

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

**TRANSFER OF WATER RIGHT
TRANSFER NO. 82524**

This is to certify that: FUTURA CORP
PO BOX 7968
BOISE, ID 83707-1968

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

Summary of Water Rights Before the Proposed Changes

<u>Water Right</u>	<u>Origin/Basis</u>	<u>Priority Date</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>Source</u>
65-12935	WR/LICENSE	12/1/1988	0.060 cfs	1.8 af	N/A	N/A	GROUND WATER

Purpose of Transfer (Changes Proposed)

<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>POU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
65-12935	YES	NO	YES	NO	NO	NO

Summary Of Water Rights After the Approved Change

<u>Existing Right</u>	<u>New No. (Changed Portion)</u>	<u>Transfer Rate</u>	<u>Transfer Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>New No. (remaining portion)</u>	<u>Remaining Rate</u>	<u>Remaining Volume</u>	<u>Remaining Acre Limit</u>	<u>Remaining Total Acres</u>
65-12935	65-23789	0.020 cfs	0.6 af	N/A	N/A	65-12935	0.040 cfs	1.2 af	N/A	N/A
COMBINED TOTALS		0.020 cfs	0.6 af	N/A	N/A		N/A	N/A	N/A	N/A

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

Dated this 15th day of August, 2018.



PAMELA S. SKAGGS, Water Rights Supervisor

WATER RIGHT NO. 65-12935

As Modified by Transfer No. 82524

In accordance with the approval of Transfer No. 82524, Water Right No. 65-12935 is now described as follows:

Right Holder: FUTURA CORP
PO BOX 7968
BOISE, ID 83707-1968

Priority Date: 12/1/1988

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
DOMESTIC	1/01	to 12/31	0.040 cfs	1.2 af
			0.040 cfs	1.2 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER L1 (NWNW) Sec 33 Twp 19N Rge 03E VALLEY County

PLACE OF USE: DOMESTIC

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
19N	03E	33						X											
								L 1											

CONDITIONS OF APPROVAL

- Domestic use is for 2 homes.
- Place of use is also known as Lot 61, Payette Lake Cottage Sites,

WATER RIGHT NO. 65-23789**As Modified by Transfer No. 82524**

In accordance with the approval of Transfer No. 82524, Water Right No. 65-23789 is now described as follows:

Right Holder: FUTURA CORP
PO BOX 7968
BOISE, ID 83707-1968

Priority Date: 12/1/1988

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
DOMESTIC	1/01	to 12/31	0.020 cfs	0.6 af
			0.020 cfs	0.6 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER L1 (NWNW) Sec 33 Twp 19N Rge 03E VALLEY County

PLACE OF USE: DOMESTIC

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
19N	03E	33						X											0.0
								L 1											

CONDITIONS OF APPROVAL

- Domestic use is for 1 home.
- Place of use is also known as Lot 60D, Amended Payette Lake Cottage Sites.
- Point of diversion is located within Lot 60D, Amended Payette Lake Cottage Sites.
- The following right(s) are diverted through point(s) of diversion described above: 65-12935.
- The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
- Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

State of Idaho
Department of Water Resources
Attachment to Transfer 82524
65-12935

This map depicts the DOMESTIC place of use boundary for this water right at the time of this approval and is attached to the approval document solely for illustrative purposes.

03E



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

0 0.01 0.02 0.04 Miles



State of Idaho
Department of Water Resources
Attachment to Transfer 82524
65-23789

This map depicts the DOMESTIC place of use boundary for this water right at the time of this approval and is attached to the approval document solely for illustrative purposes.

03E



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

0 0.0125 0.025 0.05 Miles





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, 2018

FUTURA CORP
PO BOX 7968
BOISE ID 83707-1968

Re: Transfer No: 82524
Water Right No(s): 65-12935

Transfer Approval Notice

Dear Water Right Holder and other Interested Persons:

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

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

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

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

Please note that water right owners are required to report any change of water right ownership and/or mailing address to the Department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee.

Contact any office of the Department or visit the Department's homepage on the Internet to obtain the proper forms and instructions.

If you have any questions, please contact me at (208) 287-4951.

Sincerely,



Pamela S. Skaggs
Water Rights Supervisor

Enclosure

CC:

SPF WATER ENGINEERING LLC
C/O LORI GRAVES
300 E MALLARD DR STE 350
BOISE ID 83706

CERTIFICATE OF SERVICE

I hereby certify that on August 16, 2018 I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER (Approved Transfer) to the person(s) listed below:

Re: Transfer No.: 82524
Water Right No(s): 65-12935

FUTURA CORP
PO BOX 7968
BOISE ID 83707-1968

SPF WATER ENGINEERING LLC
C/O LORI GRAVES
300 E MALLARD DR STE 350
BOISE ID 83706



Darla Block
Technical Records Specialist

EXPLANATORY INFORMATION TO ACCOMPANY A PRELIMINARY ORDER

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

(Required by Rule of Procedure 730.02)

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

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the department within fourteen (14) days of the service date of this order. **Note: the petition must be received by the department within this fourteen (14) day period.** The department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See Section 67-5243(3) Idaho Code.

EXCEPTIONS AND BRIEFS

Within fourteen (14) days after: (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from this preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding with the Director. Otherwise, this preliminary order will become a final order of the agency.

REQUEST FOR HEARING

Unless a right to a hearing before the Department or the Water Resource Board is otherwise provided by statute, any person aggrieved by any final decision, determination, order or action of the Director of the Department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Director and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

ORAL ARGUMENT

If the Director grants a petition to review the preliminary order, the Director shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Director will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Director orders otherwise, all oral arguments will be heard in Boise, Idaho.

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Director in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with IDAPA Rules 37.01.01302 and 37.01.01303 (Rules of Procedure 302 and 303).

FINAL ORDER

The Director will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Director may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The department will serve a copy of the final order on all parties of record.

Section 67-5246(5), Idaho Code, provides as follows:

Unless a different date is stated in a final order, the order is effective fourteen (14) days after its service date if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:

- (a) The petition for reconsideration is disposed of; or
- (b) The petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

APPEAL OF FINAL ORDER TO DISTRICT COURT

Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

- i. A hearing was held,
- ii. The final agency action was taken,
- iii. The party seeking review of the order resides, or
- iv. The real property or personal property that was the subject of the agency action is located.

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.

RECEIVED

RECEIVED

JUL 11 2018

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No.

82524

JUL 13 2018

WATER RESOURCES
WESTERN REGIONMINIMUM 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 www.idwr.idaho.gov.

Name of Applicant(s) Futura Corporation

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

Yes N/A * Means the item is always required 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 Part 2A report describing each water right in the transfer as currently recorded.
- ☐ ☒ Complete and attach an Application for Transfer Part 2B for each water right for which only a portion 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. (Fee schedule 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 not 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 www.idwr.idaho.gov/WaterManagement/WaterRights/WaterRightTransfers/resources.htm.
- ☐ ☒ #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 fee schedule.
- ☐ ☒ #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. (Attachment WSB)
- ☐ ☒ #10 Other. Please describe: _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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

RECEIVED
JUL 11 2018
WATER RESOURCES
WESTERN REGION

Name of Applicant(s) Futura CorporationPhone 208-955-9616Mailing address PO Box 7968, Boise, ID 83707Email blloyd@futuracorp.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 SPF Water EngineeringPhone 208-383-4140Mailing address 300 E. Mallard Dr., Ste. 350, Boise, ID 83706Email lgraves@spfwater.com

- ☐ 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.

Blloyd
Signature of Applicant or Authorized Representative

Brent Lloyd, President
Print Name and Title if applicable

6/27/18
Date

Signature of Applicant or Authorized Representative

Print Name and Title if applicable

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 split the water right
- 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.2**.
Domestic use is currently authorizes for three dwellings on parcel RP00191000061B within Payette Lakes Cottage Sites. Applicant proposes transferring domestic use associated with one of the three dwellings to adjoining parcel RP00191000060D. Applicant owns both parcels and requests the water right be split accordingly and ownership updated.

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.	Right Number	Amount (cfs/ac-ft)	Nature of Use	Period of Use	Source & Tributary
All or Part ☐ ☒	65-12935	0.02/0.6 afa	Domestic	1/1 to 12/31	Ground Water
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	

Total authorized under rights 0.02 cfs and/or 0.6 acre-feet.

2. Total amount of water proposed to be transferred or changed 0.02 cubic feet per second and/or 0.6 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 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	
19N	03E	33						D											
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:

Well, pump.

A measuring device and lockable controlling works will be accommodated upon Department request.

- b. Who owns the property at the point(s) of diversion? Applicant

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:

The water right currently authorizes internal domestic use for three dwellings on parcel RP00191000061B. Use associated with one of the three dwellings is proposed for transfer to adjoining parcel RP00191000060D, leaving use for two dwellings on parcel RP00191000061B.

- 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:

65-12936 for irrigation on the current and proposed places of use from Payette Lake.

- 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:

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A**

Current Water Right No.: 65-12935

Current Owner: R V HANSBERGER
KLARA K HANSBERGER

Priority Date: 12/1/1988

Origin: Water Right

Status: Active

Basis: License

Source

GROUND WATER

Tributary

Beneficial Use

From To

Diversion Rate

Annual Volume

DOMESTIC

1/01 to 12/31

0.06 CFS

1.8 AF

Total Diversion

0.06 CFS

1.8 AF

Location of Point(s) of Diversion

GROUND WATER

L1(NW1/4NW1/4)

Sec. 33, Twp 19N, Rge 03E B.M.

VALLEY County

Place of Use

DOMESTIC Within VALLEY County

T19N R03E S33 Lot 1 NWNW

Conditions of Approval:

1. Domestic use is for 3 homes.
Place of use is also known as Lot 61, Payette Lakes Cottage Sites.

Licensed Date: 7/29/1992

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 3

A. PLAT MAP (See Part 3A of Instructions for application for transfer for complete requirements.)

- ☒ Attach a map of the diversion, measurement, control, and distribution system. Label it **Attachment #7a**.
- ☐ 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. Label it **Attachment #7b**.

If the place of use currently consists of a permissible place of use, then the attachment is not required if the application contains a clear statement that the boundaries for the place of use are not proposed to be changed by the transfer and the total number of irrigated acres within the place of use before and after the transfer is clearly stated.

If any part of the irrigation water right is leased to the Water Supply Bank, you must also specify the location and number of acres that will remain idled for the duration of the lease contract at the new, proposed place of use.

B. CHANGES IN NATURE OF USE (Water Balance)

- ☐ If you propose to change the nature of use or period of use of all or part of the rights(s) listed in this application, attach documentation describing the extent of historic beneficial use of the portion of the right(s) proposed to be changed. Also attach documentation showing that the portion of the right(s) to be changed will not be enlarged in rate, volume, or consumptive use through the proposed change. Label it **Attachment #8a**.

C. PLACE OF USE CHANGES TO SUPPLEMENTAL IRRIGATION RIGHTS

- ☐ If you propose to change the place of use of a supplemental irrigation right, answer below and attach supporting documentation. Label it **Attachment #8b**.

Describe how the supplemental water rights have been used historically in conjunction with other water rights at the existing place of use. Describe the time during the irrigation season that the supplemental rights have been used. Include information about the availability or reliability of the primary right(s) being supplemented, both before and after the change. If the applicant is proposing to change a supplemental irrigation right to a primary right, provide the information required on Part 3B above:

This image shows a blank sheet of white paper with horizontal ruling lines. The lines are evenly spaced and run across the width of the page. There are no margins, text, or other markings on the paper.

FOR DEPARTMENT USE ONLY

Transfer contains _____ pages and _____ attachments.

Received by CS Date 7/11/18 Preliminary check by _____ Date _____

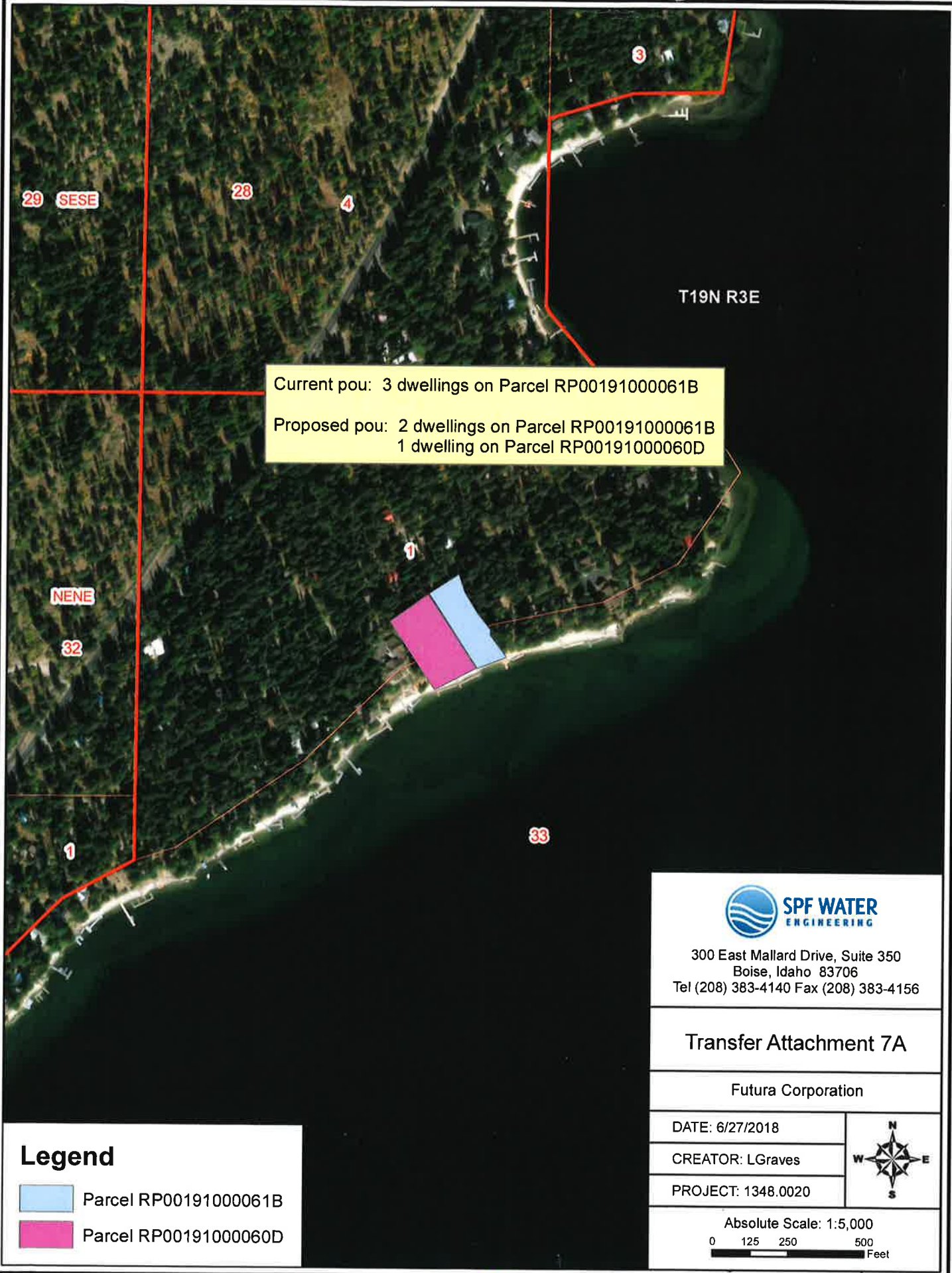
Fee paid \$300⁰⁰ Date 7/11/18 Received by CS Receipt # W046536

Add'l fee paid _____ Date _____ Received by _____ Receipt # _____

Check all that apply: Attachment WSB ☐ (copy sent to state office) Lessor Designation form ☐ &/or W-9 ☐ (originals to state office)

82524

Path: S:\PROJECTS\MM and R Projects\MM Projects\Watershed\Projects\PROJECT\GIS\AvalMap_Projects\WFR Map.mxd



Legend

-  Parcel RP00191000061B
-  Parcel RP00191000060D



300 East Mallard Drive, Suite 350
Boise, Idaho 83706
Tel (208) 383-4140 Fax (208) 383-4156

Transfer Attachment 7A

Futura Corporation

DATE: 6/27/2018

CREATOR: LGraves

PROJECT: 1348.0020



Absolute Scale: 1:5,000

0 125 250 500 Feet

WARRANTY DEED

FOR VALUE RECEIVED, **Hansberger Enterprises, LLC**, an Idaho limited liability company, ("**Grantor**"), hereby conveys to **Futura Corporation**, an Idaho corporation, whose address is PO Box 7968, Boise, ID. 83707 ("**Grantee**") the following described real property situated in Valley County, Idaho, to-wit:

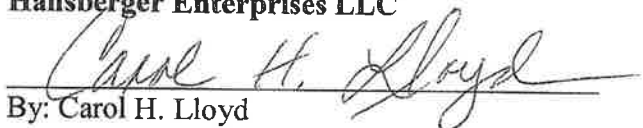
SEE: ATTACHED EXHIBIT A

To have and to hold the said premises, together with improvements and appurtenances unto the said Grantee, its successors and assigns forever. And the said Grantor does hereby covenant to and with said Grantee that Grantor is the owner in fee simple of said premises; that the said premises are free from all encumbrances except current year taxes, conditions, covenants, restrictions, reservations, easements, rights of ways, apparent or of record; and, that Grantor will warrant and defend the same from all lawful claims whatsoever.

DATED this 13 day of June, 2018.

GRANTOR:

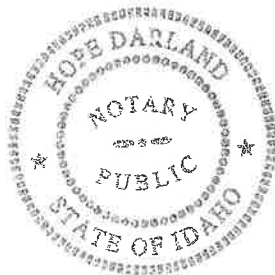
Hansberger Enterprises LLC


By: Carol H. Lloyd
Its: Managing Member

STATE OF IDAHO,)
) ss.
County of Ada)

On this 13 day of June, 2018, before me, HOPE DARLAND a
Notary Public in and for said State, personally appeared Carol H. Lloyd, known or identified to
me to be the Managing Member of said limited liability company and acknowledged to me that
she executed the same on behalf of said limited liability company.

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 FOR IDAHO
Residing at: _____
My Commission Expires: _____

Residing in: Meridian, Idaho
My commission expires: 2-26-20

EXHIBIT "A"

Lots 61 and 62 of Amended Payette Lakes Cottage Sites, a plat of which is of record in the office of the Recorder of Valley County, Idaho

Save and Except:

A parcel of land situate in Government Lot 1 of Section 33, Township 19 North, Range 3 East Boise Meridian, Valley County, Idaho, being a portion of Lots 61 and 62, Amended Payette Lake Cottage Sites, as shown on the official plat thereof on file in the Office of the Recorder of Valley County, Idaho, in Book 1 on Page 19 of Plats, more particularly described as follows:

Commencing at an aluminum cap marking the north east corner of Lot 65, Amended Payette Lake Cottage Sites, as shown on the official plat thereof on file in the Office of the Recorder of Valley County, Idaho, in Book 1 on Page 19 of Plats; thence, S. $56^{\circ} 14' 45''$ W., a distance of 309.23 feet along the southeast boundary of Payette Drive to a 1/2 inch diameter rebar marking the north corner common to Lots 62 and 63, said Amended Payette Lake Cottage Sites, the REAL POINT OF BEGINNING:

Thence, S. $33^{\circ} 43' 54''$ E., a distance of 341.46 feet along the east boundary of said Lot 62 to the high water mark of Payette Lake,

Thence, S. $81^{\circ} 39' 27''$ W., a distance of 57.80 feet along said

high water mark Thence, S. $76^{\circ} 08' 28''$ W., a distance of 42.74

feet along said high water mark, Thence, S. $68^{\circ} 31' 15''$ W, a

distance of 7.66 feet along said high water mark,

Thence, leaving said high water mark, N. $38^{\circ} 06' 55''$ W., a distance of 76.43 feet to a 1/2 inch diameter rebar with a plastic cap,

Thence, N. $24^{\circ} 14' 37''$ W., a distance of 35.20 feet to a 1/2 inch diameter rebar with a plastic cap on the west boundary of said Lot 62,

Thence, N. $33^{\circ} 45' 09''$ W., a distance of 135.76 feet along said west boundary to a 1/2 inch diameter rebar with a plastic cap,

Thence, leaving said west boundary, N. $21^{\circ} 10' 45''$ W., a distance of 55.12 feet to a 1/2 inch diameter rebar with a plastic cap on the north boundary of said Lot 62,

Thence, N. $56^{\circ} 14' 45''$ E., a distance of 88.00 feet to the Point of Beginning. Bearings are based on State Plane Grid.

WARRANTY DEED

FOR VALUE RECEIVED, Anne Enterprises, LLC, an Idaho limited liability company, (“Grantor”), hereby conveys to **Futura Corporation**, an Idaho corporation, whose address is PO Box 7968, Boise, ID. 83707 (“Grantee”) the following described real property situated in Valley County, Idaho, to-wit:

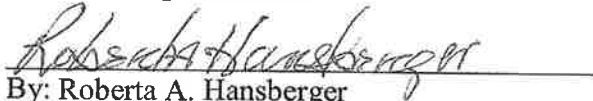
SEE ATTACHED EXHIBIT A

To have and to hold the said premises, together with improvements and appurtenances unto the said Grantee, its successors and assigns forever. And the said Grantor does hereby covenant to and with said Grantee that Grantor is the owner in fee simple of said premises; that the said premises are free from all encumbrances except current year taxes, conditions, covenants, restrictions, reservations, easements, rights of ways, apparent or of record; and, that Grantor will warrant and defend the same from all lawful claims whatsoever.

DATED this 13 day of JUNE, 2018.

GRANTOR:

Anne Enterprises LLC



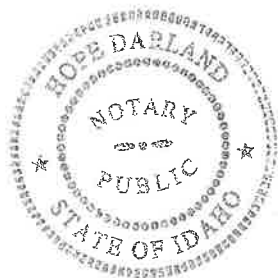
By: Roberta A. Hansberger

Its: Managing Member

STATE OF IDAHO,)
) ss.
County of AD)

On this 13 day of June, 2018, before me, HOPE DARLAND a
Notary Public in and for said State, personally appeared Roberta A. Hansberger, known or
identified to me to be the Managing Member of said limited liability company and acknowledged
to me that she executed the same on behalf of said limited liability company.

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 FOR IDAHO
Residing at: _____
My Commission Expires: _____

Residing in: Meridian, Idaho
My commission expires: 2-26-20

EXHIBIT "A"

A parcel of land situate in Government Lot 1 of Section 33, Township 19 North, Range 3 East, Boise Meridian, Valley County, Idaho, being a portion of Lot 59, the former 30 foot wide access and Lot 60, Amended Payette Lake Cottage Sites, as shown on the official plat thereof on file in the office of the Recorder of Valley County, Idaho, in Book 1, Page 19 of Plats, more particularly described as follows:

Commencing at an aluminum cap marking the north east corner of Lot 65, Amended Payette Lake Cottage Sites, as shown on the official plat thereof on file in the office of the Recorder of Valley County, Idaho in Book 1 on Page 19 of Plats; thence, S. 56° 14' 45" W., a distance of 509.00 feet along the southeast boundary of Payette Drive to a 1/2 inch diameter rebar on the northeast boundary of Lot 60, said Amended Payette Lake Cottage Sites, the REAL POINT OF BEGINNING:

Thence, S. 33°58'00"E., a distance of 282.83 feet along the line common to lots 60 and 61 to the high water mark of Payette Lake,
Thence, S.61°11'38"W., a distance of 85.64 feet along said high water mark,
Thence, S.67°15'05"W., a distance of 64.45 feet along said high water mark,
Thence, leaving said high water mark, N.34°00'08" W., a distance of 262.95 feet to a 1/2 inch diameter rebar on the southeast boundary of Payette Drive,
Thence, N.56°14'45"E., a distance of 149.65 feet to the Point of Beginning.

Webster, Clay

From: Webster, Clay
Sent: Monday, August 06, 2018 10:02 AM
To: 'waterdist65@srvinet.com'
Subject: Transfer 82524 for Water Right 65-12935
Attachments: Memo 82524.doc

Ron,

I am currently processing a transfer for water right 65-12935 which authorizes domestic use for three homes. They wish to move one of the homes to a neighboring lot. The water right has a well that is located about 30 feet off of the shore of Payette Lake. It shares this well with another water right 65-12936 which authorizes 1.8 acres of irrigation. 65-12936 was licensed with the condition that states, "Use of water under this water right will be regulated by the watermaster of Water District No. 65". However, the domestic right was not licensed with this condition. This is why I am seeking your comments. I am including my memo for your review. Please let me know if you have any concerns. Thanks.

Sincerely,
Clay Webster
Water Rights Supervisor
clay.webster@idwr.idaho.gov
208-287-4910
Idaho Department of Water Resources (IDWR)

MEMORANDUM

Date: August 2, 2018

To: Transfer 82524

From: Clay Webster

Re: Review & Evaluation of Sufficiency of Information

The department received this application from SPF Water Engineering on behalf of Futura Corporation on July 11, 2018. This application proposes to split a domestic right that was licensed in 1992 for three homes within lot 61 of Payette Lakes Cottage Sites. The right for the third home is proposed to be split and moved from parcel RP00191000061B to parcel RP00191000060D. Both parcels are owned by the applicant.

Authority to File:

This application was signed by Brent Lloyd. He is listed on the ISOS website as the President of Futura Corporation. They have provided deeds associated with a Notice of Change of Water Right Ownership for 65-12936 that show they have purchased this property.

Lots 59 and a portion of lot 60 and lot 61 were renumbered to Lot 60D and purchased by the applicant. Water right 65-12935 was originally licensed in lot 61 Payette Lakes Cottage Sites. The applicants purchased the remainder of Lot 61 along with a portion of lot 62 which has been renumbered to Lot 61B. Through a review of aerial imagery it was determined that two of the homes described on the license are now located on lot 61B. The other home is located on lot 60D. The changes to the lot numbers now show the POD as located in lot 60D. It is important to note that the location of the well is not being changed. The lot has been renumbered and should be annotated through this transfer. The applicant now owns both parcels.

Water Right Validity:

65-12935 was licensed in 1992 for domestic use for three homes within lot 61 of Payette Lakes Cottage Sites. After a review of aerial imagery I have no validity concerns.

Injury to Other Water Rights:

This transfer does not propose any hydrologic change and will not authorize any additional diversion of water or increased beneficial use. No injury is anticipated.

Enlargement of Use:

This transfer will not authorize any additional diversion of water or increased beneficial use. The split portion will authorize the domestic use of one home while the remaining portion will authorize the domestic use for two homes.

Local Public interest:

Comments will be requested from the watermaster to identify any local public interest concerns. There are no apparent issues identified. Due to no hydrologic change proposed, I recommend that this transfer not be advertised.

Beneficial Use/Conservation of Water Resources:

This proposed transfer will not change the authorized beneficial use under these rights. The transfer appears consistent with the conservation of water resources in Idaho.

Effect on Economy the Local Area:

No effects are anticipated.

Effect on Agricultural Base of the Local Area:

This application will have no effect.

Review of the application finds there is no clear inconsistency with criteria set forth in Section 42-222 Idaho Code preventing processing of this application.

MEMORANDUM

Date: August 2, 2018
To: Transfer 82524
From: Clay Webster
Re: Legal Notice Not Required

Legal Notice Not Required
8/2/2018

Pursuant to Section 42-222, Idaho Code, the Department has discretion to provide public notice as deemed appropriate. The water right changes proposed through this transfer application do not appear to change the effect on the original or hydraulically connected water source or affect other water rights. Therefore, staff review of the transfer application found no cause to require public notice. This application will continue processing without advertisement and be forwarded for approval consideration.



July 9, 2018

RECEIVED
JUL 11 2018
WATER RESOURCES
WESTERN REGION

Angie Grimm
IDWR Western Region Office
2735 Airport Way
Boise, ID 83705

Subject: *Application for Transfer, Ownership Change Notice*

Dear Angie,

Enclosed on behalf of Futura Corporation, is an *Application for Transfer* requesting domestic use associated with one of three dwellings authorized under water right 65-12935 be transferred to an adjoining parcel and the water right split accordingly. Futura Corporation owns the current and proposed places of use.

Also enclosed is a *Notice of Change in Water Right Ownership* for applicant's portions of water right 65-12936. Please note, the subdivision plat map has been amended since the water right was licensed, resulting in adjustments to the original parcel boundaries. A split analysis is included with the notice describing the amounts found appurtenant to two parcels owned by Futura Corporation. Futura Corporation requests the water right be split accordingly with a separate water right for each parcel.

Check No. 22100 for \$500 is enclosed for the filing fees, which includes \$300 for the transfer application and \$200 for the ownership change notice. Thank you very much for your consideration and assistance in this matter. Please call me if you have any questions.

Sincerely,

A handwritten signature in blue ink, appearing to read "Lori Graves", is written over a horizontal line.

Lori Graves
Water Rights Specialist

Cc: Steve Millemann

Enclosures

SPF file number: 1348.0020