

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

MAY 02 2022

WATER RESOURCES
WESTERN REGION

NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

1. List the numbers of all water rights and/or adjudication claim records to be changed. If you only acquired a portion of the water right or adjudication claim, check "Yes" in the "Split?" column. If the water right is leased to the Water Supply Bank, check "Yes". If you are not sure if the water right is leased to the Water Supply Bank, see #7 of the instructions.

Water Right/Claim No.	Split?	Leased to Water Supply Bank?	Water Right/Claim No.	Split?	Leased to Water Supply Bank?
63-178E	Yes ☐	Yes ☐		Yes ☐	Yes ☐
63-33499	Yes ☐	Yes ☐		Yes ☐	Yes ☐
63-32176	Yes ☐	Yes ☐		Yes ☐	Yes ☐
63-32177	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: TheDrake LLC

Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): Drake Ranch LLC

New owner(s) as listed on the conveyance document

Name connector ☐ and ☐ or

1133 West Shearwater Lane

Eagle

ID

83616

Mailing address

City

State

Zip

562-412-5420

mdburdge@burdgeaerospacegroup.com

Telephone

Email

4. If the water rights and/or adjudication claims were split, how did the division occur?
- ☐ 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.

5. Date you acquired the water rights and/or claims listed above: May 24, 2021

6. Do you own the land identified as the water right place of use? Yes ☒ No ☐
- o If no, attach evidence that written notice of the change of water right ownership has been delivered to the landowner of record.

7. This form must be signed and submitted with the following **REQUIRED** items:

- ☒ A copy of the conveyance document – warranty deed, quitclaim deed, court decree, contract of sale, etc. The conveyance document must include a legal description of the property or description of the water right(s) if no land is conveyed.
- ☐ Plat map, survey map or aerial photograph which clearly shows the place of use and point of diversion for each water right and/or claim listed above (if necessary to clarify division of water rights or complex property descriptions).
- ☒ Filing fee (see instructions for further explanation):
- o \$25 per *undivided* water right.
- o \$100 per *split* water right.
- o No fee is required for pending adjudication claims.
- ☐ If water right(s) are leased to the Water Supply Bank AND there are multiple owners, a Lessor Designation form is required.
- ☐ If water right(s) are leased to the Water Supply Bank, the individual owner or designated lessor must complete, sign and submit an IRS Form W-9.

SUPPORT DATA

IN FILE # 63-178E

MAY 18 2023

8. Signature: [Signature]

Signature of new owner/claimant

Michael D. Burdge

Print name

Manager

Title, if applicable

Date

4/11/22

Signature: _____

Signature of new owner/claimant

Print name

Title, if applicable

Date

Received by CS Date 05/02/2022 Receipt No. W050389 Receipt Amt. \$100⁰⁰

Active in the Water Supply Bank? Yes ☐ No ☒ If yes, forward to the State Office for processing W-9 received? Yes ☐ No ☒

Name on W-9 _____ Approved by DM Processed by DM Date 5-18-2023

RECEIVE

AUG 24 2022

WATER RESOURCES
WESTERN REGION

RECORDING REQUESTED BY AND
WHEN RECORDED RETURN TO:

Drake Ranch, LLC

1133 W. Shearwater Ln.

Eagle, ID 83616

ACCOMMODATION

2022-040465

RECORDED

08/24/2022 10:31 AM

CHRIS YAMAMOTO

CANYON COUNTY RECORDER

Pgs=3 ZBLAKESLEE

\$15.00

TYPE: DEED

EMPIRE TITLE, LLC, AN IDAHO LIMITED

ELECTRONICALLY RECORDED

(Space Above For Recorder's Use)

QUITCLAIM DEED

For value received TitleOne Exchange in its capacity as accommodator for Drake Ranch, LLC, an Idaho limited liability company as exchangor ("Grantor"), does hereby release and forever quitclaim unto Drake Ranch, LLC, an Idaho limited liability company ("Grantee"), whose address is 1133 W. Shearwater Ln., Eagle, ID 83616, and its heirs and assigns forever, all right, title and interest which Grantor now has or may hereafter acquire in the following described real property situated in Canyon County, State of Idaho:

See attached **Exhibit A**.

IN WITNESS WHEREOF, the Grantor has executed this instrument on this 24 day of August, 2022.

TITLEONE EXCHANGE



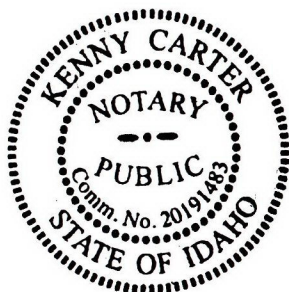
Name: Owen Glodt

Title: Authorized Signatory

STATE OF IDAHO)
) ss.
County of Ada)

On this 24th day of August, 2022, before me the undersigned notary public in and for said state personally appeared Owen Glodt, known or identified to me to be the authorized signatory of TitleOne Exchange, and acknowledged to me that he executed the foregoing instrument in his official capacity for the purposes described herein.

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




NOTARY PUBLIC FOR IDAHO

Residing at Boise, ID

My Commission Expires 6/12/2025

QUITCLAIM DEED-1

SCANNED

MAY 18 2023

EXHIBIT A

PARCEL 1:

A portion of Government Lot 4 of Section 26, Township 5 North, Range 5 West of the Boise Meridian, Canyon County, Idaho, and is more particularly described as follows:

Beginning at the Northwest corner of said Government Lot 4, the Northwest corner of said Section 26; thence
South 89°14'18" East along the North boundary of said Government Lot 4 a distance of 1,323.28 feet to the Northeast corner of said Government Lot 4; thence
South 0°46'02" West along the East boundary of said Government Lot 4 a distance of 401.88 feet to the centerline of an existing irrigation ditch; thence traversing said centerline as follows:
North 87°51'19" West a distance of 38.15 feet;
North 82°10'17" West a distance of 234.42 feet;
North 74°45'06" West a distance of 120.83 feet;
North 72°47'53" West a distance of 343.63 feet;
South 66°09'06" West a distance of 325.78 feet;
South 71°50'26" West a distance of 61.34 feet;
South 80°50'58" West a distance of 66.29 feet;
North 76°21'33" West a distance of 69.93 feet;
North 58°19'16" West a distance of 28.90 feet;
North 43°49'20" West a distance of 131.74 feet to a point on the West boundary of said Government Lot 4; thence
North 0°34'29" East along said West boundary a distance of 287.34 feet to the Point of Beginning.

PARCEL 2:

Lot 4, Section 26, Township 5 North, Range 5 West, Boise Meridian, Canyon County, Idaho.

Together With an access easement:

A portion of the Southwest Quarter of the Southwest Quarter and the Southeast Quarter of the Southwest Quarter of Section 23, Township 5 North, Range 5 West, Boise Meridian, and a portion of the Northeast Quarter of the Northwest Quarter of Section 26, Township 5 North, Range 5 West, Boise Meridian, Canyon County, Idaho, and being more particularly described as follows:

Beginning at the Southwest corner of said Southwest Quarter of the Southwest Quarter, thence
North 00°00'00" East along the West boundary of said Southwest quarter of the Southwest Quarter, a distance of 25.00 feet; thence
North 89°54'00" East parallel with the South boundary of said Southwest Quarter of the Southwest Quarter, a distance of 1,348.72 feet; thence
South 00°03'00" East parallel with the West boundary of said Southeast Quarter of the Southwest Quarter, and parallel with the West boundary of said Northeast Quarter of the Northwest Quarter, a distance of 460.00 feet; thence
South 89°54'00" West parallel with the South boundary of said Southwest Quarter of the Southwest Quarter, a distance of 25.00 feet to a point on the West boundary of said Northeast Quarter of the Northwest Quarter; thence
North 00°03'00" West along the West boundary of said Northeast Quarter of the Northwest Quarter a distance of 435.00 feet to the Northwest corner of said Northeast Quarter of the Northwest Quarter, which point is also the Southeast corner of said Southwest Quarter of the Southwest Quarter; thence
South 89°54'00" West along the South boundary of said Southwest Quarter of the Southwest Quarter a distance of 1,323.74 feet to the Point of Beginning.

AND

The Southerly 28 feet of the Southeast Quarter of the Southeast Quarter in Section 22, Township 5 North, Range 5 West Boise Meridian, Canyon County, Idaho, lying East of the right-of-way of U.S. Highway 95.

Excepting Therefrom:

SCANNED

MAY 18 2023

a portion of Government Lot 4 of Section 26, Township 5 North, Range 5 West of the Boise Meridian, Canyon County, Idaho, and is more particularly described as follows:

Beginning at the Northwest corner of said Government Lot 4, the Northwest corner of said Section 26; thence
South 89°14'18" East along the North boundary of said Government Lot 4 a distance of 1,323.28 feet to the Northeast corner of said Government Lot 4; thence
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North 0°34'29" East along said West boundary a distance of 287.34 feet to the Point of Beginning.

SCANNED

MAY 18 2023

2021-037479

RECORDED

05/25/2021 09:21 AM

CHRIS YAMAMOTO
CANYON COUNTY RECORDER

Pgs=3 MBROWN

\$15.00

TYPE: DEED

EMPIRE TITLE, LLC, AN IDAHO LIMITED
ELECTRONICALLY RECORDED

EMPIRE
TITLE & ESCROW

10423EID TT

WARRANTY DEED

FOR VALUE RECEIVED

The Drake, LLC, an Idaho limited liability company GRANTOR(s) does(do) hereby GRANT, BARGAIN, SELL and CONVEY unto:

TitleOne Exchange in its capacity as accomodator for Drake Ranch, LLC, an Idaho limited liability company as exchangor GRANTEE(s), whose current address is: 1133 W Shearwater Lane, Eagle, ID 83616 the following described real property in Canyon County, State of ID more particularly described as follows, to wit:

SEE ATTACHED EXHIBIT A

TO HAVE AND TO HOLD the said premises, with their appurtenances unto said Grantee(s), and Grantee(s) heirs and assigns forever. And Grantor(s) does(do) hereby covenant to and with said Grantee(s) that Grantor(s) is/are the owner(s) in fee simple of said premises, that said premises are free from all encumbrances, EXCEPT those to which this conveyance is expressly made subject and those made, suffered or done by the Grantee(s); and subject to reservations, restrictions, dedications, easements, rights of way and agreements, if any, of record, and general taxes and assessments, (including irrigation and utility assessments, if any) for the current year which are not yet due and payable and the Grantor(s) will warrant and defend the same from all lawful claims whatsoever.

Dated this 5-24-21

The Drake, LLC, an Idaho limited liability company

By:

Doug Bates, Manager

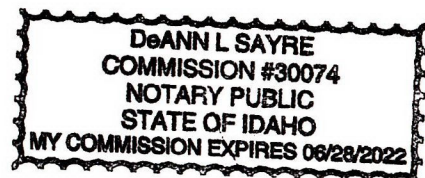
By:

John Hawk, Manager

State of Idaho
County Ada

On this 24th day of May, in the year of 2021, before me the undersigned Notary Public in and for said State, personally appeared Doug Bates & John Hawk, known or identified to me to be the Managers, of the limited liability company that executed the instrument or the person who executed the instrument on behalf of said limited liability company and acknowledged to me that such limited liability company executed the same.

DeAnn L Sayre
Notary Public for Idaho
Residing at: Nampa, ID
My Commission Expires: _____



SCANNED

MAY 18 2023

EXHIBIT A

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MAY 18 2023

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North 0°34'29" East along said West boundary a distance of 287.34 feet to the Point of Beginning.

SCANNED

MAY 18 2023

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

AMENDED

In Re SRBA

Case No. 39576

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR

Water Right 63-00178E

DISTRICT COURT - SRBA
Fifth Judicial District
County of Twin Falls - State of Idaho

MAR 17 2014

By

Clerk

Deputy Clerk

NAME AND ADDRESS:

THEDRAKE LLC
C/O DOUGLAS K BATES
950 W BANNOCK ST STE 1050
BOISE, ID 83702

SOURCE:

BOISE RIVER TRIBUTARY: SNAKE RIVER

QUANTITY:

0.21 CFS

Whenever it becomes necessary for the watermaster to deliver this right the following condition shall apply. This right shall receive 100 percent of its decreed quantity until the natural flow of the waters of the Boise River shall decrease so that all rights containing this condition cannot receive 100 percent of their decreed quantities, at which time this right and the other rights containing this condition shall first be cut to 75 percent of their decreed quantities, as the natural flow of the river decreases, beginning with the latest rights containing this condition and proceeding to the earliest rights containing this condition in the order of their priority dates, and after all of the rights containing this condition shall have been reduced to 75 percent of their decreed quantities, should the natural flow of the waters of the river decrease below the amount necessary to supply 75 percent of those decreed quantities, then this right and the other rights containing this condition, beginning with the latest and proceeding to the earliest, shall be reduced to 60 percent of their decreed quantities.

PRIORITY DATE:

06/01/1869

POINT OF DIVERSION:

T05N R05W S25 LOT 2 (SWSE) Within Canyon County

PURPOSE AND

PERIOD OF USE:

PURPOSE OF USE
Irrigation

PERIOD OF USE
03-01 TO 11-15

QUANTITY
0.21 CFS

Diversion of irrigation water under this water right prior to April 1 and after October 31 shall occur only when the natural flow of the Boise River below the Star Bridge in Township 04 North, Range 01 West, Section 18, NE 1/4 of the SE 1/4 of the SE 1/4, Boise Meridian (approximate river mile 33.9) is sufficient for water to be available for diversion at the point of diversion described above, provided that any such use of this water right prior to April 1 and after October 31 shall not interfere with storage of water under water rights for Lucky Peak, Lake Lowell, Arrowrock or Anderson Ranch reservoirs.

PLACE OF USE:

Irrigation
T05N R05W S26 LOT 4 (NWNW) 7.5
7.5 Acres Total

Within Canyon County

Right Nos. 63-178E and 63-33499 are limited to the irrigation of a combined total of 7.5 acres in a single irrigation season.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS

SRBA PARTIAL DECREE PURSUANT TO I.R.C.P. 54(b)
Water Right 63-00178E File Number: 02426

SCANNED PAGE 1
Mar 17 2014

MAY 18 2023

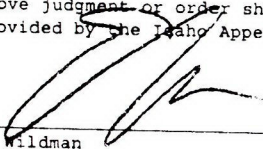
SRBA Partial Decree Pursuant to I.R.C.P. 54(b) (continued)

OTHER PROVISIONS (continued)

NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT
ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY
DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE
ENTRY OF A FINAL UNIFIED DECREE. I.C. SECTION 42-1412(6).

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.


Eric J. Wildman
Presiding Judge of the
Snake River Basin Adjudication

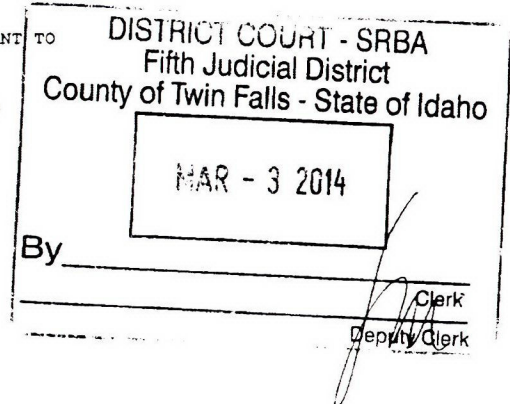
SCANNED

MAY 18 2023

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA)
)
Case No. 39576)
)

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 63-33499



NAME AND ADDRESS:

THEDRAKE LLC
C/O DOUGLAS K BATES
950 W BANNOCK ST, STE 1050
BOISE, ID 83702

SOURCE:

BOISE RIVER TRIBUTARY: SNAKE RIVER

QUANTITY:

0.14 CFS

PRIORITY DATE:

03/01/1964

POINT OF DIVERSION:

T05N R05W S25 LOT 2 (SWSE) Within Canyon County

PURPOSE AND

PERIOD OF USE:

PURPOSE OF USE
Irrigation

PERIOD OF USE
03-01 TO 11-15

QUANTITY
0.14 CFS

Diversion for irrigation under this water right prior to April 1 and after October 31 shall occur only when the natural flow in the Boise River below the Star Bridge in Township 04 North, Range 01 West, Section 18, NE 1/4 of the SE 1/4 of the SE 1/4, Boise Meridian (approximate river mile 33.9) is sufficient for water to be available for diversion at the point of diversion described above, provided that any such use of this water right prior to April 1 and after October 31 shall not interfere with storage of water under water rights for Lake Lowell, Lucky Peak, Arrowrock or Anderson Ranch Reservoirs.

PLACE OF USE:

Irrigation
T05N R05W S26 LOT 4 (NWNW) 7.5
7.5 Acres Total

Within Canyon County

Right Nos. 63-178E and 63-33499 are limited to the irrigation of a combined total of 7.5 acres in a single irrigation season.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. I.C. SECTION 42-1412(6).

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.

Eric J. Wilman
Presiding Judge of the
Snake River Basin Adjudication



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

May 18, 2023

DRAKE RANCH LLC
1133 W SHEARWATER LN
EAGLE ID 83616-5586

Re: Change in Ownership for Water Right No(s): **63-178E, 63-32176, 63-32177, 63-33499**

Dear Water Right Holder(s):

The Department of Water Resources (Department) acknowledges the receipt of correspondence changing ownership of the above referenced water right(s) to you. The Department has modified its records and has enclosed a computer-generated report for you.

Updating the ownership record for a water right does not reconfirm the validity of the right. When processing a Notice of Change in Water Right Ownership, the Department does not review the history of water use to determine if the right has been forfeited or deliberately abandoned through five years or more of non-use. To read more about water right forfeiture, including how to protect a water right from forfeiture, please see Idaho Code §§ 42-222 and 42-223.

Please note, water right owners are required to report any change of water right ownership and any change of mailing address to the Department within 120 days of the change. Reporting forms are available from any office of the Department, or from the Department's website.

If you have any questions concerning the enclosed information, please contact me at (208)605-4631.

Sincerely,

Debra Mansfield
Office Specialist II

Enclosure(s)

c: DANA L HOFSTETTER

SCANNED

MAY 18 2023

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

5/18/2023

Water Right 63-178E

<u>Owner Type</u>	<u>Name and Address</u>
Attorney	DANA L HOFSTETTER HAWLEY TROXELL ENNIS & HAWLEY 877 MAIN ST STE 1000 PO BOX 1617 BOISE, ID 83701-1617 (208) 388-4867
Current Owner	DRAKE RANCH LLC 1133 W SHEARWATER LN EAGLE, ID 83616-5586 (562) 412-5420
Previous Owner	THEDRAKE LLC C/O DOUGLAS K BATES 950 W BANNOCK ST STE 1050 BOISE, ID 83702

Priority Date: 6/1/1869

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
BOISE RIVER	SNAKE RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/01	11/15	0.210 CFS	
	<u>Total Diversion</u>		0.210 CFS	

Source and Point(s) of Diversion:

BOISE RIVER L2(SWSE) Sec. 25, Twp 05N, Rge 05W, CANYON County

Place Of Use:

IRRIGATION within CANYON County

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
05N	05W	26							7.5 L4										7.5

POU Total Acres: 7.5

Conditions of Approval:

1. P21 This right is a split from former right 63-178.
2. 183 Whenever it becomes necessary for the watermaster to deliver this right the following condition shall apply. This right shall receive 100 percent of its

SCANNED

Proof Report

decreed quantity until the natural flow of the waters of the Boise River shall decrease so that all rights containing this condition cannot receive 100 percent of their decreed quantities, at which time this right and the other rights containing this condition shall first be cut to 75 percent of their decreed quantities, as the natural flow of the river decreases, beginning with the latest rights containing this condition and proceeding to the earliest rights containing this condition in the order of their priority dates, and after all of the rights containing this condition shall have been reduced to 75 percent of their decreed quantities, should the natural flow of the waters of the river decrease below the amount necessary to supply 75 percent of those decreed quantities, then this right and the other rights containing this condition, beginning with the latest and proceeding to the earliest, shall be reduced to 60 percent of their decreed quantities.

3. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
4. Diversion of irrigation water under this water right prior to April 1 and after October 31 shall occur only when the natural flow of the Boise River below the Star Bridge in Township 04 North, Range 01 West, Section 18, NE¼ of the SE¼ of the SE¼, Boise Meridian (approximate river mile 33.9) is sufficient for water to be available for diversion at the point of diversion described above, provided that any such use of this water right prior to April 1 and after October 31 shall not interfere with storage of water under water rights for Lucky Peak, Lake Lowell, Arrowrock, or Anderson Ranch Reservoirs.
5. SD1 This right originated as all or part of right no. 44 in the Stewart Decree and the historic Boise River Water Masters records.
6. Right Nos. 63-178E and 63-33499 are limited to the irrigation of a combined total of 7.5 acres in a single irrigation season.

Dates and Other Information:

Decreed Date: 3/17/2014

Civil Case Number: 39576

Judicial District: FIFTH

Water District Number: TBD

Mitigation Plan: False

Combined Use Limits:

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>	<u>Water Rights</u>
		7.5	63-178E ,63-33499

SubCase:

N/A

Water Supply Bank:

N/A

SCANNED

MAY 18 2023

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

5/18/2023

Water Right 63-32176

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	DRAKE RANCH LLC 1133 W SHEARWATER LN EAGLE, ID 83616-5586 (562) 412-5420
Original Owner	JOHN HAUCK PO BOX 2137 MC CALL, ID 83638 (208) 634-4837
Previous Owner	THE DRAKE LLC 25998 HIGHWAY 95 PARMA, ID 83660-7272

Priority Date: 2/24/2005

Basis: License

Status: Active

<u>Source</u>	<u>Tributary</u>
UNNAMED SLOUGH	BOISE RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/01	11/15	0.150 CFS	
	<u>Total Diversion</u>		0.150 CFS	

Source and Point(s) of Diversion:

UNNAMED SLOUGH L4(NENWNW) Sec. 26, Twp 05N, Rge 05W, CANYON County

Place Of Use:

IRRIGATION within CANYON County

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
05N	05W	26																	7.5
																			7.5

POU Total Acres: 7.5

Conditions of Approval:

1. 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 lands above.
2. 01R When notified by the Department, the right holder shall install and maintain a measuring device of a type acceptable to the Department as part of the

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- diverting works.
3. R02 A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
4. R05 Use of water under this right may be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 63.
5. 103 When ordered by the Director, the right holder shall provide mitigation acceptable to the Director to offset depletion of lower Snake River flows needed for migrating anadromous fish. The amount of water required for mitigation, which is to be released into the Snake River or a tributary for this purpose, will be determined by the Director based upon the reduction in flow caused by the use of water pursuant to this right. Any order of the Director issued in accordance with this paragraph shall be in conformance with applicable rules allowing the right holder due process as the need for mitigation and the amount of mitigation are determined.

Dates and Other Information:

Licensed Date: 1/7/2019
Water District Number: 63
Generic Max Rate Per Acre: 0.020
Generic Max Volume Per Acre: 4.5
Mitigation Plan: False

Combined Use Limits:

N/A

SubCase:

N/A

Water Supply Bank:

N/A

SCANNED

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Water Right 63-32177

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	DRAKE RANCH LLC 1133 W SHEARWATER LN EAGLE, ID 83616-5586 (562) 412-5420
Original Owner	JOHN HAUCK PO BOX 2137 MC CALL, ID 83638 (208) 634-4837
Previous Owner	THE DRAKE LLC 25998 HIGHWAY 95 PARMA, ID 83660-7272

Priority Date: 2/24/2005

Basis: License

Status: Active

Source
UNNAMED SLOUGH

Tributary
BOISE RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
WILDLIFE STORAGE	01/01	12/31		13.8 AF
	<u>Total Diversion</u>			13.8 AF

Source and Point(s) of Diversion:

UNNAMED SLOUGH L4(NWNW) Sec. 26, Twp 05N, Rge 05W, CANYON County

Place Of Use:

WILDLIFE STORAGE within CANYON County

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
05N	05W	26						X L4											

Conditions of Approval:

1. 219 Right 63-32177 authorizes a total annual storage volume of 13.8 acre-feet, 5.0 acre-feet to be used for the initial filling or carryover storage of the slough and 8.8 acre-feet for the replacement of losses caused by seepage and evaporation.
2. 220 The reservoir established by the storage of water under this right shall not

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3. R05 exceed a total capacity of 5.0 acre-feet or a total surface area of 2.5 acres. Use of water under this right may be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 63.
4. R02 A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
5. Upon specific notification by the Department, the right holder shall provide a means acceptable to the department to measure the amount of water entering the reservoir and the amount of water released from the reservoir.
6. 103 When ordered by the Director, the right holder shall provide mitigation acceptable to the Director to offset depletion of lower Snake River flows needed for migrating anadromous fish. The amount of water required for mitigation, which is to be released into the Snake River or a tributary for this purpose, will be determined by the Director based upon the reduction in flow caused by the use of water pursuant to this right. Any order of the Director issued in accordance with this paragraph shall be in conformance with applicable rules allowing the right holder due process as the need for mitigation and the amount of mitigation are determined.
7. Wildlife storage is for a reservoir.

Dates and Other Information:

Licensed Date: 12/14/2018

Water District Number: 63

Mitigation Plan: False

Combined Use Limits:

N/A

SubCase:

N/A

Water Supply Bank:

N/A

SCANNED

MAY 18 2023

IDAHO DEPARTMENT OF WATER RESOURCES
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5/18/2023

Water Right 63-33499

<u>Owner Type</u>	<u>Name and Address</u>
Attorney	DANA L HOFSTETTER HAWLEY TROXELL ENNIS & HAWLEY 877 MAIN ST STE 1000 PO BOX 1617 BOISE, ID 83701-1617 (208) 388-4867
Current Owner	DRAKE RANCH LLC 1133 W SHEARWATER LN EAGLE, ID 83616-5586 (562) 412-5420
Previous Owner	THEDRAKE LLC C/O DOUGLAS K BATES 777 W MAIN ST STE 900 BOISE, ID 83702-6183 (208) 866-8267

Priority Date: 3/1/1964

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
BOISE RIVER	SNAKE RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/01	11/15	0.140 CFS	
	<u>Total Diversion</u>		0.140 CFS	

Source and Point(s) of Diversion:

BOISE RIVER	L2(SWSE)	Sec. 25, Twp 05N, Rge 05W, CANYON County
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Place Of Use:

IRRIGATION within CANYON County

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
05N	05W	26							7.5										7.5
									L4										

POU Total Acres: 7.5

Conditions of Approval:

- E55 Right Nos. 63-178E and 63-33499 are limited to the irrigation of a combined total of 7.5 acres in a single irrigation season.
- C18 This partial decree is subject to such general provisions necessary for the

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3. S49 definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
- Diversion of irrigation water under this water right prior to April 1 and after October 31 shall occur only when the natural flow of the Boise River below the Star Bridge in Township 04 North, Range 01 West, Section 18, NE¼ of the SE¼ of the SE¼, Boise Meridian (approximate river mile 33.9) is sufficient for water to be available for diversion at the point of diversion described above, provided that any such use of this water right prior to April 1 and after October 31 shall not interfere with storage of water under water rights for Lucky Peak, Lake Lowell, Arrowrock, or Anderson Ranch Reservoirs.

Dates and Other Information:

Decreed Date: 3/3/2014
Civil Case Number: 39576
Judicial District: FIFTH
Water District Number: TBD
Mitigation Plan: False

Combined Use Limits:

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>	<u>Water Rights</u>
		7.5	63-178E ,63-33499

SubCase:

N/A

Water Supply Bank:

N/A

SCANNED

MAY 18 2023



RECEIVED
MAY 02 2022
WATER RESOURCES
WESTERN REGION

April 15, 2022

Scott Storms
Idaho Department of Water Resources
2735 Airport Way
Boise, ID 83705

Dear Scott,

On behalf of Drake Ranch LLC, enclosed please find the following:

1. Change of water right ownership for rights 63-178E, 63-33499, 63-32176, and 63-32177. The change of ownership form is signed by Michael D. Burdge, Manager of Drake Ranch LLC.
2. Assignments of Permits 63-33905 and 63-33910. The assignments are signed by Douglas Bates as Manager of TheDrake LLC and BID LLC.
3. Warranty Deed dated May 24, 2021.
4. Filing fee check for \$150, based on four ownership changes at \$25 each and two assignments at \$25 each.

Please contact me with any questions.

Sincerely,
HDR Engineering, Inc.

Terry M. Scanlan
Principal Engineer

Enclosures

Cc: Mike Burdge