

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESTransfer No. 7/019APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1Name of applicant Barbara & Ernie Townsend Phone (208) 578-2313Post Office address 112 Lower Broadford Rd. Bellevue, Idaho 83333

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 Split Right
2. Describe the reason for the proposed changes Transfer water rights from proposed subdivision.

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
<u>37-7745B</u>	<u>10/25/1978</u>	<u>0.09/17.5</u>	<u>Irrigation</u>	<u>04/01</u> to <u>11/01</u>
<u>(37-21228)</u>				to
				to
				to

2. Total amount of water being transferred 0.09 cubic feet per second and/or 17.5 acre-feet per annum.3. Source of water Ground water tributary to Subterranean flow

4. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge	County	Local name for diversion
	NW	NE	NE	2	1N	18E	Blaine	Existing Townsend 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	
1N	18E	2	5																5

PART 1

6. General Information:

- a. Description of diversion system Well & pump
- 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:
Subdivision to create 4 lots, roads and buildings will replace the area this water
irrigated in the past.
- d. Remarks:
This ground water right is associated to appurtenant surface water rights
37-20935, 37-20937, 37-20939, 37-20941, 37-20943. See companion transfer of
surface rights.

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 _____.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESTransfer No. **T71019**

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

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. _____ issued by the Idaho Department of Water Resources.
- c. Claim No. 37-7745B 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 10/25/1978

5. Water is used for the following purpose:

Amount 0.74/140 for Irrigation purposes from 4/1 to 11/1
(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 0.74 cubic feet per second and/or 140 acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge	County	Local name for diversion
	NE	SE	SE	35	02N	18E	Blaine	Existing 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	
02N	18E	35																40	40

Total acres 409. Describe any other water rights used for the same purpose as described above *This area is also irrigated
from water rights 20935, 20937, 20939, 20941, 20943.

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 0.09/17.5 for Irrigation purposes from 04/1 to 11/1
 (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
	NE	SE	SE	35	2N	18E	Blaine	Existing well

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	
2N	18E	35																5	5

Total acres 5**C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT** *(omit if there is no change)*

1. Amount 0.65/122.5* for Irrigation purposes from 04/1 to 11/1
 (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
	NE	SE	SE	35	2N	18E	Blaine	Existing well

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	
2N	18E	35																35	35

Total acres 35

PART 3

B. CHANGES IN NATURE OF USE

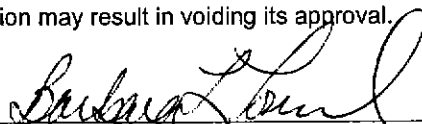
1.

<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:

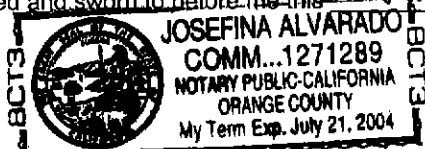
3. Describe the effects on other water uses resulting from the proposed change:

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.


 (Signature of Applicant)

Subscribed and sworn to before me this July 23, 2003 day of JULY, 192003.




 (Notary Public)

My commission expires 7-21-04

FOR DEPARTMENT USE ONLY

Transfer contains 5 pages and 3 attachments

Received by [Signature] Date 8-19-03 Protest filed by _____

Prelim. check by _____ Fee \$100,5026060

Receipted by [Signature] Date 8-20-03

Published in _____ Copies of protest forwarded by _____

Pub. dates _____ Hearing held by _____ Date _____

Watermaster recommendation requested on N/A Recommended for ☐ Approval ☐ Denial

_____ rec'd. _____ by _____

Copy of transfer sent to lien holder _____

T71019

RECEIVED

AUG 15 2003

Department of Water Resources
Southern Region

WARRANTY BILL OF SALE

KNOW ALL MEN BY THESE PRESENTS: That KATE ROSEKRANS of the County of Blaine, State of Idaho, hereinafter "Seller", whether one or more, for and in Valuable Consideration of lawful money of the United States of America, in hand paid by ERNIE AND BARBARA TOWNSEND, hereinafter "Purchaser", whether one or more, the receipt whereof is hereby acknowledged, do by these presents grant, bargain, sell, and deliver unto Purchaser, the ^{portions of the (KR)} following described Water Rights now located in the County of Blaine and State of Idaho, to-wit:

A PORTION OF THE FOLLOWING DESCRIBED WATER RIGHTS:**Surface Water:**

Right No. 37-315B

Right No. 37-686B

Right No. 37-688D

Right No. 37-688E

Right No. 37-713C

Ground Water:

Right No. 37-7745B

AS EXPLICITLY SET OUT IN THE APPLICATIONS FOR TRANSFER OF WATER RIGHT ATTACHED HERETO.

TO HAVE AND TO HOLD the same to the Purchaser, and his/her/their heirs, executors, administrators and assigns forever. And Seller, for his/her/their heirs, executors, administrators, covenant and agree(s) to and with the Purchaser, his/her/their executors,

T71019

administrators and assigns, that Seller, is/are owner of the said property, goods and chattels and has/have good right and full authority to sell the same, and that Seller will warrant and defend the sale hereby made unto the Purchaser, his/her/their executors, administrators and assigns, against all and every person or persons, whomsoever, lawfully claiming or to claim the same.

IN WITNESS WHEREOF, the Seller has hereunto set his/her/their hand and seal this 30 day of July, 2007.

Seller(s)

Kathleen Rosekrans

Acknowledgment of Individual

STATE OF IDAHO

COUNTY OF BLAINE

On this 30th day of July, in the year of 2003, before me, a Notary Public, personally appeared KATHLEEN ROSEKRANS, known or identified to me (or proved to me on the oath of _____), to be the person whose name is subscribed to the within instrument, and acknowledged to me that he/she/they executed the same.

(Seal)



Commission Expires

9/9/08

Colleen Pace
Notary PublicPrinted Name: COLLEEN PACE

WARRANTY DEED

436974

T71019

For Value Received Catherine M. Rahn, married woman as her sole and separate property

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto

Ernest W. Townsend and Barbara L. Townsend, trustees of the Townsend Family Trust dated March 16, 1994

whose address is: 18632 Valley Dr., Villa Park, CA 92667

Hereinafter called the Grantee, the following described premises situated in Blaine County, ID, to-wit: MARSHA RIEHMANN, CLERK

This parcel is situated in Government Lot 1, Section 2, Township 1 North, Range 18 East, Boise Meridian, Blaine County, Idaho, and is more particularly described as follows:

Beginning at the northeast corner of said Government Lot 1;
 Thence S 0°02'15" W along the east line of said Government Lot 1 a distance of 330.00 feet to a 1/2" bar,
 Thence S 89°54'36" W a distance of 660.00 feet to a 1/2" bar,
 Thence N 0°02'15" E a distance of 330.00 feet to a point on the north line of said Government Lot 1;
 Thence N 89°54'36" E along the north line of said Government Lot 1 a distance of 660.00 feet to the point of Beginning;

RECEIVED

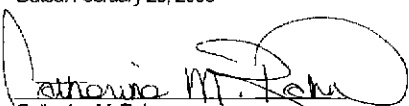
AUG 15 2000

Department of Water Resources
Bozeman, Montana

SUBJECT TO all easements, right of ways, covenants, restrictions, reservations, applicable building and zoning ordinances and use regulations and restrictions of record, and payment of accruing present year taxes and assessments as agreed to by parties above.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U. S. Patent reservations, restrictions, easements of record, and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.

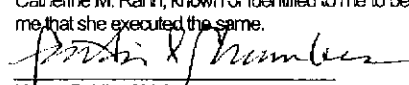
Dated: February 28, 2000


 Catherine M. Rahn

STATE OF Idaho

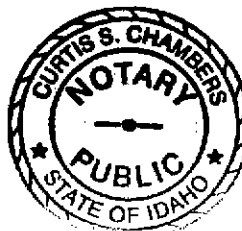
COUNTY OF Blaine

On this 28th DAY OF MARCH, 2000, before me, a Notary Public in and for said State, personally appeared Catherine M. Rahn, known or identified to me to be the person(s) whose name(s) is subscribed to the within Instrument, and acknowledged to me that she executed the same.


 Notary Public of Idaho

Residing at:

Commission Expires: 5-15-2004



(PAYABLE TO:

2002 TAX BILL/RECEIPT

PARCEL NUMBER
RP01N180020400A

DICK
JNTY TAX COLLECTOR
VE SO., SUITE 205
OAH0 83333

BILL# 17122

CODE AREA 13-00

12/19/02
#1870
#171
6/12/03

2ND HALF DUE

1,346.69

FULL DUE

TOT MV

442,696

TAX
LATE
INT
COST
TOT

TAX
LATE
INT
COST
TOT

ERNEST W & BARBARA L
TOWNSEND FAMILY TRUST
315 TOWN
JUSTIN RANCH CA 92782

TAXING DISTRICT

RATE

AMOUNT

STATE	.00000000	
COUNTY	.000056504	379.16
AMBULANCE	.000136106	60.24
RECREATION	.000115145	50.96
REC. BOND	.000000000	
SCHOOL DIST #61	.000734852	1,653.40
SCHOOL BOND	.000283647	125.56
BELLEVUE CEM	.000033906	15.00
RURAL FIRE	.000902119	399.36
FLOOD #9	.000021913	9.70
AMOUNT DUE	.000084192	2,693.38

9 TOWNSEND GULCH RD 80000

RECEIVED

AUG 15 2002

Department of Water Resources
Southern Region

IMPORTANT
PLEASE READ BOTH FRONT AND BACK
MONTHLY PAYMENTS ARE ACCEPTED ***

PAYMENTS RECEIVED WITH A DELINQUENCY WILL BE
APPLIED TO THE OLDEST DELINQUENT YEAR.
TO AVOID LATE CHARGES, PAYMENTS MUST BE
RECEIVED OR POSTMARKED BY THE DUE DATE.
KEEP TOP PORTION FOR YOUR RECORDS.
PERSONAL CHECKS ARE YOUR RECEIPT
SUBJECT TO BANK CLEARANCE.

TURN STUBS WITH TAX PAYMENT ** FOR TAX
QUESTIONS CALL (208) 788-5530

T71019