

RECEIVED

NOV 10 2011

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESWATER RESOURCES
WESTERN REGION

Notice of Change in Water Right Ownership

1. List the numbers of all water rights and/or adjudication claim records to be changed. If you only acquired a portion of the water right or adjudication claim, check "Yes" in the "Split?" column.

Water Right/Claim No.	Split?	Water Right/Claim No.	Split?	Water Right/Claim No.	Split?
67-4277 (Split)	Yes ☒		Yes ☐		Yes ☐
inv 15072 +	Yes ☐		Yes ☐		Yes ☐
15073	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐

2. Previous Owner's Name: Jack Shaffer c/o Mary Shaffer
Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): J. Wayne Burkhardt
Name of each new owner as listed on the conveyance document
Julie M. Burkhardt
New owner continued Name connector ☒ and ☐ or ☐ and/or
2410 Little Weiser Road
Mailing address
Indian Valley, ID 83632
City State ZIP
208-256-4437 truly@ctcweb.net
Telephone Email

4. If the water rights and/or adjudication claims were split, how did the division occur?
☐ The water rights or claims were divided as specifically identified in a deed, contract, or other conveyance document.
☒ The water rights or claims were divided proportionately based on the portion of their place(s) of use acquired by the new owner.

5. Date you acquired the water rights and/or claims listed above: June 3, 2011

6. This form must be signed and submitted with the following **REQUIRED** items:

- A copy of the conveyance document – warranty deed, quitclaim deed, court decree, contract of sale, etc. The conveyance document must include a legal description of the property or description of the water right(s) if no land is conveyed.
- Plat map, survey map or aerial photograph which clearly shows the place of use and point of diversion for each water right and/or claim listed above (if necessary to clarify division of water rights or complex property descriptions).
- Filing fee (see instructions for further explanation):
 - \$25 per *undivided* water right.
 - \$100 per *split* water right.
 - No fee is required for pending adjudication claims.

7. Signature: Julie M. Burkhardt Owner 11/8/11
Signature of new owner/claimant Title, if applicable Date
Signature: Julie M. Burkhardt Owner 11-8-11
Signature of new owner/claimant Title, if applicable Date

For IDWR Office Use Only:

Received by gmh Date 11-10-11 Receipt No. W039747 Receipt Amt. 100.
Approved by gmh Processed by gmh Date 11-10-11

WARRANTY DEED

COPY

For Value Received, MARK ANDREW SHAFFER aka MARK A. SHAFFER and JENNIFER L. SHAFFER, husband and wife

the grantors do hereby grant, bargain, sell and convey unto
J. WAYNE BURKHARDT and JULIE M. BURKHARDT, husband and wife as community property
with right of survivorship

the grantees, whose current address is 2410 Little Weiser River Road, Indian Valley, ID 83632

the following described premises, in Adams County, Idaho, to-wit:

Township 14 North, Range 1 West, Boise Meridian, Adams County, Idaho
Section 35: NE1/4

Section 26: All that part of the SE1/4 lying South of the County road as now established.
EXCEPTING the County road right-of-way as now established.

TOGETHER WITH AND SUBJECT TO a 60 foot wide easement for ingress-egress and utilities
including, without limitations, for pedestrians, vehicles, and other related usages upon and along
an existing driveway located within the NE1/4NE1/4 of Section 35, T14NR1WBM, for access to and
from the Grantors' remaining property.

TO HAVE AND TO HOLD THE said premises, with their appurtenances unto the said Grantees, their
heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantees, that
they are the owners in fee simple of said premises; that they are free from all encumbrances excepting for
all easements of record, rights of way, matters visible, and all matters of record and title and that they will
warrant and defend the same from all lawful claims whatsoever.

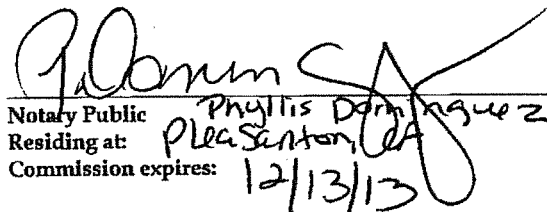
Date: June 1, 2011


MARK ANDREW SHAFFER aka
MARK A. SHAFFER

JENNIFER L. SHAFFER

STATE OF CA)
COUNTY OF Alameda : ss

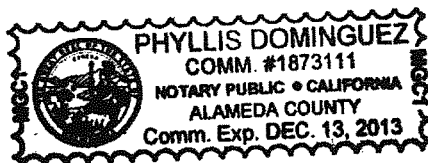
On this 1st day of June, in the year of 2011, before me, a Notary Public in and for said State, personally
appeared MARK ANDREW SHAFFER aka MARK A. SHAFFER and JENNIFER L. SHAFFER p.o.
known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument,
and acknowledged to me they executed the same.


Notary Public

Residing at: Pleasanton, CA

Commission expires: 12/13/13

#11-1104



Instrument # 121945

COUNCIL, ADAMS, IDAHO

6-3-2011 03:08:38 No. of Pages: 3

Recorded for: TIMBERLINE TITLE & ESCROW

SHERRY WARD

Ex-Officio Recorder Deputy

Index to: DEED

Fee: 15.00



WARRANTY DEED

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TO HAVE AND TO HOLD THE said premises, with their appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantees, that they are the owners in fee simple of said premises; that they are free from all encumbrances excepting for all easements of record, rights of way, matters visible, and all matters of record and title and that they will warrant and defend the same from all lawful claims whatsoever.

Date: June 1, 2011

**MARK ANDREW SHAFFER aka
MARK A. SHAFFER**


JENNIFER L. SHAFFER

STATE OF)
 : ss
COUNTY OF)

**SEE ATTACHED
NOTARIAL CERTIFICATE**

On this day of June, in the year of 2011, before me, a Notary Public in and for said State, personally appeared MARK ANDREW SHAFFER aka MARK A. SHAFFER and JENNIFER L. SHAFFER known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged to me they executed the same.

CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

State of California

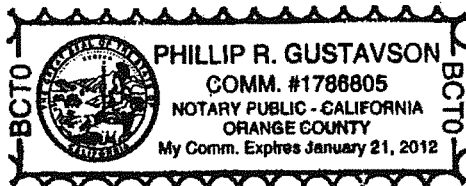
County of ORANGE

On June 1, 2011 before me, Phillip R. Gustavson, Notary Public

personally appeared Jennifer L. Shaffer

Name(s) of Signer(s)

who proved to me on the basis of satisfactory evidence 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 in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.



I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Signature: [Signature]
Signature of Notary Public

Place Notary Seal and/or Stamp Above

OPTIONAL

Though the information below is not required by law, it may prove valuable to persons relying on the document and could prevent fraudulent removal and reattachment of this form to another document.

Description of Attached Document

Title or Type of Document: Warranty Deed

Document Date: June 1, 2011 Number of Pages: 1

Signer(s) Other Than Named Above: _____

Capacity(ies) Claimed by Signer(s)

Signer's Name: _____ Signer's Name: _____

☐ Corporate Officer — Title(s): _____ ☐ Corporate Officer — Title(s): _____

☐ Individual ☐ Individual

☐ Partner — ☐ Limited ☐ General ☐ Partner — ☐ Limited ☐ General

☐ Attorney in Fact ☐ Attorney in Fact

☐ Trustee ☐ Trustee

☐ Guardian or Conservator ☐ Guardian or Conservator

☐ Other: _____ ☐ Other: _____

Signer Is Representing: _____ Signer Is Representing: _____

RIGHT THUMBPRINT
OF SIGNER

Top of thumb here

RIGHT THUMBPRINT
OF SIGNER

Top of thumb here

102512

COPY

Instrument # 102512

COUNCIL, ADAMS, IDAHO

2002-10-21

01:28:19 No of Pages: 2

Recorded for: IRA T BURTON

MICHAEL FISK

Fee: \$6.00

Ex-Officio Recorder Deputy

Index to REC

PERSONAL REPRESENTATIVE'S DEED

THIS PERSONAL REPRESENTATIVE'S DEED, made by MARK ANDREW SHAFFER as Personal Representative of the Estate of JOHN W. SHAFFER, deceased, Grantor, to MARK ANDREW SHAFFER, Grantee, whose current address is 2170 Range Place, Martinez, California 94553.

WHEREAS, Grantor is the qualified Personal Representative of said Estate, filed as Probate Number SP 02-00559 in Adams County, Idaho;

THEREFORE, for valuable consideration received, Grantor sells and conveys to Grantee all interest in the following described real property located in Adams County, Idaho, claimed by the estate:

Township 14 North, Range 1 West, Boise Meridian, Adams County, Idaho

Section 35: NE1/4

Section 26: E1/2SW1/4

SE1/4; S1/2S1/2SE1/4NW1/4; S1/2S1/2SW1/4NE1/4;
SE1/4NE1/4

EXCEPTING THEREFROM a parcel of land situated in Section 26, T14NR1W consisting of all that part of the E1/2SW1/4 of the said section, township and range lying and situated West of the County Road as now established and also lying and situated West of the county access road traversing the SE1/4SE1/4SW1/4 of said section, township and range and leading to the South end of the Ben Ross Reservoir.

Section 25: S1/2NW1/4; SW1/4NE1/4; S1/2

Township 14 North, Range 1 East, Boise Meridian, Adams County, Idaho

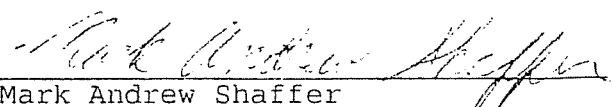
Section 17: NE1/4NE1/4; S1/2NE1/4; S1/2

Section 20: N1/2NE1/4; SE1/4NE1/4; N1/2NW1/4

EXCEPTING County Road as now established.

INSTRUMENT NO 102512
PAGE 2 OF 2

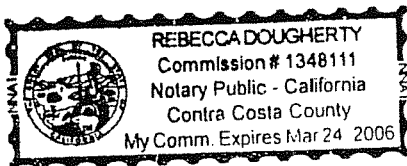
EXECUTED this 14TH day of OCTOBER, 2002.

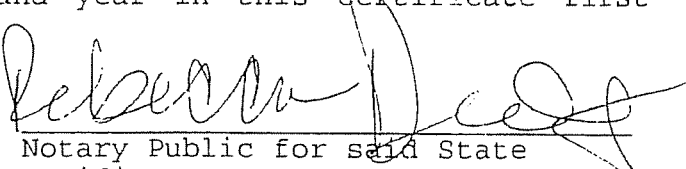

Mark Andrew Shaffer
Personal Representative of
Estate of John W. Shaffer

california
STATE OF IDAHO)
CONTRA COSTA) ss.
County of Washington)

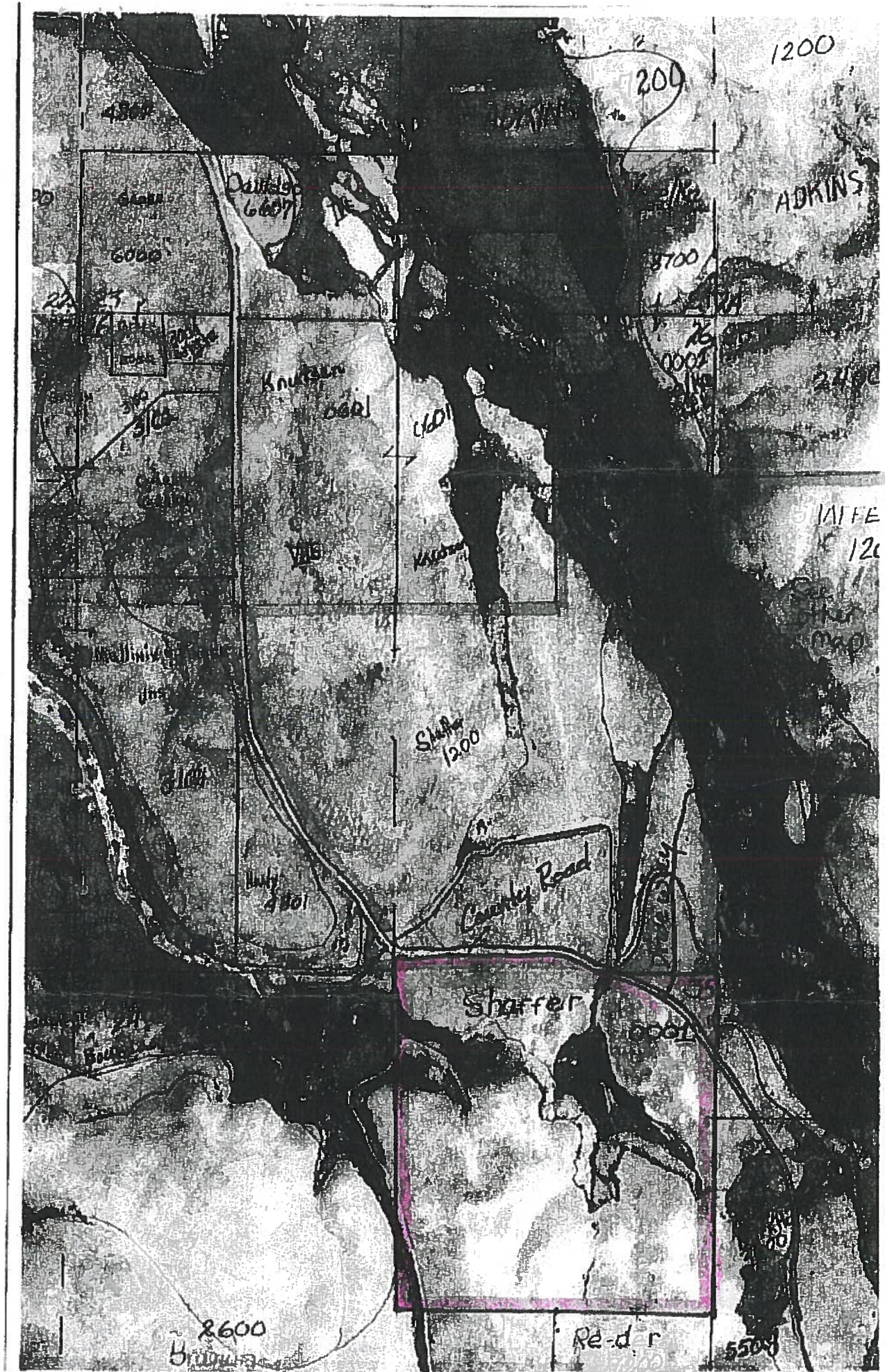
On this the 14th day of October, 2002, before me the undersigned, a Notary Public in and for said State, personally appeared MARK ANDREW SHAFFER, known to me to be the person whose name is subscribed to the foregoing instrument as the Personal Representative of the Estate of JOHN W. SHAFFER, deceased, and acknowledged to me that he executed the same for and on behalf of said estate.

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




Notary Public for said State
Residing at: Weiser, Idaho

Lafayette, California



IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

10/12/2011

WATER RIGHT NO. 67-4277

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	JACK SHAFFER C/O MARK SHAFFER 74 LESSAY NEWPORT COAST, CA 92657 (925)785-4484

Priority Date: 01/01/1953

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
LITTLE WEISER RIVER	WEISER RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15	10/31	0.5 CFS	
STOCKWATER	01/01	12/31	0.02 CFS	
Total Diversion			0.5 CFS	

Location of Point(s) of Diversion:

LITTLE WEISER RIVER	NESW	Sec. 06	Township 13N	Range 01E	ADAMS County
LITTLE WEISER RIVER	SWNENW	Sec. 36	Township 14N	Range 01W	ADAMS County

Place(s) of use:

Place of Use Legal Description: IRRIGATION ADAMS County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
14N	01W	25		SWNW	4									
				NWSW	20		SWSW	9.5						
		26		SENE	17									
				NESE	3.5		SESE	1.5						
		35		NENE	7.5		NWNE	3.5						

Place of Use Legal Description: STOCKWATER ADAMS County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
14N	01W	25		SWNW										
				NWSW			SWSW							
		26		SENE										
				NESE										

Total Acres: 66.5

Conditions of Approval:

1.	C18	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.
2.	E56	The rights listed below are limited to the irrigation of a combined total of 65 acres in a single irrigation season. Combined Right Nos.: 67-415, 67-425, 67-442, and 67-4277
3.	E52	The rights listed below are limited to a total combined diversion rate of 1.3 cfs. Combined Right Nos.: 67-415, 67-425, 67-442, and 67-4277
4.	N05	The quantity of water under this right for stockwater use shall not exceed 13,000 gallons per day.
5.	N08	The quantity of water decreed for this water right for stockwater use is not a determination of historical beneficial use.

Dates:

Licensed Date:

Decreed Date: 10/20/2008

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date:

Protest Deadline Date:

Number of Protests: 0

Other Information:

State or Federal: S

Owner Name Connector:

Water District Number:

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Combined Acres Limit: 65

Combined Volume Limit:

Combined Rate Limit: 1.3

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Cary Act Number:

Mitigation Plan: False

Close