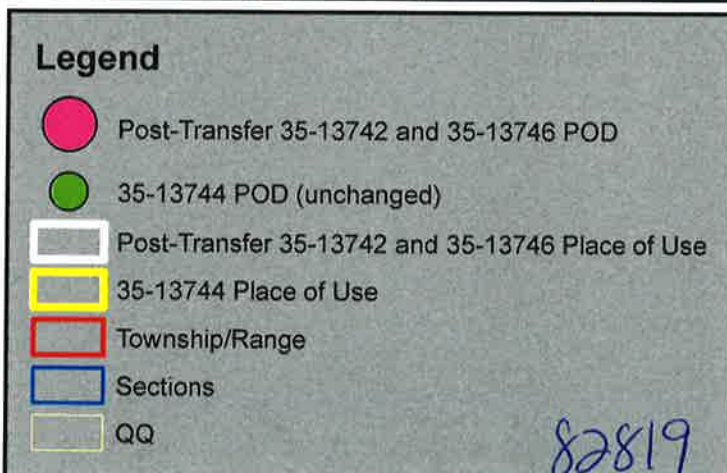
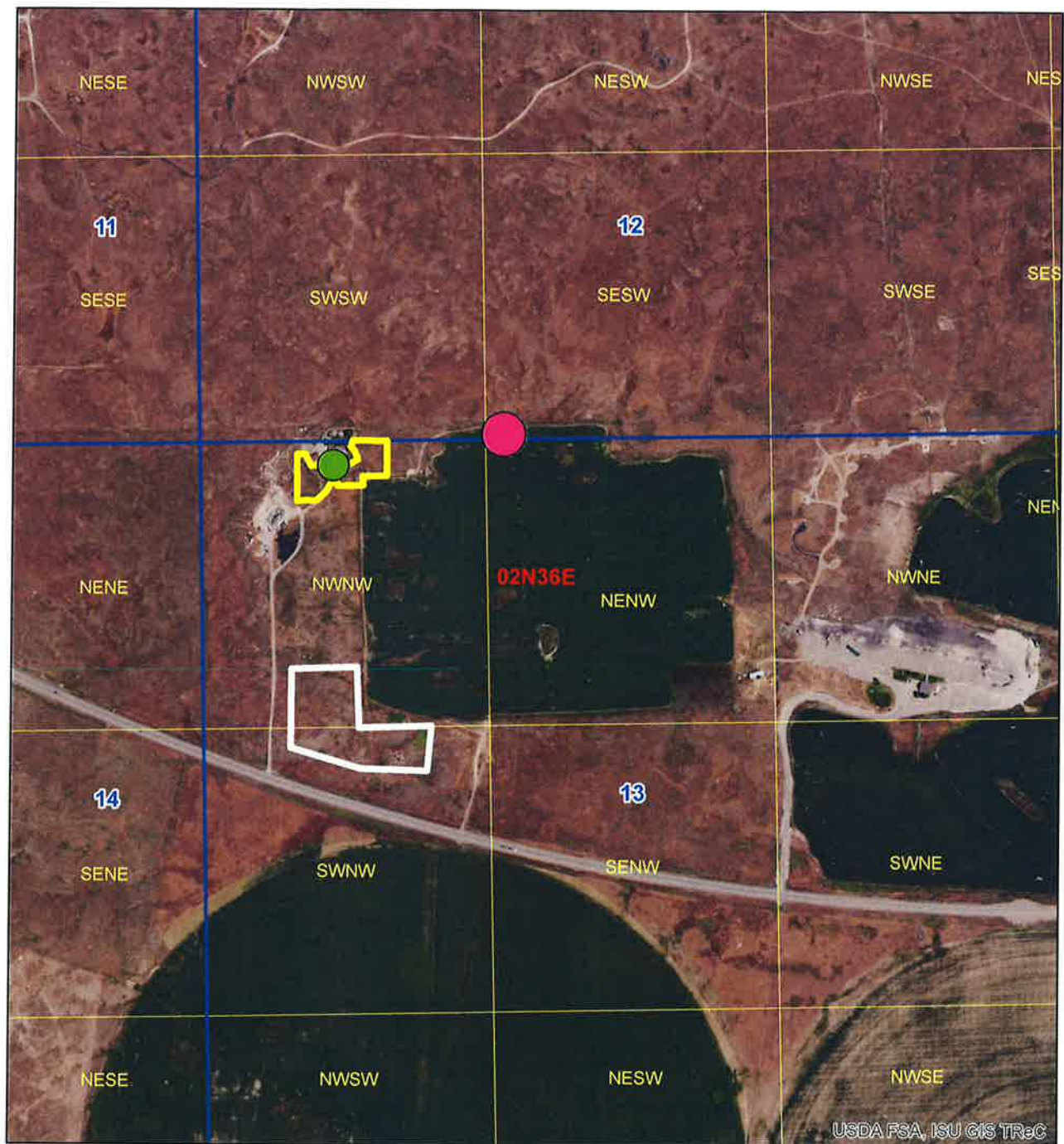
- ☐ No changes to place of use are proposed - the following chart is therefore not completed. (Proceed to #5.)

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	
02N	36E	13						2	2.3										4.3
Total Acres (for irrigation use)																			4.3

82819

AMENDED

Post-Transfer Overview -- Transfer 82819 Amendment





Order Number: 19330298

RECEIVED
MAY 23 2019
Department of Water Resources
Eastern Region

Warranty Deed

For value received,

Caroline Elizabeth Phillips, an unmarried woman, also known of record as Caroline Phillips

the grantor, does hereby grant, bargain, sell, and convey unto

Circle Valley Properties, LLC

whose current address is PO Box 51260 Idaho Falls, ID 83405

the grantee, the following described premises, in Bonneville County, Idaho, to wit:

BEGINNING AT A POINT THAT IS N.89°29'50"E. ALONG THE SECTION LINE 728.00 FEET AND S.00°05'29"W. 1058.73 FEET FROM THE NORTHWEST CORNER OF SECTION 13, TOWNSHIP 2 NORTH, RANGE 36 EAST OF THE BOISE MERIDIAN, BONNEVILLE COUNTY, IDAHO; RUNNING THENCE S.00°05'29"W. 471.88 FEET TO THE NORTH RIGHT OF WAY LINE U.S. HIGHWAY 20, SAID POINT BEING A POINT ON A CURVE WITH A RADIUS OF 11259.16 FEET AND A CHORD BEARING OF N.71°22'34"W. 329.05 FEET; THENCE TO THE RIGHT ALONG SAID CURVE 329.06 FEET THROUGH A CENTRAL ANGLE OF 01°40'28"; THENCE N.00°05'29"E. 364.06 FEET; THENCE N.89°29'50"E. 312.00 FEET TO THE POINT OF BEGINNING.

Together with water rights, #35-13742 and #35-13746, total of 4.3 acre inches of water

To have and to hold the said premises, with their appurtenances unto the said Grantee, its heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that Grantor is the owner in fee simple of said premises; that they are free from all encumbrances except those to which this conveyance is expressly made subject and those made, suffered or done by the Grantee; and subject to all existing patent reservations, easements, right(s) of way, protective covenants, zoning ordinances, and applicable building codes, laws and regulations, general taxes and assessments, including irrigation and utility assessments (if any) for the current year, which are not due and payable, and that Grantor will warrant and defend the same from all lawful claims whatsoever. Whenever the context so requires, the singular number includes the plural.

Dated: May 14, 2019

Caroline Elizabeth Phillips
Caroline Elizabeth Phillips

State of Idaho, County of Bonneville, ss.

On this 23 day of May in the year of 2019, before me, the undersigned, a Notary Public in and for said State, personally appeared Caroline Elizabeth Phillips, known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same.

[Signature]
Notary Public
Residing In:
My Commission Expires:
(seal)

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