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JAN 22 2007

DEPARTMENT OF
WATER RESOURCES

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 IDWR will produce new water right number(s) for the split(s).

Water Right No(s)	Adjudication Claim No(s)	Split(s)	Water Right No(s)	Adjudication Claim No(s)	Split(s)
63-07409					
63-15592					

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 on file with the county Planning and Zoning or Recorder's Office).
- OR**
- D. 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 or equivalent **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) Wymosa Water Trust
5108 Alamosa Boise, Idaho 83702

4. New Owner/Claimant(s) The Wymosa Water Association, Inc.
Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address 5005 Wylie Lane

City, State and ZIP Code Boise, ID 83703

New Telephone Number (208) 344-8112

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 line 1, then skip this line and go to line 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 (you may copy this page, if 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 will not be split, skip this area and proceed to line 7)		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Water Right and/or Adjudication Claim Number _____		
Irrigation		
Stock		
Domestic		
Other		
Totals		
Water Right and/or Adjudication Claim Number _____		
Irrigation		
Stock		
Domestic		
Other		
Totals		
Water Right and/or Adjudication Claim Number _____		
Irrigation		
Stock		
Domestic		
Other		
Totals		

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.

7. Signature(s) of New Owner(s) or Claimant(s) Susan A. Lankford (title if applicable)
President (title if applicable)

IT IS IMPORTANT TO FILE THIS COMPLETED FORM AT THE APPROPRIATE IDWR OFFICE, WITH PAYMENT OF THE FILING FEE AND THE OWNERSHIP DOCUMENT(S), AS REFERRED TO IN LINE 2.

For IDWR Office Use Only:

Received by _____

Date _____

Receipt Amt. _____

Received by _____

Date _____

Receipt No. _____

Processed by _____ AJ

Date _____

WR _____ Date _____

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DEPARTMENT OF
WATER RESOURCES



251 East Front Street, Suite 400

Boise, ID 83702-7310

PHONE: 208.343.3434

FAX: 208.343.3232

www.perkinscoie.com

Margaret O. Marlatt

PHONE: (208) 387-7528

FAX: (208) 343-3232

EMAIL: MMarlatt@perkinscoie.com

January 22, 2007

Idaho Dept. of Water Resources
322 East Front Street
Sixth Floor
P. O. Box 83720
Boise, Idaho 83720-0098

Re: Name Change for The Wymosa Water Association, Inc.

Dear Representative:

Enclosed for filing is a Notice of Change in Water Right Ownership executed by the President of The Wymosa Water Association, Inc. The purpose of this document is to change the name on water right numbers 63-07409 and 63-15592 from Wymosa Water Trust to the Wymosa Water Association, Inc. As this is merely a name change, as opposed to conveying the property to another entity, I have not enclosed a fee per the instruction of Jeff Peppersack.

Also enclosed is the following supporting documentation obtained from the Idaho Secretary of State:

- Certification of Incorporation of The Wymosa Water Association, Inc.;
- Articles of Incorporation; and
- the most recent Annual Report, confirming Susan Lankford is President of The Wymosa Water Association, Inc.

Finally, enclosed are copies of the actual water rights documents in the possession of The Wymosa Water Association, Inc. Please file the enclosed Notice of Change in Water Right Ownership and provide our runner with either a conformed, stamped copy of other indication that your records have been updated accordingly. If you should have any questions, you may either telephone me directly at 387-7528 or email me at mmarlatt@perkinscoie.com.

41045-0002/LEGAL12975060.1

January 22, 2007
Page 2

Very truly yours,

A handwritten signature in black ink, appearing to read "Margaret O. Marlatt". The signature is fluid and cursive, with the first name "Margaret" being more prominent.

Margaret O. Marlatt
Paralegal

Enclosures

cc: Erik R. Bjorkman (w/out enc.)
Susan Lankford (w/out enc.)

State of Idaho

Department of State

CERTIFICATE OF INCORPORATION OF

THE WYMOSA WATER ASSOCIATION, INC.
File number C 117071

I, PETE T. CENARRUSA, Secretary of State of the State of Idaho, hereby certify that duplicate originals of Articles of Incorporation for the incorporation of THE WYMOSA WATER ASSOCIATION, INC. duly signed pursuant to the provisions of the Idaho Nonprofit Corporation Act, have been received in this office and are found to conform to law.

ACCORDINGLY and by virtue of the authority vested in me by law, I issue this Certificate of Incorporation and attach hereto a duplicate original of the Articles of Incorporation.

Dated: November 7, 1996



Pete T. Cenarrusa
SECRETARY OF STATE

By *Sue Smock*

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JUN 22 2007

DEPARTMENT OF
WATER RESOURCES

ARTICLES OF INCORPORATION

OF

THE WYMOSA WATER ASSOCIATION, INC.

Nov 7 9 30

SECRETARY OF STATE
STATE OF IDAHO

IDAHO SECRETARY OF STATE
37555
DATE 11/07/1998

BOOK # 457 PAGE # 72138

INC NONP

30.00= 30.00

C

We, the undersigned, each being a natural person over the age of eighteen (18) years and a citizen of the United States of America, do hereby form a corporation under the laws of the State of Idaho as contained in Chapter 3 of Title 30 of the Idaho Code, entitled "Idaho Nonprofit Corporation Act," and to that end do hereby certify:

ARTICLE I
NAME

The name of the corporation is:

THE WYMOSA WATER ASSOCIATION, INC.

ARTICLE II
DURATION

The period of existence and duration of life of this corporation shall be perpetual.

ARTICLE III
PURPOSES AND POWERS

This corporation shall be a nonprofit membership corporation. The corporation is formed to be a management body for the Wymosa water system, to provide and maintain the central water system and to manage and regulate the continued operation of the water system for the benefit and enjoyment of all homeowners and lot owners who presently have or subsequently acquire an interest in the Wymosa water system, located in Ada County.

This corporation shall have the power to have exercised and enforced all rights and privileges and to assume, incur, inform, carry out and discharge all duties, obligations and responsibilities necessary toward the operation, maintenance, replacement and repair of the corporation's water system including its equipment, facilities and property, and to levy and collect annual and special assessments and charges against the lot owners who receive water delivery from the Wymosa water system according to and in the manner provided by the By-Laws of said corporation and, in general, to assume or perform all the functions necessary toward said operations, including the power to transfer, assign and delegate such duties, obligations and responsibilities to other persons. The corporation shall actively foster, promote and advance the interests of the members of the corporation.

In addition to the foregoing, the following objects and purposes for which the corporation is organized shall include:

Section A. To continue the pumping and distribution of groundwater to existing subdivision lots within the Wymosa Subdivision and to neighboring lots that already receive water delivery from the Wymosa water system, City of Boise, County of Ada, State of Idaho.

Section B. To assume ownership, maintenance, and repair of the existing groundwater pumping facilities, equipment, watermains and property of the Wymosa Water Trust.

Section C. To assume ownership and maintenance of the water right(s) of record of the Wymosa Water Trust, including water rights nos. 63-15592 and 63-07409.

Such ownership shall include carrying out all activities necessary to the transfer of said water rights to the corporation pursuant to the *Idaho Code* and administrative rules of the Idaho Department of Water Resources. This corporation shall have the power to manage and maintain said water rights, including their adjudication in the Snake River Basin Adjudication or other such proceedings involving said water rights.

Section D. The corporation shall be authorized to impose regular and special assessments for water and services provided by the corporation, including the necessary maintenance, repair and replacement of the corporation's property. The corporation's assessments shall be enforceable by action suspending or terminating services and/or water delivery to respective lot of the delinquent member after the corporation has provided written notice to said member property owner twenty (20) days prior to such action. In addition, the corporation shall be authorized to secure such assessments by a lien upon the real property to which membership rights are appurtenant and to which services and/or water delivery by the corporation have been provided.

Section E. The corporation shall have the power to do all acts that are necessary and convenient to obtain the objects and purposes herein set forth to the same extent and as fully as any natural person might do, within the frame work of these Articles of Incorporation, the By-Laws and the Idaho Nonprofit Corporation Act, Chapter 3, Title 30 of the *Idaho Code*.

ARTICLE IV **MEMBERS**

The corporation shall have members.

A. The membership of the corporation shall consist of the owners of existing lots within and in close proximity to the Wymosa Subdivision, who receive delivery of water from the Wymosa water system and who have voluntarily accepted the terms and conditions of membership in the corporation. No person or entity other than an owner of said lot may be a member of the corporation.

B. The corporation shall issue one certificate of membership for each lot upon which membership in the corporation is based. If title to said lot is held by more than one person or entity, the membership pertaining to said lot shall be shared or co-owned by all such persons or entities in the same proportionate interest and the same type of tenancy in which the title to the lot is held. Conversely, a person or entity, which owns more than one lot upon which membership is based, shall be entitled to hold all certificates of membership in the corporation which pertain to said lots.

C. Membership in the corporation is declared to be appurtenant to the title of the lot upon which said membership is based and shall pass automatically with the sale or transfer of said lot. A member of the corporation may remain a member only so long as such person or entity retains ownership of said lot. A member shall not assign or transfer his/her membership except in connection with the transfer or sale of said lot or lots and the improvements thereof.

D. Each member of the corporation shall be entitled to vote in the corporation's regular or special meetings of its members. Each member shall be entitled to the number of votes equal to the number of lots upon which membership in the corporation is based. Cumulative voting shall be authorized for elections of the Directors as set forth in the By-Laws.

E. Each member's lot shall be subject to regular and special assessments as here and above provided and as set forth in the By-Laws. As set out more fully in the By-Laws, a member's failure to pay such assessments shall be grounds for the corporation to suspend or terminate services and/or delivery of water from the corporation's facilities to the respective subdivision lot.

ARTICLE V
REGISTERED OFFICE AND AGENT

The location and address of the registered office of the corporation shall be:

4920 Alamosa
Boise, Id. 83703

The name of the registered agent at that address is Dennise Critchlow

ARTICLE VI
BOARD OF DIRECTORS

The board of directors of the corporation shall consist of five (5) directors. The initial directors, whose term and duties shall be set forth in the By-Laws include:

Connie Behee Connie Behee
(name)
5106 Wynosa St.
(address)
Boise ID 83703

JAMES E THOMPSON
(name)
4925 WYNOSA ST
(address)
BOISE ID 83703

Warner Strunk Warner Strunk
(name)
4940 ALAMOSA ST.
(address)
BOISE ID 83703

Susan Lankford Susan Lankford
(name)
5005 Wyle Ln
(address)
Boise ID 83703

Dave Beard Dave Beard
(name)
4920 ALAMOSA ST
(address)
BOISE ID 83703

Landyce Lessor Landyce Lessor
3036 Rowland
Boise Id 83703

Kimberly Lampkin Kimberly Lampkin
4919 Wyle
Boise Id 83703

ARTICLE VII
INCORPORATORS

The name of the incorporators of this corporation include:

Donnie Q Baker
(name)
5106 Wymosa St.
(address)
Boise Id 83703

James E Thompson
(name)
4925 Wymosa
(address)
Boise Id 83703

Wynn E Shunk
(name)
4940 Alamosa St.
(address)
Boise ID 83703

Susan Lankford
(name)
5005 Wyke Ln
(address)
Boise ID 83703

Kimberly Jansen
4911 Wyke
Boise Id
83703

David L. Lusk
(name)
4940 Alamosa St.
(address)
Boise ID 83703

Landyce Lussor
3036 Rowland
Boise Id 83703

ARTICLE VIII
DISSOLUTION

In the event of the corporation's dissolution, the assets of the corporation shall be distributed to the members of the corporation in shares equal to the total number of membership certificates of the corporation. Upon dissolution, each member shall receive a share of the distributed assets in proportion to the number of certificates of membership the respective member owns at the time of dissolution.

ARTICLE IX
BY-LAWS

The power to adopt, repeal and amend the By-Laws of the corporation shall be in the members. The By-Laws may be amended, adopted, or repealed at any regular or special meeting of the corporation by an affirmative vote of two-thirds (2/3) of the membership present at such meeting.

IN WITNESS WHEREOF, we have signed these Articles of Incorporation this ____ day of _____, 1996, and we acknowledge the same to be my true act and deed.

Conrad Belser
Incorporator
Warner & Shunk
Incorporator
Lois B...
Incorporator

James E. Thompson
Incorporator
Susan Lankford
Incorporator
Londya Lessor
Kimberly C. Lankford

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No. C 117071 Return to: SECRETARY OF STATE 700 WEST JEFFERSON PO BOX 83720 BOISE, ID 83720-0080 NO FILING FEE IF RECEIVED BY DUE DATE	Due no later than November 30, 2006 Annual Report Form 1. Mailing Address - Correct in this box, if applicable WYMOSA WATER ASSOCIATION, INC. (THE SUSAN LANKFORD 5005 WYLIE LN BOISE, ID 83703	2. Registered Agent and Office NO PO BOX SUSAN LANKFORD 5005 WYLIE LN BOISE, ID 83703 3. New Registered Agent Signature
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4. Corporations: Enter Names and Business Addresses of President, Secretary and Directors.

Office held	Name	Street or P.O. Address	City	State	Zip
<i>Pres/</i>	<i>Susan Lankford</i>	<i>5005 Wylie Ln</i>	<i>BOISE</i>	<i>ID</i>	<i>83703</i>
<i>Sec/Treas</i>	<i>Landyce Lessor</i>	<i>3036 Rowland</i>	<i>BOISE</i>	<i>ID</i>	<i>83703</i>
<i>VP</i>	<i>Diann Dennis</i>	<i>3066 Rowland</i>	<i>BOISE</i>	<i>ID</i>	<i>83703</i>
<i>Dir</i>	<i>Bob Hestford</i>	<i>5023 Wylie</i>	<i>BOISE</i>	<i>ID</i>	<i>83703</i>
<i>Dir</i>	<i>Tom Cushing</i>	<i>2520 Fairview</i>	<i>BOISE</i>	<i>ID</i>	<i>83702</i>

5. Organized Under the Laws of: IDAHO C 117071	6. Signature <i>Susan Lankford</i> Date <i>9-11-06</i> Name (Typed or Printed) <i>Susan Lankford</i> Title <i>President</i>
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Issued 09/01/2006

Do Not Tape or Staple

200611005181

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DEPARTMENT OF
WATER RESOURCES

12/12/2005

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 63-15592

NAME AND ADDRESS: WYMOSA WATER TRUST
PO BOX 140463
GARDEN CITY ID 83714

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DEPARTMENT OF
WATER RESOURCES

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.520 CFS

PRIORITY DATE: 06/16/1950

POINT OF
DIVERSION: T04N R02E S32 NWNW Within ADA County
T04N R02E S32 NWNW Within ADA County

Two points of diversion are located within NWNW, S32, T04N, R02E.

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/01 11/15	0.120 CFS 18.00 AFY
DOMESTIC	01/01 12/31	0.400 CFS

Domestic use is for 60 homes and does not include lawn, garden, landscape, or other types of irrigation.

PLACE OF USE: IRRIGATION Within ADA County

T04N R02E S32 NWNW 4.00

DOMESTIC Within ADA County

T04N R02E S32 NWNW

4 ACRES TOTAL

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

The quantity of water decreed for this water right for domestic use is not a determination of historical beneficial use.

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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

PROPERTY IS ALSO KNOWN AS WYMOSA SUBDIVISION.

12/12/2005

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 63-7409
NAME AND ADDRESS: WYMOSA WATER TRUST
PO BOX 140463
GARDEN CITY ID 83714

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.120 CFS
7.20 AFY

PRIORITY DATE: 03/18/1971

POINT OF
DIVERSION: T04N R02E S32 NWNW Within ADA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
DOMESTIC	01/01 12/31	0.120 CFS 7.20 AFY
Domestic use is for 7 homes and does not include lawn, garden, landscape, or other types of irrigation.		

PLACE OF USE: DOMESTIC Within ADA County
T04N R02E S32 NWNW

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

POD IS LOCATED ON PARCEL NO. R7597000062.

PROPERTY IS ALSO KNOWN AS WYMOSA SUBDIVISION.

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