

RECEIVED

OCT 02 2007

Transfer No. 74266Receipt 5029772
10-11-07DEPT. OF WATER RESOURCES
STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

**APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1**Name of applicant : Cove Springs Development, Inc. Phone: 1-208-726-4421Post Office address: P.O. Box 3020, Hailey, ID, 83333**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 : (SEE ADDENDUM).**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
37-481B	August 1, 1882	2.33 cfs 644.70 ac-ft	municipal	April 15 to October 31
37-482G	August 1, 1884	1.86 cfs 644.70 ac-ft	municipal	April 15 to October 31
37-483B	August 1, 1902	11.61 cfs 644.70 ac-ft	municipal	April 15 to October 31
37-2625A	November 13, 1959	3.67 cfs 644.70 ac-ft	municipal	April 15 to October 31
37-481B	August 1, 1882	0.23 cfs	irrigation	April 15 to October 31
37-482G	August 1, 1884	0.18 cfs	irrigation	April 15 to October 31
37-483B	August 1, 1902	1.10 cfs	irrigation	April 15 to October 31
37-2625A	November 13, 1959	0.13 cfs	irrigation	April 15 to October 31

2. Total amount of water being transferred: 19.47 cubic feet/second and/or 644.7 acre-feet per annum.3. Source of water: 37-481B, 482G & 483B - Big Wood River tributary to Malad River
37-2525A - ground water tributary to _____

4. Point(s) of Diversion: (P/D #2 is ONLY for 37-2625A)

Lot	1/4	1/4	1/4	Sec	Twp	Rge	County	Local name for diversion
	NE	SW	NW	36	2N	18E	Blaine	District 45 Canal Headgate
	NE	NE	SW	28	1N	19E	Blaine	

5. Lands Irrigated or place of use: SEE ADDENDUM

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	

SCANNED
NOV 16 2007

OCT 02 2007

Transfer No. 74266

Form 222 November 30, 1999

DEPT. OF WATER RESOURCES

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1

Name of applicant : Cove Springs Development, Inc. Phone: 1-208-726-4421Post Office address: P.O. Box 3020, Hailey, ID, 83333**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 : (SEE ADDENDUM).**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		
37-481B	August 1, 1882	2.33	cfs	644.70	ac-ft	municipal	April 15	to	October 31
37-482G	August 1, 1884	1.86	cfs	644.70	ac-ft	municipal	April 15	to	October 31
37-483B	August 1, 1902	11.61	cfs	644.70	ac-ft	municipal	April 15	to	October 31
37-2625A	November 13, 1959	3.67	cfs	644.70	ac-ft	municipal	April 15	to	October 31
37-481B	August 1, 1882	0.23	cfs			irrigation	April 15	to	October 31
37-482G	August 1, 1884	0.18	cfs			irrigation	April 15	to	October 31
37-483B	August 1, 1902	1.10	cfs			irrigation	April 15	to	October 31
37-2625A	November 13, 1959	0.13	cfs			irrigation	April 15	to	October 31

2. Total amount of water being transferred: 19.47 cubic feet/second and/or 644.7 acre-feet per annum.3. Source of water: 37-481B, 482G & 483B - Big Wood River tributary to Malad River
37-2525A - ground water tributary to _____

4. Point(s) of Diversion: (P/D #2 is ONLY for 37-2625A)

Lot	1/4	1/4	1/4	Sec	Twp	Rge	County	Local name for diversion
	NE	SW	NW	36	2N	18E	Blaine	District 45 Canal Headgate
	NE	NE	SW	28	1N	19E	Blaine	

5. Lands Irrigated or place of use: SEE ADDENDUM

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	

6. General Information:

- a. Description of diversion system, SEE ADDENDUM.
- b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? X Yes _____ 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: SEE ADDENDUM.
- d. Remarks: SEE ADDENDUM

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 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)

RECEIVED
OCT 2 2007
DEPT. OF WATER RESOURCES
SOUTHERN REGION

A. DESCRIPTION OF RIGHT AS RECORDED (SEE ATTACHED COPY OF SRBA RECOMMENDATION)

1. Right 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. 37-481B on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Check appropriate box below.

☐ Tax notice ☐ Warranty Deed ☐ Other: _____

3. Source of water _____

4. Date of priority _____

5. Water is used for the following purposes:

amount _____ for _____ purposes from _____ to _____
amount _____ for _____ purposes from _____ to _____

6. Total amount of water under right _____ cubic feet/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

8. Lands Irrigated or 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	

Total acres:

9. Describe any other water rights used for the same purpose as described above 37-482G, 37-483B, 37-665K, 37-666J, 37-667N, 37-2625A, 37-2638, 37-2700, 37-21463 AND 37-22155.

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 parts B and C)

1. amount 2.56 cfs for Irrigation purposes from April 15 to October 31.

2. Point(s) of Diversion: (SEE ATTACHED COPY OF SRBA RECOMMENDATION)

Lot	1/4	1/4	1/4	Sec	Twp	Rge	County	Local name for diversion

3. Lands Irrigated or 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	
1N	19E	27	11	9	40	11			1.9	30	27.4			13.6	3.8	36	4		187.7
1N	19E	33				2.5													2.5
1N	19E	34					0.2	3.7	8.1										12

Total acres: 202.2

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

recommendation but deleting transferred portion described above, and reducing each combined place of use restriction by 184.3 acres)

202.2 KKC Per 10-1-07e-mail from Jim Speck

1. amount _____ for _____ purposes from _____ to _____.

2. Point(s) of Diversion:

Ident No.	Gov't Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands Irrigated or Place(s) 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	

Total acres:

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 COPY OF SRBA RECOMMENDATION)

1. Right 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. 37-482G on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Check appropriate box below.

☐ Tax notice ☐ Warranty Deed ☐ Other: _____

3. Source of water _____

4. Date of priority _____

5. Water is used for the following purposes:

amount _____ for _____ purposes from _____ to _____
amount _____ for _____ purposes from _____ to _____

6. Total amount of water under right _____ cubic feet/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

8. Lands Irrigated or 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	

Total acres:

9. Describe any other water rights used for the same purpose as described above 37-481B, 37-483B, 37-665K, 37-666J, 37-667N, 37-2625A, 37-2638, 37-2700, 37-21463 AND 37-22155.

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 parts B and C)

1. amount 2.04 cfs for Irrigation purposes from April 15 to October 31.

2. Point(s) of Diversion: (SEE ATTACHED COPY OF SRBA RECOMMENDATION)

Lot	1/4	1/4	1/4	Sec	Twp	Rge	County	Local name for diversion

3. Lands Irrigated or 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	
1N	19E	27	11	9	40	11			1.9	30	27.4			13.6	3.8	36	4		187.7
1N	19E	33				2.5													2.5
1N	19E	34					0.2	3.7	8.1										12

Total acres: 202.2

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

recommendation but deleting transferred portion described above, and reducing each combined place of use restriction by 184.3 acres)

202.2 KKC per 10-1-07 email from Jim Spick

1. amount _____ for _____ purposes from _____ to _____.

2. Point(s) of Diversion:

Ident No.	Gov't Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands Irrigated or Place(s) 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	

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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DEPT. OF WATER RESOURCES
SOUTHERN REGION

A. DESCRIPTION OF RIGHT AS RECORDED (SEE ATTACHED COPY OF SRBA RECOMMENDATION)

1. Right 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. 37-483B on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Check appropriate box below.

☐ Tax notice ☐ Warranty Deed ☐ Other: _____

3. Source of water _____

4. Date of priority _____

5. Water is used for the following purposes:

amount _____ for _____ purposes from _____ to _____
amount _____ for _____ purposes from _____ to _____

6. Total amount of water under right _____ cubic feet/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

8. Lands Irrigated or 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	

Total acres:

9. Describe any other water rights used for the same purpose as described above 37-482G, 37-481B, 37-665K, 37-666J, 37-667N, 37-2625A, 37-2638, 37-2700, 37-21463 AND 37-22155.

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 parts B and C)

1. amount 12.71 cfs for Irrigation purposes from April 15 to October 31.

2. Point(s) of Diversion: (SEE ATTACHED COPY OF SRBA RECOMMENDATION)

Lot	1/4	1/4	1/4	Sec	Twp	Rge	County	Local name for diversion

3. Lands Irrigated or 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	
1N	19E	27	11	9	40	11			1.9	30	27.4			13.6	3.8	36	4		187.7
1N	19E	33				2.5													2.5
1N	19E	34					0.2	3.7	8.1										12

Total acres: 202.2

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

recommendation but deleting transferred portion described above, and reducing each combined place of use restriction by 184.3 acres)

202.2 KKC Per 10-1-07 e-mail from Jim Speck

1. amount _____ for _____ purposes from _____ to _____.

2. Point(s) of Diversion:

Ident No.	Gov't Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands Irrigated or Place(s) 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	

Total acres:

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 COPY OF SRBA RECOMMENDATION)

1. Right 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. 37-2625A on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Check appropriate box below.

☐ Tax notice ☐ Warranty Deed ☐ Other: _____

3. Source of water _____

4. Date of priority _____

5. Water is used for the following purposes:

amount _____ for _____ purposes from _____ to _____
amount _____ for _____ purposes from _____ to _____

6. Total amount of water under right _____ cubic feet/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

8. Lands Irrigated or 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	

Total acres:

9. Describe any other water rights used for the same purpose as described above 37-482G, 37-483B, 37-665K, 37-666J, 37-667N, 37-483B, 37-2638, 37-2700, 37-21463 AND 37-22155.

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 parts B and C)

1. amount 3.8 cfs for Irrigation purposes from April 15 to October 31.

2. Point(s) of Diversion: (SEE ATTACHED COPY OF SRBA RECOMMENDATION)

Lot	1/4	1/4	1/4	Sec	Twp	Rge	County	Local name for diversion

3. Lands Irrigated or 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	
1N	19E	27	11	9	40	11			1.9	30	27.4			13.6	3.8	36	4		187.7
1N	19E	33				2.5													2.5
1N	19E	34					0.2	3.7	8.1										12

Total acres: 202.2

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

recommendation but deleting transferred portion described above, and reducing each combined place of use restriction by 184.3 acres)

202.2 KKC Per 10-1-07 e-mail from Jim Speck

1. amount _____ for _____ purposes from _____ to _____.

2. Point(s) of Diversion:

Ident No.	Gov't Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands Irrigated or Place(s) 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	

Total acres:

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

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OCT 11 2007
DEPT. OF WATER RESOURCES
SOUTHERN REGION

- A. 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.

(SEE EXHIBITS 1 AND 2 TO THE ADDENDUM)

PART 3**B. CHANGES IN NATURE OF USE**

1.

<u>New Nature of Use</u>	<u>Amount</u> (cfs/AF)	<u>Hours/Days/Year</u>	<u>Period Of Use</u>
municipal	19.47 cfs/644.7 ac-ft	24 hrs/day during period of use	April 15 to October 31

2. Quantity and quality of return flows and location of discharge: There will be no difference as the actual use (municipal limited to irrigation) remains the same

3. Describe effects on other water uses resulting from the proposed change: None anticipated - there will be no enlargement of use since the number of acres irrigated by the municipal use will be exactly the same as the number of acres irrigated by the former irrigation use and the period of use remains the same.

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.

COVE SPRINGS DEVELOPMENT, INC.

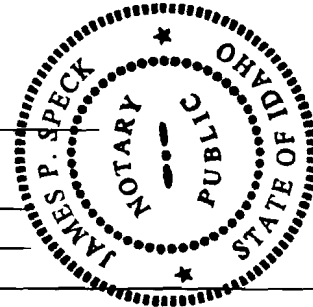
DATE: 10-1-2007

By: Steve Beevers
Steve Beevers, President

Subscribed and sworn to before me this 1 day of October, 2007.

J. P. Speck
Notary Public for Idaho

Residing at Blaine County
My commission expires 1/29/09

**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 _____

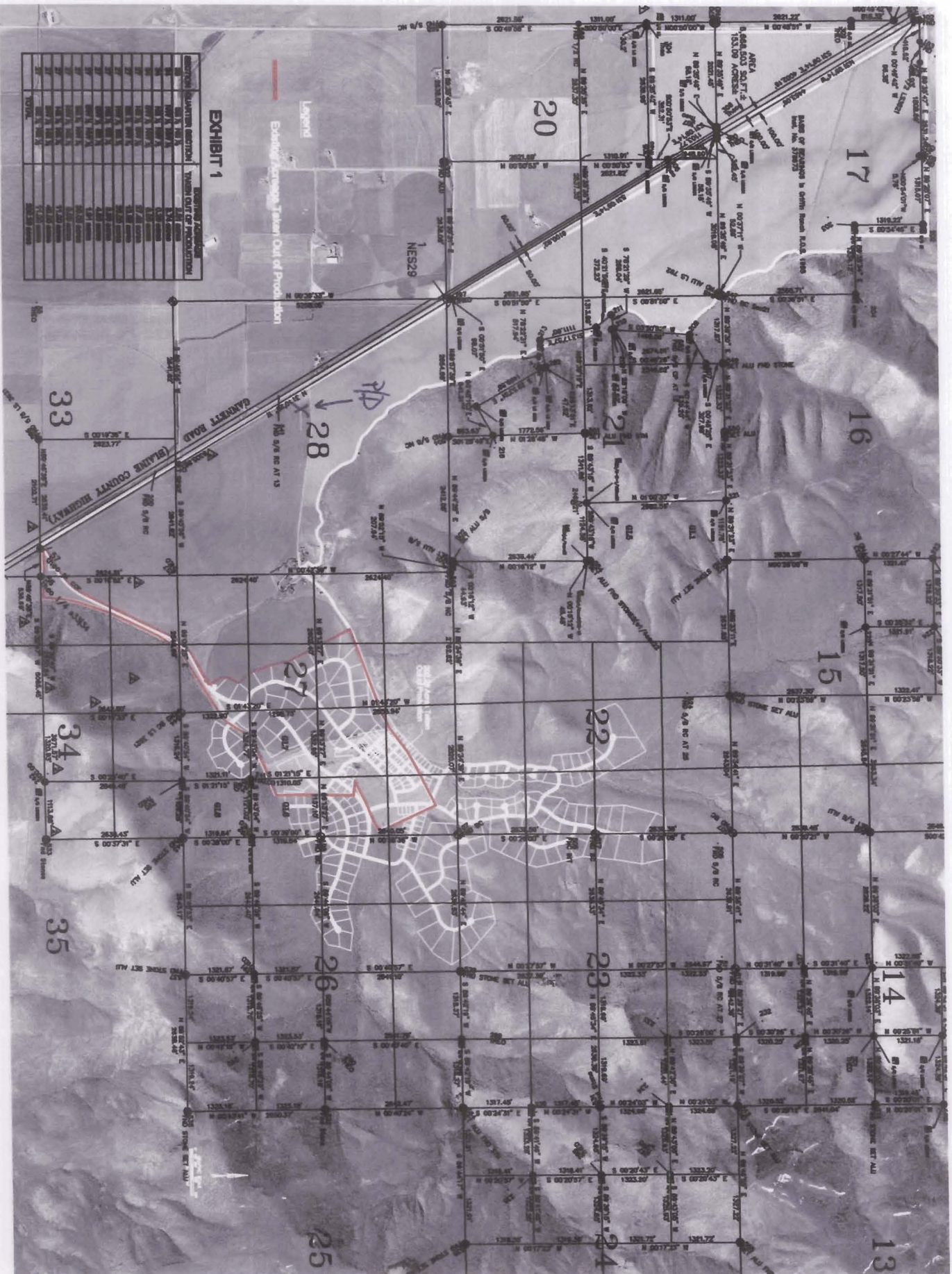
Pub. dates _____ Hearing held by _____ Date _____

Watermaster recommendation requested on _____ Recommended for ☐ approval ☐ denial

_____ received _____ by _____

Copy of transfer sent to lien holder _____

EXHIBIT 1



Spot Elevation Table

Point	Elevation
A1	246.1654
A2	218.8860
A3	64.3158
A4	619.4441
A5	160.18
A6	148.10
A7	63.340
A8	43.309
A9	60.520
A10	217.60
A11	608.50
A12	402.479
A13	602.11
A14	344.718
A15	52.0827
A16	3.10843
A17	2.3154
A18	6.44243
A19	268.198
A20	37.481
A21	316.0318
A22	119.09120
A23	155.0736
A24	203.131
A25	234.007
A26	223.450
A27	1.8388
A28	606.32
A29	232.88
A30	387.044
A31	207.818
A32	160.048
A33	160.121
A34	85.745
A35	2.3154
A36	2.3154
A37	614.281
A38	444.805
A39	160

Map Labels: C-13, C-14, C-15, C-16, C-17, C-18, C-19, C-20, C-21, C-22, C-23, C-24, C-25, C-26, C-27, C-28, C-29, C-30, C-31, C-32, C-33, C-34, C-35, C-36, C-37, C-38, C-39, C-40, C-41, C-42, C-43, C-44, C-45, C-46, C-47, C-48, C-49, C-50, C-51, C-52, C-53, C-54, C-55, C-56, C-57, C-58, C-59, C-60, C-61, C-62, C-63, C-64, C-65, C-66, C-67, C-68, C-69, C-70, C-71, C-72, C-73, C-74, C-75, C-76, C-77, C-78, C-79, C-80, C-81, C-82, C-83, C-84, C-85, C-86, C-87, C-88, C-89, C-90, C-91, C-92, C-93, C-94, C-95, C-96, C-97, C-98, C-99, C-100.

Legend:

- Proposed Development
- Existing Development
- Proposed Road
- Existing Road
- Proposed Waterway
- Existing Waterway
- Proposed Boundary
- Existing Boundary

Scale: 1 inch = 100 feet

North Arrow: Points North

Inset Map: Shows the location of the C-13 area within the larger context of the project area.

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 37-481B

NAME AND ADDRESS: REDSTONE PARTNERS LP
1188 EAGLE VISTA CT
RENO NV 89511

SOURCE: BIG WOOD RIVER

TRIBUTARY: MALAD RIVER

QUANTITY: 13.670 CFS

PRIORITY DATE: 08/01/1882

POINT OF
DIVERSION: T02N R18E S36 NESWNW Within BLAINE CountyPURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/15 10/31	13.670 CFS

PLACE OF USE: IRRIGATION in BLAINE County

T01N R19E S17	SWNE	38.00	T01N R19E S17	SWNW	34.00
T01N R19E S17	SENE	40.00	T01N R19E S17	NESW	40.00
T01N R19E S17	NWSW	34.00	T01N R19E S17	SWSW	40.00
T01N R19E S17	SESE	35.00	T01N R19E S17	NESE	11.00
T01N R19E S17	NWSE	40.00	T01N R19E S17	SWSE	40.00
T01N R19E S17	SESE	22.00	T01N R19E S20	NENE	39.00
T01N R19E S20	NWNE	39.00	T01N R19E S20	SWNE	19.00
T01N R19E S20	SENE	40.00	T01N R19E S20	NENW	37.00
T01N R19E S20	NWNW	40.00	T01N R19E S20	NESE	35.00
T01N R19E S20	NWSE	1.30	T01N R19E S20	SESE	13.00
T01N R19E S21	NWNW	10.00	T01N R19E S21	SWNW	9.00
T01N R19E S21	NWSW	24.00	T01N R19E S21	SWSW	36.00
T01N R19E S21	SESE	1.20	T01N R19E S27	NENE	11.00
T01N R19E S27	NWNE	9.00	T01N R19E S27	SWNE	40.00
T01N R19E S27	SENE	11.00	T01N R19E S27	SWNW	13.00
T01N R19E S27	SENE	30.00	T01N R19E S27	NESW	40.00
T01N R19E S27	NWSW	38.00	T01N R19E S27	SWSW	40.00
T01N R19E S27	SESE	30.00	T01N R19E S27	NESE	3.80
T01N R19E S27	NWSE	36.00	T01N R19E S27	SWSE	4.00
T01N R19E S28	SWNE	14.00	T01N R19E S28	SENE	4.00
T01N R19E S28	NENW	13.00	T01N R19E S28	NWNW	29.00
T01N R19E S28	SWNW	6.40	T01N R19E S28	SENE	37.00
T01N R19E S28	NESW	22.00	T01N R19E S28	NWSW	2.20
T01N R19E S28	NESE	39.00	T01N R19E S28	NWSE	39.00
T01N R19E S28	SWSE	36.00	T01N R19E S28	SESE	40.00
T01N R19E S33	NENE	40.00	T01N R19E S33	NWNE	14.00
T01N R19E S33	SENE	30.00	T01N R19E S34	NENW	0.20
T01N R19E S34	NWNW	31.00	T01N R19E S34	SWNW	15.00

1435.1 ACRES TOTAL

Right Nos. 37-481B, 37-482G and 37-483B are limited to the irrigation of a combined total of 1079 acres in a single irrigation season.

This right is limited to the irrigation of 1079.0 acres within the place of use described above in a single irrigation season.

Right Nos. 37-481B, 37-482G, 37-483B, 37-665K, 37-666J, 37-667N, 37-2625A, 37-2638, 37-2700, 37-21463 and 37-22155 are limited to the irrigation of a combined total of 1435.1 acres in a single irrigation season.

Right Nos. 37-481B, 37-482G, 37-483B, 37-665K, 37-666J, 37-667N and 37-22155 are limited to the irrigation of a combined total of 1435.1 acres in a single irrigation season.

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. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 37-482G

NAME AND ADDRESS: REDSTONE PARTNERS LP
1188 EAGLE VISTA CT
RENO NV 89511

SOURCE: BIG WOOD RIVER

TRIBUTARY: MALAD RIVER

QUANTITY: 10.870 CFS

PRIORITY DATE: 08/01/1884

POINT OF

DIVERSION: T02N R18E S36 NESWNW Within BLAINE County

PURPOSE AND
PERIOD OF USE:

	<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
	IRRIGATION	04/15 10/31	10.870 CFS
PLACE OF USE:	<u>IRRIGATION in BLAINE County</u>		
	T01N R19E S17 SWNE	38.00 T01N R19E S17 SWNW	34.00
	T01N R19E S17 SENW	40.00 T01N R19E S17 NESW	40.00
	T01N R19E S17 NWSW	34.00 T01N R19E S17 SWSW	40.00
	T01N R19E S17 SESW	35.00 T01N R19E S17 NESE	11.00
	T01N R19E S17 NWSE	40.00 T01N R19E S17 SWSE	40.00
	T01N R19E S17 SESE	22.00 T01N R19E S20 NENE	39.00
	T01N R19E S20 NWNE	39.00 T01N R19E S20 SWNE	19.00
	T01N R19E S20 SENE	40.00 T01N R19E S20 NENW	37.00
	T01N R19E S20 NWNW	40.00 T01N R19E S20 NESE	35.00
	T01N R19E S20 NWSE	1.30 T01N R19E S20 SESE	13.00
	T01N R19E S21 NWNW	10.00 T01N R19E S21 SWNW	9.00
	T01N R19E S21 NWSW	24.00 T01N R19E S21 SWSW	36.00
	T01N R19E S21 SESW	1.20 T01N R19E S27 NENE	11.00
	T01N R19E S27 NWNE	9.00 T01N R19E S27 SWNE	40.00
	T01N R19E S27 SENE	11.00 T01N R19E S27 SWNW	13.00
	T01N R19E S27 SENW	30.00 T01N R19E S27 NESW	40.00
	T01N R19E S27 NWSW	38.00 T01N R19E S27 SWSW	40.00
	T01N R19E S27 SESW	30.00 T01N R19E S27 NESE	3.80
	T01N R19E S27 NWSE	36.00 T01N R19E S27 SWSE	4.00
	T01N R19E S28 SWNE	14.00 T01N R19E S28 SENE	4.00
	T01N R19E S28 NENW	13.00 T01N R19E S28 NWNW	29.00
	T01N R19E S28 SWNW	6.40 T01N R19E S28 SENW	37.00
	T01N R19E S28 NESW	22.00 T01N R19E S28 NWSW	2.20
	T01N R19E S28 NESE	39.00 T01N R19E S28 NWSE	39.00
	T01N R19E S28 SWSE	36.00 T01N R19E S28 SESE	40.00
	T01N R19E S33 NENE	40.00 T01N R19E S33 NWNE	14.00
	T01N R19E S33 SENE	30.00 T01N R19E S34 NENW	0.20
	T01N R19E S34 NWNW	31.00 T01N R19E S34 SWNW	15.00

1435.1 ACRES TOTAL

Right Nos. 37-481B, 37-482G, 37-483B, 37-665K, 37-666J, 37-667N and 37-22155 are limited to the irrigation of a combined total of 1435.1 acres in a single irrigation season.

This right is limited to the irrigation of 1079.0 acres within the place of use described above in a single irrigation season.

Right Nos. 37-481B, 37-482G, 37-483B, 37-665K, 37-666J, 37-667N, 37-2625A, 37-2638, 37-2700, 37-21463 and 37-22155 are limited to the irrigation of a combined total of 1435.1 acres in a single irrigation season.

Right Nos. 37-481B, 37-482G and 37-483B are limited to the irrigation of a combined total of 1079 acres in a single irrigation season.

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. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.

02/20/2007

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 37-483B

NAME AND ADDRESS: REDSTONE PARTNERS LP
1188 EAGLE VISTA CT
RENO NV 89511

SOURCE: BIG WOOD RIVER

TRIBUTARY: MALAD RIVER

QUANTITY: 68.000 CFS

PRIORITY DATE: 08/01/1902

POINT OF

DIVERSION: T02N R18E S36 NESWNW Within BLAINE County

PURPOSE AND

PERIOD OF USE:

	<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
	IRRIGATION	04/15 10/31	68.000 CFS
PLACE OF USE:	<u>IRRIGATION in BLAINE County</u>		
T01N R19E S17	SWNE 38.00	T01N R19E S17	SWNW 34.00
T01N R19E S17	SENE 40.00	T01N R19E S17	NESW 40.00
T01N R19E S17	NWSW 34.00	T01N R19E S17	SWSW 40.00
T01N R19E S17	SESW 35.00	T01N R19E S17	NESE 11.00
T01N R19E S17	NWSE 40.00	T01N R19E S17	SWSE 40.00
T01N R19E S17	SESE 22.00	T01N R19E S20	NENE 39.00
T01N R19E S20	NWNE 39.00	T01N R19E S20	SWNE 19.00
T01N R19E S20	SENE 40.00	T01N R19E S20	NENW 37.00
T01N R19E S20	NWNW 40.00	T01N R19E S20	NESE 35.00
T01N R19E S20	NWSE 1.30	T01N R19E S20	SESE 13.00
T01N R19E S21	NWNW 10.00	T01N R19E S21	SWNW 9.00
T01N R19E S21	NWSW 24.00	T01N R19E S21	SWSW 36.00
T01N R19E S21	SESW 1.20	T01N R19E S27	NENE 11.00
T01N R19E S27	NWNE 9.00	T01N R19E S27	SWNE 40.00
T01N R19E S27	SENE 11.00	T01N R19E S27	SWNW 13.00
T01N R19E S27	SENE 30.00	T01N R19E S27	NESW 40.00
T01N R19E S27	NWSW 38.00	T01N R19E S27	SWSW 40.00
T01N R19E S27	SESW 30.00	T01N R19E S27	NESE 3.80
T01N R19E S27	NWSE 36.00	T01N R19E S27	SWSE 4.00
T01N R19E S28	SWNE 14.00	T01N R19E S28	SENE 4.00
T01N R19E S28	NENW 13.00	T01N R19E S28	NWNW 29.00
T01N R19E S28	SWNW 6.40	T01N R19E S28	SENE 37.00
T01N R19E S28	NESW 22.00	T01N R19E S28	NWSW 2.20
T01N R19E S28	NESE 39.00	T01N R19E S28	NWSE 39.00
T01N R19E S28	SWSE 36.00	T01N R19E S28	SESE 40.00
T01N R19E S33	NENE 40.00	T01N R19E S33	NWNE 14.00
T01N R19E S33	SENE 30.00	T01N R19E S34	NENW 0.20
T01N R19E S34	NWNW 31.00	T01N R19E S34	SWNW 15.00

1435.1 ACRES TOTAL

Right Nos. 37-481B, 37-482G, 37-483B, 37-665K, 37-666J, 37-667N, 37-2625A, 37-2638, 37-2700, 37-21463 and 37-22155 are limited to the irrigation of a combined total of 1435.1 acres in a single irrigation season.

Right Nos. 37-481B, 37-482G and 37-483B are limited to the irrigation of a combined total of 1079 acres in a single irrigation season.

Right Nos. 37-481B, 37-482G, 37-483B, 37-665K, 37-666J, 37-667N and 37-22155 are limited to the irrigation of a combined total of 1435.1 acres in a single irrigation season.

This right is limited to the irrigation of 1079.0 acres within the place of use described above in a single irrigation season.

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. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 37-2625A

NAME AND ADDRESS: REDSTONE PARTNERS LP
1188 EAGLE VISTA CT
RENO NV 89511

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 7.960 CFS
1,396.50 AFY

The rights listed below are limited to a total combined diversion rate of 21.85 cfs.
Combined Right Nos.: 37-2625A, 37-2638, 37-2700 and 37-21463.

PRIORITY DATE: 11/13/1959

POINT OF
DIVERSION: T01N R19E S17 NWSWN Within BLAINE County
T01N R19E S20 NENENW Within BLAINE County
T01N R19E S28 SWSNW Within BLAINE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 11/01	7.960 CFS 1,396.50 AFY

PLACE OF USE: IRRIGATION in BLAINE County

T01N R19E S17	SWNE	38.00	T01N R19E S17	SWNW	34.00
T01N R19E S17	SENE	40.00	T01N R19E S17	NESW	40.00
T01N R19E S17	NWSW	34.00	T01N R19E S17	SWSW	40.00
T01N R19E S17	SESW	35.00	T01N R19E S17	NESE	11.00
T01N R19E S17	NWSE	40.00	T01N R19E S17	SWSE	40.00
T01N R19E S17	SESE	22.00	T01N R19E S20	NENE	39.00
T01N R19E S20	NWNE	39.00	T01N R19E S20	SWNE	19.00
T01N R19E S20	SENE	40.00	T01N R19E S20	NENW	37.00
T01N R19E S20	NWNW	40.00	T01N R19E S20	NESE	35.00
T01N R19E S20	NWSE	1.30	T01N R19E S20	SESE	13.00
T01N R19E S21	NWNW	10.00	T01N R19E S21	SWNW	9.00
T01N R19E S21	NWSW	24.00	T01N R19E S21	SWSW	36.00
T01N R19E S21	SESW	1.20	T01N R19E S27	NENE	11.00
T01N R19E S27	NWNE	9.00	T01N R19E S27	SWNE	40.00
T01N R19E S27	SENE	11.00	T01N R19E S27	SWNW	13.00
T01N R19E S27	SENE	30.00	T01N R19E S27	NESW	40.00
T01N R19E S27	NWSW	38.00	T01N R19E S27	SWSW	40.00
T01N R19E S27	SESW	30.00	T01N R19E S27	NESE	3.80
T01N R19E S27	NWSE	36.00	T01N R19E S27	SWSE	4.00
T01N R19E S28	SWNE	14.00	T01N R19E S28	SENE	4.00
T01N R19E S28	NENW	13.00	T01N R19E S28	NWNW	29.00
T01N R19E S28	SWNW	6.40	T01N R19E S28	SENE	37.00
T01N R19E S28	NESW	22.00	T01N R19E S28	NWSW	2.20
T01N R19E S28	NESE	39.00	T01N R19E S28	NWSE	39.00
T01N R19E S28	SWSE	36.00	T01N R19E S28	SESE	40.00

T01N R19E S33	NENE	40.00	T01N R19E S33	NWNE	14.00
T01N R19E S33	SENE	30.00	T01N R19E S34	NENW	0.20
T01N R19E S34	NWNW	31.00	T01N R19E S34	SWNW	15.00

1435.1 ACRES TOTAL

Right Nos. 37-2625A, 37-2638, 37-2700 and 37-21463 are limited to the irrigation of a combined total of 1435.1 acres in a single irrigation season.

This right is limited to the irrigation of 399 acres within the place of use described above in a single irrigation season.

Right Nos. 37-481B, 37-482G, 37-483B, 37-665K, 37-666J, 37-667N, 37-2625A, 37-2638, 37-2700, 37-21463 and 37-22155 are limited to the irrigation of a combined total of 1435.1 acres in a single irrigation season.

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

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.

If the surface water rights appurtenant to the place of use is sold, transferred, leased or used on any other place of use, this right to divert ground water 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.

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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

Right No. 37-21463 is an enlargement of this right pursuant to Section 42-1426, Idaho Code.

Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code.

Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.

**ADDENDUM TO
APPLICATION FOR TRANSFER
BY
COVE SPRINGS DEVELOPMENT, INC.**

1. INTRODUCTION. Cove Springs Development, Inc. (“CSDI”) files this Application for Transfer (“Application”) to create municipal water rights to provide all of the irrigation needs of Cove Springs, a new residential community in Blaine County, Idaho (the “Project”). The Project will be developed on a portion of the Cove Ranch (the “Ranch”) for which CSDI has an option to purchase from Redstone Partners, LP, the owner of the Ranch (“Redstone”). Application for Permit 37-22161 has been filed to cover all of the other municipal uses within the Project which include in-house domestic water service for 307 residential units, a community service center, neighborhood service businesses such as day care and a small market, public bathrooms and water fountains in a park, and fire protection. Separate systems will deliver Water Right 37-22161 and the municipal water rights for irrigation only created by this Application. The details follow.

2. DETAILS. The Application is for the right to divert ground water for “municipal purposes” as defined by I.C. § 42-202B(6) which includes water for “residential, commercial, industrial, irrigation of parks and open space, and related purposes.” However, we propose to restrict and limit the municipal use by conditions on the water right permit and license to irrigation of 184.2 acres within the “service area” of the Project during a April 15 to October 31 season of use. The total annual volume of water (surface and ground) which may be diverted for this use should be limited to 3.5 acre-feet per acre for a total of 644.7 acre-feet per annum. CSDI will be a “municipal provider” as defined in I.C. § 42-202B(5)(c) and will either operate the system itself or will form or contract with another appropriate entity to operate it.

a. Points of Diversion. Two (2) wells will be drilled in the location shown on **Exhibit 1**. It is anticipated that each well will be approximately 250 feet deep. It is anticipated that the pumping system will include a well with a 150 horsepower main pump and a booster pump at each well. These will be the same wells used to supply the separate municipal water system for the domestic and related uses under Application for Permit 37-22161.

b. Place of Use. The place of use for all of the municipal uses shall be the “service area” for CSDI which is the area it is “authorized or obligated to serve” (I.C. § 42-202B(9)). The “service area” shall be all of the lands within the boundaries of the Project. A map of the Project is attached as **Exhibit 2** with the boundaries drawn in red.

c. “Planning Horizon” and “Reasonably Anticipated Future Needs”. I.C. § 42-202(2) requires an application for a water right for “municipal purposes” by a “municipal provider” to include information and documentation on the “planning horizon” and “reasonably anticipated future needs” as defined in I.C. § 42-202B(7) and (8), respectively. The Project will be developed in three phases. Phase I includes the development of 117 residential lots and the community center

and is projected to be completed within three (3) years of the date of the Blaine County Commissioners' approval the final PUD plat for the Project. Phase II includes the development of 109 residential lots. Phase II is projected to be completed three (3) years after the completion of Phase I. Phase III includes the development of the remaining 81 residential lots, the neighborhood services businesses and. Phase III is projected to be completed three (3) years after completion of Phase II. Thus, at then end of nine (9) years after final PUD plat approval, the entire water system for the water right which is the subject of the Application should be completed. It is anticipated that it will take another eleven (11) years for full build-out of the Project. Since the actual development of the irrigated landscaping on the residential lots will depend on many factors, including several beyond the control of CSDI, the Application seeks a planning horizon of twenty (20) years.

d. Irrigation. The irrigation of residential lawns and other landscaping will be limited by the Project restrictive covenants to 0.5 acre for each lot in the Valley an View neighborhoods. It is assumed that all but ½ acre of each lot in the Equestrian neighborhood will be irrigated. Irrigation of the lots in the Homestead neighborhood is estimated at approximately 60% of the total lot size. These irrigated areas are summarized as follows:

NEIGHBORHOOD	PHASE I	PHASE II	PHASE III	TOTAL AT BUILD-OUT
Homestead	6.9	4.4	4.3	15.6
Valley	8.0	0.0	7.5	15.5
View	8.5	37.5	22.5	68.5
Equestrian	51.4	24.8	0.0	76.2
Community Center Park	0.0	8.4	0.0	8.4
TOTALS	74.8	75.1	34.3	184.2

e. Storage and Diversions from Storage for Irrigation. The Project will include 500,000 gallons of enclosed storage to be used for peak demand irrigation flows.

3. ADDITIONAL APPURTENANT IRRIGATION WATER RIGHTS. The Project overlaps a total of 202.2 acres of the place of use recommended in the SRBA for each of the transferred water rights. The overlap area is outlined in red on **Exhibit 1**. As described above there will be a total of 184.2 acres irrigated in the Project at buildout. Applicant requests that the water rights appurtenant to the additional 27 acres be re-numbered and given a new permissible place of use equal to the 202.2 acres described for each right in Part 2 of this Application. Each right individually, and all of the rights collectively, will be limited to the irrigation of 18 acres within this permissible place of use. These water rights will then be placed in the Water Supply Bank until it is determined through the Project approval process with Blaine County how they will be used as part of the Project or otherwise.