

DEW

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

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

RECEIVED
 MAY 02 2005
 IDWR/North

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.

See Attached cc

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
81-0707/PD					

RECEIVED
 MAY 4 2005
 DEPARTMENT OF
 WATER RESOURCES

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)

OWEN G. + MARY ANN FIORE

4. New Owner/Claimant(s)

CO-TENANTS

CHRISTOPHER FIORE, KAREN ~~ERLSON~~ FIORE, JOHN FIORE, SUSAN FIORE AND/OR MARK FIORE

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

New Mailing Address

c/o KAREN P. ERLSON

City, State and ZIP Code

2090 DORSCH RD. WALNUT CREEK, CA

New Telephone Number

(916) 939-7472

5. Date you acquired the property

OCT, 2003

94598

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	_____	_____

X 7.

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

Karen P. Cason
KAREN P. CASON, for herself
+ on behalf of all other owners

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 <i>JP</i>	Date <i>5/2/05</i>	Fee <i>\$25.00</i>
Receipted by <i>JP</i>	Date <i>5/2/05</i>	Receipt No. <i>NO16875</i>
Processed by _____	AJ Date _____	WR _____ Date _____

0432052

QUITCLAIM DEED

FOR VALUE RECEIVED, OWEN G. FIORE and MARY ANN FIORE, husband and wife, hereinafter referred to as parties of the first part, do hereby convey, release, remise and forever quit claim unto CHRISTOPHER OWEN FIORE, a married man, as to an undivided one-sixth (1/6) interest; KATHLEEN THERESE WALKER, a married woman, as to an undivided one-sixth (1/6) interest; KAREN PATRICIA ERICSON, a married woman, as to an undivided one-sixth (1/6) interest; JOHN MICHAEL FIORE, an unmarried man, as to an undivided one-sixth (1/6) interest; SUSAN MARY FIORE, a married woman, as to an undivided one-sixth (1/6) interest and MARK DANIEL FIORE, an unmarried man, as to an undivided one-sixth (1/6) interest, hereinafter referred to as parties of the second part, all as tenants in common.

WITNESSETH:

That the said parties of the first part, for and in consideration of good and valuable consideration, to them in hand paid by the parties of the second part, the receipt thereof is hereby acknowledged, by these presents do hereby convey, release, remise and forever quit claim unto the said parties of the second part, and to their heirs, successor and assigns forever, the following described real property, situated in the County of Idaho, State of Idaho, to wit:

See Exhibit "A" attached hereto and incorporated herein as if set forth in full.

TOGETHER WITH ALL AND SINGULAR, the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining.

TO HAVE AND TO HOLD, all and singular, the above mentioned and described premises, together with the appurtenances, unto the said parties of the second part, and to their heirs, successors and assigns forever.

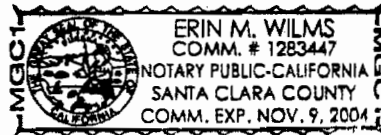
STATE of IDAHO	
County of Idaho	
Recorded at request of <u>Fine Remittance Ltd</u>	
at <u>10:30A</u> m on <u>10-14-03</u>	
<u>ROSE E. GEHRING</u>	
<u>B. Dana Stueck</u>	Recorder
Fees \$ <u>9.00</u>	Deputy

2


OWEN G. FIORE

MARY ANN FIORE

Erin M. Wilson (Seal)
Notary Public



MAIL TAX NOTICES TO:
Ms. Karen Ericson
2090 Dorsch Road
Walnut Creek, CA 94598

EXHIBIT "A"

Lots One (1) and Two (2) of Block "C" and Lots (1) and Two (2) of Block "B" of the Flying R Subdivision of Idaho County, Idaho, according to the recorded plat thereof being located in Lot 2 of Section 32, Township 33 North, Range Six (6) East, Boise Meridian

ALSO

A parcel of land situated in Lot Two (2), Section Thirty-two (32), Township Thirty-three (33) North, Range Six (6) East, Boise Meridian, Idaho County, Idaho, more particularly described as follows:

Beginning at a 5/8" x 30" rebar set on the west line of said Lot 2, from which point the South Quarter Corner of said Section 32 bears South 0°15' East, 438.00 feet;

1. Thence North 0° 15' West, 207.8 feet along said west line;
2. Thence North 79°19' East, 219.5 feet to a 5/8" x 30" rebar;
3. Thence South 10°41' East, 280.45 feet to a point in the center of a road from which a 5/8" x 30" rebar bears North 79°19' East, 20 feet;
4. Thence South 79°19' West, 20.00 feet to a 5/8" x 30" rebar;
5. Thence North 83°21' West, 249.42 feet to the PLACE OF BEGINNING.

LESS:

The Right of Way for Little Smith Lane as shown on the recorded plat of Flying R Subdivision

0432397

QUITCLAIM DEED

FOR VALUE RECEIVED, KATHLEEN THERESE WALKER, a married woman, hereinafter referred to as party of the first part, does hereby convey, release, remise and forever quit claim an undivided one-sixth (1/6) interest in the property described below unto CHRISTOPHER OWEN FIORE, a married man, as to an undivided one-fifth (1/5) interest; KAREN PATRICIA ERICSON, a married woman, as to an undivided one-fifth (1/5) interest; JOHN MICHAEL FIORE, an unmarried man, as to an undivided one-fifth (1/5) interest; SUSAN MARY FIORE, a married woman, as to an undivided one-fifth (1/5) interest and MARK DANIEL FIORE, an unmarried man, as to an undivided one-fifth (1/5) interest, hereinafter referred to as parties of the second part, all as tenants in common.

WITNESSETH:

That the said party of the first part, for and in consideration of good and valuable consideration, to them in hand paid by the parties of the second part, the receipt thereof is hereby acknowledged, by these presents does hereby convey, release, remise and forever quit claim unto the said parties of the second part, and to their heirs, successor and assigns forever, an undivided one-sixth (1/6) interest in the following described real property, situated in the County of Idaho, State of Idaho, to wit:

See Exhibit "A" attached hereto and incorporated herein as if set forth in full.

TOGETHER WITH ALL AND SINGULAR, the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining.

TO HAVE AND TO HOLD, all and singular, the above mentioned and described premises, together with the appurtenances, unto the said parties of the second part, and to their heirs, successors and assigns forever.

STATE of IDAHO	
County of Idaho	
Recorded at request of <u>Rose E. Gehring</u>	
at <u>11-12-03</u>	on <u>11-3-03</u>
ROSE E. GEHRING	
By <u>Bette J. O'Brien</u>	Recorder
Fees \$ <u>9.00</u>	Deputy

192

11/125 S. Market St #1150
San Jose, CA 95113

IN WITNESS WHEREOF, the parties of the first part have hereunto set their hands and seals
this 28 day of October, 2003.

Kathleen Therese Walker
KATHLEEN THERESE WALKER

STATE OF New York)
COUNTY OF Putnam) ss.

On October 28, 2003, before me, STACIA A ZIMMERMAN,
the undersigned Notary Public, personally appeared KATHLEEN THERESE WALKER, personally
known to me (or proved to me on the basis of satisfactory evidence) to be the person whose name
is subscribed to the within instrument and acknowledged to me that she executed the same in her
authorized capacity, and that by her signature on the within instrument the person or the entity upon
behalf of which the person acted, executed the instrument.

WITNESS my hand and official seal.

Stacia A Zimmerman (Seal)
Notary Public

STACIA A. ZIMMERMAN
Notary Public
Putnam County, New York
My Commission Expires 09/17/2006

MAIL DEED TO:

Ms. Karen Ericson
2090 Dorsch Road
Walnut Creek, CA 94598

MAIL TAX NOTICES TO:

Ms. Karen Ericson
2090 Dorsch Road
Walnut Creek, CA 94598

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4. Thence South 79°19' West, 20.00 feet to a 5/8" x 30" rebar;
5. Thence North 83°21' West, 249.42 feet to the PLACE OF BEGINNNING.

LESS:

The Right of Way for Little Smith Lane as shown on the recorded plat of Flying R Subdivision

I, EARL L. EROMAN OF GRANGEVILLE IDAHO, CERTIFY THAT THIS TRACING IS A TRUE AND COPY OF THE FINAL PLAT OF THE FLYING R IDAHO COUNTY, IDAHO.

LICENSED LAND

SUBSCRIBED AND SWORN TO BEFORE ME THIS DAY OF _____ 1970.

NOTARY PUBLIC

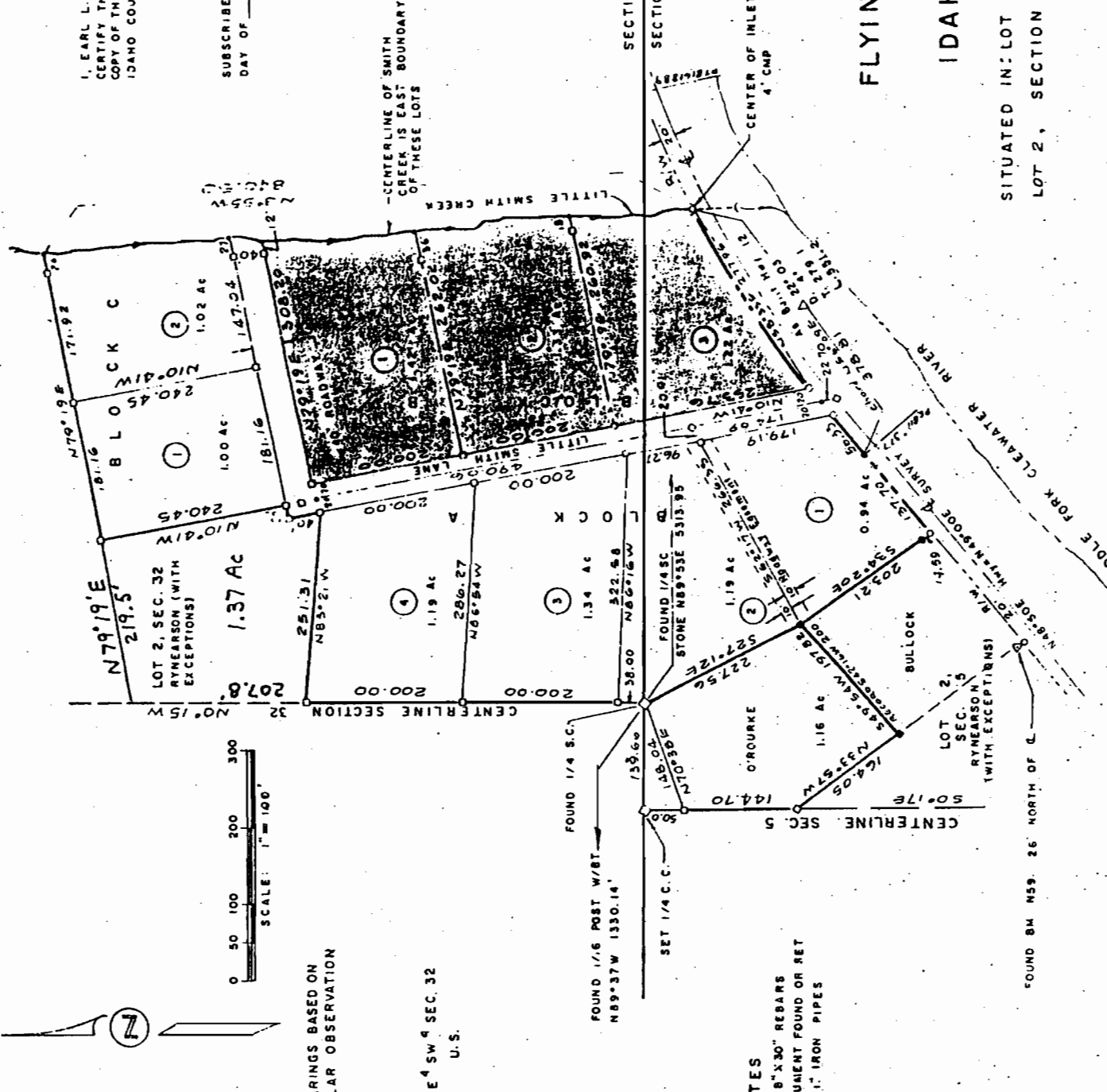
5440 Partial Lar Clearwater N. F. Tract No. 379-D (3.97 acres, more

Easement



FLYING R SUBDIVISION OF IDAHO COUNTY, ID.

SITUATED IN: LOT 2, SECTION 32, T33N LOT 2, SECTION 5, T32N, R6E, B



- NOTES
- SET 5/8" X 30" REBARS
 - NO MONUMENT FOUND OR SET
 - FOUND 1" IRON PIPES

SCHEDULE B

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 81-07071

2001 APR 24 PM 3:34

DISTRICT COURT-SRBA
TWIN FALLS CO., IDAHO
FILED_____

RECEIVED
MAY 04 2005
DEPARTMENT OF
WATER RESOURCES

NAME AND ADDRESS: MARY ANN FIORE
OWEN G FIORE
PO BOX 573
KOOSKIA, ID 83539

SOURCE: GROUNDWATER

QUANTITY: 0.02 CFS
1.20 AFY

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
GALLONS PER DAY.

PRIORITY DATE: 08/05/1980

POINT OF DIVERSION: T33N R06E S32 LOT 02 (SWSE) Within Idaho County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Domestic 1 HOUSE	01-01 TO 12-31	0.02 CFS 1.20 AFY

PLACE OF USE: Domestic Within Idaho County
T33N R06E S32 LOT 02 (SWSE)

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.
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.

Roger Burdick

Roger Burdick
Presiding Judge of the
Snake River Basin Adjudication