

RECEIVED

MAR 19 2015

Department of Water Resources
Eastern RegionSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No.

79809

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) Butte County Cemetery Maintenance DistrictCheck 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 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: _____

79809

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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

Name of Applicant(s) Butte County Cemetery Maintenance District Phone _____

Mailing address PO Box 302, Arco, ID 83213 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 Young Harvey Walker Phone 208-527-3254

Mailing address _____ Email _____

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

I hereby assert that no one will be injured by the proposed changes and that the proposed changes do not constitute an enlargement in use of the original right(s). The information contained in this application is true to the best of my knowledge. I understand that any willful misrepresentations made in this application may result in rejection of the application or cancellation of an approval.

Alison Boyer
Signature of Applicant or Authorized Representative

Alison Boyer, secretary
Print Name and Title if applicable

3/13/15
Date

Signature of Applicant or Authorized Representative

Print Name and Title if applicable

Date

A. PURPOSE OF TRANSFER

1. ☒ Change point of diversion ☐ Add diversion point(s) ☒ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other _____

2. 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**.

Application proposes to move a portion of 34-7226C to Lost River Cemetery for irrigation.

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 ☐ ☒	34-7226C	0.096	Irrigation	4/1 to 11/1	Ground water
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	

Total authorized under rights 0.096 cfs and/or 16.8 acre-feet.

2. Total amount of water proposed to be transferred or changed 0.096 cubic feet per second and/or 16.8 acre-feet per year.

3. Point(s) of Diversion:

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

New ?	Lot	¼	¼	¼	Sec	Twp	Rge	County	Source	Local name or tag #
Y			SW	SE	5	4N	26E	Butte	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	
4N	26E	5															4.8		4.8
Total Acres (for irrigation use)																			4.8

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:
Pump in well to mainline to hand lines. Will install flow meter before use.

- 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:
Will dry up 4.8 acres.

- 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:
High water rights on existing place of use include 34-172F, 34-313A, 34-446C, and 34-503D. Storage from BLRID is on proposed POU. Right nos. 34-7226B and 34-7226D are delivered from the existing POD.

- 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
Proof Report

1/16/2015

Water Right 34-7226C

Owner Type **Name and Address**
Current Owner BUTTE COUNTY
 PO BOX 737
 ARCO, ID 83213

Priority Date: 2/24/1980

Basis: Decreed

Status: Active

Source **Tributary**
GROUND WATER

Beneficial Use	From	To	Diversion Rate	Volume
IRRIGATION	4/01	11/01	1.518 CFS	266.0 AF
	Total Diversion		1.518 CFS	266.0 AF

Source and Point(s) of Diversion

GROUND WATER SWSWSE Sec. 23, Twp 04N, Rge 26E, BUTTE County

Place Of Use

IRRIGATION within BUTTE County

T04N R27E S32	NESE	40.0
T04N R27E S32	NWSE	34.0
T04N R27E S32	SWSE	40.0
T04N R27E S32	SESE	40.0
	Right Acre Limit:	76.0
	POU Total Acres:	154.0

Conditions of Approval:

1. USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 3.80 CFS. COMBINED RIGHT NOS.: 34-00172F, 34-00313A, 34-00446C AND 34-00503D.
2. WATER IS INJECTED INTO THE ARCO CANAL AT A POINT ABOVE THE MEASURING GAUGE USED BY THE WATERMASTER IN DELIVERY OF WATER TO THE ARCO CANAL.
3. USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 154 ACRES IN A SINGLE IRRIGATION SEASON.
COMBINED RIGHT NOS.: 34-00313A, 34-00172F, 34-00446C, AND 34-00503D.
THIS RIGHT IS LIMITED TO THE IRRIGATION OF 76 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
4. 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.
5. C05 RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

1/16/2015

6. SECTION 42-1425, IDAHO CODE.
WATER IS DELIVERED THROUGH ARCO CANAL.
RIGHT NOS. 34-07226B AND 34-07226D ARE ALSO DIVERTED THROUGH POINT
OF DIVERSION DESCRIBED ABOVE.

Comments:

1. KEEN 9/23/1991 COPIED FROM REMARKS
A TOTALIZING METER OF A TYPE APPROVED BY THIS DEPARTMENT SHALL BE
PERMANENTLY INSTALLED AND MAINTAINED AT THE POINT OF DIVERSION AND
POINTS OF RE-DIVERSION. CLAIM REVIEWERS EXAM, RECOMMENDATIONS, AND
INITIAL DATA ENTRY BY PAUL R. MEYER. SUBSEQUENT REVIEW AND DATA ENTRY
BY S.W. KEEN. POINT OF REDIVERSION WATER IS REDIVERTED FROM THE ARCO
CANAL AT T04N, R27E, SEC. 32, SESWSW.
2. KEEN 12/24/1991 LICENSING DATE
THIS RIGHT WAS LICENSED ON 12/20/1991.
3. AJTEMP 5/6/1992 ADDED CONDITION M04
ADDED POINT OF INJECTION
4. THORNTON 5/10/1992 CHANGE IN RECOMMENDATION
CHANGES IN REMARKS PER LYNN KROGH-HAMPE.
5. JHOAGLAN 10/15/1997 OWNERSHIP CHANGE
CHANGED OWNERSHIP PER REQUEST/NCAP TO COURT
6. AJU10-DS 6/9/2000 AJU10 CONDITION UPDATE
CONDITION CODE(S) C18 ADDED IF NOT ALREADY PART OF RECORD THRU AJU10.
7. kpickett 2/3/2006 POD
Correlated PODID 468854 from SpatialDataID 214352 to SpatialDataID 214329

Dates and Other Information

Decreed Date: 7/10/2002
Civil Case Number: 39576
Judicial District: FIFTH
State or Federal: S
Water District Number: 34
Mitigation Plan: False

Combined Use Limits

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
3.800		154.0
34-172F ,34-313A ,34-446C ,34-503D ,34-7226C		

Verification Log

<u>Element</u>	<u>Date</u>	<u>User</u>	<u>Log Text</u>
POU	4/8/2002	cfritsch	Edited shape boundary

1/16/15

F 100 - PARCEL MASTER INQUIRY

11:25:19

PARCEL: RP 04N26E058410 A

F9=MS

BUTTE COUNTY CEMETERY

LEGAL DESCRIPTION
FR SW4SE4 T#22101 & T#23832
SEC 5
(LOST RIVER)

P O BOX 302

CODE AREA 4-0000 OWNER CD
PARC TYPE MU LOC CODE
EFFDATE 5101989 EXPDATE
PREV PARCEL RP04N26E058400A

ARCO ID 83213

X for parcel comments

CAT/ST#	RY	QUANTITY	UN	VALUE	HO MRKT	HO EXMP	CB MRKT	OTHER
81	1	3610	AC					

TOTALS 3610

ENTER NEXT PARCEL NUMBER RP A

FKeys: F2=TX F3=Exit F5=SS F6=Nm F7=LG
F8=CT F13=TM F18=HS F20=SrcH F22=EU

4.8 acres

RP04N26E054800

RP04N26E058444

05

RP04N26E052401

RP04N26E058410

RP04N26E058411

RP04N26E058400

2900 N

RP04N26E080022

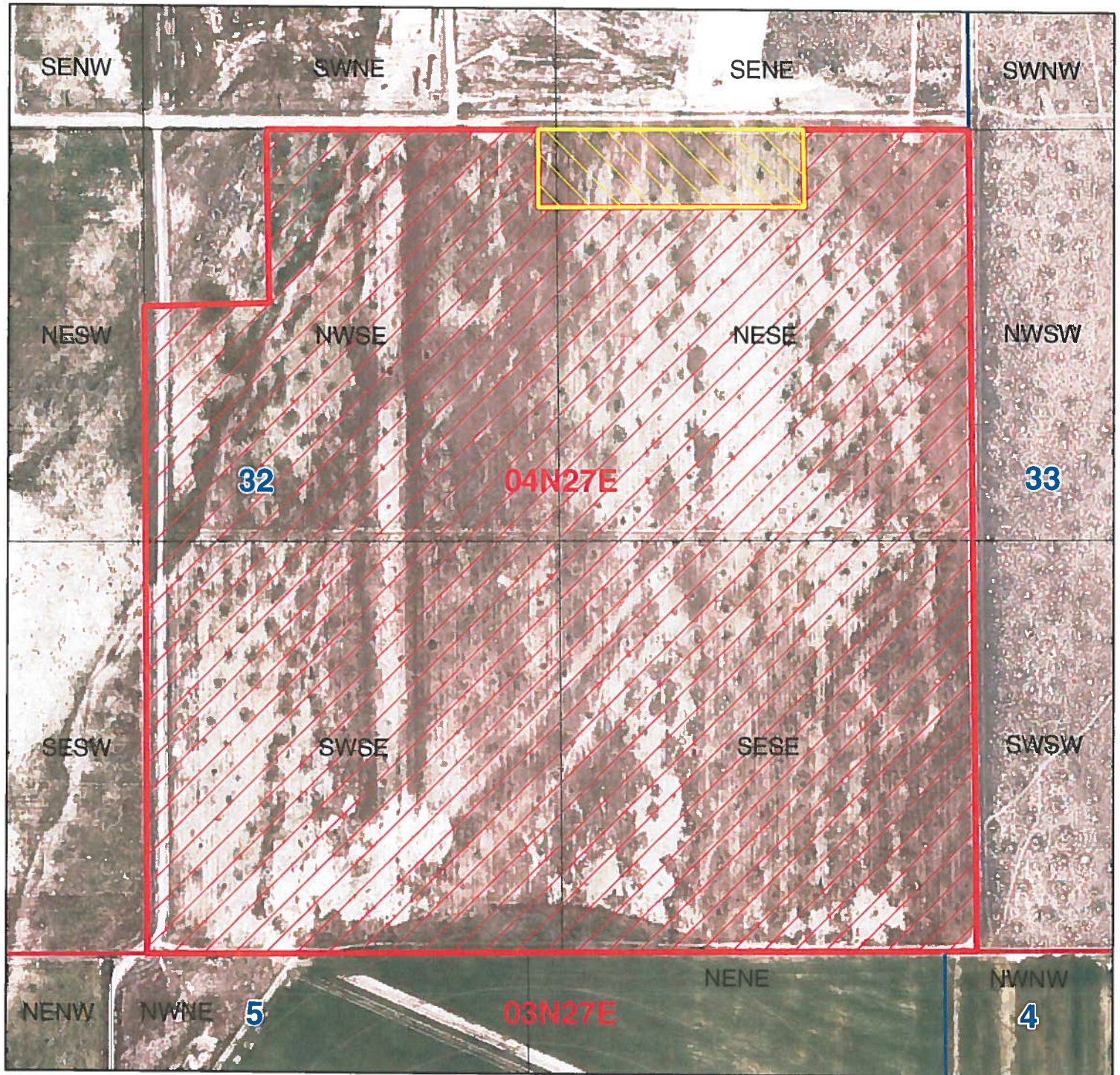
RP04N26E082400

08

RP04N26E080010

79809

State of Idaho
Department of Water Resources
Before Transfer



Legend

-  Acres to be changed
-  Unchanged acres
-  Township/Range
-  Sections
-  QQ

0 500 1,000 2,000 Feet

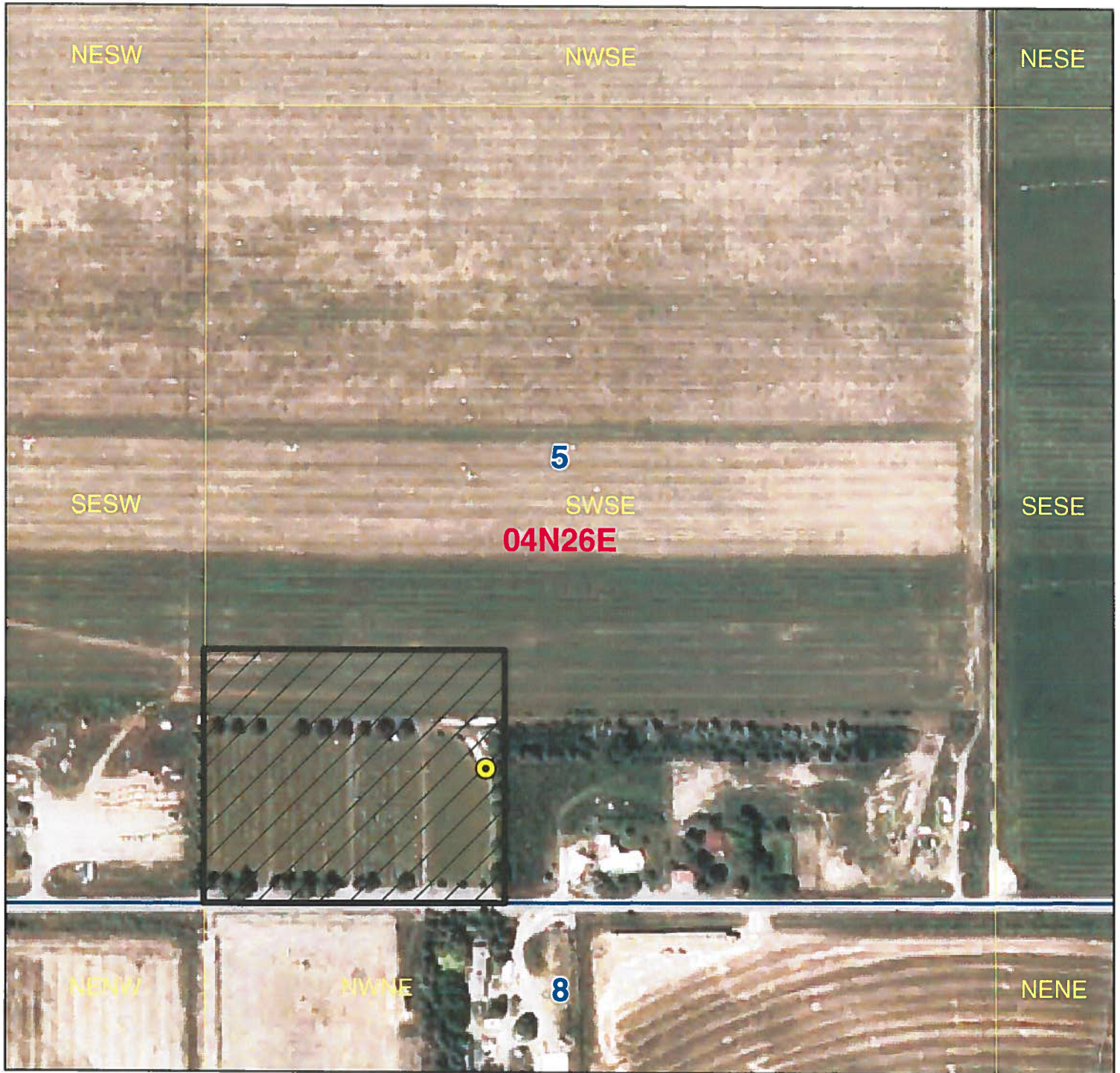


79809

2009 NAIP Imagery

Map prepared by Michael Holliday

State of Idaho
Department of Water Resources
After Transfer



Legend

-  Transfer POD
-  Transfer POU
-  Township/Range
-  Sections
-  QQ

0 250 500 1,000 Feet



79809

2009 NAIP Imagery

Map prepared by Michael Holliday

ENHANCED GROUND-WATER RIGHTS

UNIVERSITY OF IDAHO - IDAHO WATER RESOURCES RESEARCH INSTITUTE

Cells this color are
set up for user entries

ENTER STARTING DATE FOR
SIMULATION. THEN PUSH
"UPDATE DATES" BUTTON

TRANSFER NO:

79809

YEAR

1980

TRANSFER NAME

SEASON

SPRING

Lost River Cemetery

ENTER CELL LOCATIONS:

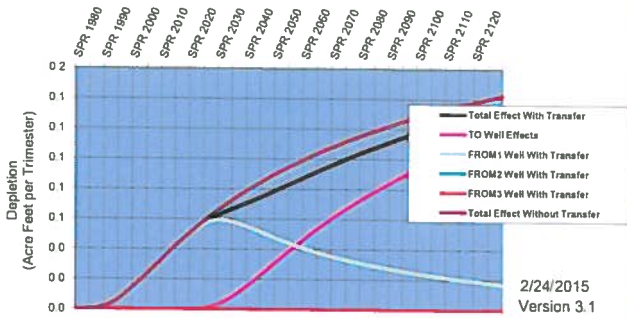
	'TO' CELL	'FROM1' CELL	'FROM2' CELL	'FROM3' CELL
ROW	26	31	0	0
COLUMN	109	110	0	0

TRIMESTER OF ACTIVITY	TO WELL	FROM1 WELL		FROM2 WELL		FROM3 W
	Projected Use AF/TRIMESTER	With Transfer AF/TRIMESTER	Without Transfer AF/TRIMESTER	With Transfer AF/TRIMESTER	Without Transfer AF/TRIMESTER	With Transfer AF/TRIMESTER
SPR 1980	0	6	6	0	0	0
SUM 1980	0	6	6	0	0	0
WIN 1980	0	6	6	0	0	0
SPR 1981	0	6	6	0	0	0
SUM 1981	0	6	6	0	0	0
WIN 1981	0	6	6	0	0	0
SPR 1982	0	6	6	0	0	0
SUM 1982	0	6	6	0	0	0
WIN 1982	0	6	6	0	0	0
SPR 1983	0	6	6	0	0	0
SUM 1983	0	6	6	0	0	0
WIN 1983	0	6	6	0	0	0
SPR 1984	0	6	6	0	0	0
SUM 1984	0	6	6	0	0	0
WIN 1984	0	6	6	0	0	0
SPR 1985	0	6	6	0	0	0
SUM 1985	0	6	6	0	0	0
WIN 1985	0	6	6	0	0	0
SPR 1986	0	6	6	0	0	0
SUM 1986	0	6	6	0	0	0
WIN 1986	0	6	6	0	0	0
SPR 1987	0	6	6	0	0	0
SUM 1987	0	6	6	0	0	0
WIN 1987	0	6	6	0	0	0
SPR 1988	0	6	6	0	0	0
SUM 1988	0	6	6	0	0	0
WIN 1988	0	6	6	0	0	0
SPR 1989	0	6	6	0	0	0
SUM 1989	0	6	6	0	0	0
WIN 1989	0	6	6	0	0	0
SPR 1990	0	6	6	0	0	0
SUM 1990	0	6	6	0	0	0
WIN 1990	0	6	6	0	0	0
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SUM 1991	0	6	6	0	0	0
WIN 1991	0	6	6	0	0	0
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SUM 1992	0	6	6	0	0	0
WIN 1992	0	6	6	0	0	0

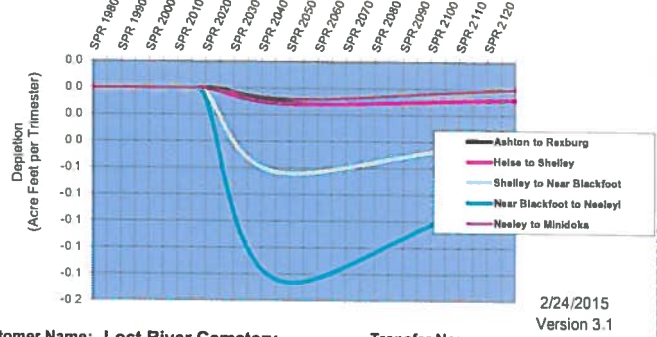
79809

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WIN 1993	0	6	6	0	0	0
SPR 1994	0	6	6	0	0	0
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WIN 1995	0	6	6	0	0	0
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WIN 2002	0	6	6	0	0	0
SPR 2003	0	6	6	0	0	0
SUM 2003	0	6	6	0	0	0
WIN 2003	0	6	6	0	0	0
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WIN 2007	0	6	6	0	0	0
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WIN 2008	0	6	6	0	0	0
SPR 2009	0	6	6	0	0	0
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WIN 2009	0	6	6	0	0	0
SPR 2010	0	6	6	0	0	0
SUM 2010	0	6	6	0	0	0
WIN 2010	0	6	6	0	0	0
SPR 2011	0	6	6	0	0	0
SUM 2011	0	6	6	0	0	0
WIN 2011	0	6	6	0	0	0
SPR 2012	0	6	6	0	0	0
SUM 2012	0	6	6	0	0	0
WIN 2012	0	6	6	0	0	0
SPR 2013	0	6	6	0	0	0
SUM 2013	0	6	6	0	0	0
WIN 2013	0	6	6	0	0	0
SPR 2014	0	6	6	0	0	0
SUM 2014	0	6	6	0	0	0
WIN 2014	0	6	6	0	0	0
SPR 2015	6	0	6	0	0	0
SUM 2015	6	0	6	0	0	0
WIN 2015	6	0	6	0	0	0
SPR 2016	6	0	6	0	0	0
SUM 2016	6	0	6	0	0	0

Hydrologic Response--Ashton to Rexburg
Customer Name: **Lost River** Transfer No:



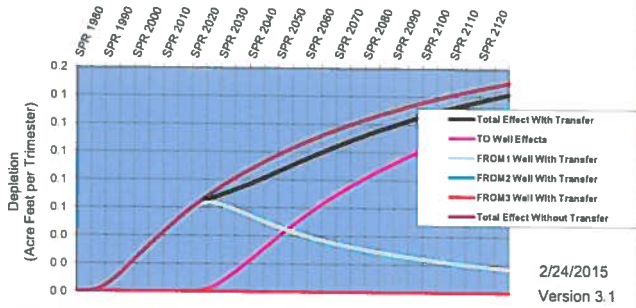
Net Transfer Effect Above Milner
(Total Effect With Transfer - Total Effect Without Transfer)



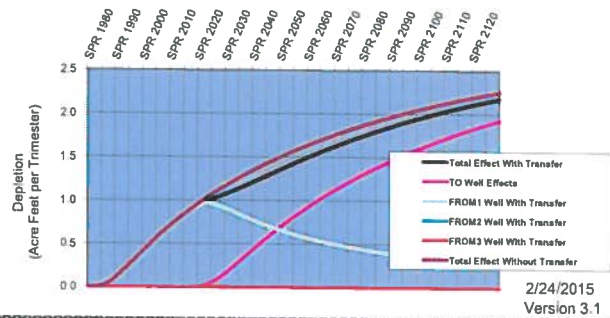
Customer Name: **Lost River Cemetery**

Transfer No:

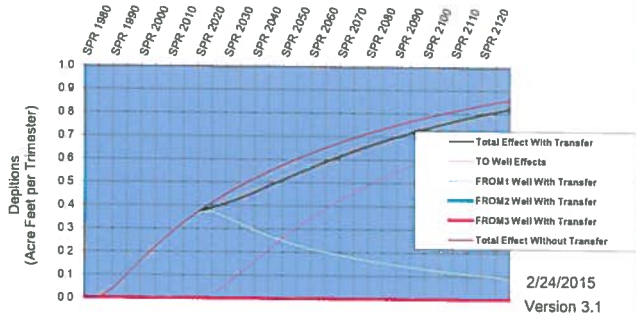
Hydrologic Response--Heise to Shelley
Customer Name: **Lost River** Transfer No:



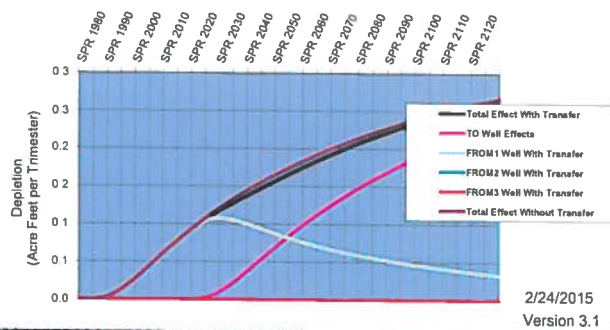
Hydrologic Response-- Near Blackfoot to Neeley
Customer Name: **Lost River** Transfer No:



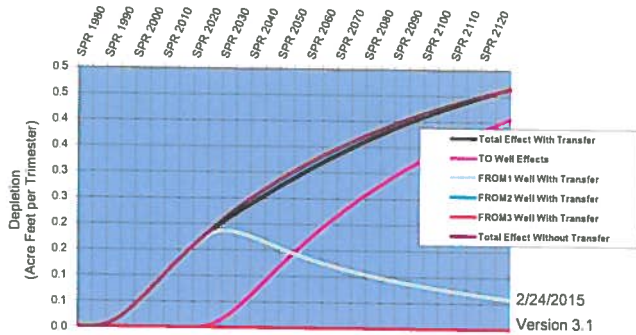
Hydrologic Response--Shelley to Near Blackfoot
Customer Name: **Lost River** Transfer No:



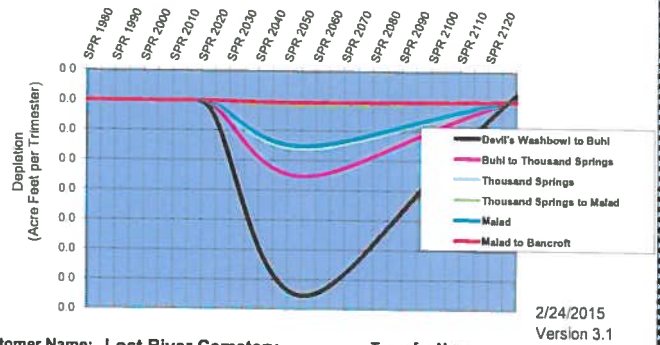
Hydrologic Response-- Neeley to Minidoka
Customer Name: **Lost River** Transfer No:



Hydrologic Response--Devil's Washbowl to Buhl
Customer Name: Lost River Transfer No:



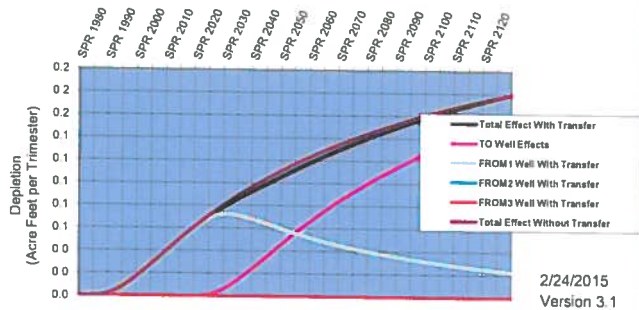
Net Transfer Effect Below Milner
(Total Effect With Transfer - Total Effect Without Transfer)



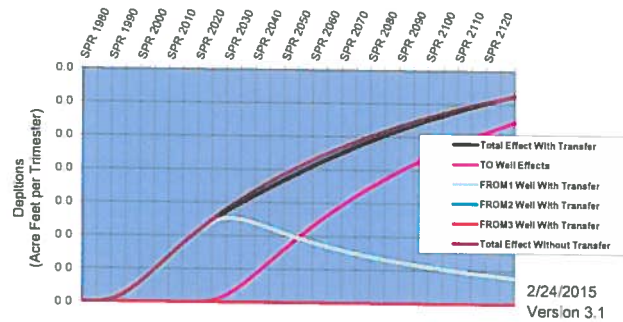
Customer Name: Lost River Cemetery

Transfer No:

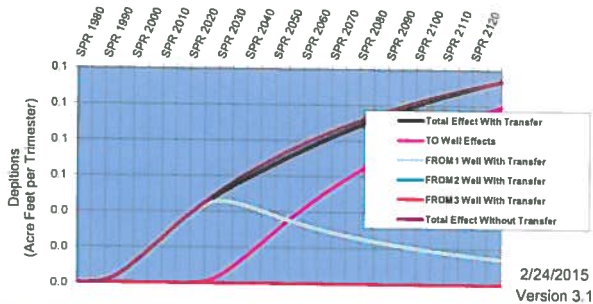
Hydrologic Response--Buhl to Thousand Springs
Customer Name: Lost River Transfer No:



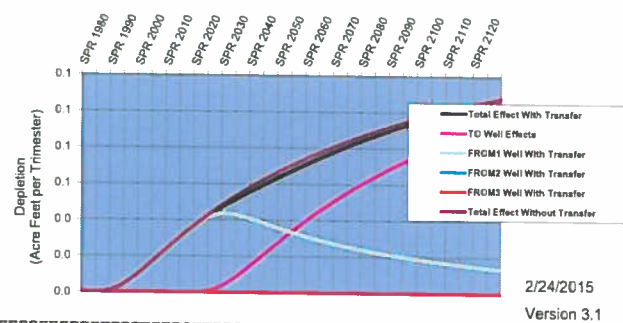
Hydrologic Response--Thousand Springs to Malad
Customer Name: Lost River Transfer No:



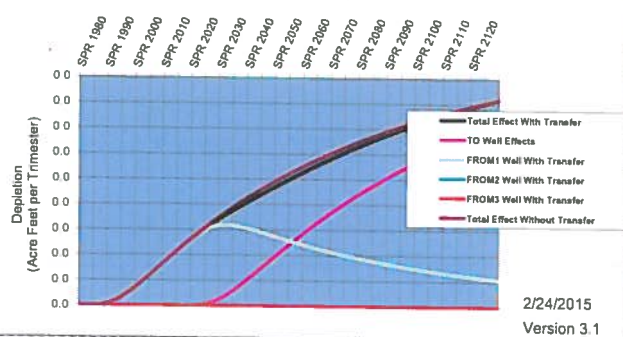
Hydrologic Response--Thousand Springs
Customer Name: Lost River Transfer No:



Hydrologic Response--Malad
Customer Name: Lost River Transfer No:



Hydrologic Response--Malad to Bancroft
Customer Name: Lost River Transfer No:



INSTRUMENT NO. 4090
QUITCLAIM DEED

7

THIS INDENTURE, Made the 22nd day of April in the year of our Lord
One Thousand Nine Hundred and Fifty four between City of Arco, a Municipal corporation
part y of the first part, and Butte County Cemetery Maintenance District, a Political subdivision
of the State of Idaho,
the part Y of the second part:

WITNESSETH: That the said part y of the first part, for and in consideration of the sum of

One & No/100

DOLLARS

lawful money of the United States of America, to it

in hand paid by the said part y of the second part, receipt whereof is hereby acknowledged, ha s granted, bargained, sold,
remised, released and forever quit-claimed, and by these presents do es grant, bargain, sell, remise, release, and forever quit-
claim, unto the said part y of the second part, and to its successors heirs and assigns, the following described

Real Property

situated in the County of Butte, and State of Idaho, to-wit:

Beginning at a point 50 feet east of the Southwest corner of the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 31,
Twp. 4N, R. 27 EBM; thence northwesterly along the Lost River highway to the west
line of said NW $\frac{1}{4}$ SE $\frac{1}{4}$; thence north along said west line to a point which is 203 feet
north of said southwest corner of said NW $\frac{1}{4}$ SW $\frac{1}{4}$; thence east 495 feet; thence south
748 feet more or less to the Lost River Highway; thence northwesterly along said highway
781 feet more or less to the place of beginning; containing 4 acres, more or less, all
in Butte County, Idaho

Arb 10 + 12

Poor description

TOGETHER with all and singular, the tenements, hereditaments and appurtenances thereto belonging, or in any wise apper-
taining, and the rents, issues and profits thereof; and also all the estate, right, title, interest, property, possession, claim, and
demand whatsoever, as well in law as in equity, of the said part of the first part of in or to the said premises, and every
part and parcel thereof, with the appurtenances.

TO HAVE AND TO HOLD, all and singular, the said premises together with the appurtenances, unto the said part y of
the second part its successors and assigns forever.

IN, WITNESS WHEREOF, The said part y of the first part ha s hereunto set its hand and seal
the day and year first above written. By authority of Ordinance no. 214.

Signed, Sealed and Delivered in the Presence of

CITY OF ARCO (Seal)

By /s/ Ralph Ellison Mayor (Seal)

ATTEST: /s/ Hazel Clendenin (Seal)
City Clerk

(SEAL)

ACKNOWLEDGMENT

STATE OF IDAHO, } ss.
County of Butte, }

On this 22nd day of April 19 59, before me, C. V. Boyatt

a notary public, in and for the State of Idaho personally appeared Ralph Ellison and Hazel Clendenin, known to
Mayor and City Clerk, Respectively of the City of Arco Butte County, Idaho and
known to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me
that they executed the same.

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

(NOTARIAL SEAL)

/s/ C. V. Boyatt
Notary Public for Idaho
Residing At Arco, Idaho.

STATE OF IDAHO, } ss.
County of Butte, }

Recorded at the request of Butte County Cemetery Maintenance District
this 8 day of Sept. A.D. 19 59, at 15 minutes past 4 o'clock, P.M. in Book 17, page 221.

Fee, \$ 1.80

By Nancy Nogues

Deputy.

Ruby B. Gamett

County Recorder.

79809

UNINCORPORATED NONPROFIT ASSOCIATION
APPOINTMENT OF AGENT FOR SERVICE OF PROCESSAUG 15 AM 9:08
Click here to clear form.SECRETARY OF STATE
STATE OF IDAHO

Assoc. #

42299

(Assigned by the
Secretary of State Office)

To the Secretary of State of the State of Idaho:

1. The name of the nonprofit association is:

BUTTE COUNTY CEMETERY MAINTENANCE DISTRICT

2. The principal address of the nonprofit association is:

P.O. Box 302, Arco, ID 83213

3. The name and street address of the agent authorized to receive service of process for the association are: (Registered agent must be located at a street address in Idaho -- PO, PMB, and addresses outside Idaho are not acceptable.)

Alison Boyer

Name

260 W. Grand Avenue, Arco, ID 83213

Address

Signature of agent:

Alison Boyer

Dated

8/11/2011

Signature of a member
of the nonprofit association:

Michael D. Anderson

Dated:

8-11-2011

Mail to:
Idaho Secretary of State
450 N 4th Street
PO Box 83720
Boise ID 83720-0080

Secretary of State use only

NO FEE REQUIRED

FILE ONE COPY

79809

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Notice of Change in Water Right Ownership

1. List the numbers of all water rights and/or adjudication claim records to be changed. If you only acquired a portion of the water right or adjudication claim, check "Yes" in the "Split?" column.

Water Right/Claim No.	Split?	Water Right/Claim No.	Split?	Water Right/Claim No.	Split?
34-7226C	Yes ☒		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐

2. Previous Owner's Name: BUTTE COUNTY
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): BUTTE COUNTY CEMETERY MAINTENANCE DIST
Name of each new owner as listed on the conveyance document

New owner continued ☐ Name connector ☐ and ☐ or ☐ and/or ☐

PO BOX 302

Mailing address

ARCO ID 83213

City State ZIP

Telephone _____ Email _____

4. If the water rights and/or adjudication claims were split, how did the division occur?
- ☐ The water rights or claims were divided as specifically identified in a deed, contract, or other conveyance document.
- ☒ The water rights or claims were divided proportionately based on the portion of their place(s) of use acquired by the new owner.
5. Date you acquired the water rights and/or claims listed above: 3/6/2015
6. This form must be signed and submitted with the following **REQUIRED** items:
- A copy of the conveyance document – warranty deed, quitclaim deed, court decree, contract of sale, etc. The conveyance document must include a legal description of the property or description of the water right(s) if no land is conveyed.
 - Plat map, survey map or aerial photograph which clearly shows the place of use and point of diversion for each water right and/or claim listed above (if necessary to clarify division of water rights or complex property descriptions).
 - Filing fee (see instructions for further explanation):
 - \$25 per undivided water right.
 - \$100 per split water right.
 - No fee is required for pending adjudication claims.

7. Signature: Alison Boyer Alison Boyer, secretary 3/13/15
Signature of new owner/claimant Title, if applicable Date

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

For IDWR Office Use Only:

Received by JB Date 3/19/2015 Receipt No. E040773 Receipt Amt. \$100.-

Approved by _____ Processed by _____ Date _____

NO. 0052362
RECORDED

MAR 06 2015

Water Deed
Transfer of Water Rights Only

9:20 A.M. _____ P.M.
BUTTE COUNTY RECORDER
Belle Woodbury

For value received, The County of Butte, a political subdivision of the State of Idaho,

Does hereby convey, release, remise, and forever quit claim unto

Butte County Cemetery Maintenance District,

whose current address is P.O. Box 302, Arco, ID 83213,

the following ground Water Rights No. **A34-07226C**, which are used in connection with the real property described in Exhibit A, attached hereto and incorporated herein, located in Butte County, State of Idaho:

See attached EXHIBIT A

To have and to hold the said premises, unto the said grantees, heirs and assigns forever.

Date: 3-6-15

Butte County

Seth E. Beal
Seth E. Beal, Chairman, Butte County Commissioners

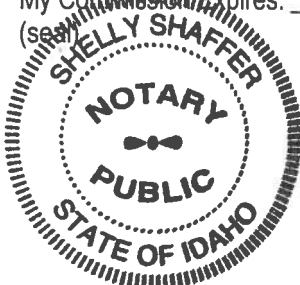
State of Idaho

ss.

County of Butte

On this 6th day of March in the year of 2015, before me, the undersigned, a Notary Public in and for said State, personally appeared Seth E. Beal, known or identified to me to be the person whose name is subscribed to the within instrument as Chairman, and acknowledged to me that he executed the same, as chairman.

Shelly Shaffer, Notary Public
Residing at: County of Butte
My Commission Expires: 1/26/2015
(see)



Shelly Shaffer

79809

EXHIBIT A

Portions of the SE1/4 of Section 32, Township 4 North, Range 27 East of the Boise Meridian, Butte County, Idaho, described as follows:

Arco:

Township 4 North, Range 27 East of the Boise Meridian, Butte County, Idaho

Section 32: A portion of the NW1/4SE1/4 of said Section 32, more particularly described as:

Beginning at the Northwest corner of said SE1/4, thence East 400 feet to the true Point of Beginning;

thence, continuing along the North line of the SE1/4 of said Section 32, a distance of 862.5 feet;

thence South 247 feet to a point;

thence West, parallel to the North line of the SE1/4, a distance of 862.5 feet;

thence North 247 feet to the Point of Beginning.

(4.89 acres, more or less)

Lost River:

Township 4 North, Range 27 East of the Boise Meridian, Butte County, Idaho

Section 32: A portion of the N1/2SE1/4 of said Section 32, more particularly described as:

Beginning at a point 1,262.5 feet East of the Northwest corner of said SE1/4;

thence continuing East, along the North line of the SE1/4 of Section 32, a distance of 847 feet;

thence South 247 feet;

thence West, parallel to the North line of the SE1/4, a distance of, 847 feet;

thence North 247 feet to the Point of Beginning.

(4.80 acres, more or less)

Howe:

Township 4 North, Range 27 East of the Boise Meridian, Butte County, Idaho

Section 32: A portion of the NE1/4SE1/4 of said Section 32, more particularly described as:

Beginning at a point 2, 109.5 feet East of the Northwest corner of the SE1/4 of Section 32, to the Point of Beginning;

thence continuing East, along the North line of the SE1/4, a distance of 530.5 feet, more or less, to the Northeast corner of said SE1/4;

thence South 247 feet, along the East boundary line of the SE1/4 of Section 32;

thence West, parallel to the North line of the SE1/4, 530.5 feet;

thence North 247 feet to the Point of Beginning.

(3.01 acres, more or less)

(See attached Map)

29 28

32 33

KENNETH
MCAFFEE
T# 4-65

WHEEL
KENNETH
SHARLENE
MCAFFEE
ARMED

(Area) (4.89A)

4.80 A
(Lost River)

(House)
3.01A

862.5

847.0

580.5

KENNETH
MCAFFEE

SELL 4 Sec. 32

WHEEL
LINE
NOT ARMED

32 33

5 4

79809