

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Amended **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 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. Part 2B forms are available on then Department's website at:
http://www.idwr.idaho.gov/WaterManagement/WaterRights/WaterRightTransfers/PDFs_09/WaterRight_TransferApp_Part2B.pdf.
- ☒ * 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.
- ☐ ☒ #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).
- ☐ ☒ #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/wrt_default.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.b.)
- ☒ * #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.)
- ☐ ☒ #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.)

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

RECEIVED

Name of Applicant(s) Sienna Hills Development Corporation Phone 208-890-0850 FEB 17 2011

Mailing address 4822 N Rosepoint Way, Ste C, Boise, ID 83713 Email Department of Water Resources

- ☐ 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 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 David Shaw Phone 208-373-7983

Mailing address 3314 Grace Street Boise, ID 83703 Email dshaw@eroresources.com

☐ Send all correspondence for this application to the representative and not to the applicant.

OR

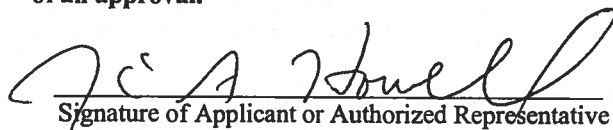
☒ Send original correspondence to the applicant and copies to the representative.

☒ The representative may submit information for the applicant but is not authorized to sign for the applicant.

OR

☐ The representative is authorized to sign for the applicant. Attach a Power of Attorney or other documentation providing authority to sign for the applicant and label it **Attachment #4**.

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


Signature of Applicant or Authorized Representative

Kevin Howell - Treasurer 2-9-11
Print Name and Title if applicable 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 Split, Change Ownership

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**. Consolidate three irrigation wells into one point of diversion for the pressurized irrigation system serving Sienna Hills Subdivision. Change place of use to reflect the actual irrigated acres of the subdivision PPU. Split one water right to reflect property transactions and split a second right to retain extra irrigation to be placed in the water bank.

* See 6/6/11 memo. GA

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

All or Part

- ☐ ☒ 63-2812
☐ ☒ 63-10438
☒ ☐ 63-11714
☐ ☐
☐ ☐
☐ ☐
☐ ☐
☐ ☐
☐ ☐

w/ No split to 63-2812 (per 6/6/11 Memo):

63-2812	1.1 af	274.5 af	61.0 acres
63-10438	0.95 af	229.5 af	51.0 acres
63-11714	0.76 af	171.0 af	38.0 acres
	<u>2.81 af</u>	<u>675.0 af</u>	<u>150.0 acres</u>

Total authorized under

PPU = 212.4 acres

2. Total amount of water

3. Point(s) of Diversion

☐ No changes to

☐ Attach Eastern Snake Plain Aquifer analysis if this transfer proposes to change a point of diversion. Label it Attachment #5.

New ?	Lot	¼	¼	¼	Sec	Twp	Rge	County	Source	Local name or tag #
X		NE	NW	SW	14	3N	3W	Canyon	Ground Water	Sienna Hills Irrigation Well

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				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
3N	3W	14							20		20	18	14						72
		23						21	22										43

Total Acres (for irrigation use) 115

* See 6/6/11 Memo S.H.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1 Continued

5. General Information:

- a. Describe the complete diversion system, including how you will accommodate a measuring device and lockable controlling works should they be required now or in the future: Well and pump is plumbed into vault from which water is pressurized for irrigation. Straight run pipe to vault is sufficient for an inline meter & pump controls can be locked as needed.
- b. Who owns the property at the point(s) of diversion? Applicant/City of Caldwell
If other than the applicant, describe the arrangement enabling the applicant to access the property for the diversion system: Irrigation system and water rights will be turned over to Caldwell when this transfer application is accepted by IDWR.
- c. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? **NO**
If yes, ☐ Attach a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes on official letterhead signed by an authorized representative. Label it **Attachment #6**. List the name of the entity and type of lien: _____

It is the applicant's responsibility to provide notice to lien holder, trustee, mortgagor, or contract holder of the proposed changes that may impact or change the value of the water rights or affected real property. Any misrepresentation of legal encumbrance on this application may result in rejection of the application or cancellation of an approval.

- d. Describe the effect on the land now irrigated if the place of use is changed pursuant to this transfer:
Subdivision landscape will continue to be irrigated. Primary water source is surface water from Irrigation Districts, ground water is supplemental for shoulder season use. Extra ground water will be put in water bank until it can be used at another location.
- 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: Other wells will no longer be used for the subdivision. Adjacent subdivision proposes to transfer additional water to new POD for use on adjacent (Cedar Ridge) subdivision. Irrigation of Sienna Hills Subdivision will be primarily from surface water from Nampa & Meridian and Wilder Irrigation Districts. Ground water from this transfer will supplement irrigation district water for shoulder season use within the subdivision. Surface water will be taken from canal to pump vault near the well and pressurized for irrigation within the subdivision. The surface water is not available in the early and late season, ground water under these rights will be pumped into the pump vault and be pressurized for irrigation of the subdivision. Irrigation system layout is part of the subdivision design.

- 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: _____

Page _____ of _____

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

Current Water Right No.: 63-2812

Current Owner: BARBARA A SWENSON
NEIL J SWENSON

Priority Date: 4/26/1950

Origin: Water Right

Status: Active

Basis: Decreed

Source
GROUND WATER

Tributary

Beneficial Use	From To	Diversion Rate	Annual Volume
IRRIGATION	03/01 to 11/15	1.1 CFS	274.5 AF
	Total Diversion	1.1 CFS	274.5 AF

Location of Point(s) of Diversion

GROUND WATER NW1/4NW1/4 Sec. 23, Twp 03N, Rge 03W B.M.
CANYON County

GROUND WATER SW1/4SW1/4NW1/4 Sec. 23, Twp 03N, Rge 03W B.M.
CANYON County

Place of Use

IRRIGATION Within CANYON County

T03N R03W S14	SWSW	10.00	T03N R03W S23	NWNW	21.00
T03N R03W S23	SWNW	30.00			

Total Acres: 61

Conditions of Approval:

1. R65 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.
2. W59 Use of this right is combined with water from Wilder Irrigation District.
3. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

Decreed Date: 2/6/2009

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

A. DESCRIPTION OF RIGHT(S) AS RECORDED

For each water right listed in Part I B.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: 63-2812

- [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) 26

Page _____ of _____

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

Current Water Right No.: 63-10438

Current Owner: BARBARA A SWENSON
NEIL J SWENSON

Priority Date: 4/22/1987

Origin: Water Right

Status: Active

Basis: License

Source

GROUND WATER

Tributary

Beneficial Use	From To	Diversion Rate	Annual Volume
IRRIGATION	3/15 to 11/15	1 CFS	240.8 AF
	Total Diversion	1 CFS	240.8 AF

Location of Point(s) of Diversion

GROUND WATER
CANYON County
NW1/4SW1/4 Sec. 14, Twp 03N, Rge 03W B.M.

Place of Use

IRRIGATION Within CANYON County

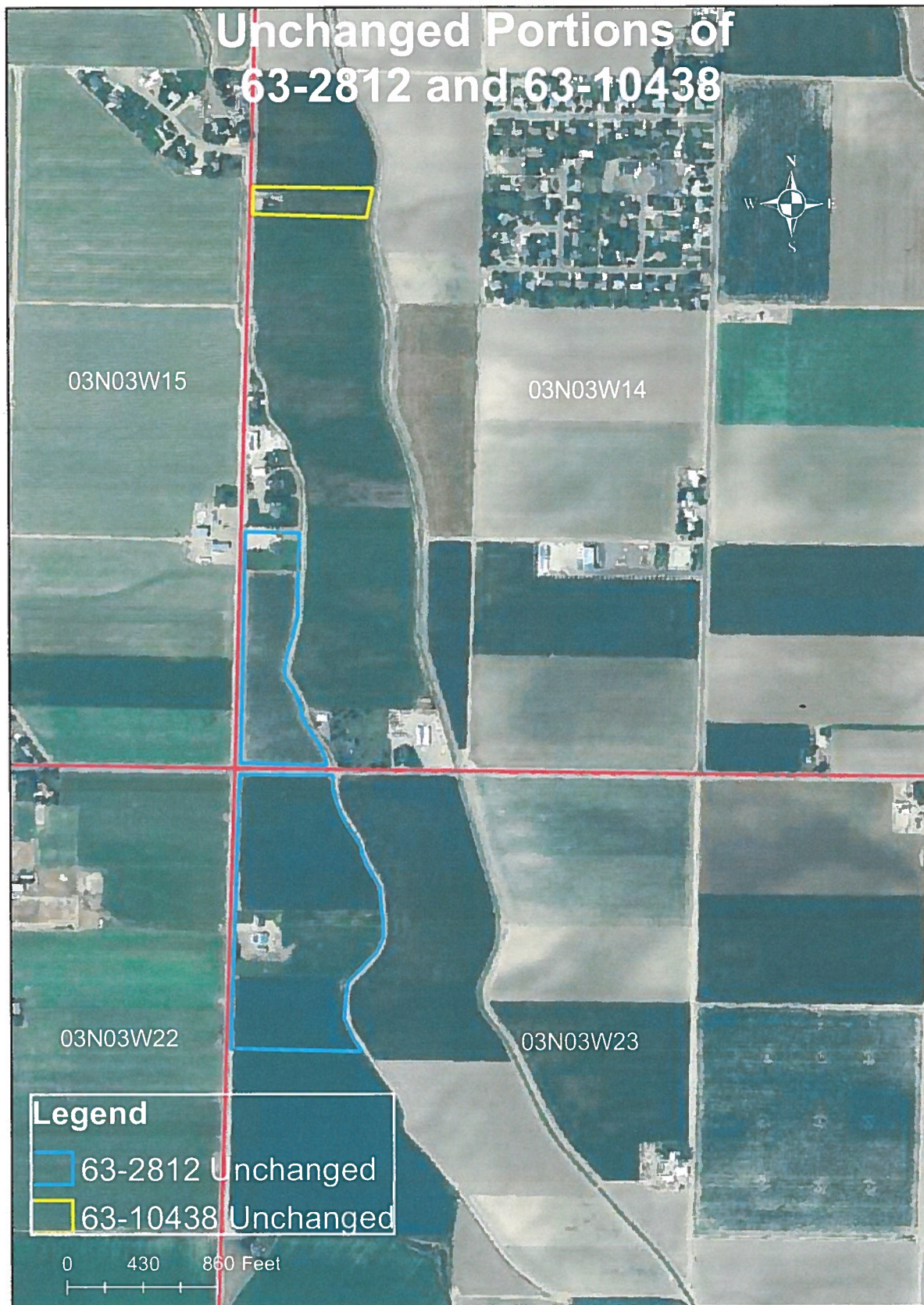
T03N R03W S14	SWNW	18.50	T03N R03W S14	NWSW	20.00
T03N R03W S14	SWSW	15.00			
Total Acres: 53.5					

Conditions of Approval:

1. The right holder shall fully use all surface water rights appurtenant to the lands identified above prior to using water under this right.
2. R32 This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.5 afa per acre for irrigation of the lands above.

Licensed Date: 7/3/1993

Total Acres (for irrigation use) 51



Page _____ of _____

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

Current Water Right No.: 63-11714

Current Owner: KEVIN A HOWELL CONSTRUCTION INC
Priority Date: 3/13/1992
Origin: Water Right
Status: Active
Basis: License

Source
GROUND WATER

Tributary

Beneficial Use	From To	Diversion Rate	Annual Volume
IRRIGATION	03/01 to 11/15	0.76 CFS	171 AF
	Total Diversion	0.76 CFS	171 AF

Location of Point(s) of Diversion

GROUND WATER SE1/4NE1/4SW1/4 Sec. 14, Twp 03N, Rge 03W B.M.
CANYON County

Place of Use

IRRIGATION Within CANYON County

T03N R03W S14 NESW 38.00
Total Acres: 38

Conditions of Approval:

1. R51 This right when combined with all other rights shall provide no more than 4.5 afa per acre at the field headgate for irrigation of the lands above.
2. WB7 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor exceed a combined annual maximum diversion volume of 171 af at the field headgate for the lands above.
3. 104 If the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use, this right to divert groundwater shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.
4. 065 The right holder shall make full beneficial use of all surface water rights available to the right holder for irrigation of the lands authorized to be irrigated under this right. The right holder shall limit the diversion of ground water under this right to those times when the surface water supply is not available or the surface water supply is not reasonably sufficient to irrigate the place of use authorized under this right.

Licensed Date: 10/19/2006

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

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

- ☒ Attach a map of the diversion, measurement, control, and distribution system. Label it Attachment #7a.
- ☒ If the transfer application proposes to change the place or purpose of use of an irrigation right attach a Geographic Information System (GIS) shape file, or an aerial photo or other image clearly delineating the location and extent of existing acres and changes to the place of use. Label it Attachment #7b. If the place of use currently consists of a permissible place of use, the attachment is not required if the application contains a clear statement that the boundaries for the place of use are not proposed to be changed by the transfer and the total number of irrigated acres within the place of use before and after the transfer is clearly stated.

B. CHANGES IN NATURE OF USE (Water Balance)

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

C. PLACE OF USE CHANGES TO SUPPLEMENTAL IRRIGATION RIGHTS

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

1. 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:

Water rights 63-10438 and 63-11714 were both developed as water rights supplemental to surface water provided by Nampa & Meridian and Wilder Irrigation districts. After the transfer these rights will still be used as supplemental to surface water from the same irrigation districts for use on subdivision landscape instead of agricultural fields. Water right 63-2812 was developed as a primary irrigation right on land outside of the irrigation district service area. Those lands have now been included in the irrigation district and will receive surface water as the primary irrigation water supply. Twenty-six acres of water right 63-2812 will be retained on the subdivision to provide supplemental irrigation water for shoulder season use. The remaining 35 acres of 63-2812 will be placed in the water bank until the water can be used on different lands. An additional transfer application will be filed at the appropriate time to move the remaining 35 acres from 63-2812 to different lands.

FOR DEPARTMENT USE ONLY

Transfer contains _____ pages and _____ attachments.

Received by _____ Date _____ Prelim. Check by _____ Date _____

Fee Paid _____ Date _____ Receipted by _____ Receipt # _____

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

Attachment 2a

Exhibit C

INSTRUMENT NO. 200577114

PC69658

WARRANTY DEED

FOR VALUE RECEIVED Neil J. Swenson and Barbara A. Swenson,
husband and wife

the Grantors, do hereby grant, bargain, sell and convey unto Howell-Murdoch Development
Corporation, an Idaho corporation

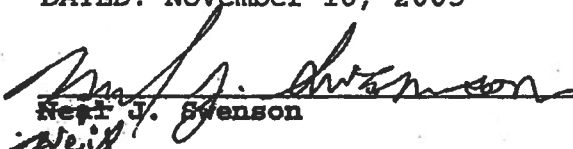
the Grantee, whose address is 4822 N. Rosepoint Way, Ste. C, Boise, ID, 83713

the following described premises, to-wit:

See attached Exhibit "A", which by this reference is made a part
hereof and is comprised of three (3) pages.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, its heirs and assigns
forever. And the said Grantors do hereby covenant to and with the said Grantee, that they are the owners in fee simple of said
premises; that said premises are free from all encumbrances; except for general taxes and assessments for the year 2005 and
subsequent years, covenants, conditions, restrictions and easements of record; and that it will warrant and defend the same from
all lawful claims whatsoever.

DATED: November 16, 2005

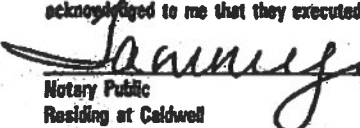

Neil J. Swenson

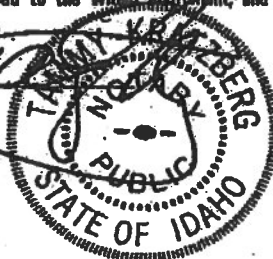

Barbara A. Swenson

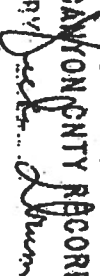
STATE OF IDAHO

COUNTY OF CANYON

On this 17th day of November in the year 2005, before me, a Notary Public,
personally appeared Neil J. Swenson and Barbara A. Swenson known or identified to
me to be the persons whose names are subscribed to the within instrument, and
acknowledged to me that they executed the same.


Notary Public
Residing at Caldwell
My Commission Expires 2/3/10



2005 NOV 17 PM 4 31
G NOEL HALE
CANYON COUNTY RECORDER


RECORDED

PIONEER-CALDWELL

PIONEER TITLE COMPANY
OF CANYON COUNTY

REQUEST
TYPE Deed FEE 12"

100 10TH AVE SOUTH
NAMPA, IDAHO 83651

610 SOUTH KIMBALL
CALDWELL, ID 83603

Exhibit C

PC 69658

Exhibit "A"

Parcel I:

A parcel of land located in the West Half of the Northwest Quarter of Section 23, Township 3 North, Range 3 West, Boise Meridian, Canyon County, Idaho more particularly described as follows:

BEGINNING at a brass cap monument marking the Northwest corner of said Section 23 from which a 5/8 inch iron pin marking the West Quarter corner of said Section 23 bears

South 00° 36' 51" West 2,646.83 feet; thence along the North boundary line of said Section 23

North 89° 37' 31" East 1,325.14 feet to a 5/8 inch iron pin marking the West 1/16 corner of said Section 23; thence along the East boundary line of the West Half of the Northwest Quarter of said Section 23

South 00° 37' 52" West 2,645.61 feet to a 5/8 inch iron pin marking the Center West 1/16 corner of said Section 23; thence along the East-West centerline of said Section 23

South 89° 34' 20" West 1,324.38 feet to a 5/8 inch iron pin marking the West Quarter corner of said Section 23; thence along the West boundary line of said Section 23

North 00° 36' 51" East 1,740.54 feet to a 5/8 inch iron pin; thence leaving said West boundary line

South 89° 23' 09" East 216.70 feet to a 5/8 inch iron pin; thence

North 00° 38' 41" East 103.02 feet to a 5/8 inch iron pin; thence

North 89° 23' 09" West 216.70 feet to a 5/8 inch iron pin on the West boundary line of said Section 23; thence along said West boundary line

North 00° 36' 51" East 803.26 feet to the POINT OF BEGINNING.

Parcel II:

A parcel of land located in the West Half of the Southwest Quarter of Section 14, Township 3 North, Range 3 West, Boise Meridian, Canyon County, Idaho more particularly described as follows:

BEGINNING at a brass cap monument marking the Southwest corner of said Section 14 from which an iron pipe marking the South Quarter corner of said Section 14 bears

North 89° 37' 31" East 2,650.28 feet; thence along the West boundary line of said Section 14

North 00° 34' 15" East 1,130.21 feet to a 5/8 inch iron pin; thence leaving said West boundary line

South 89° 47' 28" East 339.27 feet; thence

North 00° 00' 40" West 505.83 feet to the beginning of a non-tangent curve to the left; thence along said curve 102.65 feet, said curve having a radius of 218.44 feet, a central angle of 26° 55' 29" and a long chord of 101.71 feet which bears

North 26° 03' 19" West; thence

Exhibit C

North 31° 46' 24" West 34.50 feet to a 5/8 inch iron pin; thence
North 06° 22' 15" West 95.12 feet to a 5/8 inch iron pin; thence
North 42° 04' 15" West 206.98 feet to a 5/8 inch iron pin; thence
North 01° 31' 15" West 176.40 feet to a 5/8 inch iron pin; thence
North 32° 19' 45" West 162.60 feet to a 5/8 inch iron pin; thence
North 89° 25' 45" West 23.62 feet to a 5/8 inch iron pin on the West
boundary line of said Section 14; thence along said West boundary line
North 00° 34' 15" East 327.38 feet to a brass cap monument marking
the West Quarter corner of said Section 14; thence along the East-West
centerline of said Section 14

North 89° 36' 14" East 1,325.62 feet to 5/8 inch iron pin marking
the Center West 1/16 corner of said Section 14; thence along the East
boundary line of the West Half of the Southwest Quarter of said Section
14

South 00° 34' 51" West 1,322.79 feet to a 5/8 inch iron pin marking
the Southwest 1/16 corner of said Section 14; thence along the South
boundary line of the Northwest Quarter of the Southwest Quarter of said
Section 14

South 89° 36' 53" West 299.15 feet to a point on the centerline of
the Deer Flat Caldwell Canal, said point also being on a non-tangent
curve to the right; thence along said centerline the following 8
courses: along said curve 150.48 feet, said curve having a radius of
1,950.00 feet, a central angle of 04° 25' 17" and a long chord of 150.44
feet which bears

South 01° 29' 06" East to the point of tangency; thence

South 00° 43' 33" West 350.53 feet to the beginning of a curve to
the left; thence along said curve 158.93 feet, said curve having a
radius of 500.00 feet, a central angle of 18° 12' 43" and a long chord
of 158.26 feet which bears

South 08° 22' 49" East to the point of tangency; thence

South 17° 29' 11" East 329.95 feet; thence leaving said centerline

South 89° 37' 51" West 733.20 feet to a 5/8 inch iron pin; thence

South 16° 40' 49" East 44.82 feet to a 5/8 inch iron pin; thence

South 33° 18' 49" East 245.20 feet to a 5/8 inch iron pin; thence

South 16° 32' 19" East 105.03 feet to a 5/8 inch iron pin on the
South boundary line of said Section 14; thence along said South boundary
line

South 89° 37' 31" West 605.31 feet to the POINT OF BEGINNING.

Parcel III:

A parcel of land located in the Southwest Quarter of the Northwest
Quarter of Section 14, Township 3 North, Range 3 West, Boise Meridian,
Canyon County, Idaho more particularly described as follows:

BEGINNING at a brass cap monument marking the West Quarter corner of
said Section 14 from which brass cap monument marking the North 1/16
corner of said Section 14 bears

North 00° 34' 51" East 1,325.76 feet; thence along the West boundary
line of said Section 14

North 00° 34' 51" East 520.66 feet to a 5/8 inch iron pin; thence
leaving said West boundary line

South 89° 27' 17" East 691.08 feet; thence

North 08° 11' 36" East 160.43 feet; thence

North 89° 27' 17" West 712.33 feet to a point on the West boundary
line of said Section 14; thence along said West boundary line

Exhibit C

North 00° 34' 51" East 646.10 feet to a brass cap monument marking the North 1/16 corner of said Section 14; thence along the North boundary line of the Southwest Quarter of the Northwest Quarter of said Section 14

North 89° 39' 18" East 1,325.71 feet to a 5/8 inch iron pin marking the Northwest 1/16 corner of said Section 14; thence along the East boundary line of the Southwest Quarter of the Northwest Quarter of said Section 14

South 00° 35' 08" West 1,324.58 feet to a 5/8 inch iron pin marking the Center West 1/16 corner of said Section 14; thence along the East-West centerline of said Section 14

South 89° 36' 14" West 1,325.62 feet to the POINT OF BEGINNING.

MD
Barham

WATER RIGHT QUITCLAIM DEED

FOR VALUE RECEIVED, Howell-Murdoch Development Corporation, Grantor,
does hereby convey, release, remise and forever quitclaim unto Sienna Hills
Development Corporation, Grantee, whose address is 4822 N Rosepoint Way, Ste C,
Boise, ID 83713, the following described property, to wit:

Water Rights 63-2812 and 63-10438 that are appurtenant to the
SW $\frac{1}{4}$ NW $\frac{1}{4}$ and the W $\frac{1}{2}$ SW $\frac{1}{4}$ all in Section 14, and the W $\frac{1}{2}$ NW $\frac{1}{4}$ in
Section 23, all in Twp 3N Rge 3W, B.M., Canyon County; copies of which
are attached hereto as Exhibit A.

This deed is intended to convey to the Grantee all right, title, and interest of the
Grantor in and to said property, now owned or hereafter acquired.

Dated 2-10-11, 2011.

Howell-Murdoch Development Corp., Grantor

STATE OF IDAHO)
County of Ada)

On this 10th day of February, 2011, before me, the
undersigned, a Notary Public in and for said state, personally appeared
Kevin A. Howell, known or identified to me (on
the basis of satisfactory evidence) to be the President of Howell-
Murdoch Development Corporation, whose name is subscribed to the above instrument,
and acknowledged to me that s/he executed the same.

DAVID R. WILLIAMS
Notary Public
State of Idaho

David R. Williams
NOTARY PUBLIC for Idaho
Residing at: Engle, ID.
My Commission Expires: 11-2-11

Exhibit A

2009 FEB 06 PM 02:00
DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA
Case No. 39576

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 63-02812

NAME AND ADDRESS: BARBARA A SWENSON
NEIL J SWENSON
1798 HWY 95
COUNCIL, ID 83612

SOURCE: GROUND WATER

QUANTITY: 1.10 CFS
274.50 AFT

PRIORITY DATE: 04/26/1950

POINT OF DIVERSION: TQJN R03W S23 SWSWW Within Canyon County
NNW

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	03-01 TO 11-15	1.10 CFS 274.50 AFT

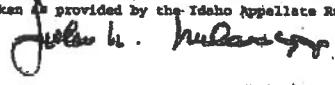
PLACE OF USE: Irrigation
TQJN R03W S14 SWSW 10.0 Within Canyon County
S23 NNW 21.0 SWNW 30.0
61.0 Acres Total

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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. I.C. SECTION 42-1412(6).

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.


John M. Melanson
Presiding Judge of the
Snake River Basin Adjudication

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE
WATER RIGHT NO. 63-10438

Priority: April 22, 1987 Maximum Diversion Rate: 1.00 CFS
Maximum Diversion Volume: 240.8 AF

This is to certify, that NEIL J SWENSON
BARBARA A SWENSON

RT 1 BOX 1348A
NANPA ID 836510000 has complied with the terms and conditions
of the permit, issued pursuant to Application for Permit dated April 22, 1987; and
has submitted Proof of Beneficial Use on June 9, 1988. An examination indicates
that the works have a diversion capacity of 1.900 cfs of water from a GROUNDWATER
source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	03/15 to 11/15	1.00 CFS	240.8 AF

LOCATION OF POINT(S) OF DIVERSION: NWSW, Sec. 14, Township 03N, Range 03W
CANYON County

<u>PLACE OF USE:</u> IRRIGATION	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
<u>TWN RGE SEC</u>				
03N 03W 14	SWSW 18.5	NWSW 20	SWSW 15	53.5
Total number of acres irrigated:				53.5

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right limited to the amount that can actually be beneficially use used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.5 afa per acre for the lands above.
6. The right holder shall fully use all surface water rights appurtenant to the lands identified above prior to using water under this right.

MICROFILMED

JUL 08 1993

PAGE 2

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE
WATER RIGHT NO. 63-10438

This license is issued pursuant to the provisions of Section 42-219, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this 3rd
day of July, 1993.

Acting for


R. Keith Higginson, Director



JUL 08 1993

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 63-11714

Priority: March 13, 1992

Maximum Diversion Rate: 0.76 CFS
Maximum Diversion Volume: 171.0 AF

It is hereby certified that FLORENCE E M ERDLEY
15317 FLORIDA AVE
CALDWELL ID 83605

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated March 13, 1992; and has submitted Proof of Beneficial Use on March 5, 1996. An examination indicates that the works have a diversion capacity of 0.78 cfs of water from:

SOURCE

GROUND WATER

and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL DIVERSION VOLUME</u>
IRRIGATION	03/01 to 11/15	0.76 CFS	171.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SE $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 14, Twp 03N, Rge 03W, B.M. CANYON County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals	
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE		
03N 03W 14									38.0									38.0

Total Acres: 38

CONDITIONS OF APPROVAL

1. The right holder shall make full beneficial use of all surface water rights available to the right holder for irrigation of the lands authorized to be irrigated under this right. The right holder shall limit the diversion of ground water under this right to those times when the surface water supply is not available or the surface water supply is not reasonably sufficient to irrigate the place of use authorized under this right.
2. If the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use, this right to divert groundwater shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.
3. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor exceed a combined annual maximum diversion volume of 171 af at the field headgate for the lands above.

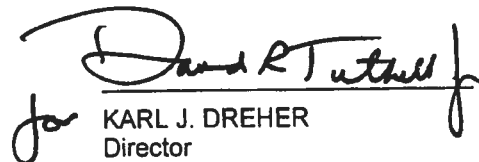
State of Idaho
Department of Water Resources
Water Right License
WATER RIGHT NO. 63-11714

CONDITIONS OF APPROVAL CONTINUED

4. This right when combined with all other rights shall provide no more than 4.5 afa per acre at the field headgate for irrigation of the lands above.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. The water right confirmed by this license is subject to all prior water rights and shall be used in accordance with Idaho law and applicable rules of the Department of Water Resources.

Signed and sealed this 19th day of October, 2006.


for KARL J. DREHER
Director

WATER RIGHT QUITCLAIM DEED

FOR VALUE RECEIVED, Kevin A. Howell Construction, Inc., Grantor, does hereby convey, release, remise and forever quitclaim unto Sienna Hills Development Corporation, Grantee, whose address is 4822 N Rosepoint Way, Ste C, Boise, ID 83713, the following described property, to wit:

Water Right 63-11714 that is appurtenant to the NE $\frac{1}{4}$ SW $\frac{1}{4}$ in Section 14 Twp 3N Rge 3W, B.M., Canyon County; copy of which is attached as Exhibit A.

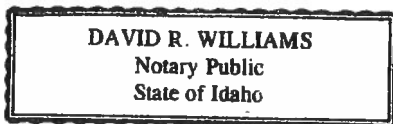
This deed is intended to convey to the Grantee all right, title, and interest of the Grantor in and to said property, now owned or hereafter acquired.

Dated 2-10-11, 2011.

Kevin A. Howell
Kevin A. Howell Construction, Inc., Grantor

STATE OF IDAHO)
County of Ada)

On this 10th day of February, 2011, before me, the undersigned, a Notary Public in and for said state, personally appeared Kevin A. Howell, known or identified to me (on the basis of satisfactory evidence) to be the President of Kevin A. Howell Construction, Inc., whose name is subscribed to the above instrument, and acknowledged to me that s/he executed the same.



David R. Williams
NOTARY PUBLIC for Idaho
Residing at: Engle, ID
My Commission Expires: 11-2-11

Exhibit A

Close

**IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report**

2/8/2011

WATER RIGHT NO. 63-11714

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	KEVIN A HOWELL CONSTRUCTION INC 4822 N ROSEPOINT WAY STE C BOISE, ID 83713 (208)890-0850
Original Owner	FLORENCE E M ERDLEY 15317 FLORIDA AVE CALDWELL, ID 83605 (208)466-2817

Priority Date: 03/13/1992
Basis: License
Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

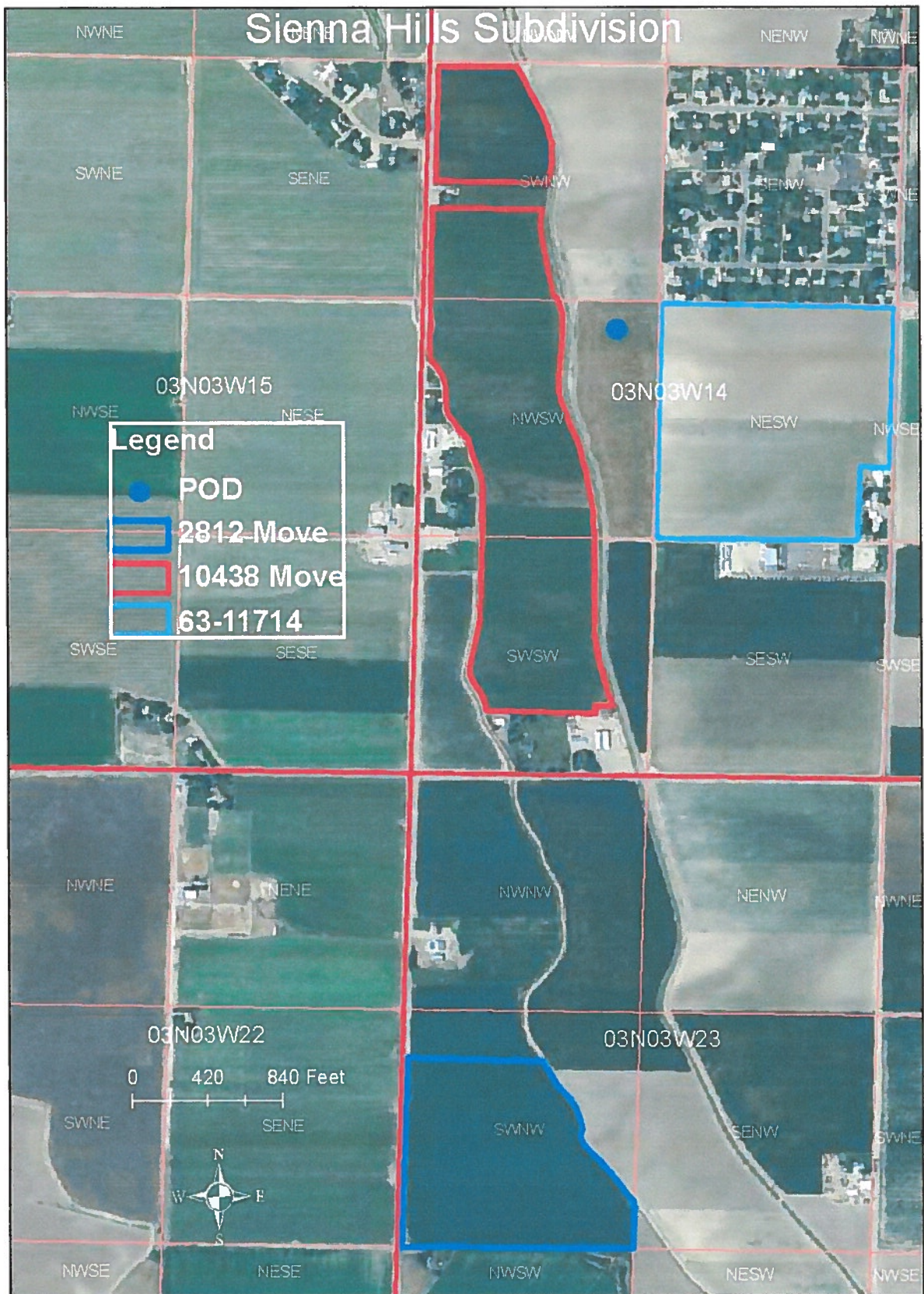
<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/01	11/15	0.76 CFS	171 AFA
Total Diversion			0.76 CFS	

Location of Point(s) of Diversion:

GROUND WATER	SENE SW	Sec. 14	Township 03N	Range 03W	CANYON County
--------------	---------	---------	--------------	-----------	---------------

Water District Number: 63
Generic Max Rate per Acre: 0.02
Generic Max Volume per Acre: 4.5
Civil Case Number:
Old Case Number:
Decree Plaintiff:
Decree Defendant:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Cary Act Number:
Mitigation Plan: False

Attachment 7b





Engineers • Surveyors • Planners

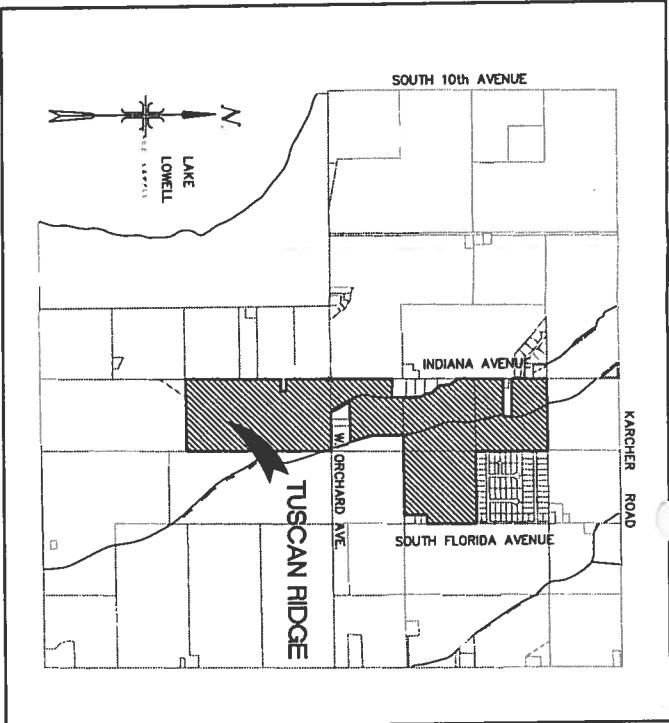
J-U-B ENGINEERS, Inc.
250 S. Beechwood Avenue
Suite 201
Boise, Idaho 83709-0944
Phone: 208.376.7330
Fax: 208.323.9336
www.jub.com

REVIEW PLANS



CONSTRUCTION

REUSE OF DRAWINGS			
THIS DOCUMENT, AND THE IDEAS AND DESIGNS INCORPORATED HEREIN, AS AN INSTRUMENT OF PROFESSIONAL SERVICE, IS THE PROPERTY OF J-U-B ENGINEERS, INC. AND IS NOT TO BE USED, IN WHOLE OR PART, FOR ANY OTHER PROJECT WITHOUT THE EXPRESS WRITTEN AUTHORIZATION OF J-U-B ENGINEERS, INC.			
REVISION			
NO.	DESCRIPTION	BY	DATE



SHEET INDEX

1. PRELIMINARY PLAT - OVERALL AND NOTES
2. PRELIMINARY PLAT - DETAIL AREA AND TOPO
3. PRELIMINARY PLAT - DETAIL AREA AND TOPO
4. PRELIMINARY PLAT - DETAIL AREA AND TOPO
5. TYPICAL STREET SECTIONS

NOTES

1. All public streets, curbs and gutters and sidewalks shall be constructed in accordance with Caldwell City Standards for Public Streets with a minimum gradient of 0.40%.
2. Spot elevations and two-foot contour intervals shown on this preliminary plat are referenced to datum (NAVD 88).
3. Public utilities shall include water, sewer, electric, power, natural gas, telephone and cable television.
4. A pressurized irrigation system will be constructed to City of Caldwell Standards. The pressure irrigation system shall be owned and operated by the City of Caldwell.
5. Irrigation drainage & public utility easements will be reserved as follows:
 - a. 10' adjacent to public rights-of-way
 - b. along rear lot lines
 - c. between structures
 - d. adjacent to unpaved properties
6. Domestic and fire protection water shall be provided by City of Caldwell.
7. Sanitary sewer collection shall be provided by City of Caldwell. Sewer treatment will be by City of Caldwell.
8. Irrigation ditches, through the project shall be piped in those areas where they cross road right-of-way.
9. Landscaped common lots are located throughout the development, and are identified on the plan. These lots will be owned and maintained by the Homeowners Association.
10. The property is currently zoned R. Setbacks and lot sizes will be in accordance with the proposed zoning.
11. Building setbacks and dimension standards in this subdivision shall be in compliance with the City of Caldwell standards for the applicable zone.
12. Any re-subdivision of this plat shall comply with the applicable Zoning Regulations in effect to the time of the re-subdivision.
13. The Owner shall comply with Idaho Code, Section 31-2805 or its provisions that may apply to irrigation rights.
14. Storm drainage, and contribution of flood irrigation ditches or drains, shall be provided in accordance with current requirements of the City of Caldwell.

TUSCAN RIDGE SUBDIVISION
PRELIMINARY PLAT

A PARCEL OF LAND BEING A PORTION OF
SECTIONS 14 & 23, T.3N., R.3W., B.M.
CALDWELL, CANYON COUNTY, IDAHO

CURVE DATA					
CURVE	RADIUS	DELTA	TANGENT	LENGTH	CHORD
C1	218.44	28°56'00"	52.37	102.65	101.74
C2	1950.00	04°25'18"	75.28	130.49	130.45
C3	500.00	18°12'43"	80.14	158.93	158.26

PHASING SCHEDULE

PHASE	TOTAL AREA	BUILDABLE LOTS	CONSTRUCTION
1	20.92 AC.	44-48	FALL 2006
2	22.02 AC.	54-58	FALL 2006
3	17.09 AC.	45-49	FALL 2006
4	20.21 AC.	65-69	2007
5	17.99 AC.	51-55	2008
6	19.32 AC.	50-54	2008
7	20.28 AC.	47-51	2010
8	26.48 AC.	51-55	2011
9	26.99 AC.	48-52	2012
10	26.47 AC.	54-58	2013
TOTAL	217.75 AC.	545	

DEVELOPMENT DATA

LAND	AC.	% OF LAND AREA
GROSS LAND AREA	217.75	100%
CANAL EASEMENTS	8.14	4.2%
STREET BUFFERS	7.39	3.4%
STORM DRAINAGE	1.20	0.6%
USEABLE OPEN SPACE	14.72	6.8%
TOTAL LOTS	605	
SINGLE FAMILY RESIDENTIAL	545	
COMMON	60	
GROSS RESIDENTIAL DENSITY	2.50 LOTS/AC.	

SCALE: 1"=300'



LEGEND	
---	PHASE LINE
---	BOUNDARY LINE
---	LOT LINE
---	STREET CENTER LINE
---	PROPOSED WATER MAIN (6" UNLESS NOTED OTHERWISE)
---	PROPOSED FORCE MAIN SANITARY SEWER
---	PROPOSED SANITARY SEWER (6" UNLESS NOTED OTHERWISE)
---	PROPOSED STORM DRAIN
---	PROPOSED GRAVITY IRRIGATION
---	PROPOSED PRESSURE IRRIGATION
---	PROPOSED SEWER MANHOLE
---	PROPOSED SQUARE FOOTAGE
---	LOT NUMBER
---	& DITCH
---	FUTURE WATER (CONSTRUCTION APPROVED)
---	FUTURE SEWER (CONSTRUCTION APPROVED)
---	DRAINAGE / OPEN SPACE

PHASE 1

PHASE 2

PHASE 3

PHASE 4

PHASE 5

PHASE 6

PHASE 7

PHASE 8

PHASE 9

PHASE 10

PHASE 11

PHASE 12

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PHASE 232

PHASE 233

A

PC00855



Pioneer Title Co.

GOING BEYOND

610 South Kimball Avenue / Caldwell, Idaho 83605 / (208) 459-1651

WARRANTY DEED

For Value Received **Earl M. Tuckness and June A. Tuckness, husband and wife**

hereinafter referred to as Grantor, does hereby grant, bargain, sell, warrant and convey unto

Kevin A. Howell Construction, Inc., an Idaho Corporation

hereinafter referred to as Grantee, whose current address is 4822 N. Rosepoint Way, Ste. C

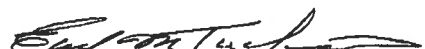
Boise, Idaho 83713, ,

the following described premises, to-wit:

SEE EXHIBIT A ATTACHED HERETO AND MADE A PART HEREOF

To HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, his heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that Grantor is the owner in fee simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U.S. Patent reservations, restrictions, easements of record, and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.

Dated: January 4, 2006


Earl M. Tuckness


June A. Tuckness

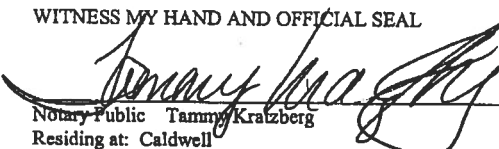
State of Idaho

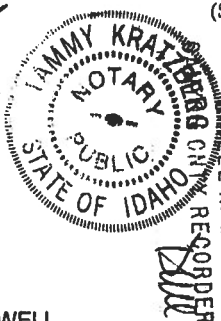
ss.

County of Canyon

On this 04 day of January, 2006, before me, the undersigned, a Notary Public, in and for said State, personally appeared Earl M. Tuckness and June A. Tuckness known to me, and/or identified to me on the basis of satisfactory evidence, to be the person(s) whose name is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same.

WITNESS MY HAND AND OFFICIAL SEAL


Notary Public Tammy Kratzberg
Residing at: Caldwell
Commission Expires: 2/3/2010



(SEAL)

2006 JUN 6 PM 4 52

RECORDED

200601430

PIONEER-CALDWELL

REQUEST _____
TYPE Deed FEE 6-

EXHIBIT A

Northeast Quarter of the Southwest Quarter of Section 14, Township 3 North, Range 3 West of the Boise Meridian, Canyon County, Idaho

EXCEPTING THEREFROM the following parcels 1, 2 and 3

Parcel No. 1:

COMMENCING at the Southeast corner of said Northeast Quarter of the Southwest Quarter; thence

North 0° 49' 00" East along the Easterly boundary of said Northeast Quarter of the Southwest Quarter a distance of 201.13 feet to the TRUE POINT OF BEGINNING; thence

North 89° 11' 00" West a distance of 166 feet; thence

North 0° 49' 00" East parallel with said Easterly boundary a distance of 103.97 feet; thence

South 87° 39' 33" East a distance of 166.06 feet to said Easterly boundary; thence

South 0° 49' 00" West a distance of 99.55 feet to THE TRUE POINT OF BEGINNING.

Parcel 2:

A part of the Northeast Quarter of the Southwest Quarter of Section 14, Township 3 North, Range 3 West, Boise Meridian, Canyon County, Idaho, more particularly described to wit:

COMMENCING at the Southeast corner of the Northeast Quarter of the Southwest Quarter of Section 14, Township 3 North, Range 3 West, Boise Meridian, Canyon County, Idaho, the INITIAL POINT of this description; thence

South 89° 50' 30" West a distance of 158.00 feet along the South line of the said Northeast Quarter of the Southwest Quarter; thence

North 0° 49' East a distance of 193.82 feet parallel to the East line of the said Northeast Quarter of the Southwest Quarter; thence

South 89° 11' East a distance of 157.98 feet to a point on the said East line; thence

South 0° 49' West a distance of 191.13 feet along the said East line to the INITIAL POINT of this description.

Parcel 3:

A part of the Northeast Quarter of the Southwest Quarter of Section 14, Township 3 North, Range 3 West of the Boise Meridian, Canyon County, Idaho, more particularly described, to-wit;

COMMENCING at the Southeast corner of said Northeast Quarter of the Southwest Quarter; thence

North 0° 49' 00" East along the Easterly boundary of said Northeast Quarter of the Southwest Quarter a distance of 300.68 feet to the TRUE POINT OF BEGINNING; thence

North 87° 39' 33" West a distance of 166.06 feet; thence

North 0° 49' 00" East parallel with said Easterly boundary a distance of 108.25 feet; thence

North 89° 56' 17" East a distance of 166.02 feet to said Easterly boundary; thence

South 0° 49' 00" West along said Easterly boundary a distance of 115.21 feet to THE TRUE POINT OF BEGINNING.

Ent
Set.

11/99

For Office Use Only
 \$25 Filing Fee _____
 Receipt # _____
 Date _____

Should questions arise during the processing of this application please contact:
 Paul Drury - ERO Resources Corp. (208) 373-7983

STATE OF IDAHO
 DEPARTMENT OF WATER RESOURCES

ASSIGNMENT OF PERMIT
 To change the ownership of a permit

WE, Earl M. Tuckness and June A. Tuckness, husband and wife, do hereby assign to
Kevin A. Howell Construction, Inc. of, 4822 N. Rosepoint Way, Suite C, Boise, ID.
83713, 208-8890-0850.

All my right, title, and interest in and to Permit No. 63-11714 to
appropriate the public waters of the State of Idaho.

Made this 24 day of May, 2006.

Earl M. Tuckness
 Permit Holder

June A. Tuckness
 Permit Holder

State of Idaho)
 County of Canyon) SS

On this 24th day of May, 2006, personally appeared before me the signer(s) of
 the above instrument, who duly acknowledged to me that they executed the same.



[Signature]
 Notary Public residing at

Nampa, ID

My commission expires: 08-13-2010

Bill of Sale

State of Idaho
County of Canyon

KNOW ALL PERSONS BY THESE PRESENTS:

That we, Earl M. Tuckness and June A. Tuckness, husband and wife, Seller, 14557 Florida Avenue, Caldwell, Canyon County, Idaho, in consideration of the payment of the sum of One Dollar (\$1.00), receipt of payment is acknowledged, do hereby sell and transfer to Kevin A. Howell Construction, Inc., Buyer, 4822 N. Rosepoint Way, Suite C, Boise, Ada County, Idaho, his successors and assigns, the following described personal property located in the NE ¼ of the SW ¼ of Section 14, Township 3 North, Range 3 West, Boise Meridian, Canyon County, Idaho:

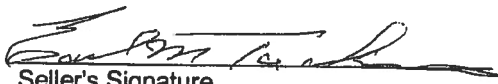
Water Right Permit No. 63-11714

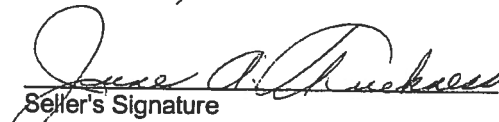
Seller warrants that they are the lawful owner in every respect of all of the described property and that it is free and clear of all liens, security agreements, encumbrances, claims, demands, and charges of every kind whatsoever.

Seller binds Seller, his/her successors and assigns, to warrant and defend the title to all of the described property to Buyer, his/her successors and assigns, forever against every person lawfully claiming the described property or any part of it.

This Bill of Sale shall be effective as to the transfer of all property listed in it as of 5/24, 2006.

IN WITNESS WHEREOF, this Bill of Sale is executed on 5/24, 2006.


Seller's Signature


Seller's Signature

EARL M. TUCKNESS
Seller's Printed Name

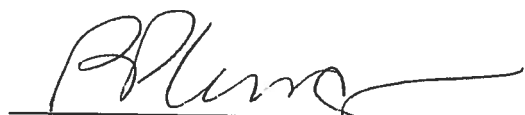
JUNE A. TUCKNESS
Seller's Printed Name

ACKNOWLEDGMENT

State of Idaho)
)ss
County of Canyon

I, Rebecca Vergara, a notary public, do hereby certify that on this 24th day of May, 2006 personally appeared before me Earl M. Tuckness and June A. Tuckness, known to me to be the persons whose names are subscribed to the foregoing instrument, and acknowledged to me that they executed the instrument for the purposes and consideration expressed in the instrument.

Given under my hand and seal of office on 05/24/06.


Notary Public Signature
My commission expires on 08/13, 2010



PC69658

WARRANTY DEED

FOR VALUE RECEIVED Neil J. Swenson and Barbara A. Swenson,
husband and wife

the Grantors, do hereby grant, bargain, sell and convey unto Howell-Murdoch Development
Corporation, an Idaho corporation

the Grantee, whose address is 4822 N. Rosepoint Way, Ste. C, Boise, ID, 83713

the following described premises, to-wit:

See attached Exhibit "A", which by this reference is made a part
hereof and is comprised of three (3) pages.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, its heirs and assigns
forever. And the said Grantors do hereby covenant to and with the said Grantee, that they are the owners in fee simple of said
premises; that said premises are free from all encumbrances; except for general taxes and assessments for the year 2005 and
subsequent years, covenants, conditions, restrictions and easements of record; and that it will warrant and defend the same from
all lawful claims whatsoever.

DATED: November 16, 2005

Neil J. Swenson
Neil J. Swenson

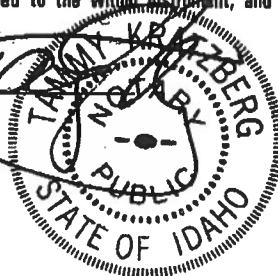
Barbara A. Swenson
Barbara A. Swenson

STATE OF IDAHO

COUNTY OF CANYON

On this 17th day of November in the year 2005, before me, a Notary Public,
personally appeared Neil J. Swenson and Barbara A. Swenson known or identified to
me to be the persons whose names are subscribed to the within instrument, and
acknowledged to me that they executed the same.

Tammy Kratzberg
Notary Public
Residing at Caldwell
My Commission Expires 2/3/10



2005 NOV 17 PM 4 31
CANYON COUNTY RECORDER
G. NOEL HALE
Lucy Johnson

RECORDED

PIONEER-CALDWELL

PIONEER TITLE COMPANY
OF CANYON COUNTY

100 10TH AVE SOUTH
NAMPA, IDAHO 83651

610 SOUTH KIMBALL
CALDWELL, ID 83605

REQUEST

TYPE *Deed* FEE *12"*

200577114

PC 69658

Exhibit "A"

Parcel I:

A parcel of land located in the West Half of the Northwest Quarter of Section 23, Township 3 North, Range 3 West, Boise Meridian, Canyon County, Idaho more particularly described as follows:

BEGINNING at a brass cap monument marking the Northwest corner of said Section 23 from which a 5/8 inch iron pin marking the West Quarter corner of said Section 23 bears

South 00° 36' 51" West 2,646.83 feet; thence along the North boundary line of said Section 23

North 89° 37' 31" East 1,325.14 feet to a 5/8 inch iron pin marking the West 1/16 corner of said Section 23; thence along the East boundary line of the West Half of the Northwest Quarter of said Section 23

South 00° 37' 52" West 2,645.61 feet to a 5/8 inch iron pin marking the Center West 1/16 corner of said Section 23; thence along the East-West centerline of said Section 23

South 89° 34' 20" West 1,324.38 feet to a 5/8 inch iron pin marking the West Quarter corner of said Section 23; thence along the West boundary line of said Section 23

North 00° 36' 51" East 1,740.54 feet to a 5/8 inch iron pin; thence leaving said West boundary line

South 89° 23' 09" East 216.70 feet to a 5/8 inch iron pin; thence

North 00° 38' 41" East 103.02 feet to a 5/8 inch iron pin; thence

North 89° 23' 09" West 216.70 feet to a 5/8 inch iron pin on the West boundary line of said Section 23; thence along said West boundary line

North 00° 36' 51" East 803.26 feet to the POINT OF BEGINNING.

Parcel II:

A parcel of land located in the West Half of the Southwest Quarter of Section 14, Township 3 North, Range 3 West, Boise Meridian, Canyon County, Idaho more particularly described as follows:

BEGINNING at a brass cap monument marking the Southwest corner of said Section 14 from which an iron pipe marking the South Quarter corner of said Section 14 bears

North 89° 37' 31" East 2,650.28 feet; thence along the West boundary line of said Section 14

North 00° 34' 15" East 1,130.21 feet to a 5/8 inch iron pin; thence leaving said West boundary line

South 89° 47' 28" East 339.27 feet; thence

North 00° 00' 40" West 505.83 feet to the beginning of a non-tangent curve to the left; thence along said curve 102.65 feet, said curve having a radius of 218.44 feet, a central angle of 26° 55' 29" and a long chord of 101.71 feet which bears

North 26° 03' 19" West; thence

(continued)

North 31° 46' 24" West 34.50 feet to a 5/8 inch iron pin; thence
 North 06° 22' 15" West 95.12 feet to a 5/8 inch iron pin; thence
 North 42° 04' 15" West 206.98 feet to a 5/8 inch iron pin; thence
 North 01° 31' 15" West 176.40 feet to a 5/8 inch iron pin; thence
 North 32° 19' 45" West 162.60 feet to a 5/8 inch iron pin; thence
 North 89° 25' 45" West 23.62 feet to a 5/8 inch iron pin on the West
 boundary line of said Section 14; thence along said West boundary line
 North 00° 34' 15" East 327.38 feet to a brass cap monument marking
 the West Quarter corner of said Section 14; thence along the East-West
 centerline of said Section 14

North 89° 36' 14" East 1,325.62 feet to 5/8 inch iron pin marking
 the Center West 1/16 corner of said Section 14; thence along the East
 boundary line of the West Half of the Southwest Quarter of said Section
 14

South 00° 34' 51" West 1,322.79 feet to a 5/8 inch iron pin marking
 the Southwest 1/16 corner of said Section 14; thence along the South
 boundary line of the Northwest Quarter of the Southwest Quarter of said
 Section 14

South 89° 36' 53" West 299.15 feet to a point on the centerline of
 the Deer Flat Caldwell Canal, said point also being on a non-tangent
 curve to the right; thence along said centerline the following 8
 courses: along said curve 150.48 feet, said curve having a radius of
 1,950.00 feet, a central angle of 04° 25' 17" and a long chord of 150.44
 feet which bears

South 01° 29' 06" East to the point of tangency; thence

South 00° 43' 33" West 350.53 feet to the beginning of a curve to
 the left; thence along said curve 158.93 feet, said curve having a
 radius of 500.00 feet, a central angle of 18° 12' 43" and a long chord
 of 158.26 feet which bears

South 08° 22' 49" East to the point of tangency; thence

South 17° 29' 11" East 329.95 feet; thence leaving said centerline

South 89° 37' 51" West 733.20 feet to a 5/8 inch iron pin; thence

South 16° 40' 49" East 44.82 feet to a 5/8 inch iron pin; thence

South 33° 18' 49" East 245.20 feet to a 5/8 inch iron pin; thence

South 16° 32' 19" East 105.03 feet to a 5/8 inch iron pin on the
 South boundary line of said Section 14; thence along said South boundary
 line

South 89° 37' 31" West 605.31 feet to the POINT OF BEGINNING.

Parcel III:

A parcel of land located in the Southwest Quarter of the Northwest
 Quarter of Section 14, Township 3 North, Range 3 West, Boise Meridian,
 Canyon County, Idaho more particularly described as follows:

BEGINNING at a brass cap monument marking the West Quarter corner of
 said Section 14 from which brass cap monument marking the North 1/16
 corner of said Section 14 bears

North 00° 34' 51" East 1,325.76 feet; thence along the West boundary
 line of said Section 14

North 00° 34' 51" East 520.66 feet to a 5/8 inch iron pin; thence
 leaving said West boundary line

South 89° 27' 17" East 691.08 feet; thence

North 08° 11' 36" East 160.43 feet; thence

North 89° 27' 17" West 712.33 feet to a point on the West boundary
 line of said Section 14; thence along said West boundary line

(continued)

North 00° 34' 51" East 646.10 feet to a brass cap monument marking the North 1/16 corner of said Section 14; thence along the North boundary line of the Southwest Quarter of the Northwest Quarter of said Section 14

North 89° 39' 18" East 1,325.71 feet to a 5/8 inch iron pin marking the Northwest 1/16 corner of said Section 14; thence along the East boundary line of the Southwest Quarter of the Northwest Quarter of said Section 14

South 00° 35' 08" West 1,324.58 feet to a 5/8 inch iron pin marking the Center West 1/16 corner of said Section 14; thence along the East-West centerline of said Section 14

South 89° 36' 14" West 1,325.62 feet to the POINT OF BEGINNING.

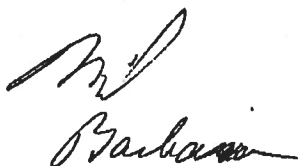
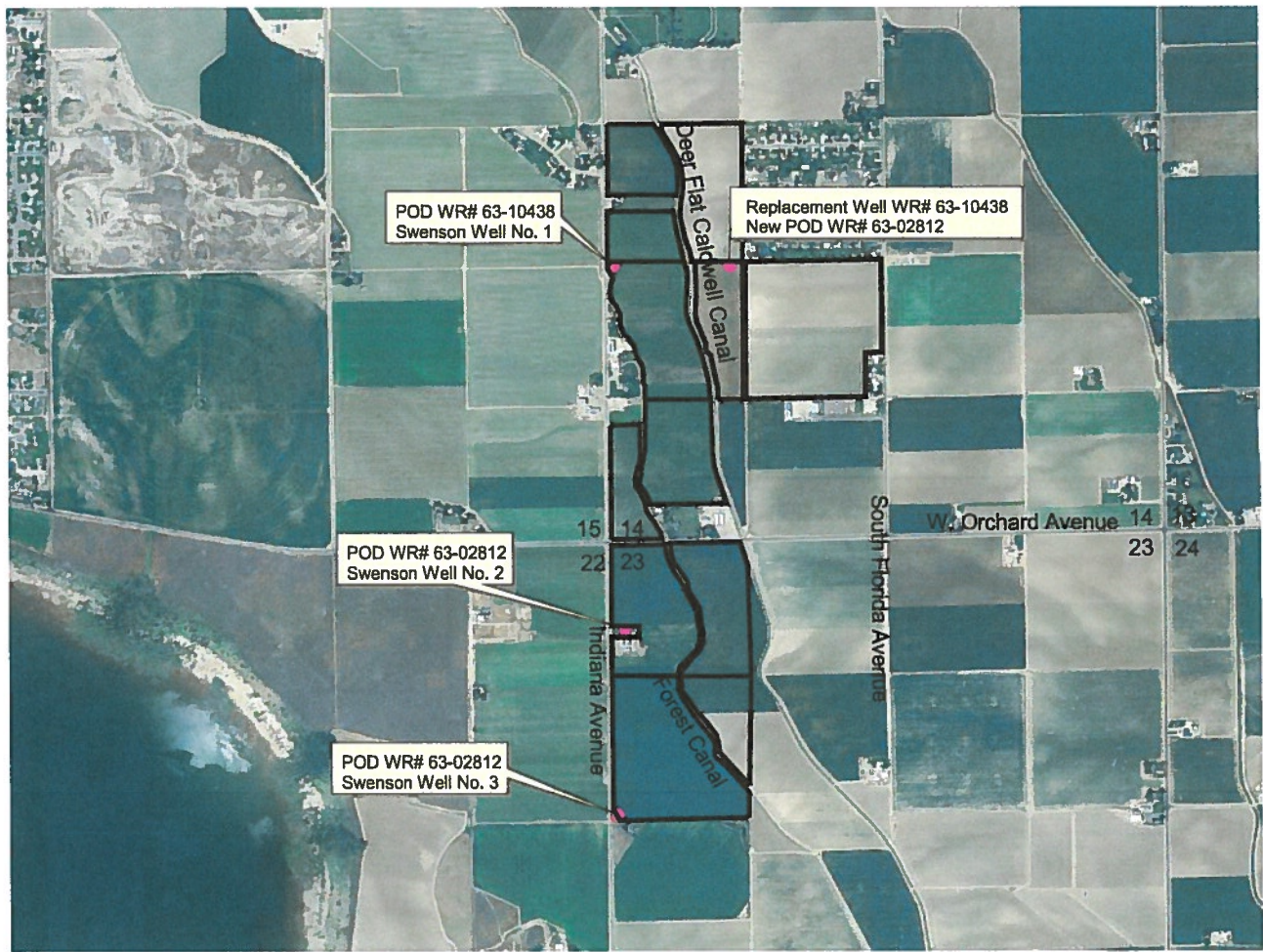

Bauman

Exhibit D Sienna Hills Irrigation Transfer T03N R03W Canyon County



0.2 0 0.2 0.4 0.6 Miles



 Place of Use
115 Irrigated Acres
217.5 Acre Subdivision

Prepared By: Paul E. Drury, P.E.
ERO Resources
Boise, Idaho

Date Prepared: September 11, 2006
Data Source: 2004 NAIP Aerial Photo

Should questions arise during the processing of this application please contact:
Paul E. Drury, P.E. ERO Resources Corp. (208) 373-7983

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

RECEIVED

SEP 20 2006

WATER RESOURCES
WESTERN REGION

Name of applicant Howell-Murdoch Development Corporation and Kevin A. Howell Construction, Inc.

Phone 208-860-8981

Post Office address 4822 N. Rosepoint Way, Ste C, Boise, ID. 83713

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 Split, Change of Ownership
2. Describe the reason for the proposed changes

Consolidate two irrigation wells into one point of diversion for the pressurized irrigation system serving the proposed development of Sienna Hills Subdivision. Change the place of use to reflect the actual irrigated areas of the subdivision. Split the water rights to reflect the property transaction records. Change the ownership of the water rights.

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
<u>63-10438</u>	<u>04/22/1987</u>	<u>0.95 cfs</u>	<u>Irrigation</u>	<u>3/15 to 11/15</u>
<u>63-02812</u>	<u>04/26/1950</u>	<u>1.00 cfs</u>	<u>Irrigation</u>	<u>3/15 to 11/15</u>
2. Total amount of water being transferred 1.95 cubic feet per second and/or _____ acre-feet per annum.
3. Source of water Groundwater tributary to NA
4. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec	Twp	Rge	County	Local name for diversion
	NE	NW	SW	14	03N	03W	Canyon	Sienna Hills Irrigation Well

5. Lands irrigated or place of use:

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	
03N	03W	14							20		20	18	14						72
		23						21	22										43

Total acres 115

Superseded by Amended Application for Transfer
PART 1
of Water Right

6. General Information:

a. Description of diversion system

14" groundwater well, estimated to be drilled 300 feet below ground with 70 feet of screen and one 75 HP submersible pump. Water bearing zone estimated between 200 and 300 feet below ground. Discharge to pump vault for pressurized distribution to irrigation system.

b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? ____ Yes X 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:

Irrigated residential landscaping and common areas of subdivision will replace irrigated agriculture.

d. Remarks:

1. The existing well will be abandoned and a replacement well will be drilled within the same legal description for water right 63-10438 adjacent to the pressurized irrigation pump station.

2. Sienna Hills Subdivision, formerly Tuscan Ridge Subdivision, is currently under development. The preliminary plat for Tuscan Ridge Subdivision is provided in Exhibit A showing 545 residential lots on 217.75 acres.

3. The 115 irrigated acres shown on the place of use was determined from the common areas and 65% of the residential lot area.

4. This application includes a change in the POU for 63-10438 and a change in the POU and POD for 63-02812. Groundwater from this well will provide supplemental irrigation water during the irrigation season.

5. Surface water from Nampa-Meridian and Wilder Irrigation Districts will be the primary source of water.

6. City of Caldwell Municipal Irrigation District will operate and maintain the pressurized irrigation system.

7. Ownership of Water Rights 63-10438 and 63-02812 will be changed to the City of Caldwell after development of the irrigation well.

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

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

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

Witness my hand this _____ day of _____, 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 evidenced by:

- a. Decree No. _____ Decreed to _____
in case of _____ vs. _____
dated _____ in _____ county of _____
- b. License No. 63-02812 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 Exhibit B. Check appropriate box below:

☐ Tax Notice ☒ Warranty Deed ☐ Other

3. Source of water Groundwater tributary to NA

4. Date of priority 04/26/1950

5. Water is used for the following purpose:

Amount 1.10 cfs for irrigation purposes from 3/15 to 11/15
(cfs/ac-ft)
Amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
Amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right 1.10 cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec	Twp	Rge	County	Local name for diversion
		NW	NW	23	03N	03W	Canyon	Swenson Irrigation Well No. 2
	SW	SW	NW	23	03N	03W	Canyon	Swenson Irrigation Well No. 3

8. Lands irrigated or place of use:

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	
03N	03W	14											13						13
		23						24	33										57

Total acres 70

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

None

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 1.0 cfs for Irrigation purposes from 3/15 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:

Lot	¼	¼	¼	Sec	Twp	Rge	County	Local name for diversion
	SW	SW	NW	23	03N	03W	Canyon	Swenson Irrigation Well No. 3

3. Lands irrigated or place of use:

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	
03N	03W	14											10.5						10.5
		23						22	33										55

Total acres 65.5

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

1. Amount 0.1 cfs for Irrigation purposes from 3/15 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:

Lot	¼	¼	¼	Sec	Twp	Rge	County	Local name for diversion
		NW	NW	23	03N	03W	Canyon	Swenson Irrigation Well No. 2

3. Lands irrigated or place of use:

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	
03N	03W	14											2.5						2.5
		23						2											2

Total acres 4.5

**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 evidenced by:

- a. Decree No. _____ Decreed to _____
in case of _____ vs. _____
dated _____ in _____ county of _____
- b. License No. 63-10438 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 Exhibit C. Check appropriate box below:

☐ Tax Notice ☒ Warranty Deed ☐ Other _____

3. Source of water Groundwater tributary to NA

4. Date of priority 04/22/1987

5. Water is used for the following purpose:

Amount 1.0 cfs / 240.8 for irrigation purposes from 3/15 to 11/15
(cfs/ac-ft)
Amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
Amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right 1.0 cubic feet per second and/or 240.8 acre-feet per annum.

7. Point(s) of Diversion:

Lot	¼	¼	¼	Sec	Twp	Rge	County	Local name for diversion
		NW	SW	14	03N	03W	Canyon	Swensen Irrigation Well #1

8. Lands irrigated or place of use:

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	
03N	03W	14							18.5			20	15						53.5

Total acres 53.5

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

Wilder Irrigation District.

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 0.95 cfs for irrigation purposes from 3/15 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:

Lot	¼	¼	¼	Sec	Twp	Rge	County	Local name for diversion
		NW	SW	14	03N	03W	Canyon	Swensen Irrigation Well #1

3. Lands irrigated or place of use:

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	
03N	03W	14							16			20	15						51

Total acres 51

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

1. Amount 0.05 cfs for Irrigation purposes from 3/15 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:

Lot	¼	¼	¼	Sec	Twp	Rge	County	Local name for diversion
		NW	SW	14	3N	3W	Canyon	Swensen Irrigation Well #1

3. Lands irrigated or place of use:

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	
3N	3W	14							2.5										2.5

Total acres 2.5

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

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

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

SEE EXHIBIT D

PART 3

Transfer No.

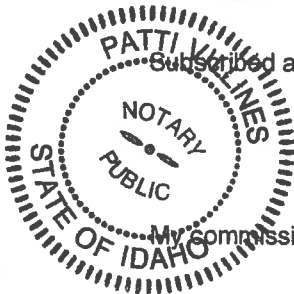
renumbered
~~73809~~ 75446

B. CHANGES IN NATURE OF USE

1. New Nature of Use Amount Hours/days/year Period of Use
(cfs/ac-ft)
NA _____ to _____
_____ to _____
2. Quantity and quality of return flows and location of discharge:
NA _____
3. Describe effects on other water uses resulting from the proposed change:
NA _____

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.



Subscribed and sworn before me this 23 day of August, 2006.

(Signature of Applicant)

Patti Villines

(Notary Public)

My commission expires April 19, 2012

FOR DEPARTMENT USE ONLY

Transfer contains _____ pages and _____ attachments
Received by DS Date 9-20-06 Protest filed by _____
Prelim. Check by _____ Fee \$290
Receipted by DS W034705 Date 9-20-06
Published in _____ Copies of protest forwarded by _____
Pub. Dates _____ Hearing held by _____ Date _____
Watermaster recommendation requested on _____ Recommended for ☐ approval ☐ denial
_____ received _____ by _____
Copy of transfer sent to lien holder _____

Superseded by Amended Application for Transfer of Water Right.

2/17/2011 New application submitted to contain missing information and water right 63-11714, which had been left off the form, but was on the ma file