

RECEIVED

MAY 25 2004

WATER RESOURCES
WESTERN REGION

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

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

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

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
65-10840B	65-10840B	-0-			

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

- A. The appropriate **FILING FEE**. See instructions for fee amounts.
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
 PLAT OF PROPERTY or SURVEY MAP clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

If your water right(s) and/or adjudication claim(s) are for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the PLAT OF PROPERTY or SURVEY MAP.

3. Name and Address of Former Owner/Claimant(s) Jean E. Ward
unknown
4. New Owner/Claimant(s) Donald L. & Evelyn J. Brown
 Name Connector (Check one): ☒ and, ☐ or, ☐ and/or
- New Mailing Address 14676 Box 2430,
- City, State and ZIP Code Garden Valley, ID 83622
- New Telephone Number 208-462-3787
5. Date you acquired the property May 15, 1991

6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 7. If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

7. Signature of New Owner(s) or Claimant(s) (include title if applicable)
- Donald L. Brown*
- Evelyn Jean Brown*

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

For Office Use Only

Received by DB Date 5-25-04 Fee \$25-

Received by DB Date 5/25/04 Receipt No. W031756

Processed by _____ AJ Date _____ WR _____ Date _____

Re-Record to correct Legal



PIONEER TITLE COMPANY OF ADA COUNTY

821 West State Street - Boise, Idaho 83702
(208) 336-6700

888 North Cole Road - Boise, Idaho 83704
(208) 377-2700

Time 8:30 M.T
Date 5/12/91

140577

Arlene C. Kolar

By *[Signature]*
Deputy

Fee \$6.00

Boise County Idaho ss
Request of

[Signature]
Time 14:35 M.T
Date 5/16/91
150712

Arlene C. Kolar

By *[Signature]*
Deputy

Fee \$6.00

SPACE ABOVE FOR RECORDING DATA

WARRANTY DEED

(INDIVIDUAL)

FOR VALUE RECEIVED

JEAN ELLEN WARD and CHET WARD, Husband and Wife and EARL JAMES SIMPSON, an Unmarried Person at all times since August 16, 1983, GRANTEE(S), does(do) hereby GRANT, BARGAIN, SELL and CONVEY unto

DONALD L. BROWN AND EVELYN J. BROWN, HUSBAND AND WIFE

GRANTEE(S), whose current address is: HC 76, Box 2430, Garden Valley, ID 83622
the following described real property in BOISE

County, State of Idaho,

more particularly described as follows, to wit:

SEE ATTACHED EXHIBIT "A" WHICH BY THIS REFERENCE IS INCORPORATED HEREIN AND MADE A PART OF AND WHICH IS COMPRISED OF ONE PAGE.

State of Idaho, County of Ada, ss

On this 15th day of May, 1991, before me, the undersigned, personally appeared Jean Ellen Ward, known to me to be the person whose name is subscribed to the within instrument as the attorney in fact of Earl James Simpson, and acknowledged to me that she subscribed the name of Earl James Simpson thereto as principal, and her own name as attorney in fact.

Notary Public:

Residing at:

Commission expires:

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee(s), and Grantee(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 reservations, restrictions, dedications, easements, rights of way and agreements, (if any) of record, and general taxes and assessments, (includes irrigation and utility assessments, (if any) for the current year, which are not yet due and payable, and that Grantor(s) will warrant and defend the same from all lawful claims whatsoever.

Dated: MAY , 1991

[Signature]
JEAN ELLEN WARD

[Signature]
CHET WARD

[Signature]
EARL JAMES SIMPSON by Jean Ellen Ward His

[Signature]
ATTORNEY IN FACT

STATE OF IDAHO Ada ss.

On this 15th day of May, 1991, before me, a notary public,

personally appeared Jean Ellen Ward and Chet Ward

known or identified to me to be the person (s) whose name (s) are subscribed to the within instrument, and acknowledged to me that they executed the same.

Notary Public:

Residing at: Meridian, Idaho

My Commission Expires: 6-23-95

THE LAND REFERRED TO IN THIS COMMITMENT IS LOCATED IN THE COUNTY OF BOISE STATE OF IDAHO AND DESCRIBED AS FOLLOWS:

A PARCEL OF LAND LOCATED IN THE SOUTHEAST QUARTER OF THE NORTHWEST QUARTER, AND THE SOUTHWEST QUARTER OF THE NORTHEAST QUARTER OF SECTION 22, TOWNSHIP 9 NORTH, RANGE 4 EAST, BOISE MERIDIAN, BOISE COUNTY, IDAHO; MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT A BRASS CAP MARKING THE NORTH QUARTER CORNER OF SECTION 32, TOWNSHIP 9 NORTH, RANGE 4 EAST, B.M.; THENCE, ALONG THE NORTH SECTION LINE OF SAID SECTION 22, NORTH 90°00'00" WEST 2606.02 FEET TO AN ALUMINUM CAP MARKING THE NORTHWEST CORNER OF SECTION 22, TOWNSHIP 9 NORTH, RANGE 4 EAST, B.M.; THENCE SOUTH 50°07'51" EAST 3334.45 FEET TO AN IRON PIN ON THE NORTHERLY RIGHT-OF-WAY LINE OF THE GARDEN VALLEY HIGHWAY, THENCE CONTINUING ALONG THE SAID NORTHERLY RIGHT-OF-WAY LINE, ALONG A CURVE TO THE RIGHT, HAVING A RADIUS OF 5779.58 FEET, A CENTRAL ANGLE OF 2°34'43", AN ARC LENGTH OF 260.12 FEET, AND WHOSE CHORD BEARS SOUTH 51°04'43" EAST, 300.38 FEET ~~SOUTH 51°11'42" EAST 260.10 FEET~~ TO AN IRON PIN; THE REAL POINT OF BEGINNING, THENCE, LEAVING SAID RIGHT-OF-WAY LINE NORTH 40°17'54" EAST, 687.76 FEET TO AN IRON PIN, THENCE SOUTH 35°34'06" EAST, 393.56 FEET TO AN IRON PIN, THENCE SOUTH 41°54'42" WEST, 600.88 FEET TO AN IRON PIN ON THE NORTHERLY RIGHT-OF-WAY LINE OF THE GARDEN VALLEY HIGHWAY, THENCE ALONG THE NORTHERLY RIGHT-OF-WAY LINE OF SAID HIGHWAY NORTH 47°53'34" WEST, 193.92 FEET TO AN IRON PIN, THENCE CONTINUING ALONG THE NORTHERLY RIGHT-OF-WAY LINE OF SAID HIGHWAY ALONG A CURVE TO THE LEFT HAVING A RADIUS OF 5779.58 FEET, AN ARC LENGTH OF 170.94 FEET WHOSE CHORD BEARS NORTH 48°44'31" WEST, 170.94 FEET TO THE REAL POINT OF BEGINNING.

J.L.W.
CW

THIS WARRANTY DEED BEING RE-RECORDED TO CORRECT LEGAL DESCRIPTION

LOOKS LIKE IT IS JUST EAST
OF THE BROWN'S PROPERTY.
THOUGHT IT MAY HELP IN
SEEKING WHERE SOME USES
ARE.

Page 1

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 65-10840B

WATER RIGHT NUMBER: 65-10840B

This is the
Brown's
Property

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	JEAN E WARD 7321 FAIRVIEW AVE BOISE, ID 83704 (208)378-1163
Original Owner	EARL N SIMPSON GARDEN VALLEY, ID 83622

Priority Date: 07/01/1874

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
ANDERSON CREEK	MIDDLE FORK PAYETTE RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	4/01	11/01	0.100 CFS	
	<u>Total Diversion:</u>		0.100 CFS	

Location of Point(s) of Diversion

ANDERSON CREEK	SE1/4NE1/4	Sec. 23, Twp 09N, Rge 04E, B.M.
BOISE County		

Place of Use

IRRIGATION

Twp	Rge	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
09N	04E	22	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	4.0

Total Acres: 4

Conditions of Approval:

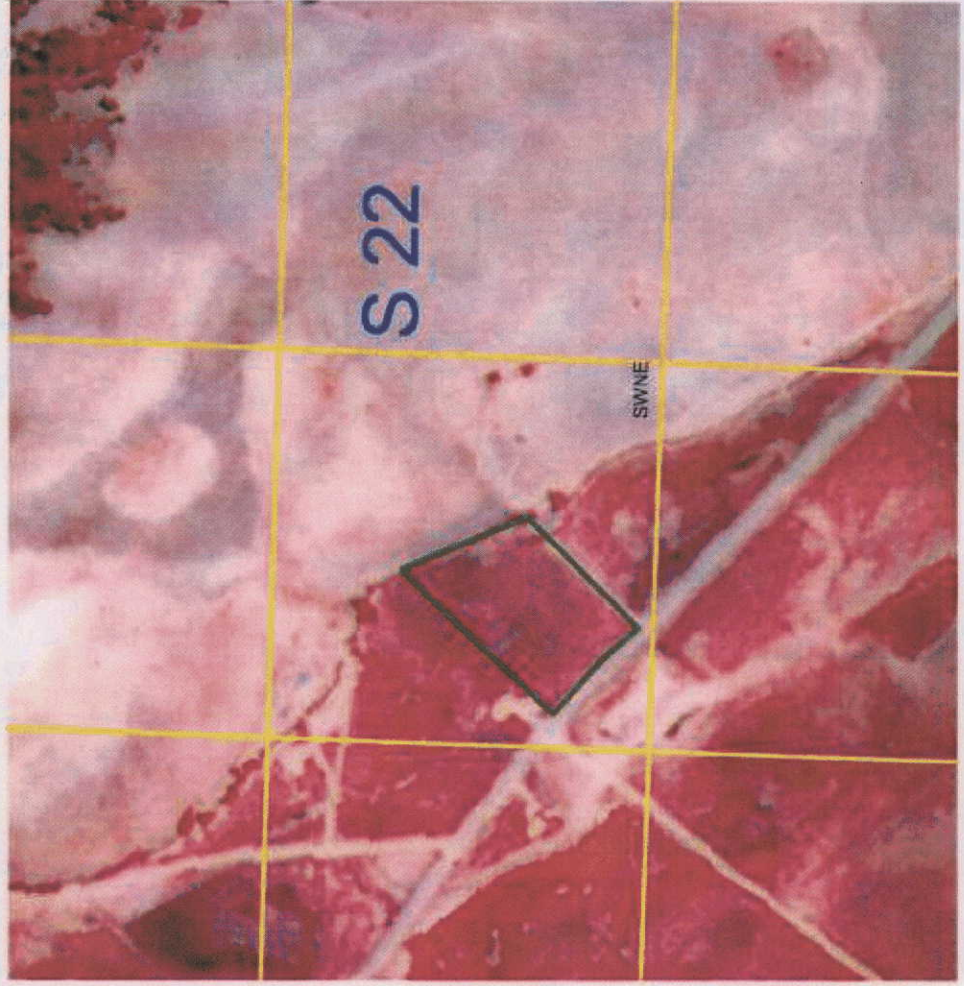
Remarks:

Comments:

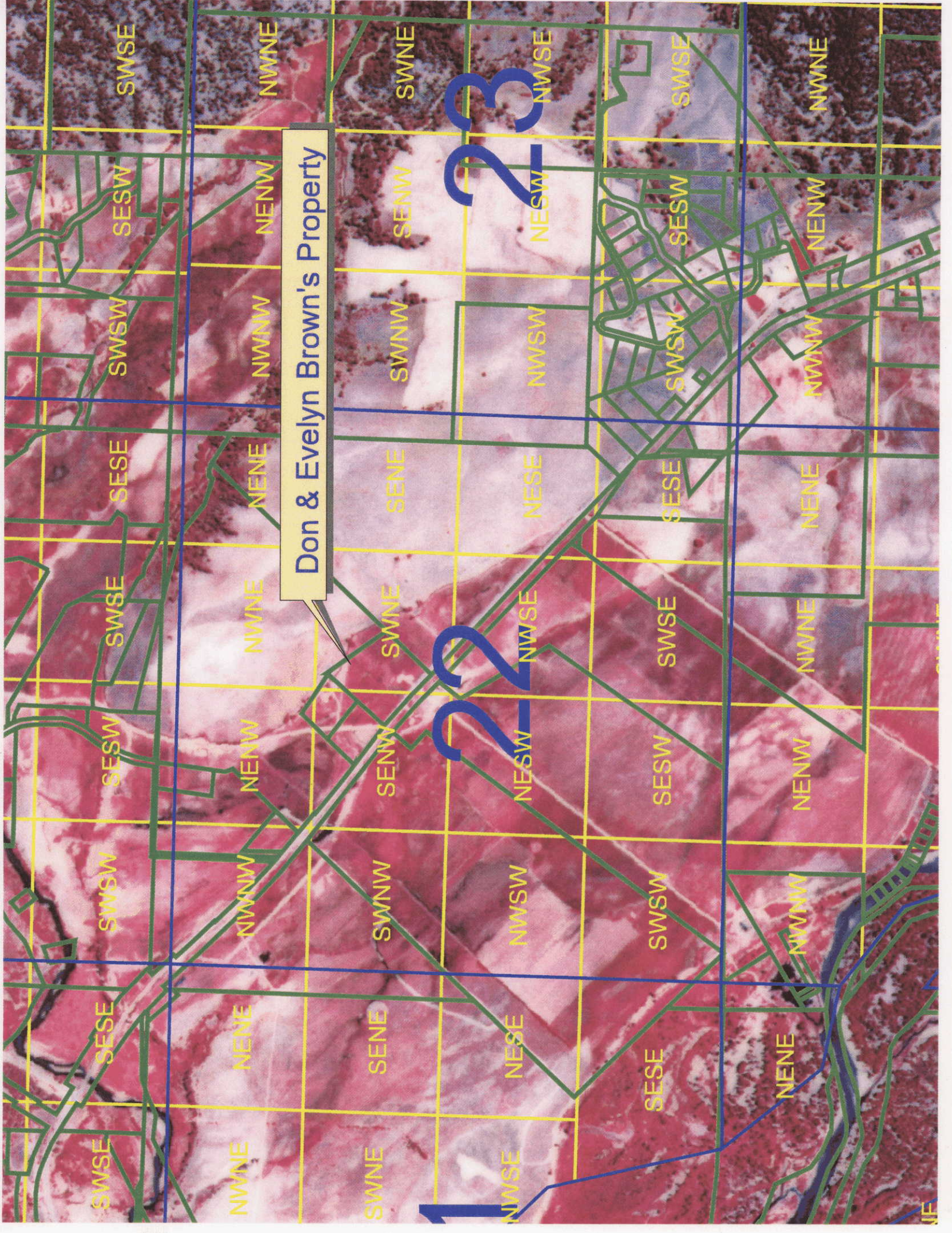
Idaho Dept. of Water Resources

Claim No(s): 65-10840B
Claimant(s): Ward
T09N, R04E, S 22
Prepared by: Sue Bock
Date: 11/18/1999

-  Place of Use
-  Point of Diversion
-  Section lines
-  1/4 1/4 lines



1987 NAPP Photo
0 0.3 0.6 Miles



Don & Evelyn Brown's Property

1

22

23

SWSE

SESE

SWSW

SESW

SWSE

SESE

SWSW

SESW

SWSE

NWNE

NENE

NWNW

NENW

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Idaho Department of Water Resources Receipt

Receipt ID W031756

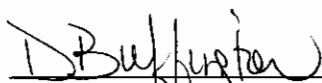
Payment Amount \$25.00 Date Received 5/25/2004 3:58:55 PM Region Western Status ☐
Payment Type Check Check Number 1964

Payer BROWNS SADDLERY (DONALD L BROWN)

Comment CHANGE OF OWNERSHIP: 65-10840B

Fee Detail

Amount	Description	Fund	FD	PCA	SO
\$25.00	OWNERSHIP CHANGES/SECURITY INTERESTS	0229	21	62140	1155



Signature Line (Dept. Representative)