

Page 1 of 2STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESTransfer No. 72502
RECEIVED
SEP 01 2005
Department of Water Resources
Southern Region**APPLICATION FOR TRANSFER OF WATER RIGHT**
PART 1Name of applicant Wesley PURDY AND Daniel Hawley Phone 788-1310 W.P.
Post Office address PO Box 838 PO Box 49 726-4962 DH.
Bellevue, Id 83313 Ketchum, ID 83340**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 new well will be drilled.
Drill irrigation well

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

1. Right Number 37-02705 Priority 1-29-1965 Amount .05 CFS Nature of Use IRRIGATION Period of Use 4-1 to 10-31
37-21500 WP. _____ to _____
_____ to _____
_____ to _____

2. Total amount of water being transferred .05 CFS cubic feet per second and/or _____ acre-feet per annum.

3. Source of water Ground tributary to _____

4. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
<u>1</u>	<u>NN</u>	<u>SW</u>		<u>20</u>	<u>1N</u>	<u>19E</u>	<u>Blaine</u>	<u>Gannett Ranch Subdivision</u>

5. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
<u>1N</u>	<u>19E</u>	<u>20</u>									<u>2.5</u>								<u>2.5 AC</u>
	<u>19E</u>																		

Total acres 2.5 AC

PART 1

6. General Information:

a. Description of diversion system SUBMERSIBLE PUMP AND Mainline
AND SPRINKLERS

b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? ~~Yes~~ 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. ATTACHED quit claim deed.

c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:
USED IN SAME PLACE

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 _____, 19 _____.

Transfer No. _____
 Receipt No. _____

**IDAHO DEPARTMENT OF WATER RESOURCES
 APPLICATION FOR TRANSFER OF WATER RIGHT
 PART 2**

Current Water Right No. 37-21500

Priority Date: 01/29/1965
 Origin: Adjudication Claim
 Basis: License
 Status: Active

Source: GROUND WATER

Tributary to:

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	04/01 10/31	0.05 CFS		
	Total Diversion	0.05 CFS		

Source and Point(s) of Diversion:

GROUND WATER NWNWSW 01N 19E 20 BLAINE

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
01N 19E 20																	2.5

Total Acres: 2.5

Conditions/Remarks:

1. Approval of this transfer does not preclude the opportunity for review of the validity of this water right in the ongoing Snake River Basin Adjudication.
2. Property is also known as Lot 1, Gannett Ranch Subdivision.
3. Right 37-21500 when combined with all other rights for the same 101.4 acres shall not exceed a total diversion rate of 2.04 cfs, a total annual maximum diversion volume of 304.2 af at the field headgate.
4. This right is a split from former right 37-21495 .
5. This right is a split from former right 37-20442 .

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2**

Transfer No. _____
Receipt No. _____

Current Water Right No. 37-21500

Documentation of Ownership of the Current Place of Use *IDWR RECORDS*

Is this property subject to any liens, deeds of trust, mortgages, or contracts or other encumbrances? *NO.*

Describe the affect on the current place of use for this water right if the place of use is changed pursuant to this transfer *N/A.*

To your knowledge, has any portion of the water right undergone a period of five(5) or more consecutive years of non-use? *NO.*

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

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Department 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. *T1N R19E S20 NWSW*

SCALE: 2 inches equal 1 mile. Draw plan in ink.

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

1	New Nature of Use	Amount (cfs/ac-ft)	Hours/days/year	Period of Use
				to
				to

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

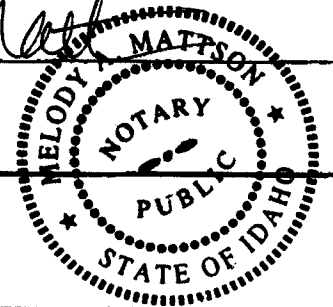
3. Describe effects on other water uses resulting from the proposed change:

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.

Samuel Bentley of Wesley Dwyer
 (Signature of Applicant)
 Subscribed and sworn to before me this 31st day of August, 2005

Melody A. Mattson
 (Notary Public)
 My commission expires 4.3.2009

**FOR DEPARTMENT USE ONLY**

Transfer contains _____ pages and _____ attachments

Received by P. SKINNER Date 9/7/2005 Protest filed by _____Prelim. check by P. SKINNER Fee \$100.00 5027963Receipted by P. SKINNER Date 9/7/2005

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 _____

PAx#

NOVEMBER, 2004



- 

PLAT NO. 10
PROJECT NO. 00856

GANNETT RANCH SUBDIVISION

Section 20, Township 1 North, Range 12 East
2nd Meridian, Clark County, Nevada

PREPARED BY: GANNETT SURVEYORS		DATE: 11/2004
FINAL PLAN	PLAT NUMBER: 10	
	PLAT FILE: 008567.DWG	
	SHEET 1 OF 2	

OWNER'S CERTIFICATE

KNOW ALL MEN BY THESE PRESENTS that Robert J. Strubbe, Jr. does hereby certify that he is the owner of the first property described as follows:

Lot of the subject and the majority of Section 30 Township 1 North Range 19 East, Boone Township, Boone County, Iowa.

It is the intention of the undersigned to execute said deed at 1:00 P.M.

The documents shown herein are not subject to a lien in favor of the undersigned and no other person or entity shall be entitled to any interest in the property described herein other than for such utility and other designated uses and shall not be subject to any other lien or interest.

Pursuant to Idaho Code 50-1124, as amended, the undersigned, Robert J. Strubbe, Jr., does hereby certify that the property described herein is not subject to a lien in favor of the undersigned or any other person or entity and shall not be subject to any other lien or interest.

IN WITNESS WHEREOF, we hereunto set our hands.

Robert J. Strubbe, Jr.
Robert J. Strubbe, Jr.

Signed this 24 day of August, 2004.

ACKNOWLEDGMENT

STATE OF Idaho

COUNTY OF Boone

On this 24 day of August, 2004, before me, the undersigned, a Notary Public for said State, personally appeared Robert J. Strubbe, Jr., known and identified to me to be the person whose name is on the foregoing instrument and acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal at this day at Boise, Idaho.

My commission expires: 12/31/2009

Notary Public: Carolyn E. Reid



SURVEYOR'S CERTIFICATE

I, STEVEN W. SCHWARTZ, Surveyor for Boone County, Iowa, do hereby certify that the above described property is the same as shown on the plat of the same on file in the office of the Boone County Clerk, Boone County, Iowa.

STEVEN W. SCHWARTZ

COUNTY ENGINEER'S CERTIFICATE

This is to certify that the above described property is the same as shown on the plat of the same on file in the office of the Boone County Clerk, Boone County, Iowa, and has been determined to be the same as shown on the plat of the same on file in the office of the Boone County Clerk, Boone County, Iowa.

JIM W. KROGER

ACCEPTANCE OF DEED BY BOONE COUNTY

Deed of Robert J. Strubbe, Jr. to the Boone County, Iowa, is hereby accepted by the Boone County, Iowa, and shall be a part of the public records of Boone County, Iowa.

By Robert J. Strubbe, Jr.
Robert J. Strubbe, Jr.

APPROVAL OF DEED BY BOONE COUNTY

The foregoing deed is hereby approved by the Boone County, Iowa, and shall be a part of the public records of Boone County, Iowa.

By Robert J. Strubbe, Jr.
Robert J. Strubbe, Jr.

APPROVAL OF DEED BY BOONE COUNTY

By Robert J. Strubbe, Jr.
Robert J. Strubbe, Jr.

BLANE COUNTY RECORDS

On this 24 day of August, 2004, before me, the undersigned, a Notary Public for said State, personally appeared Robert J. Strubbe, Jr., known and identified to me to be the person whose name is on the foregoing instrument and acknowledged to me that they executed the same.

COUNTY RECORDS

I hereby certify that the above described property is the same as shown on the plat of the same on file in the office of the Boone County Clerk, Boone County, Iowa.

By

Boone County, Iowa
JIM W. KROGER
COUNTY ENGINEER
P.O. BOX 731, KETCHUM, IDAHO 83701
(208) 728-9512
E-Mail: jmk@boonecountyidaho.gov

TAX LOT 779E
(PART)

15° 25' 18" E
142.00 FT



LEGEND

- 1 40' x 60' FRONT
- 2 40' x 60' BACK
- 3 17' x 17' R.I.R.
- 4 50' x 60' R.I.R.
- 5 NEW RESIDENTIAL ADJACENT

TAX LOT 745D

N 60° 30' 54" W 1310.88

L 177 4
S.E. 1/4 SEC. 16
T. 40 N. R. 10 E.
S. 1/4 SEC. 16

177 4
S.E. 1/4 SEC. 16
T. 40 N. R. 10 E.
S. 1/4 SEC. 16

TAX LOT 719D

N 60° 30' 54" W 1310.74

SECTION 16 - EAST 1/4
SECTION OF ROAD DEVIATION
12-27-2004

DEVELOP
NOT TO SCALE

1 EAST 1/4 SECTION

STATE OF IDAHO

PERC

R7AD

OFFICIAL RECORD
BOOK 11, PAGE 111
1001 JUL 15 1997
L-MA 11-1001-111-111

Order No. 0521832

WARRANTY DEED

FOR VALUE RECEIVED, and as consideration as part of an IRC § 1031 tax-deferred exchange,

ROBERT J. STRUTHERS, JR., an unmarried man

the Grantor does hereby grant, bargain, sell, convey and warrant unto

**WESLEY D. PURDY, an unmarried man as to an undivided 40% interest and
DANIEL HAWLEY, an unmarried man as to an undivided 60% interest, as Tenants in
Common**

the Grantee whose current address is: **P.O. Box 838
Bellevue, ID 83313**

the following described premises, in **BLAINE COUNTY, IDAHO**, to-wit:

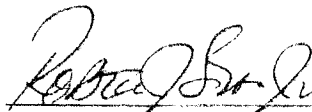
**Lot 1 of GANNETT RANCH SUBDIVISION, BLAINE COUNTY IDAHO, as shown on
the official plat thereof, recorded January 5, 2005, as Instrument No. 514806, records of
Blaine County, Idaho**

SEE EXHIBIT "A" attached hereto and made a part hereof.

This transaction is a 1031 Exchange for the benefit of Robert J. Struthers, Jr., as
relinquished property.

SUBJECT TO: Taxes, easements, restrictions, reservations, assessments and
encumbrances as shown of record, if any.

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

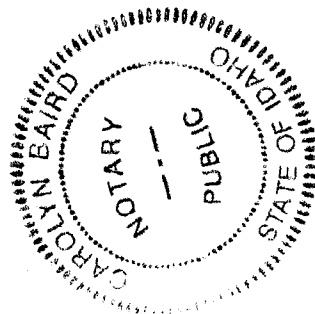

Robert J. Struthers Jr.

8.2.05
Date

State of: Idaho
County of: Blaine

On this 20th day of August, 2005, before me, the undersigned, a Notary Public, in and for said State, personally appeared **ROBERT J. STRUTHERS JR.**, known to me, and/or identified to me on the basis of satisfactory evidence, to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same.

Carolyn Baird
Notary Public
Residing at: Hailey
Commission Expires: 1/23/2009



0521832

EXHIBIT "A"

The Undersigned acknowledge and agree that the property described in the attached Warranty Deed is either located in, or near, an agricultural zone, and that lawful activities within an Agricultural Zone may occur during the day or night, and may result in the production of noise, odors and dust, and may involve lights, aerial spraying, machinery and other inconveniences each of the undersigned acknowledges that the deed conveying title will contain a restriction that will prohibit challenging all agricultural uses or operations authorized by the Blaine County Zoning Ordinance and conducted within one (1) mile of this property described in Exhibit A that were lawfully occurring, or authorized by any Governmental agency, as of the date of each deed conveying any right, title or interest in the property described in Exhibit A. Each of the undersigned, for the benefit of any owner of real property within one (1) mile of the property described in Exhibit A, hereby waives any right or cause of action the undersigned may have under law to challenge any such lawfully occurring or authorized agricultural uses or operations.

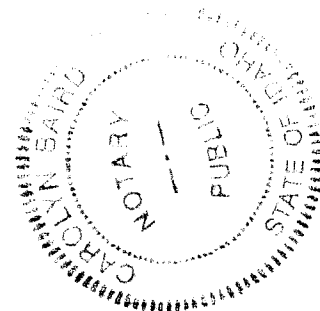
Wesley D. Purdy
Wesley D. Purdy

Daniel Hawley
Daniel Hawley

State of: Idaho
County of: Blaine

On this 2nd day of August in the year 2005, before me, a Notary Public, personally appeared Wesley D. Purdy and Daniel Hawley, known or identified to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

Carolyn Baird
Notary Public
Residing at: Hailey
Comm. Expires: 11/23/2009



Order No. 0521832

QUITCLAIM DEED

For Value Received

ROBERT J. STRUTHERS JR., an unmarried man

Do hereby convey, release, remise and forever quitclaim unto

**WESLEY D. PURDY, an unmarried man as to an undivided 40% interest and
DANIEL HAWLEY, an unmarried man as to an undivided 60% interest, as Tenants in
Common**

Whose current address is

P.O. Box 838, Bellevue, ID 83313

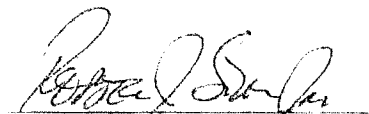
The following described premises, to-wit:

The following water rights:

Two and one-half miners inches or .05 CFS of October 15, 1884 decreed right #37-00665F SRDA A37-00665F and Two and one-half miners inches of .05 CFS of January 29, 1965 priority ground water license number 37-02703 SRDA A37-02703 located at:

**East of CLANNETT RANCH SUBDIVISION, BLAINE COUNTY (IDAHO), as shown on
the official plat thereof, recorded in Book 5, Page 27, of the Records of Blaine County, Idaho**

Together with their appurtenances.



Robert J. Struthers Jr.

State of: Idaho
County of: Blaine

On this 2nd day of August, 2005, before me, the undersigned, a Notary Public, in and for said State, personally appeared **ROBERT J. STRUTHERS JR.**, known to me, and/or identified to me on the basis of satisfactory evidence, to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same.

Carolyn Baird
Notary Public
Residing at: Hailey
Commission Expires: 1/23/2009

