

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

RECEIVED

JUN 07 2001

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
65-06006					

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) RAY Vandeweerd & Dolores Vandeweerd
4. New Owner/Claimant(s) Joseph James Hahn & Mary Patricia Hahn
 Name Connector (Check one): ☒ and ☐ or ☐ and/or
- New Mailing Address 226 N 21st Street
- City, State and ZIP Code PRYETTE, Idaho 83661
- New Telephone Number 208) 642-1114
5. Date you acquired the property 5/18/01

* 813 W PIERSON ST
 NAMPA 83686
 466-0164

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)
) PARTIAL DECREE PURSUANT TO
) I.R.C.P. 54(b) FOR
Case No. 39576)
) Water Right 65-06006

NAME AND ADDRESS: DOLORES VANDEWEERD
RAY VANDEWEERD
226 N 21
PAYETTE, ID 83661

SOURCE: GROUNDWATER

QUANTITY: 0.04 CFS
1.20 AFY

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

PRIORITY DATE: 08/24/1968

POINT OF DIVERSION: T09N R05W S34 SWSE Within Payette County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Domestic 1 HOME	01-01 TO 12-31	0.04 CFS 1.20 AFY

PLACE OF USE: Domestic Within Payette County
T09N R05W S34 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.

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.


Daniel C. Hurlbutt, JR.
Presiding Judge
Snake River Basin Adjudication

MEMORANDUM

DATE: July 15, 2005
FROM: KARI LYNN TOWNSEND
TO: FILE 65-6006
RE: Telephone conversation

=====

I received a telephone call from the daughter of Joseph Hahn and she told me that her parents no longer owned the property in Payette which is concerned with Water Right 65-6006.

Upon her request, no further action is being taken on the ownership change that received in June 2001.

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

RECEIVED**JUN 07 2001****WATER RESOURCES
WESTERN REGION**

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Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
65-66006					

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- 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**.

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 Name Connector (Check one): ☒ and ☐ or ☐ and/or
- New Mailing Address 226 N 21st Street
- City, State and ZIP Code Payette, Idaho 83661
- New Telephone Number 208, 642-1114
5. Date you acquired the property 5/18/01

813 W PIERSON ST
NAMPA 83686
406-0164

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 <u>65-06006</u>		
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)

Joseph J. Hahn
Mary Patricia Hahn

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 <u>DB</u>	Date <u>6.7.01</u>	Fee <u>\$25.00</u>
Received by <u>DB</u>	Date <u>6.7.01</u>	Receipt No. <u>W027879</u>
Processed by _____	AI Date _____	WR _____ Date _____

FA-13656 "2834"

WARRANTY DEED

THIS INSTRUMENT IS A
TRUE COPY OF THE ORIGINAL
FILED IN THE CLERK'S OFFICE
OF THE COUNTY OF PAYETTE
IDAHO

For Value Received

RAY VAN DE WEERD AND DELORES ELAINE VAN DE WEERD, HUSBAND AND WIFE

does hereby GRANT, BARGAIN, SELL AND CONVEY unto

JOSEPH JAMES HAHN AND MARY PATRICIA HAHN, HUSBAND AND WIFE

whose current address is 226 NORTH 21ST STREET
PAYETTE, IDAHO 83661

the following described premises, to-wit:

SEE EXHIBIT "A" ATTACHED HERETO AND MADE A PART HEREOF

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said grantee(s), heirs and assigns forever. And the said grantor(s) do(es) hereby covenant to and with the said grantee(s) that he/she/they are/is the owner(s) in fee simple of said premises; that they are free from all encumbrances, excepting reservations, easements, encumbrances, restrictions and rights of way appearing of record and/or existing and that he/she/they will warrant and defend the same from all lawful claims whatsoever.

Dated: MAY 16, 2001

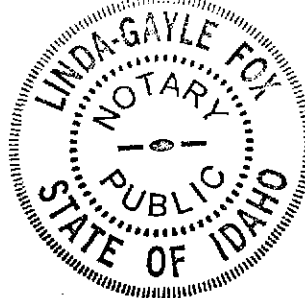
Ray Van De Weerd
RAY VAN DE WEERD

Delores Elaine Van De Weerd
DELORES ELAINE VAN DE WEERD
By Ray Van De Weerd, P.S.A.

STATE OF IDAHO, COUNTY OF PAYETTE

On this 17TH day of MAY, 2001, before me, a notary public in and for the said State, personally appeared RAY VAN DE WEERD, AS AN INDIVIDUAL AND AS ATTORNEY-IN-FACT FOR DELORES ELAINE VAN DE WEERD known to me to be the person(s) who(se) name(s) are/is subscribed to the within instrument, and acknowledged to me that he/she/they executed the same AS AN INDIVIDUAL AND ATTORNEY-IN-FACT.

Linda Gayle Fox
LINDA-GAYLE FOX Notary Public
Residing at PARMA, Idaho
Comm. Expires: 02/15/2002



293751

FA-13656

EXHIBIT "A"

In Recorder's Plat of Section 34, Township 9 North, Range 5 West, Boise Meridian, In the City of Payette, Idaho as per Plat in Book 2, page 5, Plat Records, Payette County, Idaho:

In Block 14: COMMENCING on the West side line of said Block 14 at a point 130 feet South of the Northwest corner of said Block;

Thence South following the West side line of said Block 14 a distance of 96.9 feet, more or less, to a point 100 feet North of the Southwest corner of said Block 14;

Thence East and parallel to the South side line of said Block 14 a distance of 150 feet;

Thence North and parallel to the West side line of said Block 14 a distance of 96.9 feet to a point 130 feet South of the North side line of said Block 14;

Thence West in a straight line 150 feet to the POINT OF BEGINNING.

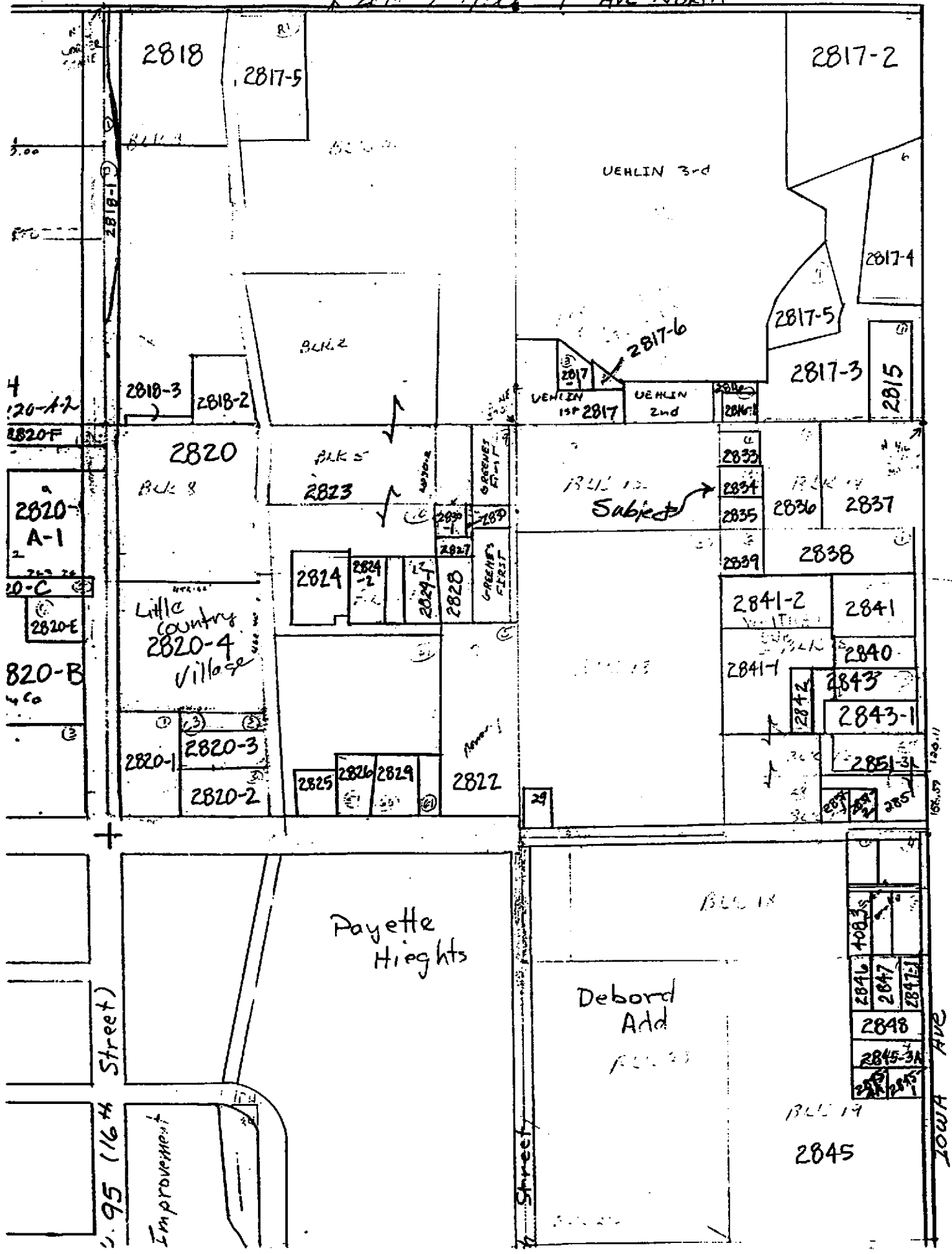
According to Dorothy @ Payette Assessor's:
Block 14 = SENE

293751

STATE OF IDAHO } ss
County of Payette }

I hereby certify that this instrument
was filed for record at the request of
FIRST AMERICAN TITLE CO.

Time 3:56 pm
Date May 18, 2001
Instrument # 293751 *Deeds*
LAURA L. STIGILE
By *[Signature]* Deputy
Fee \$6.00



Idaho Department of Water Resources Receipt

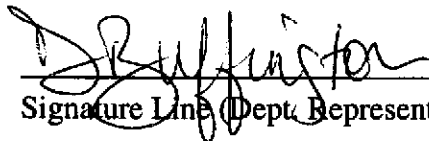
Receipt ID W027879

Payment Amount Date Received Region Status
Payment Type Check Number

Payer Comment

Fee Detail

Amount	Description	Fund	FD	PCA	SO
\$25.00	OWNERSHIP CHANGES/SECURITY INTERESTS	0229	21	62140	1155



Signature Line (Dept. Representative)

DEPARTMENT OF WATER RESOURCES

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

Return Service Requested

RECEIVED

JUL 12 9 2005

DEPARTMENT OF
WATER RESOURCES

RETURN TO SENDER
NAMPAN RD 8386-4947
KIDZAN PH 8386-4947
RETURN TO SENDER
1904 06 06/27/05

[illegible][illegible]

656006
Forwarded w/ Address
chg form 7.13.03



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

June 23, 2005

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

JOSEPH JAMES HAHN
MARY PATRICIA HAHN
226 N 21ST ST
PAYETTE ID 83661

RE: Change in Ownership for Water Right No. 65-6006

Dear Mr & Mrs. Hahn:

The Department of Water Resources acknowledges receipt of your Notice of Change in Water Right Ownership filed in June 2001. Our review of your notice indicates that additional information is required before we can process the change. The information required is indicated below:

- ☒ **Evidence of Water Right Ownership:** copy of Warranty Deed, Title Policy, Contract of Sale, or other legal document indicating your ownership of the property and/or water rights in question
- ☒ **Legal Description of Property**

During our review of the documentation you submitted we found some discrepancies between that documentation and the legal description of the place of use for the water right indicated in your notice. The legal description on your Warranty Deed does not match that of the water right. According to the Payette County Assessor's office, the property described in your legal description falls in the SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 34. The place of use for the water right is located in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of the same section. In order to complete the change we will require additional evidence of ownership for the property shown on the water right. I have enclosed a computer report of the water right for your reference with the missing portion highlighted.

Because the Department cannot process the ownership change without proper documentation, we will hold any action on your notice pending receipt of the necessary information. If we do not receive the necessary information **within 30 days** we will return your notice and all attachments and your notice will not be processed.

If you have questions, please contact Kari Lynn Townsend at 208-287-4952.

Sincerely,

Kandice L McDermott
Records Analyst

/klm
Enclosure

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Identification No. 65-06006

Date Received _____

Receipt Number _____

**NOTICE OF CLAIM
TO A
WATER RIGHT**
ACQUIRED UNDER STATE LAW
For Domestic and/or Stockwater Purposes
Where Daily Use is less than 13,000 gallons per day.

Filing Fee \$25

Please type or print clearly

1. Name of Claimant (s) Ray Vandweerd & Dolores Vandweerd Phone (208) 642-9447Mailing Address 226 N 21st Payette Id Zip 836612. Date of Priority (Only one per claim) Aug 24, 1968 Month/Day/Year3. Source of water supply (Check one) ☒ Groundwater or Other () (a) _____
which is tributary to (b) _____
Name or kind of source4. Location of point of diversion is: Township 9N Range 5WSection 34 1/4 of _____ 1/4 of SWSE 1/4, Govt. Lot _____, BM.,County of Payette

Additional points of diversion if any: _____

5. Description of existing diversion works (Ditches, Wells, Pumps, Pipelines, Headgate Etc.), including the dates of any changes or enlargements in use, the dimensions of the diversion works as constructed and as enlarged and the depth of each well. Well 85' 6" casing

6. Water is claimed for the following: (limited to Domestic and/or Stockwater only. See Instructions.)

For domestic purposes from 1/1 Month/Day to 12/31 Month/Day amount .04 (cfs)
(Both dates are inclusive)

For _____ purposes from _____ to _____ amount _____

7. Total quantity claimed .04 (cfs)8. Total consumptive use claimed is de minimus9. Non-irrigation uses. Describe fully. (Domestic: give number of households served if single ownership; Stockwater: Type and Number of livestock) domestic 1 home

HOW YOU WILL RECEIVE NOTICES IN THE SNAKE RIVER BASIN ADJUDICATION

All documents filed in the Snake River Basin Adjudication other than notices of claims are filed with the court. Notices of claims to water rights filed in the Snake River Basin Adjudication are filed with the Idaho Department of Water Resources. Copies of all documents filed in the Snake River Basin Adjudication will not be mailed to all parties (claimants) in the adjudication.

By order of the court, any document filed with the court will be mailed only to those parties who may be directly affected by it. A monthly docket sheet will be prepared by the department which contains a summary of all documents filed with the court in the previous month and the dates and locations of hearings scheduled for the following three months. The docket sheet will be filed with the district court clerk in each county within the Snake River Basin in Idaho. Copies of the docket sheet may be obtained from any of the offices of the department either in person or by mail; a small fee will be charged to cover the cost of mailing and/or copying. If you wish to receive a copy of the docket sheet each month, you should mark the appropriate place on your notice of claim form. You will be charged a small annual subscription fee to cover the cost of copying and mailing. Copies of any document listed on the docket sheet may be obtained from any of the offices of the department either in person or by mail; a small fee will be charged to cover the cost of mailing and/or copying.

Copies of all notices of claims filed with the department will be available for inspection from all offices of the department. Copies of the notices of claims may be obtained in person or by mail, but you will be charged for the cost of copying and mailing. (A claimant will not be charged for a copy of his or her own notice of claim, and a person who acquires property with water rights for which a notice of claim was filed will not be charged for a copy of the notice of claim filed by the previous owner.)

After the notices of claims have been reviewed, the director will prepare and file a report with the court. Part 1 of the report will contain the director's recommendations as to each water right claimed under state law. Part 2 of the report will list each federal reserved water right claimed. A number of reports will be prepared, one or more for each sub-basin in the Snake River Basin. When the report for your sub-basin is filed with the court, you will be mailed a notice informing you that the report for your sub-basin has been filed. The notice will be sent to the most recent address shown by the department's files. Attached to the notice will be a copy of those portions of the report describing the water rights you have claimed. If you do not agree with the way your water right is described, you may file an objection to the report with the court. You can also file an objection if you disagree with the way other claimant's water rights are described, and the notice will tell you where a copy of the full report is available for inspection. The notice will tell you when and where to file your objection. The notice of filing for each sub-basin report will also be published state-wide in local newspapers.

10. Place of use is: Township: 9 N Range SW
Section 34, SW 1/4 of SE 1/4, Govt. Lot _____, B.M.,
for (Circle One) Domestic Stock Domestic and Stock
Additional places of use, if any _____

11. In which county (ies) are lands listed above as place of use located? Payette
12. Do you own the property listed above as place of use? Yes ✓ No _____
If your answer is No, describe in Remarks below the authority you have to claim this water right.
13. Describe any other water rights used at the same place and for the same purposes as described above.
None or _____

14. Remarks: _____

15. Basis of Claim (Circle One) Beneficial Use Posted Notice License Permit Decree
Court _____ Decree Date _____ Plaintiff vs Defendant _____
If applicable provide IDWR Water Right Number 165-06006

16. Signature (s)
(a.) By signing below, I/We acknowledge that I/We have received, read and understood the form entitled "How you will receive notice in the Snake River Basin Adjudication". (b.) I/We do _____ do not _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of Attachments _____

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) Dolores Van De Weerd Date 3-19-90
Ray Van De Weerd Date 3-19-90

For Organizations: I do solemnly swear or affirm that I am _____

of _____, that I have signed the foregoing
Organization
document in the space below as _____ of _____
Title Organization
and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____ Date _____

Title and Organization _____

State of Idaho/or _____)
County of Payette) SS.

NOTARIZATION REQUIRED FOR EACH CLAIM

Subscribed and sworn (or affirmed) before me this 19 day of Mar 19 90

SEAL

Notary Public Karen J. Haller
Residing at Payette
My Commission Expires 7-19-93

Last Name _____ Ident No. _____
Copies: White-State, Yellow-Claimant

It is very important that you inform the department in writing of any change in your address. This is to make sure that you receive the notices affecting your water rights that are to be mailed by the department.

If you are acquiring property with water rights in the Snake River Basin water system in Idaho (either by purchase, gift, inheritance, or other means), it is very important that you inquire of the department whether a notice of claim has been filed. If not, you must file a notice of claim or the water right may be declared by the court to no longer exist. If a notice of claim has been filed, it is very important that you file a written notice of change in ownership with the department. The notice of change in ownership must be accompanied by some evidence of the change in ownership, such as a copy of the deed or a property tax statement showing the name of the new owner. Again, this is to make sure that you receive the notices affecting your water rights that are to be mailed by the department.

The cost of the subscription to the docket sheet is \$7.50 for calendar year 1988. The cost of the subscription may increase a small amount for calendar year 1989 if the cost of copying and/or mailing should increase.

If you are planning to file a motion or other pleading (not a notice of claim) with the court (not IDWR), the court has issued an order setting a special procedure that is different from the usual civil rules. A copy of the order may be obtained from any office of IDWR; you may be charged for the cost of mailing and/or copying.