



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

Phone: (208) 327-7900 FAX: (208) 327-7866

DIRK KEMPTHORNE
GOVERNOR

April 14, 1999

KARL J. DREHER
DIRECTOR

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SEP - 3 2002

DAVID J AND CYNTHIA HOLLAND
4031 EUREKA RIDGE LOOP
OROFINO ID 83544

Department of Water Resources

RE: Snake River Basin Adjudication (SRBA)
Water Right #84-10901 & 84-10902

Dear Mr. and Mrs. Holland:

We are returning the Notice of Change of Water Right Ownership you submitted for your property in Clearwater County. Before we can process your ownership change, we need your assistance.

Item 2.B. of the form requests a copy of a plat map. If you do not already have a plat map, the Clearwater County Assessor's office (telephone 208/476-7042) should be able to assist you.

After you obtain a copy of the plat map, please outline your property, mark the location of your well, write your claim number on the map, and return the ownership change form with the map and deed to me at this office.

Please call me toll-free at 1/800-451-4129 if you have any questions.

Sincerely,

Sally Sherman
Technical Records Specialist
Adjudication Bureau

SS:region

Enclosure:

Incomplete Form 42-248/42-1409(6)

Resubmitted 8/30/02



84-10901

84-10902



84-10902

84-10901

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

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APR 07 1999

IDWR/North

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
 Incomplete forms will be returned.

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1. Water Right or Adjudication Claim No(s): A84-10901 A84-10902 **APR 09 1999**
2. The following **REQUIRED** information must be submitted with this form: Department of Water Resources

A. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water rights or claims in question, **WITH ATTACHED LEGAL DESCRIPTION.**

AND

B. **PLAT OF PROPERTY** or **SURVEY MAP** for parcel of ten acres or less. (These are usually attached to your deed or on file with the county.)

OR

C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency **AERIAL PHOTO** with irrigated acres outlined and point(s) of diversion clearly marked.

3. Name and Address of Former Owner/Claimant Claude T Kessler / Alyce A. Kessler
4. New Owner/Claimant(s) David J Holland Cynthia L Holland
 Name Connector (Check one): ☒ and ☐ or ☐ and/or
 New Mailing Address 4031 Eureka Ridge Loop
 City, State and ZIP Code Orofino, Idaho 83544
 New Telephone Number (208) 476-7614

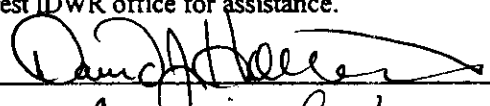
5. Date you acquired the property July 1, 1994

6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.

Number of acres you irrigate _____ Number and type of stock _____

Diversion rate in CFS _____ Number of homes _____ Other uses _____

If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.

7. Signature of New Owner or Claimant(s) 
Cynthia L Holland

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

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

INSTRUCTIONS

This form has been prepared to assist new owners of property to comply with the requirements of Sections 42-248 and 42-1409(6), Idaho Code. Section 42-248 requires certain property holders to notify the Department of Water Resources (IDWR) of any change in mailing address or ownership of all or part of a water right record on file with IDWR. Section 42-1409(6) provides that new property owners must notify IDWR of any change in ownership of a water right during an adjudication of water rights. Required claims may be filed by a new owner.

Separate brochures are available from IDWR describing the adjudication of water rights and the requirement to notify IDWR of changes in ownership. Please contact your nearest IDWR office, or call 1-800-451-4129, if you would like more information or need help completing this form. Please attach additional sheets to the form if you require additional space to describe or explain any of the items on the form.

1. If there are water rights associated with the property, the seller should be able to provide you with the water right or adjudication claim number(s). Please enter these number(s) at Item 1. If you or the seller believes there are water rights for the property but the numbers are unknown, you may wish to contact IDWR for assistance in identifying the water rights for the property in question. If claims for the rights are required, and have not been filed, IDWR will so advise you.
2. The information described at Item 2 is required, since IDWR cannot process the requested change without documentation of ownership. The preferred types of documentation are shown; contact IDWR if you have difficulty obtaining this information. Do not obtain a new survey for purposes of this form before contacting IDWR.
3. Please provide the name and address of the former owner of the water right and/or adjudication claim at Item 3.
4. The name, mailing address, and telephone number of the new owner(s) is entered at Item 4. Please indicate the relationship between multiple owners by using the connector 'and', 'or', or 'and/or'. If an 'and' is used, all parties must sign this form. If an 'and/or' or 'or' is used, all parties may sign. However, only one of the named parties is required to sign.
5. At Item 5, please provide the date the property in question was acquired. This may be the date of "closing" in the case of a real estate transaction or the date of court order for other types of ownership changes.
6. You may be purchasing only a portion of the total water right held by the seller. This means the water right held by the seller may be "split" to provide your share of the right in question. Be sure to include a description of the portion of the water right you have purchased at Item 6.

Please provide as much detail as possible concerning your water right: include the number of homes, irrigated acreage if more than 1/2 acre is irrigated, type and number of stock if your right is for stockwater, etc. In the absence of information to the contrary, IDWR will assume the intent is to split the rights *proportionately*.
7. The new owner(s) must sign the form in the space(s) provided at Item 7. Corporations and other organizations must submit a list of directors or officers demonstrating the authority of the director or officer to sign the form.
8. There is no filing fee. When complete, you should retain a copy and return the original of the form to the IDWR office nearest you:

IDWR Western Region
2735 Airport Way
Boise, ID 83705-5082
(208) 334-2190

IDWR Southern Region
1341 Fillmore St., Suite 200
Twin Falls, ID 83301-3380
(208) 736-3033

IDWR Northern Region
1910 Northwest Blvd., Suite 210
Coeur d'Alene, ID 83814-2615
(208) 769-1450

IDWR Eastern Region
900 N. Skyline Dr., Suite A
Idaho Falls, ID 83402-1718
(208) 525-7161

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CORRECTED WARRANTY DEED APR 07 1999

IDWR/North

 RECEPTION ☒
 INDEXED ☒
 FILMED ☒
 DELIVERED ☒
 MAILED ☒

In consideration of the sum of Ten Dollars (\$10.00) and other good and valuable consideration, Claude T. Kessler and Alyce A. Kessler, husband and wife, the Grantors, do hereby convey, grant and warrant unto David J. Holland and Cynthia L. Holland, husband and wife, 4031 Eureka Ridge Loop, Orofino, Idaho 83544, the Grantees, the following described real property situate in the County of Clearwater, State of Idaho, to-wit:

A parcel of land situated in the east one-half of Section 31, Township 37 North, Range 2 E.B.M., more particularly described as follows:

Commencing at an iron pin marking the Southeast corner of the Southwest Quarter of the Northeast Quarter of Section 31, said pin being the POINT OF BEGINNING; thence S 1°24'30" W. along the east boundary of the Northwest Quarter of the Southeast Quarter of said Section 31, a distance of 82.8 feet to an iron pin; thence S 49°42' W., a distance of 891.2 feet to an iron pin standing on the northerly right of way line of a County road; thence North a distance of 665.9 feet to an iron pin; thence N 25°23'40" E. a distance of 321.6 feet (319.88 feet, Instrument No. 82147); thence N 89°21'59" E. 534.39 feet to an iron pin; thence S 1°01'07" E. a distance of 303.19 feet (record 303.65', Instrument No. 82147) to an iron pin and the point of beginning. Containing 10.00 acres more or less, and being a part of that parcel described and conveyed and recorded as Instrument No. 82147, records of Clearwater County, Idaho.

TOGETHER WITH an easement for the purpose of ingress and egress, being 30 feet in width, 15 feet on either side of the following described centerline:

Commencing at an iron pin marking the Southeast corner of the Southwest Quarter of the Northeast Quarter of said Section 31; thence S 1°24'30" E., a distance of 82.8 feet to an iron pin; thence S 49°42' W. a distance of 325.9 feet to the TRUE POINT OF BEGINNING of the described centerline; thence along the center of an existing access road: S. 56°28' E. 5.2 feet; thence S 5°25' E. 308.4 feet; thence S. 14°48' W. 147.6 feet;

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thence S. 60°21' W., 226.0 feet; thence N. 72°59' W., 62.2 feet, more or less, to the northerly right of way line of a County Road and the end of the described centerline.

The purpose of this Corrected Warranty Deed is to correct an error in the legal description of Instrument No. 166355, Clearwater County records.

This Corrected Warranty Deed is executed this 21 day of July, 1994, by the Grantors to the Grantees named above.

Claude T. Kessler
Claude T. Kessler

Alyce A. Kessler
Alyce A. Kessler

STATE OF IDAHO)
County of Clearwater)

On this 21 day of July, 1994, before me, Dale O. Cox, a notary public in and for the State of Idaho, personally appeared Claude T. Kessler and Alyce A. Kessler, known to me to be the persons whose names are subscribed to the within instrument and acknowledged to me that they executed the same.

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

Dale O. Cox
Notary public in and for the State of Idaho, residing at Orofino, therein
My commission expires:

May 1998

Recorded at the request of Cindy Holland
this 27 day of July 1994
Robin Christensen
Alanna Warner
Recorder-Recorder
County, Idaho

Return:

Cindy Holland
Dale Cox, Office

6.00