STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT
TRANSFER NO. 88175

This is to certify that: ARROYO CAP LL-2, LLC
18575 JAMBOREE RD STE 350
IRVINE, CA 92612-2551

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. A summary of the changes is also listed below. 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 Changes

Water Right	Origin/Basis	Priority Date	Diversion Rate	Diversion Volume	Acre Limit	Total Acres	Source
63-35208	WR/DECREED	10/15/1948	1.010 cfs	523.0 af	118.0	140.0	GROUND WATER
63-35209	WR/DECREED	5/4/1964	1.250 cfs	531.0 af	118.0	140.0	GROUND WATER
63-35210	WR/DECREED	11/24/1954	0.440 cfs	99.0 af	22.0	140.0	GROUND WATER

Purpose of Transfer (Changes Proposed)

Current Number	Split	POD	POU	Add POD	Period of Use	Nature of Use
63-35208	NO	YES	NO	NO	NO	NO
63-35209	NO	YES	NO	NO	NO	NO
63-35210	NO	YES	NO	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
63-35208	63-35208	1.010 cfs	523.0 af	118.0	140.0	N/A	N/A	N/A	N/A	N/A
63-35209	63-35209	1.250 cfs	531.0 af	118.0	140.0	N/A	N/A	N/A	N/A	N/A
63-35210	63-35210	0.440 cfs	99.0 af	22.0	140.0	N/A	N/A	N/A	N/A	N/A
COMBINED TOTALS		**2.700 cfs**	**630.0 af**	**140.0**	**140.0**		**N/A**	**N/A**	**N/A**	**N/A**

This water right(s) 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. Detailed Water Right Description(s) attached.

Dated this 17th day of July, 2023.

SCOTT STORMS, Water Rights Supervisor

SUPPORT DATA
IN FILE # 63-35208

SCANNED
JUL 28 2023

Transfer No. 88175

WATER RIGHT NO. 63-35208

As Modified by Transfer No. 88175

In accordance with the approval of Transfer No. 88175, Water Right No. 63-35208 is now described as follows:

Right Holder: ARROYO CAP LL-2, LLC
18575 JAMBOREE RD STE 350
IRVINE, CA 92612-2551

Priority Date: 10/15/1948

Source: GROUND WATER

BENEFICIAL USE	From		To	Diversion Rate	Diversion Volume
IRRIGATION	03/01	to	11/15	1.010 cfs	523.0 af
				1.010 cfs	523.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	SENE	Sec 11 Twp 02N Rge 01W ADA County
GROUND WATER	NWNW	Sec 12 Twp 02N Rge 01W ADA County

PLACE OF USE: IRRIGATION

			NE				NW				SW				SE				
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
02N	01W	11				22.0													22.0
02N	01W	12					12.0	40.0	34.0	29.0		3.0							118.0

Right Acre Limit: 118.0
POU Total Acres: 140.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 118 acres within the authorized place of use in a single irrigation season.
2. Rights 63-35208 and 63-35209 when combined shall not exceed the irrigation of 118 acres.
3. Rights 63-35208, 63-35209, 63-2725, and 63-3409 when combined shall not exceed a total annual maximum diversion volume of 544.5 af at the field headgate.
4. 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 place of use.
5. 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 use power records to determine the amount of water diverted and shall annually report the information to the Department.

SCANNED
JUL 28 2023

WATER RIGHT NO. 63-35208

As Modified by Transfer No. 88175

CONDITIONS OF APPROVAL

6. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.

7. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

8. Right holder shall comply with the drilling permit requirements of Idaho Code § 42-235 and applicable Well Construction Rules of the Department.

9. Pursuant to Idaho Code § 42-1412(6), this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

SCANNED
JUL 28 2023

WATER RIGHT NO. 63-35209

As Modified by Transfer No. 88175

In accordance with the approval of Transfer No. 88175, Water Right No. 63-35209 is now described as follows:

Right Holder: ARROYO CAP LL-2, LLC
18575 JAMBOREE RD STE 350
IRVINE, CA 92612-2551

Priority Date: 5/4/1964

Source: GROUND WATER

BENEFICIAL USE	From		To	Diversion Rate	Diversion Volume
IRRIGATION	03/01	to	11/15	1.250 cfs	531.0 af
STOCKWATER	1 /1	to	12/31	0.010 cfs	
				1.250 cfs	531.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	NWNW	Sec 12 Twp 02N Rge 01W ADA County
GROUND WATER	SENE	Sec 11 Twp 02N Rge 01W ADA County

PLACE OF USE: IRRIGATION

			NE				NW				SW				SE				
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
02N	01W	11				22.0													22.0
02N	01W	12					12.0	40.0	34.0	29.0		3.0							118.0

Right Acre Limit: 118.0
POU Total Acres: 140.0

PLACE OF USE: STOCKWATER

			NE				NW				SW				SE				
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
02N	01W	11				X													0.0
02N	01W	12					X	X	X	X		X							0.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 118 acres within the authorized place of use in a single irrigation season.
2. Rights 63-35208 and 63-35209 when combined shall not exceed the irrigation of 118 acres.
3. Rights 63-35208, 63-35209, 63-2725, and 63-3409 when combined shall not exceed a total annual maximum diversion volume of 544.5 af at the field headgate.

SCANNED
JUL 28 2023

WATER RIGHT NO. 63-35209

As Modified by Transfer No. 88175

CONDITIONS OF APPROVAL

4. 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 place of use.

5. 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 use power records to determine the amount of water diverted and shall annually report the information to the Department.

6. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.

7. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

8. Right holder shall comply with the drilling permit requirements of Idaho Code § 42-235 and applicable Well Construction Rules of the Department.

9. Pursuant to Idaho Code § 42-1412(6), this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

SCANNED
JUL 28 2023

WATER RIGHT NO. 63-35210

As Modified by Transfer No. 88175

In accordance with the approval of Transfer No. 88175, Water Right No. 63-35210 is now described as follows:

Right Holder: ARROYO CAP LL-2, LLC
18575 JAMBOREE RD STE 350
IRVINE, CA 92612-2551

Priority Date: 11/24/1954

Source: GROUND WATER

BENEFICIAL USE	From		To	Diversion Rate	Diversion Volume
IRRIGATION	03/01	to	11/15	0.440 cfs	99.0 af
				0.440 cfs	99.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	SENE	Sec 11 Twp 02N Rge 01W ADA County
GROUND WATER	NWNW	Sec 12 Twp 02N Rge 01W ADA County

PLACE OF USE: IRRIGATION

			NE				NW				SW				SE				
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
02N	01W	11				22.0													22.0
02N	01W	12					12.0	40.0	34.0	29.0		3.0							118.0

Right Acre Limit: 22.0
POU Total Acres: 140.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 22 acres within the authorized place of use in a single irrigation season.
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 place of use.
3. 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 use power records to determine the amount of water diverted and shall annually report the information to the Department.
4. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
5. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

Transfer No. 88175

SCANNED
JUL 28 2023

WATER RIGHT NO. 63-35210

As Modified by Transfer No. 88175

CONDITIONS OF APPROVAL

6. Right holder shall comply with the drilling permit requirements of Idaho Code § 42-235 and applicable Well Construction Rules of the Department.

7. Pursuant to Idaho Code § 42-1412(6), this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

SCANNED
JUL 28 2023

State of Idaho
Department of Water Resources

Attachment to Transfer No. 88175

Water Right No(s): 63-35208, 63-35209, and 63-35210

This map depicts the IRRIGATION and STOCKWATER place of use boundary for the water rights at the time of this approval and is attached to the approval document solely for illustrative purposes.



- Points of Diversion
- Place of Use
- Townships
- PLS Sections
- Quarter Quarters

0 0.075 0.15 0.3 Miles

N

SCANNED
JUL 28 2023

42-222 POD - 07/18

RECEIVED
JUL 05 2023
WATER RESOURCES

RECEIVED
JUN 28 2023
DEPARTMENT OF WATER RESOURCES

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT – POINT(S) OF DIVERSION

This form may be used to apply to change and/or add points of diversion for existing water rights and to report an ownership change for a water right(s) in connection with the proposed point of diversion change(s). Do not use this form to apply for changes to other elements of a water right. See the *Application for Transfer Instructions* for help completing this form and for mailing addresses of Department offices where your application can be submitted.

Check all that apply:

☑ Change diversion point(s) ☐ Add diversion point(s) ☐ Ownership change ☐ Ownership split

☐ Transfer is for changes pursuant to Idaho Code § 42-221.O.8. Attach an explanation and any supporting documentation.

1. **APPLICANT(S)** Arroyo Cap II-2, LLC Phone 949-272-1172

2. **MAILING ADDRESS** c/o Jeff Brouelette, 18575 Jamboree Ave, Ste 350 City Irvine

State CA Zip 92612 Email jbrouelette@arroyocapital.com

☐ If the applicant is not an individual and not registered to do business in the State of Idaho, attach documentation identifying officers authorized to sign for the applicant.

☐ If the applicant is not the current water right(s) owner, attach documentation of authority to file the application.

☐ If the application includes a change in ownership of water right(s), attach a copy of the conveyance document, such as a warranty deed, court decree, contract of sale, etc. The conveyance document must include a legal description of the property conveyed or description of the water right if no land is conveyed. Additional fee(s) are required for water right ownership changes; see Item 9 for the fee schedule.

If the ownership change resulted in the water right(s) being split, how did the division occur? Mark one:

☐ The water rights or claims were divided as specifically identified in a deed, contract, or other conveyance document.
☐ The water rights or claims were divided proportionately based on the portion of their place(s) of use acquired by the new owner.

☐ If the application is not signed by the applicant, attach a Power of Attorney or other documentation providing authority to sign for the applicant.

3. **LIST WATER RIGHT NUMBER(S)** 63-35208, 63-35209, 63-35210

☑ Attach a copy of the water right(s) as recorded, available at *idwr.idaho.gov, Water Right Transfers, Step 1*, or by contacting any Department office.

4. **TOTAL AMOUNT OF WATER** transferred is 2.7 (diversion rate) cubic feet per second and/or 630 (storage volume) acre-feet per annum.

5. **POINT OF DIVERSION** – Describe all the point(s) of diversion to be included on the water right(s) after the proposed change.

☐ Attach Eastern Snake Plain Aquifer (ESPA) analysis if this transfer proposes to change a point of diversion affecting the ESPA. ESPA analysis information is available at idwr.idaho.gov, *Water Rights, Water Right Transfers, Modeling Resources.*

New?	Lot	¼	¼	¼	Sec	Twp	Rge	County	Source	Local name or tag #
			SE	NE	11	2N	1W	Ada	Ground Water	Logs Attached
			NW	NW	12	2N	1W	Ada	Ground Water	Log Attached

SCANNED

Transfer No. 88175 JUL 28 2023

6. **GENERAL INFORMATION**

a. Describe the complete diversion system, including how you will accommodate a measuring device and lockable controlling works should they be required now or in the future:

Two wells, pumps, pressurized irrigation system. Measuring devices and lockable controlling works will be accommodated upon Department request. See attached for additional information.

b. Who owns the property at the point(s) of diversion? Applicant

If other than the applicant, describe the arrangement enabling the applicant to access the property for the diversion system:

c. To your knowledge, has/is any portion of the water right(s) proposed to be changed:

Yes	No	
☐	☑	undergone a period of five or more consecutive years of non-use,
☐	☑	currently used in a mitigation plan limiting the use of water under the right(s), or
☐	☑	currently enrolled in a Federal set-aside program limiting the use of water under the right(s)?

If yes, describe:

d. Is any portion of the water right(s) proposed to be changed currently leased to the Water Supply Bank? ☐ Yes ☑ No

☐ If yes and there are multiple owners, attach a Lessor Designation form.
☐ If yes, the individual owner or designated lessor must complete, sign and attach an IRS Form W-9.
(Disregard if these items are on file and ownership has not changed.)

7. **MAP** – ☑ Attach a map of the diversion, measurement, control and distribution system. Include the place of use if a split of the water right occurred. Clearly label the map with township, range, section and ¼ ¼ of section information. You may create a map at idwr.idaho.gov, *Water Rights, Water Right Transfers, File a Transfer Application, Step 2C.*

8. **SIGNATURE** – The information in this application is true to the best of my knowledge. I understand any willful misrepresentations in this application may result in rejection of the application or cancellation of an approval.

Signature of applicant or authorized agent	Print name and title if applicable	Date
Jeff B Brouelette	**Jeffrey B. Brouelette** **Executive Vice President**	6/19/23

9. **FEE** – ☑ The application filing fee provided in Idaho Code § 42-221.O, must be submitted with the application for transfer. Applications for changes pursuant to Idaho Code § 42-221.O.8. require a filing fee of $50 per water right. All other application fees are based on the total amount of water proposed for transfer in Item 4: the larger fee for either cubic feet per second (diversion rate) or acre-feet per annum (storage volume). The *Fee Schedule* is available at *www.idwr.idaho.gov, Water Right Transfers, Step 4* and in the *Application for Transfer Instructions*.

FOR DEPARTMENT USE ONLY

Transfer includes 17 pages of attachments. Received by KM Date 6.28.23

Fee paid 660. Date 6.28.23 Receipted by KM Receipt # C116659

Preliminary review by KW Date 7.7.23 Active in the Water Supply Bank? Yes ☐ No ☑

W-9 received? Yes ☐ No ☑ Name on W-9 _____ W-9 forwarded to fiscal? Yes ☐ No ☐

(Do NOT scan the W-9 – confidential information is held by fiscal only)

SCANNED
JUL 28 2023

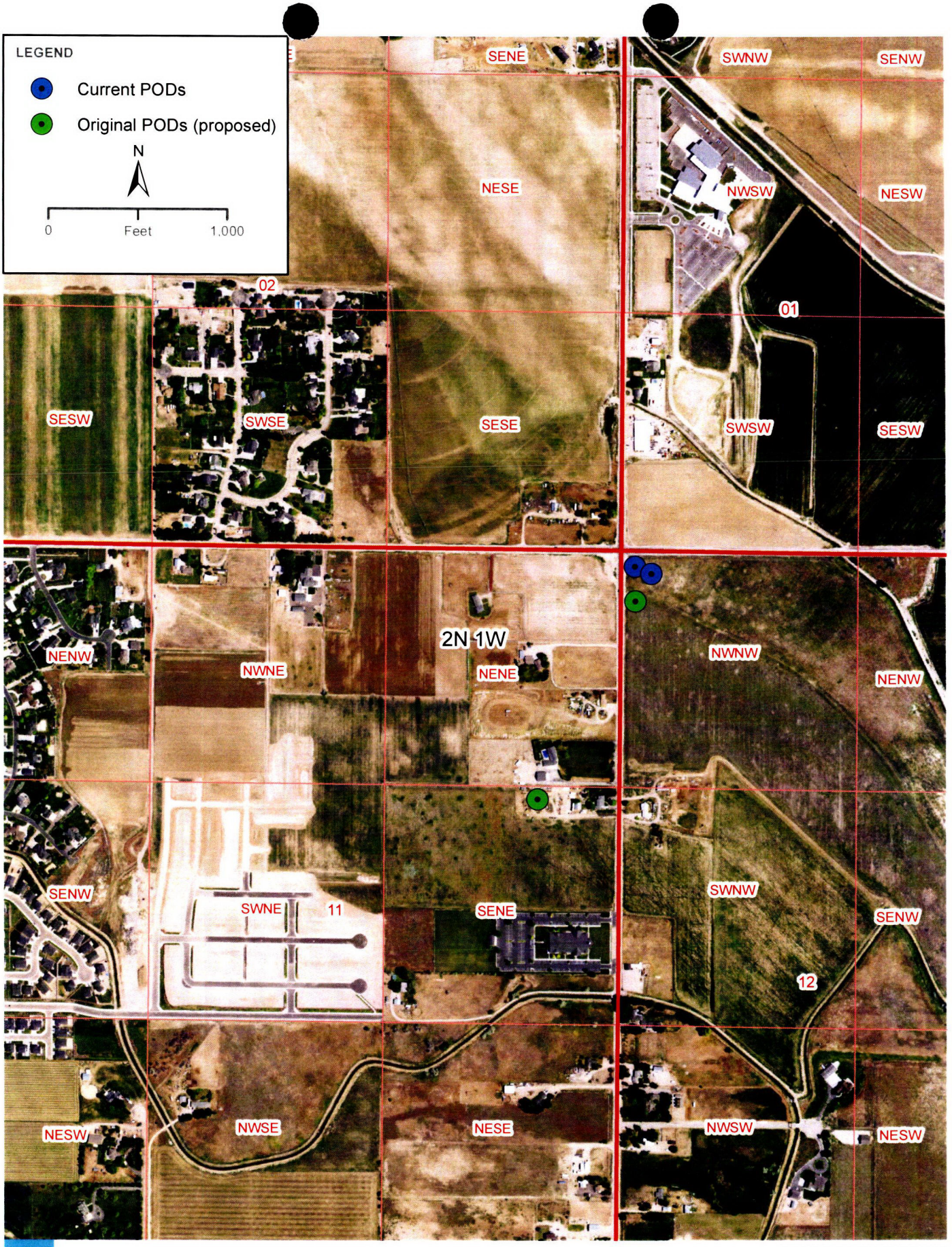
88175

Additional Information

In August, 2022, applicants received approved transfer No. 85934 allowing an integrated pressurized irrigation system from a proposed well and a replacement well to serve a planned development. Because bids to drill the proposed wells were significantly higher than anticipated, applicants tested the original wells previously authorized and found them to be sufficient. As a result, the authorized point of diversion (POD) for the new well is no longer accurate. The purpose of this application is to reverse the approved POD for the new well in the NWNW, Section 12 back to the original well in the SENE, Section 11. The approved POD for the replacement well does not need reversed since the original well to be replaced is within the NWNW, Section 12.

SCANNED

88175 JUL 28 2023



HDR

TRANSFER MAP

ARROYO CAP II-2, LLC

PALOMA RIDGE DEVELOPMENT

PROJECT #10335693

SCANNED

JUL 2 8 2023

PATH: S:\PROJECTS\S THRU Z PROJECTS\T PROJECTS\TOLL BROTHERS_135810120_PATTERSON\PROJECT\GIS\ARCMAP_PROJECTS\REVERSE XFR MAP.MXD - USER: LGRAVES - DATE: 6/14/2023

Page _____ of _____

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

Current Water Right No.: 63-35208

Current Owner: ARROYO CAP LL-2, LLC

Priority Date: 10/15/1948

Origin: Water Right

Status: Active

Basis: Decreed

Source	Tributary
GROUND WATER	

Beneficial Use	From To	Diversion Rate	Annual Volume
IRRIGATION	03/01 to 11/15	1.01 CFS	523 AF
	Total Diversion	1.01 CFS	523 AF

Location of Point(s) of Diversion

GROUND WATER ADA County	NW1/4NW1/4	Sec. 12,	Twp 02N,	Rge 01W B.M.
GROUND WATER ADA County	NW1/4NW1/4	Sec. 12,	Twp 02N,	Rge 01W B.M.

Place of Use

IRRIGATION Within ADA County

T02N R01W S11	SENE	22.00	T02N R01W S12	NENW	12.00
T02N R01W S12	NWNW	40.00	T02N R01W S12	SWNW	34.00
T02N R01W S12	SENW	29.00	T02N R01W S12	NWSW	3.00

Total Acres: 140

SCANNED
88175 JUL 28 2023

Conditions of Approval:

1.	X35	Rights 63-35208 and 63-35209 when combined shall not exceed the irrigation of 118 acres.
2.	X27	This right is limited to the irrigation of 118 acres within the authorized place of use in a single irrigation season.
3.	T07	The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
4.	01M	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 use power records to determine the amount of water diverted and shall annually report the information to the Department.
5.	T08	Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
6.	T19	Pursuant to Idaho Code § 42-1412(6), this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.
7.	046	Right holder shall comply with the drilling permit requirements of Idaho Code § 42-235 and applicable Well Construction Rules of the Department.
8.	X35	Rights 63-35208, 63-35209, 63-2725, and 63-3409 when combined shall not exceed a total annual maximum diversion volume of 544.5 af at the field headgate.
9.	R65	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 place of use.

Decreed Date: 2/16/2007

SCANNED
88175 JUL 28 2023

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

Current Water Right No.: 63-35209

Current Owner: ARROYO CAP LL-2, LLC

Priority Date: 5/4/1964

Origin: Water Right

Status: Active

Basis: Decreed

Source **Tributary**

GROUND WATER

Beneficial Use	From To	Diversion Rate	Annual Volume
IRRIGATION	03/01 to 11/15	1.25 CFS	531 AF
STOCKWATER	1 /1 to 12/31	0.01 CFS	
	Total Diversion	1.25 CFS	531 AF

Location of Point(s) of Diversion

GROUND WATER NW1/4NW1/4 Sec. 12, Twp 02N, Rge 01W B.M.
ADA County

GROUND WATER NW1/4NW1/4 Sec. 12, Twp 02N, Rge 01W B.M.
ADA County

Place of Use

IRRIGATION Within ADA County

T02N R01W S11	SENE	22.00	T02N R01W S12	NENW	12.00
T02N R01W S12	NWNW	40.00	T02N R01W S12	SWNW	34.00
T02N R01W S12	SENW	29.00	T02N R01W S12	NWSW	3.00

Total Acres: 140

STOCKWATER Within ADA County

T02N R01W S11	SENE	T02N R01W S12	NENW
T02N R01W S12	NWNW	T02N R01W S12	SWNW
T02N R01W S12	SENW	T02N R01W S12	NWSW

SCANNED
88175 JUL 28 2023

Conditions of Approval:

1.	X35	Rights 63-35208, 63-35209, 63-2725, and 63-3409 when combined shall not exceed a total annual maximum diversion volume of 544.5 af at the field headgate.
2.	T07	The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
3.	T08	Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
4.	R65	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 place of use.
5.	X35	Rights 63-35208 and 63-35209 when combined shall not exceed the irrigation of 118 acres.
6.	X27	This right is limited to the irrigation of 118 acres within the authorized place of use in a single irrigation season.
7.	046	Right holder shall comply with the drilling permit requirements of Idaho Code § 42-235 and applicable Well Construction Rules of the Department.
8.	T19	Pursuant to Idaho Code § 42-1412(6), this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.
9.	01M	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 use power records to determine the amount of water diverted and shall annually report the information to the Department.

Decreed Date: 2/16/2007

SCANNED
88175 JUL 28 2023

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

Current Water Right No.: 63-35210

Current Owner: ARROYO CAP LL-2, LLC

Priority Date: 11/24/1954

Origin: Water Right

Status: Active

Basis: Decreed

Source	Tributary
GROUND WATER	

Beneficial Use	From To	Diversion Rate	Annual Volume
IRRIGATION	03/01 to 11/15	0.44 CFS	99 AF
	Total Diversion	0.44 CFS	99 AF

Location of Point(s) of Diversion

GROUND WATER ADA County	NW1/4NW1/4	Sec. 12,	Twp 02N,	Rge 01W B.M.
GROUND WATER ADA County	NW1/4NW1/4	Sec. 12,	Twp 02N,	Rge 01W B.M.

Place of Use

IRRIGATION Within ADA County

T02N R01W S11	SENE	22.00	T02N R01W S12	NENW	12.00
T02N R01W S12	NWNW	40.00	T02N R01W S12	SWNW	34.00
T02N R01W S12	SENW	29.00	T02N R01W S12	NWSW	3.00

Total Acres: 140

SCANNED
JUL 28 2023

Page _____ of _____

Conditions of Approval:

1.	01M	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 use power records to determine the amount of water diverted and shall annually report the information to the Department.
2.	R65	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 place of use.
3.	T08	Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
4.	T19	Pursuant to Idaho Code § 42-1412(6), this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.
5.	046	Right holder shall comply with the drilling permit requirements of Idaho Code § 42-235 and applicable Well Construction Rules of the Department.
6.	X27	This right is limited to the irrigation of 22 acres within the authorized place of use in a single irrigation season.
7.	T07	The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.

Decreed Date: 2/16/2007

SCANNED
JUL 28 2023
88175

Well Log Form 1
3M-3/63

RECEIVED
JUN 26 1964
Department of Reclamation

WELL LOG AND REPORT TO THE STATE RECLAMATION ENGINEER OF IDAHO

034252

SUBMIT WITHIN 30 DAYS AFTER COMPLETION OF WELL: SEE IDAHO STATUTES 42-238

Permit No. G 31859 Well No. _____ County Canyon

Owner Frank Patterson

Address Route 3 Meridian Idaho

Driller Davis Well Drilling

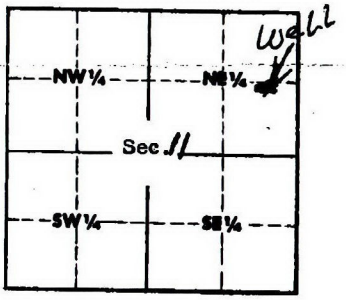
Address 228 Dewey Ave, Nampa

Well location SE. ¼ NE ¼ Sec. 11, T. 2 N/S, R. 1 E/W

Size of drilled hole 16 in

Total depth of well 130 ft

Locate well in section



Give depth to standing water from the ground 90 ft Water temp. _____ °Fahr.

Test delivery was _____ g.p.m. or _____ c.f.s. Drawdown was _____ feet. Pump? _____ Bail? _____

Size of pump and motor used to make test _____

Length of time of test _____ hours _____ minutes.

If flowing well, give flow _____ c.f.s. or _____ g.p.m. and of shut off pressure _____

If flowing well, described control works _____
(TYPE AND SIZE OF VALVE, ETC.)

Water will be used for Irrigation Weight of casing per lineal foot 23.8

Thickness of casing 10 gauge Casing material Steel
(STEEL, CONCRETE, WOOD, ETC.)

Diameter, length and location of casing 120 ft
(CASING 12" IN DIAMETER OR LESS, GIVE INSIDE DIAMETER; CASING OVER 12" IN DIAMETER, GIVE OUTSIDE DIAMETER)

CASING RECORD

Diam. Casing	From Feet	To Feet	Length	Remarks—seals, grouting, etc.
16 in	Surface	120	120	
				WHA

Number and size of perforations ⅝" x 1½" located 64 feet to 116 feet from ground

Date of commencement of well May 1964 Date of completion of well June 1964

SCANNED
JUL 28 2023

WELL LOG

From Feet	To Feet	Type of Material	Water-bearing Formation Ans. Yes or No	Casing Perforated Ans. Yes or No
0	1	Top soil		
1	8	Hard pan		
8	70	Lava		
70	75	Sand & gravel		
75	98	Gravel	yes	
98	117	coarse sand	yes	
117	125	Hard clay		
125	127	Soft yellow clay		
127	130	Dirty fine sand		
		If more space is required use Sheet No. 2		yes

WELL DRILLER'S STATEMENT

This well was drilled under my supervision and the above information is complete, true and correct to the best of my knowledge and belief.

Signed Dawes well Drilling

By Wilma Dawes

License No. 100

Dated June 12, 1964.

Well Driller's Helper _____

SCANNED
JUL 28 2023

Form 238-7
9/82

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

WELL DRILLER'S REPORT

State law requires that this report be filed with the Director, Department of W
within 30 days after the completion or abandonment of the we

Location Corrected by IDWR To:
T02N R01W Sec. 11 SENE
By: btuttle 2012-08-23

1. WELL OWNER

Name PATTERSON

Address LINDER R.D. KUNA

Owner's Permit No. _____

2. NATURE OF WORK

☐ New well ☑ Deepened ☐ Replacement
☐ Abandoned (describe abandonment procedures such as materials, plug depths, etc. in lithologic log)

3. PROPOSED USE

☐ Domestic ☑ Irrigation ☐ Test ☐ Municipal
☐ Industrial ☐ Stock ☐ Waste Disposal or Injection
☐ Other _____ (specify type)

4. METHOD DRILLED

☐ Rotary ☐ Air ☐ Hydraulic ☐ Reverse rotary
☑ Cable ☐ Dug ☐ Other _____

5. WELL CONSTRUCTION

INSTALLED BY ORIGINAL DRILLER

Casing schedule: ☑ Steel ☐ Concrete ☐ Other _____

Thickness	Diameter	From	To
.250 inches	16 inches	+ 0 feet	122 ½ feet
.188 inches	10 inches	118 feet	205 feet
_____ inches	_____ inches	_____ feet	_____ feet
_____ inches	_____ inches	_____ feet	_____ feet

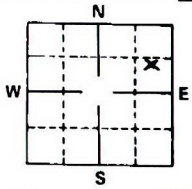
Was casing drive shoe used? ☑ Yes ☐ No ON 10" PIPE
Was a packer or seal used? ☐ Yes ☑ No
Perforated? ☑ Yes ☐ No
How perforated? ☑ Factory ☐ Knife ☑ Torch
Size of perforation 3/16 inches by 3 inches

Number		From	To
20	perforations	141 feet	196 feet
_____	perforations	_____ feet	_____ feet
_____	perforations	_____ feet	_____ feet

Well screen installed? ☐ Yes ☑ No
Manufacturer's name _____
Type _____ Model No. _____
Diameter ___ Slot size ___ Set from _____ feet to _____ feet
Diameter ___ Slot size ___ Set from _____ feet to _____ feet
Gravel packed? ☐ Yes ☑ No ☐ Size of gravel _____
Placed from _____ feet to _____ feet
Surface seal depth UNK Material used in seal: ☐ Cement grout ☐ Bentonite ☐ Puddling clay ☐ _____
Sealing procedure used: ☐ Slurry pit ☐ Temp. surface casing ☐ Overbore to seal depth
Method of joining casing: ☐ Threaded ☐ Welded ☐ Solvent Weld ☐ Cemented between strata
Describe access port NONE

6. LOCATION OF WELL

Sketch map location must agree with written loc



Subdivision Name _____
Lot No. _____ Block No. _____
County ADA
SE ¼ NE ¼ Sec. 11, T. 2 N N/S, R. 1 W E/W.

MICROFILMED
JUN 13 1990

7. WATER LEVEL

Static water level 80 feet below land surface.
Flowing? ☐ Yes ☐ No G.P.M. flow _____
Artesian closed-in pressure _____ p.s.i.
Controlled by: ☐ Valve ☐ Cap ☐ Plug
Temperature 56 °F. Quality GOOD
Describe artesian or temperature zones below.

8. WELL TEST DATA NOT TESTED

☐ Pump ☐ Bailer ☐ Air ☐ Other _____

Discharge G.P.M.	Pumping Level	Hours Pumped

021721

9. LITHOLOGIC LOG

Bore Diam.	Depth From	Depth To	Material	Water Yes	Water No
10	120	137	YELLOW MEDIUM SAND	✓	
	137	150	WHITE CLAY		✓
	150	156	YELLOW MEDIUM COARSE SAND	✓	
	156	162	WHITE CLAY		✓
10	162	205	BROWN COARSE SAND	✓	
			BOTTOM OF PIPE IS CEMENTED		
			THERE IS A 6" 7" LONG 12" FUNNEL WELDED TO TOP OF 10" LINER		

MAY 29 1986

RECEIVED
Department of Water Resources
Western Regional Office

10.

Work started MAR 17 86 finished MAR 25 86

11. DRILLERS CERTIFICATION

I/We certify that all minimum well construction standards were complied with at the time the rig was removed.

Firm Name JOHNSTON DRILLING Firm No. 92
Address RT 1 BOX 830 MERIDIAN Date MAR 25 86
10 83641
Signed by (Firm Official) E O Johnston
and
(Operator) Russell Johnston

USE ADDITIONAL SHEETS IF NECESSARY — FORWARD THE WHITE COPY TO THE DEPARTMENT

SCANNED
JUL 28 2023

88175

Well Log Form 1
3M-3/63

RECEIVED
JUN 26 1964
Department of Reclamation

WELL LOG AND REPORT TO THE STATE RECLAMATION ENGINEER OF IDAHO

034252

SUBMIT WITHIN 30 DAYS AFTER COMPLETION OF WELL: SEE IDAHO STATUTES 42-238

Permit No. G 31859 Well No. _____ County Canyon

Owner Frank Patterson

Address Route 3 Meridian Idaho

Driller Davis Well Drilling

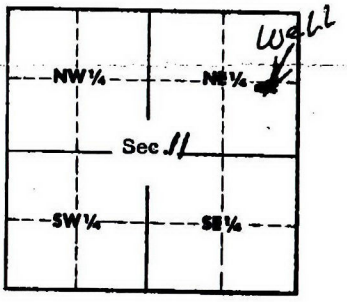
Address 228 Dawes Ave, Nampa

Well location SE ¼ NE ¼ Sec. 11, T. 2 N/S, R. 1 E/W

Size of drilled hole 16 in

Total depth of well 130 ft

Locate well in section



Give depth to standing water from the ground 90 ft Water temp. _____ °Fahr.

Test delivery was _____ g.p.m. or _____ c.f.s. Drawdown was _____ feet. Pump? _____ Bail? _____

Size of pump and motor used to make test _____

Length of time of test _____ hours _____ minutes.

If flowing well, give flow _____ c.f.s. or _____ g.p.m. and of shut off pressure _____

If flowing well, described control works _____
(TYPE AND SIZE OF VALVE, ETC.)

Water will be used for Irrigation Weight of casing per lineal foot 23.8

Thickness of casing 10 gauge Casing material Steel
(STEEL, CONCRETE, WOOD, ETC.)

Diameter, length and location of casing 120 ft
(CASING 12" IN DIAMETER OR LESS, GIVE INSIDE DIAMETER; CASING OVER 12" IN DIAMETER, GIVE OUTSIDE DIAMETER)

CASING RECORD

Diam. Casing	From Feet	To Feet	Length	Remarks—seals, grouting, etc.
16 in	Surface	120	120	
				WWH

Number and size of perforations ½" x 1½" located 64 feet to 116 feet from ground

Date of commencement of well May 1964 Date of completion of well June 1964

SCANNED
JUL 28 2023
88175

WELL LOG

From Feet	To Feet	Type of Material	Water-bearing Formation Ans. Yes or No	Casing Perforated Ans. Yes or No
0	1	Top soil		
1	8	Hard pan		
8	70	Lava		
70	75	Sand & gravel		
75	98	Gravel	yes	
98	117	coarse sand	yes	
117	125	Hard clay		
125	127	Soft yellow clay		
127	130	Dirty fine sand		
		If more space is required use Sheet No. 2		yes

WELL DRILLER'S STATEMENT

This well was drilled under my supervision and the above information is complete, true and correct to the best of my knowledge and belief.

Signed Harris well drilling

By Wilma Harris

License No. 100

Dated June 12, 1964.

Well Driller's Helper _____

SCANNED
JUL 28 2023
88175

n 238-7

IDAHO DEPARTMENT OF WATER RESOURCES
WELL DRILLER'S REPORT

Use Typewriter or Ball Point Pen

108771

1. DRILLING PERMIT NO. 63-93-W-0835-000
Other IDWR No. 63-02725

2. OWNER:
Name Francis A. Patterson
Address 8430 S. Linder Road
City Meridian State Id Zip 83642

3. LOCATION OF WELL by legal description:
Sketch map location must agree with written location.

T. 2 North ☑ or South ☐
R. 1 East ☐ or West ☑
Sec. 12, NW 1/4 (10 acres) NW 1/4 (40 acres) NW 1/4 (160 acres)
Gov't Lot ____ County Ada

Address of Well Site 80 yds S. of Corner of Columbia & Linder
(Give at least Direction + Distance to Road or Landmark)

Lot No. ____ Block No. ____ Subd. Name ____

4. PROPOSED USE:
☐ Domestic ☐ Municipal ☐ Monitor ☑ Irrigation
☐ Thermal ☐ Injection ☐ Other ____

5. TYPE OF WORK
☐ New Well ☐ Modify or Repair ☑ Replacement ☐ Abandonment

6. DRILL METHOD
☐ Mud Rotary ☐ Air Rotary ☑ Cable ☐ Other ____

7. SEALING PROCEDURES

SEAL/FILTER PACK Material	From	To	AMOUNT Sacks or Pounds	METHOD
gravel	25	90	12001b	dry pour in
bentonite	0	25	5001b	dry pour in (Organa)

Was drive shoe seal tested? YES NO How? ____

8. CASING/LINER:

Diameter	From	To	Guage	Casting	Liner	Steel	Plastic	Welded	Threaded
12 3/4	+1	202	.250	✓		☑	☐	☑	☐
						☐	☐	☐	☐
						☐	☐	☐	☐
						☐	☐	☐	☐

Final location of shoes 202'
Top Packer or Headpipe ____ Bottom Tailpipe ____

9. PERFORATIONS/SCREENS
☑ Perforations Method factory
☐ Screens Type ____ Material ____

From	To	Slot Size	Number	Diameter	Tele/Pipe Size	Casting	Liner
87	197	1/8 x 3"	1320	12 3/4	12 3/4	☑	☐
						☐	☐
						☐	☐
						☐	☐

10. WELL TESTS:
☐ Pump ☐ Bailer ☐ Air ☐ Flowing Artesian

Yield gal./min.	Drawdown	Pumping Depth	Time
Owner will test at future date			

Temperature of water ____ Was a water analysis done? Yes ☐ No ☑
By whom? ____
Water Quality (odor, etc.) ____
Bottom Hole Temperature ____

11. STATIC WATER LEVEL:
84 ft. below surface Depth artesian flow found ____
Artesian pressure ____ lb. Describe access port 1½" pipe
Describe Controlling Devices: ____

12. LITHOLOGIC LOG: (Describe repairs or abandonment)

Bore Dia.	From	To	Remarks: Lithology, Water Quality & Temperature	GPM	SWL
16	0	7	dirt		
16	7	15	hard broken basalt		
16	15	52	hard solid basalt		
16	52	65	easier drilling basalt		
16	65	76	brown cinders		
14	76	111	sand & gravel		
"	111	129	white clay		
"	129	202	silty sand, brown		
"			color. Came out		
"			quite soupy when		
			bailed, could usually		
			drill 1-2 ft ahead		
			of casing		
			Concrete plug poured		
			in bottom.		

RECEIVED
NOV 03 1993
RECEIVED
OCT 29 1993
WATER RESOURCES WESTERN REGION
FEB 28 1994

Date: Started 8/18/93 Completed 10/25/93

13. DRILLER'S CERTIFICATION
I/We certify that all minimum well construction standards were complied with at the time the rig was removed.

Firm Name Robinson Well Drilling Firm No. 490
Firm Official Ralph Robinson Date 10/27/93
and
Supervisor or Operator Ralph Robinson Date 10/27/93
(Sign once if Firm Official & Operator)

FORWARD WHITE COPY TO WATER RESOURCES

SCANNED
JUL 28 2023
88175

IDAHO DEPARTMENT OF
WATER RESOURCES

Western Region • 2735 W Airport Way • Boise, ID 83705-5082
Phone: 208-334-2190 • Fax: 208-334-2348 • Email: westerninfo@idwr.idaho.gov • Web: idwr.idaho.gov

Governor Brad Little **Director Gary Spackman**

July 14, 2023

ARROYO CAP LL-2 LLC
18575 JAMBOREE RD STE 350
IRVINE CA 92612-2551

Re: Transfer No: 88175
Water Right No(s).: 63-35208, 63-35209, 63-35210

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.

If the transfer approval includes a condition requiring measuring and recording devices, such devices shall comply with specifications established by the Department. Detailed specifications are available on the Department's home page on the Internet, or you can request a copy by contacting any office of the Department. Please be sure to thoroughly review the specifications to avoid unnecessary costs for reinstallation or modification due to non-conforming or improperly installed devices.

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

SCANNED
JUL 28 2023

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) 334-2190.

Sincerely,

Lynne Evans
Administrative Assistant I

Enclosure(s)

SCANNED
JUL 28 2023

CERTIFICATE OF SERVICE

I hereby certify that on July 14, 2023 I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER (Approved Transfer) to the person(s) listed below:

Re: Transfer No.: 88175
Water Right No(s).: 63-35208, 63-35209, 63-35210

ARROYO CAP LL-2 LLC
18575 JAMBOREE RD STE 350
IRVINE CA 92612-2551

Lynne Evans
Administrative Assistant I

SCANNED
JUL 28 2023

EXPLANATORY INFORMATION TO ACCOMPANY A PRELIMINARY ORDER

(To be used in connection with actions when a hearing was **not** held)

(Required by Rule of Procedure 730.02)

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. **Note: the petition must be received by the department within this fourteen (14) day period.** 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 Water Resource 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.

SCANNED

JUL 28 2023

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 service date 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.

SCANNED
JUL 28 2023

MEMORANDUM

TO: Transfer No. 88175

FROM: Laura McSherry

DATE: July 12, 2023

RE: Evaluation of Application

The transfer proposes to change the points of diverson (2) to new locations of existing wells for water right no(s). 63-35208, 63-35209, and 63-35210. The proposed points of diversion are located in the SENE of Sec 11, T02N, R01W and NWNW of Sec 12, T02N, R01W. The places of use (POU) and points of diversion (POD) are just south of the Columbia Rd and Linder Rd intersection in Meridian, ID.

Summary of Information Submitted

Authority to File:
Executive Vice President, Jeffrey B. Brouelette, at Arroyo Cap ll-2, LLC is an authorized representative for this transfer involving water right no(s). 63-35208, 63-35209, and 63-35210. The property the POUs and PODs are appurtenant is owned by Arroyo Cap ll-2, LLC.

Water Right Validity:
The partial decrees for the three water rights were issued on February 16, 2007. The rights are presumed to be valid since beneficial use has occurred within the last five years. Beneficial use confirmed by department aerial imagery, landsat images, google earth images, or other evidence. Evidence of beneficial use does not need to be added to the file, it is an IDWR product available to other staff.

Injury to Other Water Rights:
No additional rate or volume is proposed to be diverted from the source and no additional acres are proposed to be irrigated beyond the historical use. Pursuant to Section 42-222, Idaho Code, the Department has discretion to provide public notice as deemed appropriate. The water rights changes proposed through this transfer application do not appear to change the effect on the original or hydraulically connected water source or affect other water rights. Therefore, staff review of the transfer application found no cause to require public notice.

Enlargement of Use:
The transfer proposes no changes in the nature. No additional rate or volume is proposed to be diverted from this source and no additional acres are proposed to be irrigated beyond the historical use. No enlargements of the water rights are anticipated.

Local Public Interest:
No evidence has been submitted suggesting the transfer proposes changes at odds with the local public interest.

SCANNED
JUL 28 2023

Beneficial Use/Conservation of Water Resources:
The application proposes beneficial use consistent with conservation of water resources in Idaho.

Discussion

The application is consistent with criteria of I. C. § 42-222 and should be processed.

SCANNED
JUL 2 8 2023

MEMORANDUM

Date: July 12, 2023

To: Transfer 88175

From: Laura McSherry

Re: Legal Notice Not Required

Pursuant to Section 42-222, Idaho Code, the Department has discretion to provide public notice as deemed appropriate. The water right changes proposed through this transfer application do not appear to change the effect on the original or hydraulically connected water source or affect other water rights. Therefore, staff review of the transfer application found no cause to require public notice. This application will continue processing without advertisement and be forwarded for approval consideration.

SCANNED

JUL 28 2023

RECEIVED
JUL 05 2023
WATER RESOURCES
WESTERN REGION

Toll Brothers
AMERICA'S LUXURY HOME BUILDER®

RECEIVED
JUN 28 2023
DEPARTMENT OF
WATER RESOURCES

Letter of Transmittal

To: Idaho Department of Water Resources

From: Kyle Prewett, Toll Brothers; kprewett@tollbrothers.com

Date: 6/28/2023

Re: Paloma Ridge Subdivision – Application for Transfer of Water Right (Point of Diversion)

Sent Via: Delivery

ENCLOSED, PLEASE FIND THE FOLLOWING:

☐ Urgent X For Review & Signature ☐ Per Your Request ☐ For Your Info/File

Please see the attached Application for Transfer of Water Right – Point(s) of Diversion for Paloma Ridge Subdivision and check totaling $660 for payment of the application fee.

Once the application has been processed, please notify me and Lyle Dennison-Swisse, at ldennison-swisse@tollbrothers.com.

Thank you,

Signed: _____ Date: 6/28/2023

Toll Brothers Inc.
3103 W Sheryl Drive, Suite 100, Meridian, ID 83642
Phone: 208-424-0020 | fax: 208-424-0030

SCANNED
JUL 28 2023

March 2017

REVIEW CHECKLIST TRANSFER -- OR -- EXCHANGE

(Workflow) **(maybe Workflow)**

Application # 88175 **Reviewer** LAURA **Date** 7.7.23

Acceptable Filing (TP Memo #24 Sect. 3) ✓ Y ____ N If "N" 30-day Deficiency Ltr Sent - (date & initial)

Initial Review & Abbreviated Data Entry LW 7.7.23 (date & initial) Supervisor Notes - Y - N

Right(s) in Water Bank ____ Y ✓ N, Notify S.O. - (date) - WSB App Attachment -

COMMENT LETTERS ____ Y ✓ N

Water District # N/A (Required even if No Legal Notice Required)

Other(s): list here or see attached ____

ADVERTISING ____ Y ✓ N If "N" Save Legal Notice Not Required DB Comment in Workflow & Memo ___

Legal Notice Required - Saved as Legal Notice Remarks in Workflow ✓ Y *uncheck "Currently in Data Entry" flag ✓

Statewide ads ____ Y ✓ N ("Y" only if any single right > 10 cfs, 1000 af storage)

COMPLETE TO HERE BEFORE FORWARD FOR ADVERTISING

ADVERTISER COMPLETES

LEGAL NOTICE & PROTEST

Protest Deadline ____

Y	N			
____	____	Protested	If Y: ____	Scan protest
____	____	Affidavit received/published correctly	If N: ____	Re-advertised & published correctly

REVIEW MEMO -- DRAFT APPROVAL -- APPROVAL COVER LETTER

Drilling fee upgrade - Paid - WC & WR File Documented (Request, CAN NOT hold xFer if unpaid).

Review Memo Completed ✓ (See Review Memo Template N:/WRProcessing/Transfers/Review Memo Template).

Data Entry, Conditions, & ArcMap Data Entry Completed ✓

E'folder w/ Draft Approval 88175 ARROYO CAP 11-2, LLC
(applicant last name + application #)

NOTE FOR CLERICAL STAFF APPROVAL COVER LETTER

Add WSB paragraph to approval cover letter (see N:WRFormLetters/Water Bank Paragraph) ____ Y ____ N

OPTIONAL PAGE -- CONDITIONS & NOTES

GROUNDWATER:

WD 161 (Non-de minimis uses) - R05
- ≤ 0.24 cfs/5 acres - No MD
- > 0.24 cfs/5 acres - 214

~~WD~~
- < 0.24 cfs/5 acres - No MD
- ≥ 0.24 cfs/5 acres - 01M or 01Q (ref. MD flowchart)

No water measurement districts in Western Region at this time.
DRILLING PERMIT - 046 (new well)

SURFACE WATER:

WD - R05
- ≤ 0.20 cfs - R02, 01P or No MD (ref. MD flowchart)
- > 0.20 cfs - R43

~~WD~~, SPRINGS/SINK, INACTIVE WD & REST OF STATE
- < 0.24 cfs/5 acres - No MD
- ≥ 0.24 cfs/5 acres - 01M or 01Q

STANDARD SEASON _____ to _____ (use X61 if extended season)
STANDARD VOLUME_____ af/ac
CONSUMPTIVE USE VOLUME _____ af/ac

USES:

STORAGE - 18C-18B/R40-123-220-219-221-222-259-937-938
IRR ≤ 5 ac - R66/R67/R68/R69 (0.03 cfs/ac)
> 5 ac - R62/R63/R64/R65 (0.02 cfs/ac)
Volume only - R58/R59/R60/R61
Supplemental - 943 & WB7
Storage - R70
STOCKWATER - R37 (all BLM/USFS)
MINING - 054-106
FISH PROP - 029 (70's basins only)-007-122-106
HEAT/COOL - R07 (injection well)
FIRE PROT. - 077-218
DAIRY - 082 (zoning if a concern)-106-WD8

POWER - 17H-17K (+uses)-025-106
MUNICIPAL
Restricted area - 022-075 RAFN – 007-109-X64
Irr., GW supp to SW - 102

DOMESTIC
Surface water - WB5 (Boise above Star Bridge)
>1 in restricted area - 070-071-075(no parks/common areas, etc)
Irr use listed separate - WB5

MISC CONDITIONS/REMARKS:

T07 - 1 yr to develop
T08 - comply or rescind
WD8 - land application of waste water
01Q - used instead of 01M when there's another meas. condition outside a WD

Protested - 020-X19
Water Quality - 106-R07

X27 - Number of acres/season in ppu
X35 - Combined **limits** of multiple rts
X49 - measure p/'d's (source chg'd to orig trib)
X51 - 2+ yrs to develop
X53 - Use ltd to orig. source availability
X54 - forfeited ac/rate (used rarely)
205 - use when quantity reduced by xFer approval
X55 - (transfer shrinks total water to less ac)
004 - no right-of-way
X58 - pending claim (statutory or AJ b/u claim)
X61 - extended irr season
X63 - replaced C12 through C17 - ultimately C18 placed on rts to cover issue. If C18 on rts replace with T19 and remove X63.

Apply one to chg'd & unchg'd rts that are subject to SRBA:

T09 - on-going SRBA (no Dir Rpt yet)
T19 - replaces C18 (if at Directors Report or Partial Decree stage)
T20 – use only on unchg'd rts not subject to SRBA

NOTES: