

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
	67-383B			67-11326	
	67-384			67-11327	
	67-406			67-11328	
	67-402				
	67-4065				

*fee \$75.00
attached*

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)

LARRY OR ANNA Walling
P.O. Box 356 Council Id

4. New Owner/Claimant(s)

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

New Mailing Address

PO Box 353

City, State and ZIP Code

Council Idaho 83612

New Telephone Number

(208) 253-4724

5. Date you acquired the property

11/8/04 "Divorced"

Copy of Divorce Decree
in file 67-383B

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) Larry Walling
(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 <u>PNC</u>	Date <u>10-19-05</u>	Fee <u>75⁰⁰</u>	
Received by <u>PNC</u>	Date <u>10-19-05</u>	Receipt No. <u>C079408</u>	
Processed by _____	AJ Date _____	WR _____	Date _____

Idaho Department of Water Resources Receipt

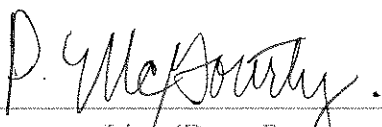
Receipt ID C079408

Payment Amount Date Received Region Status
Payment Type Check Number

Payer Comment

Fee Detail

Amount	Description	Fund	FD	PCA	SO
\$75.00	OWNERSHIP CHANGES/SECURITY INTERESTS	0229	21	56140	1155


Signature Line (Dept. Representative)



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street, P.O. Box 83720, Boise, ID 83720-0098

Phone: (208) 287-4800 Fax: (208) 287-6700 Web Site: www.idwr.idaho.gov.

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

July 14, 2005

LARRY WALLING
PO BOX 356
COUNCIL ID 83612

RE: Notice of Change of Water Right Ownership for Snake River Basin Adjudication (SRBA) claims 67-00383B, 67-00384, 67-00406, 67-00407, 67-04065, 67-11326, 67-11327, and 67-11328.

Dear Mr. Walling,

The Idaho Department of Water Resource is currently in the process of reviewing SRBA claims in your area. Melanie Vining has been working with Mr. Rubelt to gather information about your claims. On 7-13-05 I was delivered a divorce decree and was told that Anna Walling's name should be removed from your claims.

There are a couple of issues. The first being that I need a completed change of ownership from submitted with your signature approving the change. Secondly, I do not know which claims Anna's name should be taken off. The above list of SRBA claims and Water right numbers are what I found by doing a search for water right records under the name of Anna Walling. Should Anna's name be removed from all the water rights listed above?

If so, three water rights have already been Partially decreed by the SRBA court:

67-11326
67-11327
67-11328

Since they have been partially decreed, there is a \$25 fee per claim to make the change.

There is no fee for claims:

67-00383B
67-00384
67-00406
67-00407
67-04065

Enclosed is a Notice of Change of Water Right Ownership form. Please fill out the form and list the water right number where Anna's name should be removed. I keep the divorce decree in the file for ease. Simply complete the form and note that you are simply removing Anna's name, sign it, and return it to my attention with the appropriate filing fees.

I apologize for the inconvenience. Please feel free to contact me with any questions.

Respectfully submitted,

A handwritten signature in cursive script, appearing to read "Craig L. Saxton".

Craig L. Saxton
Sr. Water Resource Agent
Adjudication Bureau

Enclosures(s)

COPY

SHARI A. DODGE
DODGE LAW OFFICES, PLLC
Attorney at Law, ISB 5522
PO Box 1333
Nampa, ID 83653
Telephone: (208) 463-0681
Facsimile: (208) 442-0017

FILED

5:00pm

NOV 08 2004

Sandra K. Fisk
MICHAEL FISK, CLERK

Attorney for Plaintiff

IN THE DISTRICT COURT OF THE THIRD JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF ADAMS
MAGISTRATE DIVISION

LARRY D. WALLING,	)	CASE NO. CV2004-1601
	)	
	)	DECREE OF DIVORCE
Plaintiff,	)	
vs.	)	
	)	
ANNA MAE WALLING,	)	
Defendant.	)	

This action having been presented to the above entitled Court this ____ day of
November, 2004, at Council, Adams County, Idaho, on the Complaint of the Plaintiff, and the
Defendant having been served a copy of the Summons and Complaint, and the parties having
stipulated on the record to the entry of the Decree of Divorce, and the Court having examined the
proofs offered by the Plaintiff, and being fully advised in the premises, the Court finds as follows:

1. That the Plaintiff is now, and for more than six (6) weeks prior to the commencement
of this action has been, a bona fide resident of the State of Idaho.
2. That the Plaintiff and the Defendant were married to each other at Weiser, Idaho, on

DECREE OF DIVORCE

April 6, 1968, and ever since said date have been, and now are, legally married.

3. That irreconcilable differences exist between the parties and there are substantial reasons for not continuing the marriage.

NOW, THEREFORE, IT IS HEREBY ORDERED, ADJUDGED AND DECREED AS FOLLOWS:

1. That the Plaintiff is granted a divorce from the Defendant upon the grounds of irreconcilable differences, and the bonds of matrimony now existing between the Plaintiff and Defendant be, and the same are hereby dissolved and held for naught.
2. That there has been two children adopted as issue of said marriage the following named children:

April Walling
Ellie Walling

September 26, 1986
December 9, 1992

The children have resided with both parties since the time of their adoption until the date of the parties separation. As of the date of the parties separation, the children have resided with the Plaintiff.

3. That the Plaintiff and Defendant are both fit and proper persons to have the care, custody, control and education of the minor children of the parties, with physical custody of said children to be vested with the Plaintiff. Defendant shall have visitation on alternating weekends from 5:00 p.m. Friday to 5:00 p.m. Sunday unless the parties agree otherwise. Plaintiff shall have the following holiday schedule:

Even Years
MLK Day
Easter
Memorial Day
Christmas

Odd Years
Spring Break
Independence Day
Thanksgiving
New Year's Eve

Christmas and New Year's Eve holiday break to be divided equally with the parties alternating the first and second half of the "Holiday Break" as defined by the school district in which the minor children reside. If a holiday and weekend should conflict,

DECREE OF DIVORCE

the holiday will control.

4. Receiving party shall provide transportation of the minor parties.
5. Each party should maintain positive contact with the children and each other and keep each other informed of school and work activities in an effort to carry out reasonable visitation and strengthen parental relationships with the children.
6. Neither party will use recreational mind altering substances in the presence or during the children's visitation. The children will not be allowed as a passenger in any automobile driver by either party who is under the influence of alcohol. Neither party should leave the children with another care provider known by the party to be using or intending to use recreational mind-altering substances, including alcohol, while providing care to the children.
7. Both parties should promote and encourage a healthy and positive relationship between the children and both parents to create a healthy supportive environment for the growth and development of the children. Both parties should refrain from any negative, vilifying or demeaning comments made toward the other party in the presence of the children.
8. Due to the fact that Plaintiff will receive compensation from the State of Oregon for adoption compensation on the minor children, no child support will be ordered.
9. The minor children receive a medical card due to the adoption process in the State of Oregon and therefore neither party is responsible for providing health insurance on the minor children.
10. The Plaintiff shall claim the minor children for income tax purposes.
11. Plaintiff acquired real property located at 2549 Council-Cuprum Road, Council, Idaho 83612 which would be considered Plaintiff's separate property; however, a residence and several improvements to the land were made during the course of the marriage. In addition, the parties acquired several items of large farm equipment and cattle during the course of the marriage. Plaintiff shall be awarded the property and residence located at 2549 Council-Cuprum Road, Council, Idaho 83612.

In consideration for Defendant's share in the above described property, Plaintiff shall

pay to Defendant the sum of \$20,000.00 for her community share.

12. During their marriage, the parties hereto have acquired certain community property which shall be divided by the Court in the following manner, which is a just and equitable distribution as described in attached Exhibit A. Defendant shall be awarded that property which is designated with "XXXX" next to the item and/or indicated by a division of that particular item. In addition, Plaintiff shall pay to Defendant the sum of \$2,000.00 as compensation for Defendant's share of the community property.

Both parties shall retain those items already in their possession except for those items listed on attached Exhibit A.

13. Plaintiff shall assume and hold Defendant harmless and blameless all the community debt owed by the parties except for any debt incurred since the separation of the parties.

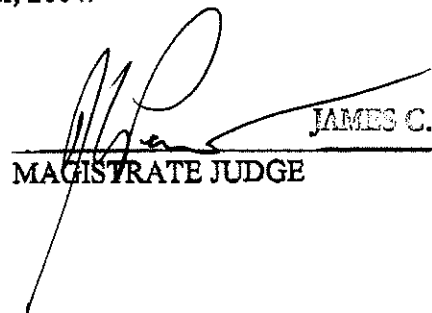
14. Plaintiff agrees to pay Defendant the \$22,000.00 owed in the following manner:

A. Plaintiff will sell the appropriate cattle this fall. Plaintiff will provide Plaintiff's attorney with the amount of the sale and the bills that need to be paid out of the sale of the cattle. If there is any excess funds from the sale, Defendant will receive those excess funds.

B. Plaintiff will pay Defendant \$300.00 per month beginning on the 1st day of November, 2004 and every month thereafter until the balance is paid in full. If Plaintiff is more than fifteen (15) days behind in payment, interest will accrue at the rate of 7% annually until the arrears is paid in full. If Plaintiff makes the payment on time, the amount owed shall be interest free.

15. Plaintiff is awarded the real property and residence in Council, Idaho located on Illinois Street as his sole and separate property.

DATED this 8 day of November, 2004.


JAMES C. PEART
MAGISTRATE JUDGE

DECREE OF DIVORCE

Approved as to form and content:

Larry C. Walker
LARRY C. WALKER
Attorney for Plaintiff

Larry D. Walling
LARRY D. WALLING
Plaintiff

Shari A. Dodge
SHARI A. DODGE
Attorney for Defendant

Anna Mae Walling
ANNA MAE WALLING
Defendant

DECREE OF DIVORCE

NO. 037 P. 1

NOV. 5, 2004 3:09PM

NO. 040 P. 6

NOV. 5, 2004 4:30PM

HOUSEHOLD ITEMS

APPR. VALUE ITEMS I WANT

COUCH (HIDE-A-BED)	\$50.00	
COUCH (HIDE-A-BED) & CHAIR SET	\$175.00	
2 ROCKING LOVESEATS	\$50.00	
WALNUT TABLE W/ 8 CHAIRS	\$300.00	
2 QUEEN SIZE BEDS	\$350.00	
SET OF BUNK BEDS	\$100.00	
1 FULL SIZE BED W/WALNUT HEAD AND FOOTBOARDS	\$100.00	
LARGE ANTIQUE DESK	\$400.00	
3 LARGE CHINA HUTCHES	\$400.00	
1 SMALL PINE HUTCH	\$75.00	
1 WALNUT BUFFET W/ GLASS CABINET SITTING ON IT	\$200.00	
1 WATERFALL WALNUT BUFFET	\$75.00	
1 SMALL ANTIQUE GLASS CASE	\$100.00	XXXX
32" COLOR TV 1 MONTH OLD	\$199.00	
25" COLOR TV	\$100.00	
23" COLOR TV	\$75.00	
19" COLOR TV	\$25.00	
3 VCR'S	\$100.00	
1 VCR-DVD PLAYER	\$20.00	
TV STAND	\$25.00	
HARD ROCK MAPLE COFFEE TABLE W/ 2 END TABLES	\$250.00	
MAPLE COFFEE TABLE W/ DROP ENDS	\$25.00	
WASHER & DRYER SET	\$300.00	
4 FREEZERS	\$600.00	
2 REFRIGERATORS	\$200.00	
POOLTABLE W/CUES	\$200.00	
SMALL SAFE	\$100.00	
ANTIQUA DUNCAN PHYFF COFFEE TABLE	\$75.00	
BOOKCASES	\$60.00	
LARGE SET OF LEATHERWORKING TOOLS	\$600.00	
KISS 1 HOUR PHOTOLAB	\$200.00	XXXX
SEWING MACHINE IN CABINETTE	\$50.00	XXXX
BLUE AND WHITE DISH SET (LISA GAVE ME)	\$50.00	XXXX
RED GLASS CANISTER SET (PAM GAVE ME-ANTIQUA)	\$75.00	XXXX
HAND HELD MIRROR FROM DAD'S FAMILY	\$50.00	XXXX
2 AVON ALBEE BARBIE DOLLS	\$50.00	XXXX
COOKBOOK COLLECTION	\$400.00	XXXX
AVON MUSICAL PORCELLIAN ALBEE DOLL	\$250.00	XXXX
AVON ALBEE PORCELLIAN DOLL COLLECTION	\$700.00	XXXX
MISC. AVON ITEMS AS PRESENTS FROM AVON	\$70.00	XXXX
2 ELECTRIC MEAT GRINDERS	\$200.00	1 GRINDER
MEAT CUBER	\$150.00	
MEAT BAND SAW	\$250.00	
SEVERAL ANTIQUA PICTURES ON THE WALLS	\$300.00	
LARGE COLLECTION OF MOVIES	\$500.00	
50-60 PEPSI CARTOON COLLECTABLE GLASSES	\$550.00	
2 DISNEY COOKIE JARS	\$50.00	
LARGE COLLECTION OF RED & GREEN HANDLE UTENSILS	\$250.00	
ROSE COLORED GLASSES	\$50.00	
ANTIQUA KEROSENE LAMPS	\$150.00	
ANTIQUA ALADEN KEROSENE LAMP	\$50.00	

3 SETS OF CAST IRON HORSE AND WAGON SETS	\$100.00
COPPER HORSES & COPPER HORSE LAMPS	\$100.00
ANITQUE GERMAN COOKOO CLOCK	\$50.00
ANTIQUE 1809 ? MANTEL CLOCK	\$100.00
SEVERAL ANTIQUE TOY CARS	\$75.00
MISC. ANTIQUE DEPRESSION GLASSWARE	\$200.00
MISC. ANITQUE SALT AND PEPPER SHAKER SETS	\$100.00
SEVERAL ANTIQUE CREAMER AND SUGAR BOWLS	\$100.00
MISC. CROCKERY ITEMS	\$300.00
2 SETS OF GLASSWARE W/ PLATES, SUGAR, CREAMERS	\$150.00 1 SET
ANTIQUE OCCUPIED JAPAN OWL BANK	\$50.00
ANTIQUE METAL BREAD MAKING PAN	\$25.00
MISC. ANTIQUE ENAMELWARE	\$75.00
ABOUT 20 PIECES VICTORIAN FIGURIANS	\$75.00
CHRISTMAS DECORATIONS SOME OLDER AND NEW TOO	\$100.00 HALF
TABLE AND 6 CHAIRS	\$75.00
PETER HURD ORGINAL WATER COLOR	\$800.00
OTHER MISC. ANTIQUES	\$500.00
OTHER MISC. KITCHEN ITEMS	\$500.00
2 COIN COLLECTION SETS	\$300.00 1 SET
7 DRESSERS	\$500.00

OTHER ITEMS LISTED BELOW I WANT

HALF OF THE GLASS PIE PANS	XXXX
HALF OF THE GLASS BREAD PANS	XXXX
ELECTRIC GRILL (GIFT)	XXXX
ELECTRIC FRY PAN (GIFT)	XXXX
ONE OF THE ANTIQUE MILK JUGS WE USED AS BANKS	XXXX
PART OF THE KNIVES FOR MEAT CUTTING WE USED	XXXX
CROCKERY W/HAND EGG BEATER	XXXX
LARGE FANCY OVAL BOWL	XXXX
THE 2 LARGE CAST IRON FRY PANS	XXXX
SALAD SHOOTER	XXXX
GREEN HANDLED FLOOR SIFTER	XXXX
ELECTRIC OVAL CROCK POT	XXXX
AVON GIFTS OF CANDY DISHES, AND ETC.	XXXX
THE GLASS ITEMS GIVEN TO ME FOR BIRTHDAY AND X-MAS	XXXX
EVERYTHING IN THE SMALL GLASS CASE WHICH IS	XXXX
MOSTLY AVON ITEMS	XXXX
PART &/OR COPIES OF FAMILY PICTURES	XXXX
MY OWN POOL QUE	XXXX
THE LARGER OF THE COPPER HORSES	XXXX

\$13,974.00
\$2,370.00

DIFFERENCE \$11,604.00

OF THE ITEMS THAT I HAVE LISTED I WOULD LIKE TO HAVE THE FOLLOWING ITEMS:

THE SMALL ANTIQUE GLASS CASE
THE SEWING MACHINE
BLUE AND WHITE DISH SET THAT LISA GAVE ME
THE RED CANISTER SET AND MATCHING CANDLE HOLDERS THAT PAM GAVE ME
HANDHELD MIRROR THAT BELONGED TO MY DAD'S MOM
2 AVON ALBEE BARBIE DOLLS
COOKBOOK COLLECTION
AVON MUSICAL ALBEE PORCELLIAN DOLL
AVON ALBEE PORCELLIAN COLLECTABLE DOLLS
MISC. AVON ITEMS THAT I RECEIVED FROM THEM AS GIFTS
ONE OF THE 2 ELECTIC MEAT GRINDERS
THE KISS PHOTO LAB
ALSO SOME OF THE KITCHEN ITEMS THAT WAS GIVEN TO ME AS CHRISTMAS, BIRTHDAY
PRESENTS AND MOTHER'S DAY PRESENTS
SOME OF THE CHRISTMAS DECORATIONS INCLUDING PART OF THE NEW ONES AND SOME
WE ALREADY HAD
SOME MORE OF MY PERSONAL ITEMS
1997 FORD EXPLORER 4 X 4
WOULD ALSO LIKE SOME PICTURES OF THE KIDS AND GRANDKIDS TOO

SUPPLEMENTAL ORDER

The provisions relating to custody, support, visitation and conduct of the parties are subject to the following terms and conditions:

- A. **CARE AND SUPERVISION** – The party who has custody of the children, hereinafter referred to as Custodian, will provide the children with regular and nutritious food, clean and appropriate clothing, sanitary and reasonable private living and sleeping quarters, appropriate medical examinations and treatment, and guidance and counsel in worldly and spiritual matters. The custodian will: train the children to obey and respect their teachers and the law; require the children to attend all regular sessions of school until graduation unless excused for medical reasons, by the school, or by the court; personally supervise and control and conduct activities of the children except when they are at school or in known and usual recreational activities or in the immediate care of another competent person. The custodian will not engage in nor permit in the presence of the children any excessive drinking, immoral conduct, obscenities, violence or disrespect for law and order. The custodian will advise persons entitled to visitation of the current residence address and phone number of the children, all school or police disciplinary contact, all medical contact and reports, and all other important developments in the lives and activities of the children.
- B. **CONTROL OF VISITATION** – The persons having visitation rights may take the children to such reasonable places for such reasonable activities as such person may determine; the custodian will have the children ready and available promptly for all visits, if advised at least a day in advance; the custodian will provide the children with such special and additional clothing as may be appropriate for the planned activities; in the event a child is invited or desires to participate in other activities which may interfere with a visit, the custodian will not encourage, permit nor consent to such activities without previous approval of the person whose visitation will be interfered with, and will not criticize the denial of such approval; the person entitled to visitation may correspond with the children and the custodian shall not censor such correspondence. The custodian must not reduce nor deny visitation for failure of support.
- C. **METHOD OF PAYMENT OF CHILD SUPPORT** – Child support shall be made payable to the STATE OF IDAHO, CHILD SUPPORT RECEIPTING, PO BOX 70008, BOISE, ID 83707. Health and Welfare will accept money orders, cashier's checks, or personal checks made out to Child Support Receipting. Both the plaintiff and defendant shall promptly notify the Clerk of this Court and Department of Health and Welfare in writing of any change of address.
- D. **NOTICE INCOME WITHHOLDING** – Support orders are enforceable by income withholding under Chapter 12, Title 32, Idaho Code. Whenever there are arrearages at least equal to the support payment for one (1) month, a mandatory income withholding order may be issued by the court to your employer or other person who pays you income, without prior notice to you. It is not necessary for the obligee to apply for support enforcement services under Title IV-D of the social security act (42 U.S.C.651 et seq.) to obtain enforcement of this support order by means of income withholding.
- E. **INTERFERENCE** – Neither parent will intrude upon the privacy of the other, nor vilify the other to the children; nor prevent or restrict nor in any way interfere with the other's rights granted by this or any other Court order.
- F. **INJUNCTION** – The plaintiff and defendant and their agents are enjoined and restrained from doing or attempting to do, or threatening to do, any act injuring, maltreating, vilifying or molesting the adverse party, or any of the children, or any person or persons lawfully employed by either parent to care for the children.
- G. **CONTEMPT** – Violation of any of the orders or directives set forth above will be considered Contempt of Court. Punishment for Contempt of Court may be by fine or by imprisonment in the County Jail or both.

Plaintiff's SS# _____ Defendant's SS# _____

ATTACHED TO AND MADE A PART OF THE FOREGOING DECREE # CV-04-1601
BY ORDER OF THE COURT THIS 8 DAY OF NOVEMBER 2004.

MICHAEL FISK, CLERK OF THE DISTRICT COURT

BY: Jonda Lauren Deputy Clerk

CERTIFICATE OF SERVICE:

The undersigned does hereby certify that a true and correct copy of the foregoing document was served by U.S. mail, postage prepaid each of the following:

Larry C. Walker
Walker Law Offices
PO Box 828
Weiser, Idaho 83672

Shari A. Dodge
Dodge Law Offices, PLLC
PO Box 1333
Nampa, Idaho 83653

DATED this 22 day of November, 2004.


Clerk of the Court