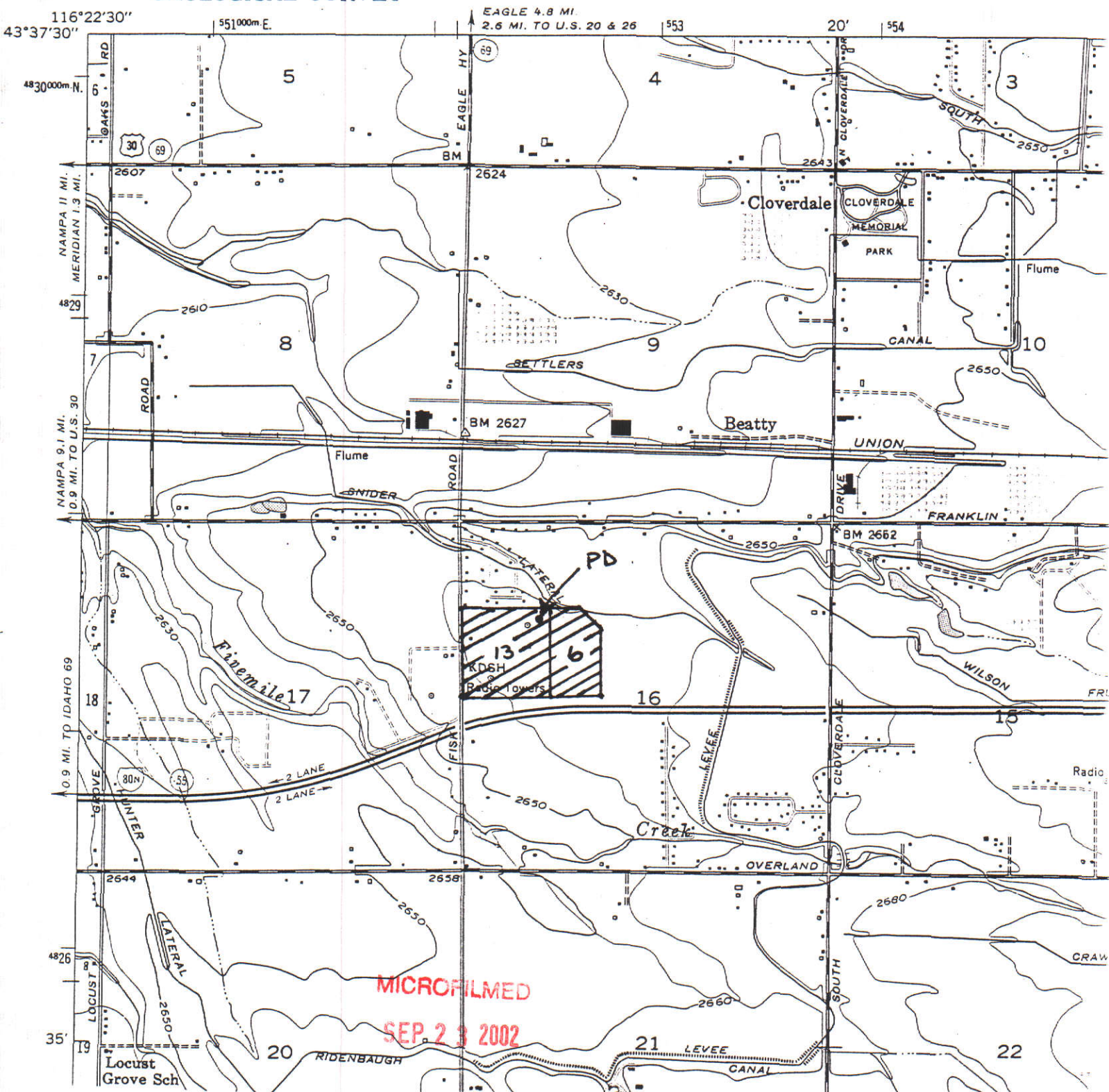


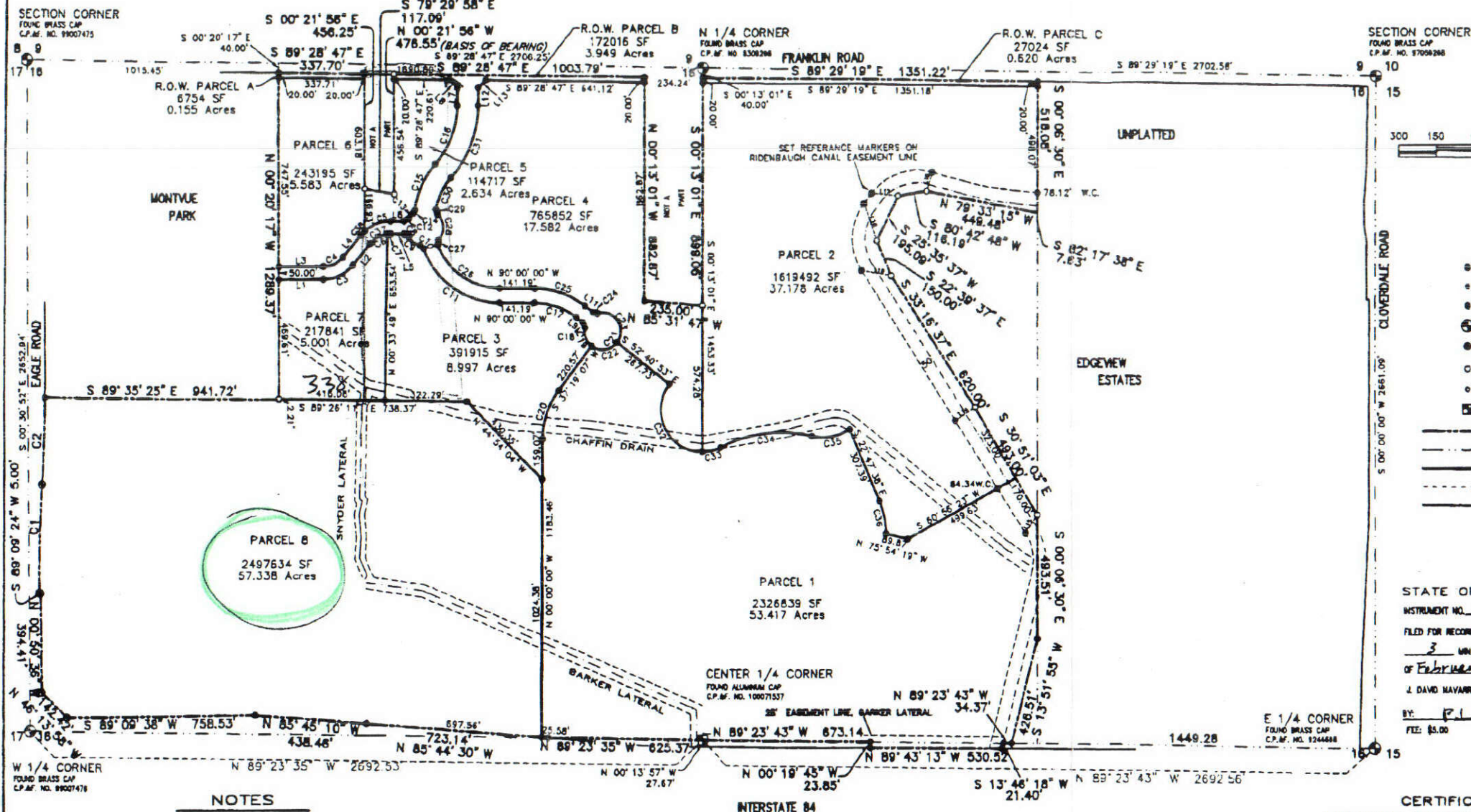
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

- UNITED STATES
DEPARTMENT OF THE INTERIOR
GEOLOGICAL SURVEY

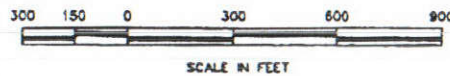


RECORD OF SURVEY NO. 5306

SECTION CORNER
FOUND BRASS CAP
C.P.M. NO. 19007475



SECTION CORNER
FOUND BRASS CAP
C.P.M. NO. 17008288



LEGEND

- SET 5/8" x 30" REBAR W/PLASTIC CAP
- SET 1/2" x 24" REBAR W/PLASTIC CAP
- CALCULATED POINT - NOT SET
- FOUND BRASS CAP
- FOUND RIGHT-OF-WAY MONUMENT
- FOUND 5/8" REBAR
- FOUND 1/2" REBAR
- FOUND ALUMINUM CAP
- SURVEY BOUNDARY LINE
- SECTIONAL LINE
- NEW PARCEL LINE
- EASEMENT LINE
- RIGHT-OF-WAY LINE

STATE OF IDAHO, COUNTY OF ADA, SS
INSTRUMENT NO. 101017141
FILED FOR RECORD AT THE REQUEST OF Briggs Engineering
3 MIN. PAST 11 O'CLOCK A.M. THIS 27 DAY
OF February 2001

J. DAVID HAYWARD, RECORDER
BY: P.L. Andrews DEPUTY
FEE: \$5.00

CERTIFICATE OF SURVEYOR

I, MICHAEL E. MARKS, DO HEREBY CERTIFY THAT I AM A PROFESSIONAL LAND SURVEYOR, LICENSED BY THE STATE OF IDAHO, AND THAT THIS MAP HAS BEEN PREPARED FROM AN ACTUAL SURVEY MADE ON THE GROUND UNDER MY DIRECT SUPERVISION, AND THAT THIS MAP IS AN ACCURATE REPRESENTATION OF SAID SURVEY, AND IS IN CONFORMITY WITH THE CORNER PERPETUATION AND FILING ACT, STATE OF IDAHO CODE 55-1801 THROUGH 55-1812 AND TO THE IDAHO CODE RELATING TO SURVEYS.



MICHAEL E. MARKS, L.S.
LICENSE NO. 4898

RECORDING INDEX NO. 311-16-0-0-0-00-00

PARCEL BOUNDARY ADJUSTMENT SURVEY FOR
ST LUKES-TOUCHMARK L.L.C.

LYING IN SECTION 18, T.3N., R.1E., B.M.
MERIDIAN, ADA COUNTY, IDAHO

BRIGGS ENGINEERING, INC.



(208) 344-8700
1800 W. OVERLAND ROAD • BOISE, IDAHO 83705

DWG NAME: 880801-ROS.DWG
DWG DATE: 02/16/01 DPW
DWG NO.: 880801
SCALE: 1" = 300'

- NOTES
- SEE RECORD OF SURVEYS NO. 2384, 2385 AND 2852 FOR ADDITIONAL DATA OF RECORD.
 - SEE PLAT OF EDGEVIEW ESTATES SUBDIVISION FOR ADDITIONAL DATA OF RECORD.

CURVE TABLE

CURVE	DELTA	RADIUS	LENGTH	TANGENT	CHORD	CHORD BRG.
C1	04°22'47"	5659.58	432.62	216.42	432.52	S 01°20'47"W
C2	03°23'14"	5799.58	342.87	171.48	342.82	N 01°50'33"E
C3	30°55'07"	150.00	133.30	71.42	125.98	N 64°12'10"E
C4	30°55'07"	100.00	88.87	47.81	85.97	N 64°12'10"E
C5	42°27'46"	150.00	111.17	58.28	106.64	N 68°46'08"E
C6	43°52'40"	100.00	76.58	40.28	74.72	S 60°40'56"W
C7	07°22'44"	100.00	12.88	6.45	12.87	S 86°18'38"W
C8	61°03'41"	20.00	21.31	11.80	20.32	S 59°28'09"E
C9	48°45'51"	73.00	59.56	31.56	57.94	S 52°19'14"E
C10	55°38'21"	20.00	19.42	10.55	18.67	S 47°53'00"E
C11	69°36'11"	322.50	393.65	225.55	369.66	S 55°01'55"E
C12	61°03'41"	20.00	21.31	11.80	20.32	S 59°28'09"E
C13	21°14'32"	73.00	27.06	13.69	26.91	S 39°33'35"W
C14	43°10'18"	20.00	15.07	7.91	14.72	N 28°15'41"E
C15	33°37'55"	341.00	200.16	103.08	197.30	N 23°49'30"E
C16	40°38'27"	359.00	254.65	132.94	249.34	S 20°19'14"W
C17	37°19'07"	277.50	180.74	93.71	177.57	S 71°20'27"E
C18	62°48'25"	20.00	21.92	12.21	20.84	S 21°16'41"E
C19	62°48'25"	73.00	80.02	44.57	76.08	N 21°16'41"W

LINE TABLE

LINE	BEARING	DISTANCE
L1	N 89°39'43"E	174.94'
L2	N 38°44'36"E	110.35'
L3	N 89°39'43"E	174.94'
L4	N 38°44'36"E	110.35'
L5	N 90°00'00"E	52.24'
L6	N 90°00'00"E	52.24'
L7	N 00°00'00"W	72.48'
L8	N 44°44'24"W	42.23'
L9	N 52°40'53"W	34.85'
L10	Not Used	
L11	N 52°40'53"W	42.38'
L12	N 00°00'00"E	71.10'
L13	N 45°15'38"E	42.82'
L14	N 57°15'18"W	94.75'
L15	N 32°45'23"E	86.59'
L16	N 17°29'35"W	78.72'
L17	N 84°47'09"E	106.76'
L18	N 19°48'4"E	154.34'
L19	N 79°47'20"E	121.32'

SEP 23 2002

T.69642
ATTACHMENT B1

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 69642

This is to certify that: ST LUKES REGIONAL MEDICAL CENTER
190 E BANNOCK ST
BOISE ID 83712
(208)381-2222

has requested a change to the water right(s) listed below. This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code. The authorized change for each affected water right, including conditions of approval, is shown on the following pages of this document.

Summary of Water Rights Before the Proposed Change

Right	Origin/Basis	Priority	Rate	Volume	Acres	Total	Source
63-31384	AJC/	04/14/1992	0.38 cfs cfs	N/A af		19.0	GROUND WATER

Purpose of Transfer (Changes Proposed)

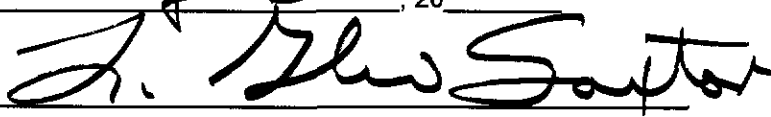
Current Number	Split	POD	POU	Add POD	Period of Use	Nature of Use
63-31384	NO	YES	YES	NO	NO	NO

Summary of Water Rights After the Approved Change

Existing Right	New No. (changed portion)	Transfer Rate	Transfer Volume	Acre Limit	Total Acres	New No. (remaining portion)	Remaining Rate	Remaining Volume	Remaining Acre Limit	Remaining Total Acres
63-31384	63-31384	0.38 cfs	85.5 af	19.0	19.0		N/A	N/A		N/A
TOTALS		0.38 cfs	85.5 af	19	19		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 26th day of August, 2002


Chief, Water Allocation Bureau

MICROFILMED

SEP 2 2002

WATER RIGHT NO. 63-31384
As Modified by Transfer No. 69642

In accordance with the approval of Transfer No. 69642, Water Right No. 63-31384 is now described as follows.

Right Holder: ST LUKES REGIONAL MEDICAL CENTER
 190 E BANNOCK ST
 BOISE ID 83712

Priority Date: 04/14/1992

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/01	11/15	0.38 CFS	85.5 AF
			0.38 CFS	85.5 AF

LOCATION OF POINT(S) OF DIVERSION:
 GROUND WATER SWNW Sec. 16 Twp 03N Rge 01E ADA County

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	
03N	01E	16																	19.0

Total Acres: 19

CONDITIONS OF APPROVAL

1. The right holder shall accomplish the change authorized by this approval within 1 year.
2. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
3. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
4. 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.
5. The right holder shall use the full allotment of appurtenant surface water rights in conjunction with groundwater diverted under this right and shall only divert groundwater under this right when water from the appurtenant surface water rights cannot be delivered to the right holder.

MICROFILMED

SEP 2 1992

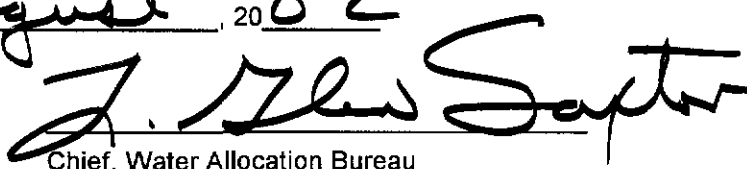
WATER RIGHT NO. 63-31384
As Modified by Transfer No. 69642

CONDITIONS OF APPROVAL

6. If the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use, this right to divert groundwater shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.
7. 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.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 26th day of August, 2002


Chief, Water Allocation Bureau

MICROFILMED

SEP - 8 2002

Transfer No. 69642

NOV 14 2001

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1

**WATER RESOURCES
WESTERN REGION**
Name of Applicant

Saint Luke's Regional Medical Center

Phone 208-381-2222

Post Office address 190 E. Bannock Street, Boise, ID 83712

RECEIVED

A. PURPOSE OF TRANSFER

FEB 25 2002

1. ☒ Change point of diversion ☐ Add diversion point(s) ☒ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other _____

Department of Water Resources

2. Describe the reason for the proposed changes (1) Distribute irrigation to landscaped areas within 57-acre medical center development, (2) supply supplemental irrigation from existing on-site well

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

1. Right Number 63-31384 Priority 4/14/1992 Amount (cfs/ac-ft) 0.38/85.5 Nature of Use irrigation Period of Use 3/1 to 11/15
 _____ to _____
 _____ to _____
 _____ to _____

2. Total amount of water being transferred 0.38 cubic feet per second and/or 85.5 acre-feet per annum.

3. Source of water ground water tributary to NA

4. Point(s) of Diversion: _____

[illegible]

5. Lands irrigated or place of use:

[illegible]

MICROFILMED
SEP 21 1982

Total Acres 19

PART 1

6. General Information:

a. Description of diversion system existing well drilled for 63-12199 with 10-hp
submersible 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 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:
lands now irrigated have been removed from irrigation through
medical center development

d. Remarks:
Water will be used for supplemental irrigation of landscape at
St. Luke's Meridian Medical Center.

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. _____

And the said application is hereby _____, subject to the following conditions:

Witness my hand this _____ day of _____, 20 _____.

For the Director

MICROFILMED

SEP 28 2002

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESAPPLICATION FOR TRANSFER OF WATER RIGHT
PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right as evidenced by:

- a. Decree No. _____ Decreed to _____
in case of _____ vs. _____
dated _____ in _____ county of _____
- b. License No. 63-11781 issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

2. Attach 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 ground water tributary to NA4. Date or priority April 14, 1992

5. Water is used for the following purposes:

amount 0.38/85.5 for irrigation purposes from 3/1 to 11/15
(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 0.38 cubic feet per second and/or 85.5 acre-feet per annum.

7. Point(s) of Diversion:

Lot	¼	¼	¼	Sec	Twp	Rge	County	Local name for diversion
	NW	NE	NW	16	3N	1E	Ada	

8. Lands irrigated or place of use:

Twp	Rge	Sec	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
3N	1E	16								19									19

MICROFILMED

Total Acres 19

9. Describe any other water rights used for the same purpose as described above Nampa & Meridian Irrigation
District

PART 2

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?

yes If yes, describe Water right is supplemental only and has not been needed

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

since 1994.

(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	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	

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	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	

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SEP 13 2002

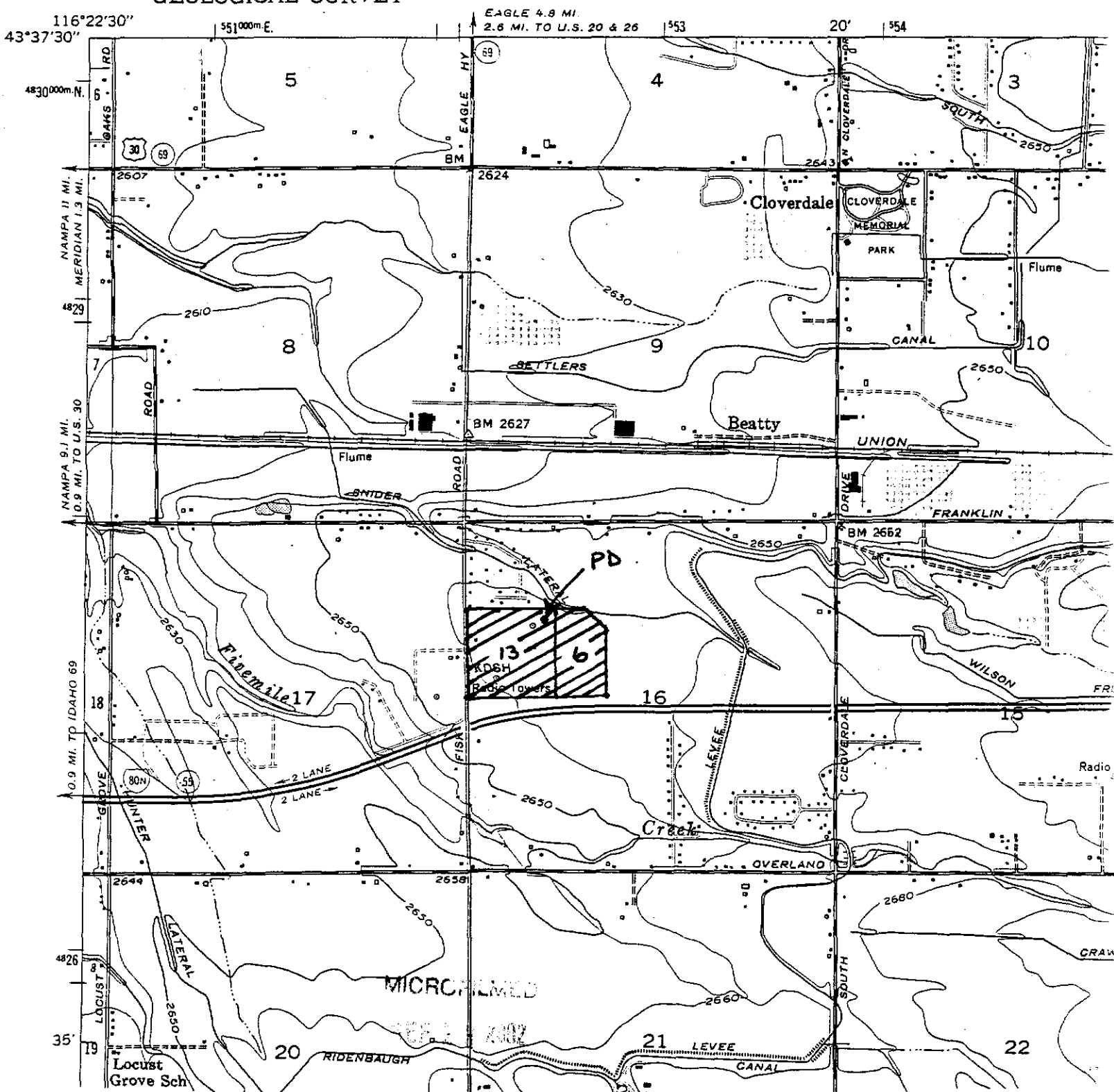
Total Acres _____

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 3

- A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for the rights described in part 1. Clearly depict the land by section, township and range number.

UNITED STATES
DEPARTMENT OF THE INTERIOR
GEOLOGICAL SURVEY



PART 3

B. CHANGES IN NATURE OF USE

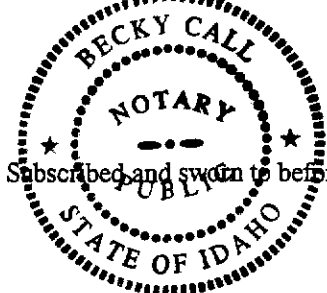
1.

<u>New Nature of Use</u>	<u>Amount(cfs/af-ft)</u>	<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 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]
 (Signature of Applicant)

Subscribed and sworn to before me this 10th day of October, 20 01.

Becky Call, Boise, Id
 (Notary Public)

My commission expires Aug. 18, 2005

FOR DEPARTMENT USE ONLY

Transfer contains 6 pages and 3 attachments

Received by [Signature] Date 11/14/01 Protest filed by _____

Prelim. Check by [Signature] Fee 25000

Receipted by [Signature] Date 11/14/01 W028498

Published in THE IDAHO STATESMAN Copies of protest forwarded by _____

Pub. Dates 1-17 + 24-02 Hearing held by _____ Date _____

Watermaster recommendations requested on _____ Recommended for ☐ approval ☐ denial

_____ received _____ by _____

Copy of transfer sent to lien holder _____

MICROFILMED

SEP 23 2002

190 East Bannock
Boise, Idaho 83712

208-381-2222

Edwin E. Dahlberg
President and CEO



St. Luke's Regional Medical Center
Corporate Officers
(October 10, 2001)

Edwin Dahlberg, President
Gary Fletcher, Executive Vice President
William Bodnar, VP Corporate Development
Wayne Frieders, VP Human Resources
Gary Krouth, MD, VP Professional Relations
Sharon Lee, VP Nursing & Patient Care Services
Chuck Pomeroy, VP Finance
Janine Sarti, VP Chief Legal Officer

MICROFILMED

SEP 27 2002

T. 69642

ATTACHMENT A

QUITCLAIM DEED

1508001199

FOR VALUE RECEIVED

EQUITY SERVICES, INC., an Idaho corporation

GRANTOR

does hereby CONVEY, RELEASE, REMISE and FOREVER QUIT CLAIM

unto ST. LUKES REGIONAL MEDICAL CENTER, LTD., an Idaho corporation

GRANTEE

WITHOUT WARRANTY, EXPRESSED OR IMPLIED

whose current mailing address is 190 East Bannock - Boise, ID 83702
 the following described real property located in Ada
 more particularly described as follows, to wit:

County, State of Idaho

SEE EXHIBIT "A" ATTACHED HERETO AND MADE A PART HEREOF FOR LEGAL DESCRIPTION

9308961

ADAMS COUNTY, IDAHO STEWART TITLE
 J. DAVID H. PRO
 RECORDED BY *Belmont*

*93 FEB 4 AM 11 43

together with their appurtenances
 Dated: January 4, 1992

EQUITY SERVICES, INC., an Idaho corporation

By: *Treva Hamilton*
 Treva Hamilton, President

ACKNOWLEDGEMENT - Corporate

STATE OF Idaho, County of Ada

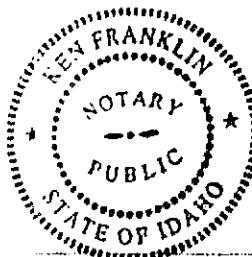
On this 2ND day of February
 in the year of 1993, before me, the undersigned, a Notary Public in
 and for said State, personally appeared
TREVA HAMILTON
 known or identified to me to be the PRESIDENT

of the corporation that executed
 the instrument or the person who executed the instrument on behalf of said
 corporation, and acknowledged to me that such corporation executed the same

Signature: *J. D. Franklin*

Name: _____

(type or print)

Residing at: BoiseMy commission expires: 10-5-98

MICROFILMED

SEP 23 2002

NOTARY PUBLIC

IDAHO, Inc.



Attachment A1

Description for a parcel of land located in the SW 1/4 of the NW 1/4 of Section 16, Township 3 North, Range 1 East of the Boise Meridian, being more particularly described as follows:

Commencing at the west 1/4 corner of Section 16, T.3N., R.1E., B.M., thence N 0°30'52" W 1326.47 feet to the N 1/16 corner common to Sections 16 and 17;

Thence S 89°26'11" E 69.65 feet along the north line of the SW 1/4 of the NW 1/4 of said Section 16 to a point on the easterly right-of-way of S. Eagle Road, the **REAL POINT OF BEGINNING** of this description;

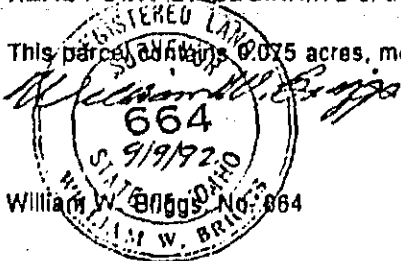
Thence continuing S 89°26'11" E 941.73 feet to the intersection of the north line of said SW 1/4 and the easterly line of Montvue Park Subdivision;

Thence S 0°20'17" E 2.21 feet to the southeast corner of Montvue Park Subdivision;

Thence N 89°35'25" W 941.72 feet along the south line of Montvue Park Subdivision to a point on the easterly right-of-way of S. Eagle Road;

Thence along said right-of-way on a curve to the left 4.73 feet, said curve having a radius of 5799.58 feet, a central angle of 0°02'48", tangents of 2.37 feet and a chord of 4.73 feet which bears N 0°07'33" E to the **REAL POINT OF BEGINNING** of this description.

This parcel contains 0.075 acres, more or less.



1508001003

Ref: nkr2

CORPORATE SPECIAL WARRANTY DEED

FOR VALUE RECEIVED, EQUITY SERVICES, INC., a corporation organized and existing under the laws of the State of Idaho, with its principal office at 3906 Oak Park Place, Boise, County of Ada, State of Idaho, GRANTOR, hereby GRANTS, BARGAINS, SELLS and CONVEYS unto:

ST. LUKES REGIONAL MEDICAL CENTER, LTD, an Idaho corporation, GRANTEE whose address is: 190 E. Bannock, Boise, ID 83702, the following described real property located in Ada County, Idaho, more particularly described as follows, to wit:

AS SHOWN ON EXHIBIT "A" ATTACHED HERETO AND MADE A PART HEREOF BY REFERENCE.

AND assigns and conveys to Grantee all warranties of title contained in those certain Warranty Deeds from;

David C. Allen to Equity Services, Inc. recorded February , 1993 as Instrument No. 9308958 records of Ada County, Idaho;
Donald E. Allen to Equity Services, Inc. recorded February , 1993 as Instrument No. 9308957 records of Ada County, Idaho;
David C. Allen and Donald E. Allen as successor co-trustees of the Intervivos Irrevocable Trust established under the Cora Campbell Allen Trust Agreement dated February 16, 1979 to Equity Services, Inc. recorded February , 1993 as Instrument No. 9308956 records of Ada County, Idaho.

SUBJECT TO: Easements, restrictions and conditions of records.

TO HAVE AND TO HOLD the premises, with their appurtenances unto the said Grantee, and Grantee's heirs and assigns forever. The Grantor warrants that it has not previously conveyed the estate granted hereon, or any right, title or interest therein to any person other than the Grantee and that the premises are, at the date of execution and delivery hereof, free from encumbrances made or suffered by the Grantor, or any person claiming through the Grantor. The conveyance is without other covenants, warranties or representations except as expressly stated herein.

The officer who signs this deed hereby certifies that this deed and the transfer represented thereby was duly authorized under a resolution duly adopted by the board of directors of the Grantor at a lawful meeting duly held and attended by a quorum.

IT WITNESS WHEREOF, the Grantor has caused its corporate name to be hereunto affixed by its duly authorized officer, this 2nd day of February, 1993.

9508959

STEWART TITLE

EQUITY SERVICES, INC.
an Idaho corporation

ADA COUNTY, IDAHO

J. DAY, Clerk

RECORDED

By Treva Hamilton
1200 Treva Hamilton, President

'93 FEB 4 AM 11 43

MICROFILMED

STATE OF IDAHO, COUNTY OF ADA, IDAHO.

Witness my hand and seal this 4th day of February in the year 1993, before me, the undersigned, a Notary Public in and for said State personally appeared Treva Hamilton of whom it was made known to me that she is the President of the corporation that executed this instrument and the person who executed the instrument on behalf of said corporation, and acknowledged to me that such corporation executed the same.

1508001005

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

Signature: *K. Frankly*

Name: _____

(Type or Print)

Residing At: BoiseMy Commission expires: 10-5-98

MICROFILMED

SEP 2, 2002

EXHIBIT "A"

A parcel of land being that portion of the Southwest Quarter of the Northwest Quarter of Section 16, Township 3 North, Range 1 East of the Boise Meridian, Ada County, Idaho, lying North of the right-of-way of Interstate 84, East of the right-of-way of S. Eagle Road and Southerly and Easterly of MONTVUE PARK SUBDIVISION, being more particularly described as follows:

COMMENCING at the West Quarter corner of Section 16, Township 3 North, Range 1 East, Boise Meridian; thence North 0 degrees 30'52" West 1321.35 feet to the intersection of the West line of said Section 16 and the Southerly boundary of MONTVUE PARK SUBDIVISION extended; thence South 89 degrees 35'25" East 69.59 feet to the intersection of the South line of MONTVUE PARK SUBDIVISION and the Easterly right-of-way of S. Eagle Road, THE REAL POINT OF BEGINNING of this description; thence continuing South 89 degrees 35'25" East 941.72 feet to the Southeast corner of MONTVUE PARK SUBDIVISION; thence North 0 degrees 20'17" West 2.21 feet to the intersection of the Easterly line MONTVUE PARK SUBDIVISION and the North line of said Southwest Quarter of the Northwest Quarter; thence South 89 degrees 26'11" East 338.32 feet to the Northwest 1/16 corner of said Section 16; thence South 0 degrees 21'56" East 1281.37 feet along the East line of said Southwest Quarter of the Northwest Quarter to a point on the Northerly right-of-way of Interstate 84; thence North 85 degrees 45'10" West 438.46 feet to an angle point in the Northerly right-of-way of Interstate 84; thence South 89 degrees 09'38" West 758.53 feet to an angle point in the Northly right-of-way of Interstate 84; thence North 46 degrees 13'58" West 142.42 feet (formerly 141.43 feet) to an angle point in the Easterly right-of-way of S. Eagle Road; thence North 0 degrees 50'36" West 394.41 feet to an angle point in the Easterly right-of-way of S. Eagle Road; thence South 89 degrees 09'24" West 5.00 feet to an angle point in the Easterly right-of-way of S. Eagle Road; thence along said right-of-way on a curve to the right 432.62 feet, said curve having a radius of 5659.58 feet, a central angle of 4 degrees 22'47", tangent of 216.42 feet and a chord of 432.52 feet which bears North 01 degrees 20'47" East to a point of reversed curvature in the Easterly right-of-way of S. Eagle Road; thence along said right-of-way on a curve to the left 342.87 feet, said curve having a radius of 5799.58 feet, a central angle of 3 degrees 23'14", tangents of 171.48 feet and a chord of 342.82 feet

MICROFILM

SEP 23 2002

CONTINUATION OF EXHIBIT "A"

1508001607

Order No. ST-92035733 JH

which bears North 01 degrees 50'33" East to THE
REAL POINT OF BEGINNING of this description.

MICROFILMED

SEP 23 2002

FA: 137783

J. DAVID HAVARD
BOISE, IDAHOFEE 6- DEPUTY *M...*

100104361

2000 DE 29 AM 10:53



WARRANTY DEED

FIRST AMERICAN

For Value Received

Touchmark of the Treasure Valley, LLC, an Oregon limited liability company
hereinafter referred to as Grantor, does hereby grant, bargain, sell, and convey unto

St. Luke's Regional Medical Center, an Idaho corporation

hereinafter referred to as Grantee, whose current address is

190 E. Bannock Street, Boise, ID 83712

the following described premises, to-wit:

SEE EXHIBIT "A" ATTACHED HERETO AND MADE A PART THEREOF.

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 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.

**licenses or

Dated: December 27, 2000.

Touchmark of the Treasure Valley, LLC

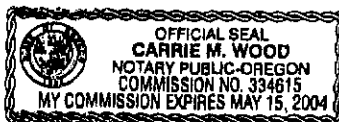
BY: *Ann D. Nistler, Jr.* CEO
Authorized Signature

STATE OF OREGON)

COUNTY OF Washington)^{ss.}

On This 27th day of December, in the year 2000, before me, a Notary Public in and for said state, personally appeared Walter G. Nistler, Jr. known or identified to me to be the person whose name is subscribed to the within instrument as President of Touchmark Living Centers, Inc. (the manager, the managers, a member, the members) of the Limited Liability Company that executed the instrument or the person(s) who executed the instrument on behalf of said Limited Liability Company and acknowledged to me that such Limited Liability Company executed the same.

Carrie M. Wood
Notary Public of Oregon
Residing at Washington County
Commission expires: 5/15/04



MICROFILMED

SEP 23 2002

First American Title Company of Idaho

EXHIBIT "A"

FA-139788

A parcel of land located in the Northwest Quarter of Section 16, Township 3 North, Range 1 East, Boise Meridian, Ada County, Idaho, being more particularly described as follows:

Commencing at the Northwest corner of Section 16, Township 3 North, Range 1 East, Boise Meridian; thence
South 89°28'47" East 1353.13 feet along the North line of said Northwest Quarter to a point; thence
South 00°21'56" East 1327.43 feet to a point; thence
South 89°26'11" East 336.71 feet to the REAL POINT OF BEGINNING of this description; thence
South 89°26'11" East 63.34 feet to a point; thence
South 44°54'04" East 430.35 feet to a point; thence
South 00°00'00" East 1024.38 feet to a point on the Northerly right of way of I-84; thence
North 85°44'30" West 359.79 feet along said Northerly right of way to a point; thence
North 00°21'56" West 1303.14 feet to the REAL POINT OF BEGINNING.

MICROFILM

SEP 2 4 2002

ADA COUNTY RECORDER
J. DAVID NAVARRO
BOISE, IDAHO

RECORDED-REQUEST OF

FEE 3.00 DEPUTY *plm*

2001 FE -6 AM 11:26

101009672

QUITCLAIM DEED

FIRST AMERICAN

For Value Received

TLC PROPERTIES - USA, LLC, an Oregon limited liability company
does hereby convey, release, remise and forever quit claim unto

St. Luke's Regional Medical Center, LTD, an Idaho corporation

whose address is 190 E. Barnock Street, Boise, ID 83712

the following described premises, to-wit:

A parcel of land located in the Northwest Quarter of Section 16, Township 3 North, Range 1 East, Boise Meridian, Ada County, Idaho, being more particularly described as follows:

Commencing at the Northwest corner of Section 16, Township 3 North, Range 1 East, Boise Meridian; thence
South 89°28'47" East 1353.13 feet along the North line of said Northwest Quarter to a point; thence
South 00°21'56" East 1327.43 feet to the REAL POINT OF BEGINNING of this description; thence
South 89°26'11" East 336.71 feet to a point; thence
South 00°21'56" East 1303.14 feet to a point on the Northerly right of way of I- 84; thence
North 85°44'30" West 337.77 feet along said Northerly right of way to a point; thence
North 00°21'56" West 1281.37 feet to the REAL POINT OF BEGINNING.

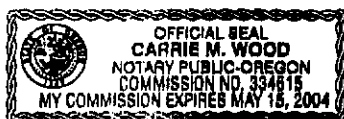
together with their appurtenances.

Dated: January 31, 2001

Werner G. Nistler, Jr.
By: WERNER G. NISTLER, JR.

STATE OF OREGON)
: ss
COUNTY OF WASHINGTON)

On this 31st day of January, 2000, before me, a notary public in and for said State, personally appeared WERNER G. NISTLER, JR. known to me to be the person whose name is subscribed to the within instrument as president of Touchmark Living Centers, Inc., the manager of the Limited Liability Company that executed the instrument or the person(s) who executed the instrument on behalf of said Limited Liability Company, and acknowledge to me that such Limited Liability Company executed the same.

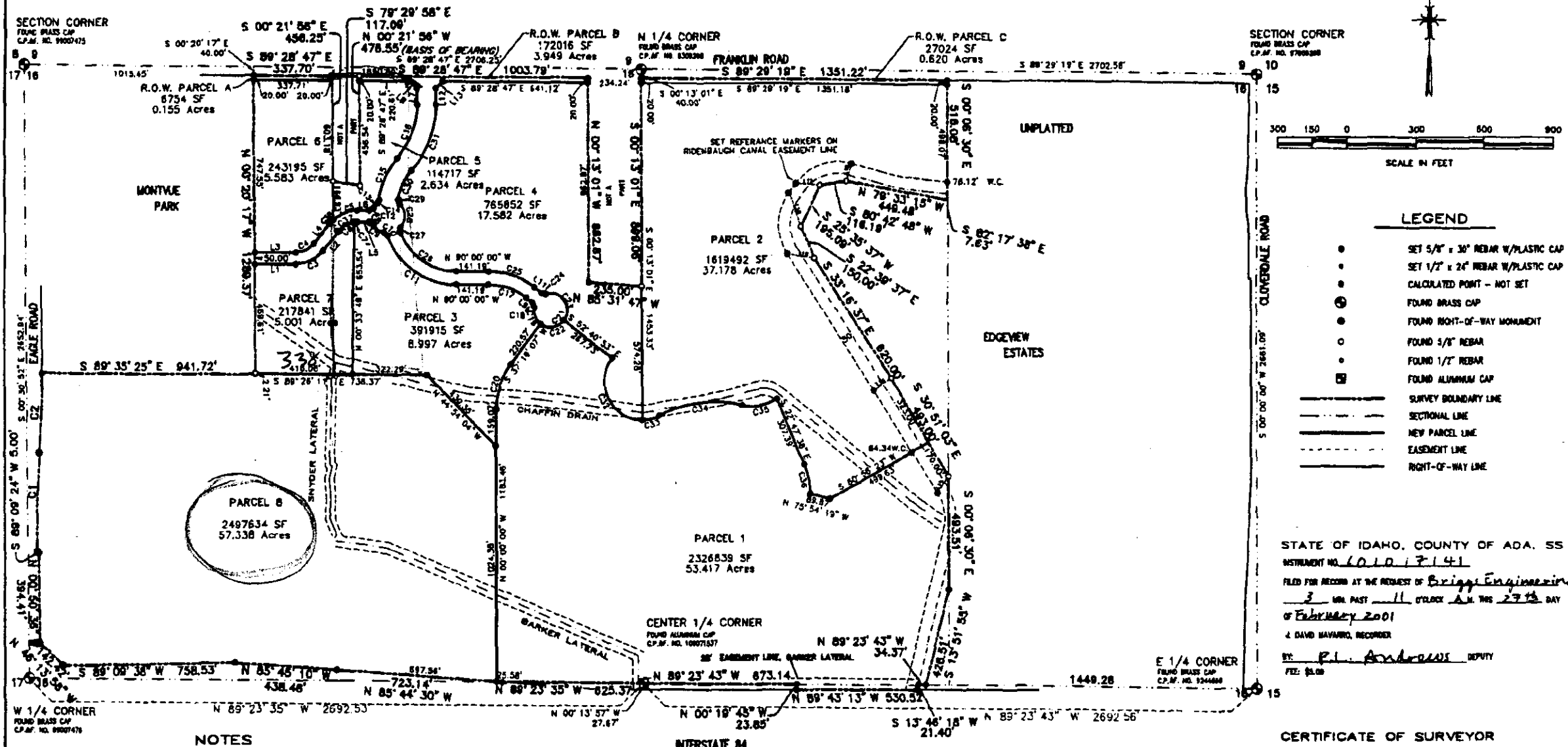


MICROFILMED

Carrie M. Wood
Notary Public
Residing at *Washington County*
Commission Expires: *5/15/04*

SEP 23 2002

RECORD OF SURVEY NO. 5306



- LEGEND**
- SET 5/8" x 36" REBAR W/PLASTIC CAP
 - SET 1/2" x 24" REBAR W/PLASTIC CAP
 - CALCULATED POINT - NOT SET
 - FOUND BRASS CAP
 - FOUND RIGHT-OF-WAY MONUMENT
 - FOUND 3/8" REBAR
 - FOUND 1/2" REBAR
 - FOUND ALUMINUM CAP
 - SURVEY BOUNDARY LINE
 - SECTIONAL LINE
 - NEW PARCEL LINE
 - EASEMENT LINE
 - RIGHT-OF-WAY LINE

STATE OF IDAHO, COUNTY OF ADA, SS
INSTRUMENT NO. 101017141
FILED FOR RECORD AT THE REQUEST OF Briggs Engineering
3 MIN. PAST 11 O'CLOCK A.M. THIS 27th DAY
OF February 2001
J. DAVID HANCOCK, RECORDER
BY: P.L. Andrews DEPUTY
FEE: \$2.00

CERTIFICATE OF SURVEYOR
I, MICHAEL E. MARKS, DO HEREBY CERTIFY THAT I AM A PROFESSIONAL LAND SURVEYOR, LICENSED BY THE STATE OF IDAHO, AND THAT THIS MAP HAS BEEN PREPARED FROM AN ACTUAL SURVEY MADE ON THE GROUND UNDER MY DIRECT SUPERVISION, AND THAT THIS MAP IS AN ACCURATE REPRESENTATION OF SAID SURVEY, AND IS IN CONFORMITY WITH THE CORNER PERPETUATION AND FILING ACT, STATE OF IDAHO CODE 55-1001 THROUGH 55-1012 AND TO THE IDAHO CODE RELATING TO SURVEYS.



NOTES
1. SEE RECORD OF SURVEYS NO. 2384, 2385 AND 2852 FOR ADDITIONAL DATA OF RECORD.
2. SEE PLAT OF EDGEVIEW ESTATES SUBDIVISION FOR ADDITIONAL DATA OF RECORD.

CURVE TABLE										LINE TABLE									
CURVE	DELTA	RADIUS	LENGTH	TANGENT	CHORD	CHORD BRG.	CURVE	DELTA	RADIUS	LENGTH	TANGENT	CHORD	CHORD BRG.	LINE	BEARING	DISTANCE	LINE	BEARING	DISTANCE
C1	042°27'47"	5659.55	432.62	216.42	432.52	S 01°20'47" W	C20	371°07'	312.75	203.70	105.81	200.12	N 18°30'33" E	L1	N 89°29'43" E	174.94'	L18	N 89°29'43" E	174.94'
C2	052°31'14"	5789.58	342.87	171.48	342.82	N 01°30'33" E	C21	286°33'03"	73.00	377.83	-45.15	76.77	S 41°51'01" W	L2	N 38°44'36" E	110.35'	L19	N 38°44'36" E	110.35'
C3	50°55'07"	150.00	133.30	71.42	129.98	N 84°12'10" E	C22	90°00'00"	73.00	114.67	73.00	103.24	N 82°18'07" E	L3	N 89°38'43" E	174.94'	L17	N 89°38'43" E	174.94'
C4	50°55'07"	150.00	88.87	47.81	88.97	N 84°12'10" E	C23	143°44'37"	73.00	183.14	222.97	138.75	N 34°33'12" W	L4	N 38°44'36" E	110.35'	L16	N 80°00'00" E	52.24'
C5	42°27'48"	150.00	111.17	56.28	108.64	N 89°46'08" E	C24	57°44'37"	20.00	18.78	10.31	18.08	N 79°33'12" W	L5	N 80°00'00" E	52.24'	L15	N 80°00'00" E	52.24'
C6	43°52'40"	100.00	78.58	40.28	74.72	S 60°40'56" W	C25	371°07'	332.00	218.20	113.13	214.38	N 71°30'27" W	L6	N 80°00'00" E	52.24'	L14	N 80°00'00" E	52.24'
C7	07°22'44"	100.00	12.88	6.45	12.87	S 88°18'38" W	C26	88°31'46"	288.00	318.50	181.87	288.88	N 55°34'06" W	L7	N 08°00'00" W	72.46'	L13	N 44°44'24" W	42.23'
C8	61°03'41"	20.00	21.31	11.80	20.32	S 89°28'08" E	C27	82°05'48"	20.00	21.88	12.04	20.83	N 09°54'43" E	L8	N 52°40'53" W	34.85'	L12	N 45°15'38" E	42.82'
C9	48°45'51"	73.00	59.84	31.56	57.84	S 82°18'14" E	C28	88°08'13"	73.00	112.23	70.82	101.52	N 03°05'30" W	L9	N 52°40'53" W	34.85'	L11	N 52°40'53" W	42.38'
C10	35°38'21"	20.00	18.42	10.55	18.67	S 47°53'00" E	C29	58°58'17"	20.00	18.81	10.85	19.08	S 18°38'28" E	L10	Not Used		L10	Not Used	
C11	69°56'11"	322.50	393.65	225.55	369.68	S 55°01'55" E	C30	30°48'47"	258.00	138.28	71.37	137.81	N 25°40'44" E	L11	N 52°40'53" W	42.38'	L9	N 52°40'53" W	42.38'
C12	61°03'41"	20.00	21.31	11.80	20.32	N 89°28'08" E	C31	40°38'27"	441.00	312.81	163.31	308.29	N 20°18'14" E	L12	N 00°00'00" E	71.16'	L8	N 44°44'24" W	42.23'
C13	21°4'32"	73.00	27.08	13.68	26.81	S 39°33'35" W	C32	128°07'28"	165.00	368.97	339.23	288.78	S 28°44'37" E	L13	N 45°15'38" E	42.82'	L7	N 08°00'00" W	72.46'
C14	43°10'18"	20.00	15.07	7.91	14.72	N 28°35'41" E	C33	28°22'45"	165.00	75.97	38.87	75.30	N 76°00'18" E	L14	N 57°16'18" W	94.75'	L6	N 80°00'00" E	52.24'
C15	33°37'55"	341.00	200.16	103.08	197.30	N 23°48'30" E	C34	40°31'29"	535.00	378.40	187.50	370.58	N 83°04'38" E	L15	N 32°45'23" E	86.38'	L5	N 80°00'00" E	52.24'
C16	40°38'27"	359.00	254.65	132.94	249.34	S 28°18'14" W	C35	48°28'24"	195.00	158.17	83.72	153.87	N 80°08'10" E	L16	N 17°29'35" W	76.72'	L4	N 38°44'36" E	110.35'
C17	371°07'	277.50	186.74	93.71	177.57	S 71°20'27" E	C36	22°47'58"	335.00	133.27	87.53	137.40	S 11°23'46" E	L17	S 84°47'09" E	108.78'	L3	N 89°38'43" E	174.94'
C18	82°48'25"	20.00	21.82	12.21	20.84	S 21°16'41" E	C37	51°15'24"	100.00	89.48	47.87	86.51	N 64°22'18" E	L18	S 19°48'4" E	154.34'	L2	N 38°44'36" E	110.35'
C19	82°48'25"	73.00	80.02	44.57	78.08	N 21°16'41" W	C38	88°47'36"	150.00	23.02	11.53	23.00	N 43°08'24" E	L19	S 78°47'20" E	121.32'	L1	N 89°29'43" E	174.94'

RECORDING INDEX NO. 311-18-0-0-0-00-00

PARCEL BOUNDARY ADJUSTMENT SURVEY FOR ST LUKES-TOUCHMARK L.L.C.				BRIGGS ENGINEERING, INC.	
LYING IN SECTION 18, T.3N., R.1E., B.M. MERIDIAN, ADA COUNTY, IDAHO					
				(208) 344-8700 1800 W. OVERLAND ROAD • BOISE, IDAHO 83705	
DWG NAME:	DWG DATE:	DWG NO.	SCALE:		
880801-ROSLONG	02/18/01 DPM	880801	1" = 300'		

SEP 23 2002

T.69642
ATTACHMENT B1

RECEIVED

NOV 14 2001

WATER RESOURCES
WESTERN REGIONSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

RECEIVED

NOV 19 2001

Department of Water Resources

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
Incomplete forms will be returned.

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided, if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
63-11781		X			

2. The following REQUIRED information must be submitted with this form:

- A. The appropriate FILING FEE. See instructions for fee amounts.
- B. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, WITH ATTACHED LEGAL DESCRIPTION.
- C. Either of the following:
 PLAT OF PROPERTY or SURVEY MAP clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).
 OR
 If your water right(s) and/or adjudication claim(s) are for ten or more acres of irrigation, you must submit a USDA Farm Service Agency AERIAL PHOTO with the irrigated acres outlined and point(s) of diversion clearly marked. The AERIAL PHOTO should be submitted in place of the PLAT OF PROPERTY or SURVEY MAP.

Name and Address of Former Owner/Claimant(s)	Ed Bews 5206 Sorrento Circle, Boise, ID 83704
New Owner/Claimant(s)	St. Luke's Regional Medical Center Name Connector (Check one): [] and, [] or, [] and/or
New Mailing Address	190 East Bannock Street
City, State and ZIP Code	Boise, ID 83712
New Telephone Number	(208) 381-2222
Date you acquired the property	Feb. 2, 1993, Dec. 27, 2000

MICROFILMED

JAN 03 2002

6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, then you may skip this item and go to item 7. If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT

Water Use	Rate of Diversion (CFS)	Annual Volume (acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	0.38	85.5	19 acres
Stock			
Domestic			
Other			
Total	0.38	85.5	

DESCRIPTION OF YOUR PORTION OF WATER RIGHT

Water Use	Rate of Diversion (CFS)	Annual Volume (acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation			
Stock			
Domestic			
Other			
Total			

Signature of New Owner(s)
or Claimant(s)

Gary Fletcher

GARY FLETCHER

Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign form.

For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him or her for all matters related to your claims.

For Office Use Only

Received by <i>KL</i>	Date <i>11/14/01</i>	Fee <i>100.00</i>
Received by <i>KL</i>	Date <i>11/14/01</i>	Receipt No. <i>10028496</i>
Processed by _____	Date _____	

MICROFILMED

1999 9 5 2000



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098

Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

August 27, 2002

ST LUKES REGIONAL MEDICAL CENTER
190 E BANNOCK ST
BOISE ID 83712

RE: Transfer No.: 69642 - Water Right 63-31384 - Transfer Approval Notice

Dear Water Right Holder(s):

The Department of Water Resources has issued the enclosed approved Transfer of Water Right(s). Please be sure to thoroughly review the conditions of approval and remarks listed on the approval document.

The Transfer of Water Right(s) is a PRELIMINARY ORDER issued by the Department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action by the Department unless the APPLICANT petitions for reconsideration or files an exception and/or brief within fourteen (14) days of the service date as described in the enclosed information sheet.

ANY PERSON aggrieved by any decision, determination, order or action of the Department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Department and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

Please note that water right owners are required to report any change of water right ownership and/or mailing address to the Department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee. Contact any office of the Department or visit the Department's homepage on the Internet to obtain the proper forms and instructions.

If you have any questions, please contact me at 208-327-7940.

Sincerely,

for 
Jeff Peppersack, Manager
Water Rights Permits Section

JP:klt

Enclosure(s)

MICROFILMED

SEP 25 2002

CERTIFICATE OF SERVICE

I hereby certify that on August 27, 2002 I mailed a true and correct copy, postage prepaid, of the foregoing TRANSFER APPROVAL to the person(s) listed below:

RE: TRANSFER NO. 69642 - WATER RIGHT 63-31384

**ST LUKES REGIONAL MEDICAL CENTER
190 E BANNOCK ST
BOISE ID 83712**



**Kari Lynn Townsend
Secretary**

MICROFILMED
SEP 23 2002

**EXPLANATORY INFORMATION
TO ACCOMPANY A
PRELIMINARY ORDER**

The accompanying order or approved document is a "Preliminary Order" issued by the department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action of the Department of Water Resources (department) unless a party petitions for reconsideration, files an exception and brief, or requests a hearing as further described below:

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the department within fourteen (14) days of the service date of this order. The department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See Section 67-5243(3) Idaho Code.

EXCEPTIONS AND BRIEFS

Within fourteen (14) days after (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from this preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding with the Director. Otherwise, this preliminary order will become a final order of the agency.

REQUEST FOR HEARING

Unless a right to a hearing before the department or the Idaho Water Resource Board (Board) is otherwise provided by statute, any person aggrieved by any final decision, determination, order or action of the Director of the department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Director and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

ORAL ARGUMENT

If the Director grants a petition to review the preliminary order, the Director shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Director will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Director orders otherwise, all oral arguments will be heard in Boise, Idaho.

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Director in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with IDAPA Rules 37.01.01302 and 37.01.01303 (Rules of Procedure 302 and 303).

FINAL ORDER

The Director will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Director may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The department will serve a copy of the final order on all parties of record.

Section 67-5246(5), Idaho Code, provides as follows:

Unless a different date is stated in a final order, the order is effective fourteen (14) days after its issuance if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:

- (a) the petition for reconsideration is disposed of; or
- (b) the petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

APPEAL OF FINAL ORDER TO DISTRICT COURT

Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

- i. A hearing was held,
- ii. The final agency action was taken,
- iii. The party seeking review of the order resides, or
- iv. The real property or personal property that was the subject of the agency action is located.

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.

RECEIVED

FEB 25 2002

Form 222a

Department of Water Resources

January 2002

IDWR WESTERN REGION TRANSFER ANALYSIS

Applicant St Lukes Transfer No. 69642
 Reviewed by g Date 1/7/02
 Data entered by _____

1. Right number(s) 63-31384

Caution
before processing: _____ Partial Decree to WR ☒ Ownership Change filed & split completed

2. Type of right _____ Decree ☒ License _____ Stat. Claim _____ BU Claim

3. Purpose of transfer ☒ Change P/D _____ Add P/D ☒ Change P/U
 _____ Change N/U _____ Change Period _____ Split Right
 _____ Other: _____

4. Check Existing
 Right

☒ Source ☒ Priority
☒ Purpose ☒ Period ☒ Amount
☒ Description of original point(s) of diversion ☒ SRBA Claim
☒ Description of original place of use
☒ Overlapping rights for original P/D &/or P/U

5. Check Proposed Right for amount of land &/or water transferred:

- a. ☒ Analysis memo – always include unless justify why not needed
- b. ☒ All of right
- c. ☒ Part of right – Note: Part B should normally be completed only if part of right is owned by applicant
- d. ☒ Description of point(s) of diversion
- e. ☒ Description of place of use
- f. ☒ Map showing proposed P/D &/or P/U
- g. ☒ Correct notarized signature and fee – see Transfer Memo #23 about fees if necessary
- h. ☒ Proof of ownership of right &/or land from which water is transferred
- i. ☒ Expansion in use of right: check rate of flow, diversion volume and consumptive volume. Discuss in memo.
- j. N/A Surface water source: IDFG letter; notify Water Planning Bureau if protected river or minimum flow reach.

69642

k. ☒ Overlapping rights for current & proposed scenarios

Current surface water

Proposed _____

l. N/A SRBA Claim(s) _____

m. ☒ Comment letters ☒ No ☐ Yes as follows:

_____ Water District # _____ IDFG _____ Other per attached

PUBLICATION REVIEW

1. Comment Letters

Watermaster comments requested on _____, received on _____

Other comment letters received ☐ Yes ☐ No

2. Affidavit of publication received: ☒ Yes

3. Published correctly: ☒ Yes ☐ No

If No, re-publication required: ☐ Yes ☐ No

4. Protests received: ☐ Yes ☐ No ☐ If yes, acknowledgement sent

RECOMMENDATIONS

1. ☒ Approve ☐ See attached memo

2. ☐ Deny due to _____

3. Conditions of Approval surface water used first - standard xfer conditions

4. Recommended by Gary S Date 2/20/02

FORWARDING FILE TO S.O.

1. Copies made for Region file (see attached supplemental page): Yes ☒

2. File forwarded to S.O. by JS Date 2-23-02

MEMORANDUM

DATE: 1/7/2002

FROM: Lori Graves *LG*

TO: Transfer File No. 69642

Attachments

- A. List of Corporate Officers
- B. Ownership Info
- C. Survey Maps

Brief

Applicant proposes to change the p/u to distribute 19 acres of water right within the landscape at St. Lukes Meridian Medical Center and change the p/d to an existing well located at the Medical Center. The existing well was drilled as a back-up domestic source to municipal water for the hospital under water right no. 63-12199.

History

License 63-11781 (parent right) authorized supplemental irrigation from ground water for 54 acres of irrigation in S16. Touchmark Living Centers purchased the well and 54 acres from Ed Bews in 1/2000. St. Lukes subsequently purchased a 19 acre portion of the p/u from Touchmark in 12/2000. Water right changes of ownership were filed and processed creating 63-31383 for Touchmark's 35 acres and 63-31384 for St. Lukes 19 acres.

Overlaps

Although the original well served all 54 acres listed on rts 63-31383 and 63-31384, only Touchmark's 35 acre portion will use the well in the future. St. Lukes have proposed diverting their irrigation water from an existing well located on their property. The ground water irrigation is supplemental to surface water. No other rights are used.

SRBA

An SRBA claim was not required or filed.

Recommendations

Approve the transfer as filed.

Limit diversion from the proposed existing well to .38 cfs for supplemental irrigation.

MICROFILMED

FEB 3 2002

Lester, Steve

From: Lester, Steve
Sent: Wednesday, January 09, 2002 2:30 PM
To: 'legals@idahostatesman.com'
Subject: Legal Notices

Dear Sir or Ms.:

I am sending this on behalf of Sue Taylor, who is on vacation. This is for publication on January 17 and 24.

Please send me an acknowledgment so I know everything was ok.

Thanks for your help.

Steve Lester
IDWR Western Region
tel: 334-2190
email: slester@idwr.state.id.us

SL



St Lukes and
Touchmark LegalNo..

MICROFILMED

SEP 23 2004

T. 69642

January 09, 2002

Legal Notice Department
IDAHO STATESMAN
PO BOX 40
BOISE ID 83707

RE: Transfer No. 69642 Water Right No(s). 63-31384
Transfer No. 69643 Water Right No(s). 63-31383

Dear LEGAL NOTICE DEPARTMENT:

Enclosed you will find a legal notice which we wish to have published in your newspaper on the dates indicated (once a week for two consecutive weekly issues). If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Please send the affidavit and bill to this office before 02/04/2002. Your cooperation is appreciated.

Sincerely

Steve Lester, Water Rights Supervisor

for Sue Taylor

MICROFILMED

SEP 23 2002

NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 69642

ST LUKES REGIONAL MEDICAL CENTER
190 E BANNOCK ST

BOISE ID 83712, has filed Application No. 69642 for changes to the following water rights within ADA County:

Right No. 63-31384

Priority 4/14/1992

Source GROUND WATER

Use IRRIGATION (19 acres) 0.38 CFS

Total Amount 0.38 CFS

Point(s) of Diversion NWNENW S16 T03N R01E

Place of Use S16 T03N R01E

Remark: Applicant wishes to change the diversion point to an existing well located in SWNW for supplemental irrigation of 19 acres at St. Lukes Meridian Medical Center. Applicant proposes to move water appurtenant to land in SENW to land in SENW and SWNW. All activity remains in S16 T3N R1E.

Protests may be submitted based on the criteria of Sec 42-222, Idaho Code.

Any protest against the proposed change must be filed with the Department of Water Resources, Western Region, 2735 Airport Wy, Boise ID 83705 together with a protest fee of \$25.00 for each application on or before February 04, 2002. The protestant must also send a copy of the protest to the applicant.

KARL J DREHER, Director

Published on January 17 and 24, 2002

MICROFILMED

JAN 24 2002

The Idaho Statesman

P.O. Box 40, Boise, Idaho 83707-0040

LEGAL ADVERTISING PROOF OF PUBLICATION

Account #	DTI#	Identification	Amount:
047628	591872	PROPOSED CHANGE ST LUKES REGIONAL MEDICAL CENTER	\$118.50
Attention:	P.O. #	Run Dates	
SUE TAYLOR	69642	JANUARY 17, 24, 2002	
IDAHO DEPT. WATER RESOURCES WEST 2735 AIRPORT WY. BOISE, ID 83705			Number of Lines 33 X 2
			Affidavit 1
			Legal # 12371

LEGAL NOTICE NOTICE OF PROPOSED CHANGE OF WATER RIGHT TRANSFER NO. 69642

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KARL J DREHER,
Director

Pub. Jan. 17, 24, 2002

12371

JANICE HILDRETH, being duly sworn, deposes and says: That she is the Principal Clerk of *The Idaho Statesman*, a daily newspaper printed and published at Boise, Ada County, State of Idaho, and having a general circulation therein, and which said newspaper has been continuously and uninterruptedly published in said County during a period of twelve consecutive months prior to the first publication of the notice, a copy of which is attached hereto: that said notice was published in *The Idaho Statesman*, in conformity with Section 60-108, Idaho Code, as amended, for:

TWO

☒ consecutive weekly ☐ single
☐ consecutive daily ☐ odd skip
insertion(s)

beginning issue of: JANUARY 17, 2002

ending issue of: JANUARY 24, 2002

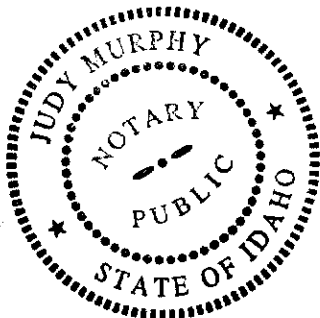
Janice Hildreth

STATE OF IDAHO)
)
COUNTY OF ADA)

On this 24 day of JANUARY in the year of 2002 before me, a Notary Public, personally appeared before me Janice Hildreth known or identified to me to be the person whose name subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that she executed the same.

Notary Public for Idaho
Residing at: Boise, Idaho
My Commission expires: 1/6/04

RECEIVED
JAN 25 2002
WATER RESOURCES
WESTERN REGION



MICROFILMED

JAN 25 2002



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

January 02, 2002

ST LUKES REGIONAL MEDICAL CENTER
190 E BANNOCK ST
BOISE ID 83712

RE: Change of Ownership for Water Right 63-31384

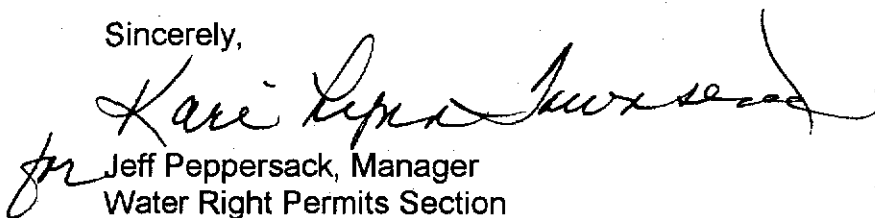
Dear Water Right Holder(s):

The department acknowledges receipt of correspondence changing ownership of the above referenced water right to you. The department has modified its records to reflect the change in ownership and has enclosed a computer-generated report for your records.

Please note that as of July 1, 1996, water right owners are required to report any change of water right ownership and any change of mailing address of the owner of a water right to the department. Notice of the change must be provided to the department within 120 days of the change. Change reporting forms are available from any office of the department.

Please feel free to contact this office if you have any questions regarding this matter.

Sincerely,


Jeff Peppersack, Manager
Water Right Permits Section

JP:klt

Enclosure

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JAN 03 2002