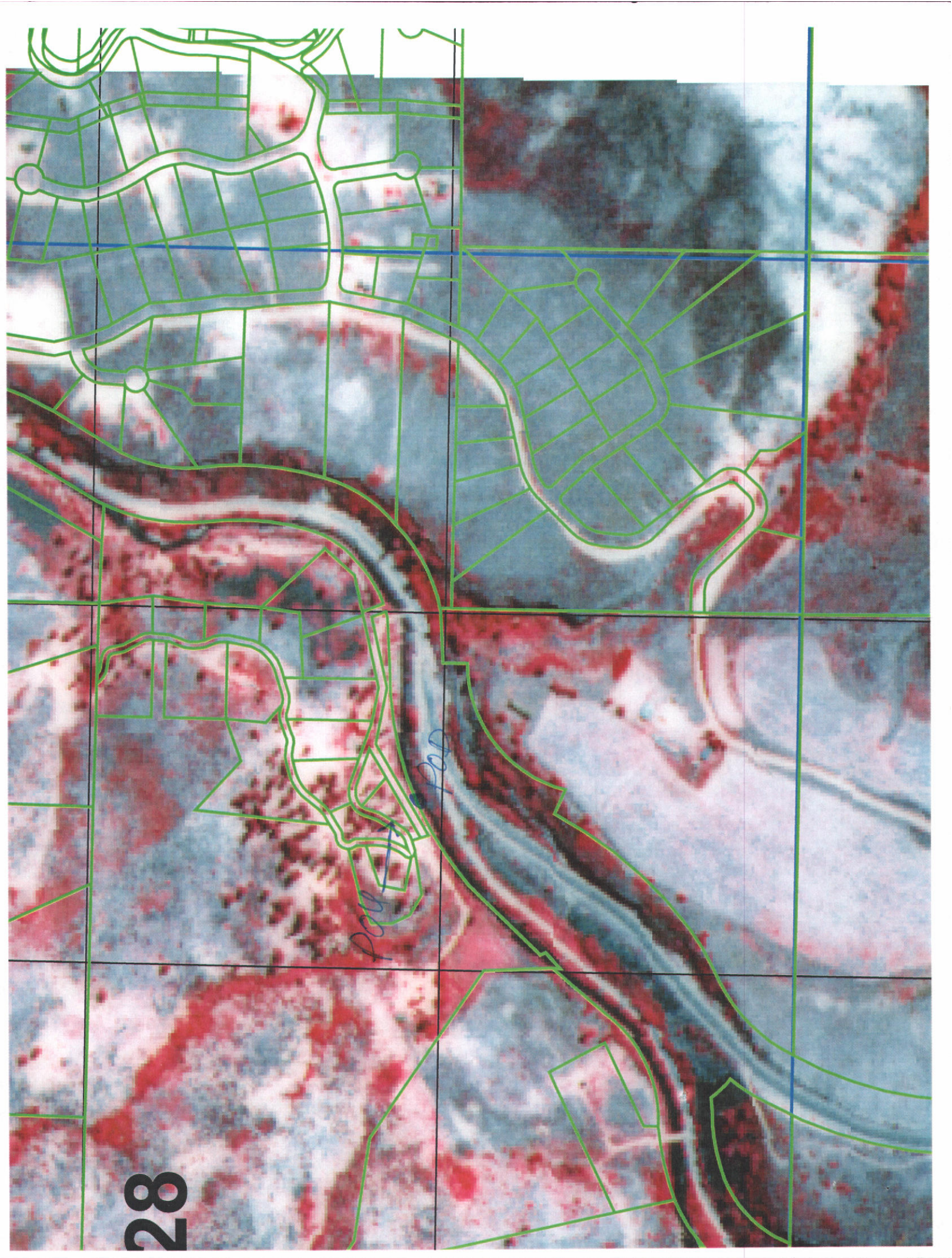
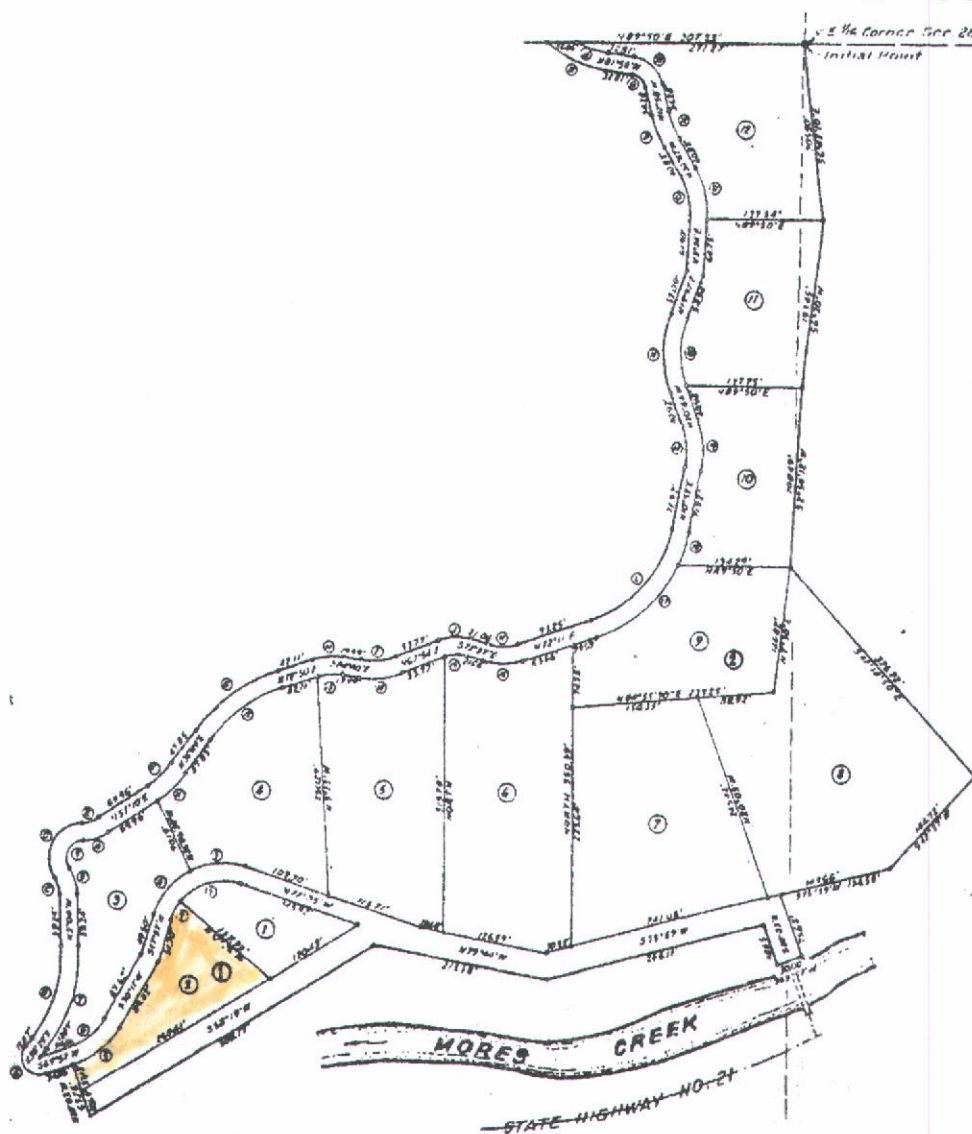


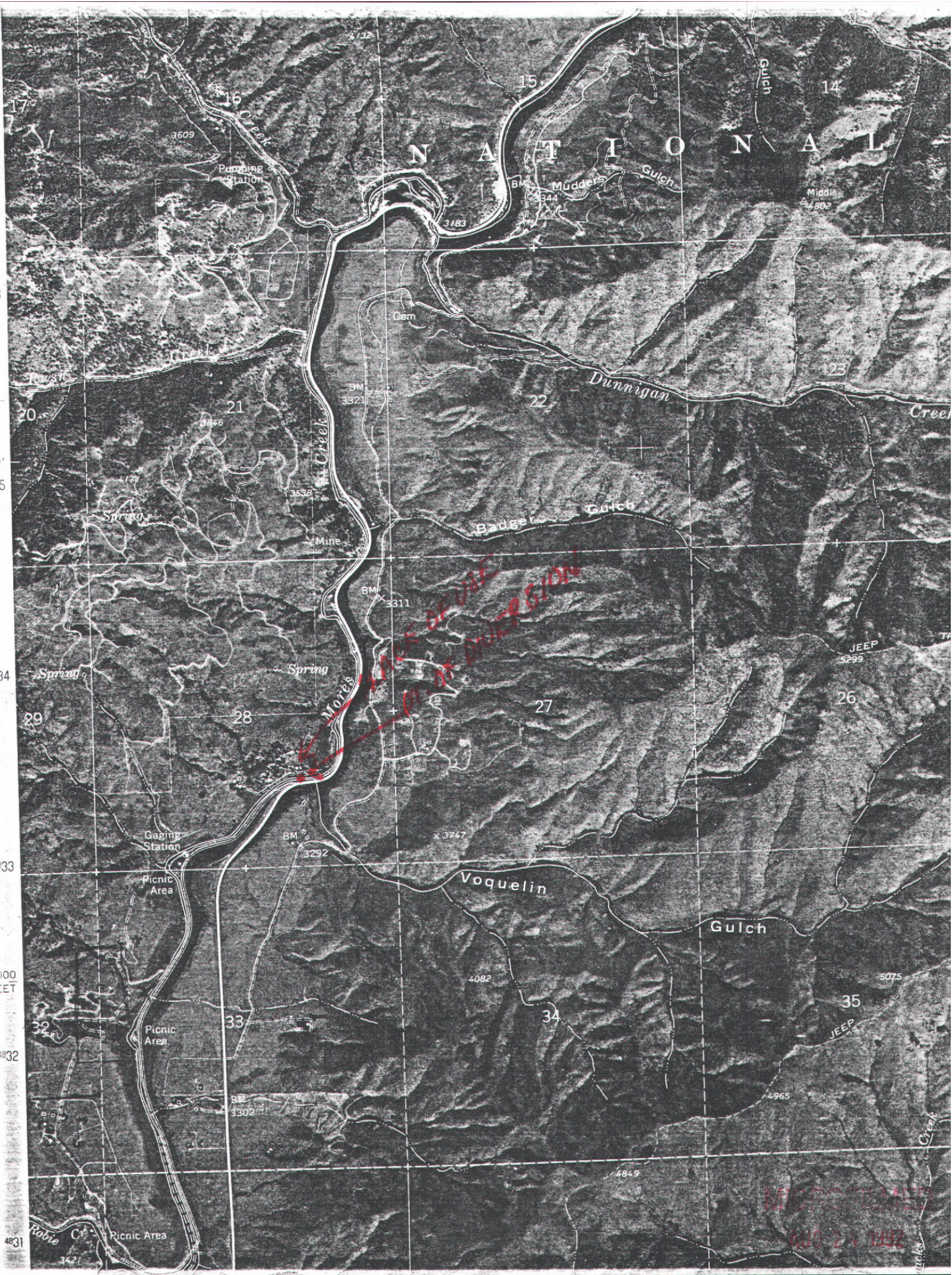


SIX-B SUBDIVISION
A PORTION OF THE N²SE⁴ SECTION 28, T.4N., R.4E., B.M.
BOISE COUNTY, IDAHO.
TOOTHMAN & ASSOCIATES ————— CONSULTING ENGINEERS

While this map is a photographic reproduction of that on file in either the recorder's or surveyor's office, the company assumes no liability for variation, if any, with another or re-survey.



197 Hummingbird Haven



IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A63-15251
Date Received: 5/ 2/1989
Receipt No: W002666
Received By: _____

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

1. Name: CYNTHIA I HELMICH - 208-793-2345
Address: 9 MIKYLAR WAY
HORSESHOE BEND ID 83629

2. Date of Priority: MAY 1, 1966

3. Source: MORES CREEK Trib. to: BOISE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
04N	04E	28	NW	SE			BOISE

5. Description of diverting works:
PUMP IN CREEK WITH PIPELINE TO PLACE OF USE.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.020		

7. Total Quantity Appropriated is:
0.020 C.F.S. (and/or) A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04N	04E	28	NW	SE		IRR	0.5
Section Acres							0.5

10. Place of Use: Continued

Total Acres 0.5

11. Place of use in counties: BOISE

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
 A63-15249 FOR WELL FOR DOMESTIC.

14. Remarks:
 OWNERSHIP CHANGED BY DB 6/12/2000.

15. Basis of Claim: BENEFICIAL USE

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: **A63-15251**
Date Received: 5/ 2/1989
Receipt No: W002666
Received By: _____

**COPY FOR
YOUR FILES**

**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

**COPY FOR
YOUR FILES**

1. Name: DONALD L MILLER 208-344-4578
Address: HC 33 BOX 1166
BOISE ID 83706

2. Date of Priority: MAY 1, 1966

3. Source: MORES CREEK Trib. to: BOISE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
04N	04E	28	NW	SE			BOISE

5. Description of diverting works:
PUMP IN CREEK WITH PIPELINE TO PLACE OF USE.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.020		

7. Total Quantity Appropriated is:
0.020 C.F.S. (and/or) A.F.A.

8. Total consumptive use is Acre Feet Per Annum

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04N	04E	28	NW	SE		IRR	0.5

Section Acres 0.5

Total Acres 0.5

MICROFILMED

JUL 26 1994

11. Place of use in counties: BOISE

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:

A63-15249 FOR WELL FOR DOMESTIC.

14. Remarks:

15. Basis of Claim: BENEFICIAL USE

MICROFILMED

JUL 25 1994

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A63-15251
Date Received: 5/02/1989
Receipt No: W002666
Received By: [Signature]

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: TERRY M. HUSTON 208-385-9360
Address: HC 33, BOX 1166
BOISE, ID 83706

OR

Name: ADA C. HUSTON 208-385-9360
Address: HC 33, BOX 1166
BOISE, ID 83706

2. Date of Priority: MAY 01, 1966

3. Source: MORES CREEK Trib. to: BOISE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
04N	04E	28	NW	SE			BOISE

5. Description of diverting works:
PUMP IN CREEK WITH PIPELINE TO PLACE OF USE.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.020		

7. Total Quantity Appropriated is:
0.020 C.F.S. (and/or) A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

A63-15251

Page 1

Date: 05/02/89

MICROFILMED

AUG 24 1992

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04N	04E	28	NW	SE		IRR	0.5
Section Acres							0.5
Total Acres							0.5

11. Place of use in counties: BOISE

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
A63-15249 FOR WELL FOR DOMESTIC.

14. Remarks:

15. Basis of Claim: BENEFICIAL USE

*Note: A fee
of \$25 was
charged since
only 1/2 acre
of irrig. takes
place in
connection
w/their home.*

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not X wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: 1

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s):

James M. Hunter
Ada C. Hunter

Date: 5-2-89

Date: 5/2/89

State of Idaho)

County of ADA)

SS.

Subscribed and sworn (or affirmed) before me this 2nd day

of May 19 89

Seal

Jan Thutle
Notary Public

Residing at *Meridian ID*

My Commission Expires *9-14-94*

02/21/2002

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 63-15251

NAME AND ADDRESS: CYNTHIA I HELMICH
9 MIKYLAR WAY
HORSESHOE BEND ID 83629

SOURCE: MORES CREEK

TRIBUTARY: BOISE RIVER

QUANTITY: 0.02 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
GALLONS PER DAY.

PRIORITY DATE: 05/01/1966

POINT OF DIVERSION:

T04N R04E S28 NWSE Within BOISE County

PURPOSE AND

PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

DOMESTIC

03/15 11/15

0.020 CFS

PLACE OF USE:

DOMESTIC Within BOISE County

T04N R04E S28 NWSE

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.
THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.

EXPLANATORY MATERIAL: Beneficial Use

PARCEL NO. RP 067010010020A
DOMESTIC USE IS FOR IRRIGATION ASSOCIATED WITH ONE HOME.
PROPERTY IS ALSO KNOWN AS LOT 2, BLK 1, SIX-B SUBDIVISION.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WESTERN REGION ADJUDICATION SECTION
CLAIM VERIFICATION FIELD EXAM SHEET
(Use with the ECVR)

CLAIM NO(s). 1403-15251

1. ☒ No Change NAME IS SAME
☐ NEW OWNER: _____
☒ No Change ADDRESS
☐ NEW ADDRESS: _____

2. ☒ No Change - DATE OF PRIORITY: Completed evidence submitted
☐ Incomplete - Claimant should be asked during the exam when was water first used and submit proof of date of priority.

Priority date, per claimant, is: 5-1-1966
(If the priority date, based on your exam, seems questionable, explain below.)

\$ This claim is treated the same as a small
domestic - no evidence required.

3. ☐ No Change — SAME SOURCE
☐ Source is different than that claimed:

Source found: _____

4. ☐ No Change — POINT OF DIVERSION
☐ Point of diversion is different than the claim and/or new P/D's:

Township _____ Range _____ Section _____ 1/4 _____ 1/4 _____ 1/4 _____
Township _____ Range _____ Section _____ 1/4 _____ 1/4 _____ 1/4 _____

5. ☐ No Change - DESCRIPTION OF DIVERTING WORKS
☐ Incomplete description, list below:

2hp pump is used to divert water from the
creek up to the P.O.D. Not used very
often according to the claimant - she rents
the house.

6. ☐ No Change - WATER USES
☐ Different uses, (list uses found):

Use _____	From _____	To _____	Amount _____	CFS _____	AFA _____
Use _____	From _____	To _____	Amount _____	CFS _____	AFA _____
Use _____	From _____	To _____	Amount _____	CFS _____	AFA _____

7. ☐ No Change - TOTAL VOLUME

☐ Incomplete on claim, the total is, Amount _____ CFS _____ AFA

☐ Changes found, the new total is, Amount _____ CFS _____ AFA

8. ☐ No Change - NON-IRRIGATION USES:

☐ Changes Exam found:

Domestic # of homes: _____ Stock # _____ List types: _____

Additional comments: _____

9. ☐ No Change — PLACE OF USE: (If changed, list below.)

Use: _____	Township _____	Range _____	Section _____	1/4 _____	1/4 _____
Use: _____	Township _____	Range _____	Section _____	1/4 _____	1/4 _____
Use: _____	Township _____	Range _____	Section _____	1/4 _____	1/4 _____
Use: _____	Township _____	Range _____	Section _____	1/4 _____	1/4 _____

Remarks: (Comments pertinent to field examination) See additional attachment

*Entire lot = .39 acres - recommend 3 acres
for irrigation domestic associated with one
home.*

C18 EXP - 501, Purpose of use

☐ SYSTEM DIAGRAM INCLUDED ☐ NA

☐ Shown on GIS Layout

☐ CK IF IN OFFICE EXAM

DATE EXAM CONDUCTED: *8-15-01*

verified by phone 8-8-01

FIELD EXAMINER: _____

Print Name

Mike Schulte

Signature



19 Hummerbird Haven



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

August 15, 2001

CYNTHIA I HELMICH
9 MIKYLAR WAY
HORSESHOE BEND, ID 83629

Re: Claim No(s). 63-15251

Dear Claimant(s):

In the past, you submitted the above referenced claim(s) in the Snake River Basin Adjudication. Enclosed is a computer generated print-out of the claim(s) for your reference only; this print-out is **NOT** to be returned or re-filed. You have indicated when this claim was filed that the water right(s) was based on either a "Statutory Claim" or "Beneficial Use" of the water. Water rights of this type are established by the historical use of water for a beneficial purpose, dating back to the time the water was first used, this date being the **"Priority Date"** as shown on the enclosed print-out. Your claim(s) has not been confirmed by a previous filing with the Department of Water Resources since there is no decree, license, or permit on file to verify the use of this water. For this reason, the Department is required to gather evidence from claimants supporting the date of priority for claims based on historical beneficial use of water. Any other claims you may have filed, that are not listed above, do not require evidence of priority be submitted at this time.

Enclosed is a pamphlet entitled **"Evidence of Priority"** which describes why evidence of the priority date is necessary along with examples of types of evidence that can be submitted to fulfill this requirement. If no evidence is submitted, or we do not hear from you within the time limit below, your priority date, as claimed, may not be recommended to the Court for decree. This could jeopardize your water use under this right(s), if water ~~availability problems arise in the future. It is our goal to decree the historical water~~ rights within the Snake River Basin as accurately as possible. Field exams to verify claims in this area are now being conducted by Department personnel. Please contact this office as soon as possible to schedule a field exam appointment convenient for you.

The required evidence supporting the priority date(s) must be submitted by **October 15, 2001**, referencing all documents with the corresponding claim number(s). If you have any questions not covered by this letter, or the enclosed pamphlet, please call the Western Region office shown above.

Adjudication Section
Department of Water Resources
Western Region Office

JS:lh
Enclosures



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

June 12, 2000

CYNTHIA I HELMICH
9 MIKYLAR WAY
HORSESHOE BEND ID 83629

Re: Notice of Claim to a Water Right No. A63-15251

Dear Claimant:

Enclosed is a copy of the above referenced claim which reflects the change in ownership of the land and appurtenant water right(s) covered under the original filing.

The Department will contact you in the future concerning any requirements that may be needed in order to process this claim for final court decree.

Thank you for your patience and cooperation, as we have had several ownership changes to process. If you have any questions concerning the enclosed claim, please feel free to contact this office.

Sincerely,

A handwritten signature in cursive script that reads "Denise Buffington". The signature is written in dark ink and is positioned above the typed name and title.

Denise Buffington
Office Specialist 1
Adjudication Section
Western Region Office

DB:db

Enclosure

SRBA

PARTIAL DECREE 63-15249

Issued on 12-30-1999.

This is not an official copy.

Contact IDWR or the Court for a Certified Copy.

Choose Landscape Orientation when printing.

NAME AND ADDRESS:	CYNTHIA I HELMICH JAMES H STEWART 9 MIKYLAR WAY HORSESHOE BEND, ID 83629		
SOURCE:	GROUNDWATER		
QUANTITY:	0.04 CFS THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED GALLONS PER DAY.		
PRIORITY DATE:	05/01/1966		
POINT OF DIVERSION:	T04N R04E S28	NWSE	Within Boise County
PURPOSE AND PERIOD OF USE:	PURPOSE OF USE Domestic 1 HOME	PERIOD OF USE 01-01 TO 12-31	QUANTI 0.04
PLACE OF USE:	Domestic T04N R04E S28	NWSE	Within Boise

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:
THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS N
DETERMINATION OF HISTORICAL BENEFICIAL USE.
THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIC
NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFI
ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY
DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN T
ENTRY OF A FINAL UNIFIED DECREE. I.C. SECTION 42-1412(6).

Return to SRBA Home Page

Same POUs as 65-15251

8-8-01 - per telephone

Per claimant Cynthia Helmsch -

A 2 hp pump is used to take
water from creek to 80 ft - still
used but not often - rents house.

Property address 19 Dummerby Haven
Lane

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES

RECEIVED

NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

JUL 07 1999

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
Incomplete forms will be returned.

WATER RESOURCES
WESTERN REGION

1. Water Right No(s).: _____
Adjudication Claim No(s).: A 63 - 15 251
2. The following REQUIRED information must be submitted with this form:
 - A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.
AND
 - B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually attached to your deed or on file with the county.)
OR
 - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.
3. Name and Address of Former Owner/Claimant
Donald Miller
* 19 Hummingbird Haven Boise, ID 83716
4. New Owner/Claimant(s)
Cynthia L Helmich
Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
New Mailing Address
9 Mikylar Way
City, State and ZIP Code
Horseshoe Bend, ID 83629
New Telephone Number
208 793-2345
5. Date you acquired the property
1998
6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.
Number of acres you irrigate 1/3 Number and type of stock 0
Diversion rate in CFS _____ Number of homes 1 Other uses _____
If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.
7. Signature of New Owner or Claimant(s)
Cynthia L Helmich
(Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign form.)
8. For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him or her for all matters related to your claims..

INSTRUCTIONS

This form has been prepared to assist new owners of property to comply with the requirements of Sections 42-248 and 42-1409(6), Idaho Code. Section 42-248 requires certain property holders to notify the Department of Water Resources (IDWR) of any change in mailing address or ownership of all or part of a water right record on file with IDWR. Section 42-1409(6) provides that new property owners must notify IDWR of any change in ownership of a water right during an adjudication of water rights. Required claims may be filed by a new owner.

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 these number(s) at Item 1. 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 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 of the water right and/or adjudication claim at Item 3.
4. The name, mailing address, and telephone number of the new owner(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 be purchasing only a portion of the total water right held by the seller. This means the water right held by the seller may be "split" to provide your share of the right in question. Be sure to include a description of the portion of the water right you have purchased at Item 6.

Please provide as much detail as possible concerning your water right: include the number of homes, irrigated acreage if more than 1/2 acre is irrigated, type and number of stock if your right is for stockwater, etc. In the absence of information to the contrary, IDWR will assume the intent is to split the rights *proportionately*.

7. The new owner(s) must sign the form in the space(s) provided at Item 7. Corporations and other organizations must submit a list of directors or officers demonstrating the authority of the director or officer to sign the form.
8. There is no filing fee. When complete, you should retain a copy and return the original of the form to the IDWR office nearest you:

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

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

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

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

QUITCLAIM DEED

For Value Received

James H. Stewart, a single man
do hereby convey, release, remise and forever quit claim
unto Cynthia I Helmich, an unmarried person
19 Hummingbird Haven Boise, ID 83716
the following described premises to-wit:

Lot 2, Block 1 of Six-B Subdivision, according to the
official plat thereof recorded as Instrument No. 69155,
records of Boise County, Idaho.

169356

INST# 1169356
REQUEST Cynthia Helmich
98 JUL 10 PM 3:24
BOISE COUNTY RECORDER
BY Sh Willota
TYPE Dud FEE 3.00/ck

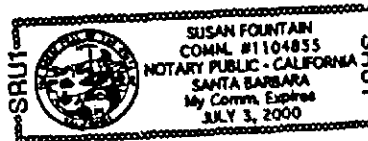
together with their appurtenances.

Dated:

6-15-98

James H. Stewart

STATE OF ~~IDAHO~~ ^{California} COUNTY OF ~~BOISE~~ ^{Santa Barbara}
On this 15 day of June, 1998
before me, a notary public in and for said
State, personally appeared
James H. Stewart
known to me to be the person whose
name is subscribed to the within
instrument and acknowledged to me that
he executed the same.



Susan Fountain
Notary Public

Residing at Santa Barbara, Idaho California
Commission Expires July 3, 2000

THIS FORM FURNISHED COURTESY OF:

**ALLIANCE TITLE &
ESCROW CORP.**

159226

96 FEB -6 AM 11:18

ALLIANCE TITLE
ESCROW CORP.
BOISE, IDAHO
BY Sue Hume
IDENTITY
\$300/ce

READ & APPROVED BY GRANTEE(S): _____

SPACE ABOVE THIS LINE FOR RECORDING DATA

Order No.: 96058535 WO/GW

WARRANTY DEED

FOR VALUE RECEIVED DONALD L. MILLER and SALLY A. MILLER, husband and wife

GRANTOR(S), does(do) hereby GRANT, BARGAIN, SELL and CONVEY unto JAMES H. STEWART, a single man

GRANTEE(S), whose current address is: 931 CALLE CORTITE, SANTA BARBARA, CA 93109
the following described real property in BOISE County, State of Idaho, more particularly described as follows, to wit:

Lot 2 in Block 1 of SIX-B SUBDIVISION, according to the Official Plat thereof, recorded as Instrument No. 69115, records of Boise County, Idaho.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee(s), and Grantee(s) heirs and assigns forever. And the said Grantor(s) does(do) hereby covenant to and with the said Grantee(s), that Grantor(s) is/are the owner(s) in fee simple of said premises; that said premises are free from all encumbrances, EXCEPT those to which this conveyance is expressly made subject and those made, suffered or done by the Grantee(s); and subject to reservations, restrictions, dedications, easements, rights of way and agreements, (if any) of record, and general taxes and assessments, (including irrigation and utility assessments, if any) for the current year, which are not yet due and payable, and that Grantor(s) will warrant and defend the same from all lawful claims whatsoever.

Dated: January 30, 1996

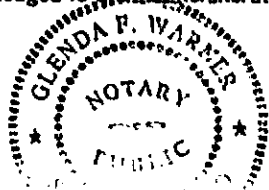
Donald L. Miller
DONALD L. MILLER

Sally A. Miller
SALLY A. MILLER

STATE OF IDAHO
COUNTY OF ADA }

On this 5th day of February, in the year of 1996, before me, the undersigned, a Notary Public in and for said State, personally appeared DONALD L. MILLER and SALLY A. MILLER

known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged to me that he/she/they executed the same.



Signature: Glenda F. Warner

Name: GLEND A. F. WARNER

Residing at: BOISE, IDAHO

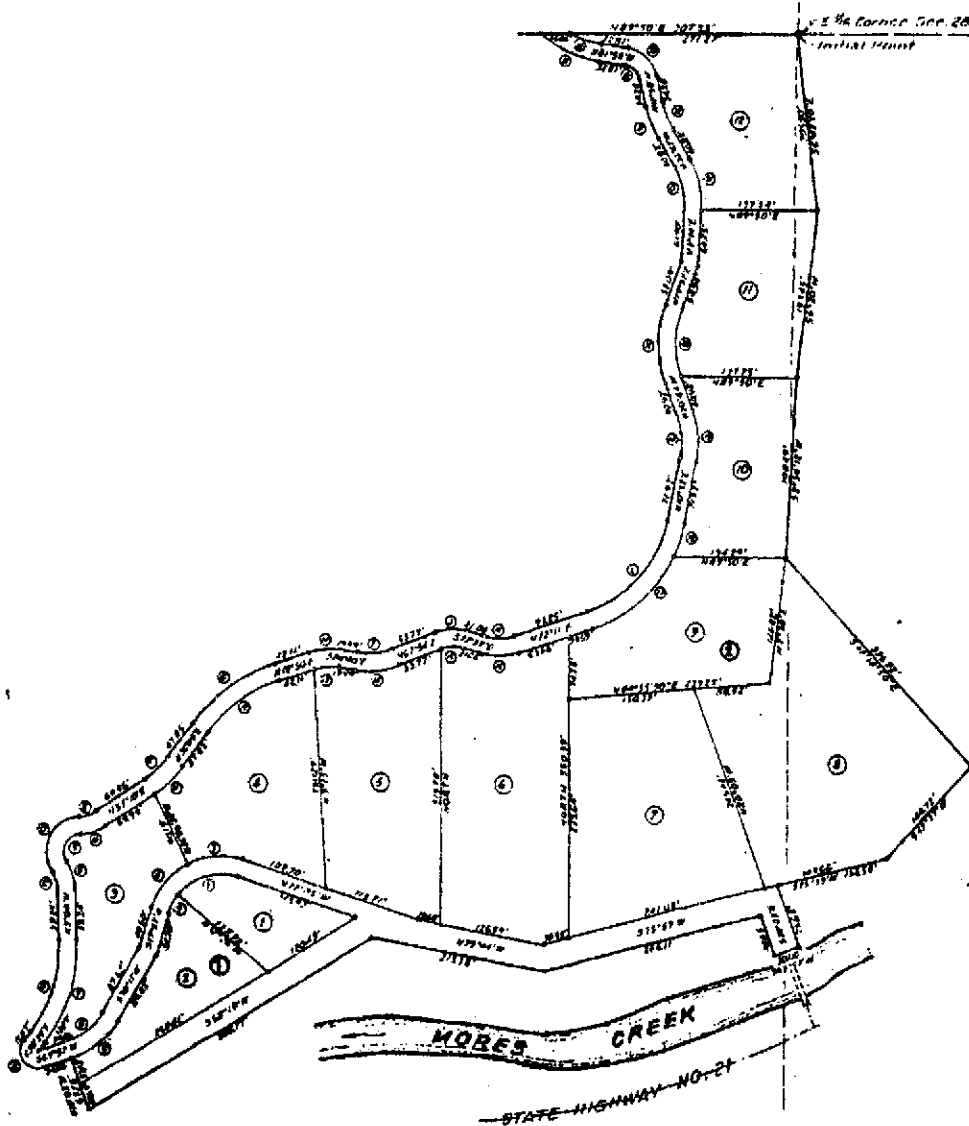
My Commission Expires: 05/01/97

SIX-B SUBDIVISION

A PORTION OF THE N² SE⁴ SECTION 28, T.4N., R.4E., B.M.
BOISE COUNTY, IDAHO.

TOOTHMAN & ASSOCIATES ————— CONSULTING ENGINEERS

While this map is a photographic reproduction of that on file in either the recorder's or surveyor's office, the company assumes no liability for variation, if any, with another or re-survey.



19 Hummingbird Haven



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type
(see instructions on back of page)

DATE OF CLOSING: _____

LEGAL DESCRIPTION OF PROPERTY: Township _____ Range _____
Section _____, 1/4 of _____ 1/4 of _____ 1/4, Govt. Lot _____, BM.
Lot _____, Block _____, Subdivision/Townsite _____.
If you have additional legal descriptions, please attach separate sheet.

- ☐ Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)
- ☐ Water Right Number(s) Assigned by IDWR: A63-15249, A63-15251
- ☐ Name and Address of Former Owner/Claimant(s)(Seller): Terry Ad Huston
HC 33, Box 1166
BOISE, ID 83706
- ☐ New Owner/Claimant (Purchaser): Donald L. Miller
- ☐ New Mailing Address: HC 33, Box 1166
BOISE, ID 83706
- ☐ New Telephone Number: 808) 344-4578
- ☐ Does the change in ownership result in a splitting of the water right owned/claimed? yes ☒ no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

- ☐ Attach proof of ownership, describe proof attached: warranty deed
(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)

☒ Signature of New Owner/Claimant(s)

Donald L. Miller

Date 4-4-94

Date

☐ Signature of Former Owner/Claimant(s):

Date

Date

(Signature of former claimant(s) is not required if proof of ownership is attached.)

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: 4-4-94 By: RME

Further Action Needed:

Further Action Taken

Date:

By:

Final Review and Data-Entry

Date: 4-4-94 By: RME

Claim Numbers of Split, if any:

MICROFILMED

JUL 26 1994

Original to be mailed to Idaho Department of Water Resources
Copies to Former Owner and New Owner

INSTRUCTIONS

This form has been prepared to assist new owners of property to comply with the requirements of Section 42-1409(7), Idaho Code. This statute provides that new property owners notify the Department of Water Resources (IDWR) of any change in ownership of a water right during an adjudication of water rights, and if a claim for the water right has not been filed to file the needed claim(s).

Separate brochures are available from IDWR describing the adjudication of water rights and the requirement to notify IDWR of changes in ownership. If you would like any of these brochures or if you have questions about completing this form please contact your nearest office of IDWR or you may call 1-800-451-4129 (toll-free).

The first line of the form asks for the date of closing so IDWR will have a record of the effective date of the property transfer.

The second line of information requires the legal description of the property being transferred. This information is **ESSENTIAL** and should be available from the documents that will be present at the time of closing. The first two lines of the legal description **MUST** be completed. IDWR's records are based upon legal descriptions using township, range, section and fractions of a section descriptions, and this information must be included on the form. If you also have available a legal description based upon a townsite or subdivision and lot and block number, please also include this additional information. A lot and block legal description is **NOT** a substitute for the township, range, section and fraction of a section description.

After completing the legal description, if all water is supplied by a public service water supply you may check the first box; complete the name, address and telephone information for yourself, the new owner; sign the form in the space provided and return the form to the IDWR office nearest you.

If there are water rights associated with the property, the seller should be able to provide you with the water right number(s). The water right number(s) for the property are to be put in the space provided at the second box on the form. If you or the seller believe there are water rights for the property but the numbers are unknown, then you may wish to call or come into an office of IDWR for assistance in identifying the water rights for the property involved. If claims for the property have not been filed you will be so advised by IDWR.

After the water right number(s) for the property has been entered on the form, complete the name and address information for **BOTH** the former owner/seller and for yourself, the new owner, in the spaces provided. Please also include your telephone number. If the property you have purchased is only part of the property owned by the former owner/seller, you may be purchasing only part of the total water right held by the seller. This means the water right held by the seller must be split so you get your proportionate share of the water right. Be sure to include a description of the portion of the water right you have purchased. The seller should be able to help you describe the portion of the water right for the property you have purchased.

If the former owner/seller will sign the form and the seller is shown as the claimant of the water right in IDWR's records, then you do not need to attach proof of ownership of the land or the water right. The seller should know if the original claim was filed by him, or if the seller has filed a change in ownership so the seller is shown as the claimant of the water right in IDWR's records. If the seller is not going to sign the form then you must attach some proof of ownership of the property described at the top of the form or proof of ownership referencing the specific water right(s) for the property.

The new owner must sign the form in the space provided. If the former owner/seller is available to sign the form please do so in the space provided.

When complete, the new owner and the former owner/seller should each retain one of the copies and return the original of the form to IDWR. You may return the form to the IDWR office nearest you or to: Idaho Department of Water Resources, Statehouse Mail, Boise, ID 83720-9000, Attention: Adjudication Bureau.

The Grantees herein have read and approved the following: AM

Title File No.: B94-25820

WARRANTY DEED

FOR VALUE RECEIVED

TERRY M. HUSTON AND ADA C. HUSTON, Husband and Wife

GRANTOR(s), does(do) hereby GRANT, BARGAIN, SELL and CONVEY unto DONALD L. MILLER, a married man as his sole and separate property

GRANTEES(s), whose current address is: HC33 Box 1166 Boise, Idaho 83706
the following described real property in Boise County, State of Idaho,
more particularly described as follows, to wit:

Lot 2, Block 1 of Six-B Subdivision, According to the official plat thereof
recorded as instrument No. 69115, records of Boise County, Idaho.

BOISE COUNTY IDAHO SS
REQUEST OF

mt. View
DATE 100 H.

150881

94 MAR 14 PM 4:03

ARLENE C. KOLAR

Shirley George
DEPUTY
\$ 3.00

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee(s), and Grantee(s) heirs and assigns forever. And the said Grantor(s) does(do) hereby covenant to and with the said Grantee(s), that Grantor(s) is/are the owner(s) in fee simple of said premises; that said premises are free from all encumbrances, EXCEPT those to which this conveyance is expressly made subject and those made, suffered or done by the Grantee(s); and subject to reservations, restrictions, dedications, easements, rights of way and agreements, (if any) of record, and general taxes and assessments, (including irrigation and utility assessments, if any) for the current year, which are not yet due and payable, and that Grantor(s) will warrant and defend the same from all lawful claims whatsoever.

Dated: March 10, 1994

Terry M. Huston
Terry M. Huston

Ada C. Huston
Ada C. Huston

by Joseph A. Carson
his attorney in fact

by [Signature]
her attorney in fact

ACKNOWLEDGEMENT — Attorney in Fact

STATE OF Idaho County of Ada ss.

On this 11th day of March 1994
in the year of 1994
Public in and for said State, personally appeared Joseph A. Carson
known or identified to me to be the person whose name(s) are subscribed to
the within instrument, as the attorney in fact of Terry M. Huston
thereto as principal, and Joseph A. Carson own name as attorney in fact

Signature: Tamera L. Hurd
Name: Tamera L. Hurd
(type or print)

Residing at: RESIDING IN EAGLE, IDAHO
My commission expires: MY COMM. EXP. 11-29-97

ACKNOWLEDGEMENT — Attorney in Fact

STATE OF Idaho County of Ada ss.

On this 11th day of March 1994
in the year of 1994
Public in and for said State, personally appeared Robert L. Aldridge
known or identified to me to be the person whose name(s) are subscribed to
the within instrument, as the attorney in fact of Ada C. Huston
thereto as principal, and his own name as attorney in fact

Signature: Tamera L. Hurd
Name: Tamera L. Hurd
(type or print)

Residing at: RESIDING IN EAGLE, IDAHO
My commission expires: MY COMM. EXP. 11-29-97

MICROFILMED

JUL 25 1994

