

Page _____ of _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESTransfer No. 71652APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1Name of applicant Croy Creek Properties Phone (208) 788-9300Post Office address P.O. Box 1130, Hailey, ID 83333

RECEIVED

AUG 16 2007

DEPT. OF WATER RESOURCES
SOUTHERN REGION

A. PURPOSE OF TRANSFER

1. ☐ Change point of diversion ☒ Add diversion point ☒ Change place of use ☐ Change nature of use ☐ Change period of use ☒ Other Include in PPU
2. Describe the reason for the proposed changes To modify the place of use in conjunction with a proposed subdivision development

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. Right Number 37-7319 Priority 1/17/1974 Amount (cfs/ac-ft) 1.09/395.7 Nature of Use Irrigation Period of Use 4/15 to 10/31
2. Total amount of water being transferred 1.09 cubic feet per second and/or 395.7 acre-feet per annum.
3. Source of water Groundwater tributary to _____
4. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge	County	Local name for diversion
		NE	NE	35	2N	17E	Blaine	Existing well

5. 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	
2N	17E	25											40	20.4		4.7	29.6	3.5	98.2
2N	17E	26																40	40
2N	17E	35	40			40													80
2N	17E	36		25.7	40		40	40	40	40						40			265.7

PART 1

6. General Information:

- a. Description of diversion system Diversion from wells to booster station, pumped to
pressurized irrigation 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 ☒ 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 effect on the land now irrigated if the place of use is changed pursuant to this transfer:
Irrigation may occur within the PPU at different locations than historical
usage.
- d. Remarks:

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 _____, 20 _____.

Page _____ of _____

Transfer No. _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

RECEIVED

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DEPT. OF WATER RESOURCES
SOUTHERN REGION

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. _____ Decreed to _____
in case of _____ vs. _____
dated _____ in _____ county of _____
- b. License No. 37-7319 issued by the Idaho Department of Water Resources.
- c. Claim No. 37-7319 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. Label document as attachment A. check appropriate box below.

☐ Tax notice☒ Warranty Deed☐ Other _____3. Source of water Groundwater tributary to _____4. Date of priority 1/17/1974

5. Water is used for the following purpose:

Amount 1.09/395.7 for Irrigation purposes from 4/15 to 10/15
(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 1.09 cubic feet per second and/or 395.7 acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge	County	Local name for diversion
	NW	NE	NE	35	2N	17E	Blaine	Well
	SW	NE	NE	35	2N	17E	Blaine	Well

8. 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	
2N	17E	25											1						1
2N	17E	35	39			40													79
2N	17E	36		12	8		12	31	40	39									142

Total acres 2229. Describe any other water rights used for the same purpose as described above 37-22065, 37-22067, 37-22069

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	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 _____



CROY CREEK PROPERTIES LLC- PROPOSED PPU
T.02N R.17E SEC. 25, 26, 35, 36
2002 AERIAL PHOTOGRAPH

BROCKWAY ENGINEERING, PLLC.
ZL - 8/6/07

F:\Projects\Croy Creek Ranch\arcview 9\2007 PPU Transfer.mxd

0 0.1 0.2 0.4 Miles

Legend

- Proposed PPU = 483.9 ac.
- Sections
- t02n17e



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

1.

<u>New Nature of Use</u>	<u>Amount</u> (cfs/ac-ft)	<u>Hours/days/year</u>	<u>Period of Use</u>
_____	_____	_____	_____ to _____
_____	_____	_____	_____ to _____
2. Quantity and quality of return flows and location of discharge:
None
3. Describe the effects on other water uses resulting from the proposed change:
None

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.

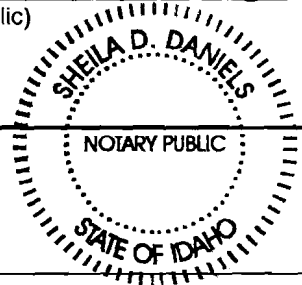
I understand that any willful misrepresentations made in this application may result in voiding its approval.

Sheila D. Daniels Power of Atty.
(Signature of Applicant)

Subscribed and sworn to before me this 8th day of August, 20 07.

Sheila D. Daniels
(Notary Public)

My commission expires Aug. 16, 2013

**FOR DEPARTMENT USE ONLY**

Transfer contains _____ pages and _____ attachments	
Received by <u>JJ</u> Date <u>8-16-07</u>	Protest filed by _____
Prelim. check by _____ Fee <u>-</u>	_____
Receipted by <u>-</u> Date <u>-</u>	_____
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 _____	

LIMITED POWER OF ATTORNEY

KNOWN ALL MEN BY THESE PRESENT:

I, David Alexander, hereby nominate and appoint Brockway Engineering PLLC (Charles G. Brockway) as my attorney-in-fact with full authority to act for and on my behalf to undertake any and all acts or matters pertaining to water right transfers and claims before the Idaho Department of Water Resources for the following water right transactions:

Transfer applications for water rights 37-22065, 37-22067, 37-22069, and 37-7319.

in Blaine County, Idaho. Additionally, I hereby ratify and confirm any and all such acts on matters as contemplated herein.

My agent is hereby authorized to sign, seal and deliver, as my act in deed, those said instruments of writing that may be necessary or proper to carry into execution and effect the applications, and transfers above-mentioned. Further, I hereby declare that each and every application, transfer, agreement, receipt, or payment which shall be by my said agent given, made or done for the aforesaid purposes shall be as good, valid, and effectual as if they had been signed, sealed, and delivered by me in my own proper person; and I hereby undertake at all times to ratify whatsoever my said agent shall lawfully do or cause to be done in or concerning the said premises by virtue of these present. This Limited Power of Attorney will become void upon approval, denial or withdrawal of the above referenced applications.

Dated this 3rd day of August, 2007.

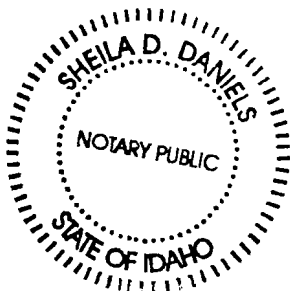
[Signature]
Signature

State of Idaho)
County of Twin Falls) ss.

On this 3rd Day of August, ~~2006~~ ²⁰⁰⁷, before me, a Notary Public in and for said County and State, personally appeared David Alexander, known or identified to me to be the individual whose name and subscription to the within instrument, and acknowledged to me that he 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.

S
E
A
L



Sheila D. Daniels
Notary Public
In and for said State and County
August 20, 2013
My Commission Expires

FILED EFFECTIVE



ARTICLES OF ORGANIZATION LIMITED LIABILITY COMPANY

(Instructions on back of application)

2004 MAR 24 AM 8:38
STATE OF IDAHO

1. The name of the limited liability company is:

Croy Creek Properties, LLC

2. The street address of the initial registered office is:

200 Ridgeview Drive, Bellevue, Idaho 83313

and the name of the initial registered agent at the above address is:

David Alexander

3. The mailing address for future correspondence is:

Post Office Box 450 Bellevue, Idaho 83313

4. Management of the limited liability company will be vested in:

Manager(s) ☒ or Member(s) ☐ (please check the appropriate box)

5. If management is to be vested in one or more manager(s), list the name(s) and address(es) of at least one initial manager. If management is to be vested in the member(s), list the name(s) and address(es) of at least one initial member.

Name

Address

David Alexander

Post Office Box 450 Bellevue, Idaho 83313

6. Signature of at least one person responsible for forming the limited liability company:

Signature: *Edward A. Lawson*

Typed Name: Edward A. Lawson

Capacity: Organizer

Signature _____

Typed Name: _____

Capacity: _____

Secretary of State use only

W29451

IDAHO SECRETARY OF STATE
03/24/2004 05:00
CK: 1720 CT: 159456 BH: 735129
1 @ 100.00 = 100.00 ORGAN LLC # 2

g:\corpforms\LLC forms\articlesoforganization.pdf
Revised 07/2002

Web Form

No. W 29451		Due no later than Mar 31, 2007		2. Registered Agent and Address (NO PO BOX)	
Return to: SECRETARY OF STATE 700 WEST JEFFERSON PO BOX 83720 BOISE, ID 83720-0080 NO FILING FEE IF RECEIVED BY DUE DATE		1. Mailing Address: Correct in this box if needed. CROY CREEK PROPERTIES, LLC PO BOX 1130 BELLEVUE ID 83313		DAVID ALEXANDER 200 RIDGEVIEW DR BELLEVUE ID 83313	
				3. <u>New</u> Registered Agent Signature:*	
4. Limited Liability Companies: Enter Names and Addresses of Managers OR Members.					
Office Held	Name	Street or PO Address	City	State	Country Postal Code
MANAGER	DAVID J ALEXANDER	PO BOX 1130	BELLEVUE	ID	83313-1130
5. Organized Under the Laws of: IDAHO W 29451		6. Annual Report must be signed.* Signature: David J Alexander Name (type or print): David J Alexander Date: 01/08/2007 Title: Manager			
Processed 01/08/2007		*Electronically provided signatures are accepted as original signatures.			