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WATER RESOURCES
WESTERN REGION

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DEPARTMENT OF
WATER RESOURCES

Form 42-248/42-1409(6) July, 2000

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 (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
	02-2777				

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): STANLEY & SYLVIA CAPOUCH
   7998 ISLAND VIEW DR

4. New Owner/Claimant(s): DAVE & KAREN LOEFFLER
   Name Connector (Check one): [ ] and, [ ] or, [x] and/or

   New Mailing Address: 8026 STATE HWY. 78

   City, State and ZIP Code: MARSING ID 83639

   New Telephone Number: (208) 896-5153

5. Date you acquired the property: 6-24-04

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) _____
(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 _____

Form 42-248/42-1409(6) July, 2000

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

INSTRUCTIONS FOR FILING NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

This form has been prepared to assist all claimants and owners of water rights to comply with the requirements of Sections 42-248 and 42-1409(6), Idaho Code. All claimants and owners of water rights are required to notify the Department of Water Resources (IDWR) of any change in mailing address or change in ownership of all or part of a water right. In addition, all purchasers of water rights within a pending general adjudication area must inquire whether a notice of claim has been filed and, if not, shall file a notice of claim if necessary.

Effective July 1, 2000, the Idaho Legislature amended Section 42-248, Idaho Code to include a provision for fees to file a Notice of Change in Water Right Ownership. Please see details at Item 8, below, to determine if fees are required for your filing.

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 the number(s) at **Item 1**. Corresponding water right and adjudication claim numbers should be listed next to each other on the form. You may have purchased only a portion of the water right(s) held by the seller. If so, the water right(s) held by the seller may need to be "split" to provide you your share of each right. Indicate if a split is required by checking in the space provided next to each water right.

   If you receive water from a municipal provider, an irrigation district or other water delivery organization, where the water rights are held by the organization, please do not use this form to record a change. You may need to contact the water delivery organization to determine if any action is necessary.

   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 adjudication 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/claimant(s) of the water right(s) at **Item 3**.

4. The name, mailing address, and telephone numbers of the new owner/claimant(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 have purchased only a portion of the water right(s) held by the seller. If this 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. For each water right requiring a split between owners, fill in the appropriate spaces in the box(es) at **Item 6**. Copy the page as many times as necessary to fully describe each water right after the change. Include documentation as necessary to describe nonstandard agreements or arrangements regarding division of the water right(s). **If the water right(s) will not be split, skip Item 6 and go to Item 7.**

7. The new owner(s) must sign the form in the space(s) provided at **Item 7**. If an "and" connector is used at Item 4, all parties must sign this form. If an "and/or" or "or" connector is used, all parties may sign; however, only one of the named parties is required to sign. If someone other than the owner signs the notice, evidence of authority to sign for the owner must be attached. If the new owner is a corporation or other organization, the person signing the notice must be an officer of the corporation or otherwise have authority to sign for the organization and must include their title with the signature.

8. The Legislature has waived the fee to file a Notice of Change in Water Right Ownership for any water right pending in a general water right adjudication such as the Snake River Basin Adjudication. This waiver ends when a partial decree is issued for the water right that has been claimed. For water rights not pending in a general adjudication, the filing fee is $25 per water right, except for those water rights which will be divided as a result of the change in ownership. The filing fee for division of a water right is $100 per water right to be divided. When complete, you should retain a copy and return the original form to the IDWR office nearest you:

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

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

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

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

Fee waived while Right still pending in SRBA (adjudication)

P06248

WARRANTY DEED

FOR VALUE RECEIVED JERRY RAMSEY, a married man, as his sole and separate property

the Grantor, does hereby grant, bargain, sell and convey unto DAVID LOEFFLER and KAREN LOEFFLER, husband and wife

the Grantees, whose address is 8026 STATE HWY 78, MARSING, ID 83639

the following described premises. to-wit:

"SEE EXHIBIT "A" ATTACHED HERETO AND MADE A PART HEREOF BY THIS REFERENCE:

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantees, that he is the owner in fee simple of said premises; that said premises are free from all encumbrances; except for general taxes and assessments for the year 2004 and subsequent years, covenants, conditions, restrictions and easements of record; and that he will warrant and defend the same from all lawful claims whatsoever.

DATED: July 8, 2004

Jerry Ramsey
JERRY RAMSEY

STATE OF Washington
COUNTY OF Stevens
On this 9 day of July, 2004, before me, a notary public, personally appeared JERRY RAMSEY, known or identified to me to be the person(s) who(se) name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same.

Susan L. Weimer
Notary Public
Residing at Colville, Wa. 99114
My commission expires:
5/10/2006

SUSAN L. WEIMER Commission Expires NOTARY PUBLIC MAY 6, 2006 STATE OF WASHINGTON

Instrument # 248633
MURPHY, OWYHEE, IDAHO
2004-07-29 04:28:00 No. of Pages: 2
Recorded for : PIONEER TITLE COMPANY
CHARLOTTE SHERBURN Fee: 6.00
Ex-Officio Recorder Deputy B. Evans
Index to: DEED, WARRANTY

INDEXED
SCANNED

PIONEER TITLE COMPANY
OF CANYON COUNTY

100 10TH AVE SOUTH
NAMPA, IDAHO 83651

423 SOUTH KIMBALL
CALDWELL, ID 8360

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 2-2077C

WATER RIGHT NUMBER: 2-2077C

Owner Type	Name and Address
Original Owner	M B ANDERSON , ID
Original Owner	URIEL YEHEZKELY RT 1 BOX 205 MARSING, ID 83639 (208)896-4281
Original Owner	ALLEN BERENDS MARSING, ID
Original Owner	ELDON BERENDS MARSING, ID

Priority Date: 03/08/1950

Basis:

Status: See Remarks

Source	Tributary
SNAKE RIVER	COLUMBIA RIVER

Beneficial Use	From To	Diversion Rate	Annual Volume
IRRIGATION	3/15 to 11/15	0.800 CFS	
DOMESTIC	1/01 to 12/31	0.040 CFS	
	Total Diversion:	0.800 CFS	

Location of Point(s) of Diversion

SNAKE RIVER NE1/4SE1/4NW1/4 Sec. 26, Twp 02N, Rge 04W, B.M.

OWYHEE County

Place of Use

IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02N 04W 26						25.0	23.5	3.5 L 2									52.0

Total Acres: 52

DOMESTIC

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02N 04W 26							X										

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 2-2077C

Conditions of Approval:

1. OWNERSHIP CHANGED BY KW 3/4/97.
SEE CLAIM NOS. A02-02077E & A02-02077F.

Remarks:

Comments:

Dates and Other Information:

Claim Received Date: 11/7/1990
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
State or Federal: S
Owner Name Connector:
Water District Number:
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

Combined Use Limits:

Water Supply Bank:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 2-2077E V1

WATER RIGHT NUMBER: 2-2077E V1

Owner Type	Name and Address
Original Owner	M B ANDERSON , ID
Original Owner	ELDON BERENDS MARSING, ID
Current Owner	URIEL YEHEZKELY RT 1 BOX 205 MARSING, ID 83639 (208)896-4281
Original Owner	ALLEN BERENDS MARSING, ID

Priority Date: 03/08/1950

Basis: License

Status: Active

Source	Tributary
SNAKE RIVER	COLUMBIA RIVER

Beneficial Use	From	To	Diversion Rate	Annual Volume
IRRIGATION	03/01	11/15	0.680 CFS	
DOMESTIC	01/01	12/31	0.040 CFS	
		Total Diversion:	0.720 CFS	

Location of Point(s) of Diversion

SNAKE RIVER NE1/4SE1/4NW1/4 Sec. 26, Twp 02N, Rge 04W, B.M.

OWYHEE County

Place of Use

IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02N 04W 26						25.0	20.0	2.0 L 2									47.0

Total Acres: 47

DOMESTIC

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02N 04W 26							X										

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 2-2077E V1

Conditions of Approval:

1. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
2. P21 This right is a split from former right 2-2077C.
3. F06 The following rights are also diverted through point of diversion described above: 2-2077D, 2-2077F

Remarks:

Comments:

Dates and Other Information:

Decreed Date:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
Defendant:
Plaintiff:
Civil Case Number:
Judicial District:
Notice of Error Flag:
State or Federal: S
Owner Name Connector:
Water District Number:
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

Combined Use Limits:

Water Supply Bank:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 2-2077F V1

WATER RIGHT NUMBER: 2-2077F V1

Owner Type	Name and Address
Current Owner	SYLVIA CAPOUCH RT 1 BOX 794 MARSING, ID 83639 (208)896-4044
Current Owner	STANLEY CAPOUCH 7998 ISLAND VIEW DR MARSING, ID 83639 (208)896-4044
Original Owner	ELDON BERENDS MARSING, ID
Original Owner	URIEL YEHEZKELY RT 1 BOX 205 MARSING, ID 83639 (208)896-4281
Original Owner	M B ANDERSON , ID
Original Owner	ALLEN BERENDS MARSING, ID

Priority Date: 03/08/1950

Basis: License

Status: Active

Source	Tributary
SNAKE RIVER	COLUMBIA RIVER

Beneficial Use	From	To	Diversion Rate	Annual Volume
IRRIGATION	03/01	11/15	0.080 CFS	
		Total Diversion:	0.080 CFS	

Location of Point(s) of Diversion

SNAKE RIVER L2 (NE1/4SE1/4NW1/4) Sec. 26, Twp 02N, Rge 04W, B.M.

OWYHEE County

Place of Use

IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
02N 04W 26							4.1	.9 L 2									5.0

Total Acres: 5

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 2-2077F V1

Conditions of Approval:

1. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
2. P21 This right is a split from former right 2-2077C.
3. F06 The following rights are also diverted through point of diversion described above: 2-2077D, 2-2077E.
4. C05 Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.

Remarks:

Comments:

1. srobischon 5/5/2005 POD
Comment: Updated shape

2. srobischon 5/5/2005 POU
Comment: Updated Shape

3. srobischon 5/5/2005 POU
Comment: Updated PLS

Dates and Other Information:

Decreed Date:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
Defendant:
Plaintiff:
Civil Case Number:
Judicial District:
Notice of Error Flag:
State or Federal: S
Owner Name Connector: AND
Water District Number:
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

Combined Use Limits:

Water Supply Bank: