

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

RECEIVED

SEP 15 2004

WATER RESOURCES
WESTERN REGION

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 (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
674259					

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) 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)

C.W. and Helen Lortz

2849 Fruitvale Glendale Road

Fruitvale, ID 83612

4. New Owner/Claimant(s)

Evelyn C. Snider Brian C. Snider

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

New Mailing Address

2849 Fruitvale Glendale Road

City, State and ZIP Code

Fruitvale, Idaho 83612-6009

New Telephone Number

(208) 353-4440

1-04-2001

5. Date you acquired the property

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)

[Handwritten Signature]
[Handwritten Signature]

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 9-15-04 Fee 0
 Receipted by _____ Date _____ Receipt No. _____
 Processed by _____ AJ Date _____ WR _____ Date _____



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

September 15, 2004

EVELYN SNIDER
STARKEY HOT SPRINGS
2849 FRUITVALE GLENDALE RD
FRUITVALE ID 83620-5009

RE: Notice of Change in Water Right Ownership: 67-4259

Dear Ms. Snider:

This office has received your Notice of Change in Water Right Ownership (copy enclosed), recently submitted. We also received check number 811 in the amount of \$25; however, we are returning it to you, as the ownership change fee is not required for this particular water right claim. This claim has not yet been decreed by the SRBA Court.

In addition, we cannot continue to process the ownership change without sufficient **proof of ownership**. This proof can be a copy of a Warranty Deed(s), Contract of Sale, Title Policy or other legal documentation indicating your ownership of the property; which includes the legal description of the property by ¼ ¼, Section, Township and Range.

Thank you for your patience and cooperation. If you have any further questions, feel free to contact this office at (208) 334-2190.

Sincerely,

Denise Buffington

Denise Buffington
Office Specialist 2
Adjudication Section
Western Region

DB: db

Enclosures

<i>Evelyn Snider 05-99</i>		811
<i>Starkey Hot Springs</i>		
<i>idl md202748g 208-253-4440</i>		
<i>2849 Fruitvale Glendale Rd</i>		
<i>Fruitvale, Id 83620-5009</i>		
PAY TO THE ORDER OF <i>Idaho Dept. of Water Resources</i>		<i>9-13-04</i> DATE
<i>Twenty-five & 10/100</i>		92-372/1231 3623
usbank.		DOLLARS
1-800-US BANKS usbank.com		
FOR <i>#67 4259</i>		<i>D Snider</i>
⑆ 123103729⑆ 153350278245⑈ 0811		

Form No. 1402.92
(10/17/92)
ALTA Owner's Policy

RECEIVED

OCT 04 2004

WATER RESOURCES
WESTERN REGION

POLICY OF TITLE INSURANCE



ISSUED BY

First American Title Insurance Company

SUBJECT TO THE EXCLUSIONS FROM COVERAGE, THE EXCEPTIONS FROM COVERAGE CONTAINED IN SCHEDULE B AND THE CONDITIONS AND STIPULATIONS, FIRST AMERICAN TITLE INSURANCE COMPANY, a California corporation, herein called the Company, insures, as of Date of Policy shown in Schedule A, against loss or damage, not exceeding the Amount of Insurance stated in Schedule A, sustained or incurred by the insured by reason of:

1. Title to the estate or interest described in Schedule A being vested other than as stated therein;
2. Any defect in or lien or encumbrance on the title;
3. Unmarketability of the title;
4. Lack of a right of access to and from the land.

The Company will also pay the costs, attorneys' fees and expenses incurred in defense of the title, as insured, but only to the extent provided in the Conditions and Stipulations.

Countersigned

Julie E. Wilson

First American Title Insurance Company

BY

Gary L. Keruett

PRESIDENT

ATTEST

Mark R. Anderson

SECRETARY

J

SCHEDULE A

File No. 100-00-386

Policy No. J-1255446

Amount of Insurance \$385,000.00 Premium \$1,396.25

Date of Policy: January 5, 2001 at 10:45 p.m.

1. Name of Insured:

EVELYN C. SNIDER

2. The estate or interest in the land which is covered by the policy is fee simple.

3. Title to the estate or interest in the land is vested in
PARCEL 1 AND 2

EVELYN C. SNIDER, as her sole and separate property

PARCEL 3

ROBERT M. LINDSAY AND WINIFRED B. LINDSAY, husband and wife

4. The land referred to in this policy is described as follows:

See attached Continued Schedule A

PARCEL 1

Township 17 North, Range 1 West, Boise Meridian, Adams County, Idaho

Section 3: SW1/4NE1/4, NW1/4SE1/4, Lots 2 and 3, excepting roads as now established

Township 18 North, Range 1 West, Boise Meridian, Adams County, Idaho

Section 34: SE1/4SW1/4, excepting all rights-of-way as now established for State Highway and County Roads

That portion of the NW1/4SW1/4 on the East side thereof, lying North of the right-of-way of the Union Pacific Railroad, now Friends of the Weiser River Trail, and East of the Weiser River; and also that portion situated, lying and being South of the right-of-way of the Union Pacific Railroad, now Friends of the Weiser River Trail, as now located over, upon and across said subdivision, BUT SUBJECT TO RESERVATION to use the established stock driveway over said premises.

NW1/4NE1/4 (Blocks 19 to 33 inclusive of the Townsite of Starkey, on file in the Adams County Recorder's Office in Book 1 Plats page 17, now vacated, Book 1 Misc. page 103, and the unplatted portion of NW1/4NE1/4);

SW1/4NE1/4 (blocks 11 to 16 inclusive, of the Townsite of Starkey, on file in the Adams County Recorder's Office in Book 1 Plats page 17, now vacated, Book 1 Misc. page 301 and the unplatted portion of SW1/4NE1/4 and Hot Springs Park);

NW1/4SE1/4 (Blocks 1 to 7 inclusive, of the Townsite of Starkey, on file in the Adams County Recorder's Office in Book 1 Plats page 17, now vacated, Book 1 Misc. page 301, and the unplatted portion of NW1/4SE1/4);

SE1/4NW1/4 (Blocks 40, 47, 48, 49, 50, 51, 51A, 59, 60, 61, 62, 65, of the Townsite of Starkey, on file in the Adams County Recorder's Office in Book 1 Plats page 17, and the unplatted portion of SE1/4NW1/4 said blocks 40, 49, 51A, 59, 60, 61, 62, and 65 now vacated, Book 1 Misc. page 301) EXCEPTING THEREFROM THE FOLLOWING LOTS OR PARCELS:

In Block 47: Lot 23

Block 48: Lots 10 and 19

Block 50: Lots 16 and 18

CONTINUED

CONTINUED SCHEDULE A
ORDER NO. 100-00-386
POLICY NO. J-1255446

Parcel 2

NE1/4SW1/4 (Blocks 34, 35, 36, 37, 39, 41, 42, 52, 53, 54, 55, 58, Little Coney Island, Site of Proposed Sanitorium and Natatorium, Hot Springs Park, of the Townsite of Starkey, on file in the Adams County Recorder's Office in Book 1 Plats page 17, and the unplatted portion of NE1/4SW1/4; said Blocks 36, 37, 39, 52 and 58 now vacated, Book 1 Misc. page 301) EXCEPTING THEREFROM THE FOLLOWING LOTS OR PARCELS:

In Block 41: Lots 16, 19, 26 and 27;

Block 42: Lots 6, 7, 9, 10 and 11

Block 53: Lots 12 and 14 *bought/MORTZ*

Block 54: Lots 5, 6, 7, 8, 9, 12, 15, 16, 21, 22, 24 AND an irregular tract of land beginning at the SW corner of Lot 24; Thence running North 75 feet to the NW corner of Lot 24; Thence West 23 feet; Thence Southwest 23 feet; Thence Southwest to the NW corner of Lot 5 of Block 54; Thence East along the North end of Lots 5 and 6 of Block 54, 60 feet to the POINT OF BEGINNING.
Block 55: Lots 9, 10, 11, 12, 13, 14, 19 and 20.

ALSO EXCEPTING FROM ALL OF THE ABOVE DESCRIBED LAND ROADS AND THE RIGHT OF WAY OF THE UNION PACIFIC RAILROAD, now FRIENDS OF THE WEISER RIVER TRAIL

PARCEL 3

Lot 9, Block 55, Townsite of Starkey, Adams County, Idaho, as set forth on the official plat thereof recorded in Book 1 Plats page 17 in the Adams County Recorder's Office.

EXCEPTING THEREFROM THE FOLLOWING:

All that portion of Lot 9, Block 55, Townsite of Starkey described as beginning at the Southeast corner of said lot;

Thence North 75 feet;

Thence Southwesterly 33 feet 7 inches to the West boundary of said lot;

Thence South along the said West boundary 60 feet to the Southwest corner of said lot;

Thence East 30 feet to the REAL POINT OF BEGINNING.

SCHEDULE B
EXCEPTIONS FROM COVERAGE

This policy does not insure against loss or damage (and the Company will not pay costs, attorneys' fees or expenses) which arise by reason of:

Part 1
SECTION 1

1. Taxes or assessments which are not shown as existing liens by the records of any taxing authority that levies taxes or assessments on real property or by the public records.
2. Any facts, rights, interests or claims which are not shown by the public records but which could be ascertained by an inspection of said land or by making inquiry of persons in possession thereof.
3. Easements, claims of easement or encumbrances which are not shown by the public records.
4. Discrepancies, conflicts in boundary lines, shortage in area, encroachments or by any other facts which a correct survey would disclose, and which are not shown by the public records.
5. (a) Unpatented mining claims; (b) reservations or exceptions in patents or in acts authorizing the issuance thereof; (c) water rights, claims, or title to water whether or not the matters excepted under (a), (b) or (c) are shown by the public records.
6. Any lien, or right to a lien, for services, labor or material theretofore or hereafter furnished, imposed by law and not shown by the public records.

SECTION 2

7. GENERAL TAXES AND ASSESSMENTS
2000: first half due December 20, 2000
second half due June 20, 2001
2001: an accruing lien not yet due

CONTINUED

8. TELEPHONE LINE EASEMENT granted to MOUNTAIN STATES TELEPHONE AND TELEGRAPH COMPANY, recorded September 25, 1940 in Book 4 Misc. page 120.
9. POWER LINE EASEMENT granted to IDAHO POWER COMPANY, recorded October 4, 1947 in Book 4 Misc. page 518.
10. PERPETUAL EASEMENT AND RIGHT-OF-WAY granted to WEISER FLOOD CONTROL DISTRICT NO. 3 OF STATE OF IDAHO over the SE1/4SW1/45, Section 34, recorded August 27, 1956 in Book 23 Deeds page 511.
11. POWER LINE EASEMENT granted to IDAHO POWER COMPANY recorded July 13, 1973 in Book 7M Misc. page 497 as Instr. No. 51725.
12. RESERVATION for stock road as set forth in deed recorded April 20, 1942 in Book 17 Deeds page 582.
13. RESERVATIONS contained in road right-of-way recorded June 17, 1918 in Book 6 Deeds page 440.
14. PIPELINE EASEMENTS as set forth in Deed recorded April 2, 1930 in Book 12 Deeds pages 461-464.
15. RESERVATIONS, TERMS AND CONDITIONS of deed recorded September 22, 1966 in Book 27 Deeds page 224.
16. BATHING PERMITS as set forth in Deed recorded February 6, 1974 in Book 30M Deeds page 86.
17. ANY RIGHTS, INTERESTS OR EASEMENTS in favor of the public which exist or are claimed to exist over any part of said land covered by the Weiser River.
18. ANY CLAIM arising from the difference in the mean high water line of the Weiser River and the meander line as shown by the original government survey.
19. EASEMENTS as shown on the official plat of the Townsite of Starkey, on file and of record in Book 1 Plats page 17.

CONTINUED

ORDER NO. 100-00-386
POLICY NO. J-1255446

20. ANY PRESENT OR DEFERRED TAX LIEN on the herein described property arising under or by virtue of the Forest Products Yield Tax as provided by Idaho Code 63-1701 or 63-1706 as amended.
21. ANY CLAIMS arising from the fact that the Plat of Starkey, recorded in Book 1 Plats page 17, shows the railroad right-of-way to be 100 feet in width and the Pacific and Idaho Northern Railway Main Line plans show the railroad right-of-way to be 200 feet in width.