STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT
TRANSFER NO. 79694

This is to certify that: NANCY ANN SMITH AND
QUENTIN L SMITH
8274 STAR PASS RIDGE RD
NAMPA, ID 83686

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

Water Right	Origin/Basis	Priority Date	Diversion Rate	Diversion Volume	Acre Limit	Total Acres	Source
63-2724B	WR/DECREED	10/12/1948	0.650 cfs	329.8 af	N/A	74.1	

Purpose of Transfer (Changes Proposed)

Current Number	Split	POD	POU	Add POD	Period of Use	Nature of Use
63-2724B	YES	YES	NO	NO	NO	NO

Summary Of Water Rights After the Approved Change

Existing Right	New No. (Changed Portion)	Transfer Rate	Transfer Volume	Acre Limit	Total Acres	New No. (remaining portion)	Remaining Rate	Remaining Volume	Remaining Acre Limit	Remaining Total Acres
63-2724B	63-34018	0.010 cfs	3.6 af	0.8	1.6	63-2724B	0.650 cfs	329.8 af	N/A	74.1
COMBINED TOTALS		**0.010 cfs**	**3.6 af**	**0.8**	**1.6**		**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 9th day of April, 2015.

JEFF PEPPERSACK
Interim Western Region Manager

SUPPORT DATA
IN FILE # 63-2724B

SCANNED
APR 20 2015

Transfer No. 79694

WATER RIGHT NO. 63-2724B

As Modified by Transfer No. 79694

In accordance with the approval of Transfer No. 79694, Water Right No. 63-2724B is now described as follows:

Right Holder: AGENBROAD NAMPA LTD PARTNERSHIP
PO BOX 455
GRAND VIEW, ID 83624

Priority Date: 10/12/1948

Source: GROUND WATER

BENEFICIAL USE	From		To	Diversion Rate	Diversion Volume
IRRIGATION	03/01	to	11/15	0.65 cfs	329.8 af
				0.65 cfs	329.8 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER NWNE Sec 27 Twp 02N Rge 02W CANYON County

PLACE OF USE: IRRIGATION

			NE				NW				SW				SE				
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
02N	02W	22												27.0			16.7	30.4	74.1

POU Total Acres: 74.1

CONDITIONS OF APPROVAL

1. This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

2. All parts of original licensed Rights 63-2724 and 63-7610 when combined shall not exceed a total diversion rate of 3.90 cfs.

WATER RIGHT NO. 63-34018

As Modified by Transfer No. 79694

In accordance with the approval of Transfer No. 79694, Water Right No. 63-34018 is now described as follows:

Right Holder: QUENTIN L SMITH And
NANCY ANN SMITH
8274 STAR PASS RIDGE RD
NAMPA, ID 83686

Priority Date: 10/12/1948

Source: GROUND WATER

BENEFICIAL USE	From		To	Diversion Rate	Diversion Volume
IRRIGATION	03/01	to	11/15	0.01 cfs	3.6 af
				0.01 cfs	3.6 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER SWSE Sec 22 Twp 02N Rge 02W CANYON County

PLACE OF USE: IRRIGATION

			NE				NW				SW				SE				
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
02N	02W	22															0.9	0.7	1.6

Right Acre Limit: 0.8
POU Total Acres: 1.6

CONDITIONS OF APPROVAL

1. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
2. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
3. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.
4. This right is limited to the irrigation of 0.8 acres within the authorized place of use in a single irrigation season.
5. This right when combined with all other rights shall provide no more than 0.03 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the place of use.

Transfer No. 79694

WATER RIGHT NO. 63-34018

As Modified by Transfer No. 79694

CONDITIONS OF APPROVAL

6. All parts of original licensed Rights 63-2724 and 63-7610 when combined shall not exceed a total diversion rate of 3.90 cfs.

7. Point of diversion and place of use are located within Lot 7, Blk. 1; Star Pass Ridge Subdivision.

State of Idaho
DEPARTMENT OF WATER RESOURCES
Western Region, 2735 Airport Way • Boise, Idaho 83705-5082
Phone: (208) 334-2190 • Fax: (208) 334-2348 • Web Site: www.idwr.idaho.gov

C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

April 13, 2015

QUENTIN L SMITH And
NANCY ANN SMITH
8274 STAR PASS RIDGE RD
NAMPA ID 83686

RE: Transfer No. 79694
Water Right No. 63-2724B

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.

This Transfer of Water Right(s) creates a 1.6 acre permissible place of use for right 63-34018 (Smith portion of 63-2724B) within which the right holder may irrigate 0.8 acres within a single irrigation season. Based on information submitted with the Transfer application, it appears it is the right holder's intent to irrigate a specific 0.8 acres rather than change the irrigated acreage within the lot every year. The Department has created a 0.8 acre geographic shape to represent the acres authorized for irrigation within the 1.6 acre lot (map enclosed). Upon completion of the changes authorized by this Transfer approval, the right holder may submit an updated map depicting the actual 0.8 acres irrigated and the Department will update our geographic shape for right 63-34018 accordingly.

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)334-2190.

Sincerely,

Daniel Sommer
For:

Jeff Peppersack
Interim Western Region Manager

Enclosures

CERTIFICATE OF SERVICE

I hereby certify that on April 13, 2015 I mailed a true and correct copy, postage prepaid, of the foregoing TRANSFER APPROVAL and TRANFER APPROVAL MAP to the person(s) listed below:

RE: Transfer No. 79694
Water Right No. 63-2724B

QUENTIN L SMITH
8274 STAR PASS RIDGE RD
NAMPA ID 83686

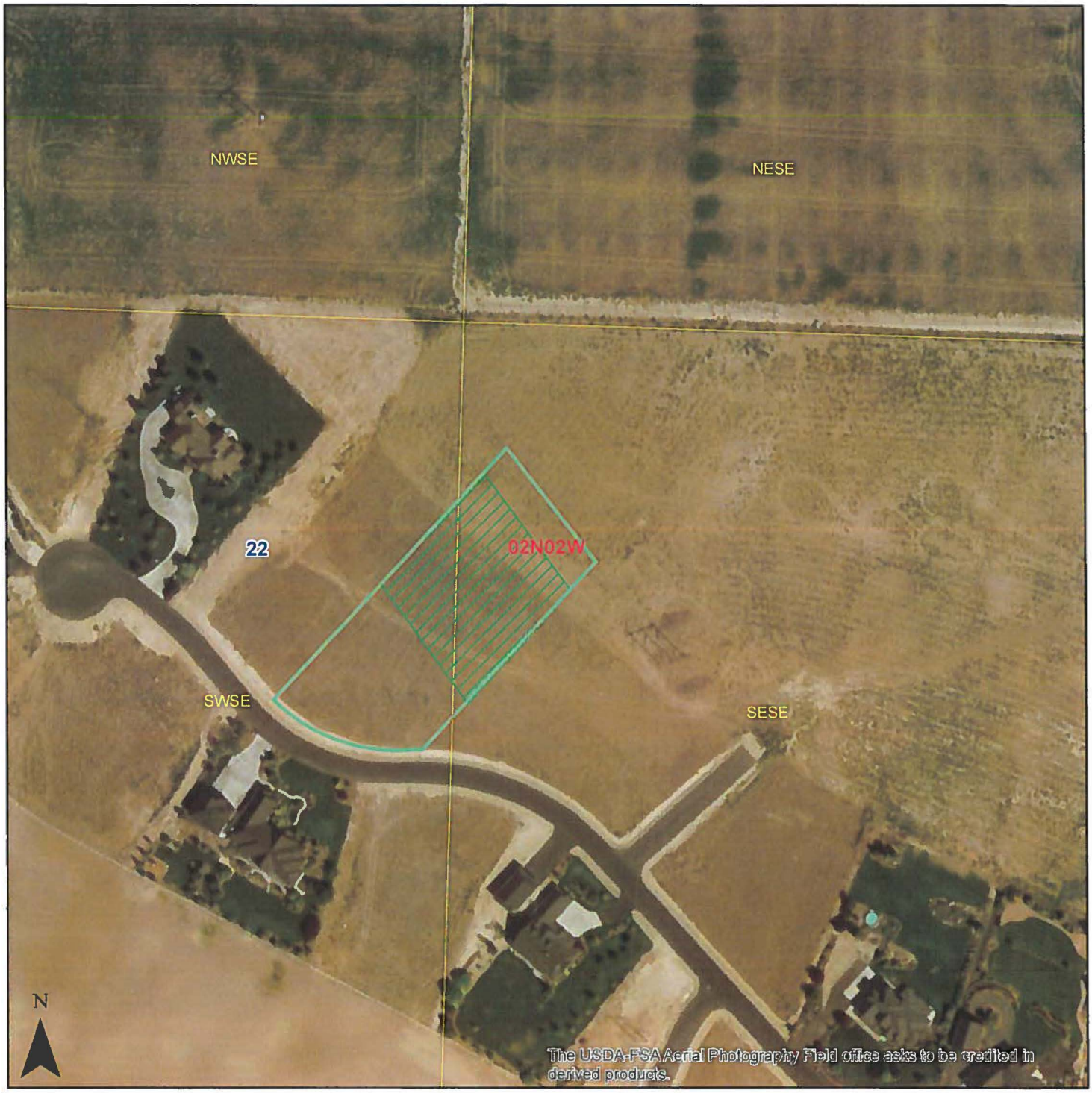
NANCY ANN SMITH
8274 STAR PASS RIDGE RD
NAMPA ID 83686

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

Rachel Sommer

Rachel Sommer
Water Resource Agent

Transfer No. 79694 Approval Cover Letter Map



Miles
0 0.01 0.02 0.04 0.06 0.08 0.1

Legend

- 63-34018 Permissible POU Boundary
- 63-34018 Irrigated Acres - GIS Shape
- Township/Range
- Sections
- QQ

Prepared by Angie Grimm, IDWR 4/9/15

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.

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NOV 26 2014
WATER RESOURCES
WESTERN REGION

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. 79694

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 www.idwr.idaho.gov.

Name of Applicant(s) Quentin L. and Nancy Ann Smith

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 #1-9.

☐	☑	#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.
☐	☑	#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	Other. Please describe: _____

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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WATER RESOURCES
WESTERN REGION

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

Name of Applicant(s) Quentin L. and Nancy Ann Smith Phone 208-466-9245

Mailing address ~~8332~~ 8274 Star Pass Ridge Rd., Nampa, ID 83686 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 Representative

Name of Representative SPF Water Engineering Phone 208-383-4140

Mailing address 300 E. Mallard Dr., Ste. 350, Boise, ID 83706 Email 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.

Quentin L. Smith	Quentin L. Smith	11/21/2014
Signature of Applicant or Authorized Representative	Print Name and Title if applicable	Date
Nancy Ann Smith	Nancy Ann Smith	11/21/2014
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. 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.**

   1) Split water right to reflect portion appurtenant to applicant's property aka Lot 7, Block 1, Star Pass Ridge Subdivision; 2) consolidate appurtenant ground water to total landscape area within lot 7; and 3) change authorized point of diversion to applicant's private well.

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. All or Part	Right Number	Amount (cfs/ac-ft)	Nature of Use	Period of Use	Source & Tributary
☐ ☑	63-2724b	0.014/7.1	Irrigation	3/1 to 11/15	Ground Water
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	

Total authorized under rights 0.76 cfs and/or 391.6 acre-feet.

2. Total amount of water proposed to be transferred or changed 0.014 cubic feet per second and/or 7.1 acre-feet per annum.

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 #
N			SW	SE	22	2N	2W	Canyon	Ground Water	

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	
2N	2W	22															0.9	0.7	1.6

Total Acres (for irrigation use) 1.6

0.75 acres irrigation within a 1.6-acre permissible place of 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:
Existing well, pump and pressurized irrigation system. Measuring device and lockable controlling works will be accommodated upon Department's 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. Describe the effect on the land now irrigated if the place or purpose of use is changed pursuant to this transfer:
Water appurtenant to the 1.6-acre lot will be consolidated to 0.75 acres of landscape area.

e. 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:

f. 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:
The partial decree for water right 63-2724b was issued 2/6/2009.

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

Current Water Right No.: 63-2724b

Current Owner: AGENBROAD NAMPA LTD PARTNERSHIP

Priority Date: 10/12/1948

Origin: Water Right

Status: Active

Basis: Decreed

Source	Tributary
GROUND WATER	

Beneficial Use	From To	Diversion Rate	Annual Volume
IRRIGATION	03/01 to 11/15	0.76 CFS	391.6 AF
	Total Diversion	0.76 CFS	391.6 AF

Location of Point(s) of Diversion

GROUND WATER NW1/4NE1/4 Sec. 27, Twp 02N, Rge 02W B.M.
CANYON County

Place of Use

IRRIGATION Within CANYON County

T02N R02W S22	SESW	27.00	T02N R02W S22	SWSE	23.00
T02N R02W S22	SESE	38.00			

Total Acres: 88

Conditions of Approval:

1. X35 All parts of original licensed Rights 63-2724 and 63-7610 when combined shall not exceed a total diversion rate of 3.90 cfs.
2. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

Decreed Date: 2/6/2009

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2

A. DESCRIPTION OF RIGHT(S) AS RECORDED

For each water right listed in Part 1B.1 of the application, attach a **Part 2A** report obtained from any Department office or from the Department's website @ www.idwr.idaho.gov, Water Right Transfers, Step 1.
Insert Part 2A reports into the application following Part 1.

B. IF ONLY A PORTION OF THE RIGHT IS PROPOSED TO BE CHANGED, DESCRIBE THE PORTION BEING CHANGED AS IT APPEARS BEFORE THE REQUESTED CHANGES

☑ Complete and attach one copy of Part 2B for each right for which only a portion is proposed to be changed. If the entire right is proposed to be changed, Part 2B is not applicable. Additional copies of the **Part 2B** form can be obtained from any Department office or from the Department's website @ www.idwr.idaho.gov, Water Right Transfers, Step 3, or Water Right Forms, Changes in Use. Insert completed Part 2B forms into the application following Part 2A of the same water right.

Applicants' Portion

Right Number: 63-2724b

1. amount 0.014 cfs/7.1 ac-ft (cfs/ac-ft) for Irrigation purposes from 3/1 to 11/15
   amount ________ (cfs/ac-ft) for ________ purposes from ________ to ________
   amount ________ (cfs/ac-ft) for ________ purposes from ________ to ________
   amount ________ (cfs/ac-ft) for ________ purposes from ________ to ________
   amount ________ (cfs/ac-ft) for ________ purposes from ________ to ________
   amount ________ (cfs/ac-ft) for ________ purposes from ________ to ________
   amount ________ (cfs/ac-ft) for ________ purposes from ________ to ________
   amount ________ (cfs/ac-ft) for ________ purposes from ________ to ________

2. Lands irrigated or place of use: (If irrigation, identify with number of acres irrigated per ¼ ¼ tract.)

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	
2N	2W	22															0.9	0.7	1.6

Total Acres (for irrigation use) 1.6

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.

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:

FOR DEPARTMENT USE ONLY

Transfer contains 6 pages and 2 attachments.

Received by J. Strange Date 11-26-2014 Preliminary check by SC Date 12/26/14

Fee paid $200.00 Date 11-26-2014 Receipted by J. Strange Receipt # WO42664

Add'l fee paid $100.00 Date 11-26-2014 Receipted by J. Strange Receipt # WO 42665

Ownership Change Split

2013-043068
RECORDED
09/18/2013 09:21 AM
CHRIS YAMAMOTO
CANYON COUNTY RECORDER
Pgs=1 MBROWN $10 00
TYPE DEED
ALLIANCE TITLE - BOISE PRODUCTION
ELECTRONICALLY RECORDED

Special Warranty Deed

THE GRANTOR Washington Federal f/k/a Washington Federal Savings, a National Association, for and in consideration of $1.00 and other valuable consideration in hand paid, hereby grants, bargains, sells, and conveys to Quentin L. Smith and Nancy Ann Smith, husband and wife, whose address is 4909 Mountain View Drive, Boise, ID 83704, the following described real estate, in Canyon County, Idaho.

Lot 7 in Block 1 of Star Pass Ridge Subdivision, according to the official plat thereof, filed in Book 35 of Plats at Page(s) 29, official records of Canyon County, Idaho.

SUBJECT TO COVENANTS, CONDITIONS, RESTRICTIONS AND EASEMENTS OF RECORD, RIGHTS RESERVED IN FEDERAL PATENTS OR STATE DEEDS, BUILDING OR USE RESTRICTIONS GENERAL TO THE COUNTY OF CANYON, AND ANY BUILDING OR ZONING REGULATIONS APPLICABLE TO THE ABOVE DESCRIBED PROPERTY.

Dated: September 9, 2013

GRANTOR:
WASHINGTON FEDERAL

By: _____
Robert Link – Senior Vice President

By: _____
Jim Chertudi – Assistant Vice President

STATE OF IDAHO)
)ss.
COUNTY OF ADA)

On this 9th day September, 2013, before me, the undersigned, a Notary Public in and for said State, personally appeared Robert Link and Jim Chertudi, known or identified to me to be the Senior Vice President and Assistant Vice President respectively of Washington Federal, the corporation that executed the instrument or the person who 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. IN WITNESS WHEREOF, I have set my hand and affixed my official seal the day and year in this certificate first above written.

Dated: September 9, 2013

GLORIA J. HENSON NOTARY PUBLIC STATE OF IDAHO

NOTARY PUBLIC in and for the State of Idaho,
residing at, Nampa, Id
My Commission expires: 09/20/2016

Attachment 2A

County, Idaho

generated on 11/12/2014

er	Site Address	Current Total Assessed Value
	8274 STAR PASS RIDGE RD NA ID, NA	$68,000

Owner Information

e	SMITH QUENTIN L SMITH NANCY ANN
ress	4909 MOUNTAIN VIEW DR BOISE ID 83704
e	09/18/2013
	201343068
Page	

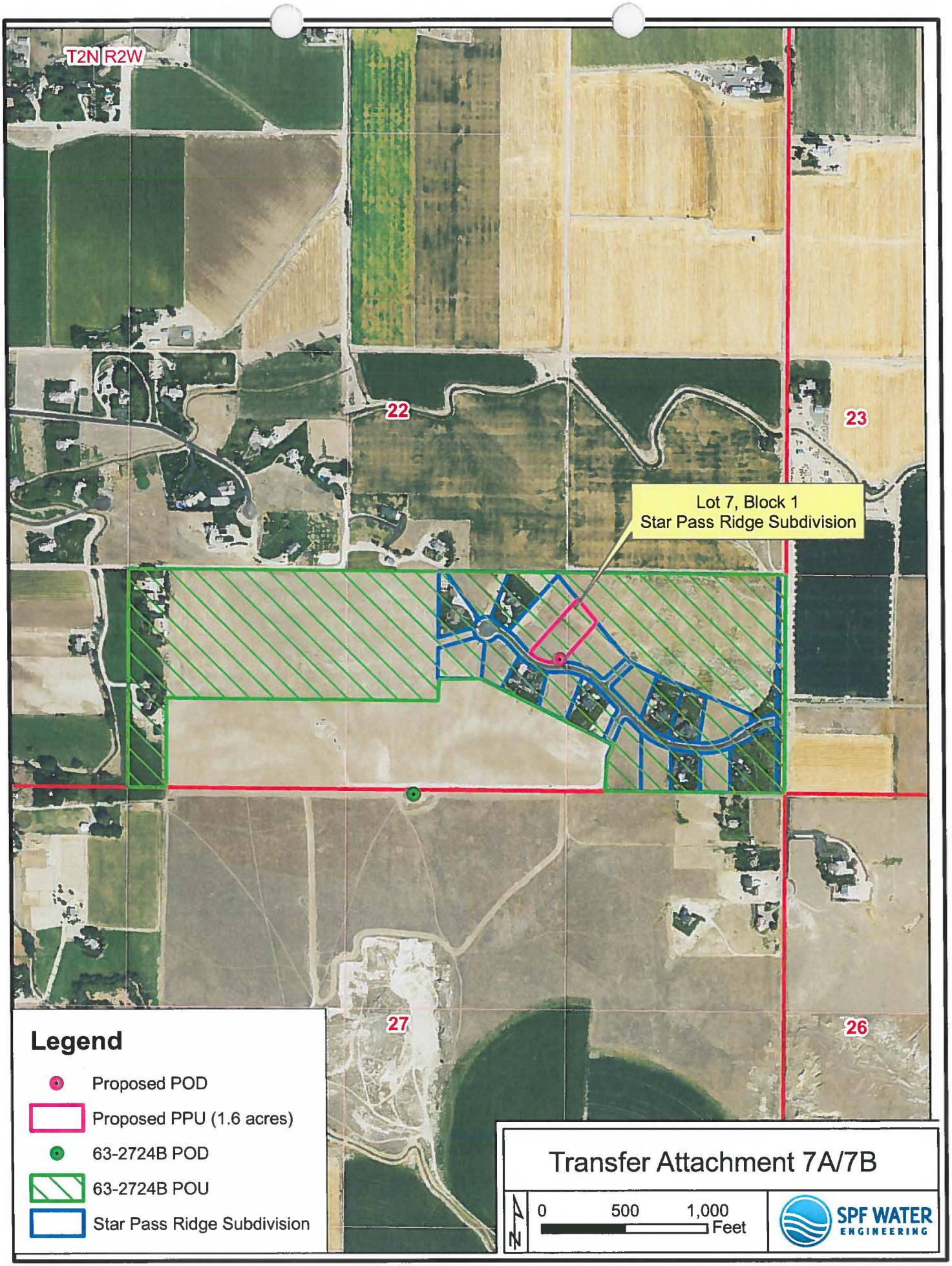
Location / Description

	016-00	Section & Plat	
nty	001,	Routing #	
ess	8274 STAR PASS RIDGE RD NA ID, NA	Legal Desc.	22-2N-2W SE STAR PASS RIDGE SUB LT 7 BLK 1
eage	1.6400		

Parcel Type		Topography		Services
ss Code	515 Rural resid subdivisions	Level Ground	N	Water
od Code	300000	High	N	Sewer
actor	.00	Low	N	Natural Gas
d Code	A	Rolling	N	Electricity
		Swampy	N	Sidewalk
				Alley

Assessment Information

l Value	$68,000	Residential Land	$0	Adjustment Factor
Value	$0	Residential Imp.	$0	Average Value / Acre
l Assessed Value	$68,000	Residential Total	$0	Appraisal Date
Land	$3,200	Non-Res Land	$0	Reason For Change
Imp.	$0	Non-Res Imp.	$0	Prior Land Value
Total	$3,200	Non-Res Total	$0	Prior Imp. Value
ue	$0	Classified Land Value	$0	
lue	$0	Homesite Value	$0	


T2N R2W
22
23
27
26
Lot 7, Block 1
Star Pass Ridge Subdivision
Legend
Proposed POD
Proposed PPU (1.6 acres)
63-2724B POD
63-2724B POU
Star Pass Ridge Subdivision
Transfer Attachment 7A/7B
N
0
500
1,000
Feet
SPF WATER
ENGINEERING

2013 Photo

State of Idaho
DEPARTMENT OF WATER RESOURCES
Western Region • 2735 Airport Way • Boise, Idaho 83705-5082
Phone: (208) 334-2190 • Fax: (208) 334-2348 • Website: www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

March 17, 2015

COPY

Nancy Ann Smith and
Quentin L Smith
8274 Star Pass Ridge Rd.
Nampa, ID 83686

Re: Water Right Application 63-2724B and Well Drilling Fee Upgrade

Dear Applicant:

Your recent water right transfer application proposes using your existing domestic well for irrigation. All wells drilled in Idaho after June 30, 1987, require well drilling permits. A well might need a water right along with the drilling permit, depending on the intended use of the well.

According to the records of Idaho Department of Water Resources (IDWR), your well was drilled in 2014 under a $75 domestic well drilling permit. A $75 drilling permit covers a well that does not require water right approval from IDWR. This is typically a single-family domestic well.

Proposed use from your well does require water right approval, and your water right transfer application seeks that approval. The well drilling fee for a well requiring a water right is $200 instead of $75. IDWR must collect the unpaid balance of $125 for a well drilled under those circumstances.

Please remit $125 to upgrade your well drilling permit within the next thirty days to facilitate processing of your water right application. Without a timely reply, IDWR will issue a preliminary order to reject the application for transfer. The application fee will not be refunded for a rejected application.

IDWR forms and other information are available on the Internet at www.idwr.idaho.gov. Please contact me at 208-334-2190 if you have any questions. Thank you for your attention to this matter.

Sincerely,

Danie Merriman

Danie Merriman
Water Resource Agent
IDWR, Western Region

Paid 3/23/2015
W042932
-82

Merriman, Danielle

From: Merriman, Danielle
Sent: Monday, March 16, 2015 4:05 PM
To: 'Lori Graves'
Subject: Transfer 79694

Good Afternoon Lori,

I spoke with Steve this afternoon in regards to the request for a well drilling fee upgrade (per letter sent on February 12, 2015) on water right 63-2724b. He has no record of the Smiths coming to the office and paying the additional $125. Please have the applicants remit this fee by the end of the month (March 31st) or IDWR will issue an order to reject the application for transfer. The application fee will not be refunded for a rejected application.

Please contact me at 208-334-2190 if you have any questions.

Respectfully,

Danie Merriman
Water Resource Agent
Idaho Department of Water Resources
Phone: (208) 334-2190
Fax: (208) 334-2348
Email: danie.merriman@idwr.idaho.gov

State of Idaho
DEPARTMENT OF WATER RESOURCES
Western Region • 2735 Airport Way • Boise, Idaho 83705-5082
Phone: (208) 334-2190 • Fax: (208) 334-2348 • Website: www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

February 12, 2015

Nancy Ann Smith and
Quentin L Smith
C/O: Lori Graves
SPF Water Engineering
300 E. Mallard Dr.
Boise, ID 83706

Re: Water Right Application 63-2724B and Well Drilling Fee Upgrade

Dear Applicant:

Your recent water right transfer application proposes using your existing domestic well for irrigation. All wells drilled in Idaho after June 30, 1987, require well drilling permits. A well might need a water right along with the drilling permit, depending on the intended use of the well.

According to the records of Idaho Department of Water Resources (IDWR), your well was drilled in 2014 under a $75 domestic well drilling permit. A $75 drilling permit covers a well that does not require water right approval from IDWR. This is typically a single-family domestic well.

Proposed use from your well does require water right approval, and your water right transfer application seeks that approval. The well drilling fee for a well requiring a water right is $200 instead of $75. IDWR must collect the unpaid balance of $125 for a well drilled under those circumstances.

Please remit $125 to upgrade your well drilling permit within the next thirty days to facilitate processing of your water right application. Without a timely reply, IDWR will issue a preliminary order to reject the application for transfer. The application fee will not be refunded for a rejected application.

IDWR forms and other information are available on the Internet at www.idwr.idaho.gov. Please contact me at 208-334-2190 if you have any questions. Thank you for your attention to this matter.

Sincerely,

Danie Merriman

Danie Merriman
Water Resource Agent
IDWR, Western Region

63

Form 238-7
6/07

IDAHO DEPARTMENT OF WATER RESOURCES
WELL DRILLER'S REPORT

1. WELL TAG NO. D 0066272

Drilling Permit No. 96-5816-871875

Water right or Injection well #

2. OWNER:

Name Quentin Smith

Address 4909 Mountain View Dr.

City Boise State ID Zip 83704

3. WELL LOCATION:

Twp. 2 North ☒ or South ☐ Rge. 2 East ☐ or West ☒

Sec. 22 ___ 10 acres ___ 1/4 SW 40 acres 1/4 SE 160 acres 1/4

Gov't Lot ___ County Canyon

Lat. 43 ° 29.450 (Deg and Decimal minutes)

Long. 116 ° 33.509 (Deg and Decimal minutes)

Address of Well Site 8274 Star Pass Ridge

(Give at least name of road + Distance to Road or Landmark) City Nampa

Lot. 7 Blk. 1 Sub. Name Star Pass Subdivision

4. USE:

☒ Domestic ☐ Municipal ☐ Monitor ☐ Irrigation ☐ Thermal ☐ Injection

☐ Other

5. TYPE OF WORK:

☒ New well ☐ Replacement well ☐ Modify existing well

☐ Abandonment ☐ Other

6. DRILL METHOD:

☒ Air Rotary ☐ Mud Rotary ☐ Cable ☐ Other

7. SEALING PROCEDURES:

Seal material	From (ft)	To (ft)	Quantity (lbs or ft³)	Placement method/procedure
3/4 Bent.	0'	154	73 bags	10" Overbore

8. CASING/LINER:

Diameter (nominal)	From (ft)	To (ft)	Gauge/ Schedule	Material	Casing	Liner	Threaded	Welded
6"	+2	350'	.250	Steel	☒	☐	☐	☒
					☐	☐	☐	☐
					☐	☐	☐	☐
					☐	☐	☐	☐

Was drive shoe used? ☒ Y ☐ N Shoe Depth(s) 350'

9. PERFORATIONS/SCREENS:

Perforations ☐ Y ☒ N Method

Manufactured screen ☒ Y ☐ N Type Johnson

Method of installation Wash In

From (ft)	To (ft)	Slot size	Number/ft	Diameter (nominal)	Material	Gauge or Schedule
359	354	.016		5"	SS	

Length of Headpipe 10' Length of Tailpipe

Packer ☒ Y ☐ N Type K-Packer

10. FILTER PACK:

Filter Material	From (ft)	To (ft)	Quantity (lbs or ft³)	Placement method
None				

11. FLOWING ARTESIAN:

Flowing Artesian? ☐ Y ☐ N Artesian Pressure (PSIG)

Describe control device

12. STATIC WATER LEVEL and WELL TESTS:

Depth first water encountered (ft) 225 Static water level (ft) 222

Water temp. (°F) 58 Bottom hole temp. (°F)

Describe access port Well Cap

Well test: **Test method:**

Drawdown (feet)	Discharge or yield (gpm)	Test duration (minutes)	Pump	Bailer	Air	Flowing artesian
98'	30 GPM	45 min.	☐	☐	☒	☐
			☐	☐	☐	☐

Water quality test or comments:

13. LITHOLOGIC LOG and/or repairs or abandonment:

Bore Dia. (in)	From (ft)	To (ft)	Remarks, lithology or description of repairs or abandonment, water temp.	Water Y	Water N
10"	0'	2'	Topsoil		X
10"	2'	13'	Sand and Gravel		X
10"	13"	65'	Sandy Clay		X
10"	65'	91'	Brown Clay		X
10"	91'	157'	Clay w/small sand strips		X
6"	157'	181'	Silty Clay		X
6"	181	194	Sandy Clay		X
6"	194	210	Sand		X
6"	210'	235'	Brown Clay		X
6"	235	253	Brown Clay w/Sand Strips	X	
6"	253'	261'	Sand	X	
6"	261'	273'	Brown Clay		X
6"	273'	278'	Sand	X	
6"	278	282	Brown Clay		X
6"	282	291	Sand (20 GPM)	X	
6"	291	306	Brown Clay		X
6"	306	325	Brown Clay w/sand strips	X	
6"	325	332	Blue Clay		X
6"	332	340	Blue Silty Clay	X	
6"	340	353	Blue Clay		X
6"	353	359	Sand	X	

RECEIVED
MAY 29 2014
WATER RESOURCES
WESTERN REGION

Completed Depth (Measurable): 359

Date Started: May 9, 2014 Date Completed: May 19, 2014

14. DRILLER'S CERTIFICATION:

I/We certify that all minimum well construction standards were complied with at the time the rig was removed.

Company Name Adamson Pump & Drilling Co. No. 457

*Principal Driller Dave Adamson Date May 27, 2014

*Driller Sam Navarro Date May 27, 2014

*Operator II Date

Operator I Date

*** Signature of Principal Driller and rig operator are required.**

MEMORANDUM

To: Transfer Nos. 79413, 79414, 79694, 79730, 79731 & 79732

FROM: Sharla Curtis

DATE: December 26, 2014/January 20, 2015

RE: Evaluation of Applications

The transfers were filed to change the point of diversion from a well in Section 27 to individual wells drilled for the homes developed in Star Pass Ridge Subdivision, with the exception of Transfer 79413 which is to consolidate water on parts of two lots but using the original point of diversion. In some cases, SPF Engineering is shown to be the representative (shown in blue on the table below). Because these are just applications to change the points of diversion to individually owned wells, the transfers will not be advertised.

These 6 transfer applications are for rights that have been split from 63-2724B, either by previous ownership changes or through the transfer process. Right 63-2724B was decreed with a condition that limits all the rights split from 63-2724 when combined with all the rights split from 63-7610 to a total of 3.90 cfs. This condition has been maintained through all of the subsequent splits and will be retained as a condition of the transfer approvals.

Right 63-2724B was decreed for less than an inch to the acre. The total volume was also limited as a result. Therefore, all the splits were calculated using the same equation. In some cases, the result is slightly different than described by the representative on the transfer applications.

1.04 cfs/120 ac = .0087 cfs/ac
534 AF/120 ac = 4.45 AF/ac

Right 63-2724B was decreed for a total of 1.04 cfs, 534 af and 120 acres. The following table tracks the subsequent splits.

RIGHT #	CFS	VOL	ACRES	Transfer #
63-2724B	*1.04*	*534.0*	*120*	
63-33833	.28	142.4	32	
63-33998	.01	4.5	1	79731
63-33999	.01	4.5	1	79730
63-34000	.03	4.5 (12.4 af removed)	1 (2.8 ac removed)	79413
63-34001	.01	6.7	1.5	79414
63-34018	.01	7.1	1.6	79694
63-34019	.01	5.3	1.2	
63-34024	.02	9.8	2.2	79732
63-34026	.01	4.8	1.1	
63-2724B	*.65*	*332.0*	*74.6*	
TOTALS	1.04	521.6 + 12.4 removed = 534	117.2 + 2.8 removed = 120	

The wells to be used under these transfer approvals were drilled as domestic wells only. A letter will be sent to each of the applicants requesting the drilling permit upgrade fees and the applications will be held until such fees are paid.

Authority to File: The applicants are either the owners of record or have supplied documentation for change of ownership via the transfer process, therefore, they are authorized to file the transfers.

Water Right Validity: Right 63-2724B (the right from which all these transfer applications were split) was decreed in 2009. Transfer applications were filed just within the 5 year time frame after which the rights could be forfeited. Rights will be assumed valid and transfers can be approved.

Injury to Other Water Rights: None anticipated.

Enlargement of Use: No enlargement should occur; all totals stay the same as shown in the table above.

Local Public Interest: Assumed to be within the local public interest.

Beneficial Use/Conservation of Water Resources: The application proposes beneficial use consistent with conservation of water resources in Idaho.

The application is consistent with criteria of I. C. § 42-222 and should be processed.

Assuming other information does not contradict the above analysis, the applications can be approved as reflected by the draft approvals.

Condition 046 N/A since new wells are not proposed.

Lester, Steve

From: Lori Graves [LGraves@spfwater.com]
Sent: Wednesday, December 17, 2014 7:59 AM
To: Lester, Steve
Subject: Quentin and Nancy Smith Transfer

Steve,

Per our email correspondence, please change the address on the Smith's transfer application to 8274 Star Pass Ridge Rd, rather than 8332 Star Pass Ridge Rd as currently listed. Thank you very much for your attention to this matter.

Regards,
Lori

Lori Graves | Water Rights Specialist
SPF Water Engineering, LLC
300 E Mallard Drive, Suite 350 | Boise, ID 83706
p. 208.383.4140 | **f.** 208.383.4156 | **c.** 208.869.4569
e. lgraves@spfwater.com | **w.** www.spfwater.com

The information contained in this e-mail is intended only for the individual or entity to whom it is addressed. Its contents (including any attachments) may contain confidential and/or privileged information. If you are not an intended recipient you must not use, disclose, disseminate, copy or print its contents. If you receive this e-mail in error, please notify the sender by reply e-mail and delete and destroy the message.

ADDRESS CORRECTION without
NEEDING to AMEND TRANSFER FORM

ok ✓ -pl

SPF WATER
ENGINEERING

November 25, 2014

RECEIVED
NOV 26 2014
WATER RESOURCES
WESTERN REGION

Steve Lester
IDWR Western Region Office
2735 Airport Way
Boise, ID 83705

Subject: Applications for Transfer

Dear Steve,

Enclosed on behalf of Quentin and Nancy Smith is an *Application for Transfer* proposing changes to the applicants' portion of water right 63-2724B.

Check No. 271 for $200 is enclosed for the transfer filing fee and check No. 8884 for $100 is enclosed to change the water right ownership. Thank you very much for your consideration and assistance in this matter. Please call me if you have any questions.

Sincerely,

Lori Graves
Water Rights Specialist

Cc: Quentin and Nancy Smith

Enclosures

SPF file number: 1135.0010

300 E. Mallard Drive, Suite 350, Boise, Idaho 83706 Tel: 208-383-4140 Fax: 208-383-4156