

Page _____ of _____

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

Transfer No. _____

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1

Name of applicant Chris Doyle Phone 941-6777
Post Office address Po Box 1480 Childwell IL. 83605

A. PURPOSE OF TRANSFER

1. ☐ Change point of diversion ☒ Add diversion point(s) ☒ Change place of use 4
☐ Change nature of use ☐ Change period of use ☐ Other Transfer & Acres of

2. Describe the reason for the proposed changes

Describe the reason for the proposed changes _____
Licensee Water Right to Gary Weber for Irrigation of his
Home Lot via a Separated System

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
on	63-31213	4/26/1971	~~0.04~~ 0.08/18	IRR	4/15 to 10/15
					to
					to
					to

2. Total amount of water being transferred ~~704~~ .08 cubic feet per second and/or 18 acre-feet per annum.

3. Source of water Ground Water tributary to _____

4. Point(s) of Diversion:

[illegible]

5. Lands irrigated or place of use:

[illegible]

Total acres 4

PART 1

6. General Information:

a. Description of diversion system Well, Pump, Sprinklersb. 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 affect on the land now irrigated if the place of use is changed pursuant to this transfer:

Acres will be Retired From Irrigation
In the SE SE 56 T5N R2W

d. Remarks:

Subject acres were recently placed in the
Water Bank to enable New owner to lease
water and use groundwater while waiting for this
transfer approved

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 _____

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

Current Water Right No. 63-31213

Priority Date: 04/26/1971

Origin: Adjudication Recommendation

Basis: License

Status: Active

Source: GROUND WATER

Tributary to:

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	04/15 10/15	3.68 CFS	828.0 AFA	
	Total Diversion	3.68 CFS	828.0 AFA	

Source and Point(s) of Diversion:

GROUND WATER SWSWSW 05N 02W 5 CANYON

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	
05N 02W 6									35.0	38.0			38.0		35.0		146.0
05N 03W 1															38.0		38.0

Total Acres: 184

Conditions/Remarks:

1. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
2. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.
3. Approval of Transfer 69050 is not a confirmation of the validity of this water right and does not preclude the opportunity for review in the ongoing Snake River Basin Adjudication.
4. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/1 and an ending date of 11/15 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/15 and after 10/15 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date of this approval.

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 .07/A for IRR purposes from 9/15 to 10/15
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion: N/C

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	
<u>5N</u>	<u>2W</u>	<u>6</u>																<u>4</u>	<u>4</u>

Total acres 4

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

Removable License

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 _____

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

PART 3

see att. B + C

- 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.

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

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>
	<u>N/A</u>			_____ to _____
				_____ to _____

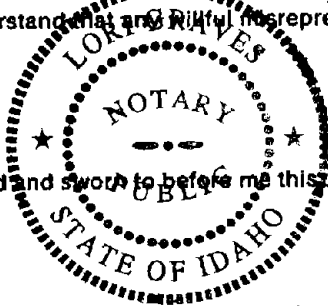
2. Quantity and quality of return flows and location of discharge:
N/A

3. Describe effects on other water uses resulting from the proposed change:
None Anticipated

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 _____



4th day of Apr

(Signature of Applicant)

2003

Lori Branner

(Notary Public)

My commission expires _____

6/18/04

FOR DEPARTMENT USE ONLY

Transfer contains _____ pages and _____ attachments	
Received by <u>Ly</u> Date <u>12/29/03</u>	Protest filed by _____
Prelim. check by _____ Fee <u>\$100 W031211</u>	_____
Received by _____ Date _____	_____
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 _____	

Gary and Angela Weber
28576 Emmett Rd.
Caldwell, ID 83607

April 22, 2004

RECEIVED

APR 23 2004

WATER RESOURCES
WESTERN REGION

Daniel A. Nelson
Sr. Water Right Agent
Idaho Dept. of Water Resources
2735 Airport Way
Boise, ID 83705-5082

Re: Two Chris Doyle Applications for Transfer from Water Right No. 63-31213

Dear Mr. Nelson:

This letter is in aid of Mr. Doyle's applications and in response to your April 14, 2004 letter to Chris Doyle, which we received a copy of. Please find enclosed or attached a copy of our deed as proof of ownership of our real property recorded in Canyon County on April 7, 2003 as Instrument No. 200320559 and corrected and re-recorded on April 22, 2004 as Instrument No. 200421427.

We acknowledge and accept that the transferred water can be moved to our property and agree that we will take ownership and control of the transferred water right. We do not have access to canal water and we do not own canal shares for our real property.

Please feel free to contact us if additional information is needed to complete the requested transfer.

Sincerely,



Gary Weber



Angela Weber

INSTRUMENT NO. 20032055
QUIT CLAIM DEED

FOR VALUE RECEIVED

Raymond W Weber and Carol Weber

do hereby convey, release, remise and forever quit claim

unto Gary L. Weber and Angela J. Weber

whose address is 28627 Emmett Road
Caldwell, Id 83605

the following described premises, to-wit:

(See attached Description)

together with their appurtenances.

Dated: Raymond Weber
3 APRIL 2003

Carol Weber (Deceased 2/18/2003) see attached death certificate

STATE OF IDAHO, COUNTY OF

before me, a Notary Public, on the 3rd day of APRIL, 2003, personally appeared WEBER

known to me to be the person whose name subscribed to the within instrument, and acknowledged to me that HE executed the same.

[Signature]
Notary Public

Residing at CALDWELL, ID., Idaho
Comm. Expires 4-13-2005

REQUESTED BY
TYPE Fee 15.00

CANYON COUNTY RECORDER
BY *[Signature]*

2003 APR 7 PM 3 18

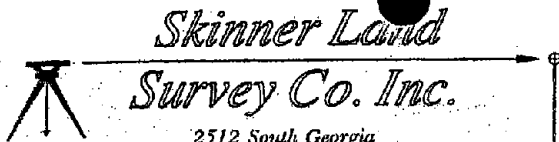
RECORDED

200320559

PIONEER TITLE COMPANY
OF CANYON COUNTY

423 So. Kimball
Caldwell, Idaho 83605

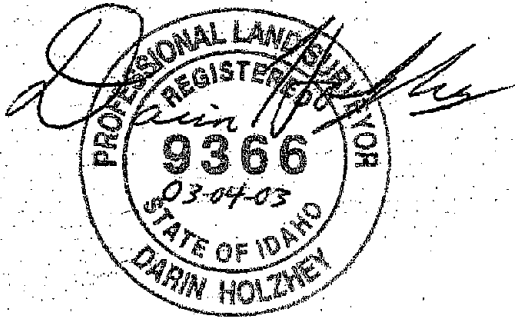
100 - 10th Ave. South
Nampa, Idaho 83651



*Skinner Land
Survey Co. Inc.*

2512 South Georgia
Caldwell, ID 83605
(208) 454-0933
Fax (208) 454-9492

Greg L. Skinner, PLS
Fritz Brownell, PLS
Darin Holzhey, PLS



March 3, 2003

Description for
Gary Weber
Job No. FE0203

Parcel 1

This parcel is a portion of the SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 12, Township 5 North, Range 3 West of the Boise Meridian, Canyon County, Idaho and is more particularly described as follows:

COMMENCING at the northeast corner of said SW $\frac{1}{4}$ NW $\frac{1}{4}$;

thence South $00^{\circ} 32' 54''$ West along the east boundary of said SW $\frac{1}{4}$ NW $\frac{1}{4}$ a distance of 60.00 feet to the **TRUE POINT OF BEGINNING**;

thence continuing South $00^{\circ} 32' 54''$ West along said east boundary a distance of 904.25 feet;

thence North $80^{\circ} 24' 39''$ West a distance of 240.52 feet;

thence North $10^{\circ} 40' 30''$ East a distance of 211.66 feet;

thence North $48^{\circ} 54' 11''$ East a distance of 29.41 feet;

thence North $78^{\circ} 18' 41''$ East a distance of 45.62 feet;

thence North $00^{\circ} 32' 54''$ East parallel with the east boundary of said SW $\frac{1}{4}$ NW $\frac{1}{4}$ a distance of 442.32 feet;

thence North $82^{\circ} 44' 39''$ West a distance of 532.74 feet to a point on the centerline of Emmett Road;

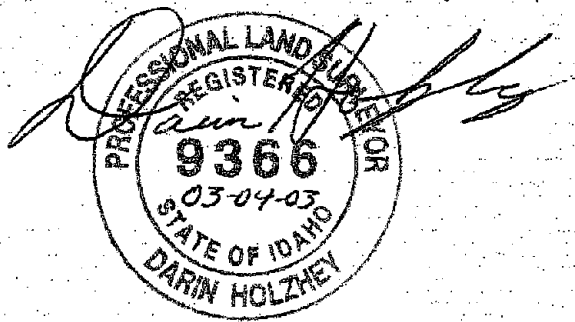
thence North $25^{\circ} 45' 10''$ East along said centerline a distance of 138.21 feet;

thence South $89^{\circ} 23' 06''$ East parallel with the north boundary of said SW $\frac{1}{4}$ NW $\frac{1}{4}$ a distance of 603.99 feet to the **TRUE POINT OF BEGINNING**.

This parcel contains 5.010 acres, more or less, and is subject to all easements and rights-of-way of record or implied; also subject to and includes the use of an ingress-egress and utility easement more particularly described as follows:

Description for Gary Weber
Parcel 1, Page 2 of 2

BEGINNING at the northeast corner of said SW $\frac{1}{4}$ NW $\frac{1}{4}$;
thence South $00^{\circ} 32' 54''$ West a distance of 60.00 feet;
thence North $89^{\circ} 23' 06''$ West a distance of 28.00 feet;
thence North $00^{\circ} 32' 53''$ East a distance of 60.00 feet;
thence North $89^{\circ} 23' 06''$ West a distance of 299.22 feet;
thence South $25^{\circ} 45' 10''$ West a distance of 66.28 feet;
thence North $89^{\circ} 23' 06''$ West a distance of 248.54 feet;
thence North $25^{\circ} 45' 10''$ East a distance of 66.27 feet;
thence South $89^{\circ} 23' 06''$ East a distance of 182.27 feet;
thence North $25^{\circ} 45' 10''$ East a distance of 66.28 feet;
thence South $89^{\circ} 23' 06''$ East a distance of 365.28 feet;
thence South $00^{\circ} 32' 54''$ West a distance of 60.00 feet to the **POINT OF BEGINNING**.



STATE OF IDAHO
IDAHO DEPARTMENT OF HEALTH AND WELFARE
BUREAU OF HEALTH POLICY AND VITAL STATISTICS

DATE FILED BY STATE REGISTRAR:

FEB 26 2003

State of Idaho
CERTIFICATE OF DEATH

STATE FILE NO. 01262
2003 3-15-92
Local Reg. No.

DECEASED TYPE OR PRINT IN PERMANENT BLACK INK DO NOT USE FELT TIP PEN FOR INSTRUCTIONS SEE HANDBOOKS PARENTS INFORMANT DISPOSITION PLACE OF DEATH DATE OF DEATH CAUSE OF DEATH	1. DECEASED'S LEGAL NAME (Include AKA's if any) (First, Middle, Last, Suffix) CAROL WEBER		2. SEX FEMALE	3. SOCIAL SECURITY NUMBER 518-48-6117	
	4a. AGE-Last Birthday 60 (Years)	4b. UNDER 1 YEAR Months Days Hours Minutes	4c. UNDER 1 DAY Hours Minutes	5. DATE OF BIRTH (Mo/Day/Yr) SEPTEMBER 4, 1942	6. BIRTHPLACE (City and State, Territory, or Foreign Country) LOGAN, UTAH
	7a. RESIDENCE - STATE OR FOREIGN COUNTRY IDAHO		7b. COUNTY CANYON	7c. CITY OR TOWN CALDWELL	
	7d. STREET AND NUMBER 28627 EMMETT ROAD		7e. APT. NO.	7f. ZIP CODE 83607	
	8. MARITAL STATUS AT TIME OF DEATH ☒ Married ☐ Married, but separated ☐ Widowed ☐ Divorced ☐ Never married ☐ Unknown		9. SURVIVING SPOUSE'S NAME (If wife, give maiden name) RAYMOND W WEBER		
	10. EVER IN U.S. ARMED FORCES? ☐ Yes ☒ No		11a. FATHER'S NAME (First, Middle, Last, Suffix) DAVID FREDRICK FORSBERG		
	12a. MOTHER'S MAIDEN NAME (First, Middle, Last, Suffix) LUCY BOWEN		11b. BIRTHPLACE (State, Territory, or Foreign Country) UTAH		
	13a. INFORMANT'S NAME (Type or print) RAYMOND W WEBER		13b. RELATIONSHIP TO DECEASED SPOUSE		
	14. METHOD OF DISPOSITION ☒ Burial ☐ Cremation ☐ Donation ☐ Entombment ☐ Removal from Idaho ☐ Other (Specify)		15. PLACE OF DISPOSITION (Name and address of cemetery, crematory, other place) MIDDLETON CEMETERY ZEPHYR FUNERAL CHAPEL 23660 CEMETERY ROAD MIDDLETON, IDAHO 83644		
	17a. SIGNATURE OF FUNERAL SERVICE LICENSEE OR PERSON ACTING AS SUCH <i>Raymond W. Weber</i>		17b. LICENSE NUMBER (Of license) M-749	18. WAS CORONER CONTACTED? ☐ Yes ☒ No	
19a. IF DEATH OCCURRED IN A HOSPITAL: ☒ Inpatient ☐ ER/Outpatient ☐ DOA ☐ Hospice facility ☐ Nursing home/Long term care facility ☐ Other (Specify) 19b. IF DEATH OCCURRED SOMEWHERE OTHER THAN A HOSPITAL: ☒ Decedent's home ☐ Other (Specify)					
20. FACILITY NAME (If not facility, give street and number) 28627 EMMETT ROAD		21. CITY, TOWN, OR LOCATION OF DEATH, AND ZIP CODE CALDWELL 83607	22. COUNTY OF DEATH CANYON		
23. DATE OF DEATH (Mo/Day/Yr) (Spell month) FEBRUARY 18, 2003		24. TIME OF DEATH (24hr) 0510	25. DATE PRONOUNCED DEAD (Mo/Day/Yr) (Spell month) FEBRUARY 18, 2003		
26. TIME PRONOUNCED DEAD (24hr) 0510					
PART I. Enter the chain of events - diseases, injuries, or complications - that directly caused the death. DO NOT enter terminal events such as cardiac arrest, respiratory arrest, or ventricular fibrillation without showing the etiology. DO NOT ABBREVIATE. Enter only one cause on a line. IMMEDIATE CAUSE (Final disease or condition resulting in death) a. <i>Head trauma CA</i> b. <i>Head trauma CA</i> c. <i>Head trauma CA</i> d. <i>Head trauma CA</i> Sequitely list conditions, if any, leading to the cause listed on line a. Enter the UNDERLYING CAUSE (Last disease or injury that initiated the events resulting in death) e. <i>Head trauma CA</i> f. <i>Head trauma CA</i> g. <i>Head trauma CA</i> h. <i>Head trauma CA</i> PART II. Enter other significant conditions contributing to death but not resulting in the underlying cause given in Part I					
29. DID TOBACCO USE CONTRIBUTE TO DEATH? ☒ Yes ☐ Probably ☐ No ☐ Unknown		30. IF FEMALE (Aged 10-54): ☐ Not pregnant within past year ☐ Not pregnant, but pregnant 43 days to 1 year before death ☐ Pregnant at time of death ☐ Unknown if pregnant within the past year ☐ Not pregnant, but pregnant within 42 days of death		31. MANNER OF DEATH ☒ Natural ☐ Accident ☐ Suicide ☐ Homicide ☐ Pending investigation ☐ Could not be determined	
32. DATE OF INJURY (Mo/Day/Yr) (Spell month)		33. TIME OF INJURY (24hr)	34. PLACE OF INJURY (Decedent's home, farm, street, construction site, restaurant, forest, etc.)		
35. INJURY AT WORK? ☐ Yes ☒ No					
36. LOCATION OF INJURY: State _____ City/Town or County _____ Zip Code _____ Street and Number or Location _____ Apartment Number _____					
37. DESCRIBE HOW INJURY OCCURRED. IF TRANSPORTATION INJURY, STATE THE TYPE(S) OF VEHICLE(S) INVOLVED (Automobile, pickup, motorcycle, ATV, bicycle, etc.) SPECIFY WHICH VEHICLE DECEASED OCCUPIED, if applicable TRANSPORTATION: 38a. WAS DECEASED: ☐ Driver/Operator ☐ Passenger ☐ Pedestrian ☐ Other (Specify) 38b. WHAT SAFETY DEVICES DID DECEASED USE/EMPLOY? ☐ Seat belt ☐ Child safety seat ☐ Helmet ☐ Air bag ☐ None ☐ Unknown					
39a. CERTIFIER (Check only one, based on official capacity for this certificate) ☒ PHYSICIAN - To the best of my knowledge, death occurred at the time, date, and place, and due to the natural cause(s)/manner stated. ☐ CORONER - On the basis of examination and/or investigation, I certify that death occurred at the time, date, and place, and due to the cause(s) and manner stated. Signature and Title of Certifier: _____ 39b. NAME, ADDRESS, AND ZIP CODE OF CERTIFIER (Type or print) LARRY FIORENTINO, MD 308 E. HAWAII AVE. NAMPA, IDAHO 83686					
40a. CORONER'S SUBSEQUENT SIGNATURE IF NECESSARY: This coroner's signature in this item supersedes that of the physician, and the coroner becomes the certifier of record. 40b. DATE SIGNED MM DD YYYY					
41a. REGISTRAR'S SIGNATURE <i>Jane S. Smith</i>					
41b. DATE SIGNED MM DD YYYY 21 Feb 2003					

This is a true and correct reproduction of the document officially registered and placed on file with the IDAHO BUREAU OF HEALTH POLICY AND VITAL STATISTICS.

DATE ISSUED: FEB 26 2003

This copy is not valid unless prepared on engraved border displaying state seal and signature of the Registrar.

JANE S. SMITH
STATE REGISTRAR

A-5



RECORD OF SURVEY

A PORTION OF THE SW1/4NW1/4 OF SECTION 12
TOWNSHIP 5 NORTH, RANGE 3 WEST, BOISE MERIDIAN
CANYON COUNTY, IDAHO

S 89°19'55" E
2635.29

21
11 12

S 00°47'29" W
1318.73

N1/2NW1/4

NO.	BEARING	LENGTH
11	S 00°32'54" W	1321.24
12	N 89°21'06" E	1317.32
13	N 89°21'06" E	501.89
14	N 89°21'06" E	501.89
15	N 89°21'06" E	501.89
16	N 89°21'06" E	501.89
17	N 89°21'06" E	501.89
18	N 89°21'06" E	501.89
19	N 89°21'06" E	501.89
20	N 89°21'06" E	501.89

SCALE: 1" = 200'
BASIS OF BEARING:
R.O.S. Inst. No. 200112496

LEGEND

- G.L.O. BRASS CAP MONUMENT - FOUND
- 5/8" REBAR - FOUND
- 5/8" x 30" REBAR - SET
- 1/2" REBAR - FOUND
- 1/2" x 24" REBAR - SET
- ALUMINUM CAP MONUMENT - FOUND
- CALCULATED POINT
- PROPERTY BOUNDARY LINE
- W.C. WITNESS CORNER

CERTIFICATION

I, Darin Holway, do hereby certify that I am a Professional Land Surveyor, licensed by the State of Idaho, and that this map has been prepared from a recent survey made on the ground under my direct supervision and that it is a true and correct representation of said survey, and that it is in conformity with the Corner Repealment Act, Idaho Code SS-1601 through SS-1612.



INDEX No. 514-12-4-3-0-00-00
SURVEY FOR

GARY WEBER

Drawn By: AMU

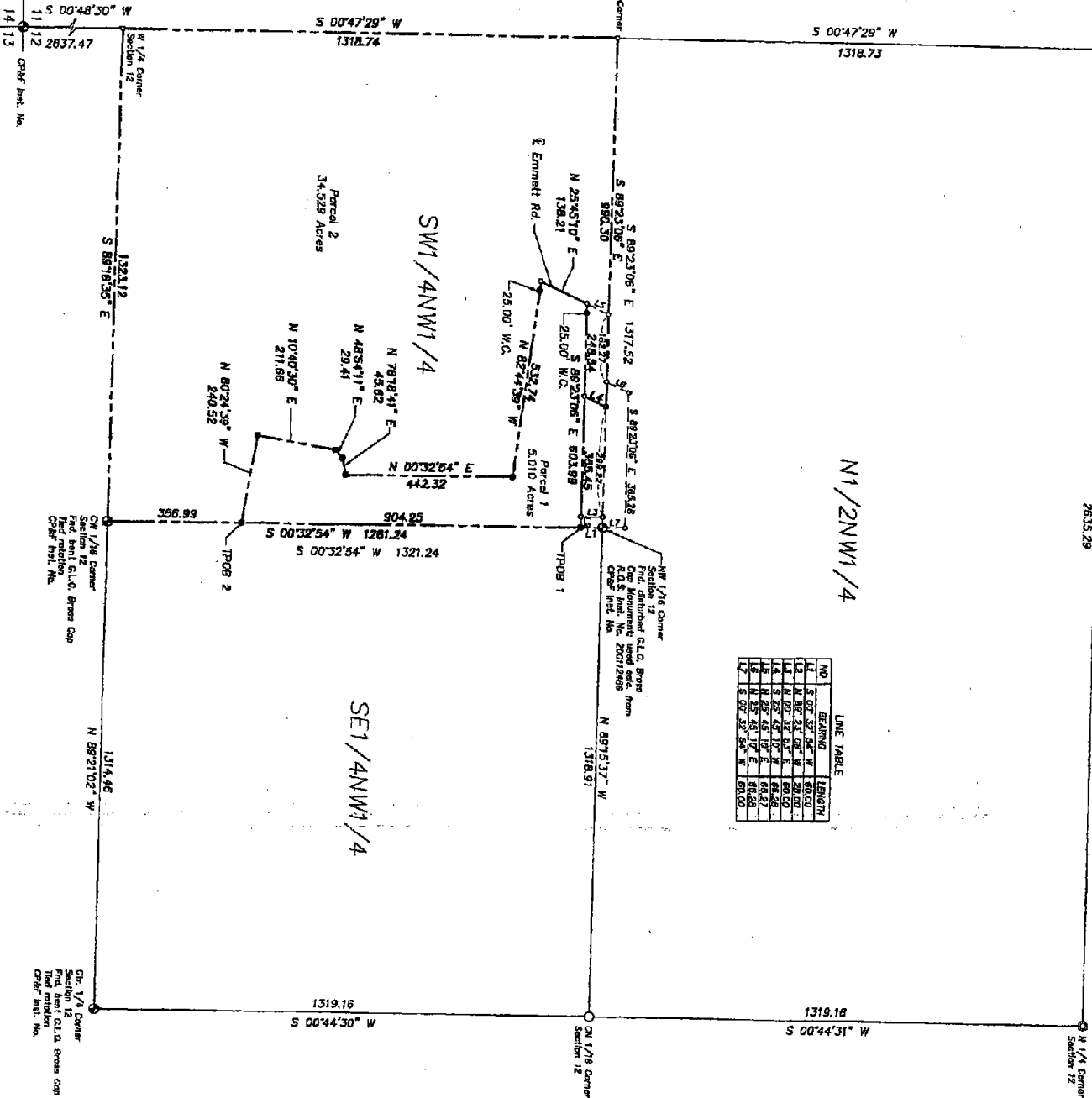
Date: March 3, 2003

Book:

Job No. FE02003

Skinner Land
Survey Co. Inc.

8212 E. Georgia Ave.
Coeur d'Alene, ID 83814
(208) 464-8828



TSN 3W

TSN 2W

1

6

5

12

7

8

EXPLANATION

- Gary Weber
- 4 acre transfer
- Larren Weber
- 8 acre transfer
- Water right no. 63-31213

Retirement acres of water right
63-31213 from the Gary Weber
and Larren Weber transfers.

0 250 500 1,000
Feet

April 24, 2004



SPF Water Engineering, LLC
600 E. River Park Lane, Suite 105
Boise, ID 83706
(208) 383-4140