

Water Supply Bank No. _____

Water Right No _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

JAN 28 2008

Department of Water Resources

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

Name of Seller/Lessor Eagle Sport Legends Investments, LLC Phone 409-2650
Post office address 533 E. Riverside Dr. #200, Eagle, ID 83616

1 DESCRIPTION OF WATER RIGHT:

Right evidenced by:

a Decree No. _____ Decreed to _____
(Name)
in case of _____ vs _____
dated _____ in _____ county of _____
(Name of court)

b License No 63-5094 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: _____ ¼ of _____ ¼ of Section _____ Township _____ Range
_____ B.M. in _____ County

Additional points _____

c Place of use:

TWP	RGE	SEC	NE				NW				SW				SE				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

Contract – See Notice of Change of Ownership _____

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)

P/D issued _____

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

63-00376, 63-5094, 63-7847 – Yes from portion of rights not put in water bank.

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:

For Lease only to City of Eagle.

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 1/28/08 to 1/28/13
(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".

City of Eagle to pay only administrative fees based on standard 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.

1-25-08
Date


Signature Mgr. Eagle Sports Legends Investments
hkc / Legacy Development

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
Water Right Report

01/24/2008

WATER RIGHT NO 63-5094

Owner Type	Name and Address
Current Owner	QUARTER CIRCLE DJ RANCH CO PO BOX 279 EAGLE, ID 83616 (208)286-7131
Representative	SHERL CHAPMAN 410 S ORCHARD STE 144 BOISE, ID 83705 (208)344-6690

Priority Date: 01/01/1962

Basis: Decreed

Status: Active

Source	Tributary
GROUND WATER	

Beneficial Use	From	To	Diversion Rate	Volume
IRRIGATION	03/01	11/15	1 CFS	360 AFA
STOCKWATER	01/01	12/31	0.22 CFS	
Total Diversion			1 CFS	

Location of Point(s) of Diversion:

GROUND WATER	SESW	Sec. 03	Township 04N	Range 01W	ADA County
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GROUND WATER | NENW | Sec. 10 | Township 04N | Range 01W | ADA County

Place(s) of use:

Place of Use Legal Description: IRRIGATION ADA County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acre
04N	01W	3		SWSW	5.5		SESW	8.5						
		10		NENW	33		NWNW	33						

Place of Use Legal Description: STOCKWATER same as IRRIGATION

Total Acres: 80

Conditions of Approval:

1.	E53	USE OF THIS RIGHT FOR IRRIGATION PURPOSES WITH RIGHT NO 63-07847 IS LIMITED TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 2043 AF.
2.	N08	The quantity of water decreed for this water right for stockwater use is not a determination of historical beneficial use
3.	N05	The quantity of water under this right for stockwater use shall not exceed 13,000 gallons per day.
4.	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
5.	E56	USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 454 ACRES IN A SINGLE IRRIGATION SEASON COMBINED RIGHT NOS : 63-00376, 63-05094, AND 63-07847.
6.	X02	Stockwater use is for 1000 range cattle.
7.	E52	USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 9.08 CFS COMBINED RIGHT NOS : 63-00376, 63-05094, AND 63-07847.

Dates:

Licensed Date:

Decreed Date: 02/16/2007

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date:
Protest Deadline Date:
Number of Protests: 0

Other Information:
State or Federal: S
Owner Name Connector: OR
Water District Number:
Generic Max Rate per Acre:
Generic Max Volume per Acre:
Combined Acres Limit: 454
Combined Volume Limit:
Combined Rate Limit: 9.08
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
Close

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OCT 18 2006

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

WATER RESOURCES
WESTERN REGION

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
Incomplete forms will be returned.

- 1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s)	Adjudication Claim No(s)	Split	Water Right No(s)	Adjudication Claim No(s)	Split
63-376	63-00376		63-10557	63-10557	
63-5092	63-05092		63-31970	63-31970	
63-5094	63-05094				
63-5098	63-05098				
63-7847	63-07847				

- 2. The following **REQUIRED** information must be submitted with this form:

- A. The appropriate **FILING FEE**. See instructions for fee amounts.
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**
SEE ATTACHMENT A
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county)
OR
SEE ATTACHMENT B
If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant(s) Quarter Circle DJ Ranch Co.
PO Box 278, Eagle, Idaho 83616

4. New Owner/Claimant(s) Eagle Sport Legends Development, LLC
Name Connector (Check one): and, or and/or

New Mailing Address 3350 Americana Terrace #200

City, State and ZIP Code Boise, Idaho 83706 (83706)

New Telephone Number (208) 385-0558

5. Date you acquired the property 8/11/2005 & 12/13/2005

6 If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1 THEN SKIP THIS ITEM AND GO TO ITEM 7. If the change in ownership divides the water right(s) among multiple owners you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT
(If the right(s) will not be split, skip this area and proceed to item 7)

Water Right and/or Adjudication Claim Number _____

Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

DESCRIPTION OF YOUR PORTION OF WATER RIGHT
(If the right(s) will not be split, skip this area and proceed to item 7)

Water Right and/or Adjudication Claim Number _____

Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

7 Signature of New Owner(s) or Claimant(s) A Leon Blaser
(include title if applicable)
A. Leon Blaser, Managing Member of Signature Sports Development, LLC
Managing Member, Eagle Sport Legends Development, LLC

For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney if you wish IDWR to correspond with him/her for all matters related to your claims.

For Office Use Only

Received by LG Date 10-18-06 Fee 0

Receipted by _____ Date _____ Receipt No _____

Processed by _____ AJ Date _____ WR _____ Date _____

FILED EFFECTIVE



ARTICLES OF AMENDMENT TO ARTICLES OF ORGANIZATION LIMITED LIABILITY COMPANY

06 NOV -9 AM 11:16

SECRETARY OF STATE
STATE OF IDAHO

(Instructions on back of application)

1 The name of the limited liability company is:

Eagle Sport Legends Development #2, LLC

If the LLC has been administratively dissolved and the name is no longer available for use, #3 below must include an amendment of name.

2 The date the articles of organization were filed was:

Dec 15, 2004

COMPLETE ONLY THE APPLICABLE ITEMS

3 The name of the limited liability company is amended to read:

Eagle Sport Legends Investments #2, LLC

4 The management of the limited liability company shall henceforth be vested in:

Manager(s) Members

5 The information on the managers/members shall be amended as follows:

<u>Name</u>	<u>Address</u>	<u>Add</u>	<u>Delete</u>	<u>Other</u>
_____	_____	<input type="checkbox"/>	<input type="checkbox"/>	_____
_____	_____	<input type="checkbox"/>	<input type="checkbox"/>	_____
_____	_____	<input type="checkbox"/>	<input type="checkbox"/>	_____
_____	_____	<input type="checkbox"/>	<input type="checkbox"/>	_____
_____	_____	<input type="checkbox"/>	<input type="checkbox"/>	_____

6 Signature of at least one manager, if any, or at least one member.

Signature: *Ascan*

Typed Name: Signature Sports Investments, LLC by

Capacity: manager

Signature: _____

Typed Name: _____

Capacity: _____

Secretary of State use only

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Revised 08/2004

IDAHO SECRETARY OF STATE
11/09/2006 05:00
CR: NONE CT: 1117 BH: 1012742
1 # 30.00 = 30.00 ORGAN AMEN # 4

W35194

