

T4955 RITEWOOD INC

Eastern

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 4955
WATER RIGHT NO. 13-04317

This is to certify that: RITEWOOD INC
PO BOX 120
FRANKLIN ID 832370120

has requested a change to the above captioned water right(s). This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code, provided the conditions listed below are met.

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
STOCKWATER	01/01 to 12/31	*0.04 CFS	*14.5 AF

SOURCE

GROUNDWATER

Priority: 01/01/1960

LOCATION OF POINT(S) OF DIVERSION:

NWNW , Sec. 15, Township 16S, Range 40E
SWNW , Sec. 15, Township 16S, Range 40E
FRANKLIN County

PLACE OF USE: STOCKWATER

TWN RGE SEC

16S 40E 15 NWSW

CONDITIONS OF APPROVAL AND REMARKS

1. Approval of this transfer does not confirm claimed Right No. 13-04317.
2. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
3. Approval of this transfer in no way grants any right-of-way or easement for use of a delivery system owned by person(s) other than the right owner.
4. The change authorized by this transfer shall be accomplished within one (1) year of the date of this approval.
5. Failure to comply with the conditions of this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.
6. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.

TRANSFER NO. 4955
WATER RIGHT NO. 13-04317

CONDITIONS OF APPROVAL AND REMARKS

- *7. The total instantaneous diversion of water from all points of diversion under Transfer No. 4955 shall not exceed 0.04 cfs, nor total combined annual volume of 14.5 af.
- 8. Stockwater use is for 500,000 chickens.

Dated this 19th day of August, 1997.


Chief, Water Allocation Bureau

MEMORANDUM

TO: FILE NO. 13-04317

FROM: PAM SKAGGS ^{CB} STATE OFFICE

SUBJECT: TRANSFER NO. 4955

DATE: August 15, 1997

ok *[Signature]* 8-18-97

=====

Transfer No. 4955 changes and adds a point of diversion, and reduces the rate of diversion under Right No. 13-04317.

The changed point of diversion is a correction of the original well. A second well is being added to system in the NWNW. The reduction of the rate of diversion reflects the allowable "domestic" use limit acceptable for statutory claims after 06-30-1988. The additional water required for the described stockwater use is being developed under separate rights.

Diversion volume based on the maximum allowable 13,000 gallons per day was identified. Recommended conditions include non-confirmation of claim, drilling permit conditions, right-of-way, multiple points of diversion/measuring devices and standard transfer conditions.

COPY

100⁰⁰ 50 3-27-97Page 1 of 6STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESTransfer No. 4955

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1

Name of applicant RITEWOOD, INC. Phone 208-646-2213Post Office address PO BOX 120, FRANKLIN ID 83237-0120

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 Reduce cfs to 0.04 cfs + correct original i
2. Describe the reason for the proposed changes The original filing lists the POD as the storage tank; this transfer is designed to correct this and add a point of diversion.

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. ^{CLAIM} Right Number	Priority	Amount (cfs/ac-ft)	Nature of Use	Period of Use
<u>13-04317</u>	<u>01-01-1960</u>	<u>.04</u>	<u>Stockwater</u>	<u>1 Jan</u> to <u>31 Dec</u>
				to
				to
				to

2. Total amount of water being transferred .04 cubic feet per second and/or _____ acre-feet per annum.3. Source of water Groundwater tributary to _____

4. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
		SW	NW	15	16S	40E	Franklin	(Existing well - 13-07504)
		NW	NW	15	16S	40E	Franklin	New well

5. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
16S	40E	15																	

Total acres _____

PART 1

6. General Information:

a. Description of diversion system well & pump divert water to a storage tank. The water is then used in an on demand system to water chickens (500,000).

b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? _____ Yes / No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.

c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:

None

d. Remarks:

See letter dated 30 August 1996 to Rileywood Inc in file 13-07504

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. _____

And said application is hereby _____, subject to the following limitations and conditions:

Witness my hand this _____ day of _____, 19 _____.

PART 2

WR0743NP
(00-26;IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROOF READING REPORT10/10/96 08:51:41
Page 1

Water Right Number - 13-04317

Prefix Translation: WATER RIGHT

Old (D) Number -

+ - - - - Last Name - - - - + + - First Name - - + + - - - - - Address - - - - - +

*** C - CURRENT OWNER ***

RITEWOOD INC

1 - PO BOX 120

2 -

3 -

City- FRANKLIN

State- ID Zip- 83237

Phone - 208-646-2213

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +
01/01/1960 15 EASTERN S - STATUTORY CLAIM+ - - - - Source - - - - - + + - - - - Tributary - - - - - +
GROUNDWATER

Point of Diversion							Diversion Name	Diversion Rate	Diversion No.
TwN	Rng	Sec	Tract	Lot	RFlg	County			
16S	40E	15	NE SW		(41)	FRANKLIN			

Water Use		Period From	Period To	Diversion Rate	Diversion Volume
Code	Description				
04 - STOCKWATER		01/01	12/31	0.230	

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - +
0.230

Place of Use						Description	County
TwN	Rng	Sec	Tract	Lot	Acres	Code	
16S	40E	15	NW SW			43 DOMESTIC	(41) FRANKLIN

+ - - Diversion Means -

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use -

+ - - - - Remarks - - - - - +
Stockwater use is for 500,000 plus chickens.+ - - - - Old Water Right Numbers - - - - - +
No Old Water Right Numbers found.+ - - - - Conditions of Approval - - - - - +
No Conditions of Approval found.

+ - - - - Decree Plaintiff - - - + + - - - - Decree Defendant - - - + + - Decree Date - +

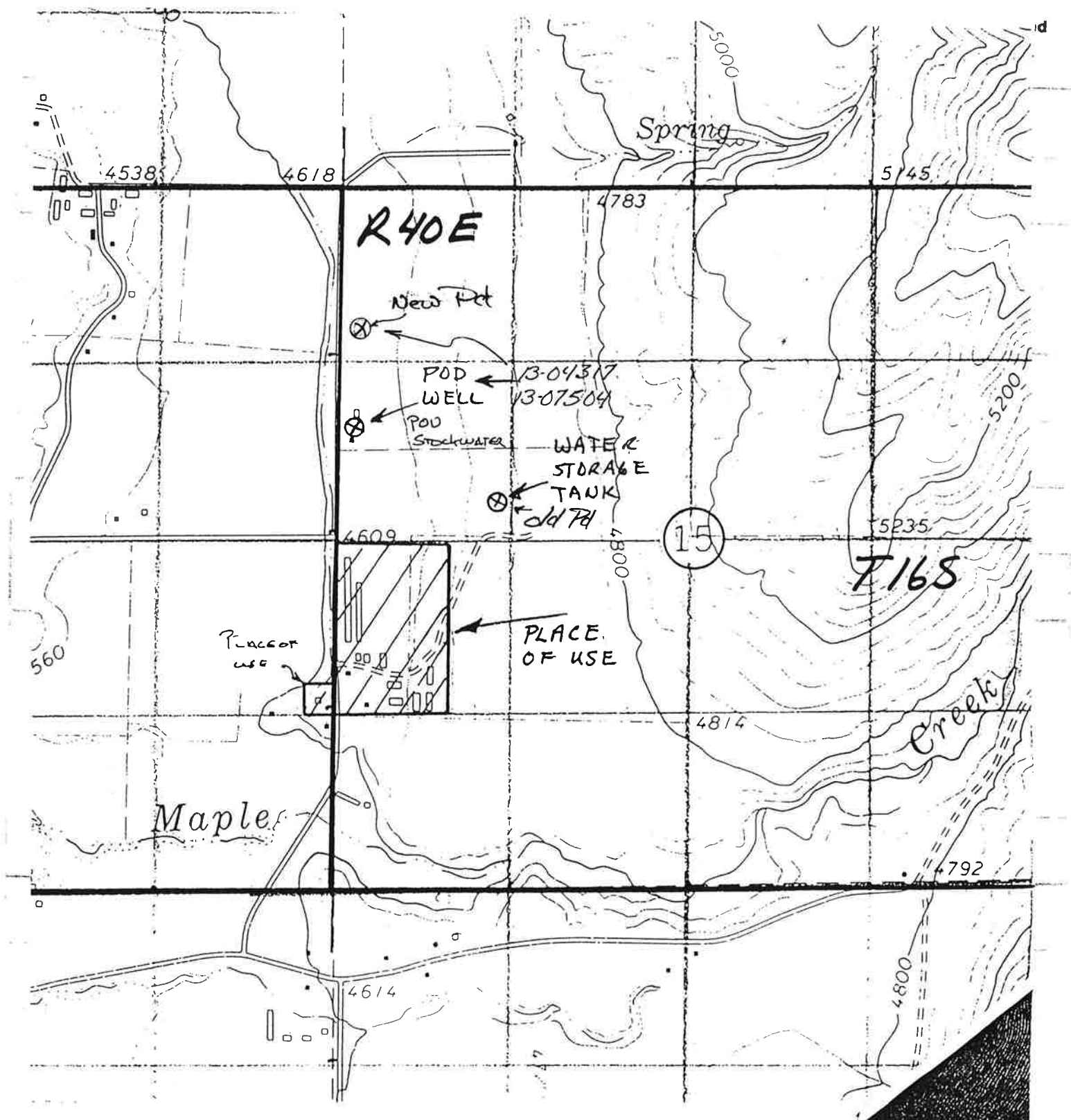
00/00/0000

10/10/96 08:51:41
Page 2

Prefix Translation: WATER RIGHT

Proof Due Date	-	00/00/0000	Field Exam Made	-	00/00/0000	Field Exam Fee	-	
Approved/Denied	-	00/00/0000	Protested Date	-	00/00/0000	Swan Falls	-	
Proof Made Date	-	00/00/0000	Hearing Date	-	00/00/0000	Temporary Right	-	P
Exam to S.O. Date	-	00/00/0000	Verified Date	-	00/00/0000	DLE/Carey Act	-	
Order Show Cause	-	00/00/0000	Receipt Number	-		Water District	-	
Licensed Date	-	00/00/0000	Appl Received	-	11/19/1992	Transfer/Amended	-	
Decree Date	-	00/00/0000	Name Connector	-		POU Ownership Flag	-	Y
Presumption Flag	-							

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3



SCALE: 2 inches equal 1 mile. Draw plan in ink.

PART 3**B. CHANGES IN NATURE OF USE**

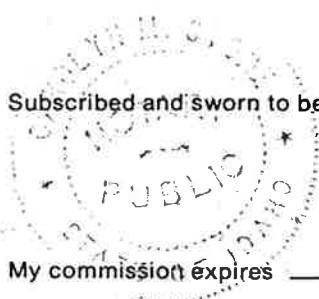
1	New Nature of Use	Amount (cfs/ac-ft)	Hours/days/year	Period of Use
				to
				to

2. Quantity and quality of return flows and location of discharge:

3. Describe effects on other water uses resulting from the proposed change:

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. 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 voiding its approval.



Laurie G. Wright Sec-Treas.
(Signature of Applicant)

Subscribed and sworn to before me this 23 day of Oct, 19 96.

Carolyn M. Stone
(Notary Public)

My commission expires 4-3-97

FOR DEPARTMENT USE ONLY

Transfer contains 6 pages and 1 attachments

Received by DMS Date 10-30-1996 Protest filed by _____

Prelim. check by _____ Fee 100.00 E022710

Receipted by DMS Date 10-30-1996

Published in Preston Citizen Copies of protest forwarded by _____

Pub. dates 11-21-28-96 Hearing held by _____ Date _____

Watermaster recommendation requested on _____ Recommended for ☐ approval ☐ denial

_____ rec'd. _____ by _____

Copy of transfer sent to lien holder _____

Attachment A

160335

May 1982 House & computer
transferred to RiteWood

WARRANTY DEED

For Value Received MICHAEL H. HOBBS and JILL B. HOBBS, husband and wife;
and BOB A. HOBBS and IRMA V. HOBBS, husband and wife,

the grantors, do hereby grant, bargain, sell and convey unto
RITEWOOD, INC.,

whose current address is Route #1
Franklin, Idaho 83237

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

Township 16 South, Range 40 East of the Boise Meridian
Section 15: Commencing at the Southwest corner of the
NW $\frac{1}{4}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$ of said Section 15, and running
thence North 230 feet; thence East 152 feet;
thence South 230 feet; thence West 152 feet
to the point of beginning.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee,
its heirs and assigns forever. And the said Grantors do hereby covenant to and
with the said Grantee, that they are the owners in fee simple of said premises; that they are free
from all incumbrances

and that they will warrant and defend the same from all lawful claims whatsoever.

Dated: September 24, 1982

Bob A. Hobbs Michael H. Hobbs
Irma V. Hobbs Jill B. Hobbs

STATE OF IDAHO, COUNTY OF FRANKLIN
On this 24th day of Sept., 1982,
before me, a notary public in and for said State, personally
appeared

BOB A. HOBBS and IRMA V. HOBBS,
husband and wife; and MICHAEL H.
HOBBS and JILL B. HOBBS, husband
and wife,

known to me to be the persons whose names are
subscribed to the within instrument, and acknowledged to
me that they executed the same.

William J. Swenson
Notary Public
Residing at Swan Lake, Idaho
Comm: Expires Lifetime

Recorded at the request of
American Land Title
11:40 SEP 24 1982 —pm.

MICHAEL D. KUNZ, RECORDER
By Wendy H. Hahn Deputy
FRANKLIN COUNTY, IDAHO

Furnished by the AMERICAN LAND TITLE CO.

Water Right Number - T13-04317

Prefix Translation: TRANSFER

Old (D) Number -

+ - - - - Last Name - - - - + + - First Name - - + + - - - - - Address - - - - - +

*** C - CURRENT OWNER ***

RITEWOOD INC

1 - PO BOX 120

2 -

3 -

City- FRANKLIN

State- ID Zip- 83237

Phone - 208-646-2213

+ - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - +
01/01/1960 15 EASTERN S - STATUTORY CLAIM+ - - - - - Source - - - - - + + - - - - - Tributary - - - - - +
GROUNDWATER+ - - - - - Point of Diversion - - - - - +
TwN Rng Sec Tract Lot RFlg County Diversion Name Diversion Rate Diversion No.
16S 40E 15 NW NW (41) FRANKLIN
SW NW (41) FRANKLIN+ - - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
04 - STOCKWATER 01/01 12/31 0.040+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - +
0.040+ - - - - - Place of Use - - - - - +
TwN Rng Sec Tract Lot Acres Code Description County
16S 40E 15 NW SW 04 STOCKWATER (41) FRANKLIN

+ - - Diversion Means -

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use -

+ - - - - - Remarks - - - - - +
The original filing lists the POD as the storage tank. This
transfer is designed to correct this and add a point of diversion
It will also reduce the cfs to 0.04.+ - - - - - Old Water Right Numbers - - - - - +
No Old Water Right Numbers found.+ - - - - - Conditions of Approval - - - - - +
No Conditions of Approval found.

+ - - - - Decree Plaintiff - - - + + - - - - Decree Defendant - - - + + - Decree Date - +

00/00/0000

Prefix Translation: TRANSFER

REDUCE CFS TO 0.04 AND CORRECT ORIGINAL POD.

+ - - - - - Water Rights Dates and Flags Area - - - - - +

Proof Due Date	-	00/00/0000	Field Exam Made	-	00/00/0000	Field Exam Fee	-	
Approved/Denied	-	00/00/0000	Protested Date	-	00/00/0000	Swan Falls	-	
Proof Made Date	-	00/00/0000	Hearing Date	-	00/00/0000	Temporary Right	-	P
Exam to S.O. Date	-	00/00/0000	Verified Date	-	00/00/0000	DLE/Carey Act	-	
Order Show Cause	-	00/00/0000	Receipt Number	-		Water District	-	
Licensed Date	-	00/00/0000	Appl Received	-	11/19/1992	Transfer/Amended	-	G
Decree Date	-	00/00/0000	Name Connector	-		POU Ownership Flag	-	Y
Presumption Flag	-							

