

RECEIVED

Transfer No. 75232

NOV 05 2008

WATER RESOURCES
WESTERN REGION

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

Name of Applicant Targee Properties, LLC Phone 208-890-2185

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

Representative Lori Graves, SPF Water Engineering LLC, 300 E. Mallard, Ste 350, Boise, ID 83706, 208-383-4140

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 the reason for the proposed changes Clarify the current water right record to reflect the water system originally developed and used by Cloverleaf Trailer Court including the addition of a back-up well and 2.5 acres irrigation that were licensed as domestic use. Both these items were identified during IDWR's licensing field exam.

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>63-9003</u>	<u>8/15/1977</u>	<u>0.09 cfs/22.2 ac-ft</u>	<u>Domestic</u>	<u>1/1</u> to <u>12/31</u>
		<u>0.08 cfs/11.3 ac-ft</u>	<u>Irrigation</u>	<u>3/1</u> to <u>11/15</u>
				to _____
				to _____

- Total amount of water being transferred 0.09 cubic feet per second and/or 33.5 acre-feet per annum.
- Source of water Ground Water tributary to _____
- Point(s) of Diversion:

Lot	¼	¼	¼	Sec	Twp	Rge	County	Local name for diversion
		SW	NE	23	3N	2E	Ada	Existing well
		SW	NE	23	3N	2E	Ada	Existing Well

- 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	2E	23			D														
					2.5														2.5

Total Acres 2.5

PART 1

6. General Information:

- a. Description of diversion system Two existing 6-inch wells, pressurized 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:
N/C

- d. Remarks:
Attached information documenting the proposed clarifications includes 1) an affidavit and irrigation photos of the developed place of use from William Woods, Manager of the trailer court water system from 1970 to 2007, and 2) IDWR's Water Right Beneficial Use Field Report for license 63-9003 signed February 29, 1984.

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 See Attached Partial Decree

1. Right as evidenced by:
- a. Decree No. _____ Decreed to _____
in case of _____ vs. _____
dated _____ in _____ county of _____
 - b. License No. _____ 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 _____ tributary to _____
4. Date or priority _____
5. Water is used for the following purposes:
- amount _____ for _____ purposes from _____ to _____
(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 _____ 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

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	

Total Acres _____

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 _____ for _____ 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:

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

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	

Total Acres _____

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

1. amount _____ for _____ 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:

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

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	

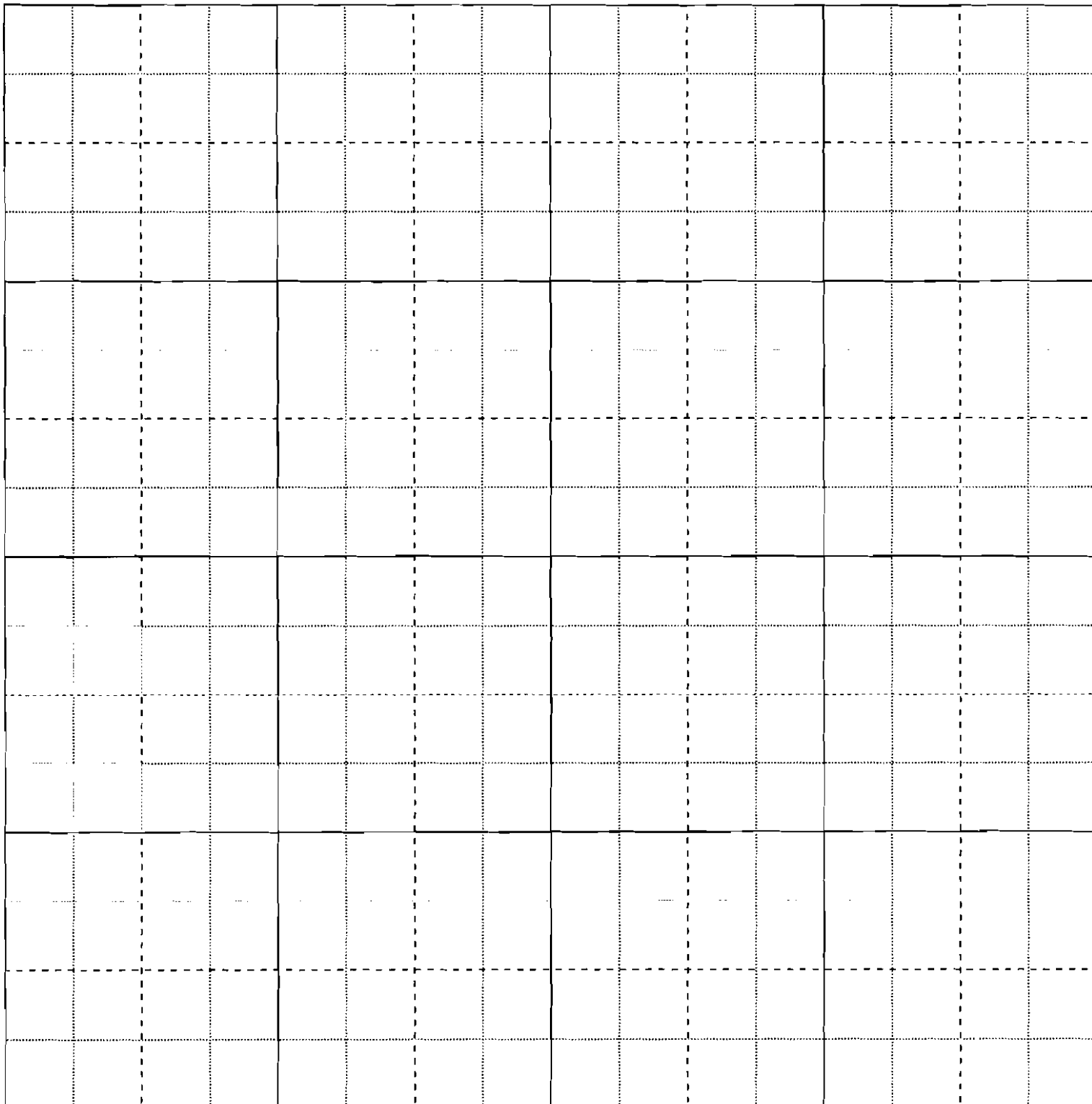
Total Acres _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

(See Attached Topo Map)

- 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.



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

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>
	<u>Irrigation</u>	<u>0.08 cfs/11.3 af-ft</u>	<u>*</u>	<u>3/1</u> to <u>11/15</u>
				to _____

*Standard water application rate for landscape irrigation.

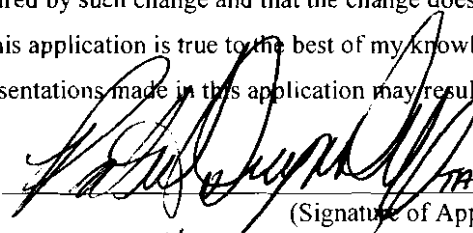
Quantity and quality of return flows and location of discharge: N/A

2. Describe effects on other water uses resulting from the proposed change:

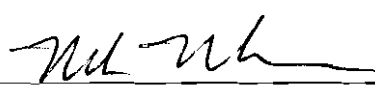
Total annual volume will actually decrease from 44.4 afa to 33.5 afa as a result of the change.

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.

 Patrick Duynselder for
TAJGEE PROPERTIES LLC its MEMBER
(Signature of Applicant)

Subscribed and sworn to before me this 16th day of October, 20 08


(Notary Public)

My commission expires 9-6-2012



FOR DEPARTMENT USE ONLY

Transfer contains 6 pages and 5 attachments (A-E)

Received by SB Date 11-5-08 Protest filed by _____

Prelim. Check by V-MUSIC Fee \$100-

Receipted by DB / W037030 Date 11-5-08

Published in _____ Copies of protest forwarded by _____

Pub. Dates _____ Hearing held by _____ Date _____

Watermaster recommendations requested on _____ Recommended for ☐ approval ☐ denial

_____ received _____ by _____

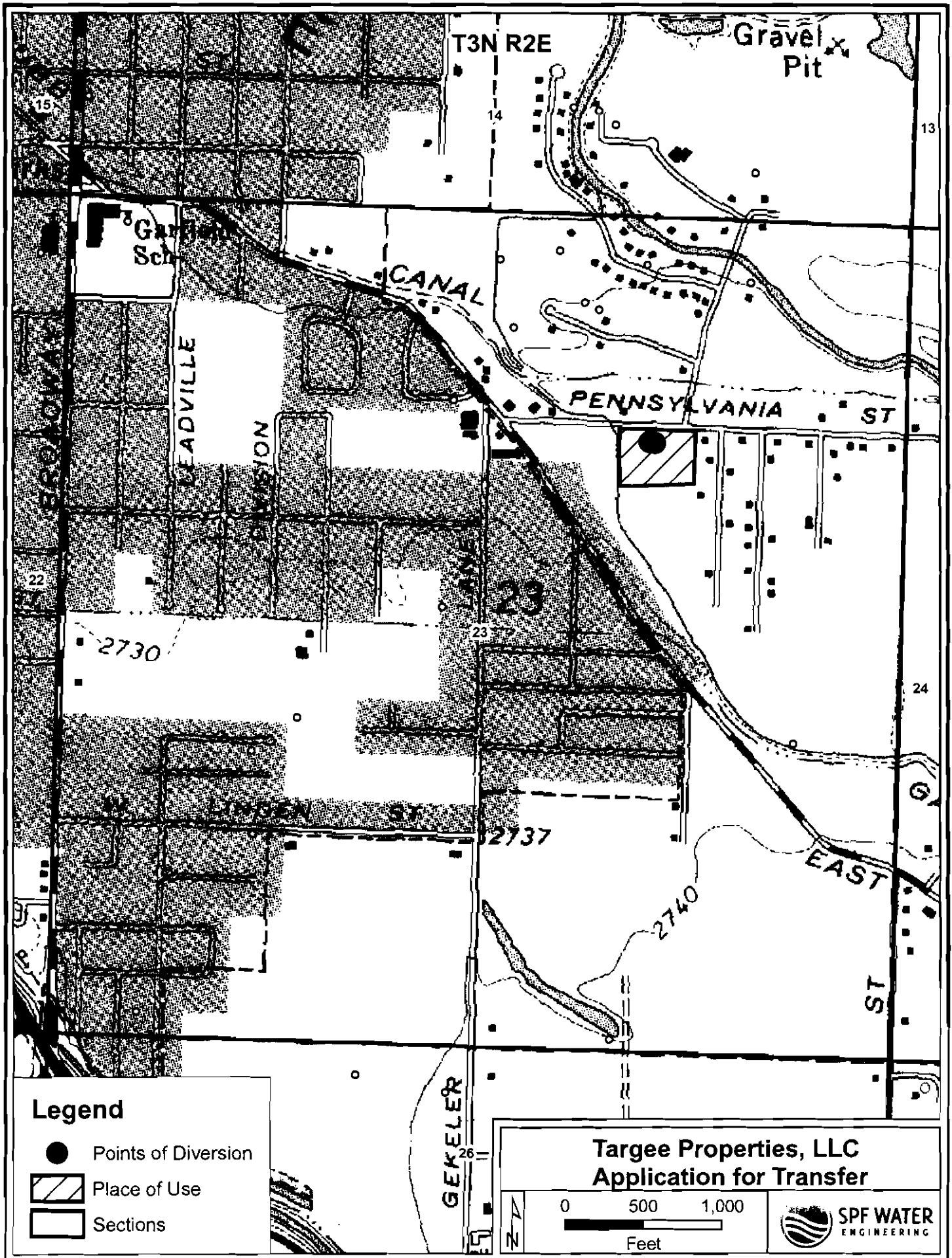
Copy of transfer sent to lien holder _____

ATTACHMENT A
PARTIAL DECREE

PAGE 1
Jan-03-2007

ATTACHMENT B

TOPO MAP



ATTACHMENT C

WILLIAM WOODS
AFFIDAVIT AND PHOTOS

AFFIDAVIT
License No. 63-9003

To Whom It May Concern:

I, William Woods, have lived and worked at the trailer park covered by license No. 63-9003 since 1965. My parents rented a trailer space in the park that year, then purchased the entire park six months later. The park was started in the early 1960's and was partially developed when my family bought it as evidenced by Statutory Claim No. 63-4627. We used two wells, a 6-inch primary well and a 6-inch back-up well, that provided internal and external domestic uses to 35 trailers, one manager's home and a wash house. The total lawn area was about 2.5 acres. Portable hoses and sprinklers were used for irrigation. Attached are various photographs of the lawn areas. I personally managed the system from 1970 until 2007 and have been licensed as a water system operator since 2000. If you have any questions or need additional information about the trailer park, please contact me at 145 East Williams Street, Boise, 83706 (208-869-7225).

William Woods
(Signature)

5-20-2008
(Date)















ATTACHMENT D

IDWR WATER RIGHT BENEFICIAL USE FIELD EXAM

RECEIVED

FEB 26 1985

State of Idaho
DEPARTMENT OF WATER RESOURCES
WATER RIGHT BENEFICIAL USE FIELD REPORT

Department of Water Resources

Permit No.

CONTACT WITH PERMIT HOLDER

	DATE	INITIALS	REMARKS
☐ Appointment letter mailed:			
☐ Telephone call made (List Telephone No. used)	5/23/83	JL	MR. WOODS REQUESTED EXAM.
☐ Appointment scheduled for: (Date, time, location)	5/24/83		10:00 - 309 E. PENNSYLVANIA, BOISE

EXAMINATION

Date 5/24/83 Accompanied by PAUL WOODS Total Q measured 40 gpm = 0.09 cfs
Source G.W. Tributary to _____ Supp. annubar measurement sheet used? _____
If source is surface water, estimate total flow of source _____
Methods of measurement HERSEY FLOW METER #5683211 Meets permit requirements? YES

Measurement calculations:

$$40 \text{ gpm} \div 448.8 = 0.09 \text{ cfs}$$

$$37 \text{ HOMES} \times 1.2 \text{ AF/HOME} = 44.4 \text{ AF} \quad 1.91 \times 365 \times .09 \text{ cfs} = 63.04 \text{ AF}$$

WELL/DV. NO.*	HP	MOTOR MAKE	MOTOR SERIAL NO.	PUMP MAKE	PUMP SERIAL NO.	MEASURING DEVICE TYPE	CONDITION OF MEAS. DEVICE	REMARKS
	1	JACUZZI		JACUZZI	SUBMERSIBLE			

System Description 1 HP SUBMERSED JACUZZI PUMP & MOTOR W/ 1/4" PIPELINE TO HOMES & 240 GALLON STORAGE TANK.

*Code with map on reverse side. Disregard code if only one.

RECOMMENDED AMOUNTS

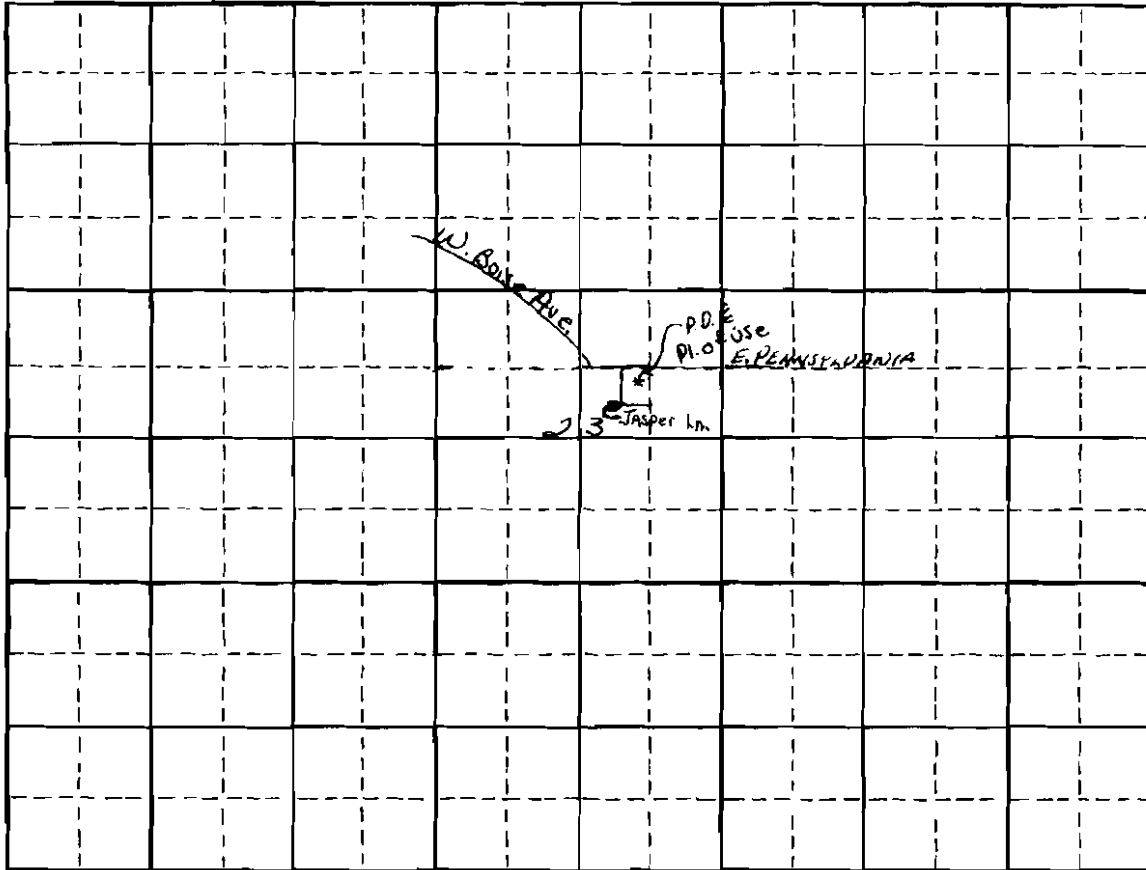
USE	Q (cfs)	V (afa)	FROM	TO
DOMESTIC - 37	0.09	44.4 AF	4/1	12/31
(35 TRAILER HOX-UPS, 1 HOUSE & 1 WASH-HOUSE) 2 1/2 ACRES APPROX. OF IRRIG. - 1 LARGE LAWN - HOME & SMALL LAWNS FOR EACH TRAILER SPACE.				

Total 0.09 44.4 AF

Remarks CLAIM NO. 63-4627 IS FOR 12 SPACES & 0.04 CFS WITH A PRIORITY DATE OF 1902. THIS WAS A 2ND WELL USED ON THE OLD SECTION OF THE TRAILOR COURT. IT IS TIED INTO THIS SYSTEM ALSO.

JUL 06 1988

MAP (Attach Aerial Photo)



SCHEMATIC DIAGRAM OF SYSTEM

(Include distance from pump to measuring device, if applicable.)

Point(s) of diversion: SW 1/4 NE 1/4 SEC. 23, TWP. 3N, RGE. 2E.

Place(s) of Use

TWP.	RGE.	SEC.	NEX				NWX				SWX				SEX				TOTALS
			NEX	NWX	SWX	SEX	NEX	NWX	SWX	SEX	NEX	NWX	SWX	SEX	NEX	NWX	SWX	SEX	
3N	2E	23			X														

MICROFILMED

Recommended Amendments:

☐ Change P.D. as reflected above

☐ Add P.D. as reflected above

☒ None

JUL 06 1988

☐ Change P.U. as reflected above

☐ Add P.U. as reflected above

☐ Other

Examiner's Signature

Jan Grover

Date

2-29-84

Checked by

Date

2/25/85

Approved by

Date

ATTACHMENT E
WARRANTY DEED

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 4



AFTER RECORDING MAIL TO:

Targee Properties LLC
1267 Pashcal Ln.
Boise, ID 83702

WARRANTY DEED

NOS 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

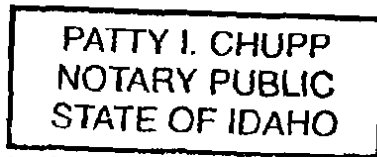
File No.: 4102-933098 (PC)
Date: 06/28/2007

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.



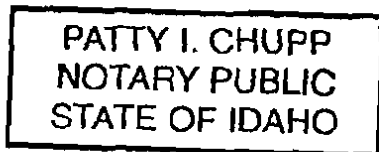
My Commission Expires 5-8-2010.

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.



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:

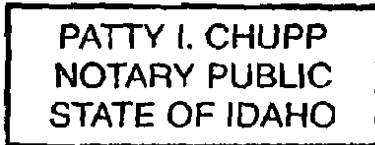
Warranty Deed
- continued

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.

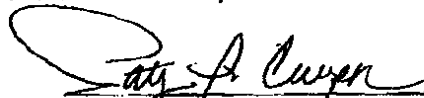

Notary Public for the State of Idaho
Residing at: Boise, ID
My Commission Expires: 5/8/2010

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.