

DE

EC-1696

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

RECEIVED
SEP 15 2009
DEPT. OF WATER RESOURCES
SOUTHERN REGION

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
Incomplete forms will be returned.

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
PD 45-559G					
PD 45-640G					
PD 45-13587					

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 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**.

Name and Address of Former Owner/Claimant(s) K. LeMar Anderson and Loma Anderson
1795 W. Carol
Meridian, ID 83642

New Owner/Claimant(s) Charles Elvis Skaggs and Delta Lou Skaggs
Name Connector (Check one): [] and, [] or, [] and/or

New Mailing Address 934 East 18th Street

City, State and ZIP Code Burley, ID 83318

New Telephone Number (208) 878-4341

Date you acquired the property September 9, 2009

SUPPORT DATA
IN FILE # 45-559G

5. Date you acquired the property September 9, 2009

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.

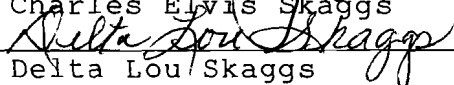
DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right will not be split, skip this area and proceed to line 7)		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Water Right and/or Adjudication Claim Number		
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)


Charles Elvis Skaggs

(title if applicable)


Delta Lou Skaggs

(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 
 Receipted by 
 Processed by  AJ

Date 9-15-09
 Date 9-15-09
 Date _____

Receipt Amt. \$75
 Receipt No. 5031098
 WR _____ Date _____

WARRANTY DEED

CASSIA COUNTY
RECORDED FOR:
LAND TITLE AND ESCROW
3:43:47 pm 09-11-2009
2009-004616
NO. PAGES: 2 FEE: \$6.00
LARRY A. MICKELSEN
COUNTY CLERK
DEPUTY: WLMARR

EC-1696

For Value Received

Loma D. Anderson, a widow

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto

Charles Elvis Skaggs and Delta Lou Skaggs, husband and wife

**Address: 934 East 18th Street
Burley, Idaho 83318**

Hereinafter called the Grantee, the following described premises situated in **Cassia County, Idaho**, to-wit:

**TOWNSHIP 14 SOUTH, RANGE 23 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO**

Section 4: A part of Lot 4 more particularly described as follows:

Beginning at the Northwest corner of said Lot 4;
Thence South along the West boundary of said Lot 4 for 280 feet;
Thence East for 816 feet;
Thence North for 280 feet to a point in the North boundary line of said Lot 4;
Thence West along the North boundary line of said Lot 4 for 816 feet to the Point of Beginning.

TOGETHER WITH all water and water rights, ditches and ditch rights used thereon or appurtenant thereto including but not limited to State of Idaho, Department of Water Resources Adjudication Nos. 45-559G, 45-640G and 45-13587.

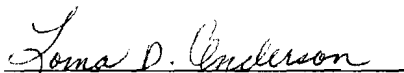
SUBJECT TO:

All reservations in patents or deeds in the chain of title.

Accruing taxes, levies and assessments; easements and rights of way of record if any.

TO HAVE AND TO HOLD, the said premises, with their appurtenances unto the said Grantee and to the successors heirs and assigns of the Grantee forever. The Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that they are free from all incumbrances except as above described and that Grantor will warrant and defend the same from all lawful claims whatsoever.

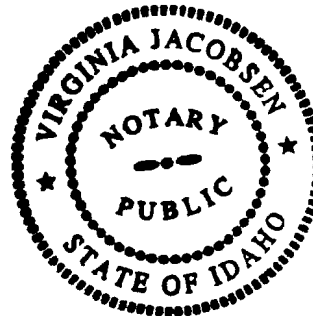
Dated: September 16th, 2009


Loma D. Anderson

STATE OF IDAHO)
) ss.
COUNTY OF ADA)

On this 10th day of **September, 2009**, before me, the undersigned, a Notary Public in and for said State, personally appeared **Loma D. Anderson**, known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that she executed the same.

Virginia Jacobsen
Notary Public
Residing at: *Nampa*
My Commission expires: *5/3/11*



RECEIVED

SEP 16 2009

DEPT. OF WATER RESOURCES
SOUTHERN REGION

NO. _____ FILED _____
A.M. _____ P.M. _____

SEP 09 2009

J. DAVID NAVARRO, Clerk
By KATHY J. BIEHL
DEPUTY

Mark S. Freeman
FOLEY FREEMAN, PLLC
Attorneys at Law
77 East Idaho Ave., Suite 100
Meridian, Idaho 83642
Telephone: (208) 888-9111
Facsimile: (208) 888-5130
Idaho State Bar No. 3074

Attorneys for Petitioner

IN THE DISTRICT COURT OF THE FOURTH JUDICIAL DISTRICT
OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF ADA

IN THE MATTER OF THE ESTATE OF	)	Case No. CV-IE-09-15484
	)	
K. LEMAR ANDERSON,	)	DECREE VESTING ESTATE
	)	IN SURVIVING SPOUSE
	)	(I.C. 15-3-1205)
Deceased.	)	
_____	)	

Upon consideration of the Petition for Summary Administration of Estate Where Surviving Spouse is Sole Beneficiary filed by Loma D. Anderson on the 9th day of September, 2009, the Court finds that:

1. The facts set forth in the petition are true;
2. The required notice has been given or waived;
3. The decedent, K. LeMar Anderson, died on May 4, 2009, at the age of 75 years.

DECREE VESTING ESTATE IN SURVIVING SPOUSE - 1

COPY

4. Venue is proper;

5. The decedent, K. LeMar Anderson, and Loma D. Anderson were duly married in Oakley, Idaho, on November 14, 1958, and remained married until the date of decedent's death.

6. The surviving spouse, Loma D. Anderson, is the sole heir or devisee of the decedent.

7. The decedent died testate leaving a will in which the surviving spouse is named as the sole devisee.

8. The schedule of property attached to this Decree is a full and complete inventory of the property owned by the decedent and properly characterizes the property as community or separate property.

THEREFORE, it is ordered, adjudged and decreed as follows:

1. Loma D. Anderson is the surviving spouse of the decedent and is the sole heir or devisee of the decedent.

2. The property of the decedent described on the schedule attached to this Decree is hereby vested in and distributed to Loma D. Anderson free and clear of all right, title, claim or demand of any person or persons claiming or attempting to claim under the estate of the decedent as heir, devisee, or otherwise, except as a proper creditor.

3. The surviving spouse shall assume and be liable for any and all indebtedness that might be a claim against the estate of the decedent.

4. There shall be no administration of the estate of the decedent.

DATED this 9 day of September, 2009.

CHRISTOPHER M. BIETER

MAGISTRATE

STATE OF IDAHO } ss.

COUNTY OF ADA

I, J. David Navarro, Clerk of the District Court of the Fourth Judicial District of the State of Idaho, in and for the County of Ada, do hereby certify that the foregoing is a true and correct copy of the original on file in this office. In witness whereof, I have hereunto set my hand and affixed by official seal, this 9 day of Sept, 2009.

DAVID NAVARRO, Clerk

By Anthony J. Buck Deputy.



CLERK'S CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on the 9 day of September, 2009, I caused to be served a true and correct copies of the foregoing DECREE VESTING ESTATE IN SURVIVING SPOUSE, by the method indicated below, and addressed to the following:

Loma D. Anderson	<u>X</u>	Mailed
1795 W. Carol	<u> </u>	FAXED
Meridian, ID 83646	<u> </u>	Hand-delivered

Kathy Sue Trowbridge	<u>X</u>	Mailed
3969 Leeland Way	<u> </u>	FAXED
Boise, ID 83709	<u> </u>	Hand-delivered

Connie Marie Anderson	<u>X</u>	Mailed
2005 Pole Line Rd.	<u> </u>	FAXED
Oakley, ID 83446	<u> </u>	Hand-delivered

Steven LeMar Anderson	<u>X</u>	Mailed
P.O. Box 1247	<u> </u>	FAXED
Cascade, ID 83611	<u> </u>	Hand-delivered

Casey F. Anderson	<u>X</u>	Mailed
1795 W. Carol	<u> </u>	FAXED
Meridian, ID 83646	<u> </u>	Hand-delivered

Austin J. Anderson, a minor	<u>X</u>	Mailed
c/o Kathy Sue Trowbridge	<u> </u>	FAXED
3969 Leeland Way	<u> </u>	Hand-delivered
Boise, ID 83709		

Mark S. Freeman	<u> </u>	Mailed
Foley Freeman, PLLC	<u> </u>	FAXED
P.O. Box 10	<u>X</u>	Hand-delivered
Meridian, ID 83680		

J. DAVID NAVARRO
CLERK OF THE COURT

KATHY BIEHL
By _____
Deputy

SCHEDULE OF ASSETS

Decedent's one-half interest in the following property (all community property):

1. Real property located 1795 W. Carol St., Meridian, Ada County, Idaho, more particularly described as follows:

Lot 4 in Block 2 of Doris Subdivision, according to the plat thereof, filed in Book 16 of Plats at Page 1080, Records of Ada County, Idaho.

Except that portion of the subject parcel as conveyed unto G.K.D.G. Properties, by that certain agreement recorded April 10, 1981 as Instrument No. 8114784, more particularly described as follows:

Beginning at the Southwest corner of said Lot 4, the real Point of Beginning, thence East along the South line of said Lot 4 7.02 feet, thence North 0 degrees 26'55" West 153.00 feet to the North line of said Lot 4, thence West along the North line of said Lot 4 7.18 feet to the Northwest corner of said Lot 4, thence South along the West line of said Lot 4 153 feet to the real Point of Beginning.

2. Real property located Oakley, Cassia County, Idaho, more particularly described as follows:

Township 14 South, Range 23 East of the Boise Meridian, Cassia County, Idaho

Section 4: A part of Lot 4 more particularly described as follows:

Beginning at the Northwest corner of said Lot 4;
Thence South along the West boundary of said Lot 4 for 280 feet;
Thence East for 816 feet;
Thence North for 280 feet to a point in the North boundary line of said Lot 4;
Thence West along the North boundary line of said Lot 4 for 816 feet to the POINT OF BEGINNING.

3. The Decedent's interest in all furniture, fixtures, clothing and miscellaneous personal effects and property, including but not limited to, said personal property located in the above-described residence.