



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way • Boise, Idaho 83705-5082

Phone: (208) 334-2190 • Fax: (208) 334-2348 • Web Site: www.idwr.idaho.gov

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

October 23, 2008

RALPH & ELICIA KANDER
10465 W ROCKWOOD ST
BOISE, ID 83704

RE: Change in Ownership for Water Right No. 61-252B

COPY

Dear Interested Parties:

The Department of Water Resources received a Notice of Change in Water Right Ownership on September 27, 2006. After reviewing the documents submitted, it was noted that additional funds would be needed to split this water right. A letter was sent to you on July 15, 2008 regarding this matter.

Effective July 1, 2000, the legislature enacted House Bill No. 545 requiring a filing fee for a change in water right ownership. The fee is \$25 per water right, except for ownership changes resulting in the division of a water right, which is \$100 per water right. All ownership change notices received after June 30, 2000 must include the appropriate filing fees in order to be processed.

We are returning the Notice and its attachments, as we have not received the appropriate fees. Copies of your ownership change request will be kept in our files for reference.

If, at a later date, you wish to reinstate this request you may send the enclosed ownership change request form along with the required support data we will be able to review &/or complete the request for you.

If you have any questions regarding this matter, please call this office at (208) 334-2190.

Sincerely,

Jean Hersley
Office Specialist II

Enclosure

RECEIVED

SEP 27 2006

Form 42-248/42-1409(6) July, 2000

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

DEPARTMENT OF WATER RESOURCES

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
PD 61-252B					

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)

DEBORAH HANSEN
3701 CRESCENT RIM DR., BOISE, ID 83701

4. New Owner/Claimant(s)

RALPH + ELICIA KANDER

Name Connector (Check one): [] and, [] or, [] and/or

New Mailing Address

10465 W, ROCKWOOD ST.

City, State and ZIP Code

BOISE, ID 83704

New Telephone Number

208 322-0290

5. Date you acquired the property

11/12/04

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) _____
(include title if applicable)

[Handwritten Signature]
[Handwritten Signature]

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 *[Signature]*

Date *9-25-06*

Fee *25-*

Receipted by *[Signature]*

Date *9-25-06*

Receipt No. *W034722*

Processed by *[Signature]*

Date _____

WR _____

Date _____

Guaranty Title, Inc.

Title Insurance & Escrows

Guaranty Title, Inc.
206 South 3rd East Street
Mountain Home, ID 83647



Office: (208) 587-9091
Fax: (208) 587-8370
E-Mail: gtitle@mindspring.com
gti@guarantytitleinc.com

To: Ralph Kander
Elicia Kander
10465 W. Rockwood St.
Boise, Idaho 83704

DATE: 02/18/05

ATTN:

RE: Lockman Butte, LLC

Our File Number: 04-1228

Lot Block Subdivision
Section 26 Township 2 South Range 6 East

In connection with the above transaction, we have enclosed the following:

- () Owners Title Insurance Policy No.
- () Copy of Deed of Trust or Mortgage, Instrument No.
- (X) Original Warranty Deed, Instrument No. 361623
- () Copy of Plat Map & Building Restrictions
- ()

Thank you for this opportunity to serve you. If we may be of any further assistance, please do not hesitate to contact us.

Cordially,

Guaranty Title, Inc.

By

Renee Grace

WARRANTY DEED

FOR VALUE RECEIVED
Lockman Butte, L.L.C.

GRANTOR(S), does(do) hereby GRANT, BARGAIN, SELL and CONVEY unto
Ralph Kander and Elicia Kander, husband and wife

GRANTEE(S), whose current address is: 10357 NE Canyon Creek Rd. Mountain Home, Id 83647
the following described real property in Elmore County, State of Idaho,
more particularly described as follows, to wit:

(See Attached)

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee(s), and Grantee(s) heirs and assigns forever. And the said Grantor(s) does(do) hereby covenant to and with the said Grantee(s), that Grantor(s) is/are the owner(s) in fee simple of said premises; that said premises are free from all encumbrances, EXCEPT those to which this conveyance is expressly made subject and those made, suffered or done by the Grantee(s); and subject to reservations, restrictions, dedications, easements, rights of way and agreements, (if any) of record, and general taxes and assessments, (including irrigation and utility assessments, if any) for the current year, which are not yet due and payable, and that Grantor(s) will warrant and defend the same from all lawful claims whatsoever. , except those of record.

Dated: November 16, 2004

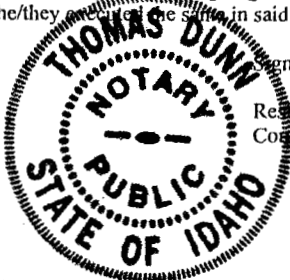
Richard Hansen
Lockman Butte, L.L.C.

STATE OF IDAHO
COUNTY OF)

On this 17TH day of November
In the year 2004 , before me a Notary Public, personally appeared

Richard Hansen

Known or identified to me to be one of the members in the limited liability company of Lockman Butte, LLC
And the member or one of the members who subscribed said limited liability company name to the foregoing instrument, and acknowledged to me that he/she/they owned the same in said limited liability company name.



Signature *Thomas Dunn*
Residing at Boise, IDAHO
Comm Exp: June 8, 2005

Instrument # 361623
Elmore County, Idaho
04:17pm Nov. 17, 2004
For: GUARANTY TITLE INC
No. of Pages: 2 Fee: \$6.00
GAIL L. BEST, Recorder
Deputy: DLE

LEGAL DESCRIPTION

Part of the Northeast 1/4 of the Northeast 1/4 of Section 26, Township 2 South, Range 6 East of the Boise Meridian, Elmore County, Idaho described as:

Commencing at the Northeast corner of Section 26, Township 2 South, Range 6 East of the Boise Meridian, Elmore County, Idaho and running thence S00°11'06" W. 399.54 feet along the East line of said Section to the centerline of a County Road (said point also being the Point of Beginning); thence S.00°11'06" W. 106.39 feet along the said East line of said Section; thence S.89°52'36" W. 957.21 feet; thence N.19°31'30" W. 214.74 feet; thence S.89°54'42" E. 188.13 feet; thence N.85°06'03" E. 695.13 feet to a point on the centerline of a County Road; thence S.44°09'32" E. 213.30 along the centerline of said County Road to the Point of Beginning.

Subject to: A 30 foot ingress-egress access easement that is located in the Northeast 1/4 of the Northeast 1/4 of Section 26, Township 2 South, Range 6 East of the Boise Meridian, Elmore County, Idaho described as:

Commencing at the Northeast corner of Section 26, Township 2 South, Range 6 East of the Boise Meridian, Elmore County, Idaho and running thence S.00°11'06" W. 399.54 feet along the East line of said Section to the centerline of a County Road (said point being the Point of Beginning); thence S.00°11'06" W. 106.39 feet along the East line of said Section; thence S.89°52'36" W. 30.00 feet; thence N.00°11'06" E. 399.14 feet to the centerline of said County Road; thence S.44°09'32" E. 42.92 feet along said the centerline of said County Road to the Point of Beginning.

RA

Appraisal West, Inc.
PLAT MAP

File No. 10357 CanyonCr
 Case No.

Borrower	Ralph & Elicia Kander						
Property Address	10357 NE Canyon Creek Road						
City	Mountain Home	County	Elmore	State	ID	Zip Code	83647
Lender/Client	C5 Construction Lending		Address 1650 W. Spanish Bay Drive Eagle, ID 83616				

