



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street • P.O. Box 83720 • Boise, Idaho 83720-0098

Phone: (208) 287-4800 • Fax: (208) 287-6700 • Web Site: www.idwr.idaho.gov

January 12, 2009

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

CINDY KNEEN
PO BOX 325
GARDEN VALLEY ID 83622

RE: Change in Ownership Water Right No. 65-2516

Dear Applicant:

The Department of Water Resources acknowledges receipt of your Notice of Change in Water Right Ownership received 6/21/2006. I apologize for the delay in reviewing your application. Our review of your notice indicates that additional information is required before we can process the change. The information required is indicated below:

X **Evidence of Water Right Ownership:** copy of Deed, Title Policy, Contract of Sale, or other legal document indicating your ownership of the property and/or water right in question

X **Filing Fee** of \$25 per water right

The place of use for the water right listed on your application (#65-2516) is in Township 9N, Range 8E, Section 32, NWSE and SWSE. The legal description on your deed does not include land covering the water right place of use. I also checked our database for water rights in the areas listed on your deed, but did not find any. Also, a \$25 processing fee is required to complete ownership changes.

The Department cannot process the ownership change without proper documentation and fees. I am returning your application materials unprocessed. You may resubmit the application, including the fee and proof of ownership, at anytime.

Please feel free to contact the Department if you have any questions.

Sincerely,

Dayna M. Ball
Technical Reviewer
Water Allocations Bureau
208-287-4953

Enclosures

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

RECEIVED

JUN 21 2006

WATER RESOURCES
WESTERN REGION

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 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
65-2516					

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 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**.

3. Name and Address of Former
Owner/Claimant(s)

Thomas and Diana Nicholson
PO Box 690

4. New Owner/Claimant(s)

Meridian ID 83680

Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address

Cindy Kneen

City, State and ZIP Code

PO Box 325, Garden Valley ID
83622

New Telephone Number

() 4/13/05

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 item 1, THEN SKIP THIS ITEM AND GO TO ITEM 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 (one water right per box, you may copy this page as 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(s) will not be split, skip this area and proceed to item 7)

Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

DESCRIPTION OF YOUR PORTION OF WATER RIGHT
(If the right(s) will not be split, skip this area and proceed to item 7)

Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

7.

Signature of New Owner(s) or Claimant(s) *Cindy Kucera*
(include title if applicable)

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.

For Office Use Only

Received by _____	Date _____	Fee _____
Receipted by _____	Date _____	Receipt No. _____
Processed by _____	AJ Date _____	WR _____ Date _____

WARRANTY DEED

Order No.: AT-5000525872MM

FOR VALUE RECEIVED

Thomas T. Nicholson and Diana R. Nicholson, husband and wife,
the grantor(s), do(es) hereby grant, bargain, sell and convey unto

Cindy Suzanne Kneen, Trustee of the Cindy Suzanne Kneen Living Trust, dated October 14, 2004,
whose current address is

325, Garden Valley ID 83622
P.O. Box 162, Hiamna, AK, 99606,

the grantee(s), the following described premises, in Boise County, Idaho, TO WIT:

MORE PARTICULARLY DESCRIBED IN EXHIBIT A ATTACHED

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee(s), that (s)he is/are the owner(s) in fee simple of said premises; that they are free from all encumbrances Except: Current Year Taxes, conditions, covenants, restrictions, reservations, easements, rights and rights of way, apparent or of record.

And that (s)he will warrant and defend the same from all lawful claims whatsoever.

Dated: April 12, 2005

Thomas T. Nicholson
Thomas T. Nicholson

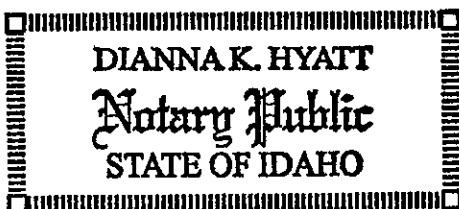
Diana R. Nicholson
Diana R. Nicholson

State of Idaho

County of Ada

On this 12th day of April 2005, before me, a Notary Public in and for said state, personally appeared THOMAS T. NICHOLSON AND DIANA R. NICHOLSON 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 same.

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



Dianna K. Hyatt
Notary Public for the State of Idaho
Residing at: BOISE ID
Commission Expires: 03/12/2010

**LEGAL DESCRIPTION
EXHIBIT 'A'**

Order No.: 5000525872MM

PARCEL 1

The H.E. Survey No. 335, embracing a portion of Sections 31 and 32, Township 9 North, Range 6 East, and Section 6, Township 8 North, Range 6 East, all of the Boise Meridian, Boise County, Idaho, as follows:

Beginning at corner No. 1 from which the Northeast corner to Section 1 in Township 8 North, Range 5 East, Boise Meridian bears
South 00°21' East 8.00 chains distance; thence
North 00°21' West 13.18 chains to corner No. 2; thence meandering the left bank of the South Fork of the Payette River
North 37°30' East 1.80 chains; thence
North 29°15' East 22.8 chains; thence
North 47°26' East 11.20 chains; thence
North 50°00' East 7.10 chains; thence
South 48°30' East 1.60 chains; thence
North 63°30' East 14.97 chains; thence
North 15°00' East 3.20 chains; thence
North 63°30' East 2.50 chains; thence
North 86°00' East 4.00 chains; thence
South 78°45' East 8.35 chains; thence
South 78°00' East 3.60 chains; thence
North 76°45' East 1.60 chains; thence
South 72°00' East 2.00 chains; thence
South 61°45' East 1.90 chains; thence
South 84°30' East 80 links to corner No. 3; thence
South 12 chains to corner No. 4; thence
South 57°54' West 76.67 chains to corner No. 1 the PLACE OF BEGINNING in Boise County, Idaho.

PARCEL 2

Those lands lying adjacent to the amended Black Bear Subdivision plat as shown on the survey plat prepared by Richard A. Johnson #943 in Sections 31 and 32, Township 9 North, Range 5 East, B.M. and Section 6, Township 8 North, Range 6 East, B.M. lying between the mean highwater and original meander lines of the G.L.O. Survey of H.E.S. #335.

QUITCLAIM DEED

ORDER NO.: AT-5000525872MM

FOR VALUE RECEIVED,

Robert J. Hallstrom, a married man, as his sole and separate property

do(es) hereby convey, release, remise and forever quitclaim unto

Thomas T. Nicholson and Diana R. Nicholson, husband and wife

whose current address is: **P.O. Box 690, Meridian, ID 83680**

the following described premises:

Those lands lying adjacent to the amended Black Bear Subdivision plat as shown on the survey plat prepared by Richard A. Johnson #943 in Sections 31 and 32, Township 9 North, Range 5 East, B.M. and Section 6, Township 8 North, Range 6 East, B.M. lying between the mean highwater and original meander lines of the G.L.O. Survey of H.E.S. #335.

TO HAVE AND TO HOLD the said premises, unto the said grantees, heirs and assigns forever.

Dated: April 12, 2005

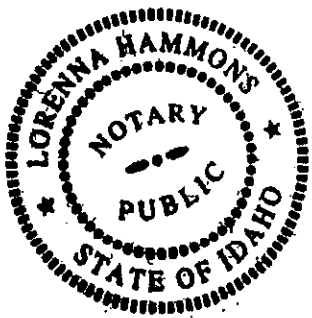
x Robert J. Hallstrom
ROBERT J. HALLSTROM

State of Idaho

County of Canyon

On this 12th day of April, 2005, before me, a Notary Public in and for said state, personally appeared Robert J. Hallstrom 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 same.

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



Lorena Hammons
Notary Public for the State of Idaho
Residing at: Nampa ID
Commission Expires:

12/18/08