

Monica Van Bussum

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

DEC 04 2006
DEPARTMENT OF
WATER RESOURCES

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
	67-14059				

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

A. The appropriate ~~FILING FEE~~ See instructions for fee amounts.

no fee

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)

Edward H. & Lorraine Ludwig
2275 Jonathan Ave -
Fruitvale, Idaho 83612

4. New Owner/Claimant(s)

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

New Mailing Address

2275 Jonathan Ave

City, State and ZIP Code

Fruitvale, Idaho - 83612

New Telephone Number

(208) 253-4474

5. Date you acquired the property

Aug. 4, 1995

} same
as
before

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) Louaine Selby
(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 _____

QUITCLAIM DEED

CORRECTION OF INST. #88821 RECORDED 9-25-95

For Value Received EDWARD LUDWIG also known as Edward G. Ludwig

does hereby convey, release, remise and forever quitclaim unto

LORRAINE SELBY, formerly known as
Lorraine Ludwig
whose current address is P. O. Box 38, Fruitvale, ID 83620

the following described premises, to-wit:

See attached Exhibit A

together with their appurtenances.

Dated:

Edward Ludwig
EDWARD LUDWIG

STATE OF IDAHO)
) ss
COUNTY OF Adams)

On this 30 day of August, 1996,
before me, a Notary Public in and for said State,
personally appeared EDWARD LUDWIG, known or
identified to me to be the person whose
name is subscribed to the within instrument
and acknowledged to me that he executed
the same.

Donna Michael
Notary PublicResiding at: CouncilCommission Expires: 10-07-00

INSTRUMENT NO. 90629
State of Idaho)
County of Adams) ss.

Filed for record at the request of
Lorraine Selby
10 min. past 4 o'clock P.M.
this 4th day of Sept, 1996
MICHAEL FISK, RECORDER

by Deputy Fisk
Deputy

Fee \$6.00

Return to: Lorraine Selby
Box 38
Fruitvale, ID 83620

INSTRUMENT NO. 90629

EXHIBIT A

Tracts (or Lots) A, J, K, L and M, and Lots 143, 144, 145, 146, 147, 148, 149, 150, 151 and 152 of the Townsite of Fruitvale, Adams County, Idaho, as said tracts and lots are numbered, designated and shown on the official plat thereof on file in the Adams County Recorder's Office, and an adjoining tract or parcel of land described as follows:

Commencing therefor at the NW corner of Tract M of Fruitvale Townsite, as said tract is designated upon the official plat thereof, and running

Thence West 20 feet;

Thence South 250 feet;

Thence East 20 feet;

Thence North 250 feet.

AND

That portion of Lot I of the Townsite of Fruitvale, Adams County, Idaho, according to the official plat thereof on file in the Adams County Recorder's Office, more particularly described as follows:

Beginning at the SW corner of Lot I of said Townsite;

Thence North 00°08'00" East along the West boundary of said Lot I a distance of 124.9 feet;

Thence North 34°21'52" East 257.97 feet, more or less, to a point on the North boundary of Lot I;

Thence South 89°52'00" East 20.00 feet, more or less, to the NE corner of said Lot I;

Thence South 00°08'00" West 310.00 feet, more or less, to the SE corner of said Lot I;

Thence North 89°52'00" West 142.6 feet to the REAL POINT OF BEGINNING.

ALSO that portion of Lot H of the Townsite of Fruitvale, Adams County, Idaho, according to the official plat thereof on file in the Adams County Recorder's Office, more particularly described as follows:

Beginning at the SW corner of Lot H of said Townsite;

Thence South 89°52'00" East 51.2 feet to the REAL POINT OF BEGINNING;

Thence North 34°21'52" East 154.83 feet, more or less, to a point on the East boundary of said Lot H;

Thence South 00°08'00" West along the East boundary of said Lot H to the SE corner thereof; - - 124.9 feet

Thence North 89°52'00" West along the South boundary of said Lot H to the REAL POINT OF BEGINNING.

ALSO that portion of vacated Rome Beauty Avenue as shown on the plat of the Townsite of Fruitvale, Adams County, Idaho, as shown on the official plat thereof on file in the Adams County Recorder's Office more particularly described as follows:

Beginning at the NW corner of Lot I of said Townsite;

Thence South 89°52'00" East 122.7 feet to the REAL POINT OF BEGINNING;

Thence North 34°21'52" East 36.06 feet, more or less, to a point on the West line of Washington Street;

Thence South 00°08'00" West along the West line of Washington Street to the NE corner of said Lot I;

Thence North 89°52'00" West 20.00 feet along the North line of said Lot I to the REAL POINT OF BEGINNING.

EXCEPTING that portion of Lot A of the Townsite of Fruitvale, Adams County, Idaho, according to the official plat thereof on file in the Adams County Recorder's Office more particularly described as follows:

Beginning at the SW corner of Lot A of said Townsite;

Thence North along the West line of said Lot A a distance of 439.6 feet, more or less, to the NW corner of said Lot A;

Thence East at right angles along the North line of said Lot A a distance of 334.4 feet;

Thence South 34°21'52" West 540.44 feet, more or less, to a point on the South line of said Lot A;

Thence West along the South line of said Lot A a distance of 20.00 feet, more or less, to the POINT AND PLACE OF BEGINNING.

TOGETHER WITH all water and water rights, ditches and ditch rights and irrigating works of whatever nature used upon, connected with or in anywise appurtenant to said premises, particularly including, but in nowise limited to, the water and ditch rights evidenced by eight (8) shares in the Seavey-Robertson Ditch, which ditch is sometimes called or referred to as the "Robertson-Seavey" Ditch.

SUBJECT TO all easements and/or rights-of-way for canals, irrigating ditches, lines of public utilities and private or public roads, if any, as now established upon, over or across said premises.

Tim Felton
Attorney at Law
P.O. Box 267
Weiser, Idaho 83672-0267
(208) 549-3763
Attorney for the Plaintiff

RECEIVED

DEC 04 2005

DEPT. CLERK
WATERBURY

FILED

AUG - 4 1995

1:45 P.M.

MICHAEL FISK

CLERK

DEPUTY

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

LORRAINE SELBY (LUDWIG), Plaintiff,	CASE NO. CV 94-00204
vs.	
EDWARD LUDWIG, Defendant.	FINAL DECREE OF DIVORCE

Plaintiff's Address 2275 Jonathan Ave.
Fruitvale, Idaho 83620

Defendant's Address 209 North Dartmouth
Council, Idaho 83612

IT APPEARING That this matter having come before the Court on the 8th day of March, 1995, with the entry of an interim Decree of Divorce.

IT FURTHER APPEARING That the parties hereto, by and through their attorneys, have entered into a Stipulation and Agreement that a Final Decree of Divorce be entered consistent with the following provisions:

NOW THEREFORE, IT IS HEREBY ORDERED, ADJUDGED AND DECREED that:

1. That the interim Decree of Divorce entered on the 8th day of March, 1995, is incorporated herein as if set in full.

2. That the parties hereto brought the following and respective real and personal property into the marital community as their sole and separate property.

1 - FINAL DECREE OF DIVORCE

Plaintiff's Real Property: One-half interest in inherited home and approximate 15 acres North of Council.

Plaintiff's Personal Property: Miscellaneous personal property in Plaintiff's possession.

Defendant's Real Property:

Building located at 203 Illinois, Council and known as the Council Valley Market.

One-seventh interest in inherited home located at 209 North Dartmouth, Council.

Defendant's Personal Property:

Debenture Note of Associated Grocers accrued prior to marriage

Value of Council Valley Market inventory existing prior to marriage

Council Valley Market business existing prior to marriage

Council Valley Market equipment existing prior to marriage

Miscellaneous personal property in Defendant's possession

3. That since the marriage of the parties hereto, they have acquired real and personal community property to be distributed to the Plaintiff as set out in Exhibit "A".

4. That since the marriage of the parties hereto, they have acquired real and personal community property to be distributed to the Defendant as set out in Exhibit "B".

5. That the parties have sufficient resources to provide their own medical insurance and pay their own deductible amounts of medical charges which are not covered by that insurance.

6. That there is no reason to continue the temporary maintenance order entered by the Court on September 21, 1994.

7. That the July 15, 1995 payment pursuant to the temporary maintenance order entered by the Court on September 21, 1994 is considered part of the settlement of the parties and considered to not be due and payable by the Defendant.

8. That there is no reason to continue the temporary restraining ordered entered by this Court on June 3, 1994.

9. That the Defendant shall make the following payments as stipulated maintenance payments to Plaintiff, totaling \$21,000:

2 - FINAL DECREE OF DIVORCE

A. \$1,000 will be paid prior to the entry of the Final Decree of Divorce;

B. \$2,000 on or before October 15, 1995;

C. \$6,000 on or before July 15, 1996;

D. \$6,000 on or before July 15, 1997;

E. \$6,000 on or before July 15, 1998.

10. The parties have incurred debts during the marriage that should be paid as follows:

A. Each party should pay the debts incurred by that party since the separation on June 15, 1994 and hold the other party harmless therefrom.

B. The Defendant should be required to pay, defend, indemnify and hold harmless the Plaintiff for the indebtedness taken through this divorce.

debt obligation to Peters

debt obligation to Grasmick

Council Valley Market line of Credit with West One Bank

debt obligation on the approximate 18.92 acres of "river Property" more particularly described as follows:

NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 15, Township 17 North, Range 1 West of the Boise Meridian lying West of the West right-of-way of the UPRR and East and North of the Weiser River

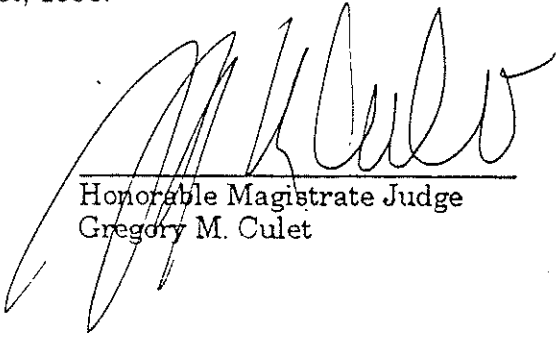
debt on Toyota pickup

1994 State and Federal Income Taxes

any other debt not listed, incurred by Defendant or by Defendant and Plaintiff, jointly, whereby a creditor may look to Plaintiff for payment

C. Each party shall be responsible for their own attorney's fees and costs incurred in the litigation of this proceeding.

DATED this 24th day of August, 1995.



Honorable Magistrate Judge
Gregory M. Culet

PROPERTY TO THE PLAINTIFF

1. Family Home
2. Mrs. Ludwig's interest in the estate of her mother.
3. 1977 Scout
4. Refrigerator
5. Washer & Dryer
6. Satellite Dish
7. Small Appliances
8. Vacuum Cleaner
9. Clip & Snip Business
10. Henry "J" automobile

PROPERTY TO THE DEFENDANT

1. 18.92 acres bare land more particularly described as follows:
NE ¼ SE ¼ of Section 15, Township 17 North, Range
1 West of the Boise Meridian lying West of the West
right-of-way of the UPRR and East and North of the
Weiser River
2. Council Valley Market Building
3. Council Valley Market Inventory
4. Council Valley Market Equipment
5. Council Valley Market Business
6. Mrs. Ludwig's separate property loan to the store for improvement
7. Farm Equipment
8. Evinrude Boat
9. Aluminum Boat
10. Wilderness Trailer
11. Terry Trailer
12. 1979 Dodge D50
13. 1994 Toyota
14. 1985 Chrysler
15. 1974 Chrysler
16. Honda 4-wheeler
17. Golf Cart
18. Golf Cart
19. IRA: A.E. Edwards & Sons account #312084209-025
20. Debenture note of Associated Grocers accrued during marriage