

Water Supply Bank No. _____

Water Right No. _____

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

RECEIVED
NOV 07 2008

**APPLICATION TO SELL OR LEASE A WATER RIGHT
TO THE WATER SUPPLY BANK**

Department of Water Resources

Name of Seller/Lessor Targee Properties, LLC Phone 208-890-2185

Post office address 1267 Pashcal Ln., Boise, ID 83702

1. DESCRIPTION OF WATER RIGHT:

Right evidenced by: See Attached Partial Decree

- a. Decree No. 63-9003 Decreed to _____ (Name)
in case of _____ vs _____
dated _____ in _____ county of _____ (Name of court)
- b. License No. _____ issued by the Idaho Department of Water Resources.
- c. Permit No. _____ issued by the Idaho Department of Water Resources.

2. DESCRIPTION OF PORTION OF RIGHT FOR SALE OR LEASE: (If the entire right is for sale or lease, show "all" on line a. below and skip the remainder of part 2.)

- a. Amount of water under right: all cubic feet per second &/or
_____ acre-feet per annum
- b. Point of diversion: _____ 1/4 of _____ 1/4 of Section _____ Township _____ Range
_____, B.M. in _____ County.
Additional points _____

c. Place of use:

TWP	RGE	SEC	N E				N W				S W				S E				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	

If the right is for irrigation, show the number of acres for the part of the right to be put into the bank.

Total number of acres _____

3. ADDITIONAL INFORMATION ABOUT RIGHT, OR PORTION THEREOF, FOR SALE OR LEASE

- a. Explain how the seller/lessor acquired the right, or portion thereof, and attach a copy of the deed to the land to which it is appurtenant or other evidence of ownership of the right. If the right is not recorded in the name of the seller/lessor, attach a copy of a change of ownership form as required by Section 42-248 or 42-1409(6), Idaho Code, together with required documentation.

The right is currently in the name of Paul and Virginia Wood. Required ownership documentation has been submitted to IDWR, Western Region, as part of a proposed transfer application in the name of Targee Properties, LLC. A copy of that documentation is attached.

- b. Describe the frequency of water use under the right, or portion thereof, during the past five (5) years of use. Attach watermaster records, pumping power bills, or other evidence to demonstrate that the right has not been lost through abandonment or forfeiture. (This information is not required if a partial decree has been issued on the right within the last 5 years).

N/A—partial decree issued February 16, 2007

- c. If the right is from a surface water source, describe the period of the year that water is typically available to satisfy the right.

- d. Describe any other water rights with the same purpose and place of use as the right, or portion thereof, offered for lease. Will the present place of use continue to receive water from any source? If so, describe.

Present place of use will be connected to United Water's municipal water system

- e. If the water right is a permit, describe the work accomplished toward developing the right.

- f. If the right to the use of the water or the use of the diversion works or irrigation system is represented by shares of stock in a company or corporation, or if such works or system is owned or managed by an irrigation district, a written consent of the sale or lease must be attached.

4. REMARKS:

5. SALE/LEASE AGREEMENT

1. The water right, or portion thereof, described above is offered to the Idaho Water Resource Board:

_____ For sale;

X For lease for a period from October 1, 2008 to indefinitely
(Day, month, year) (Day, month, year)

(The lease period may be shown as "indefinite", if the total duration of lease is unknown); or

_____ As a gift to the state of Idaho.

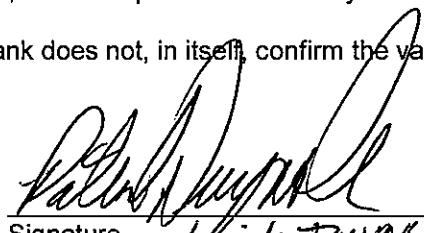
2. Show the minimum payment acceptable to the Seller/Lessor. Include the method of determining the minimum payment. The minimum payment may be shown as the "current rental rate".

I hereby assert that the information contained in this application is true to the best of my knowledge, and that I have the authorities necessary to offer this right for sale or lease to the Idaho Water Resource Board.

The owner/lessor acknowledges the following:

1. Payment to the owner/lessor is contingent upon the sale or rental of the right from the bank.
2. While a right is in the bank, the owner of the right may not use the right even if the right is not rented.
3. A right accepted into the bank stays in the bank until the Board releases it or until the lease term expires.
4. While a water right is in the bank, forfeiture provisions are stayed.
5. Acceptance of a right into the bank does not, in itself, confirm the validity of the right or any elements of the water right.

10-16-08
Date


Signature Patrick Dynslander for
TAYLOR PROPERTIES LLC,
Its member

FOR DEPARTMENT USE ONLY

Received by _____ Date _____ Preliminary check by _____

Watermaster recommendation requested on _____ Received _____

Recommended for _____ approval _____ denial _____ by _____

Close

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommended Right Report

11/4/2008

WATER RIGHT NO. 63-9003

Owner Type	Name and Address
Current Owner	VIRGINIA M WOODS 309 E PENNSYLVANIA AVE BOISE, ID 83706 (208)344-0711
Original Owner	PAUL H WOODS 309 E PENNSYLVANIA AVE BOISE, ID 83706

Priority Date: 08/15/1977

Basis: License

Status: Active

Source	Tributary
GROUND WATER	

Beneficial Use	From	To	Diversion Rate	Volume
DOMESTIC	1/01	12/31	0.09 CFS	44.4 AFA
Total Diversion			0.09 CFS	

Location of Point(s) of Diversion:

GROUND WATER|SWNE|Sec. 23|Township 03N|Range 02E|ADA County

DOMESTIC Use:

Number of homes: 37

Place(s) of use:

Place of Use Legal Description: DOMESTIC ADA County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
03N	02E	23		SWNE										

Conditions of Approval:

- 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.
- X01 Domestic use is for 37 home.
- Property also known as Cloverleaf Trailer Court

Dates:

Other Information:

State or Federal: S

Owner Name Connector:

Water District Number:

Generic Max Rate per Acre:

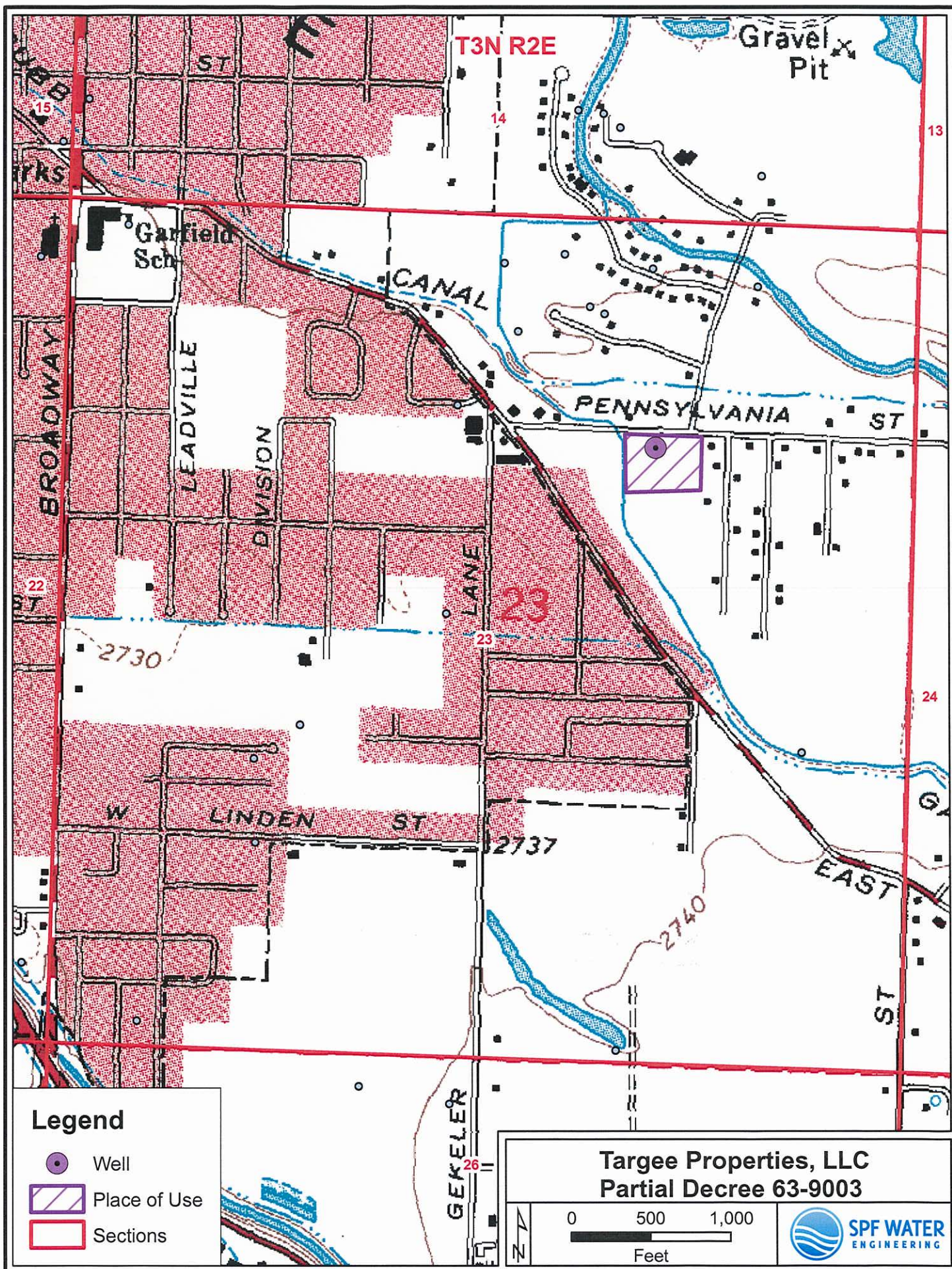
Generic Max Volume per Acre:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Cary Act Number:



35
ADA COUNTY RECORDER J. DAVID NAVARRO
BOISE IDAHO 06/29/07 04:21 PM
DEPUTY Vicki Allen
RECORDED-REQUEST OF
First American

4
AMOUNT 12.00



AFTER RECORDING MAIL TO:

Targee Properties LLC
1267 Pashcal Ln.
Boise, ID 83702

WARRANTY DEED

NBS 261939
File No.: 4102-933098 (PC)

Date: June 28, 2007

For Value Received, **Woods Family LLC ; and William L. Woods and Janice M. Woods, husband and wife; and William L. Woods, Personal Representative of the estate of Virginia Woods, deceased**, hereinafter referred to as Grantor, does hereby grant, bargain, sell and convey unto **Targee Properties LLC**, hereinafter referred to as Grantee, whose current address is **1267 Pashcal Ln., Boise, ID 83702**, the following described premises, situated in **Ada County, Idaho**, to wit:

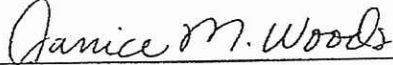
See legal description attached hereto and made a part hereof.

TO HAVE AND TO HOLD the said premises, with their appurtenances, unto said Grantee, and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the 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.

Woods Family LLC


William L. Woods


By: William L. Woods, Member


Janice M. Woods

APN:

Warranty Deed
- continued

File No.: 4102-933098 (PC)

Date: 06/28/2007

William L. Woods P.R.

William L. Woods, personal representative

STATE OF Idaho)
SS.

COUNTY OF Ada)

On this 28th day of **June, 2007**, before me, a Notary Public in and for said State, personally appeared **William L. Woods**, known or identified to me to be the person whose name is subscribed to the within instrument as **Member** of the **Woods Family LLC**, limited liability company, and acknowledged to me that such limited company executed same.

In witness whereof, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

PATTY I. CHUPP
NOTARY PUBLIC
STATE OF IDAHO

My Commission Expires 5-8-2010.

Patty I. Chupp
Notary Public for the State of Idaho
Residing at: Boise, ID
My Commission Expires: 5/8/2010

STATE OF Idaho)
SS.

COUNTY OF Ada)

On this 28th day of **June, 2007**, before me, a Notary Public in and for said State, personally appeared **William L. Woods and Jancie M. Woods**, known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged to me that he/she/they executed the same.

In witness whereof, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

PATTY I. CHUPP
NOTARY PUBLIC
STATE OF IDAHO

My Commission Expires 5-8-2010.

Patty I. Chupp
Notary Public for the State of Idaho
Residing at: Boise, ID
My Commission Expires: 5/8/2010

APN:

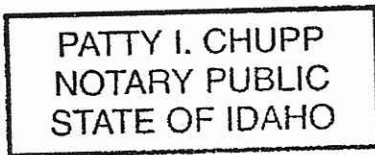
Warranty Deed
- continued

File No.: 4102-933098 (PC)
Date: 06/28/2007

STATE OF Idaho)
COUNTY OF Ada)
SS.

On this 27th day of June, 2007, before me, a Notary Public in and for said State, personally appeared **William L. Woods, personal representative of the estate of Virginia Woods, deceased**, known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged to me that he/she/they executed the same.

In witness whereof, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.



My Commission Expires 5-8-2010.

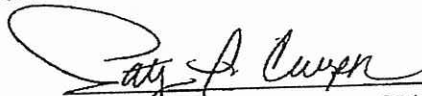

Notary Public for the State of Idaho
Residing at: Boise, ID
My Commission Expires: 5/8/2010

EXHIBIT A

LEGAL DESCRIPTION:

PARCEL I:

PART OF LOT 1 VEAZY PARK ADDITION ACCORDING TO THE PLAT THEREOF FILED IN BOOK 1 OF PLATS AT PAGE 44, BEING A PART OF THE SOUTHWEST QUARTER OF THE NORTHEAST QUARTER OF SECTION 23, TOWNSHIP 3 NORTH, RANGE 2 EAST, BOISE MERIDIAN, ADA COUNTY, IDAHO, DESCRIBED MORE PARTICULARLY AS FOLLOWS:

BEGINNING AT THE SOUTHWEST CORNER OF THE NORTHEAST QUARTER OF THE NORTHEAST QUARTER, SECTION 23, TOWNSHIP 3 NORTH, RANGE 2 EAST, BOISE MERIDIAN; THENCE SOUTH 25.00 FEET TO THE REAL POINT OF BEGINNING; THENCE NORTH 89°14' WEST 413.64 FEET TO A POINT; THENCE NORTH 89°11' WEST 72.09 FEET TO A POINT; THENCE SOUTH 03°39' EAST 306.23 FEET TO A POINT; THENCE SOUTH 89°57 1/2' EAST 466.08 FEET TO A POINT; THENCE NORTH 306.84 FEET TO THE REAL POINT OF BEGINNING.

PARCEL II:

A PARCEL OF LAND BEING A PORTION OF LOT 17 OF PLAT OF LOT 1 VEAZEY PARK SUBDIVISION, RECORDED IN BOOK 3 OF PLATS AT PAGE 130, RECORDS OF ADA COUNTY, IDAHO, LYING IN THE SOUTHWEST QUARTER OF THE NORTHEAST QUARTER OF SECTION 23, TOWNSHIP 3 NORTH, RANGE 2 EAST, BOISE MERIDIAN, ADA COUNTY, IDAHO, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHEAST CORNER OF SAID LOT 17; THENCE NORTH 211.56 FEET ALONG THE EAST SIDE OF LOT 17 TO THE REAL POINT OF BEGINNING; THENCE NORTH 30 FEET TO THE NORTHEAST CORNER OF SAID LOT 17; THENCE WEST ALONG THE NORTH SIDE OF SAID LOT 17 FOR 473 FEET TO A POINT BEING THE NORTHEAST SIDE OF THE DRAIN DITCH CROSSING SAID LOT 17; THENCE SOUTH 3°44'00" EAST FOR 58 FEET TO A POINT; THENCE NORTH 86°36'00" EAST FOR 470.05 FEET TO THE REAL POINT OF BEGINNING.