

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.

RECEIVED
 SEP 24 2004

Department of Water Resources
 Boise Region

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 (under the "split" heading), 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
	25-4256				

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

- A. The appropriate **FILING FEE**. See instructions for fee amounts. 0
- 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) is 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)

Lavina + Lowell Miller

4. New Owner/Claimant(s)

Allen Toms / Barbara Toms

Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address

2519 E 97 N

City, State and ZIP Code

Idaho Falls ID 83401

New Telephone Number

() 524-0173

5. Date you acquired the property

8/23/04

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) Allen Thomas Barker, M. Thomas
(include title if applicable)

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	Date	Fee
Receipted by	Date	Receipt No.
Processed by	AJ Date	WR Date

For Value Received **Lowell G. Miller and Lavina Hill Miller aka Lavina H. Miller, husband and wife**

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto

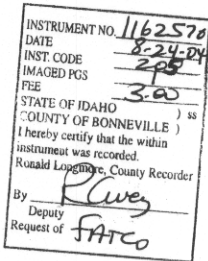
Allen J. Toms and Barbara M. Toms, husband and wife

whose address is: **2519 East 97th North, Idaho Falls, ID 83401**

Hereinafter called the Grantee, the following described premises situated in **Bonneville** County, Idaho, to-wit:

Lot 4, Block 2, Miller Country Estates, Division No. 1, Bonneville County, Idaho, according to the official plat recorded March 15, 1995 as Recorder's Number 895607.

ALSO
Beginning at the Northwest Corner of Lot 5, Block 2, Miller Country Estates, Division No. 1; running thence South 0°48'49" West along the West line of Lot 5, 193.62 feet to the Southwest corner thereof; thence South 89°55'43" East along the South line of Lot 5, 10 feet; thence North 0°48'49" East 193.62 feet to the North line of Lot 5; thence North 89°55'43" West along said North line, 10 feet to the point of beginning.



SUBJECT TO all easements, right of ways, covenants, restrictions, reservations, applicable building and zoning ordinances and use regulations and restrictions of record, and payment of accruing present year taxes and assessments as agreed to by parties above.

TO HAVE AND TO HOLD the said premises, with its appurtenances unto the said Grantee and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U. S. Patent reservations, restrictions, easements of record, and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.

Dated: 08/18/04

Lowell G. Miller
Lowell G. Miller

Lavina Hill Miller aka Lavina H. Miller
Lavina Hill Miller aka Lavina H. Miller

STATE OF Idaho) ss.
COUNTY OF Bonneville

On this 20th day of August, 2004, before me Dana K. Averett, personally appeared Lowell G. Miller and Lavina Hill Miller aka Lavina H. Miller, 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.

Dana K. Averett
Notary Public of Idaho
Residing at: Blackfoot, Idaho
Commission Expires: 09/23/05



IF57482
First American Title Co.
2004 Jennie Lee Dr.
P.O. Box 3432
Idaho Falls, ID 83404

NY 114 CORRESP SET: 15
T. J. N. P. 3.8 E. 3.8 M
RE SET OF MAIL FROM TIES
CART BY 1.9 760
DATED 3-12-70

This sketch is made solely for the purpose of assisting in locating the premises. The Company assumes no liability for alleged loss or damage which result from reliance on this map.

UNFLATTED

UNFLATTED

