

RECEIVED

NOV 13 2008

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

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 IDWR will produce new water right number(s) for the split(s).

Water Right No(s)	Adjudication Claim No(s)	Split(s)	Water Right No(s)	Adjudication Claim No(s)	Split(s)
PD 67-14776	} decreed 10-20-08				
PD 67-14657					

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 on file with the county Planning and Zoning or Recorder's Office).

OR

- D. 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 or equivalent **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) CAROLYN FOLKE / TIMOTHY FOLKE
PO BOX 100
PAYETTE, ID 83661-0100

4. New Owner/Claimant(s) KURT FOLKE
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address 1326 MANN CREEK ROAD

City, State and ZIP Code WEISER, ID 83672

New Telephone Number (208) 642-1417 Email: _____

SUPPORT DATA

IN FILE # 67-14657

5. Date you acquired the property APRIL 2, 2007

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) Rent Jan
 (title if applicable)

 (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 Janh Date 11-13-08
 Received by Janh Date 11-13-08
 Processed by AJ Date _____

Receipt Amt. \$50
 Receipt No. W037039
 WR Janh Date 11-19-08

QUITCLAIM DEED

204947

For Value Received

TIMOTHY S. FOLKE and CAROLYN A. FOLKE, husband and wife

do hereby convey, release, remise and forever quitclaim unto

KURT R. FOLKE, a single person

whose current address is P.O. BOX 100
PAYETTE ID 83661

the following described premises, to-wit:

SEE ATTACHED EXHIBIT A

together with their appurtenances.

Dated: 4-2-07

Instrument # 204947

STATE OF IDAHO, COUNTY OF WASHINGTON

2007-04-03 10:16:00 No. of Pages: 2

Recorded for: AMERITITLE

SHARON WIDNER

Ex-Officio Recorder Deputy Lisa M. Knight Fee: 6.00

Index to: DEED

[Signature]
TIMOTHY S. FOLKE

[Signature]
CAROLYN A. FOLKE

STATE OF IDAHO, COUNTY OF WASHINGTON

On this 2nd day of April, before me, a
notary public in and for the said State, personally appeared

TIMOTHY S. FOLKE and CAROLYN A. FOLKE
known to me to be the persons whose names are
subscribed to the within Instrument, and acknowledged to
me that they executed the same.

[Signature]
Notary Public
Residing at: Payette, Idaho
Comm. Expires: 3/27/09



EXHIBIT "A"

A parcel of land situated within the NE1/4SW1/4 of Section 30, Township 12 North, Range 4 West, Boise Meridian, Washington County, Idaho, more particularly described as follows:

Beginning at the northeast corner of the W1/2E1/2NE1/4SW1/4 of Section 30, T.12N., R.4W., B.M.;

Thence S 0°36'49"E, a distance of 855.38 feet along the east line of said W1/2E1/2NE1/4SW1/4 to the TRUE POINT OF BEGINNING;

Thence continuing S 0°36'49"E, a distance of 476.35 feet along the east line of said W1/2E1/2NE1/4SW1/4 to the southeast corner of said W1/2E1/2NE1/4SW1/4;

Thence S 89°48'32"W, along the south line of said NE1/4SW1/4 to a point on the easterly right-of-way line of an existing County Road known as Mann Creek Road;

Thence northerly along the easterly right-of-way line of said Mann Creek Road, to a point 870.00 feet southerly along the easterly right-of-way line of said Mann Creek Road, from the point of intersection of said easterly right-of-way and the north line of said NE1/4SW1/4;

Thence N 89°36'33"E, parallel to the north line of said NE1/4SW1/4, a distance of 339.99 feet to the TRUE POINT OF BEGINNING.

AND ALSO all the part of the N1/2SE1/4SW1/4 of Section 30, Township 12 North, Range 4 West, Boise Meridian, Washington County, Idaho, lying easterly of said Mann Creek Road.

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)
PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 67-14657

Attached FYI

NAME AND ADDRESS:

CAROLYN FOLKE
TIMOTHY FOLKE
PO BOX 100
PAYETTE, ID 83661-0100

Needs to be updated.

SOURCE: MANN CREEK TRIBUTARY: WEISER RIVER

QUANTITY: 0.24 CFS

PRIORITY DATE: 11/28/1967

POINT OF DIVERSION: T12N R05W S11 SENE Within Washington County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	03-01 TO 11-15	0.24 CFS
	Stockwater	01-01 TO 12-31	0.02 CFS

PLACE OF USE: Irrigation Within Washington County
T12N R04W S30 NESW 3.5 SESW 8.5
12.0 Acres Total

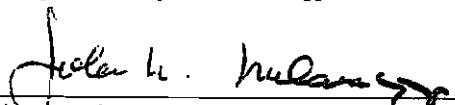
Stockwater Within Washington County
T12N R04W S30 NESW SESW

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. I.C. SECTION 42-1412(6).

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.


John M. Melanson
Presiding Judge of the
Snake River Basin Adjudication

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)
PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 67-14776

NAME AND ADDRESS:

CAROLYN A FOLKE
TIMOTHY S FOLKE
PO BOX 100
PAYETTE, ID 83661-0100

Needs to be updated,

SOURCE: MANN CREEK TRIBUTARY: WEISER RIVER

QUANTITY: 0.03 CFS

This right shall receive 100% of its decreed amount until the natural flow of the waters of Mann Creek shall decrease so that all rights cannot receive 100%, at which time this right and other various decreed rights, as established by the district court in Jefferson et al. v. Higgenbotham et al. (Washington County, June 3, 1921), shall be cut to 70% of the said amounts, beginning with the latest right and proceeding to the earliest right in the order of priority.

PRIORITY DATE: 06/01/1874

This right is a Primary Right, as established by the district court in Jefferson et al. v. Higgenbotham et al. (Washington County, June 3, 1921), and, as such, irrespective of priority, is senior to all other rights that have not been identified as a Primary Right on Mann Creek.

POINT OF DIVERSION: T12N R05W S11 SESENE Within Washington County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	03-01 TO 11-15	0.03 CFS

PLACE OF USE: Irrigation Within Washington County
T12N R04W S30 SESW 2.0
2.0 Acres Total

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. I.C. SECTION 42-1412(6).



Idaho Department of Water Resources

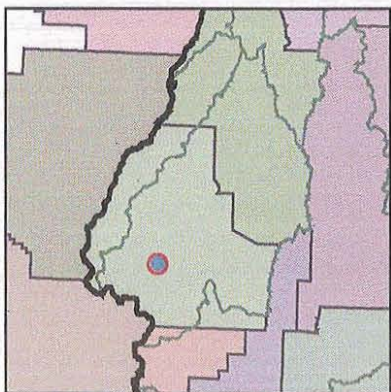
SRBA Recommendation:

67-14776

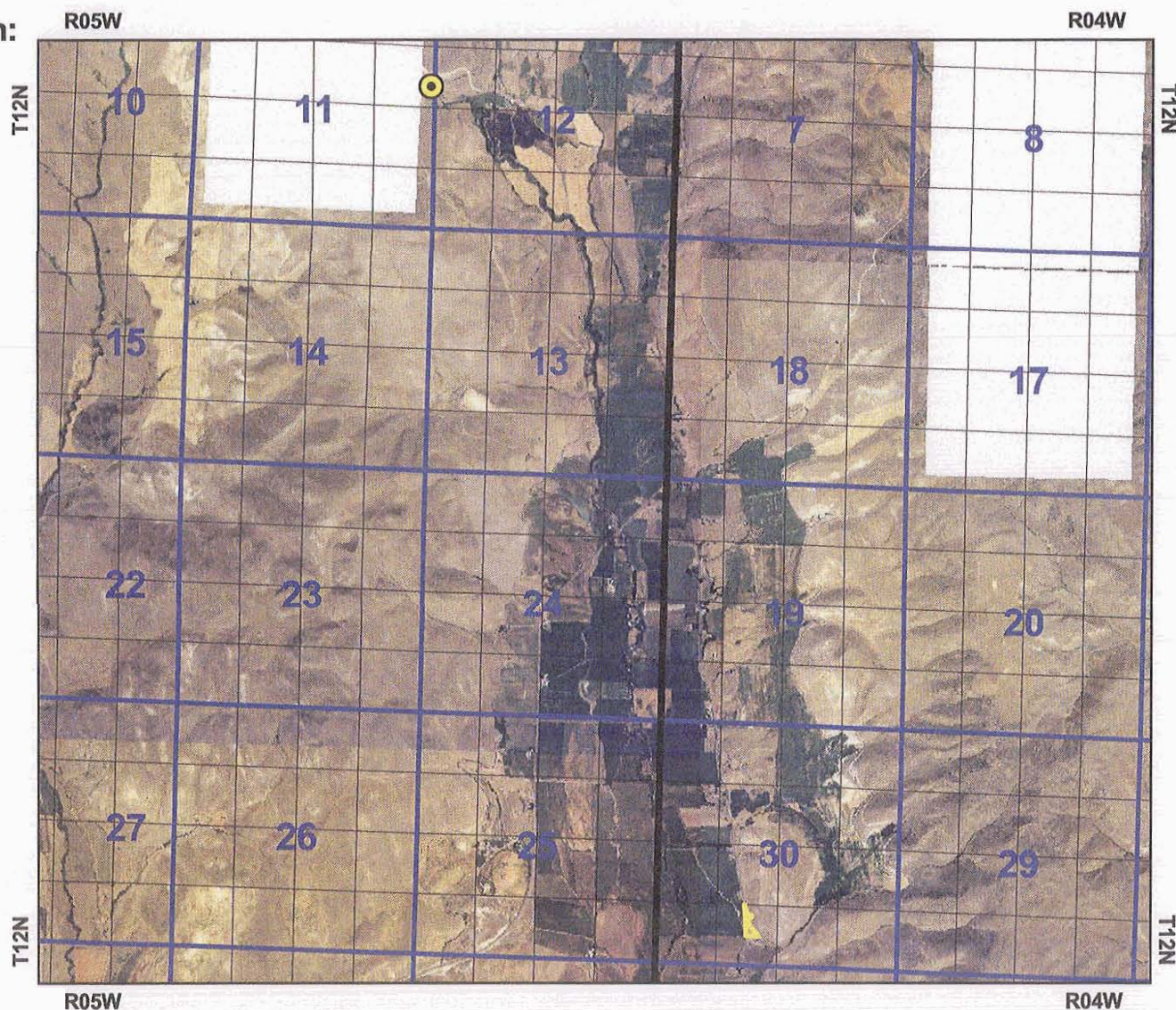
(Irrigation)

Legend

- Point of Diversion
- Place of Use
- Townships
- PLS Sections
- Quarter Quarters



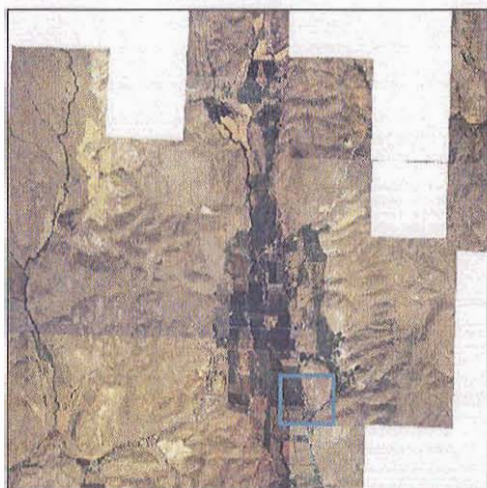
Washington County
IDWR Basin 67



0 2 4 Miles

Prepared by IDWR State Office
On Wednesday, November 15, 2006
1987/88 Aerial Photography

67-14776





Idaho Department of Water Resources

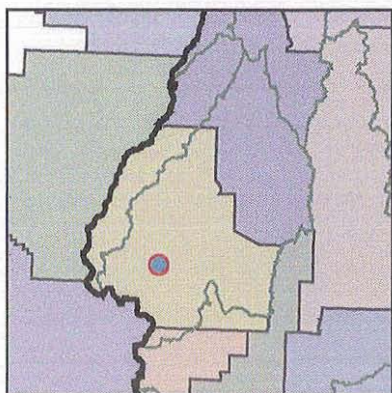
SRBA Recommendation:

67-14657

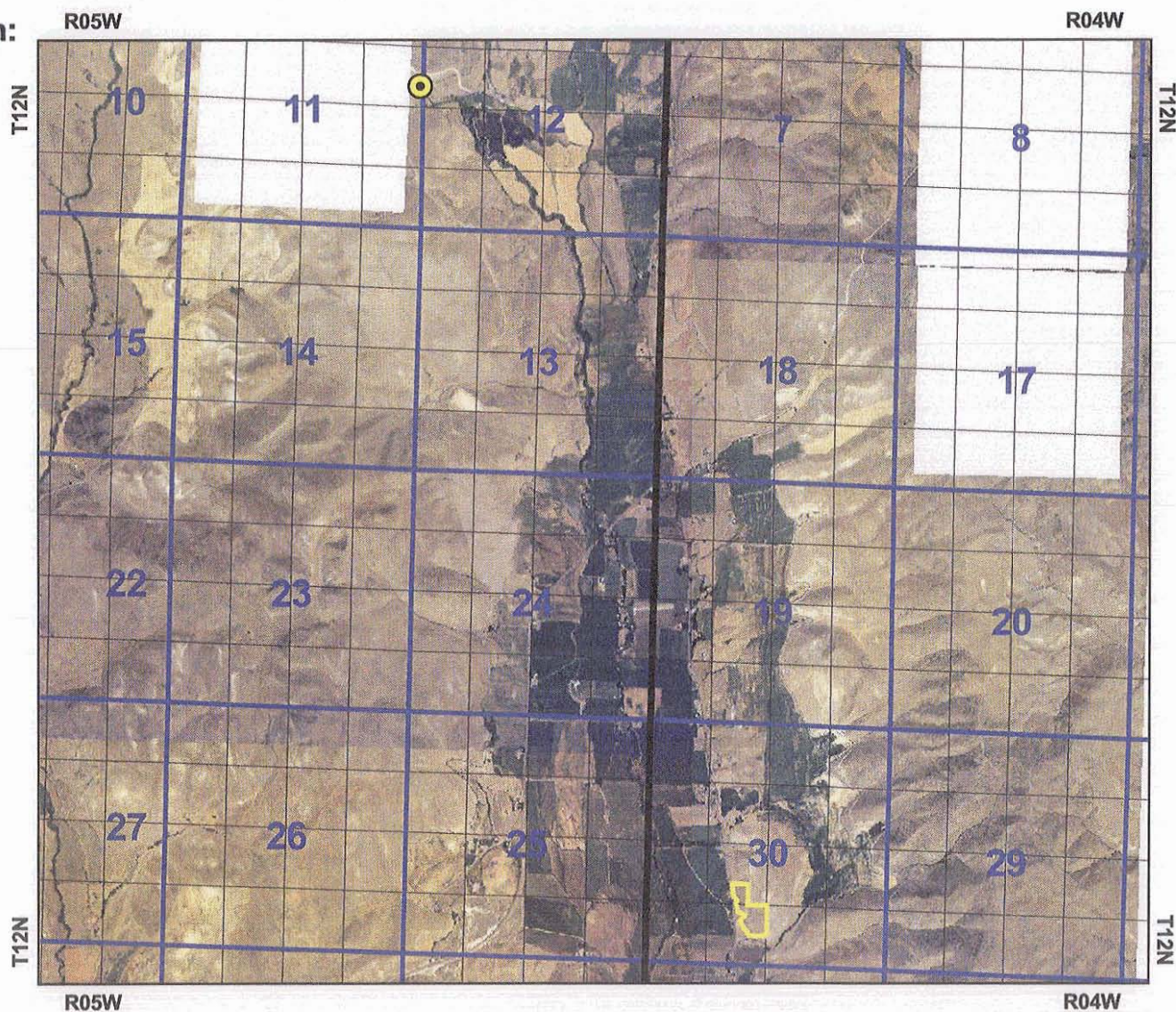
(Irrigation)

Legend

-  Point of Diversion
-  Place of Use
-  Townships
-  PLS Sections
-  Quarter Quarters



Washington County
IDWR Basin 67



0 2 4 Miles

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