

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

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

FEB 23 2009

DEPARTMENT OF
WATER RESOURCES

Name of Applicant Terrace Lakes Recreation Ranch, Inc. Phone (208) 462-3250

Post Office address 101 Holiday Drive, Garden Valley, ID 83622

A. PURPOSE OF TRANSFER

1. ☒ Change point of diversion ☒ Add diversion point(s) ☒ Change place of use

☐ Change nature of use ☐ Change period of use ☐ Other _____

2. Describe the reason for the proposed changes Applicant proposes to add points of diversion to provide additional capacity and provide emergency backup. One existing point of diversion in the NWNW of Section 4 will be eliminated. Four new points of diversion will be added: one in the NWSE, one in the NWNE, and two in the NESE of Section 33. Additionally, applicant proposes to correct the place of use, please see additional maps showing lot locations within Terrace Lakes Recreation Ranch, Inc.

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>65-12985</u>	<u>2/23/1989</u>	<u>0.20 cfs/145.0 afa</u>	<u>Domestic</u>	<u>1/01</u> to <u>12/31</u>
		<u>0.20 cfs/90.3 afa</u>	<u>Irrigation</u>	<u>3/15</u> to <u>10/31</u>
<u>65-13457</u>	<u>6/27/1993</u>	<u>0.07 cfs/50.7 afa</u>	<u>Domestic</u>	<u>1/01</u> to <u>12/31</u>

2. Total amount of water being transferred 0.27 cubic feet per second and/or 195.5 acre-feet per annum.

3. Source of water Ground Water tributary to NA

4. Point(s) of Diversion:

Lot	¼	¼	¼	Sec	Twp	Rge	County	Local name for diversion
4		NW	NW	4	9N	4E	Boise	Well No. 1
		NW	SE	33	10N	4E	Boise	Well No. 2
		NW	NW	3	9N	4E	Boise	Well No. 3
		NW	NE	33	10N	4E	Boise	Well No. 4
		NE	SE	33	10N	4E	Boise	Well No. 5
		NE	SE	33	10N	4E	Boise	Well No. 6

5. 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	

Please see attached table.

Total Acres _____

PART 1

Transfer No. _____

6. General Information:

- a. Description of diversion system Wells with electric submersible pumps.
- 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:
NA
- d. Remarks:
The original well 2 in field exam is no longer connected to system. The new well 2 will serve as a backup to provide supply in emergency situations. Well 4, 5, and 6 are new wells. Wells 1 and 3 are currently operating. POU and taxlot information are from the Boise County shapefiles. Note slight error in the NESW and SESW of Section 33, T10N R4E – No POU in either quarter-quarter.

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

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

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

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

For the Director

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right as evidenced by:

- a. Decree No. _____ Decreed to _____
in case of _____ vs. _____
dated _____ in _____ county of _____
- b. License No. 65-12985 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 Ground Water tributary to NA

4. Date or priority 2/23/1989

5. Water is used for the following purposes:

amount 0.20 cfs / 144.8 afa for Domestic purposes from 1/1 to 12/31
(cfs/ac-ft)

amount 0.20 cfs / 90.3 afa for Irrigation purposes from 3/15 to 10/31
(cfs/ac-ft)

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

6. Total amount of water under right 0.20 cubic feet per second and/or 144.8 acre-feet per annum.

7. Point(s) of Diversion:

Lot	¼	¼	¼	Sec	Twp	Rge	County	Local name for diversion
		NW	NW	4	9N	4E	Boise	Well 1
		NW	NW	4	9N	4E	Boise	Well 2

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	
9N	4E	4	2	.5		.4	1.3												4.2
10N	4E	33	1.6	2.3	1.9	1.4	.3								0.2	1.2	7.8	3.6	20.3
		34							.8			.5							1.3
9N	4E	4	D	D		D	D												
10N	4E	33	D	D	D	D	D								D	D	D	D	
		34							D			D							

Total Acres 25.8

9. Describe any other water rights used for the same purpose as described above Ground water right 65-13457 and surface water rights 65-3239, 65-3233, 65-7140, 65-10782, 65-10780, and 65-7118.

PART 2

Transfer No. _____

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 2

(Attach one copy for each right)

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DEPARTMENT OF
WATER RESOURCES

D. DESCRIPTION OF RIGHT AS RECORDED

4. Right as evidenced by:

- e. Decree No. _____ Decreed to _____
in case of _____ vs. _____
dated _____ in _____ county of _____
- f. License No. 65-13457 issued by the Idaho Department of Water Resources.
- g. Claim No. _____ on file with the Idaho Department of Water Resources.
- h. Transfer No. _____ which produced this right.

5. 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 _____

9. Source of water Ground Water tributary to NA

10. Date or priority 6/27/1993

11. Water is used for the following purposes:

amount 0.07 cfs / 50.7 afa for Domestic purposes from 1/1 to 12/31
(cfs/ac-ft)

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

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

12. Total amount of water under right 0.07 cubic feet per second and/or 50.7 acre-feet per annum.

13. Point(s) of Diversion:

Lot	¼	¼	¼	Sec	Twp	Rge	County	Local name for diversion
		NW	NW	3	9N	4E	Boise	Well 3

14. 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	
9N	4E	4	D	D		D	D												
10N	4E	33	D	D	D	D	D								D	D	D	D	
		34							D			D							

Total Acres _____

11. Describe any other water rights used for the same purpose as described above Ground water right 65-12985 and surface water rights 65-3239, 65-3233, 65-7140, 65-10782, 65-10780, and 65-7118.

PART 2

Transfer No. _____

12. 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 _____

E. 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)

3. Point(s) of Diversion:

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

6. 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 _____

F. 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)

4. Point(s) of Diversion:

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

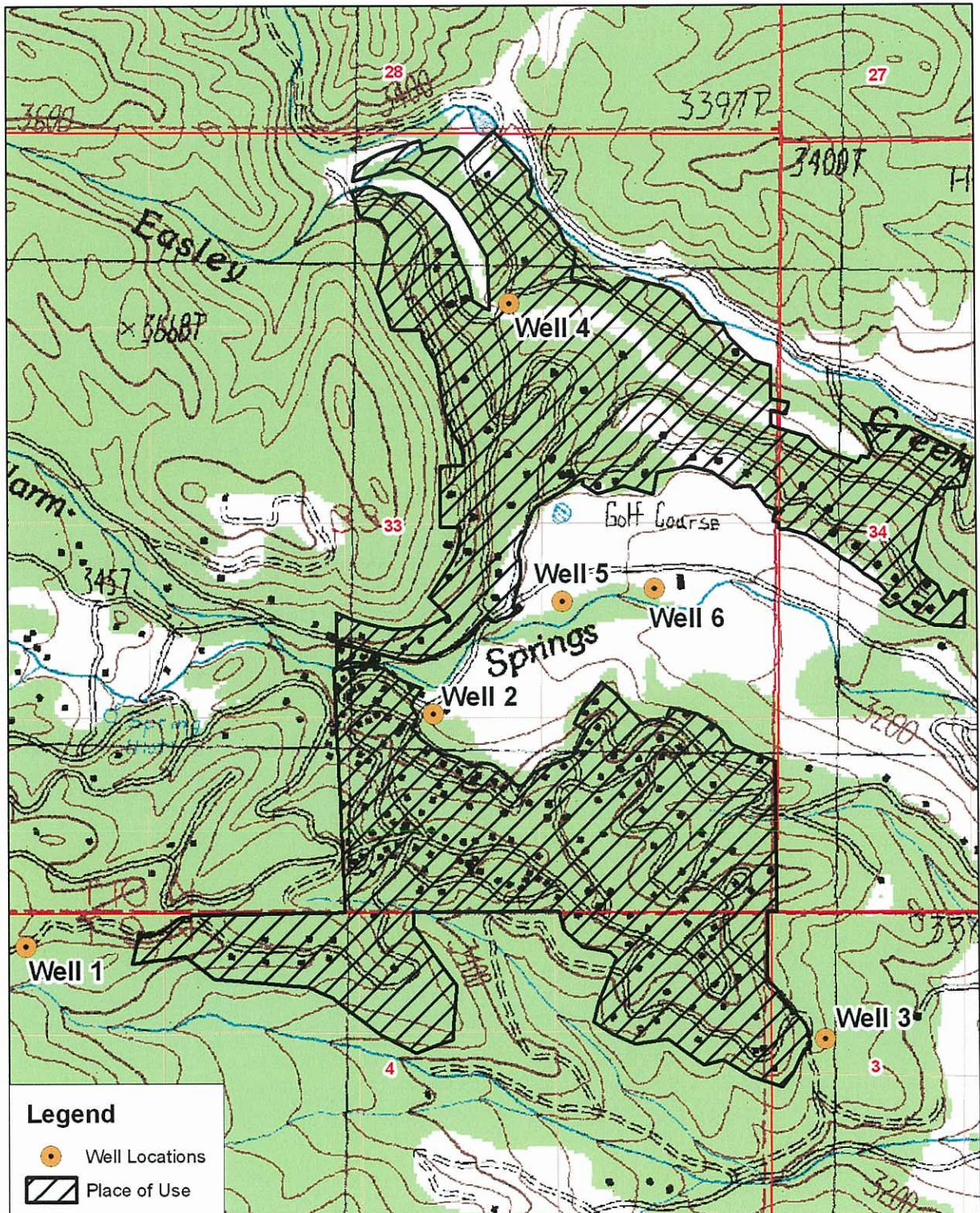
5. Lands irrigated or place of use:

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 RESOURCESAPPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

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



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>
_____	_____	_____	_____ to _____
_____	_____	_____	_____ to _____
2. Quantity and quality of return flows and location of discharge: _____

3. Describe effects on other water uses resulting from the proposed 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.



Subscribed and sworn to before me this 15th day of February, 20 09.

Heene Johnson
 (Signature of Applicant)

Valerie Jean Wardle
 (Notary Public)

My commission expires 11/11/11

FOR DEPARTMENT USE ONLY

Transfer contains _____ pages and _____ attachments

Received by _____ Date _____ Protest filed by _____

Prelim. Check by _____ Fee _____

Received by _____ Date _____

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 _____

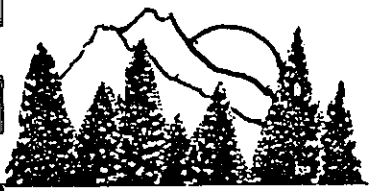
5. Lands irrigated or place of use:

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	
9N	4E	3						Lt4 D							
								2	0.5						2.5
		4	Lt1 D	Lt2 D	D	D	Lt3 D	Lt4 D							
			Lt1 22	Lt2 10	1	Lt5 4.5	Lt3 14	Lt4 1							51.5
10N	4E	33	Lt1 D	D	D	D				D	Lt3 D	D	D	Lt4 D	
			Lt1 9	27	20	37				1	Lt3 1.5	15	34	Lt4 44	189.5
		34							D						
									8						23.5

(Limited to 25.8 acres irrigation within a 267-acre permissible place of use)

Total Acres 267

INO. V-00557 Return to: SECRETARY OF STATE 700 WEST JEFFERSON PO BOX 83720 BOISE, ID 83720-0080		Due no later than April 30, 2006 Annual Report Form 1. Mailing Address - Correct in this box, if applicable TERRACE LAKES RECREATION RANCH, INC ILENE JOHNSON 101 HOLIDAY DR GARDEN VALLEY, ID 83822		2. Registered Agent and Office NO PO BOX ILENE JOHNSON 7147 CASCADE DR BOISE, ID 83704	
NO FILING FEE IF RECEIVED BY DUE DATE 4. Corporations: Enter Names and Business Addresses of President, Secretary and Directors. Office held Name Street or P.O. Address City State Zip PRES. & DIRECTOR - LONNIE E. BRAMON 8 HAPPY HOLLOW, ID 83622 V-PRES & DIRECTOR - VALERIE J. WARDE, 5316 N. CASTLE CREEK PL., BOISE, ID, 83713 SEC-TREAS & DIRECTOR - ILENE JOHNSON 7147 CASCADE DR. BOISE, ID, 83704		3. New Registered Agent Signature			
5. Organized Under the Laws of: IDAHO C 36337 Issued 02/02/2006		6. Signature <i>Ilene Johnson</i> Name ILENE JOHNSON Date 3/13/06 Title SEC. TREAS.		Do Not Tape or Staple 200604005054	



Terrace Lakes RESORT

July 12, 2008

Daniel Nelson
Water Resource Agent
Idaho Department of Water Resources
P.O. Box 83720
322 East Front Street
Boise, Idaho 83720

Subject: Water Right 65-13457 Ownership Clarification

Dear Dan,

Water Right 65-13457 ownership is under Terrace Lakes Resort; however, I signed the application as part of Terrace Lakes Recreation Ranch, Inc. Additionally, the water right application's place of use and points of diversion are designated as Terrace Lakes Recreation Ranch, Inc, dba Terrace Lakes Resort (not a registered business entity). As a result, the application was submitted as Terrace Lakes Resort rather than Terrace Lakes Recreation Ranch, Inc. Terrace Lakes Recreation Ranch, Inc., requests that the transfer changes the ownership name from Terrace Lakes Resort to Terrace Lakes Recreation Ranch, Inc.

Please contact me if you have any questions or comments regarding this issue at 462-3250. Thank you.

Sincerely,

Ilene Johnson
Secretary/Treasurer
Terrace Lakes Recreation Ranch, Inc.