

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

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

RECEIVED

NOV 04 1999

1. Water Right Number(s) 37-12953
 Adjudication Claim Number(s) _____
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 on file with the county.)
 OR
 - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Services Agency (formerly ASCS) AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.
3. Name and Address of Former Goodman Family Trust
 Owner/Claimants PO Box 3144, Ketchum, ID 83340
4. New Owner/Claimant(s) Kiaora Assets Limited Partnership
 Name connector (check one): [] AND, [] OR, [] AND/OR
 New Mailing Address PO Box 3144,
 City, State and ZIP Code Ketchum, ID 83340
 New Telephone Number (208) 726-5023
5. Date you acquired the property April 30, 1998
6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water rights(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 actually irrigated _____ Number and type of stock _____
 Diversion rate in CFS _____ Number of homes _____ Other uses _____
cubic feet per second
 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 By David P. Goodman member Date 10/24/1999
 Owner/Claimant(s) Kiaora Assets Limited Partnership, a Nevada partnership, Kiaora Management LLC, General Partner, by David P. Goodman, Member
8. For Snake River Basin Adjudication Claims: If you are represented by an attorney and you want IDWR to correspond directly with your attorney for all matters related to your claims, please attach a Notice of Appearance completed by your attorney.

o/c 11/18/99 CT

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), of 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, and, if a required claim for the water right has not been filed, to file the needed Claim.

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 IDWR office or call 1-800-451-4129.

If you need additional space to describe or explain any of the items on the form, please attach additional sheets to the form as you may require.

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 believe there are Water rights for the property but the numbers are unknown, you may wish to call IDWR or come into an office of 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. If the property you have purchased is only a portion of the property owned by the former owner/seller, 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 ½ 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 demonstration the authority of the director of 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, 222 Shoshone St. E., Twin Falls, ID 83301-6105 (208) 736-3033

IDWR Northern Region, 1910 Northwest Blvd., Suit 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

DAVID P. GOODMAN and MARY W. GOODMAN, husband and wife

do hereby convey, release, remise and forever quitclaim unto

DAVID P. GOODMAN AND MARY W. GOODMAN, TRUSTEES OF THE GOODMAN FAMILY TRUST DATED JUNE 23, 1988. whose current address is

the following described premises, to-wit:

Lots 4, 5 and 6, Block 1 of LAKE CREEK MEADOWS SUBDIVISION, BLAINE COUNTY, IDAHO, according to the official plat thereof, on file in the office of the County Recorder, recorded August 15, 1986, as Instrument No. 275718, records of Blaine County, Idaho.

AND

Lots 12 and 14, Block 1 of LAKE CREEK MEADOWS SUBDIVISION NO. 2, BLAINE COUNTY, IDAHO, according to the official plat thereof, on file in the office of the County Recorder, recorded December 18, 1986, as Instrument No. 280203, records of Blaine County, Idaho.

AND

Lots 7A and 8A, Block 1, A REPLAT OF LAKE CREEK MEADOWS SUBDIVISION NO. 1, BLAINE COUNTY, IDAHO, according to the official plat thereof, recorded August 21, 1987, as Instrument No. 287078, records of Blaine County, Idaho.

296418
Blaine Co
Recorder
JUL 15 AM 9 32
Blaine Co
Recorder
JUL 15 AM 9 32
Blaine Co
Recorder
JUL 15 AM 9 32

together with their appurtenances.

Dated: July 13th, 1988

X David P. Goodman
DAVID P. GOODMAN

X Mary W. Goodman
MARY W. GOODMAN

STATE OF IDAHO, COUNTY OF Blaine
On this 13th day of July, 1988,
before me, a notary public in and for the said State, personally appeared

DAVID P. GOODMAN &
MARY W. GOODMAN

known to me to be the persons whose names are
subscribed to the within instrument, and acknowledged to
me that they executed the same.

Samuel Haas
Notary Public
Residing at Ketchum, Idaho
Comm. Expires 10-18-92

STATE OF IDAHO, COUNTY OF
I hereby certify that this instrument was filed for record at
the request of

at _____ minutes past _____ o'clock P.M.,
this _____ day of _____,
1988, in my office, and duly recorded in Book
of Deeds at Page _____

Ex-Officio Recorder

By _____ Deputy.
Fees \$ _____
Mail to: _____

INSTRUMENT NO.

MR 51 981725 14 24 JOHN D THORNTON

TEL 2083446720

P 002

412832

RECORDING REQUESTED BY AND
WHEN RECEIVED MAIL TOD. JOHN THORNTON & ASSOCIATES, P.A.
1101 W. RIVER STREET SUITE 240
P.O. BOX 7154
BOISE ID 83707-1154

REQUEST

98 APR 9 AM 10 59

(SPACE ABOVE LINE FOR RECORDED USE)

FEES \$6 --

BARGAIN AND SALE DEED

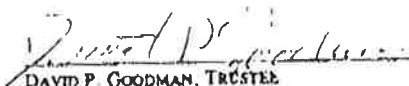
FOR VALUE RECEIVED DAVID P. GOODMAN, as Trustee of the GOODMAN FAMILY TRUST, u/v/a November 4, 1997, as Grantor, does hereby grant, bargain, sell and convey unto KIAORA ASSETS LIMITED PARTNERSHIP, a Nevada limited partnership, whose current address is P.O. Box 3144, Ketchum, Idaho 83340, as Grantee, all that certain real property located in Blaine County, as more particularly described as follows:

LOTS 7A and 8A, Block 1, A REPLAT OF LAKE CREEK MEADOWS SUBDIVISION NO. 1, Blaine County, Idaho, according to the official plat thereof, recorded August 21, 1987, as Instrument No. 287078, records of Blaine County, Idaho

TOGETHER WITH all improvements, easements, hereditaments and appurtenances thereto, and subject to such rights, easements, covenants, restrictions and zoning regulations as appear of record or based upon the premises

IN WITNESS WHEREOF, Grantors have hereunto subscribed their names to this instrument effective the thirty-first day of March, 1998.

GRANTOR:

THE GOODMAN FAMILY TRUST
u/v/a NOVEMBER 4, 1997

DAVID P. GOODMAN, TRUSTEE

BARGAIN AND SALE DEED - P. 1

P. 003

BARGAIN AND SALE DEED - P. 2

#413645

4-30-98

RECORDING REQUESTED BY AND
WHEN REQUIRED MAIL TO:

D. JOHN THORNTON & ASSOCIATES, P.A.
1101 WEST RIVER STREET, SUITE 340
POST OFFICE BOX 7158
BOISE, ID 83707-1158
208/344-8000

413645

Corr Deed

BLAINE CO. REQUEST

By: *Brenda Helgeson*

SPACE ABOVE LINE FOR RECIPIENT'S USE

98 APR 30 PM 12:16

mpp

MARY GREEN, CLERK

CORRECTION DEED

FEES \$6.00 4/30/98

FOR VALUE RECEIVED, DAVID P. GOODMAN, as Trustee of the GOODMAN FAMILY TRUST, u/t/a November 4, 1997, as Grantor, does hereby grant, bargain, sell and convey unto KIAORA ASSETS LIMITED PARTNERSHIP, a Nevada limited partnership, whose current address is P.O. Box 3144, Ketchum, Idaho 83340, as Grantee, all that certain real property located in Blaine County, as more particularly described as follows:

Lots 7A and 8B, Block 1, A REPLAT OF LAKE CREEK MEADOWS SUBDIVISION NO. 1, Blaine County, Idaho, according to the official plat thereof, recorded August 21, 1987, as Instrument No. 287078, records of Blaine County, Idaho,

TOGETHER WITH all improvements, easements, hereditaments and appurtenances thereto, and subject to such rights, easements, covenants, restrictions and zoning regulations as appear of record or based upon the premises.

THIS DEED IS RECORDED TO CORRECT THE LEGAL DESCRIPTION SET FORTH IN THAT CERTAIN BARGAIN AND SALE DEED DATED EFFECTIVE MARCH 31, 1998, AND RECORDED APRIL 9, 1998 AS INSTRUMENT NO. 412832, RECORDS OF BLAINE COUNTY, IDAHO.

IN WITNESS WHEREOF, Grantors have hereunto subscribed their names to this instrument effective the thirty-first day of March, 1998.

GRANTOR:

THE GOODMAN FAMILY TRUST
U/T/A NOVEMBER 4, 1997

David P. Goodman
DAVID P. GOODMAN, TRUSTEE

CORRECTION DEED - P. 1

STATI

COUN

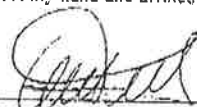
and fe
Trust
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STATE OF FLORIDA)
COUNTY OF Winn-Dixie) ss.

On this 21st day of March, 1998, before me, the undersigned Notary Public in and for said State, personally appeared DAVID P. GOODMAN, known or identified to me to be the Trustee of THE GOODMAN FAMILY TRUST, the within named Trust, and the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same for and in behalf of said Trust.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year first above written,

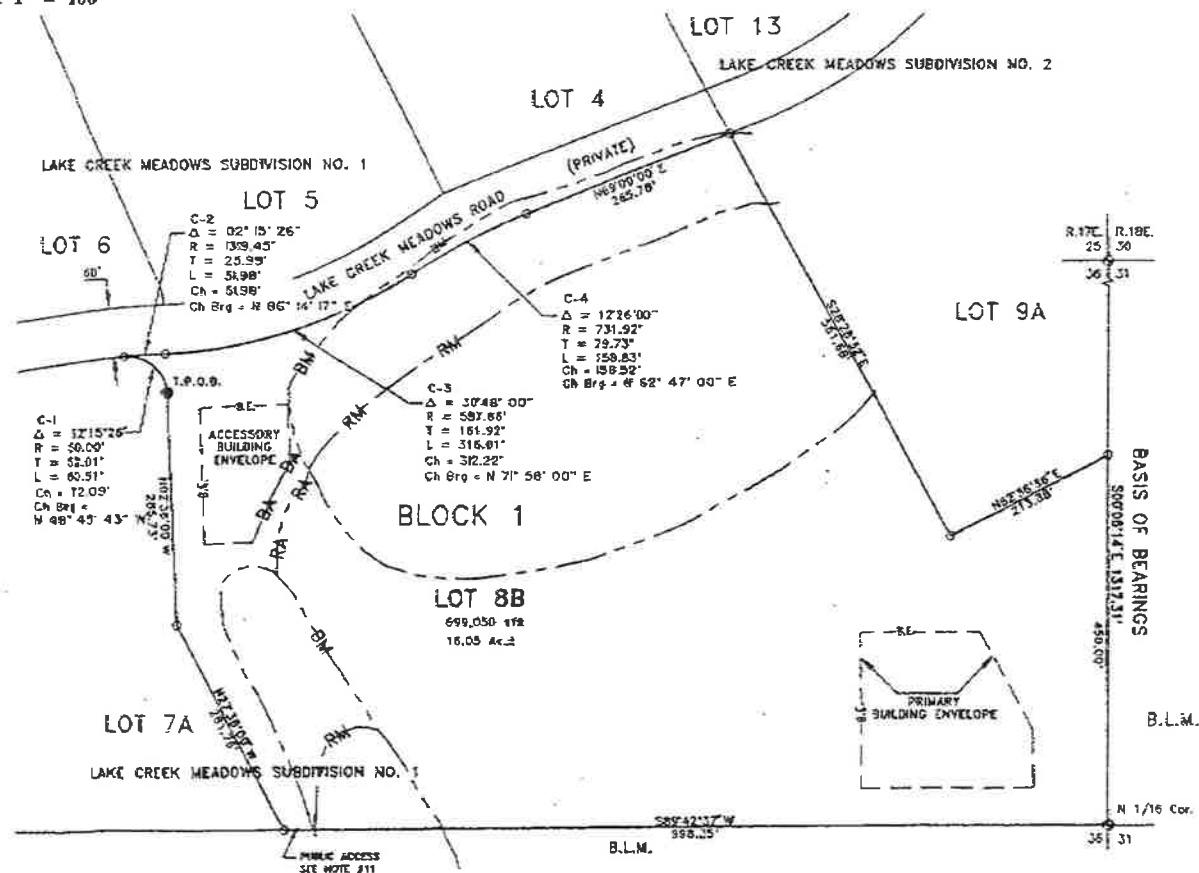

NOTARY PUBLIC, State of Florida

Residing at: First Union Nat'l Bank
Commission expires:



100 50 0 100 200 300
SCALE IN FEET

SCALE: 1" = 100'



(●) T.P.A.B. SET BRASS CAP IN CONCRETE
 (○) FOUND 1/2" BAR
 (●) FOUND BRASS CAP
 S.E. — BUILDING ENVELOPE
 — — — — — PLATTED RED AVALANCHE LINES
 PER ART WEARS 1987
 — — — — — PLATTED BLUE AVALANCHE LINES
 PER ART WEARS 1987
 — — — — — ADDITIONAL RED AVALANCHE LINES
 PER ALPINE ENTERPRISES 1996
 — — — — — ADDITIONAL BLUE AVALANCHE LINES
 PER ALPINE ENTERPRISES 1996

SEE PAGE 2 OF 3 FOR NOTES

HEALTH CERTIFICATE: Sanitary restrictions as required by Idaho Code Title 50, Ch. 13, have been satisfied. Sanitary restrictions may be reimposed in accordance with Idaho Code Title 50, Ch. 13, Sec. 50-1326, by issuance of a Certificate of Disapproval.

Date 8/26/78

South Central District Health Dept., EH5



AN AMENDED PLAT OF LOT 88, BLOCK 3,
LAKE CREEK MEADOWS SUBDIVISION NO. 1
GALENA ENGINEERING, INC.
KETCHUM, IDAHO

SHEET 1 OF 3

BRUCE SMITH L.S. 7048

Job No. 1570

P. 05/05

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 37-12953 V1

WATER RIGHT NUMBER: 37-12953 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	KIAORA ASSETS LIMITED PARTNERSHIP PO BOX 3144 KETCHUM, ID 83340 (208)726-5023
Attorney	JAMES P SPECK SPECK & AANESTAD PO BOX 987 KETCHUM, ID 83340 (208)726-4421
Directors Report Owner	GOODMAN FAMILY TRUST DAVID P GOODMAN TRUSTEE PO BOX 3144 KETCHUM, ID 83340 (208)726-5023
Directors Report Owner	GOODMAN FAMILY TRUST MARY W GOODMAN TRUSTEE PO BOX 3144 KETCHUM, ID 83340 (208)726-5023

Priority Date: 10/31/1986

Basis: Beneficial Use

Status: Active

<u>Source</u>	<u>Tributary</u>
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GROUND WATER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
DOMESTIC	1/01 to 12/31	0.040 CFS	
	<u>Total Diversion:</u>	0.040 CFS	

Location of Point(s) of Diversion

GROUND WATER	NW1/4NW1/4	Sec. 31, Twp 05N, Rge 18E, B.M.
BLAINE County		

Place of Use

DOMESTIC

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
05N	18E	31																	

Total Acres: 0

Conditions of Approval:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 37-12953 V1

1. N11 THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
2. N13 THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.

Remarks:

1. Explanatory PARCEL NO. 003620000080A

Comments:

1. CORR4 10/16/1997 COPIED FROM REMARKS
Comment: PARCEL NO. 003620000080A PROPERTY ALSO KNOWN AS 130 LAKE CREEK MEADOWS RD
PROPERTY ALSO KNOWN AS LOT 8A, BLOCK 1, LAKE CREEK MEADOWS SUBD 1
2. CTIMM 11/18/1999 OWNERSHIP CHANGE
Comment: 11/18/99, CHANGED OWNERSHIP: GOODMAN FAMILY TRUST TO KIAORA ASSETS LIMITED
PARTNERSHIP AS PER FORM 1409 AND DEED REC'D 11/4/99. C.T.
3. TFAWCETT 4/11/2000 ADD ATTORNEY
Comment: SPECK ADDED AS ATTORNEY PER NOA REC'D 11/5/1999

Dates and Other Information:

Decreed Date:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
Defendant:
Plaintiff:
Civil Case Number:
Judicial District:
Notice of Error Flag: NONE RECEIVED
State or Federal: S
Owner Name Connector: OR
Water District Number:
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

SubCase:

SubCase Number: 3712953
Class: 1
SF5 Filed Date: 2/8/2000
Special Master Recom Signed Date: 3/30/2000
Attorney Assigned: NICHOLAS B SPENCER
Date Filed: 9/10/1999 Objection Status: Active

SPECK & AANESTAD

A PROFESSIONAL CORPORATION
ATTORNEYS

120 EAST AVENUE
POST OFFICE BOX 987
KETCHUM, IDAHO 83340

TELEPHONE
(208) 726-4421
FACSIMILE
(208) 726-0752

JAMES P. SPECK
DOUGLAS J. AANESTAD
BENJAMIN W. WORST

November 3, 1999

Mr. Allen Merritt
Idaho Department of Water Resources
1341 Fillmore, Suite 200
Twin Falls ID 83301

RECEIVED
NOV 04 1999
Department of Water Resources
Southern Region

**Re: Notice of Change of Water Right Ownership -
Water Right No. 37-12953**

Dear Allen:

Enclosed please find original and one copy of Notice of Change of Water Right Ownership for the above-referenced water right. Please have your clerk file stamp the original, conform the copy and return it to me in the enclosed envelope.

Thank you.

Sincerely yours,

SPECK & AANESTAD
A Professional Corporation

By: 
James P. Speck

JPS:jal
Enclosures

RECEIVED

NOV 05 1999

Department of Water Resources
Southern RegionTELEPHONE
(208)726-4421
FACSIMILE
(208)726-0752JAMES P. SPECK
DOUGLAS J. AANESTAD
BENJAMIN W. WORST

SPECK & AANESTAD

A PROFESSIONAL CORPORATION
ATTORNEYS
120 EAST AVENUE
P. O. BOX 987
KETCHUM, IDAHO 83340TO: Allen MerrittDATE: November 4, 1999IDWR1341 Fillmore, Suite 200RE: Water Right NO. 37-12953Twin Falls, Idaho 83301

Enclosure:

Copy of Notice of Appearance for SRBA Court in the above-referenced
water right.

- | | | | |
|-------------------------------------|---|--------------------------|--|
| ☒ | For your information | ☐ | Please file and return a conformed copy in the enclosed envelope |
| ☐ | For your signature | ☐ | Please record. This firm's check in the amount of \$ _____ is enclosed |
| ☐ | For payment | ☐ | Please review and contact me with your comments |
| ☐ | Per our conversation | ☐ | Please review and call for an appointment to execute the originals |
| ☐ | See remarks below | | |
| ☐ | Please present to the Judge for his consideration | | |

Remarks:

Thank you.

SPECK & AANESTAD
A Professional CorporationBy: Jean A. LathamJean A. Latham
Assistant to James P. Speck

37-12953

Claimant Name:

Kiaora Assets Limited Partnership

Attorney Name & Address:

**James P. Speck, ISB #2067
Speck & Aanestad
A Professional Corporation
120 East Avenue
P. O. Box 987
Ketchum, Idaho 93340
(208) 726-4421
FAX: (208) 726-0752**

RECEIVED

NOV 05 1999

Department of Water Resources
Southern Region

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

In Re SRBA

Case No. 39576

)
)
)
)
)

Subcase No. 37-12953

NOTICE OF APPEARANCE

DESCRIPTIVE SUMMARY

This is a notice of appearance by counsel on behalf of the new claimant and purchaser of the water right identified below.

NOTICE OF APPEARANCE

The law firm of Speck & Aanestad, A Professional Corporation, hereby enters its appearance in this Subcase on behalf of Claimant, Kiaora Assets Limited Partnership.

DATED this 3rd day of November, 1999.

**SPECK & AANESTAD
A Professional Corporation**

By


James P. Speck

CERTIFICATE OF SERVICE

I hereby certify that on the 3rd day of November, 1999, I served a true and correct copy of the foregoing NOTICE OF APPEARANCE on the following persons in the manner designated below:

Chief, Natural Resources Division
Office of the Attorney General, State of Idaho
P. O. Box 44449
Boise, ID 83711-4449

- ☒ United States Mail, Postage Prepaid
- ☐ Hand Delivery
- ☐ Facsimile, with copy by United States Mail, Postage Prepaid

The United States Department of Justice
Environmental and Natural Resources
Division
550 West Fort Street
Box 33
Boise, ID 83724

- ☒ United States Mail, Postage Prepaid
- ☐ Hand Delivery
- ☐ Facsimile, with copy by United States Mail, Postage Prepaid

Idaho Department of Water Resources
Document Depository
P.O. Box 83720
Boise, ID 83720-0098

- ☒ United States Mail, Postage Prepaid
- ☐ Hand Delivery
- ☐ Facsimile, with copy by United States Mail, Postage Prepaid


JAMES P. SPECK