

RECEIVED

NOV 16 2011

WATER RESOURCES
WESTERN REGION

AMENDED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESTransfer No. 15286**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 <http://www.idwr.idaho.gov/>.

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 transfer applicant as the current water right owner. Additional fee(s) required for water right ownership changes; see fee schedule.
- ☐ ☒ #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 <http://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: ATTACHMENT A - DEED LONESOME DOVE SUB.
ATTACHMENT 9 - CERTIFICATE OF IRR SHARES LONESOME DOVE SUBDIVISION

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESTransfer No. 752816

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NOV 16 2011

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1Name of Applicant(s) New Union Ditch Company Ltd. Phone 208-859-9360Mailing address PO Box 31 Eagle, ID 83616 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 _____ Phone _____

Mailing address _____ Email _____

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

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

Signature of Applicant or Authorized Representative

Gary Heikes, President
Print Name and Title if applicable11-16-11
Date

Signature of Applicant or Authorized Representative

Print Name and Title if applicable

Date

A. PURPOSE OF TRANSFER

- ☐ Change point of diversion ☐ Add diversion point(s) ☐ Change place of use

☒ Change nature of use ☐ Change period of use ☐ Other _____
- 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**. Irrigation water will be transferred to supply mitigation for evaporated losses in three excavated ponds in the Lonesome Dove Subdivision. The transfer effects 0.16 cfs and 8 shares of irrigation water right 63-146. There is currently 13.28 cfs of irrigation and 0.48 cfs of groundwater recharge for right 63-146.

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.	<u>Right Number</u>	<u>Amount</u> (cfs/ac-ft)	<u>Nature of Use</u>	<u>Period of Use</u>	<u>Source & Tributary</u>
All or Part					
☒ ☐	63-146	13.12 cfs	Irrigation	3/01 to 11/15	Boise River & Snake River
☐ ☐		0.64 cfs	Diversion to Storage	3/01 to 11/15	
☐ ☐		119.2 ac-ft	Aesthetic Storage	1/01 to 12/31	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	

Total authorized under rights 13.76 cfs and/or 119.2 ac-ft

2. Total amount of water proposed to be transferred or changed 0.16 cubic feet per second and/or 28 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 #

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	
04N	01E	14											J						
		15																J	
																		Lt 1	
		16			J 2	J 1	J								* J 1				
		23					J	J		J									
							Lt 3	Lt 4		Lt 6									
							~~Lt 6~~												

Total Acres (for irrigation use) 655.8 ac w/in PPU

* 4N 1E SEC 16 LT 1 INCLUDES PORTION OF NE SE.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER 75286

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 New Union canal irrigation ditches. No change proposed in point of diversion or means of delivery to place of use.

- b. Who owns the property at the point(s) of diversion? New Dry Creek Ditch Co point of diversion

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: N/A

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:

Excavation of the ponds will eliminate 8.0 acres of agricultural lands and expose groundwater to the effects of evaporation. Irrigation water currently delivered to the property by the New Union Ditch Co. will be used to mitigate for the consumptive losses associated with evaporation of groundwater from the ponds.

- 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:

There are no other irrigation rights for the New Union Ditch Co service area. This is a 1:1 swap of highly consumptive irrigation for ponds. Irrigation within the service area will be reduced by 8.0 acres (from 663.8 ac to 655.8 ac). Irrigation service area will not change as a result of this transfer.

- 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: _____

This water right is used to mitigate other ponds in other subdivisions per previous approvals.

Transfer 75286

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

Current Water Right No.: 63-146

Current Owner: NEW UNION DITCH CO LTD

Priority Date: 6/1/1865

Origin: Water Right

Status: Active

Basis: Decreed

Source

BOISE RIVER

Tributary

SNAKE RIVER

Beneficial Use

IRRIGATION

GROUND WATER

RECHARGE

From To

03/01 to 11/15

03/01 to 11/15

Diversion Rate

13.28 CFS

0.48 CFS

Annual Volume

91.2 AF

Total Diversion

13.76 CFS

Location of Point(s) of Diversion

BOISE RIVER

ADA County

L1(NE1/4SE1/4)

Sec. 23, Twp 04N, Rge 01E B.M.

Place of Use

IRRIGATION Within ADA County

T04N R01E S9		SESW	T04N R01E S9		SWSE
T04N R01E S9		SESE	T04N R01E S14		SWNW
T04N R01E S14		NWSW	T04N R01E S14		SWSW
T04N R01E S14		SESW	T04N R01E S15		SWNE
T04N R01E S15		SENE	T04N R01E S15		NENW
T04N R01E S15		NWNW	T04N R01E S15		SWNW
T04N R01E S15		SENW	T04N R01E S15	Lot 3	NESW
T04N R01E S15	Lot 4	NWSW	T04N R01E S15	Lot 6	SESW
T04N R01E S15		NESE	T04N R01E S15		NWSE
T04N R01E S15	Lot 2	SWSE	T04N R01E S15	Lot 1	SESE
T04N R01E S16		NENE	T04N R01E S16		NWNE
T04N R01E S16	Lot 2	SWNE	T04N R01E S16	Lot 1	SENE
T04N R01E S16		NENW	T04N R01E S16		NWNW
T04N R01E S16	Lot 3	SENW	T04N R01E S16	Lot 8	NESE
T04N R01E S22	Lot 1	NESE	T04N R01E S23	Lot 2	NWNE
T04N R01E S23	Lot 3	NENW	T04N R01E S23	Lot 4	NWNW
T04N R01E S23	Lot 5	SWNW	T04N R01E S23	Lot 6	SENW
T04N R01E S23	Lot 1	NESE			

Total Acres: 663.8

GROUND WATER RECHARGE Within ADA County

T04N R01E S16		NENW	T04N R01E S23	Lot 3	NENW
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Conditions of Approval:

1. This right under Transfer 70266 authorizes the diversion rate of 0.03 cfs and an annual diversion volume of 4.6 af for ground water recharge as replacement of losses caused by evaporation from one pond associated with Right 63-12598.
2. X27 This right is limited to the irrigation of 663.8 acres within the boundary of the New Union Ditch Company Limited in a single irrigation season.
3. R43 The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.
4. This right is also known as Number 14 in the Boise River Water Master Records and the Stewart Decree.
5. T08 Failure of the right holder to comply with the conditions of Transfers 70266 and 73632 is cause for the Director to rescind approval of the transfers.
6. 172 The boundary encompassing the place of use for irrigation under this water right is described with a digital boundary as authorized by Idaho law. The data comprising the digital boundary are stored in the electronic document management system of the Department and are incorporated into this approval by this reference. A map depicting the place of use for irrigation is attached to this approval document to illustrate the place of use described by the digital boundary.

7. S45 Diversion for irrigation under this water right prior to April 1 and after October 31 shall occur only as authorized by the Water District 63 Water Master and only when water is being released for flood control by the United States from the Lucky Peak Dam outlet under procedures and requirements for the Memorandum of Agreement between the U.S. Department of the Army and the U.S. Department of the Interior for Flood Control Operations of the Boise River Reservoirs, dated November 20, 1953, the Water Control Manual for Boise River Reservoir dated April 1985 and any future amendments or revisions made thereto pursuant to state or federal procedures or law; provided that any such use of this water right prior to April 1 and after October 31 shall be subordinated to water rights for storage in Lucky Peak Reservoir, Lake Lowell, Arrowrock Reservoir, and/or Anderson Ranch Reservoir, as decreed in SRBA Case No. 39576.
8. 155 This right shall receive 100 percent of its decreed quantity until the natural flow of the waters of the Boise River shall decrease so that all rights containing this condition cannot receive 100 percent of their decreed quantities, at which time this right and the other rights containing this condition shall first be cut to 75 percent of their decreed quantities, as the natural flow of the river decreases, beginning with the latest rights containing this condition and preceding to the earliest rights containing this condition in the order of their priority dates, and after all of the rights containing this condition shall have been reduced to 75 percent of their decreed quantities, should the natural flow of the waters of the river decrease below the amount necessary to supply 75 percent of those decreed quantities, then this right and the other rights containing this condition, beginning with the latest and preceding to the earliest, shall be reduced to 60 percent of their decreed quantities.
9. R05 Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 63.
10. This right under Transfer 73632 authorizes the diversion rate of 0.09 cfs and an annual diversion volume of 20.2 af for ground water recharge as replacement of losses caused by evaporation from one pond and evapotranspiration from the irrigation of 4 acres associated with Right 63-32143.
11. T19 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.
12. X36 Rights 63-125K, 63-126G, 63-161L, 63-205, 63-206, 63-258B, 63-263, 63-286, 63-288B, 63-31806, 63-31778, 63-28977, 63-31937, are also diverted through the point of diversion described above.
13. T07 The right holder shall accomplish the change authorized by this Transfer within one (1) year of the date of the approval.
14. This right under Transfer 73632 authorizes the diversion rate of 0.36 cfs and an annual diversion volume of 66.4 af for ground water recharge as replacement of losses caused by evaporation from 10 ponds associated with Right 63-31934.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER 75286

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 @ <http://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 @ <http://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.

Right Number: 63-146

- [illegible]

2. Lands irrigated or place of use: (If irrigation, identify with number of acres irrigated per $\frac{1}{4}$ $\frac{1}{4}$ tract.)

[illegible]

Total Acres (for irrigation use) 8.0 ac NOU change

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. 75286

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 right(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.:

Applicant Remarks: This application proposes to change the nature of use for 8 acres of irrigation to aesthetic storage and diversion to storage uses to mitigate for the consumptive uses/evaporative losses associated with 3 excavated ponds in the Lonesome Dove Subdivision. Shares for irrigation and pond mitigation will continue to be delivered to the ponds. Per the Department's request, this transfer application has been amended to change the terminology used to describe previous mitigation water from "ground water recharge" to currently accepted terminology (Aesthetic Storage). The Aesthetic Storage place of use described in Part 1 B no. 4 includes the 3 ponds for this transfer AND the place of use for previous approvals. The transfer fee submitted is based on amount of water proposed for change under this transfer, 0.16 cfs.

FOR DEPARTMENT USE ONLY

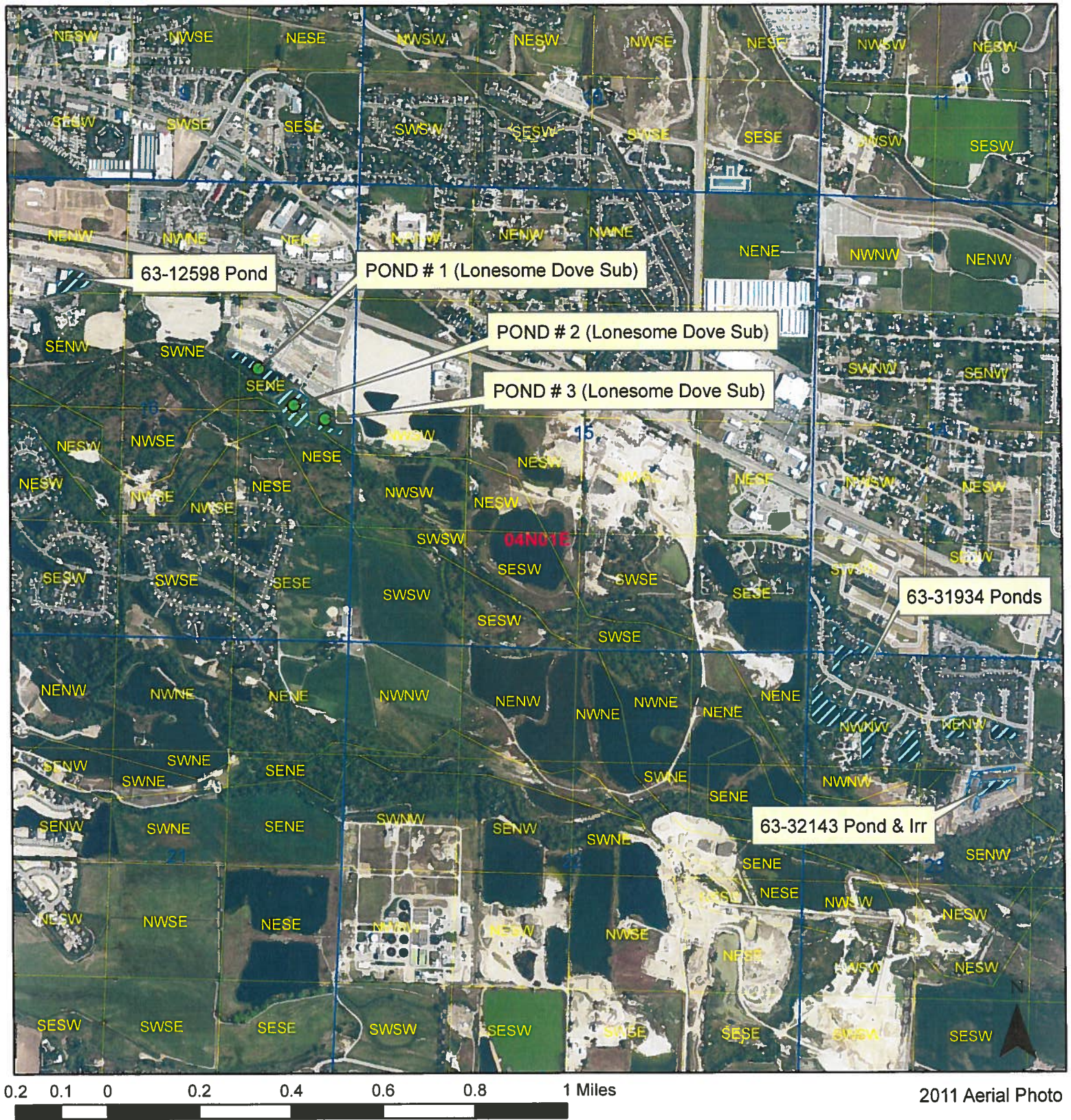
Transfer contains 8 pages and 3 attachments.

Received by AG Date 11-16-2011 Prelim. Check by AG Date 4-9-2012

Fee Paid \$100.00 Date 12-8-08 Received by JMH Receipt # W037082

Add'l Fee Paid _____ Date _____ Received by _____ Receipt # _____

Transfer 75286 Attachment 7a & 7b



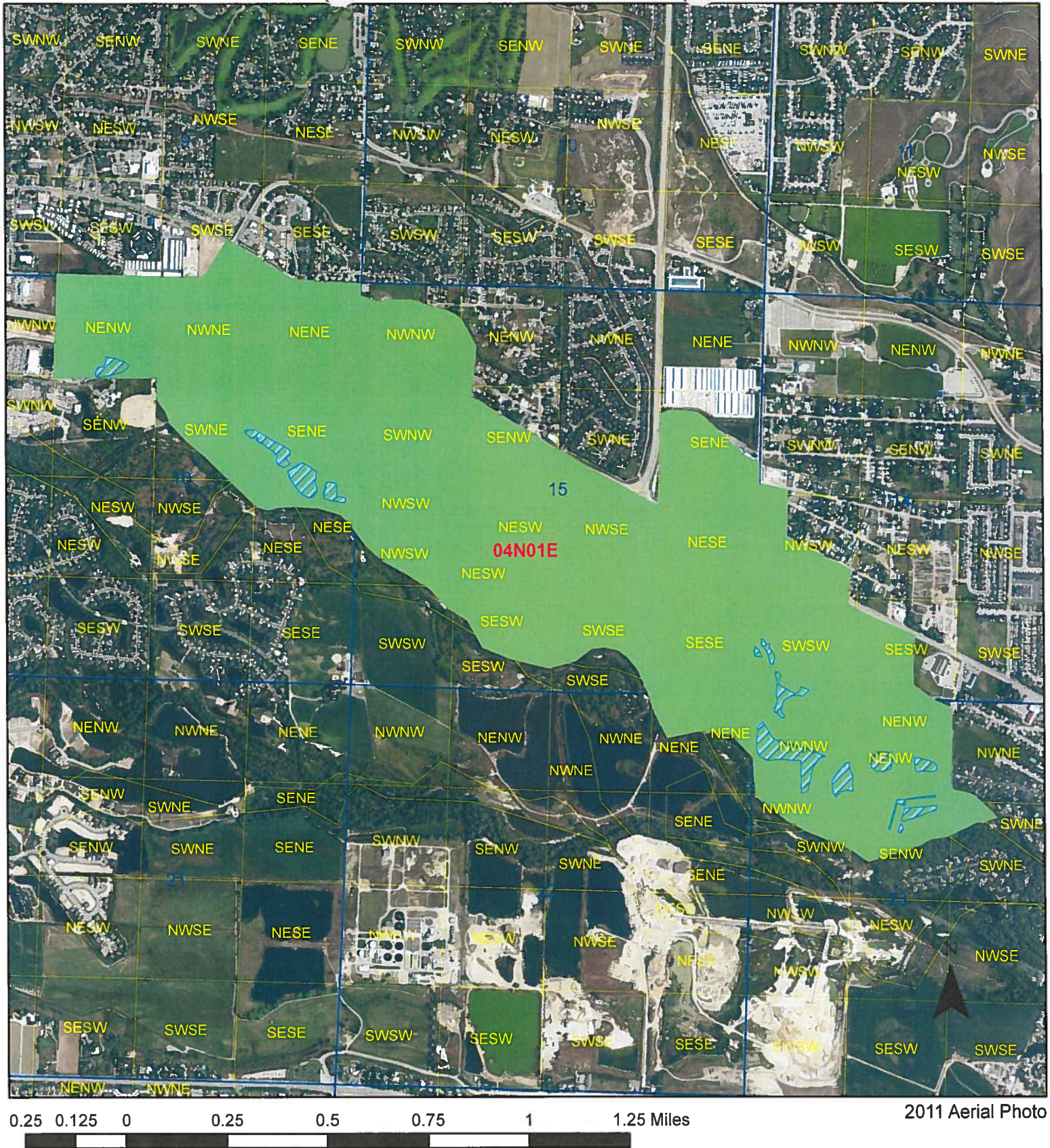
Legend

-  Aesthetic Storage PU
-  Township/Range
-  Sections
-  QQ

ATTACHMENT 7a & 7b (2 PGS)

Transfer 75286

Transfer 75286 Attachment 7a & 7b



Legend

- | | | | |
|--|-------------------------|---|----------|
|  | Aesthetic Storage PU |  | Sections |
|  | Irrigation Service Area |  | QQ |
|  | Township/Range | | |

7a & 7b

Transfer 75286

When recorded, return to:
Lonesome Dove LLC
8645 W. Franklin Road
Boise, ID 83709

Mail Tax Statements to:
Lonesome Dove LLC
8645 W. Franklin Road
Boise, ID 83709

SPECIAL WARRANTY DEED

Special Warranty Deed made this 27th day of September, 2006 between G.O. RANCHES, INC., an Idaho corporation ("Grantor"), and LONESOME DOVE LLC, an Idaho limited liability company, whose address is ("Grantee"), witnesseth:

That Grantor, for and in consideration of the sum of Ten Dollars and No Cents (\$10.00), and other good and valuable consideration, the receipt whereof is hereby acknowledged, does, by these presents, convey unto Grantee and its successors and assigns forever, all the following described real estate situated in the county of Ada, state of Idaho:

SEE SCHEDULE I ATTACHED HERETO AND INCORPORATED HEREIN.

Reserving unto Grantor any and all rights and easements of record which benefit any of Grantor's other property.

Together with all and singular the tenements, hereditaments, and appurtenances thereunto belonging or in anywise appertaining, the rents, issues and profits thereof; and all estate, right, title and interest in and to the property, as well in law as in equity, except as expressly provided otherwise herein.

To have and to hold, all and singular the above-described premises together with the appurtenances unto Grantee and its heirs and assigns forever.

SPECIAL WARRANTY DEED -1
I:\2080.002\DOCS\Special Warranty Deed 02.doc
091906

ATTACHMENT A PG. 1

ATTACHMENT A (6 PGS)

TRANSFER 75286

TRANSFER 75286

SCHEDULE I

PARCEL I

COMMENCING AT A POINT 11.55 CHAINS WEST OF THE NORTHEAST CORNER OF LOT 1, SECTION 16, TOWNSHIP 4 NORTH, RANGE 1 EAST, BOISE-MERIDIAN; AND RUNNING THENCE SOUTH 20.73 CHAINS TO A STONE; THENCE NORTH 45° WEST 9.35 CHAINS TO A STAKE; THENCE NORTH 14.12 CHAINS TO A POINT IN THE NORTH BOUNDARY LINE OF SAID LOT 1, WHICH IS 6.63 CHAINS WEST OF THE PLACE OF BEGINNING; THENCE EAST 6.63 CHAINS TO THE PLACE OF BEGINNING

EXCEPT THE NORTH 20 FEET THEREOF.

ALSO LESS AND EXCEPT ANY PORTION DESCRIBED IN DISCLAIMER TO THE STATE OF IDAHO INSTRUMENT NO. 94047885.

ALSO LESS AND EXCEPT ANY PORTION DESCRIBED IN SECOND JUDGMENT AND DECREE OF CONDEMNATION RECORDED MAY 9, 2001, AS INSTRUMENT NO. 101044452.

{Parcels II through IX on next 3 pages}

PARCEL II

COMMENCING AT A POINT 7.05 CHAINS WEST OF THE NORTHEAST CORNER OF THE SOUTHEAST QUARTER OF THE NORTHEAST QUARTER OF SECTION 16, TOWNSHIP 4 NORTH, RANGE 1 EAST, BOISE-MERIDIAN, SAID POINT BEING A STONE MARRED WITH A CROSS ON THE TOP, WHICH IS THE REAL PLACE OF BEGINNING; RUNNING THENCE SOUTH A DISTANCE OF 25.35 1/2 CHAINS TO A MARKED STONE; THENCE NORTH 54° WEST A DISTANCE OF 4.57 3/4 CHAINS TO A MARKED STONE, THE SOUTHEAST CORNER OF THAT CERTAIN TRACT DEEDED TO STELLA GREEST, AND RECORDED IN BOOK 82 OF DEEDS AT PAGE 74, RECORDS OF ADA COUNTY, IDAHO, THENCE NORTH ALONG SAID EAST LINE TO THE EAST LINE TO THE NORTHEAST CORNER OF SAID TRACT, THENCE EAST A DISTANCE OF 4.51 CHAINS, MORE OR LESS, TO A MARKED STONE, THE PLACE OF BEGINNING.

EXCEPT THE NORTH 20 FEET THEREOF.

ALSO LESS AND EXCEPT ANY PORTION DESCRIBED IN OR SOUTH OF DISCLAIMER TO THE STATE OF IDAHO INSTRUMENT NO. 94047885.

ALSO LESS AND EXCEPT ANY PORTION DESCRIBED IN SECOND JUDGMENT AND DECREE OF CONDEMNATION RECORDED MAY 9, 2001, AS INSTRUMENT NO. 101044452.

PARCEL III

THAT PART OF LOT 1 OF SECTION 16, TOWNSHIP 4 NORTH, RANGE 1 EAST, BOISE-MERIDIAN, MORE PARTICULARLY DESCRIBED AS FOLLOWS:
COMMENCING AT A POINT 21.66 1/2 CHAINS SOUTH OF THE SOUTHEAST CORNER OF THE NORTHEAST QUARTER OF THE NORTHEAST QUARTER OF SECTION 16, TOWNSHIP 4 NORTH, RANGE 1 EAST, BOISE-MERIDIAN; THENCE WEST 7.03 1/2 CHAINS; THENCE SOUTH 4.20 3/4 CHAINS; THENCE SOUTH 89°00' EAST 7.04 1/2 CHAINS; THENCE NORTH 4.33 1/4 CHAINS TO THE PLACE OF BEGINNING.

LESS AND EXCEPT ANY PORTION DESCRIBED IN OR SOUTH OF DISCLAIMER TO THE STATE OF IDAHO INSTRUMENT NO. 94047885.

ALSO LESS AND EXCEPT ANY PORTION DESCRIBED IN DISCLAIMER TO THE STATE OF IDAHO INSTRUMENT NO. 94048234.

PARCEL IV

COMMENCING AT A POINT 3.09 CHAINS WEST OF THE SOUTHEAST CORNER OF THE NORTHEAST QUARTER OF THE NORTHEAST QUARTER OF SECTION 16, TOWNSHIP 4 NORTH, RANGE 1 EAST, BOISE-MERIDIAN; THENCE SOUTH 21.64 CHAINS TO A POINT; THENCE WEST 3.96 CHAINS TO A STONE; THENCE NORTH 21.64 CHAINS TO A STONE; THENCE EAST 3.96 CHAINS TO A STONE; THE FIRST PLACE OF BEGINNING.

EXCEPT THE NORTH 20 FEET THEREOF.

ALSO LESS AND EXCEPT ANY PORTION DESCRIBED IN SECOND JUDGMENT AND DECREE OF CONDEMNATION RECORDED MAY 9, 2001, AS INSTRUMENT NO. 101044452.

PARCEL V

THAT PART OF SECTION 16, TOWNSHIP 4 NORTH, RANGE 1 OF THE BOISE MERIDIAN IN ADA COUNTY, STATE OF IDAHO, DESCRIBED AS FOLLOWS TO-WIT:

A4 Transfer 75286

COMMENCING AT A POINT 3.34 CHAINS WEST OF THE NORTHEAST CORNER OF THE SOUTHWEST 1/4 OF THE NORTHEAST 1/4 OF SECTION 16 AFORESAID, THENCE RUNNING EAST 5.25 CHAINS; THENCE SOUTH 14.12 CHAINS, THENCE NORTH 40°15' WEST 6.06 CHAINS, THENCE NORTH 52°15' WEST 1.70 CHAINS; THENCE NORTH 8.44 CHAINS TO THE PLACE OF BEGINNING.

PARCEL VI

COMMENCING AT THE NORTH COMMON CORNER OF LOT 1 AND 2, SECTION 16, TOWNSHIP 4 NORTH, RANGE 1 EAST OF THE BOISE MERIDIAN, ADA COUNTY, IDAHO; THENCE WEST 220.04 FEET TO A POINT, WHICH IS NORTHWEST CORNER OF HERTHER PLOT; THENCE SOUTH 557.04 FEET TO A POINT, THE REAL PLACE OF BEGINNING; THENCE CONTINUING SOUTH FOR A DISTANCE OF 200 FEET, MORE OR LESS, TO A POINT IN THE NORTH TOE OF A NORTHERLY SLOPE OF CORP OF ENGINEERS RECENTLY CONSTRUCTED DYKE; THENCE SOUTHERLY AND EASTERLY ALONG SAID NORTH TOE OF SAID LEVEE SLOPE FOR A DISTANCE OF 300 FEET MORE OR LESS, TO A POINT IN THE BOUNDARY LINE COMMON TO LOTS 1 AND 2 OF SAID SECTION 16, TOWNSHIP 4 NORTH, RANGE 1 EAST OF THE BOISE MERIDIAN, THENCE NORTH ON SAID COMMON BOUNDARY LINE A DISTANCE OF 140 FEET; MORE OR LESS, TO THE SOUTHWESTERLY BOUNDARY OF SAID HERTHER PLOT; THENCE NORTHERLY AND WESTERLY ALONG THE SOUTHERLY-WESTERLY BOUNDARY LINE OF SAID HERTHER PLOT TO THE POINT OF BEGINNING.

PARCEL VII

A PARCEL OF LAND LOCATED IN GOVERNMENT LOT 1, SECTION 16, TOWNSHIP 4 NORTH, RANGE 1 EAST, BOISE MERIDIAN, ADA COUNTY, IDAHO, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHEAST CORNER OF THE SE 1/4 OF THE NE 1/4, SECTION 16, T.4N., R.1E., B.M., BEING THE NORTHEAST CORNER OF GOVERNMENT LOT 1 OF SAID SECTION 16; THENCE N 89°53'10"W 1329.23 FEET ALONG THE NORTH LINE OF GOVERNMENT LOT 1 TO A POINT; THENCE S 0°36'35"W 781.41 FEET ALONG THE WEST LINE OF GOVERNMENT LOT 1 TO THE REAL POINT OF BEGINNING OF THIS DESCRIPTION; THENCE CONTINUING S0°36'35"W 415.80 FEET ALONG SAID WEST LINE TO A POINT ON THE G.L.O. MEANDER LINE OF 1867; THENCE CONTINUING ALONG SAID MEANDER LINE THE FOLLOWING COURSES; THENCE N84°02'35"E 241.58 FEET TO A POINT; THENCE S64°12'25"E 282.13 FEET TO A POINT; THENCE N44°57'50"W 512.62 FEET LEAVING SAID MEANDER LINE TO A POINT; THENCE N40°15'00"W 197.52 FEET TO THE REAL POINT OF BEGINNING.

PARCEL VIII

A PARCEL OF LAND LOCATED IN AND/OR ADJACENT TO GOVERNMENT LOT 1 OF SECTION 16, TOWNSHIP 4 NORTH, RANGE 1 EAST, BOISE MERIDIAN, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHEAST CORNER OF THE SE 1/4 NE 1/4 OF SAID SECTION 16, SAID CORNER ALSO BEING THE NORTHEAST CORNER OF GOVERNMENT LOT 1 OF SAID SECTION 16; THENCE NORTH 89°53'10" WEST A DISTANCE OF 1,329.23 FEET ALONG THE NORTH BOUNDARY OF SAID GOVERNMENT LOT 1 TO THE NORTHWEST CORNER OF SAID GOVERNMENT LOT 1; THENCE SOUTH 0°36'35" WEST A DISTANCE OF 1,197.21 FEET ALONG THE WEST BOUNDARY OF SAID GOVERNMENT LOT 1 TO THE SOUTHWEST CORNER OF SAID GOVERNMENT LOT 1, SAID CORNER BEING A POINT ON THE ORIGINAL 1867 G.L.O. SURVEYED MEANDER LINE OF THE NORTH (RIGHT) BANK OF THE BOISE RIVER, SAID CORNER ALSO BEING THE REAL POINT OF BEGINNING; THENCE ALONG THE SAID 1867 SURVEYED MEANDER LINE THE FOLLOWING COURSES AND DISTANCES; NORTH 84°02'35" EAST, 241.58 FEET; THENCE SOUTH 64°12'25" EAST, 282.13 FEET TO A POINT, SAID POINT BEING WHERE SAID SURVEY LINE LEAVES THE SAID 1867 SURVEYED

MEANDER LINE; THENCE SOUTH 16°25'00" WEST, 270.29 FEET TO A POINT ON THE NATURAL AND ORDINARY HIGH WATER LINE OF THE NORTH (RIGHT) BANK OF THE BOISE RIVER; THENCE ALONG THE SAID HIGH WATER LINE THE FOLLOWING COURSES AND DISTANCES; NORTH 71°35'00" WEST, 66.97 FEET; THENCE NORTH 74°13'00" WEST, 89.64 FEET; THENCE NORTH 59°08'00" WEST, 77.00 FEET; THENCE NORTH 76°08'00" WEST, 201.23 FEET TO A POINT ON THE EXTENDED WEST BOUNDARY OF GOVERNMENT LOT 1; THENCE NORTH 0°36'35" EAST, 220.68 FEET ALONG SAID EXTENDED WEST BOUNDARY OF GOVERNMENT LOT 1 RETURNING TO THE REAL POINT OF BEGINNING.

PARCEL IX

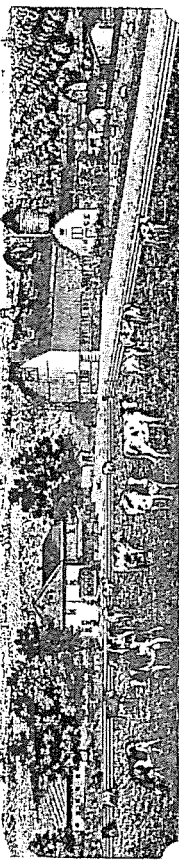
COMMENCING AT THE EAST ONE QUARTER (1/4) CORNER OF SAID SECTION 16; THENCE SOUTH 0°47'35" WEST, 381.57 FEET ALONG THE EAST BOUNDARY OF SAID SECTION 16 TO A POINT ON THE ORDINARY HIGH WATER MARK OF THE NORTH (RIGHT) BANK OF THE NORTH CHANNEL OF THE BOISE RIVER AS ESTABLISHED IN NOVEMBER, 1993; THENCE ALONG THE SAID ORDINARY HIGH WATER MARK THE FOLLOWING COURSES AND DISTANCES; SOUTH 89°27'00" WEST, 120.90 FEET; THENCE NORTH 86°47'20" WEST, 43.89 FEET TO A POINT, SAID POINT BEING THE REAL POINT OF BEGINNING; THENCE CONTINUING ALONG THE SAID ORDINARY HIGH WATER MARK THE FOLLOWING COURSES AND DISTANCES; NORTH 86°47'20" WEST, 82.70 FEET; THENCE NORTH 69°16'00" WEST, 198.51 FEET; THENCE NORTH 78°49'00" WEST, 87.42 FEET; THENCE SOUTH 84°01'00" WEST, 154.37 FEET; THENCE NORTH 41°56'00" WEST, 113.33 FEET; THENCE SOUTH 84°48'00" WEST, 147.75 FEET; THENCE NORTH 71°35'00" WEST, 23.53 FEET; THENCE LEAVING SAID ORDINARY HIGH WATER MARK, NORTH 18°25'00" EAST, 270.29 FEET TO A POINT ON THE MEANDER LINE OF BOISE RIVER AS ESTABLISHED IN 1867; THENCE ALONG SAID MEANDER LINE THE FOLLOWING COURSES AND DISTANCES; SOUTH 64°12'25" EAST, 443.87 FEET; THENCE SOUTH 49°12'25" EAST, 264.00 FEET; THENCE SOUTH 56°27'25" EAST, 81.35 FEET RETURNING TO THE REAL POINT OF BEGINNING.

APN: 50516131780, 50516141805, 50516141820, 50516141830, 50516141910

Commonly known as: 1205 and 1505 E. Riverside St., Eagle, ID 83616

A₆ TRANSFER 75286

ORGANIZED UNDER THE LAWS OF THE STATE OF ILLINOIS



THE NEW UNION DITCH COMPANY, LIMITED

688 Shares

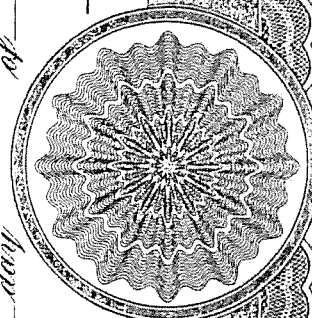
This Certificate is the registered holder of 35.12 Shares

THE NEW UNION DITCH COMPANY, LIMITED

transferable only on the books of the Corporation by the holder hereof in person or by Attorney upon surrender of this Certificate properly endorsed.

In Witness Whereof, the said Corporation has caused this Certificate to be signed by its duly authorized officers and its Corporate Seal to be hereunto affixed

at this day of 1912



Chas. Co.

NO PAR VALUE

SECRETARY

PRESIDENT

Lester, Steve

From: Lester, Steve
Sent: Friday, April 13, 2012 10:34 AM
To: 'Rex Barrie (waterdistrict63@qwestoffice.net)'
Subject: Watermaster comments for applications
Attachments: Watermaster comment letter.docx; 63-33631.pdf; Transfer 75286.pdf; Transfer 76824.pdf; 75286_76824 transfer ad.docx

Contacts: Rex Barrie

Rex:

Attached information summarizes three applications for your review as follows.

Application 63-33631 for shallow ground water ponds.

Application 75286 for 8 acres of New Union Ditch Co. water to mitigate consumptive use from ponds in above application.

Application 76824 to change irrigation boundary for Pleasant Valley Irrigation Co.

Latter 2 applications for transfer: have attached only relevant pages of applications, left out deeds etc. that don't help much. However, complete application documents will be on dept. website by about middle of next week if you want to see them.

Please let me know if you need more information. Thanks for your help.

Steve

p.s. on another matter, have not forgotten about Graham-Gilbert Ditch research, just have not had time yet, will do soon as can.

Comment letter to watermaster

April 13, 2012

REX BARRIE
WATER DISTRICT #63
PO BOX 767
10769 W STATE ST
STAR, ID 83669-0767

RE: Application for Permit No. 63-33631
Applications for Transfer Nos. 75286 and 76824

Dear Watermaster:

A copy of the above referenced application(s) is enclosed with this email. Please review the application(s) and provide your comments, if any, to this office within 30 days.

If the application(s) is approved, IDWR will include appropriate standard conditions of approval for a water right located within your water district, such as regulation by the watermaster, lockable controlling works, and/or measuring devices. Any special conditions or other concerns you have related to this application(s) should be specifically addressed in your recommendation.

This office can finish reviewing an unprotested application(s) shortly after the protest period has ended. Your prompt response to this request will ensure your recommendation will be considered. If IDWR has not received your written recommendation within 30 days, IDWR will presume you do not oppose approval of the application(s).

Sincerely,

Steve Lester
Water Rights Supervisor

Lester, Steve

From: Lester, Steve
Sent: Thursday, April 12, 2012 4:31 PM
To: 'BOI Legals'
Subject: Legal Ads
Attachments: Ada County letter.docx; Ada County combined ads.docx; Extension 63-10403 ad.docx; Injection Well Draft Permit.docx

Hi Janice:

Please publish many ads 4/19 & 4/26/2012 in 3 stand alone formats as follows:

1. Applications in "Ada County combined ads" need to be grouped together with the same closing paragraph seen in that document.
2. Application in "Extension 63-10403 ad" needs to have its own closing paragraph seen in that document.
3. Draft Permits in "Injections Well Draft Permit" need to be separate from other 2 categories.

An unusual assortment! Please confirm this will work for you. Let me know if you need more information. Thank you for your help.

Steve Lester
Water Rights Supervisor
IDWR Western Region
208-334-2190

*Legal notice Ada County
(other states under attached)*

April 12, 2012

LEGAL NOTICE DEPARTMENT
IDAHO STATESMAN
PO BOX 40
BOISE, ID 83707

RE: Transfer Nos. 75286 and 76824
 Application for Permit Nos. 63-33616, 63-33620 thru 63-33624 and 63-33631
 Extension of Time to Avoid Forfeiture 63-10403
 Injection Well Draft Permit

Dear Legal Notice Department:

Please publish the enclosed legal notice on the dates indicated (once a week for two consecutive weekly issues). If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Please send the affidavit and bill to this office before 5/7/2012. Your cooperation is appreciated.

Sincerely,

Steve Lester
Water Rights Supervisor

63-33623

MERIDIAN JOINT SCHOOL DISTRICT #2
OPERATIONS & MAINTENANCE
1303 E CENTRAL DR
MERIDIAN, ID 83642

Point of Diversion: SENE S14 T03N R01W ADA County Source GROUND WATER
Use: IRRIGATION 03/01 to 11/15 0.42 CFS
Total Diversion: 0.42 CFS
Date Filed: 2/17/2012
Place Of Use: IRRIGATION
T03N R01W S14 SENE
Total Acres: 7
Water bearing zone to be appropriated is from 200 to 350 feet for Peregrine School.

63-33624

MERIDIAN JOINT SCHOOL DISTRICT #2
OPERATIONS & MAINTENANCE
1303 E CENTRAL DR
MERIDIAN, ID 83642

Point of Diversion: SENE S16 T03N R01E ADA County Source GROUND WATER
Use: IRRIGATION 03/01 to 11/15 0.18 CFS
Total Diversion: 0.18 CFS
Date Filed: 2/17/2012
Place Of Use: IRRIGATION
T03N R01E S16 SENE
Total Acres: 3
Water bearing zone to be appropriated is from 200 to 350 feet Eliza Hart Spalding School.

63-33631

TAUNTON PROPERTIES
724 S LONE BROOK WAY
EAGLE, ID 83616

Point of Diversion: 2 points in L1 (SENE) & 1 point in L1 (NESE) S16 T04N R01E ADA County
Source GROUND WATER Tributary BOISE RIVER
Use: AESTHETIC STORAGE 01/01 to 12/31 140 AF
Total Diversion: 140 AF
Date Filed: 3/16/2012
Place Of Use: AESTHETIC STORAGE
T04N R01E S16 L2 (SWNE) L1 (SENE) L1 (NESE)
Water bearing zone to be appropriated is from 1 to 25 feet for shallow ground water ponds.
Mitigation is proposed by Application 75286 (New Union Ditch Company).

PROPOSED CHANGE OF WATER RIGHTS

Pleasant Valley Irrigation Co. c/o Terry Copple, Esq., PO Box 1583, Boise, ID 83701, filed Application No. 76824 to transfer five water rights with 1907 to 1912 priority dates from Tenmile Creek and Blacks Creek totaling 26 cfs and 7900 af of storage. The purpose of the transfer is to expand the service area to include Tyson Food property located near South Cole and Kuna-Mora Roads. The transfer affects 8.62 cfs/2010.8 afa which reflect delivery of Tyson shares.

✓ New Union Ditch Company Ltd. of PO Box 31, Eagle ID 83616 filed Application No. 75286 to transfer a water right with an 1865 priority date from the Boise River totaling 13.76 cfs. The purpose of the transfer is to change the nature of use for an 8 acre portion of the right to mitigate consumptive use for 3 ponds in Lonesome Dove Subdivision (Application 63-33631) located along Riverside Dr southeast of Hwy 44 (State St) about 1 mile from Eagle. The unchanged portion of the right will remain within the ditch company service area.

Permits will be subject to all prior water rights. For additional information concerning the property location, contact Western Region office at (208) 334-2190; or for a full description of the rights &/or proposed transfer, please see www.idwr.idaho.gov/apps/ExtSearch/WRFiling.asp. Protests may be submitted based on the criteria of Sec 42-222 and 42-203A, Idaho Code. Any protest against the approval of this application(s) must be filed with the Director, Dept. of Water Resources, Western Region, 2735 Airport Way, Boise, ID 83705 together with a protest fee of \$25.00 for each application on or before 5/7/2012. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Interim Director

Published on 4/19/2012 and 4/26/2012

Lester, Steve

From: Lester, Steve
Sent: Friday, April 13, 2012 8:40 AM
To: 'legalnotices@postregister.com'
Subject: Legal Ads
Attachments: Bonneville County letter.docx; Transfers ads 75286 and 76824.docx

Hi Staci:

Please confirm you can publish the attached ad 4/19 and 4/26/2012. This is billing account #00042190 for the Western Region office in Boise.

Let me know if you need anything else. Thank you for your help.

Steve Lester
Water Rights Supervisor
IDWR Western Region
208-334-2190

Legal notice 3 other statewide papers

April 12, 2012

LEGAL NOTICE DEPARTMENT
POST-REGISTER
PO BOX 1800
IDAHO FALLS, ID 83402

RE: Transfer Nos. 75286 and 76824

Dear Legal Notice Department:

Please publish the enclosed legal notice on the dates indicated (once a week for two consecutive weekly issues). If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Please send the affidavit and bill to this office before 5/7/2012. Your cooperation is appreciated.

Sincerely,

Steve Lester
Water Rights Supervisor

Lester, Steve

From: Lester, Steve
Sent: Friday, April 13, 2012 8:42 AM
To: 'Karen Lewis'
Subject: Legal Ads
Attachments: Nez Perce County letter.docx; Transfers ads 75286 and 76824.docx

Hi Karen:

Please confirm you can publish the attached ad 4/19 and 4/26/2012. Let me know if you need anything else. Thank you for your help.

Steve Lester
Water Rights Supervisor
IDWR Western Region
208-334-2190

April 12, 2012

LEGAL NOTICE DEPARTMENT
LEWISTON TRIBUNE
505 C ST PO BOX 957
LEWISTON, ID 83501

RE: Transfer Nos. 75286 and 76824

Dear Legal Notice Department:

Please publish the enclosed legal notice on the dates indicated (once a week for two consecutive weekly issues). If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Please send the affidavit and bill to this office before 5/7/2012. Your cooperation is appreciated.

Sincerely,

Steve Lester
Water Rights Supervisor

Lester, Steve

From: Lester, Steve
Sent: Friday, April 13, 2012 8:43 AM
To: 'legals@magicvalley.com'
Subject: Legal Ads
Attachments: Twin Falls County letter.docx; Transfers ads 75286 and 76824.docx

Hi Ruby:

Please confirm you can publish the attached ad 4/19 and 4/26/2012. Let me know if you need anything else. Thank you for your help.

Steve Lester
Water Rights Supervisor
IDWR Western Region
208-334-2190

April 12, 2012

LEGAL NOTICE DEPARTMENT
TIMES NEWS
PO BOX 548
TWIN FALLS, ID 83303-0548

RE: Transfer Nos. 75286 and 76824

Dear Legal Notice Department:

Please publish the enclosed legal notice on the dates indicated (once a week for two consecutive weekly issues). If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Please send the affidavit and bill to this office before 5/7/2012. Your cooperation is appreciated.

Sincerely,

Steve Lester
Water Rights Supervisor

PROPOSED CHANGE OF WATER RIGHTS

Pleasant Valley Irrigation Co. c/o Terry Copple, Esq., PO Box 1583, Boise, ID 83701, filed **Application No. 76824** to transfer five water rights with 1907 to 1912 priority dates from Tenmile Creek and Blacks Creek totaling 26 cfs and 7900 af of storage. The purpose of the transfer is to expand the service area to include Tyson Food property located near South Cole and Kuna-Mora Roads. The transfer affects 8.62 cfs/2010.8 afa which reflect delivery of Tyson shares.

New Union Ditch Company Ltd. of PO Box 31, Eagle ID 83616 filed **Application No. 75286** to transfer a water right with an 1865 priority date from the Boise River totaling 13.76 cfs. The purpose of the transfer is to change the nature of use for an 8 acre portion of the right to mitigate consumptive use for 3 ponds in Lonesome Dove Subdivision (Application 63-33631) located along Riverside Dr southeast of Hwy 44 (State St) about 1 mile from Eagle. The unchanged portion of the right will remain within the ditch company service area.

For additional information concerning the property location, contact Western Region office at (208) 334-2190; or for a full description of the rights &/or proposed transfer, please see www.idwr.idaho.gov/apps/ExtSearch/WRFiling.asp. Protests may be submitted based on the criteria of Sec 42-222, Idaho Code. Any protest against the approval of this application(s) must be filed with the Director, Dept. of Water Resources, Western Region, 2735 Airport Way, Boise, ID 83705 together with a protest fee of \$25.00 for each application on or before 5/7/2012. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Interim Director

Published on 4/19/2012 and 4/26/2012

↑
This was in email to
Bonnieville
Nez Perce
Twinn Falls
papers
agl



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
Interim Director

November 15, 2011

New Union Ditch Company Ltd.
Attn: Gary Heikes, President
P.O. Box 31
Eagle, ID 83616

Re: Application for Transfer No 75286

Dear Mr. Heikes:

On November 4, 2011, the Department received your request for more time to provide additional information for the above referenced application.

The request is approved. The information requested by the Department on October 5, 2011 is therefore due by **May 4, 2012**.

More information about water rights and other matters administered by IDWR is available on the Internet at www.idwr.idaho.gov. Please contact me at 208-334-2190 if you have any questions.

Sincerely,

Angela M. Grimm, P.G.
Water Resource Agent, Sr.

ATTN:

Angela

Grimm

T.D. 19
Fax. 334-8348

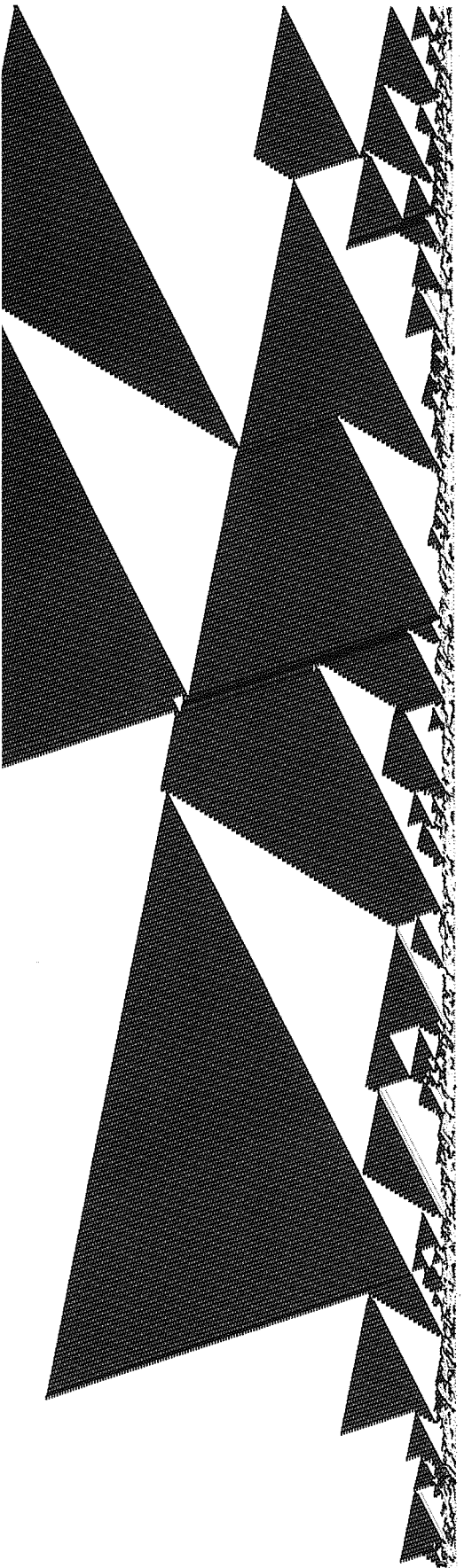
RE. Application for transfer No. 75286 and
Application for permit No. 63-32681

Angela

Please consider a five month request for more
time to gather information on this
transfer and permit.
I have found out from a real estate agent
that the property is still owned by
Tension Properties in Minnesota.
I have also arranged a meeting with the
property manager. PSI construction
to talk about this transfer

Thanks

Gary W. Heikes
President New Union Steel Co.
Fax 838.8652





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
Interim Director

October 5, 2011

New Union Ditch Company Ltd.
P.O. Box 31
Eagle, ID 83616

Re: Application for Transfer No. 75286 and Application for Permit No. 63-32621

Dear Applicant:

Your application for transfer to change a portion of water right 63-146 to mitigate uses proposed under Application for Permit No. 63-32621 is being reviewed. The Department of Water Resources (Department) issued a Preliminary Order Voiding Application for Permit No. 63-32621 in the name of Lonesome Dove LLC. This preliminary order became a final order on September 29, 2011, 14 days after it was issued and no petitions for reconsideration were received. I have enclosed a copy of that order for your reference.

Consequently, your transfer application referenced above, which proposes mitigation for the consumptive use associated with ponds proposed in Application for Permit No. 63-32621, is no longer valid as originally drafted. I have enclosed a Withdrawal of Application for Transfer of Water Right(s) form for your use. Considering the transfer application has not been published in the newspaper, you may submit a request for a refund of the processing fee with the withdrawal form.

Alternatively, you may wish to seek a delay in processing of the transfer application to allow for time to contact the current property owner about submitting and/or amending applicable water right filings. Ada County taxlot data available to the Department indicates the current property owner of the previously proposed place of use for Application for Permit No. 63-32621 is: Taunton Properties LLC at 2411 Galpin Ct Ste 110 Chanhassen, MN 55317. 2009 Aerial photography indicates ponds proposed in the permit application have in fact been constructed. If water from New Union Ditch Co Ltd is being diverted to the ponds or associated water amenities as the transfer application proposes, this use of New Union Ditch Co Ltd's water right(s) is not authorized. The current property owner and New Union Ditch Co. Ltd have a joint responsibility to acquire and/or modify water right(s) to authorize diversion of water for the existing ponds. I recommend you confer with the current property owner and file and/or amend the necessary water right filings with the Department to address this issue to be compliant with Idaho Law. A new permit application may propose a mitigation plan that may not require a transfer application. If a

New Union Ditch Company Ltd
October 5, 2011
Page 2 of 2

transfer application is still applicable, the current application on file will need to be amended to correct various items that appear to be inconsistent with the ponds as constructed and Department policy prior to continued processing.

Please complete the enclosed transfer withdrawal form and submit it with a refund request for the filing fee. Alternatively, you may seek additional time to respond to this inquiry by making a written request to interrupt processing of the transfer application. **Your response or a request for more time must be received within the next thirty (30) days.** Without a timely written reply, the Department will issue a preliminary order to reject the transfer application. The application fee will not be refunded for a rejected application. A rejected application may be re-filed when adequate information can be provided.

I have enclosed a copy of the transfer application for your reference considering it has been several years since it was originally submitted. I apologize on behalf of the Department for the delay in processing of this application, but it has only recently been assigned to me. Please contact me at 208-334-2190 if you need more information or wish to discuss this matter further. Thank you for your attention to this matter. I look forward to your reply.

Sincerely,



Angela M. Grimm, P.G.
Water Resource Agent, Sr.

Enclosure(s): Preliminary Order Voiding Application for Permit No. 63-32621
Withdrawal of Application for Transfer of Water Right(s) form
Copy of Application for Transfer of Water Right No. 75286

Cc: Taunton Properties LLC

**BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO**

IN THE MATTER OF APPLICATION	)	
FOR PERMIT #63-32621 IN THE	)	PRELIMINARY ORDER
NAME OF LONESOME DOVE LLC	)	VOIDING APPLICATION
	)	

FINDINGS OF FACT

1. On February 23, 2007, Lonesome Dove LLC filed an application for permit with the Idaho Department of Water Resources (IDWR).
2. On August 2, 2011, IDWR sent Rennison Fodera, the representative of record for the applicant, a letter requesting an amended application and additional information. A thirty (30) day deadline from the date of the letter was set. A copy of this letter was sent to the applicant at the address on the application as well.
3. On August 8, 2011, the copy of the letter sent to the applicant was returned to IDWR without a forwarding address. The letter sent to the applicant's representative was returned to IDWR with a forwarding address. The letter was sent to the forwarding address provided by the postal service.
4. On August 17, 2011, IDWR received a phone call from John Rennison of Rennison Fodera indicating his firm no longer represents the applicant, Lonesome Dove LLC.
5. To date, IDWR has received no response from Lonesome Dove LLC and has no additional contact information available for the applicant.

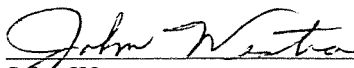
CONCLUSIONS OF LAW

1. Idaho Code (IC)§ 42-204 and the Rules and Regulations of IDWR state that if an applicant does not submit requested information to IDWR within the allotted time given, IDWR may void the application.
2. Lonesome Dove LLC failed to provide IDWR correct or current contact address and the requested information. The application should be voided.

ORDER

IT IS HEREBY ORDERED that Application for Permit #63-32621 in the name of Lonesome Dove LLC be VOIDED.

Dated this 15th day of September, 2011



John Westra
Manager, Western Regional Manager

WITHDRAWAL
OF
APPLICATION FOR TRANSFER OF WATER RIGHT(S)

I/We, _____ and _____ ,
(Applicant's Printed Name) (Applicant's Printed Name)

_____ and _____ ,
(Applicant's Printed Name) (Applicant's Printed Name)

hereby withdraw our Application for Transfer No. _____ of Water Right

No(s). _____ .

Signed this _____ day of _____, 20 _____.

(Signature/Title of Applicant)

(Signature/Title of Applicant)

(Signature/Title of Applicant)

(Signature/Title of Applicant)

RECEIVED

Page 1 of 6

DEC 08 2008

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. 75286

WATER RESOURCES
WESTERN REGIONAPPLICATION FOR TRANSFER OF WATER RIGHT
PART 1Name of Applicant New Union Ditch Company Ltd. Phone 208-938-4270Mailing address PO Box 1387, Eagle, ID 83616 Email johnswartz@eagleriverdev.com

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 the reason for the proposed changes Irrigation water will be transferred to supply mitigation for evaporated losses in three excavated ponds in the Lonesome Dove Subdivision. The transfer effects 0.16 cfs and 8 shares of irrigation water right 63-00146. There is currently 13.73 cfs of irrigation and 0.03 cfs of groundwater recharge for right 63-00146.

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

1. Right Number	Priority	Amount (cfs/ac-ft)	Nature of Use	Period of Use
63-00146	06/01/1865	13.60 cfs	Irrigation	03/01 to 11/15
63-00146	06/01/1865	0.16 cfs	Groundwater recharge	03/01 to 11/15
				to
				to

2. Total amount of water being transferred 0.16 cubic feet per second and/or _____ acre-feet per annum.3. Source of water Boise River tributary to Snake River

4. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec	Twp	Rge	County	Local name for diversion
		NE	SE	23	04N	01E	Ada	The New Union Ditch - Boise River Diversion

5. Lands irrigated or place of use: Large PoU: Total of 686.5 acres including this transfer

Twp	Rge	Sec	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
04N	01E	16			E	E									E				8

Total Acres 8

PART 1

6. General Information:

- a. Description of diversion system Existing New Union canal irrigation ditches. No change proposed in point of diversion or means of delivery to place of use.
- b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts?
 _____ Yes ☒ No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.
- c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:
Excavation of the ponds will eliminate 8.0 acres of agricultural lands and expose groundwater to the effects of evaporation. Irrigation water currently delivered tot he property by the New Union Ditch Co. will be used to mitigate for the consumptive losses associated with evaporation of groundwater from the pond.
- d. Remarks:
Appurtenant water rights will not be transferred from the lands by this transfer. Purpose of transfer is to continue beneficial use of rights on same acres. This is a 1:1 swap of highly consumptive irrigation for ponds.

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

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

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

Witness my hand this _____ day of _____, 20_____.

For the Director

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right as evidenced by:

- a. Decree No. 14 Decreed to _____
in case of _____ vs. _____
dated _____ in _____ county of _____
- b. License No. 63-00146 issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

2. Attach copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☐ Tax Notice ☒ Warranty Deed ☐ Other _____

3. Source of water Boise River tributary to Snake River4. Date or priority 06/01/1865

5. Water is used for the following purposes:

amount 13.73 cfs for Irrigation purposes from 03/01 to 11/15
(cfs/ac-ft)

amount 0.03 cfs for Groundwater Recharge purposes from 03/01 to 11/15
(cfs/ac-ft)

amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right 13.76 cfs cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	¼	¼	¼	Sec	Twp	Rge	County	Local name for diversion
1								

8. Lands irrigated or place of use: Large PoU: Total of 686.5 acres

Twp	Rge	Sec	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	

Total Acres 686.5

9. Describe any other water rights used for the same purpose as described above _____

PART 2

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?

No _____ If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(If the entire right is to be changed by the applicant, omit part B and C.)

1. amount 0.16 cfs for Groundwater Recharge purposes from 03/01 to 11/15
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

2. Point(s) of Diversion:

[illegible]

3. Lands irrigated or place of use:

[illegible]

Total Acres 8

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT *(omit if there is no change)*

1. amount _____ for Balance of Water Right purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

2. Point(s) of Diversion:

[illegible]

3. Lands irrigated or place of use:

[illegible]

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

- A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for the rights described in part 1. Clearly depict the land by section, township and range number.

SEE EXHIBIT A

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

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

- | <u>New Nature of Use</u> | <u>Amount(cfs/af-ft)</u> | <u>Hours/days/year</u> | <u>Period of Use</u> |
|--------------------------|--------------------------|------------------------|----------------------|
| Groundwater Recharge | 0.16 cfs | | 03/01 to 11/15 |
| | | | to |
- Quantity and quality of return flows and location of discharge: N/A
- Describe effects on other water uses resulting from the proposed change:
 None anticipated - the evaporation from the ponds is being mitigated by retiring acres from irrigation. There is no change in rate or volume.

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

I understand that any willful misrepresentations made in this application may result in voiding its approval.

[Signature]

(Signature of Applicant)

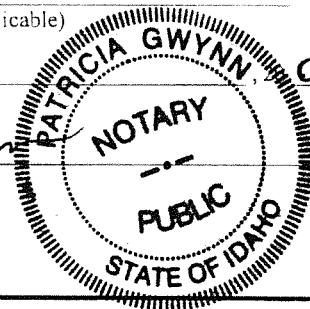
President

Print Name (and title, if applicable)

Subscribed and sworn to before me this 8th

day of Dec

Patricia Gwynn
(Notary Public)



My commission expires 03/06/2012

FOR DEPARTMENT USE ONLY

Transfer contains _____ pages and _____ attachments

Received by JW

Date 12-8-08

Protest filed by _____

Prelim. Check by _____

Fee \$100.00

Received by [Signature]

Date 12-8-08

W037082

Published in _____

Copies of protest forwarded by _____

Pub. Dates _____

Hearing held by _____ Date _____

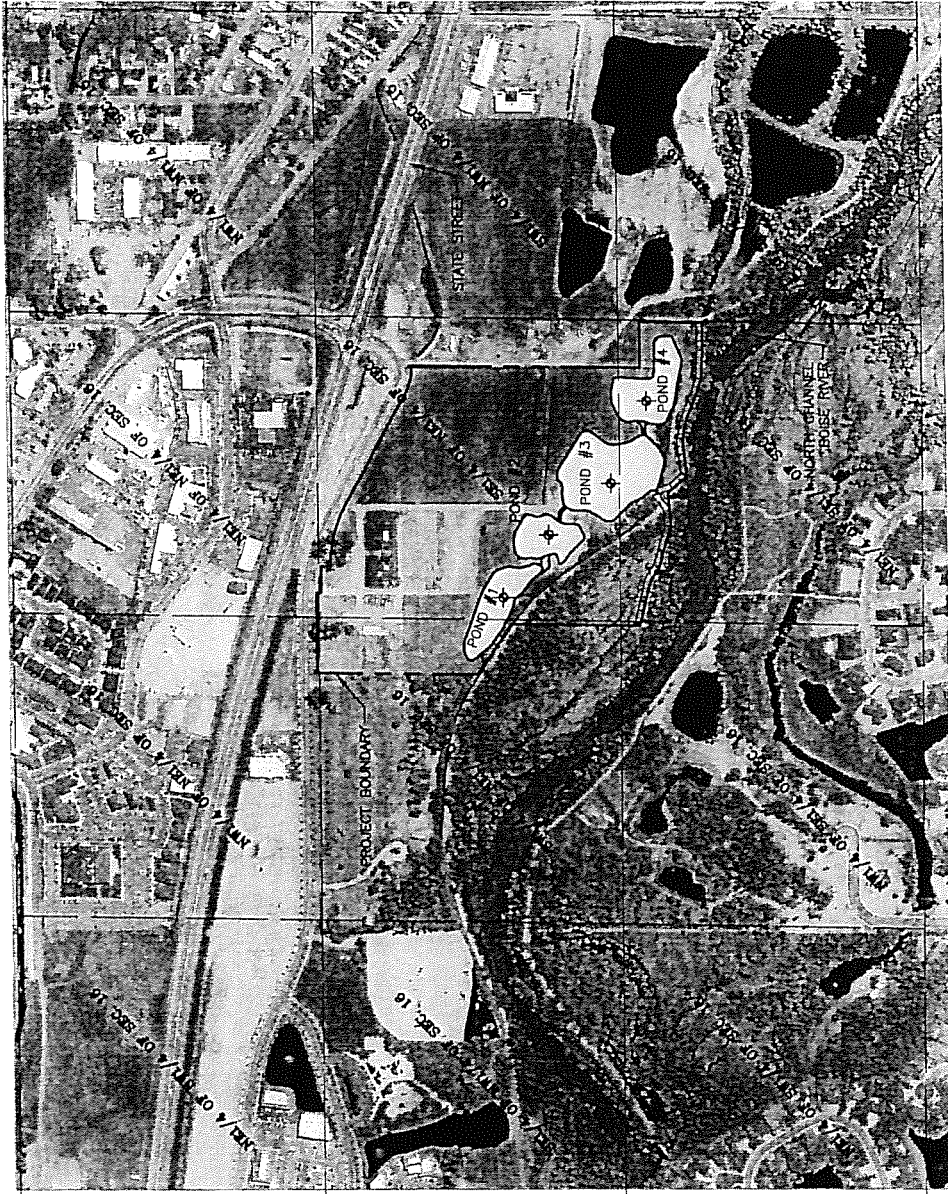
Watermaster recommendations requested on _____

Recommended for ☐ approval ☐ denial

received _____

by _____

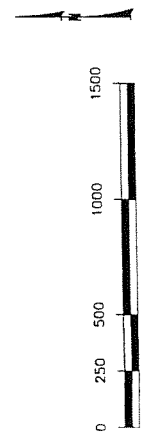
Copy of transfer sent to lien holder _____



POND DETAILS

- POND #1**
 APPROX. WATER SURFACE ELEV: 2564.65 FEET
 APPROX. AREA OF EXPOSED GROUNDWATER: 1.40 ACRES
 APPROX. GROUNDWATER VOLUME: 17.9 ACRE-FEET
 APPROX. DEPTH OF POND: 25 FEET
- POND #2**
 APPROX. WATER SURFACE ELEV: 2564.65 FEET
 APPROX. AREA OF EXPOSED GROUNDWATER: 1.05 ACRES
 APPROX. GROUNDWATER VOLUME: 14.3 ACRE-FEET
 APPROX. DEPTH OF POND: 25 FEET
- POND #3**
 APPROX. WATER SURFACE ELEV: 2564.65 FEET
 APPROX. AREA OF EXPOSED GROUNDWATER: 2.94 ACRES
 APPROX. GROUNDWATER VOLUME: 53.0 ACRE-FEET
 APPROX. DEPTH OF POND: 25 FEET
- POND #4**
 APPROX. WATER SURFACE ELEV: 2564.65 FEET
 APPROX. AREA OF EXPOSED GROUNDWATER: 1.62 ACRES
 APPROX. GROUNDWATER VOLUME: 11.1 ACRE-FEET
 APPROX. DEPTH OF POND: 15 FEET

NOTE: ALL QUARTER-QUARTER DIVISIONS AND SECTIONS ARE LOCATED IN TOWNSHIP 4 NORTH, RANGE 3 EAST, BOISE MERIDIAN, ADA COUNTY, IDAHO



Rennison Fodrea, Inc.
 Engineers • Surveyors • Planners
 1000 S. 10th St., Suite 100
 Boise, Idaho 83721
 Phone: 208.333.1111
 Fax: 208.333.1112

LONESOME DOVE SUBDIVISION
 APPLICATION FOR TRANSFER OF WATER RIGHT
 FOR MITIGATION TO EVAPORATIVE LOSSES

DATE	P.M.	EXHIBIT
03/26/08	KPM	A
P.N.	CAD	
2162	HH	



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
Interim Director

August 2, 2011

Lonesome Dove LLC
c/o Rennison Fodera
Attn: Kevin McCarthy, P.E.
430 E. State St. Suite 140
Eagle, ID 83616

COPY

Re: Application for Permit 63-32621 Lonesome Dove LLC

Dear Mr. McCarthy:

Your client's application for permit 63-32621 regarding ground water for aesthetic storage is being processed. To assist this office in completing the processing, please submit an amended application and/or additional information to address the following proposed project use and water supply considerations:

- Applicant Name (item no. 1): Ada Co taxlot data indicates the property the right is proposed for is no longer owned by Lonesome Dove LLC. Please submit information to clarify current ownership (including correct mailing address for the owner) of the property. Also, please submit the names and addresses of all partners including the designated managing partner (if any) per IDAPA 37.03.08303.b.i.
- Point of Diversion (PD) (item no. 3): Please describe the location of the proposed PDs (center of each pond) to the nearest forty (40) acre-tract subdivision of the Public Land Survey System (PLSS).
- Proposed Uses (item no. 4): Please amend (if applicable) the proposed quantity for Aesthetic Storage use based on the as-built dimensions of the now existing ponds.
- Diverting Works (item no. 6): Please describe the 3 ponds as they have been constructed.
- Time required for completion of works (item no. 7): Please consider reducing this value to 1 year based on the fact that the ponds proposed are already constructed.
- Place of Use (PU) (item no. 8): Please amend to describe all land constructed ponds cover.

Lonesome Dove, LLC

August 2, 2011

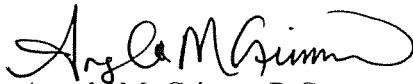
Page 2 of 2

- Map (item no. 13): Please submit a map indicating the location of the constructed ponds with the proposed PDs and PLSS description information.
- Signature: Please indicate name and title of person signing on behalf of the applicant.
- Nature of Use/Narrative: Mitigation for the diversion of shallow ground water is proposed via non-use of New Union Ditch Company, LTD irrigation shares per associated Transfer No. 75286. Please confirm in a narrative that the applicant plans to divert the irrigation shares from the Boise River (via the New Union Ditch Company LTD's diversion works) to the ponds, as Transfer No. 75286 proposes OR if it is the applicant's desire to leave the shares undiverted in the Boise River for mitigation purposes.

Please submit an amended application to allow for further processing. You may seek additional time to provide the amended application by making a written request to interrupt processing for up to six months. Your response or a request for more time must be received within the next thirty (30) days. The permit application will be voided without a timely written reply.

I have enclosed a copy of the current permit application for your reference considering it has been several years since it was originally submitted. I apologize on behalf of the Department for the delay in processing this application, but it has only recently been assigned to me. I am sending this request to you, Mr. McCarthy, since you are still the representative of record for Lonesome Dove LLC regarding this water right application. Any assistance you can lend in further processing of this application would be greatly appreciated. Please contact me at 208-334-2190 if you need more information or wish to discuss the requested amendments. Thank you for your attention to these matters. I look forward to your reply.

Sincerely,



Angela M. Grimm, P.G.
Water Resource Agent, Sr.

Enclosure(s): Application for Permit 63-32621

Cc: Lonesome Dove LLC

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Page 1 of 6

DEC 08 2008

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. 75286

WATER RESOURCES
WESTERN REGIONAPPLICATION FOR TRANSFER OF WATER RIGHT
PART 1Name of Applicant New Union Ditch Company Ltd. Phone 208-938-4270Mailing address PO Box 1387, Eagle, ID 83616 Email johnswartz@eagleriverdev.com

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 the reason for the proposed changes Irrigation water will be transferred to supply mitigation for evaporated losses in three excavated ponds in the Lonesome Dove Subdivision. The transfer effects 0.16 cfs and 8 shares of irrigation water right 63-00146. There is currently 13.73 cfs of irrigation and 0.03 cfs of groundwater recharge for right 63-00146.

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63-00146	06/01/1865	0.16 cfs	Groundwater recharge	03/01 to 11/15
				to
				to

2. Total amount of water being transferred 0.16 cubic feet per second and/or _____ acre-feet per annum.
3. Source of water Boise River tributary to Snake River
4. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec	Twp	Rge	County	Local name for diversion
		NE	SE	23	04N	01E	Ada	The New Union Ditch - Boise River Diversion

5. Lands irrigated or place of use: Large PoU: Total of 686.5 acres including this transfer

Twp	Rge	Sec	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
04N	01E	16			E	E									E				8

Total Acres 8

pg 1 + signature/recpt as
 to show when paid,
 part of original deleted - sz 4/13/12

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

1.

<u>New Nature of Use</u>	<u>Amount(cfs/af-ft)</u>	<u>Hours/days/year</u>	<u>Period of Use</u>
Groundwater Recharge	0.16 cfs		03/01 to 11/15
			to
2. Quantity and quality of return flows and location of discharge: N/A
3. Describe effects on other water uses resulting from the proposed change:
None anticipated - the evaporation from the ponds is being mitigated by retiring acres from irrigation. There is no change
in rate or volume.

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[Signature]

(Signature of Applicant)

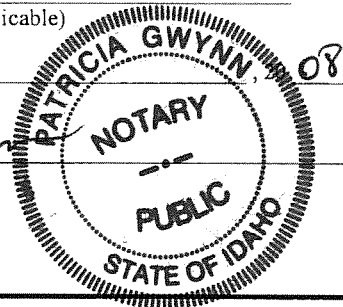
President

Print Name (and title, if applicable)

Subscribed and sworn to before me this 8th

day of Dec

Patricia Gwynn
(Notary Public)



My commission expires 03/06/2012

FOR DEPARTMENT USE ONLY

Transfer contains _____ pages and _____ attachments

Received by JW

Date 12-8-08

Protest filed by _____

Prelim. Check by _____

Fee \$100.00

Receipted by [Signature]

Date 12-8-08

W037082

Published in _____

Copies of protest forwarded by _____

Pub. Dates _____

Hearing held by _____ Date _____

Watermaster recommendations requested on _____

Recommended for ☐ approval ☐ denial

_____ received _____

by _____

Copy of transfer sent to lien holder _____