

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.

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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
WR-A 89-09017					

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) DONNA KELLY HILL
7820 ENTERPRISE DR #8, NEWART, CA 94560
4. New Owner/Claimant(s) STEVEN R. AND NORMA L. PFAFF
 Name Connector (Check one): ☒ And, ☐ or, ☐ and/or
- New Mailing Address RTE 1, Box 32E
- City, State and ZIP Code KAMIAH, ID 83536
- New Telephone Number 208) 935-0819
5. Date you acquired the property 2/7/06

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)

Steven R. [Signature]
8. [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 <i>[Signature]</i>	Date <i>9/11/06</i>	Fee <i>\$25.00</i>	
Received by <i>[Signature]</i>	Date <i>9/11/06</i>	Receipt No. <i>NO17877</i>	
Processed by _____	AJ Date _____	WR _____	Date _____

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WARRANTY DEED

GRANTOR, JERRY CLONINGER, a single man, of P. O. Box 728, Kamiah, Idaho, for a good and valuable consideration, the receipt of which is hereby acknowledged, does hereby grant, bargain, sell and convey to STEVEN R. PFAFF and NORMA L. PFAFF, husband and wife, of 442 N. Gold Creek Loop, Hamilton, Montana 59840, as GRANTEE, and to grantee's heirs and assigns forever, all of the following described real estate located in the County of Idaho, State of Idaho, to wit:

See Exhibit "A" attached hereto and hereby incorporated by this reference.

TOGETHER with all improvements, water, water rights, ditches, ditch rights, easements, hereditaments and appurtenances thereto.

Subject to:

1. General taxes for the year 2006, which are a lien, not yet due and payable.

2. Subject to Right of Way for the Kidder-Harris Highway District Road and existing easements for public roads and utilities now in use or existence on said land.

3. Any claim arising from any change to the mean high water line of the Clearwater River and the meander line as shown by the Original Government Survey, and also excepting any accretion or avulsion changes of the ordinary high water line.

4. FENCE and BOUNDARY LINE AGREEMENTS recorded February 25, 1992 as Instruments Numbers 362343, 362344 and 362345.

5. All matters, covenants, conditions, restrictions, easements and any rights, interests or claims which may exist by reason thereof, disclosed by Record of Survey noted below, but deleting any covenant, condition or restriction indicating a preference, limitation or discrimination based on race, color, religion, sex, handicap, familial status, or national origin to the extent such covenants, conditions or restrictions violate 42 USC 3604(c).

6. All matters, covenants, conditions, restriction, easements and any rights, interests or claims which may exist by reason thereof, disclosed by Record of Survey noted below, but deleting any covenant, condition or restriction indicating a preference, limitation or discrimination based on race, color, religion, sex, handicap, familial status, or national origin to the extent such covenants, conditions or restrictions violate 42 USC 3604(c).
Record of Surveys: recorded November 27, 1978 as Instrument Number 276514; recorded August 16, 1989 as Instrument Number 348995; recorded February 14, 1992 as Instrument Number 362242; recorded April 7, 1995 as Instrument Number 379617; recorded November 17,

1 1998 as Instrument Number 403180; recorded May 8, 2000 as Instrument
2 Number 411718.

3 TO HAVE AND TO HOLD the said premises, with their appurtenances,
4 unto the said Grantees, their heirs and assigns forever. And the said
5 Grantors do hereby covenant to and with the said Grantees that they are
6 the owners in fee simple of said premises; that they are free from all
7 encumbrances, and that they will warrant and defend the same from all
8 lawful claims whatsoever, except general taxes for the year 2005, and
9 easements, reservations, restrictions and rights-of-way of record or in
10 use.

11 Except as otherwise expressly provided in this instrument, GRANTORS,
12 hereby declare pursuant to Title 5, Chapter 2 of the Idaho Code, that in
13 the event GRANTORS shall have permitted or suffered at any time prior to
14 the making of this instrument, any person or entity to possess, use or
15 occupy the above-described premises, or any portion thereof, for any
16 purpose, with or without the knowledge of GRANTORS, it was not the intent
17 of GRANTORS, by permitting or suffering such possession, use or
18 occupation, to thereby define property boundaries or ownership thereof.

19 In construing this deed, and where the context so requires, the
20 singular includes the plural and the masculine, the feminine and the
21 neuter.

22 IN WITNESS WHEREOF, Grantor has hereunto subscribed his name to this
23 instrument this 31 day of January, 2006.

24 
25 JERRY CLONINGER

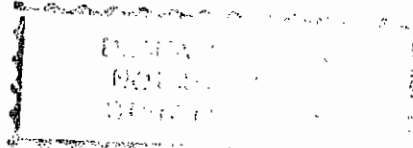
26 STATE OF IDAHO)
27) ss.
28 County of Idaho)

29 On this 31st day of January, 2006, before me,
30 Deana Doramus, a Notary for the said County and State,
31 personally appeared JERRY CLONINGER, ~~a single man~~, known or identified to
32 me to be the person whose name is subscribed to the within instrument,
33

1 and he acknowledged to me that he freely executed the same and that the
2 statements therein contained are true.

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

5
6 (NOTARY SEAL)



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Deana Dromms
Notary Public for State of Idaho.
Residing at Kootenai, therein.
My commission expires on 4-2, 2008.

EXHIBIT "A"

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Township 33 North, Range 3 East, Boise Meridian, Idaho County, Idaho,
Section 13: A parcel of land situated in Government Lot 10, more particularly described
as follows:

COMMENCING at a 2.5 inch diameter brass cap on aluminum pipe marking the East 1/4
Corner of said Section 13;

Thence South 59°19'11" West, 684.51 feet to a 5/8 inch by 30 inch rebar at a fence
corner, the TRUE POINT OF BEGINNING:

Thence South 73°33'28" West, 245.86 feet along a fence to a 5/8 Inch by 30 inch rebar;

Thence South 63°43'28" West, 127.46 feet along said fence to a 5/8 inch by 30 inch
rebar;

Thence South 53°11'21" West, 75.53 feet to a 5/8 inch by 30 inch rebar;

Thence South 19°26'34" West, 53.40 feet to a 5/8 inch by 30 inch rebar;

Thence South 10°00'36" West, 60.03 feet to a fence to a 5/8 inch by 30 inch rebar, from
which point the Northeast Corner of Government Lot 13 bears South 55°55'45" East,
1,250.48 feet;

Thence North 89°23'36" West, 216.27 feet along a fence to a 5/8 inch by 30 Inch rebar at
a fence corner;

Thence North 16°32'54" East, 221.75 feet along the bearing of a wooden rail fence to a
5/8 inch by 30 inch rebar on the east side of an access road;

Thence North 73°27'06" West, 100.00 feet to a 5/8 inch by 30 inch rebar on the bank of
the Middle Fork of the Clearwater River;

Thence North 52°26'20" East, 163.08 feet along said river bank to a 5/8 inch by 30 inch
rebar;

Thence North 54°42'00" East, 514.87 feet along said river bank to a point;

Thence South 21°02'01" East, 41.95 feet to a 5/8 inch diameter rebar marking the easterly
boundary of this parcel on the westerly edge of an access road;

Thence continuing South 21°02'01" East, 343.24 feet across said access road and along a
fence to the TRUE POINT OF BEGINNING.

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report 84-4017

WATER RIGHT NUMBER: 84-4017

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	DORIS M HAIGHT RT 1 BOX 32C KAMIAH, ID 83536 (208)935-0224
Current Owner	KELLY L HILL C/O RELIANCE MACHINE 7820 ENTERPRISE DR #8 NEWART, CA 94560
Original Owner	CHESTER D HAIGHT RT 1 BOX 32C KAMIAH, ID 83536 (208)935-0224
Current Owner	DONNA M HILL C/O RELIANCE MACHINE 7820 ENTERPRISE DR #8 NEWART, CA 94560

Priority Date: 05/04/1955

Basis: Decreed

Status: Active

Source

SPRING

Tributary

CLEARWATER RIVER

Beneficial Use

STOCKWATER

DOMESTIC

FromToDiversion RateAnnual Volume

1/01 to 12/31

0.040 CFS

1/01 to 12/31

0.040 CFS

Total Diversion:

0.040 CFS

Location of Point(s) of Diversion

SPRING

NW1/4NE1/4SE1/4

Sec. 13, Twp 33N,

Rge 03E, B.M.

IDAHO County

Place of Use

STOCKWATER

Twp	Rge	Sec	NE				NW				SW				SE				
			<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>Totals</u>
33N	03E	13													X				
DOMESTIC																			
Twp	Rge	Sec	NE				NW				SW				SE				
			<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>Totals</u>
			<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>Totals</u>
33N	03E	13													X				

Conditions of Approval:

1. C18 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. SECTION 42-1412(6), IDAHO CODE.
2. N11 THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
3. PARCEL NO. RP33N03E137370 STOCKWATER, 15 CATTLE
4. N13 THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.

Remarks:Comments:Dates and Other Information:

Licensed Date:

Decreed Date: 12/29/2000

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

State or Federal: S

Owner Name Connector:

Water District Number:

Generic Max Rate Per Acre:

Generic Max Volume Per Acre:

Decree Defendant:

Decree Plaintiff:

Civil Case Number: 39576

Judicial District: FIFTH

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Carey Act Number:

Mitigation Plan: False

Combined Use Limits:Water Supply Bank: