

(Internet)

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

74108
Transfer No. ~~73646~~
RECEIVED

APPLICATION FOR TRANSFER OF WATER RIGHT

AUG 17 2027

WATER RESOURCES
WESTERN REGION

Name of applicant David Swank Phone (208) 939-620
Post Office address 1275 W. Quarter Drive, Eagle ID 83616

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 Added own point of diversion
from original well - Walt Stillwell.

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 |
|---|------------|-----------------------|------------------|---------------|
| 63-3016R | 01/03/1955 | 0.05/19.4 | Irrigation | 3/1 to 11/15 |
| | | | | to |
| | | | | to |
| | | | | to |
| | | | | to |
| 2. Total amount of water being transferred <u>.05</u> cubic feet per second and/or <u>19.4</u> acre-feet per annum. | | | | |
| 3. Source of water <u>Groundwater</u> tributary to | | | | |
| 4. Point(s) of Diversion: | | | | |

[illegible]

5. Lands irrigated or place of use: NA

[illegible]

Total acres _____

PART 1

6. General Information:

a. Description of diversion system 6" well 245' deep with pump and pipeline. Sprinkler / drip Irrigation.

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:

d. Remarks:

Lot 1 & 2 Blk 5 Stillwell Estates #9

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 limitations and conditions:

Witness my hand this _____ day of _____, 19 _____

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 No change.

(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	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

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

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

Total acres _____

**APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3**

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T5N R1E S29

**NWSW
2.7 ACRES**

NEW POINT OF DIVERSION

NEW PLACE OF USE

**NESW
0.4 ACRES**

**SWSW
0.6 ACRES**

**SESW
0.6 ACRES**

OLD POINT OF DIVERSION

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

1	New Nature of Use	Amount (cfs/ac-ft)	Hours/days/year	Period of Use
	<u>N/A</u>			_____ to _____
				_____ to _____

2. Quantity and quality of return flows and location of discharge:

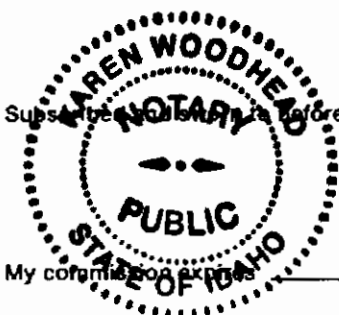
N/A

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

N/A

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

August, 18 2007.

(Signature of Applicant)

(Notary Public)

My commission expires

5-12-11**FOR DEPARTMENT USE ONLY**Transfer contains 6 pages and 2 attachmentsReceived by DB Date 8-17-07

Protest filed by _____

Prelim. check by DAN Fee \$100-Received by DB / W035748 Date 8-17-07

Published in _____

Copies of protest forwarded by _____

Pub. dates _____

Hearing held by _____ Date _____

Watermaster recommendation requested on _____

Recommended for ☐ approval ☐ denial

_____ rec'd. _____

by _____

Copy of transfer sent to lien holder _____

After Recording, return document to:

DEPUTY Patti Thompson
RECORDED - REQUEST OF
Stewart Title Company



ST6050207 DS/JS

WARRANTY DEED

In consideration of ONE DOLLAR (\$1.00) and other valuable consideration, receipt of which is hereby acknowledged by INGVARD FIND AND NAOMI E. EARTHY-FIND, HUSBAND AND WIFE, the Grantor hereby grants, bargains, sells, conveys and warrants unto SIRVA RELOCATION, LLC, a Delaware Limited Liability Company, the Grantee whose current address is: 3300 Fernbrook Ln N., #300, Plymouth, MN 55447

the following described property:

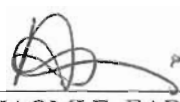
See attached Exhibit "A"

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, their heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that it is the owner in fee simple of said premises; that said premises are free from all encumbrances and that it will warrant and defend the same from all lawful claims whatsoever.

SUBJECT TO: Current General Taxes, a lien in the process of assessment, not yet due or payable. Easements, restrictions, reservations, covenants, agreements, provisions and mineral exceptions of record, and Assessments, if any.

Dated:

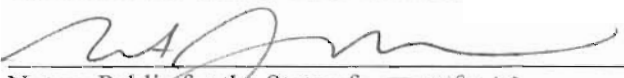

INGVARD FIND

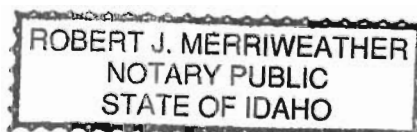

NAOMI E. EARTHY-FIND

STATE OF IDAHO)
)ss.
County of ADA)

On this 17 day of April, 2007, before me, Robert J. Merriweather, the undersigned, a Notary Public, in and for said State, personally appeared INGVARD FIND, known or identified to me to be the person(s) whose name(s) are subscribed to the within instrument and acknowledged to me that they executed the same.

WITNESS MY HAND AND OFFICIAL SEAL.

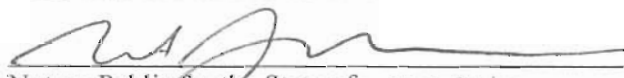

Notary Public for the State of: IDAHO
Residing In: Eagle
Commission Expires: OCT 10 2007

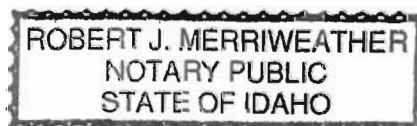


STATE OF IDAHO)
)ss.
County of ADA)

On this 17 day of April, 2007, before me, Robert J. Merriweather, the undersigned, a Notary Public, in and for said State, personally appeared NAOMI E. EARTHY-FIND, known or identified to me to be the person(s) whose name(s) are subscribed to the within instrument and acknowledged to me that they executed the same.

WITNESS MY HAND AND OFFICIAL SEAL.


Notary Public for the State of: IDAHO
Residing In: Eagle
Commission Expires: OCT 10 2007



Attachment
A-1

EXHIBIT A

Lot 1 and 2, in Block 5 of Stillwell Estates No. 9 Subdivision, According to the official Plat thereof, filed in Book 61 of Plats at Page 6112-6113, records of Ada County, Idaho. Amended by Affidavit recorded December 17, 1993 as Instrument No. 93107195 and further Amended by Affidavit recorded June 15, 1994, as Instrument No. 94056025, and further amended by Affidavit recorded December 6, 1995 as Instrument No. 950898669.

Attachment A-2

2

2

After Recording, return document to:

ADA COUNTY RECORDER J. DAVID NAVARRO
BOISE IDAHO 04/30/07 04:53 PM
DEPUTY Patti Thompson
RECORDED - REQUEST OF
Stewart Title Company

AMOUNT 6.00

2



107062222

ST 6050207 DS/JS

WARRANTY DEED

In consideration of ONE DOLLAR (\$1.00) and other valuable consideration, receipt of which is hereby acknowledged by SIRVA RELOCATION, LLC, a Delaware Limited Liability Company, the Grantor hereby grants, bargains, sells, conveys and warrants unto:

DAVID M. SWANK and SARAH W. SWANK, husband and wife

the Grantee whose current address is: 6178 E. Princeton Circle, Englewood, CO 80111

the following described property:

SEE ATTACHED EXHIBIT "A"

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, their heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that it is the owner in fee simple of said premises; that said premises are free from all encumbrances and that it will warrant and defend the same from all lawful claims whatsoever.

SUBJECT TO: Current General Taxes, a lien in the process of assessment, not yet due or payable. Easements, restrictions, reservations, provisions of record, and Assessments, if any.

Dated:

SIRVA RELOCATION, LLC

Raymond Danner
By: Raymond Danner

STATE OF Ohio)
County of Lake)SS)

On this 24 day of April, 20 07 before me, Debbie Novak, the undersigned, a Notary Public, in and for said State, personally appeared Raymond Danner as Closing Specialist of SIRVA RELOCATION, LLC known or identified to me to be the person(s) whose name(s) are subscribed to the within instrument and acknowledged to me that he/she/they executed the same.

WITNESS MY HAND AND OFFICIAL SEAL.

Debbie Novak, Notary Public
State of Ohio - Lake County
My Commission Expires 8-4-10

Debbie Novak
Notary Public for the State of :
Residing In:
Commission Expires:

Attachment
B-1

EXHIBIT A

Lot 1 and 2, in Block 5 of Stillwell Estates No. 9 Subdivision, According to the official Plat thereof, filed in Book 61 of Plats at Page 6112-6113, records of Ada County, Idaho. Amended by Affidavit recorded December 17, 1993 as Instrument No. 93107195 and further Amended by Affidavit recorded June 15, 1994, as Instrument No. 94056025, and further amended by Affidavit recorded December 6, 1995 as Instrument No. 950898669.

Attachment
B-2