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MAR 27 2024
WATER RESOURCES
WESTERN REGION

42-222 POD - 07/18

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)** Seddie Eagle I LLC Phone 435-862-9515
2. **MAILING ADDRESS** 212 E Crossroads Blvd, #143 City Saratoga Springs
   State UT Zip 84045 Email brent@reoxygen.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)** 63-10536, 63-11060, 63-25981, 63-25982, 63-31725

☑ 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 0.83 (diversion rate) cubic feet per second and/or _____ (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 # |
|---|---|---|---|---|---|---|---|---|---|---|
| Yes | | | SE | NW | 3 | 4N | 1W | Ada | Ground Water | |
| | | | | | | | | | | |
| | | | | | | | | | | |
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Transfer No. 88872

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:

See transfer narrative included as Attachment A

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.

| Brent Thompson | Brent Thompson, Manager, Seddie Eagle I, LLC | 3/26/2024 |
|---|---|---|
| Signature of applicant or authorized agent | Print name and title if applicable | Date |
| | | |
| Signature of applicant or authorized agent | Print name and title if applicable | Date |

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 _____ pages of attachments. Received by _____ Date _____

Fee paid $1,000 Date 3-27-24 Receipted by CC Receipt # W051843

Preliminary review by _____ Date _____ 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)



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## Attachment A: Transfer Narrative

The transfer water rights currently allow irrigation within a 345-acre permissible place of use (PPU) that has recently been split between two separate owners. Applicants own 90 acres of the PPU on in the W ½ NW, Section 3 and North Eagle 413 LLC owns the balance in the east ½, Section 3. Table 1 below shows the water rights as currently authorized and then proportionately split according to property ownership.

The recorded deeds are included as Attachment B.

Applicant's property is planned for development of Millstone Farm Subdivision. The current locations of applicant's two wells are not ideal for the development's planned PI system resulting in this transfer proposing a new well south of the two existing wells. Upon transfer approval, the two existing wells will be abandoned according to Department procedure.

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# Table 1: Water Rights Proportionate Split Analysis

## Current Private Groundwater Rights

| | | | Diversion Rate cfs | Diversion Vol ac-ft | Total Acres | Combined Use | |
|---|---|---|---|---|---|---|---|
| | Water Right No. | Use | | | | Div Rate | Div Vol |
| Supplemental | 63-10536 | Irrigation | 1.6 | 360 | 205 | 1.6 | 360 |
| Supplemental | 63-11060 | Irrigation | 1.54 | 501.4 | | 1.54 | 501.4 |
| | | Diversion to Storage | 1 | | | | |
| | | Irrigation Storage | | 6 | | | |
| | | Irrigation from Storage | | 6 | | | |
| Supplemental | 63-25981 | Irrigation | 0.67 | 110.1 | | | |
| | | Irrigation Storage | | 6 | | | |
| | | Irrigation from Storage | | 6 | | | |
| | | Diversion to Storage | 0.5 | | | | |
| Supplemental | 63-25982 | Irrigation | 1.11 | 69.7 | | | |
| | | Diversion to Storage | 0.83 | | | | |
| | | Irrigation Storage | | 6 | | | |
| | | Irrigation from Storage | | 6 | | | |
| Supplemental | 63-31725 | Irrigation | 0.27 | 15.4 | | 0.27 | 15.4 |
| | Total | | | | 205 | 3.41 | 876.8 |

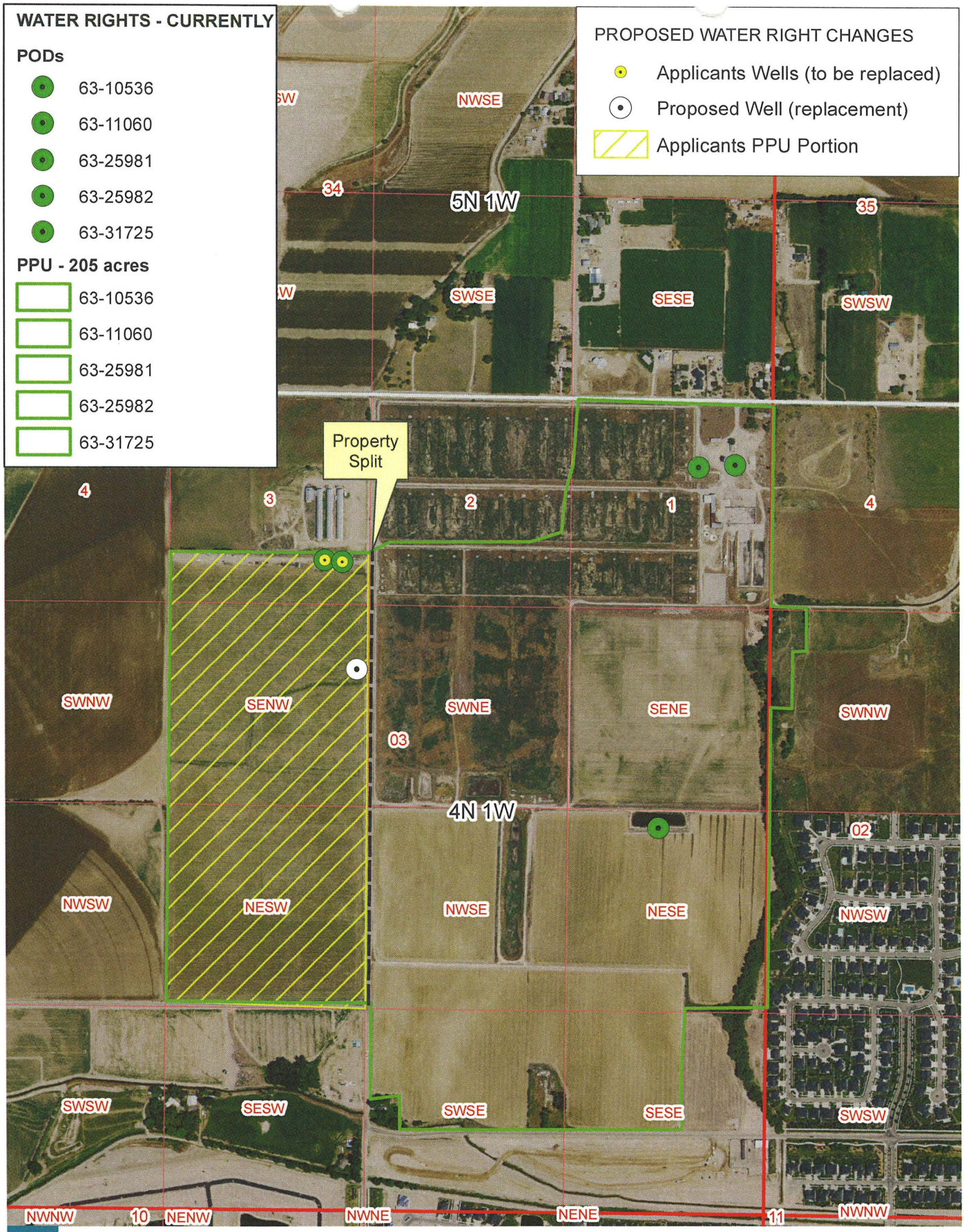
## North Eagle 413 LLC Split Portion

| | | | Diversion Rate cfs | Diversion Vol ac-ft | Total Acres | Combined Use | |
|---|---|---|---|---|---|---|---|
| | Water Right No. | Use | | | | Div Rate | Div Vol |
| Supplemental | 63-10536 | Irrigation | 1.21 | 272.83 | 155.4 | 1.21 | 272.83 |
| Supplemental | 63-11060 | Irrigation | 1.17 | 380.00 | | 1.17 | 380 |
| | | Diversion to Storage | 0.76 | | | | |
| | | Irrigation Storage | | 4.55 | | | |
| | | Irrigation from Storage | | 4.55 | | | |
| Supplemental | 63-25981 | Irrigation | 0.51 | 83.44 | | | |
| | | Irrigation Storage | | 4.55 | | | |
| | | Irrigation from Storage | | 4.55 | | | |
| | | Diversion to Storage | 0.38 | | | | |
| Supplemental | 63-25982 | Irrigation | 0.84 | 52.82 | | | |
| | | Diversion to Storage | 0.63 | | | | |
| | | Irrigation Storage | | 4.55 | | | |
| | | Irrigation from Storage | | 4.55 | | | |
| Supplemental | 63-31725 | Irrigation | 0.20 | 11.67 | | 0.20 | 11.67 |
| | Total | | | | 155.4 | 2.58 | 664.50 |

## Seddie Eagle I LLC Split Portion

| | | | Diversion Rate cfs | Diversion Vol ac-ft | Total Acres | Combined Use | |
|---|---|---|---|---|---|---|---|
| | Water Right No. | Use | | | | Div Rate | Div Vol |
| Supplemental | 63-10536 | Irrigation | 0.39 | 87.17 | 49.64 | 0.39 | 87.17 |
| Supplemental | 63-11060 | Irrigation | 0.37 | 121.40 | | 0.37 | 121.4 |
| | | Diversion to Storage | 0.24 | | | | |
| | | Irrigation Storage | | 1.45 | | | |
| | | Irrigation from Storage | | 1.45 | | | |
| Supplemental | 63-25981 | Irrigation | 0.16 | 26.66 | | | |
| | | Irrigation Storage | | 1.45 | | | |
| | | Irrigation from Storage | | 1.45 | | | |
| | | Diversion to Storage | 0.12 | | | | |
| Supplemental | 63-25982 | Irrigation | 0.27 | 16.88 | | | |
| | | Diversion to Storage | 0.20 | | | | |
| | | Irrigation Storage | | 1.45 | | | |
| | | Irrigation from Storage | | 1.45 | | | |
| Supplemental | 63-31725 | Irrigation | 0.07 | 3.73 | | 0.07 | 3.73 |
| | Total | | | | 49.6 | 0.83 | 212.30 |

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DATA SOURCE: Ada NAIP 2021

**APPLICATION FOR TRANSFER**

**SEDDIE EAGLE I LLC**

**MILLSTONE FARM SUBDIVISION**

PATH: S:\PROJECTS\I THRU L PROJECTS\L PROJECTS\LAND GROUP_513\10350976_MILLSTONE FARM\PROJECT\GIS\ARCMAP_PROJECTS\XFR MAP.MXD - USER: LGRAVES - DATE: 10/13/2022

**PROJECT #10350976**

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Close

# Water Right Report : 63-10536( License/Active)

## Water Right Owners

| Owner Type | Name | Address | City | State | Postal Code |
|---|---|---|---|---|---|
| Current Owner | NORTH EAGLE 413 LLC | 3103 W SHERYL DR STE 100 | MERIDIAN | ID | 83642 |
| Original Owner | QUARTER CIRCLE DJ RANCH CO | PO BOX 279 | EAGLE | ID | 83616 |
| Previous Owner | HORMAECHEA, RICHARD M | PO BOX 6887 | BOISE | ID | 83707 |

## Water Right Status

Priority Date : 9/15/1987
Basis : License
Status : Active

## Water Source

| Source | Source Qualifier | Tributary | Tributary Qualifier |
|---|---|---|---|
| GROUND WATER | | | |
| GROUND WATER | | | |

## Points Of Diversion (Location)

| Source | Township | Range | Section | Govt. Lot | QQQ | QQ | Q | County | Diversion Type |
|---|---|---|---|---|---|---|---|---|---|
| GROUND WATER | 04N | 01W | 3 | 1 | | NE | NE | ADA | |
| GROUND WATER | 04N | 01W | 3 | 1 | | NE | NE | ADA | |
| GROUND WATER | 04N | 01W | 3 | 3 | | NE | NW | ADA | |
| GROUND WATER | 04N | 01W | 3 | 3 | | NE | NW | ADA | |
| GROUND WATER | 04N | 01W | 3 | 0 | | NE | SE | ADA | |

## Water Uses

| Beneficial Use | From | To | Diversion Rate | Volume |
|---|---|---|---|---|
| IRRIGATION | 3/15 | 11/15 | 1.60 CFS | 360.00 AFA |
| **TOTAL** | | | 1.60 CFS | 360.00 AFA |

## Places of Use

Printable View | Paged View

### Place of Use Legal Description : IRRIGATION (ADA county)

| Township | Range | Section | Lot | QQQ | QQ | Q | Acres |
|---|---|---|---|---|---|---|---|
| 04N | 01W | 2 | | | SW | NW | 3 |
| 04N | 01W | 3 | 1 | | NE | NE | 42 |
| 04N | 01W | 3 | 2 | | NW | NE | 14 |
| 04N | 01W | 3 | | | SW | NE | 40 |
| 04N | 01W | 3 | | | SE | NE | 40 |
| 04N | 01W | 3 | 3 | | NE | NW | 10 |
| 04N | 01W | 3 | | | SE | NW | 40 |
| 04N | 01W | 3 | | | NE | SW | 40 |
| 04N | 01W | 3 | | | NE | SE | 40 |
| 04N | 01W | 3 | | | NW | SE | 40 |
| 04N | 01W | 3 | | | SW | SE | 22 |
| 04N | 01W | 3 | | | SE | SE | 14 |

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## Irrigation Totals

| Total Acres | Acre Limit |
|---|---|
| 345.00 | 205.00 |

## Conditions

| Code | Condtions |
|---|---|
| X27 | This right is limited to the irrigation of 205 acres within the authorized place of use in a single irrigation season. |
| X35 | Rights 63-10536, 63-11060, 63-25981, 63-25982 and 63-31725 when combined shall not exceed a total irrigation of 205 acres. |
| R61 | This right when combined with all other rights shall provide no more than 4.5 afa per acre at the field headgate for irrigation of the place of use. |
| WB7 | This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor exceed a combined annual maximum diversion volume of 923 af at the field headgate for the place of use. |
| 943 | The right holder shall make full beneficial use of all surface water available to the right holder for irrigation of lands within the authorized place of use for this right. The right holder may divert ground water under this right to irrigate land with appurtenant surface water rights when the surface water supply is not reasonably sufficient to irrigate the place of use for this water right or is not available due to drought, curtailment by priority, or the seasonal startup and shutoff or maintenance schedule for canal company deliveries. The right holder shall not divert ground water for irrigation purposes under this right if use of the surface water supply is intentionally discontinued or reduced (for example abandoned, forfeited, sold, disallowed by court decree, or leased to the Water Supply Bank), or is not deliverable due to non-payment of annual assessments, without an approved transfer pursuant to Idaho Code § 42-222 or other Department approval. |
| 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. |
| 205 | The approval of this transfer redefines all of the elements of this water right, and the new use of water authorized by this approval shall constitute the full extent of the right. |
| X61 | The period of use for the irrigation described in this approval may be extended to a beginning date of 3/1 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 3/15 is subordinate to all water rights having no subordinated early irrigation use and a priority date earlier than the date of this approval. |
| 046 | Right holder shall comply with the drilling permit requirements of Idaho Code § 42-235 and applicable Well Construction Rules of the Department. |
| 004 | This right does not grant any right-of-way or easement across the land of another. |
| T07 | The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval. |
| 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. |

## Dates

| |
|---|
| Licensed Date : 7/18/1994 |
| Decreed Date : |
| Permit Proof Due Date : 12/1/1991 |
| Permit Proof Made Date : 10/16/1991 |
| Permit Approved Date : 11/6/1987 |
| Permit Moratorium Expiration Date : |
| Enlargment Use Priority Date : |
| Enlargement Statute Priority Date : |
| Application Recevied Date: 9/15/1987 |
| Protest Deadline Date: |

## Other Information

| |
|---|
| State or Federal : |
| Water District Number : TBD |
| Generic Max Rate Per Acre : 0 |
| Generic Max Volume Per Acre : 0 |
| Civil Case Number : |
| Decree Plantiff : |
| Decree Defendant : |
| Swan Falls Trust or Nontrust : |
| Swan Falls Dismissed : |
| DLE Act Number : |
| Cary Act Number : |
| Mitigation Plan: False |



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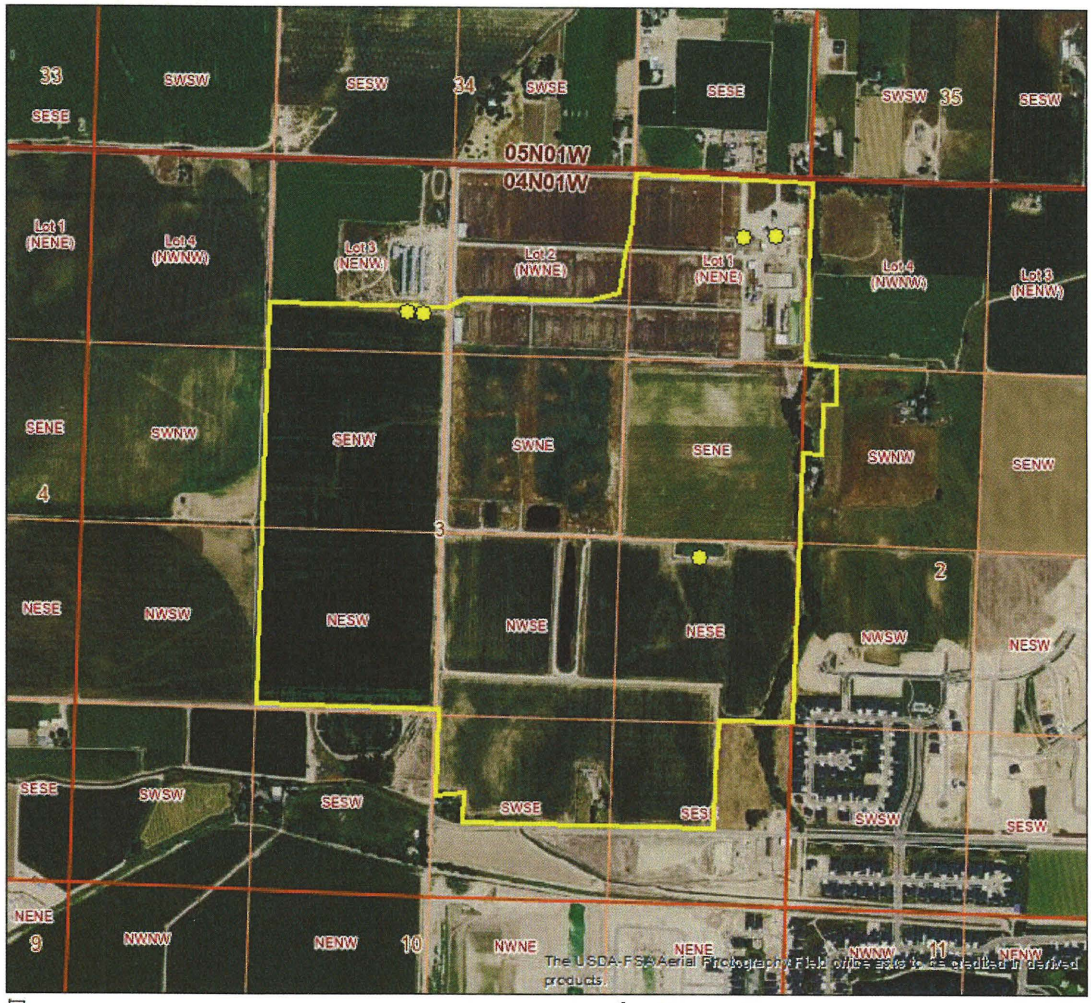
State of Idaho
Department of Water Resources

# Water Right

63-10536

IRRIGATION

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.






0 0.05 0.1 0.2 0.3 0.4
Miles

Date created: 8/23/2022

Legend
- Point of Diversion
- Place of Use Boundary
- Townships
- PLS Sections
- Quarter Quarters

N

IDWR

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Close

# Water Right Report : 63-11060( License/Active)

## Water Right Owners

| Owner Type | Name | Address | City | State | Postal Code |
|---|---|---|---|---|---|
| Current Owner | NORTH EAGLE 413 LLC | 3103 W SHERYL DR STE 100 | MERIDIAN | ID | 83642 |
| Original Owner | HORMAECHEA LTD PARTNERSHIP | PO BOX 6887 | BOISE | ID | 83707 |
| Original Owner | HORMAECHEA LTD PARTNERSHIP | PO BOX 6887 | BOISE | ID | 83707 |
| Previous Owner | HORMAECHEA LTD PARTNERSHIP | PO BOX 6887 | BOISE | ID | 83707 |

## Water Right Status

Priority Date : 12/1/1989
Basis : License
Status : Active

## Water Source

| Source | Source Qualifier | Tributary | Tributary Qualifier |
|---|---|---|---|
| GROUND WATER | | | |

## Points Of Diversion (Location)

| Source | Township | Range | Section | Govt. Lot | QQQ | QQ | Q | County | Diversion Type |
|---|---|---|---|---|---|---|---|---|---|
| GROUND WATER | 04N | 01W | 3 | 1 | | NE | NE | ADA | |
| GROUND WATER | 04N | 01W | 3 | 1 | | NE | NE | ADA | |
| GROUND WATER | 04N | 01W | 3 | 3 | | NE | NW | ADA | |
| GROUND WATER | 04N | 01W | 3 | 3 | | NE | NW | ADA | |
| GROUND WATER | 04N | 01W | 3 | 0 | | NE | SE | ADA | |

## Water Uses

| Beneficial Use | From | To | Diversion Rate | Volume |
|---|---|---|---|---|
| IRRIGATION | 03/01 | 11/15 | 1.54 CFS | 501.40 AFA |
| IRRIGATION STORAGE | 01/01 | 12/31 | | 6.00 AFA |
| IRRIGATION FROM STORAGE | 03/01 | 11/15 | | 6.00 AFA |
| DIVERSION TO STORAGE | 03/01 | 11/15 | 1.00 CFS | |
| **TOTAL** | | | 2.54 CFS | 513.40 AFA |

## Places of Use

Printable View | Paged View

### Place of Use Legal Description : IRRIGATION (ADA county)

| Township | Range | Section | Lot | QQQ | QQ | Q | Acres |
|---|---|---|---|---|---|---|---|
| 04N | 01W | 2 | | | SW | NW | 3 |
| 04N | 01W | 3 | 1 | | NE | NE | 42 |
| 04N | 01W | 3 | 2 | | NW | NE | 14 |
| 04N | 01W | 3 | | | SW | NE | 40 |
| 04N | 01W | 3 | | | SE | NE | 40 |
| 04N | 01W | 3 | 3 | | NE | NW | 10 |
| 04N | 01W | 3 | | | SE | NW | 40 |
| 04N | 01W | 3 | | | NE | SW | 40 |
| 04N | 01W | 3 | | | NE | SE | 40 |

88872

| Township | Range | Section | Lot | QQQ | QQ | Q | Acres |
|---|---|---|---|---|---|---|---|
| 04N | 01W | 3 | | | NW | SE | 40 |
| 04N | 01W | 3 | | | SW | SE | 22 |
| 04N | 01W | 3 | | | SE | SE | 14 |

## Place of Use Legal Description : IRRIGATION FROM STORAGE (ADA county)

| Township | Range | Section | Lot | QQQ | QQ | Q | Acres |
|---|---|---|---|---|---|---|---|
| 04N | 01W | 2 | | | SW | NW | 3 |
| 04N | 01W | 3 | 1 | | NE | NE | 42 |
| 04N | 01W | 3 | 2 | | NW | NE | 14 |
| 04N | 01W | 3 | | | SW | NE | 40 |
| 04N | 01W | 3 | | | SE | NE | 40 |
| 04N | 01W | 3 | 3 | | NE | NW | 10 |
| 04N | 01W | 3 | | | SE | NW | 40 |
| 04N | 01W | 3 | | | NE | SW | 40 |
| 04N | 01W | 3 | | | NE | SE | 40 |
| 04N | 01W | 3 | | | NW | SE | 40 |
| 04N | 01W | 3 | | | SW | SE | 22 |
| 04N | 01W | 3 | | | SE | SE | 14 |

## Place of Use Legal Description : IRRIGATION STORAGE (ADA county)

| Township | Range | Section | Lot | QQQ | QQ | Q | Acres |
|---|---|---|---|---|---|---|---|
| 04N | 01W | 3 | | | NE | SE | |

## Irrigation Totals

| Total Acres | Acre Limit |
|---|---|
| | 205.00 |

## Conditions

| Code | Condtions |
|---|---|
| X27 | This right is limited to the irrigation of 205 acres within the authorized place of use in a single irrigation season. |
| X35 | Rights 63-11060, 63-25981 and 63-25982 when combined shall not exceed a total diversion rate of 1.54 cfs, a total annual maximum diversion volume of 501.4 af at the field headgate. |
| X35 | Rights 63-10536, 63-11060, 63-25981, 63-25982 and 63-31725 when combined shall not exceed a total irrigation of 205 acres. |
| 220 | The one irrigation pond established by the storage of water under 63-11060, 63-25981 and 63-25982 shall not exceed a total capacity of 6.0 acre-feet or a total surface area of 0.6 acre. |
| R61 | This right when combined with all other rights shall provide no more than 4.5 afa per acre at the field headgate for irrigation of the place of use. |
| WB7 | This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor exceed a combined annual maximum diversion volume of 923 af at the field headgate for the place of use. |
| 943 | The right holder shall make full beneficial use of all surface water available to the right holder for irrigation of lands within the authorized place of use for this right. The right holder may divert ground water under this right to irrigate land with appurtenant surface water rights when the surface water supply is not reasonably sufficient to irrigate the place of use for this water right or is not available due to drought, curtailment by priority, or the seasonal startup and shutoff or maintenance schedule for canal company deliveries. The right holder shall not divert ground water for irrigation purposes under this right if use of the surface water supply is intentionally discontinued or reduced (for example abandoned, forfeited, sold, disallowed by court decree, or leased to the Water Supply Bank), or is not deliverable due to non-payment of annual assessments, without an approved transfer pursuant to Idaho Code § 42-222 or other Department approval. |
| 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. |
| 205 | The approval of this transfer redefines all of the elements of this water right, and the new use of water authorized by this approval shall constitute the full extent of the right. |

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| | |
|---|---|
| 046 | Right holder shall comply with the drilling permit requirements of Idaho Code § 42-235 and applicable Well Construction Rules of the Department. |
| 004 | This right does not grant any right-of-way or easement across the land of another. |
| T07 | The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval. |
| 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. |

## Dates

| |
|---|
| Licensed Date : 10/18/2004 |
| Decreed Date : |
| Permit Proof Due Date : 5/1/1991 |
| Permit Proof Made Date : 4/13/1990 |
| Permit Approved Date : 4/3/1990 |
| Permit Moratorium Expiration Date : |
| Enlargment Use Priority Date : |
| Enlargement Statute Priority Date : |
| Application Recevied Date: 10/17/1989 |
| Protest Deadline Date: |

## Other Information

| |
|---|
| State or Federal : |
| Water District Number : TBD |
| Generic Max Rate Per Acre : 0 |
| Generic Max Volume Per Acre : 0 |
| Combined Acre Limit : |
| Combined Volume Limit: 69.70 |
| Combined Rate Limit: 1.15 |
| Civil Case Number : |
| Decree Plantiff : |
| Decree Defendant : |
| Swan Falls Trust or Nontrust : |
| Swan Falls Dismissed : |
| DLE Act Number : |
| Cary Act Number : |
| Mitigation Plan: False |

IDAHO DEPARTMENT OF WATER RESOURCES 8/23/2022

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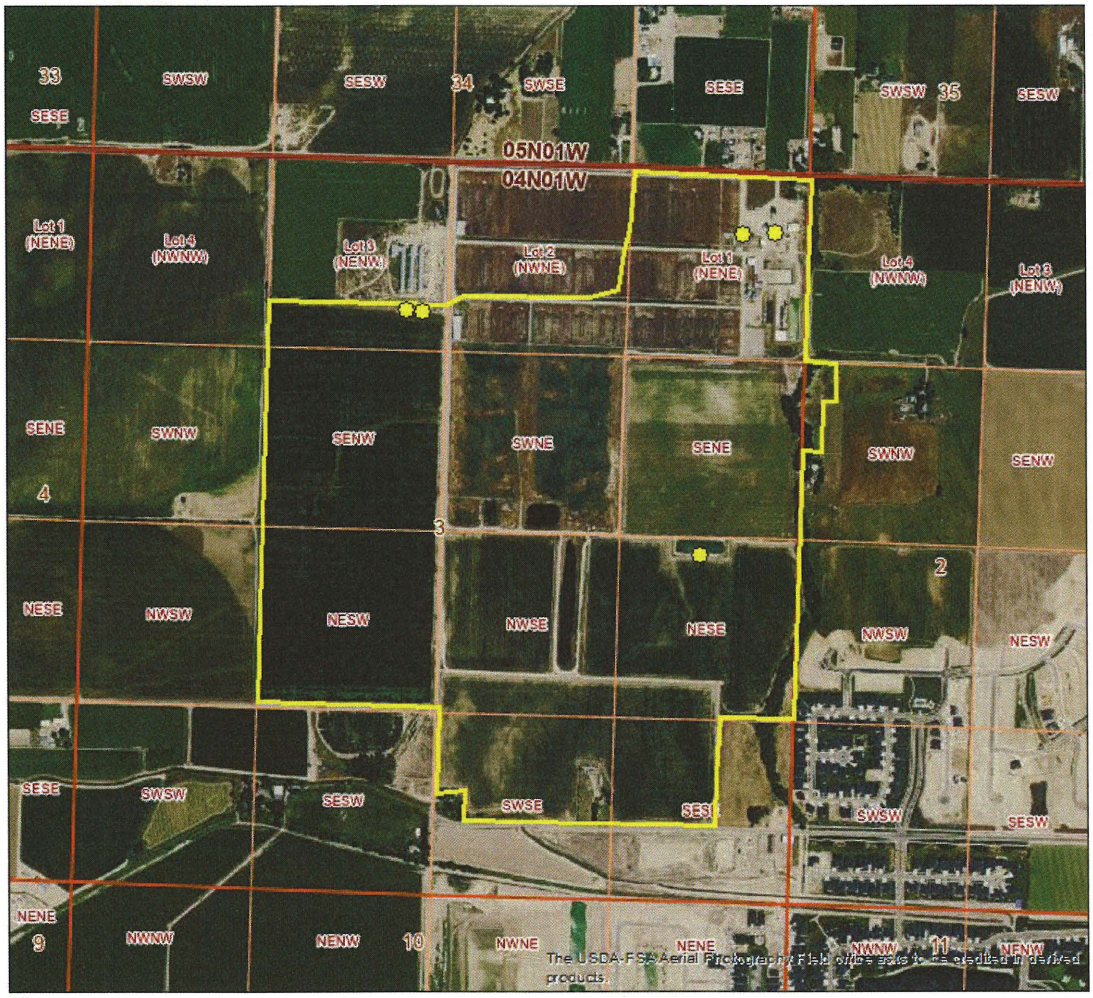
State of Idaho
Department of Water Resources

# Water Right

63-11060

IRRIGATION

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.






0 0.05 0.1 0.2 0.3 0.4
Miles

Date created: 8/23/2022

Legend
- Point of Diversion
- Place of Use Boundary
- Townships
- PLS Sections
- Quarter Quarters

N

IDWR

88872

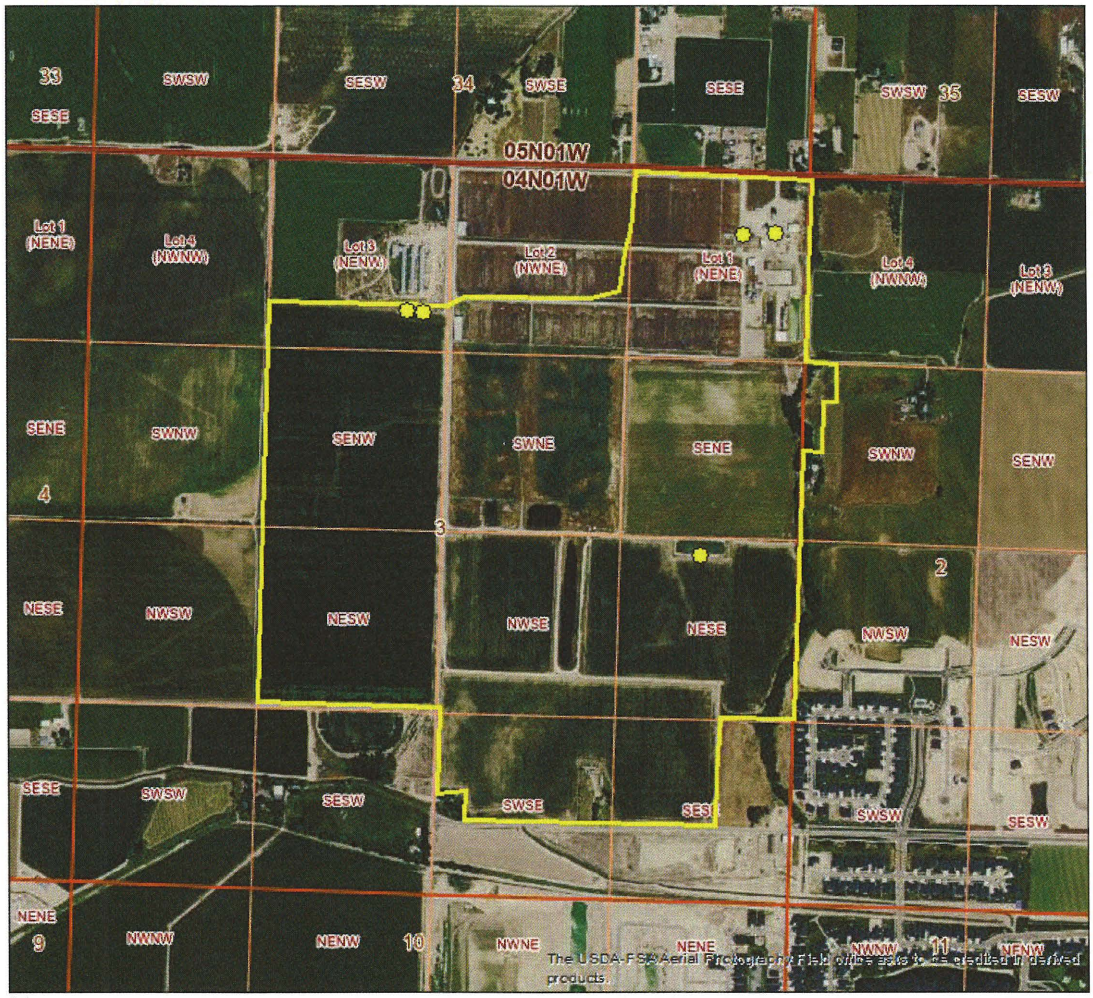
State of Idaho
Department of Water Resources

# Water Right

63-11060

IRRIGATION STORAGE

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.




Date created: 8/23/2022

88872

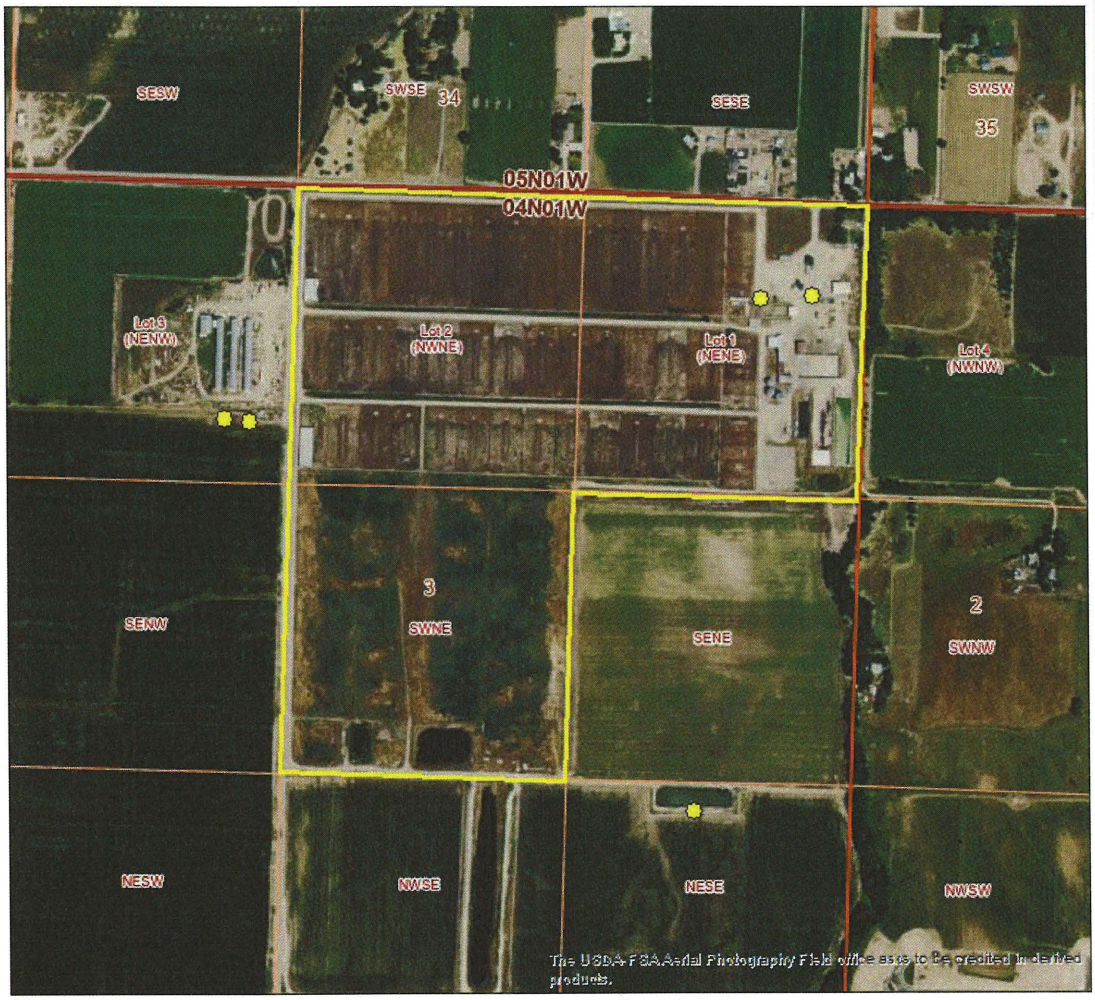
State of Idaho
Department of Water Resources

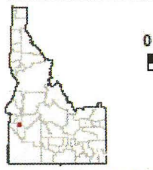
# Water Right

63-11060

COMMERCIAL FROM STORAGE

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.



0 0.045 0.09 0.18 0.27 0.36
Miles

Date created: 8/23/2022

Legend
- Point of Diversion
- Place of Use Boundary
- Townships
- PLS Sections
- Quarter Quarters

N

IDWR

88872

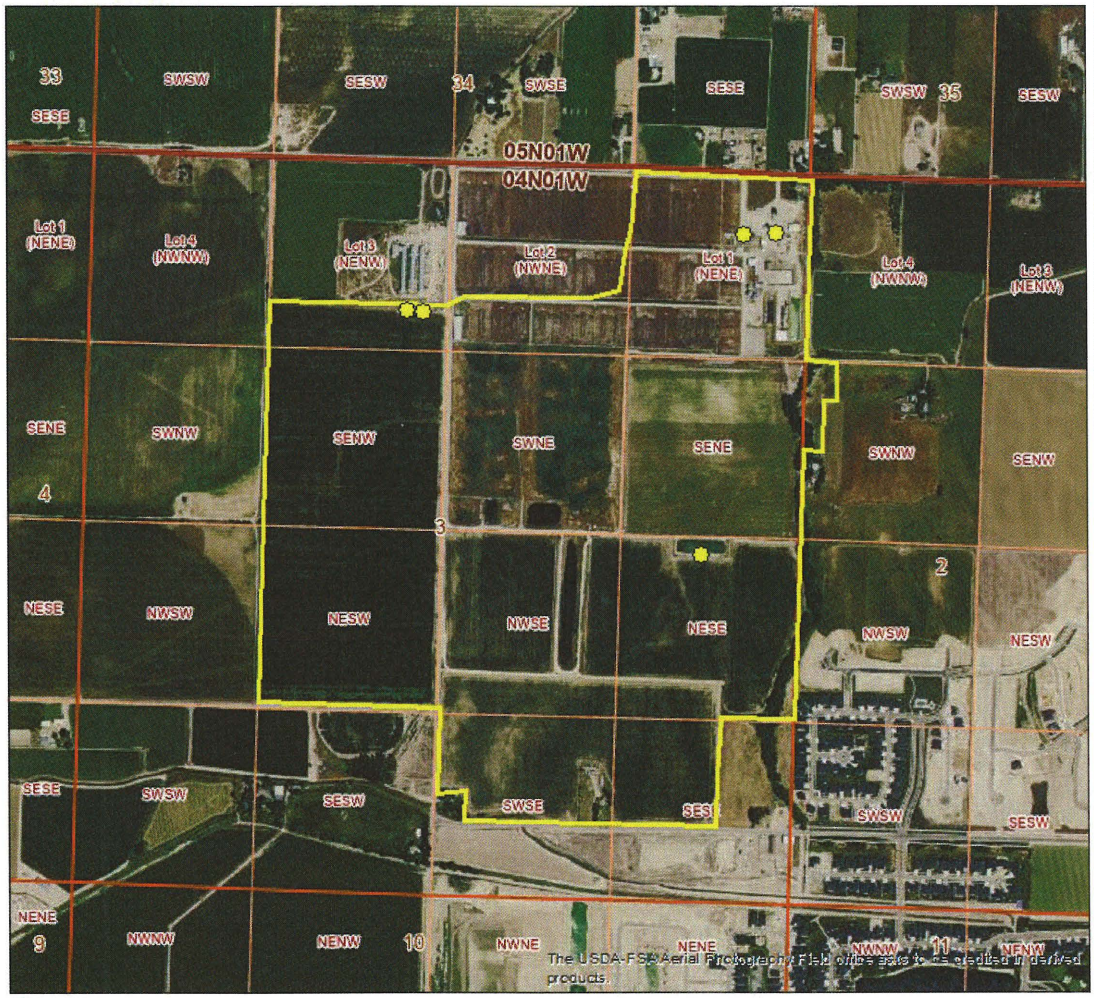
State of Idaho
Department of Water Resources

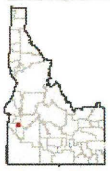
# Water Right

63-11060

IRRIGATION FROM STORAGE

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.



0 0.05 0.1 0.2 0.3 0.4
Miles

Date created: 8/23/2022

Legend
- Point of Diversion
- Place of Use Boundary
- Townships
- PLS Sections
- Quarter Quarters

N

IDWR

88872

Close

# Water Right Report : 63-25981( Decreed/Active)

## Water Right Owners

| Owner Type | Name | Address | City | State | Postal Code |
|---|---|---|---|---|---|
| Current Owner | NORTH EAGLE 413 LLC | 3103 W SHERYL DR STE 100 | MERIDIAN | ID | 83642 |
| Directors Report Owner | HORMAECHEA, MARY B | RMH CO PO BOX 6887 | BOISE | ID | 83707 |
| Directors Report Owner | HORMAECHEA, RICHARD M | RMH CO PO BOX 6887 | BOISE | ID | 83707 |
| Original Owner | HORMAECHEA LTD PARTNERSHIP | PO BOX 6887 | BOISE | ID | 83707 |

## Water Right Status

Priority Date : 9/8/1951
Basis : Decreed
Status : Active

## Water Source

| Source | Source Qualifier | Tributary | Tributary Qualifier |
|---|---|---|---|
| GROUND WATER | | | |
| GROUND WATER | | | |

## Points Of Diversion (Location)

| Source | Township | Range | Section | Govt. Lot | QQQ | QQ | Q | County | Diversion Type |
|---|---|---|---|---|---|---|---|---|---|
| GROUND WATER | 04N | 01W | 3 | 1 | | NE | NE | ADA | |
| GROUND WATER | 04N | 01W | 3 | 1 | | NE | NE | ADA | |
| GROUND WATER | 04N | 01W | 3 | 3 | | NE | NW | ADA | |
| GROUND WATER | 04N | 01W | 3 | 3 | | NE | NW | ADA | |
| GROUND WATER | 04N | 01W | 3 | 0 | | NE | SE | ADA | |

## Water Uses

| Beneficial Use | From | To | Diversion Rate | Volume |
|---|---|---|---|---|
| IRRIGATION | 03/01 | 11/15 | 0.67 CFS | 110.10 AFA |
| IRRIGATION STORAGE | 01/01 | 12/31 | | 6.00 AFA |
| IRRIGATION FROM STORAGE | 03/01 | 11/15 | | 6.00 AFA |
| DIVERSION TO STORAGE | 03/01 | 11/15 | 0.50 CFS | |
| **TOTAL** | | | 1.17 CFS | 122.10 AFA |

## Places of Use

Printable View | Paged View

### Place of Use Legal Description : IRRIGATION (ADA county)

| Township | Range | Section | Lot | QQQ | QQ | Q | Acres |
|---|---|---|---|---|---|---|---|
| 04N | 01W | 2 | | | SW | NW | 3 |
| 04N | 01W | 3 | 1 | | NE | NE | 42 |
| 04N | 01W | 3 | 2 | | NW | NE | 14 |
| 04N | 01W | 3 | | | SW | NE | 40 |

88872

| Township | Range | Section | Lot | QQQ | QQ | Q | Acres |
|---|---|---|---|---|---|---|---|
| 04N | 01W | 3 | | | SE | NE | 40 |
| 04N | 01W | 3 | 3 | | NE | NW | 10 |
| 04N | 01W | 3 | | | SE | NW | 40 |
| 04N | 01W | 3 | | | NE | SW | 40 |
| 04N | 01W | 3 | | | NE | SE | 40 |
| 04N | 01W | 3 | | | NW | SE | 40 |
| 04N | 01W | 3 | | | SW | SE | 22 |
| 04N | 01W | 3 | | | SE | SE | 14 |

### Place of Use Legal Description : IRRIGATION FROM STORAGE (ADA county)

| Township | Range | Section | Lot | QQQ | QQ | Q | Acres |
|---|---|---|---|---|---|---|---|
| 04N | 01W | 2 | | | SW | NW | 3 |
| 04N | 01W | 3 | 1 | | NE | NE | 42 |
| 04N | 01W | 3 | 2 | | NW | NE | 14 |
| 04N | 01W | 3 | | | SW | NE | 40 |
| 04N | 01W | 3 | | | SE | NE | 40 |
| 04N | 01W | 3 | 3 | | NE | NW | 10 |
| 04N | 01W | 3 | | | SE | NW | 40 |
| 04N | 01W | 3 | | | NE | SW | 40 |
| 04N | 01W | 3 | | | NE | SE | 40 |
| 04N | 01W | 3 | | | NW | SE | 40 |
| 04N | 01W | 3 | | | SW | SE | 22 |
| 04N | 01W | 3 | | | SE | SE | 14 |

### Place of Use Legal Description : IRRIGATION STORAGE (ADA county)

| Township | Range | Section | Lot | QQQ | QQ | Q | Acres |
|---|---|---|---|---|---|---|---|
| 04N | 01W | 3 | | | NE | SE | |

### Irrigation Totals

| Total Acres | Acre Limit |
|---|---|
| | 205.00 |

## Conditions

| Code | Condtions |
|---|---|
| X27 | This right is limited to the irrigation of 205 acres within the authorized place of use in a single irrigation season. |
| X35 | Rights 63-11060, 63-25981 and 63-25982 when combined shall not exceed a total diversion rate of 1.54 cfs, a total annual maximum diversion volume of 501.4 af at the field headgate. |
| X35 | Rights 63-10536, 63-11060, 63-25981, 63-25982 and 63-31725 when combined shall not exceed a total irrigation of 205 acres. |
| 220 | The one irrigation pond established by the storage of water under 63-11060, 63-25981 and 63-25982 shall not exceed a total capacity of 6.0 acre-feet or a total surface area of 0.6 acre. |
| R61 | This right when combined with all other rights shall provide no more than 4.5 afa per acre at the field headgate for irrigation of the place of use. |
| WB7 | This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor exceed a combined annual maximum diversion volume of 923 af at the field headgate for the place of use. |

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| | |
|---|---|
| 943 | The right holder shall make full beneficial use of all surface water available to the right holder for irrigation of lands within the authorized place of use for this right. The right holder may divert ground water under this right to irrigate land with appurtenant surface water rights when the surface water supply is not reasonably sufficient to irrigate the place of use for this water right or is not available due to drought, curtailment by priority, or the seasonal startup and shutoff or maintenance schedule for canal company deliveries. The right holder shall not divert ground water for irrigation purposes under this right if use of the surface water supply is intentionally discontinued or reduced (for example abandoned, forfeited, sold, disallowed by court decree, or leased to the Water Supply Bank), or is not deliverable due to non-payment of annual assessments, without an approved transfer pursuant to Idaho Code § 42-222 or other Department approval. |
| 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. |
| 205 | The approval of this transfer redefines all of the elements of this water right, and the new use of water authorized by this approval shall constitute the full extent of the right. |
| 046 | Right holder shall comply with the drilling permit requirements of Idaho Code § 42-235 and applicable Well Construction Rules of the Department. |
| 004 | This right does not grant any right-of-way or easement across the land of another. |
| T07 | The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval. |
| 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. |
| 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. |

## Dates

| |
|---|
| Licensed Date : |
| Decreed Date : 5/16/2007 |
| Permit Proof Due Date : |
| Permit Proof Made Date : |
| Permit Approved Date : |
| Permit Moratorium Expiration Date : |
| Enlargment Use Priority Date : |
| Enlargement Statute Priority Date : |
| Application Recevied Date: |
| Protest Deadline Date: |

## Other Information

| |
|---|
| State or Federal : S |
| Water District Number : TBD |
| Generic Max Rate Per Acre : 0 |
| Generic Max Volume Per Acre : 0 |
| Combined Acre Limit : |
| Combined Volume Limit: 69.70 |
| Combined Rate Limit: 1.15 |
| Civil Case Number : |
| Decree Plantiff : |
| Decree Defendant : |
| Swan Falls Trust or Nontrust : |
| Swan Falls Dismissed : |
| DLE Act Number : |
| Cary Act Number : |
| Mitigation Plan: False |



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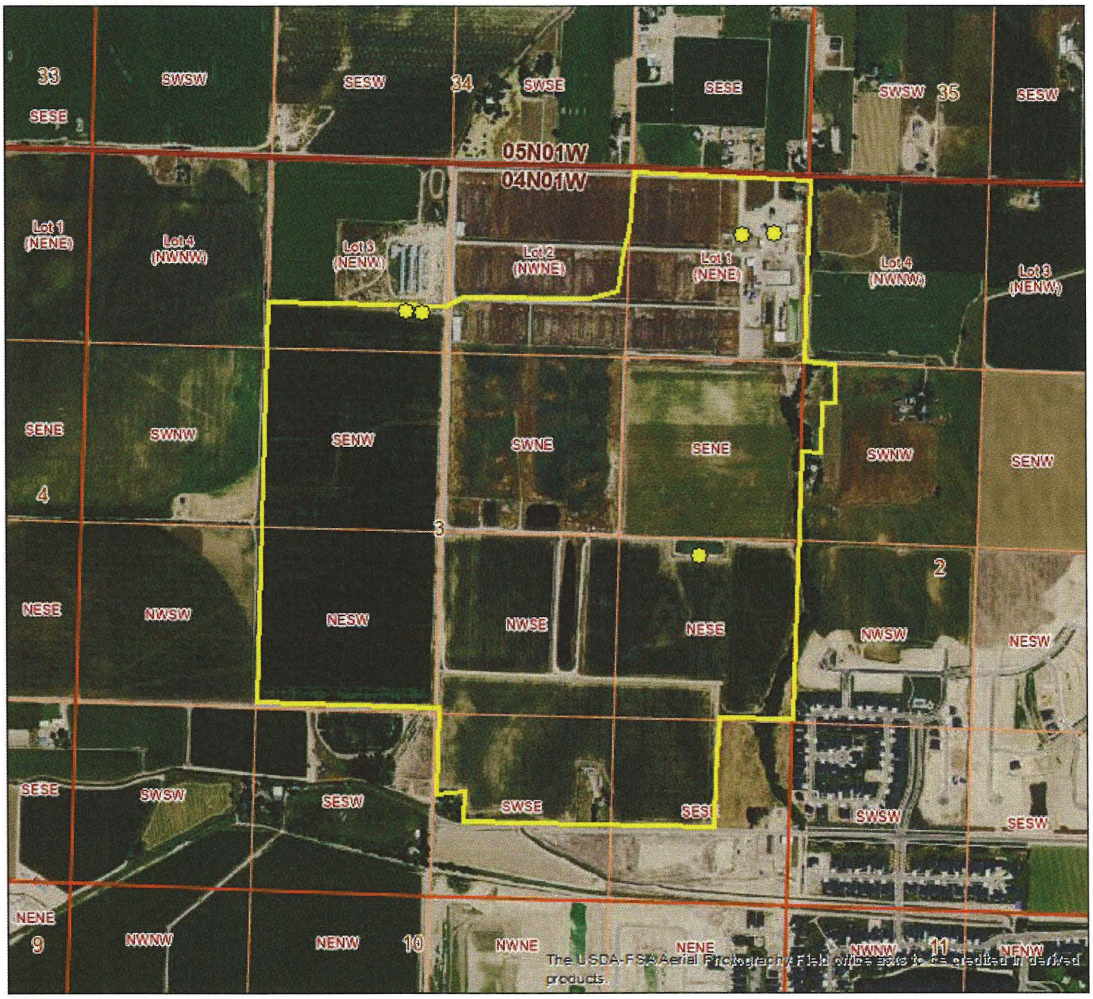
State of Idaho
Department of Water Resources

# Water Right

63-25981

IRRIGATION

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.




Date created: 8/23/2022

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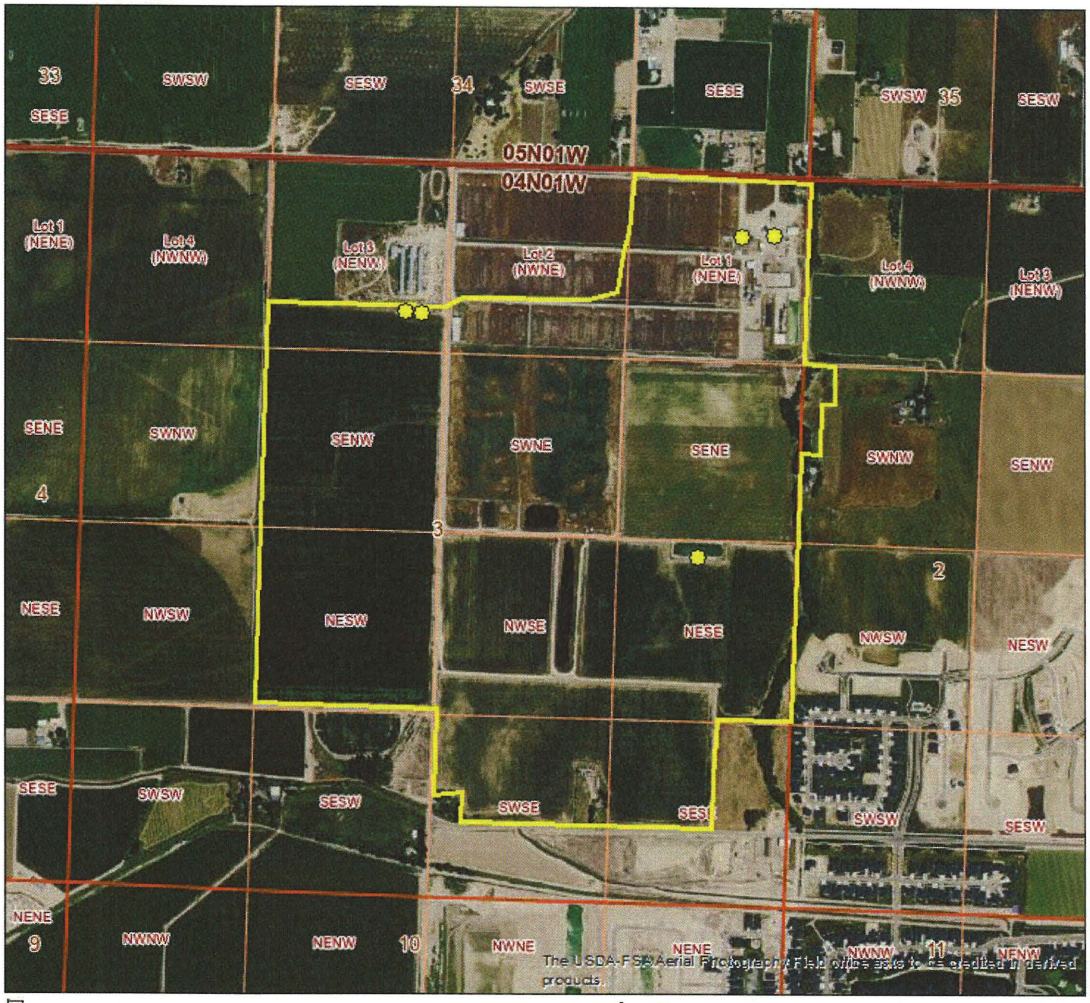
State of Idaho
Department of Water Resources

# Water Right

63-25981

IRRIGATION STORAGE

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.






0 0.05 0.1 0.2 0.3 0.4
Miles

Date created: 8/23/2022

Legend
- Point of Diversion
- Place of Use Boundary
- Townships
- PLS Sections
- Quarter Quarters

N

IDWR

088872

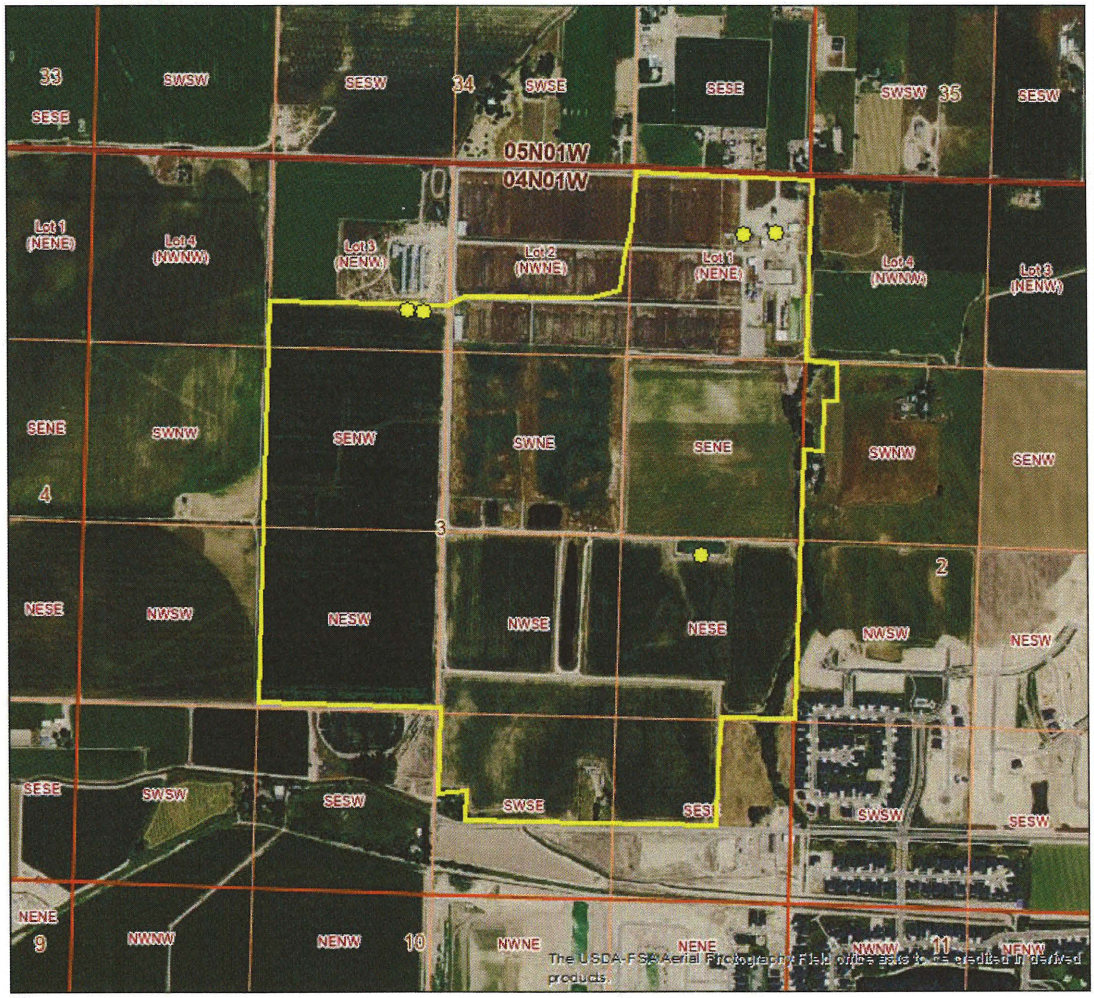
State of Idaho
Department of Water Resources

# Water Right

63-25981

IRRIGATION FROM STORAGE

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.




Date created: 8/23/2022

88872

Close

# Water Right Report : 63-25982( Decreed/Active)

## Water Right Owners

| Owner Type | Name | Address | City | State | Postal Code |
|---|---|---|---|---|---|
| Current Owner | NORTH EAGLE 413 LLC | 3103 W SHERYL DR STE 100 | MERIDIAN | ID | 83642 |
| Directors Report Owner | HORMAECHEA, MARY B | RMH CO PO BOX 6887 | BOISE | ID | 83707 |
| Directors Report Owner | HORMAECHEA, RICHARD M | RMH CO PO BOX 6887 | BOISE | ID | 83707 |
| Original Owner | HORMAECHEA LTD PARTNERSHIP | PO BOX 6887 | BOISE | ID | 83707 |

## Water Right Status

Priority Date : 10/1/1935
Basis : Decreed
Status : Active

## Water Source

| Source | Source Qualifier | Tributary | Tributary Qualifier |
|---|---|---|---|
| GROUND WATER | | | |

## Points Of Diversion (Location)

| Source | Township | Range | Section | Govt. Lot | QQQ | QQ | Q | County | Diversion Type |
|---|---|---|---|---|---|---|---|---|---|
| GROUND WATER | 04N | 01W | 3 | 1 | | NE | NE | ADA | |
| GROUND WATER | 04N | 01W | 3 | 1 | | NE | NE | ADA | |
| GROUND WATER | 04N | 01W | 3 | 3 | | NE | NW | ADA | |
| GROUND WATER | 04N | 01W | 3 | 3 | | NE | NW | ADA | |
| GROUND WATER | 04N | 01W | 3 | 0 | | NE | SE | ADA | |

## Water Uses

| Beneficial Use | From | To | Diversion Rate | Volume |
|---|---|---|---|---|
| IRRIGATION | 03/01 | 11/15 | 1.11 CFS | 69.70 AFA |
| IRRIGATION STORAGE | 01/01 | 12/31 | | 6.00 AFA |
| IRRIGATION FROM STORAGE | 03/01 | 11/15 | | 6.00 AFA |
| DIVERSION TO STORAGE | 03/01 | 11/15 | 0.83 CFS | |
| **TOTAL** | | | 1.94 CFS | 81.70 AFA |

## Places of Use

Printable View | Paged View

### Place of Use Legal Description : IRRIGATION (ADA county)

| Township | Range | Section | Lot | QQQ | QQ | Q | Acres |
|---|---|---|---|---|---|---|---|
| 04N | 01W | 2 | | | SW | NW | 3 |
| 04N | 01W | 3 | 1 | | NE | NE | 42 |
| 04N | 01W | 3 | 2 | | NW | NE | 14 |
| 04N | 01W | 3 | | | SW | NE | 40 |
| 04N | 01W | 3 | | | SE | NE | 40 |

488872

| Township | Range | Section | Lot | QQQ | QQ | Q | Acres |
|---|---|---|---|---|---|---|---|
| 04N | 01W | 3 | 3 | | NE | NW | 10 |
| 04N | 01W | 3 | | | SE | NW | 40 |
| 04N | 01W | 3 | | | NE | SW | 40 |
| 04N | 01W | 3 | | | NE | SE | 40 |
| 04N | 01W | 3 | | | NW | SE | 40 |
| 04N | 01W | 3 | | | SW | SE | 22 |
| 04N | 01W | 3 | | | SE | SE | 14 |

### Place of Use Legal Description : IRRIGATION FROM STORAGE (ADA county)

| Township | Range | Section | Lot | QQQ | QQ | Q | Acres |
|---|---|---|---|---|---|---|---|
| 04N | 01W | 2 | | | SW | NW | 3 |
| 04N | 01W | 3 | 1 | | NE | NE | 42 |
| 04N | 01W | 3 | 2 | | NW | NE | 14 |
| 04N | 01W | 3 | | | SW | NE | 40 |
| 04N | 01W | 3 | | | SE | NE | 40 |
| 04N | 01W | 3 | 3 | | NE | NW | 10 |
| 04N | 01W | 3 | | | SE | NW | 40 |
| 04N | 01W | 3 | | | NE | SW | 40 |
| 04N | 01W | 3 | | | NE | SE | 40 |
| 04N | 01W | 3 | | | NW | SE | 40 |
| 04N | 01W | 3 | | | SW | SE | 22 |
| 04N | 01W | 3 | | | SE | SE | 14 |

### Place of Use Legal Description : IRRIGATION STORAGE (ADA county)

| Township | Range | Section | Lot | QQQ | QQ | Q | Acres |
|---|---|---|---|---|---|---|---|
| 04N | 01W | 3 | | | NE | SE | |

### Irrigation Totals

| Total Acres | Acre Limit |
|---|---|
| | 205.00 |

## Conditions

| Code | Condtions |
|---|---|
| X27 | This right is limited to the irrigation of 205 acres within the authorized place of use in a single irrigation season. |
| X35 | Rights 63-11060, 63-25981 and 63-25982 when combined shall not exceed a total diversion rate of 1.54 cfs, a total annual maximum diversion volume of 501.4 af at the field headgate, and the irrigation of 205 acres. |
| X35 | Rights 63-10536, 63-11060, 63-25982 and 63-31725 when combined shall not exceed a total irrigation of 205 acres. |
| 220 | The one irrigation pond established by the storage of water under 63-11060, 63-25981 and 63-25982 shall not exceed a total capacity of 6.0 acre-feet or a total surface area of 0.6 acre. |
| R61 | This right when combined with all other rights shall provide no more than 4.5 afa per acre at the field headgate for irrigation of the place of use. |
| WB7 | This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor exceed a combined annual maximum diversion volume of 923 af at the field headgate for the place of use. |
| 943 | The right holder shall make full beneficial use of all surface water available to the right holder for irrigation of lands within the authorized place of use for this right. The right holder may divert ground water under this right to irrigate land with appurtenant surface water rights when the surface water supply is not reasonably sufficient to irrigate the place of use for this water right or is not available due to drought, curtailment by priority, or the seasonal startup and shutoff or maintenance schedule for canal company deliveries. The right holder shall not divert ground water for irrigation purposes under this right if use of the surface water supply is intentionally discontinued or reduced (for example abandoned, forfeited, sold, disallowed by court decree, or leased to the Water Supply Bank), or is not deliverable due to non-payment of annual assessments, without an approved transfer pursuant to Idaho Code § 42-222 or other Department approval. |

88872

| | |
|---|---|
| 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. |
| 205 | The approval of this transfer redefines all of the elements of this water right, and the new use of water authorized by this approval shall constitute the full extent of the right. |
| 046 | Right holder shall comply with the drilling permit requirements of Idaho Code § 42-235 and applicable Well Construction Rules of the Department. |
| 004 | This right does not grant any right-of-way or easement across the land of another. |
| T07 | The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval. |
| 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. |
| 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. |

## Dates

| |
|---|
| Licensed Date : |
| Decreed Date : 5/17/2007 |
| Permit Proof Due Date : |
| Permit Proof Made Date : |
| Permit Approved Date : |
| Permit Moratorium Expiration Date : |
| Enlargment Use Priority Date : |
| Enlargement Statute Priority Date : |
| Application Recevied Date: |
| Protest Deadline Date: |

## Other Information

| |
|---|
| State or Federal : S |
| Water District Number : TBD |
| Generic Max Rate Per Acre : 0 |
| Generic Max Volume Per Acre : 0 |
| Combined Acre Limit : |
| Combined Volume Limit: 69.70 |
| Combined Rate Limit: 1.15 |
| Civil Case Number : |
| Decree Plantiff : |
| Decree Defendant : |
| Swan Falls Trust or Nontrust : |
| Swan Falls Dismissed : |
| DLE Act Number : |
| Cary Act Number : |
| Mitigation Plan: False |

IDAHO DEPARTMENT OF WATER RESOURCES 8/23/2022

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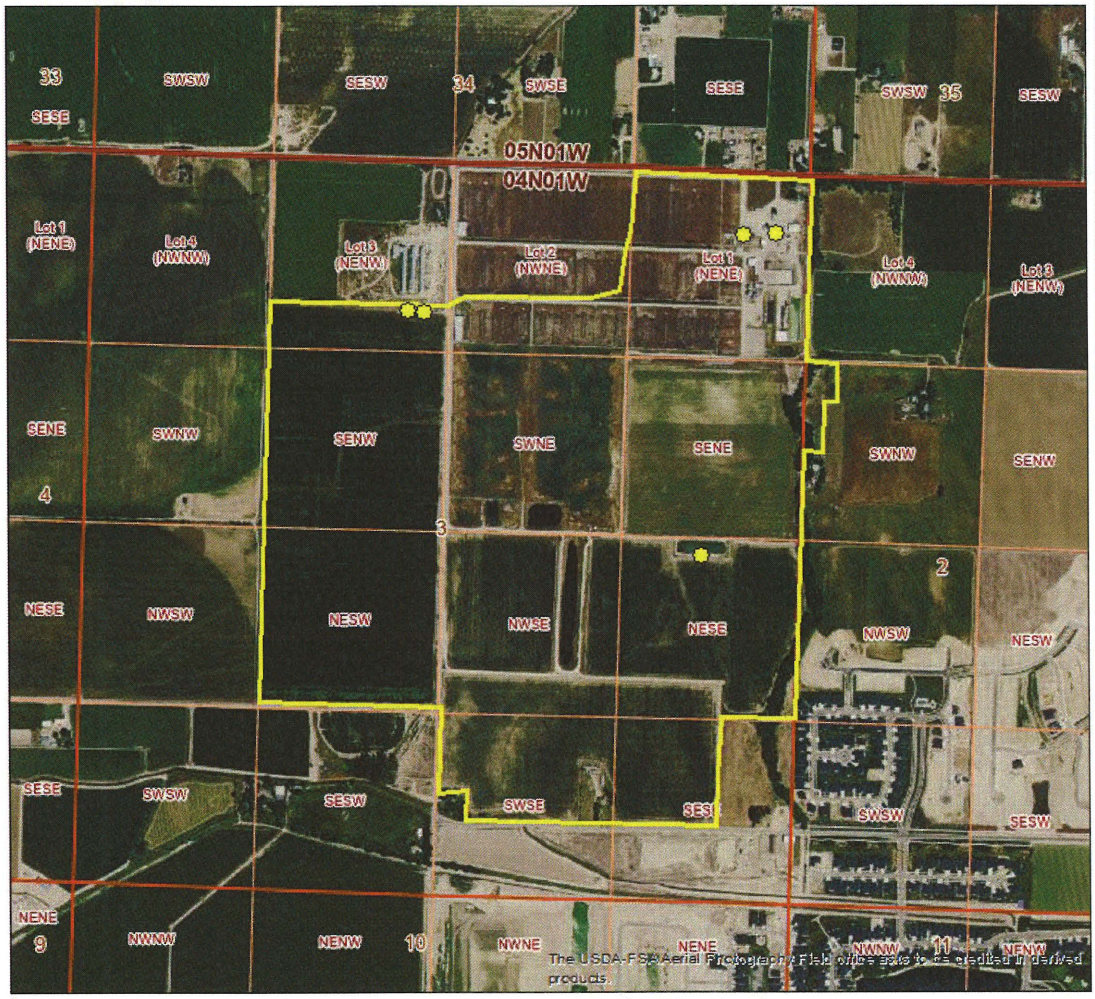
State of Idaho
Department of Water Resources

# Water Right

63-25982

IRRIGATION

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.




Date created: 8/23/2022

88872

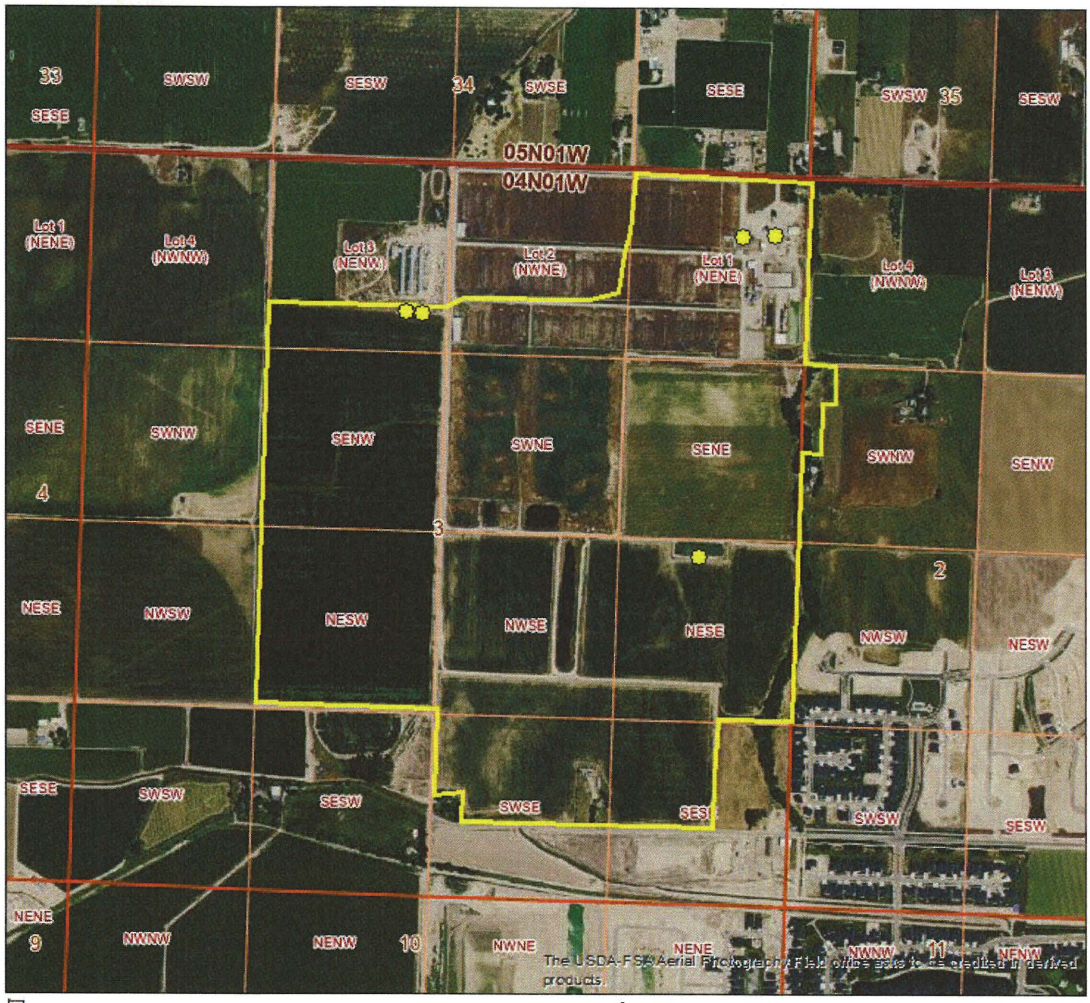
State of Idaho
Department of Water Resources

# Water Right

63-25982

IRRIGATION STORAGE

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.






0 0.05 0.1 0.2 0.3 0.4
Miles

Legend
- Point of Diversion
- Place of Use Boundary
- Townships
- PLS Sections
- Quarter Quarters

N

Date created: 8/23/2022

88872

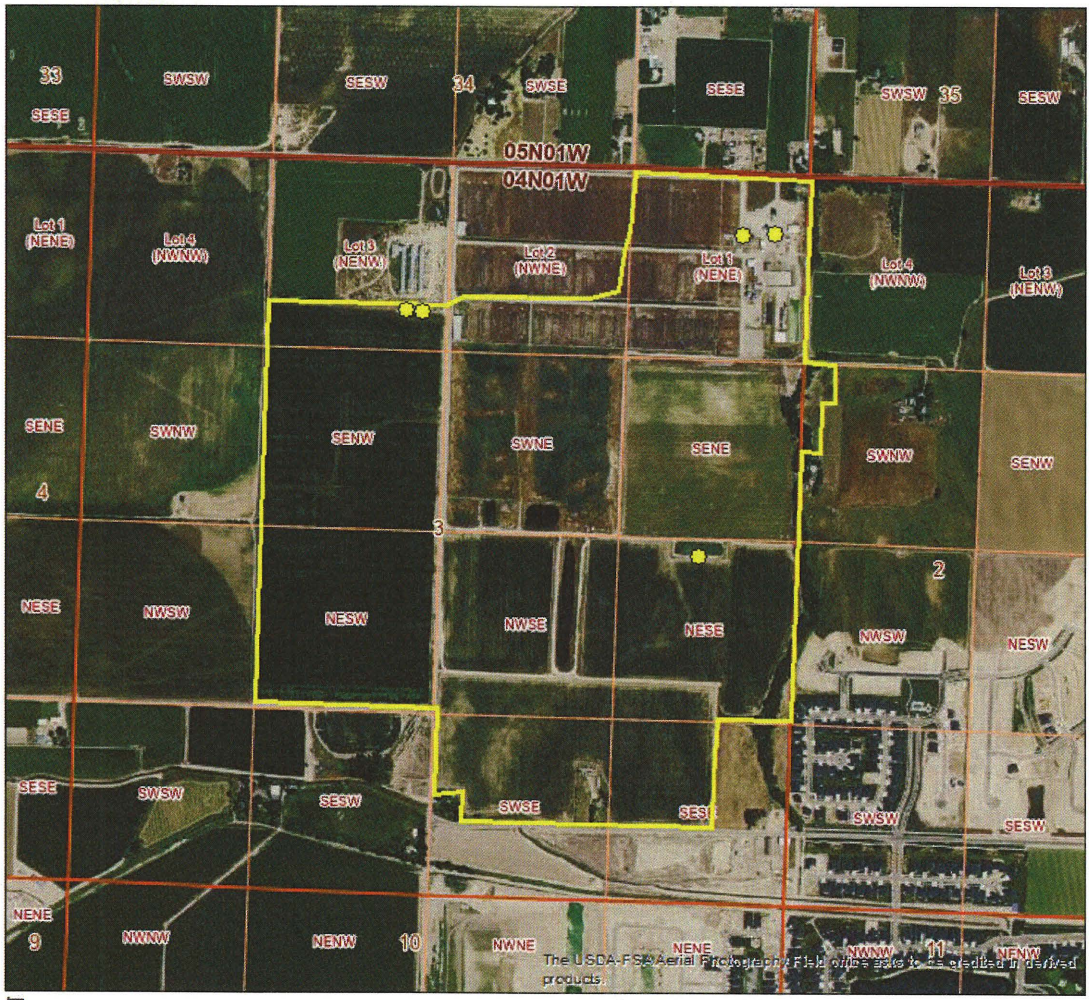
State of Idaho
Department of Water Resources

# Water Right

63-25982

IRRIGATION FROM STORAGE

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.




Date created: 8/23/2022

88872

Close

# Water Right Report : 63-31725( Decreed/Active)

## Water Right Owners

| Owner Type | Name | Address | City | State | Postal Code |
|---|---|---|---|---|---|
| Current Owner | NORTH EAGLE 413 LLC | 3103 W SHERYL DR STE 100 | MERIDIAN | ID | 83642 |
| Original Owner | QUARTER CIRCLE DJ RANCH CO | PO BOX 279 | EAGLE | ID | 83616 |
| Previous Owner | HORMAECHEA LTD PARTNERSHIP | PO BOX 6887 | BOISE | ID | 83707 |
| Previous Owner | HORMAECHEA, RICHARD M | PO BOX 6887 | BOISE | ID | 83707 |

## Water Right Status

Priority Date : 10/8/1962
Basis : Decreed
Status : Active

## Water Source

| Source | Source Qualifier | Tributary | Tributary Qualifier |
|---|---|---|---|
| GROUND WATER | | | |
| GROUND WATER | | | |

## Points Of Diversion (Location)

| Source | Township | Range | Section | Govt. Lot | QQQ | QQ | Q | County | Diversion Type |
|---|---|---|---|---|---|---|---|---|---|
| GROUND WATER | 04N | 01W | 3 | 1 | | NE | NE | ADA | |
| GROUND WATER | 04N | 01W | 3 | 1 | | NE | NE | ADA | |
| GROUND WATER | 04N | 01W | 3 | 3 | | NE | NW | ADA | |
| GROUND WATER | 04N | 01W | 3 | 3 | | NE | NW | ADA | |
| GROUND WATER | 04N | 01W | 3 | 0 | | NE | SE | ADA | |

## Water Uses

| Beneficial Use | From | To | Diversion Rate | Volume |
|---|---|---|---|---|
| IRRIGATION | 03/01 | 11/15 | 0.27 CFS | 15.40 AFA |
| **TOTAL** | | | 0.27 CFS | 15.40 AFA |

## Places of Use

Printable View | Paged View

### Place of Use Legal Description : IRRIGATION (ADA county)

| Township | Range | Section | Lot | QQQ | QQ | Q | Acres |
|---|---|---|---|---|---|---|---|
| 04N | 01W | 2 | | | SW | NW | 3 |
| 04N | 01W | 3 | 1 | | NE | NE | 42 |
| 04N | 01W | 3 | 2 | | NW | NE | 14 |
| 04N | 01W | 3 | | | SW | NE | 40 |
| 04N | 01W | 3 | | | SE | NE | 40 |
| 04N | 01W | 3 | 3 | | NE | NW | 10 |
| 04N | 01W | 3 | | | SE | NW | 40 |
| 04N | 01W | 3 | | | NE | SW | 40 |
| 04N | 01W | 3 | | | NE | SE | 40 |
| 04N | 01W | 3 | | | NW | SE | 40 |
| 04N | 01W | 3 | | | SW | SE | 22 |

88872

| Township | Range | Section | Lot | QQ | Q | Acres |
|---|---|---|---|---|---|---|
| 04N | 01W | 3 | | SE | SE | 14 |

## Irrigation Totals

| Total Acres | Acre Limit |
|---|---|
| | 205.00 |

## Conditions

| Code | Condtions |
|---|---|
| X27 | This right is limited to the irrigation of 205 acres within the authorized place of use in a single irrigation season. |
| X35 | Rights 63-10536, 63-11060, 63-25981, 63-25982 and 63-31725 when combined shall not exceed a total irrigation of 205 acres. |
| R61 | This right when combined with all other rights shall provide no more than 4.5 afa per acre at the field headgate for irrigation of the place of use. |
| WB7 | This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor exceed a combined annual maximum diversion volume of 923 af at the field headgate for the place of use. |
| 943 | The right holder shall make full beneficial use of all surface water available to the right holder for irrigation of lands within the authorized place of use for this right. The right holder may divert ground water under this right to irrigate land with appurtenant surface water rights when the surface water supply is not reasonably sufficient to irrigate the place of use for this water right or is not available due to drought, curtailment by priority, or the seasonal startup and shutoff or maintenance schedule for canal company deliveries. The right holder shall not divert ground water for irrigation purposes under this right if use of the surface water supply is intentionally discontinued or reduced (for example abandoned, forfeited, sold, disallowed by court decree, or leased to the Water Supply Bank), or is not deliverable due to non-payment of annual assessments, without an approved transfer pursuant to Idaho Code § 42-222 or other Department approval. |
| 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. |
| 205 | The approval of this transfer redefines all of the elements of this water right, and the new use of water authorized by this approval shall constitute the full extent of the right. |
| 046 | Right holder shall comply with the drilling permit requirements of Idaho Code § 42-235 and applicable Well Construction Rules of the Department. |
| 004 | This right does not grant any right-of-way or easement across the land of another. |
| T07 | The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval. |
| 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. |
| 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. |

## Dates

| |
|---|
| Licensed Date : |
| Decreed Date : 3/23/2009 |
| Permit Proof Due Date : |
| Permit Proof Made Date : |
| Permit Approved Date : |
| Permit Moratorium Expiration Date : |
| Enlargment Use Priority Date : |
| Enlargement Statute Priority Date : |
| Application Recevied Date: |
| Protest Deadline Date: |

## Other Information

| |
|---|
| State or Federal : S |
| Water District Number : TBD |
| Generic Max Rate Per Acre : 0 |
| Generic Max Volume Per Acre : 0 |
| Civil Case Number : |
| Decree Plantiff : |
| Decree Defendant : |
| Swan Falls Trust or Nontrust : |
| Swan Falls Dismissed : |
| DLE Act Number : |
| Cary Act Number : |
| Mitigation Plan: False |



Page 2

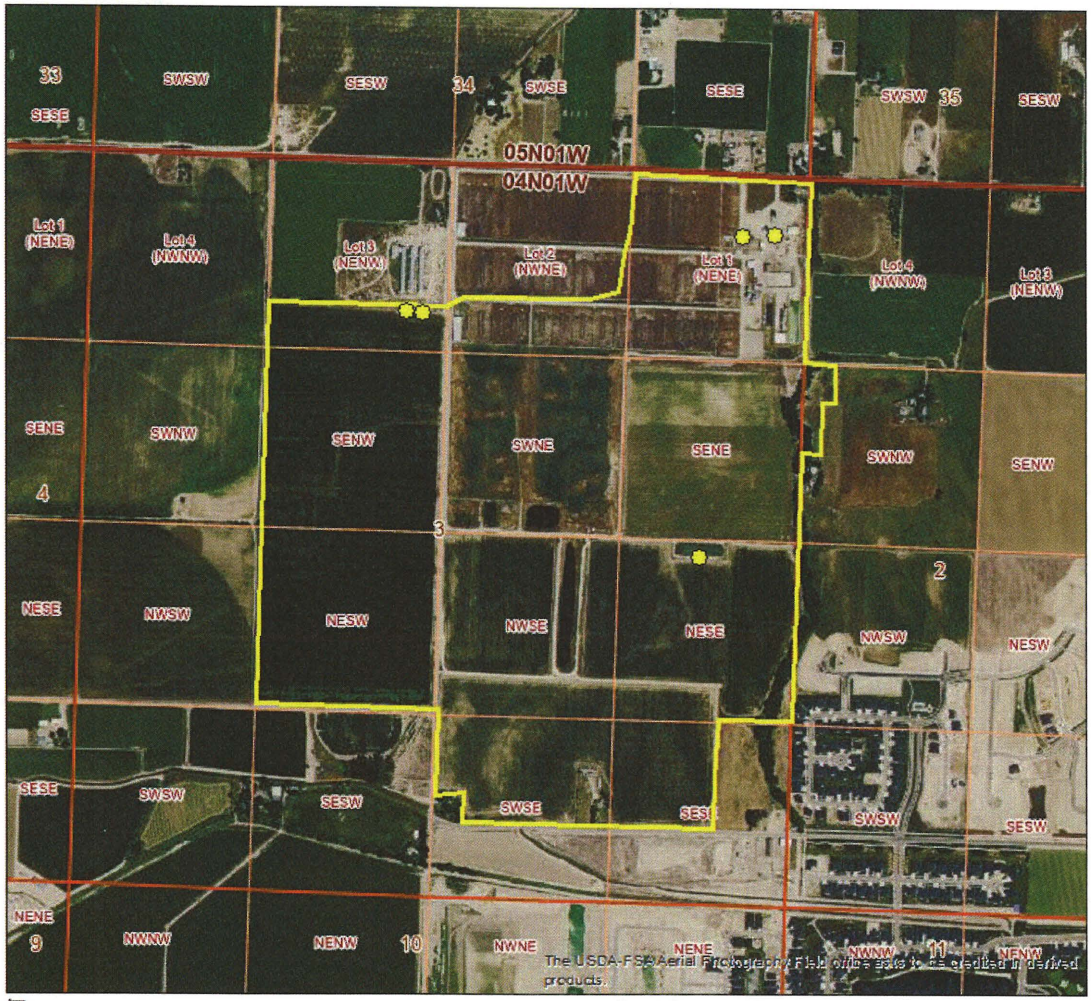
State of Idaho
Department of Water Resources

# Water Right

63-31725

IRRIGATION

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.




Date created: 8/23/2022

88872

# ATTACHMENT B

# OWNERSHIP DOCUMENTS

388872

PioneerTitleCo.
GOING BEYOND

5680 E. Franklin Rd., Ste. 150
Nampa, ID 83687

ADA COUNTY RECORDER Phil McGrane
BOISE IDAHO Pgs=2 CHE FOWLER
PIONEER TITLE COMPANY OF ADA COUNTY

2020-148741
11/02/2020 12:39 PM
$15.00

**ELECTRONICALLY RECORDED-DO NOT REMOVE THE COUNTY STAMPED FIRST PAGE AS IT IS NOW INCORPORATED AS PART OF THE ORIGINAL DOCUMENT**

File No. 743445 CH/SK

# WARRANTY DEED

For Value Received North Eagle 413 LLC, an Idaho limited liability company

hereinafter referred to as Grantor, does hereby grant, bargain, sell, warrant and convey unto

Seddie Eagle I, LLC, a Utah limited liability company

hereinafter referred to as Grantee, whose current address is PO Box 95330, South Jordan, UT 84095

The following described premises, to-wit:

See Exhibit A attached hereto and made a part hereof.

To HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee(s), and Grantees(s) heirs and assigns forever. And the said Grantor(s) does (do) hereby covenant to and with the said Grantee(s), the 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 U.S. Patent reservations, restrictions, dedications, easements, rights of way and agreements, (if any) of record, and current years taxes, levies, and assessments, includes irrigation and utility assessments, (if any) which are not yet due and payable, and that Grantor(s) will warrant and defend the same from all lawful claims whatsoever.

Dated: October 30, 2020

North Eagle 413 LLC

Thomas M. Coleman, Jr,. Manager
State of IDAHO, County of CANYON

This record was acknowledged before me on October 30, 2020 by Thomas M. Coleman, Jr., as Manager of North Eagle 413, LLC .

Signature of notary public
Commission Expires:

CARRIE HOMBURG
COMMISSION #16477
NOTARY PUBLIC
STATE OF IDAHO

Residing at: Melba, ID
Commission Expires: 3/10/2021

EXHIBIT A

A parcel of land being a portion of the Northwest Quarter of Section 3, Township 4 North, Range 1 West, Boise Meridian, Ada County, Idaho, said parcel being more particularly described as follows:

COMMENCING at the corner common to Sections 33 and 34, Township 5 North, Range 1 West, and Sections 4 and 3, Township 4 North, Range 1 West, Boise Meridian, Ada County, Idaho; thence
South 90°00'00" East, 1318.99 feet along the line common to said Section 34 and 3 to an iron pin; thence
South 0°10'24" East, 1060.45 feet to an iron pin marking the Southwest corner parcel of land described under Record of Survey No. 2352, records of Ada County Recorder, Boise, Idaho, said point being the REAL POINT OF BEGINNING; thence
North 0°10'24"West, 15.68 feet; thence
North 89°54'41" East, 1293.83 feet to the West right-of-way of Palmer Lane; thence
South 0°09'45" East 10.33 feet along said right-of-way to an iron pin; thence
South 89°40'28" West, 1293.83 feet to the REAL POINT OF BEGINNING.

AND

The South 10 acres of Lot 3 and the Southeast Quarter of the Northwest Quarter and the Northeast Quarter of the Southwest Quarter of Section 3, Township 4 North, Range 1 West, Boise Meridian, Ada County, Idaho.

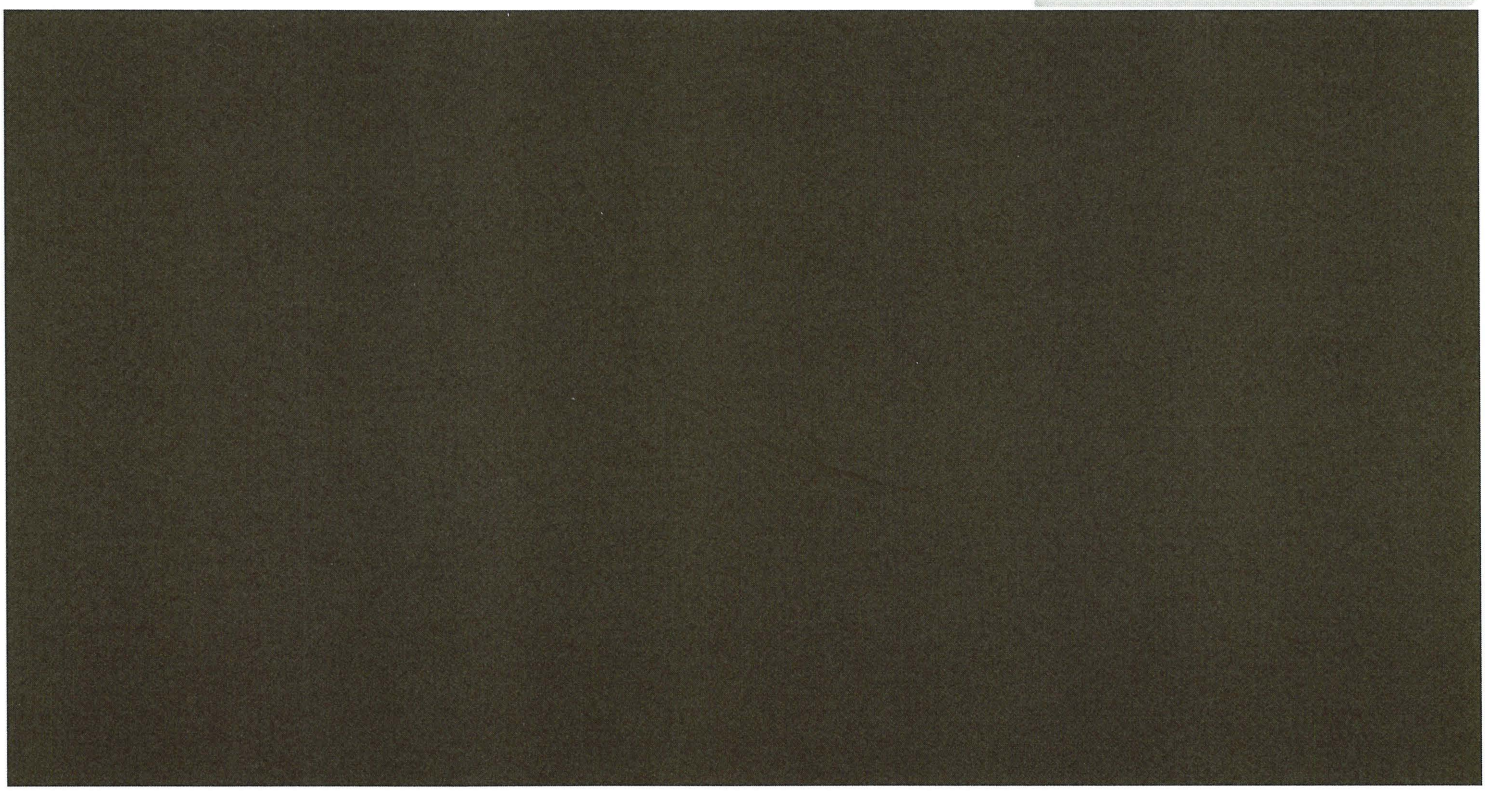
DIVISION OF CORPORATIONS AND COMMERCIAL CODE
BUSINESS SEARCH

Give Feedback

## Registered Principals

| Name | Type | City | Status |
|---|---|---|---|
| SEDDIE EAGLE I, LLC | Limited Liability Company | SARATOGA SPRINGS | Active |
| | | | |
| **Position** | **Name** | **Address** | |
| Registered Agent | BECK ACCOUNTING PSC INC. | 212 E CROSSROADS BLVD #143 | SARATOGA SPRINGS UT 84045 |
| Governing Person | TODD PEDERSEN | 4931 N 300 W | PROVO UT 84604 |
| Governing Person | BRENT THOMPSON | 4931 N 300 W | PROVO UT 84604 |
| | | | |
| If you believe there may be more principals, click here to View Filed Documents | | | |

Business Name:





P8887 2

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 Mathew Weaver**

August 19, 2024

SEDDIE EAGLE I LLC
212 E CROSSROADS BLVD # 143
SARATOGA SPGS UT 84045-2966

RE: Transfer No. 88872
Water Right No(s). 63-10536, 63-11060, 63-25981, 63-25982, 63-31725

Dear Applicant(s):

The Department of Water Resources has received your water right transfer application. Please refer to the transfer number referenced above in all future correspondence regarding this transfer.

A legal notice of the application has been prepared and is scheduled for publication in the IDAHO STATESMAN on 8/21/2024 and 8/28/2024. Protests to this application may be submitted for a period ending ten (10) days after the second publication.

If the application is protested, you will be sent a copy of each protest. All protests must be resolved before the application can be considered for approval. If the protest(s) cannot be resolved voluntarily, the Department will conduct a conference and/or hearing on the matter.

If the application is not protested, the Department will process your application and notify you of any action taken on the application. If your application is approved, the Department will send you a copy of the approval document.

Please contact this office if you have any questions regarding the application.

Sincerely,

Lynne Evans
Administrative Assistant

CC: LORI GRAVES, HDR INC

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 Mathew Weaver**

August 19, 2024

FARMERS UNION DITCH CO LTD
PO BOX 1474
EAGLE ID 83616-9101

NEW DRY CREEK DITCH CO
PO BOX 430
EAGLE ID 83616-0362

RE: Application for Transfer No. 88872

Dear Interested Party:

The Department of Water Resources (IDWR) is seeking written comment and/or recommendations regarding the above referenced water right application. You can find more information about the application at: https://research.idwr.idaho.gov/apps/waterrights/wrajsearch/wradjsearch.aspx.

IDWR can finish reviewing an unprotested application as soon as the protest period has passed. Therefore, your prompt response to this request is appreciated. If your organization desires to formally protest the approval of this application, you may do so after the notice is published by filing a written protest along with a $25.00 filing fee within 10 days of the final publication.

Please contact this office if you have any questions regarding the application.

Sincerely,

Lynne Evans
Administrative Assistant I

## Evans, Lynne

**From:** Evans, Lynne
**Sent:** Monday, August 19, 2024 12:18 PM
**To:** Daniel Hoke; Mike Meyers
**Subject:** Application for Transfer No. 88872
**Attachments:** 88872 WM.docx

Watermaster:

The Idaho Department of Water Resources (IDWR) is seeking written comment and/or recommendations from you regarding the above referenced water right application. You can find more information about the application at: https://research.idwr.idaho.gov/apps/waterrights/wrajsearch/wradjsearch.aspx. Please review the application, then complete the attached recommendation form and return it to this office by September 9, 2024. A copy of the application is available for you to review at the following link:

- 88872 Transfer Application through Legal Notice.pdf

If the application is approved, IDWR will include appropriate standard conditions of approval for a water right located within a water district, such as regulation by the watermaster, lockable controlling works, and/or measuring devices. Any special conditions or other concerns you have related to this application should be specifically addressed in your recommendation.

IDWR can finish reviewing an unprotested application as soon as the protest period has passed. Your prompt response to this request will ensure that your recommendation can be considered. If IDWR has not received your written recommendation by September 9, 2024, IDWR will presume that you do not oppose approval of the application and that you have no comments for IDWR to consider.

Please contact this office if you have any questions regarding the application.

IDAHO DEPARTMENT OF WATER RESOURCES

**Lynne Evans** (she/her)
Administrative Assistant I
IDWR – Western Region
2735 W Airport Way, Boise ID 83705
lynne.evans@idwr.idaho.gov | (208) 605-4622

State of Idaho

Department of Water Resources

RECOMMENDATION FORM

RE: Transfer No. 88872
Water Right No(s). 63-10536, 63-11060, 63-25981, 63-25982, 63-31725

Transfer Applicant's Name: SEDDIE EAGLE I LLC
212 E CROSSROADS BLVD # 143
SARATOGA SPGS, UT 84045-2966

Watermaster's Recommendation:

a) _____ I do not oppose approval of this application.

b) _____ I do not oppose approval of this application if it is conditioned as follows:

c) _____ I oppose approval of this application for the following reasons:

d) _____ Additional comments:

Dated this _____ day of _____, _____.

_____
Watermaster's Signature

## Evans, Lynne

**From:** Evans, Lynne
**Sent:** Friday, August 16, 2024 10:19 AM
**To:** BOI Legals
**Subject:** Legal Notice: Application for Permit No. 63-35516; Transfer Nos. 88631, 88872
**Attachments:** Legal Notice.docx

Please publish the enclosed legal notice in the Idaho Statesman on the dates indicated (8/21 & 8/28, 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 9/9/2024. Your cooperation is appreciated.

Thank you,

**Lynne Evans** (she/her)
Administrative Assistant I
IDWR – Western Region
2735 W Airport Way, Boise ID 83705
lynne.evans@idwr.idaho.gov | (208) 605-4622

The following application(s) have been filed to appropriate the public waters of the State of Idaho:
**63-35516**
WHITAKER FARMS PROPERTIES LLC
18095 USTICK RD, CALDWELL, ID 83607-9406
Point of Diversion SENE S33 T02N R01W ADA County
Source GROUND WATER
Use: IRRIGATION
03/01 to 11/15; 1.5 CFS
Total Diversion: 1.5 CFS
Date Filed: 02-26-2024
Place Of Use: IRRIGATION
T02N R01W S33 NWNE, SWNE
Total Acres: 70
Water bearing zone to be appropriated is from 130 to 140 feet.

Permits will be subject to all prior water rights. For additional information concerning the property location, contact the Western Region office at (208)334-2190; or for a full description of the right(s), please see https://idwr.idaho.gov/apps/ExtSearch/WRApplicationResults/. Protests may be submitted based on the criteria of Idaho Code § 42-203A. Any protest against the approval of this application must be filed with the Director, Dept. of Water Resources, Western Region, 2735 W AIRPORT WAY, BOISE ID 83705-5082 together with a protest fee of $25.00 for each application on or before 9/9/2024. The protestant must also send a copy of the protest to the applicant.
MATHEW WEAVER, Director Published on 8/21/2024 and 8/28/2024

**NOTICE OF PROPOSED CHANGE OF WATER RIGHT**
**TRANSFER NO. 88631**

DRY CREEK WATER COMPANY LLC, 923 S BRIDGEWAY PL, EAGLE, ID 83616-6098 has filed Application No. 88631 for changes to the following water rights within ADA County(s): Right No(s). 63-2535, 63-4023B, 63-4086B, 63-7123, 63-17454, 63-32266; to see a full description of these rights and the proposed transfer, please see https://research.idwr.idaho.gov/apps/waterrights/querynewtransfers. The purpose of the transfer is to change a portion of the above rights as follows:
to include four existing wells as PODs on all ground water rights, change portions of each right from irrigation use to municipal use, change the period of use from seasonal irrigation to year-round municipal use, and change the place of use to the applicant's municipal service area.

**TRANSFER NO. 88872**

SEDDIE EAGLE I LLC, 212 E CROSSROADS BLVD # 143, SARATOGA SPGS, UT 84045-2966 has filed Application No. 88872 for changes to the following water rights within ADA County(s): Right No(s). 63-10536, 63-11060, 63-25981, 63-25982, 63-31725; to see a full description of these rights and the proposed transfer, please see https://research.idwr.idaho.gov/apps/waterrights/querynewtransfers. The purpose of the transfer is to change a portion of the above rights as follows:
to change the point of diversion for water right numbers 63-10536, 63-11060, 63-25981, 63-25982, 63-31725 to a new well south of the existing point of diversion. The two existing wells will be abandoned. Water will be used at the current place of use near the intersection of N Palmer Ln and W Floating Feather Rd, Eagle, ID.

For additional information concerning the property location, contact the Western Region office at (208)334-2190. Protests may be submitted based on the criteria of Idaho Code § 42-222. Any protest against the proposed change must be filed with the Director, Dept. of Water Resources, Western Region, 2735 W AIRPORT WAY, BOISE ID 83705-5082 together with a protest fee of $25.00 for each application on or before 9/9/2024. The protestant must also send a copy of the protest to the applicant.
MATHEW WEAVER, Director Published on 8/21/2024 and 8/28/2024

RECEIVED
MAR 27 2024
WATER RESOURCES
WESTERN REGION

March 27, 2024

Scott Storms
IDWR Western Region Office
2735 Airport Way
Boise, ID 83705

***Subject: Application for Transfer***

Dear Scott,

Enclosed on behalf of Seddie Eagle 1 LLC is an *Application for Transfer* proposing water right splits and a new replacement well for Seddie's portions. The $1000 filing fee is being paid with credit card upon submittal.

Thank you very much for your consideration and assistance in this matter. Please call me if you have any questions.

Sincerely,

HDR Engineering, Inc.

*Lori Graves*

Lori Graves
*Sr. Water Rights Specialist*

Cc: Brent Thompson

Enclosers: application

Project: 10350976

hdrinc.com

HDR, 412 E Parkcenter Blvd, Suite 100, Boise, ID 83706
(208) 387-7000

88872