

No Color
Documents
In File

STATE OF IDAHO

IDAHO DEPARTMENT OF WATER RESOURCES

NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
Incomplete forms will be returned.

RECEIVED

OCT 21 2000

WATER RESOURCES
WESTERN REGION

RECEIVED

OCT 23 2000

\$25.00
Receipt # C050965
10.31.00
JB

1. Water Right No(s): 63-17722
Adjudication Claim No(s): _____ Department of Water Resources

2. The following **REQUIRED** information must be submitted with this form:

A. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water rights or claims in question, **WITH ATTACHED LEGAL DESCRIPTION.**

AND

B. **PLAT OF PROPERTY** or **SURVEY MAP** showing the location of the place of use of the water right(s) or claim(s). (These are usually attached to your deed or on file with the county.)

OR

C. If your water right or adjudication claim 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 GEORGIE + JEREMY WURST

2700 E. EVERLAND MERIDIAN

4. New Owner/Claimant(s) RONALD W. VAN AUKER

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

New Mailing Address 3084 E. LATAMUS

City, State and ZIP Code MERIDIAN ID 83642

New Telephone Number (208) 887-7994

5. Date you acquired the property 2/99

6. Did you acquire all of the former owner's property? If you did, skip this item and go to item 7. If you acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). Describe in detail your portion of each water right or adjudication claim in the spaces in the box below only if the water right(s) or claim(s) need to be split between owners. If necessary, attach additional pages. If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.

Number of acres you irrigate with this water right _____ Number and type of stock _____

Diversion rate in CFS _____ Number of homes you acquired _____ Other uses _____

7. Signature of New Owner(s) or Claimant(s) Ronald W. Van Auker

Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign form.

8. For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him or her for all matters related to your claims.

Receipt # C 05 0965 ... 10.31.2000 ... \$25.00 ... J. Burson

INSTRUCTIONS

This form has been prepared to assist new owners of property to comply with the requirements of Sections 42-248 and 42-1409(6), Idaho Code. Section 42-248 requires certain property holders to notify the Department of Water Resources (IDWR) of any change in mailing address or ownership of all or part of a water right record on file with IDWR. Section 42-1409(6) provides that new property owners must notify IDWR of any change in ownership of a water right during an adjudication of water rights. Required claims may be filed by a new owner.

Separate brochures are available from IDWR describing the adjudication of water rights and the requirement to notify IDWR of changes in ownership. Please contact your nearest IDWR office, or call 1-800-451-4129, if you would like more information or need help completing this form. Please attach additional sheets to the form if you require additional space to describe or explain any of the items on the form.

1. If there are water rights associated with the property, the seller should be able to provide you with the water right or adjudication claim number(s). Please enter these number(s) at Item 1. If you or the seller believes there are water rights for the property but the numbers are unknown, you may wish to contact IDWR for assistance in identifying the water rights for the property in question. If claims for the rights are required, and have not been filed, IDWR will so advise you.
2. The information described at Item 2 is required, since IDWR cannot process the requested change without documentation of ownership. The preferred types of documentation are shown; contact IDWR if you have difficulty obtaining this information. Do not obtain a new survey for purposes of this form before contacting IDWR.
3. Please provide the name and address of the former owner of the water right and/or adjudication claim at Item 3.
4. The name, mailing address, and telephone number of the new owner(s) is entered at Item 4. Please indicate the relationship between multiple owners by using the connector 'and', 'or', or 'and/or'. If an 'and' is used, all parties must sign this form. If an 'and/or' or 'or' is used, all parties may sign. However, only one of the named parties is required to sign.
5. At Item 5, please provide the date the property in question was acquired. This may be the date of "closing" in the case of a real estate transaction or the date of court order for other types of ownership changes.
6. You may be purchasing only a portion of the total water right held by the seller. This means the water right held by the seller may be "split" to provide your share of the right in question. Be sure to include a description of the portion of the water right you have purchased at Item 6.

Please provide as much detail as possible concerning your portion of the water right: include the number of homes you acquired, number of acres irrigated with your portion of the right, if it is more than 1/2 acre, type and number of stock if your portion of the right includes stockwater, etc. In the absence of information to the contrary, IDWR will assume the intent is to split the rights *proportionately*.

7. The new owner(s) must sign the form in the space(s) provided at Item 7. Corporations and other organizations must submit a list of directors or officers demonstrating the authority of the director or officer to sign the form.
8. There is no filing fee. When complete, you should retain a copy and return the original of the form to the IDWR office nearest you:

IDWR Western Region
2735 Airport Way
Boise, ID 83705-5082
(208) 334-2190

IDWR Southern Region
1341 Fillmore St., Suite 200
Twin Falls, ID 83301-3380
(208) 736-3033

IDWR Northern Region
1910 Northwest Blvd., Suite 210
Coeur d'Alene, ID 83814-2615
(208) 769-1450

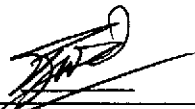
IDWR Eastern Region
900 N. Skyline Dr., Suite A
Idaho Falls, ID 83402-1718
(208) 525-7161



A Pioneer Company

PIONEER TITLE COMPANY
OF ADA COUNTY

821 West State Street / Boise, Idaho 83702-5836 / Telephone (208) 336-6700

REVIEWED & APPROVED BY: 

WARRANTY DEED
(INDIVIDUAL)

FOR VALUE RECEIVED JAMIE A. THOMAS, as Trustee of the "DOROTHY A. WURST TRUST", dated March 11, 1993

Grantor , does hereby grant, bargain, sell and convey unto RONALD W. VAN AUKEER, a married man as his separate estate

the Grantee , whose current address is: 3084 E. LANARK, MERIDIAN, ID 83642
the following described real property in ADA County, State of Idaho, more particularly described as follows, to-wit:

SEE LEGAL DESCRIPTION, EXHIBIT "A", ATTACHED HERETO AND MADE A PART HEREOF.

ADA COUNTY RECORDER
J. DAVID NAVARRO
BOISE, IDAHO

1999 FE -9 PM 4:16

RECORDED - REQUEST OF

FEE 6.00 DEPUTY Haug
99013003

TAX PARCEL NO. S1117438450

PIONEER TITLE

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee , and Grantee heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee , the Grantor is the owner 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 ; and subject to reservations, restrictions, dedications, easements, rights of way and agreements, (if any) of record, and general taxes and assessments, (includes irrigation and utility assessments, (if any) for the current year, which are not yet due and payable, and that Grantor will warrant and defend the same from all lawful claims whatsoever.

Dated: February 01, 1999


JAMIE A. THOMAS, TRUSTEE

ACKNOWLEDGMENT - Fiduciary/Official

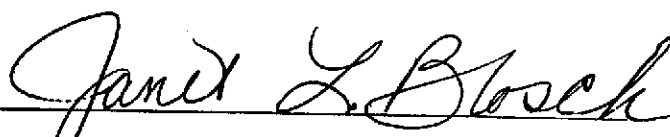
STATE OF IDAHO , County of Ada , ss.

MICROFILMED
MAR 17 2003

On this 1st day of February, in the year of 1999, before me
Janet L. Bloesch
personally appeared JAMIE A. THOMAS
known or identified to me to be the person whose name is subscribed to the within instrument as
TRUSTEE and acknowledged to me that executed the same as such

TRUSTEE OF THE DOROTHY A. WURST TRUST

Notary Public:



Residing at: Boise, Idaho; My commission expires: 3/17/99

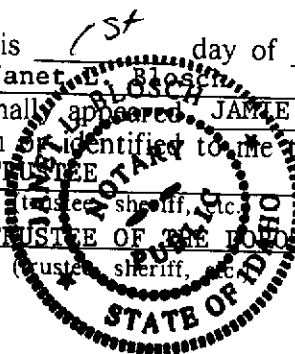


EXHIBIT A

THAT PARCEL OF LAND SITUATED WITHIN THE WEST HALF OF THE SOUTHEAST QUARTER OF SECTION 17, TOWNSHIP 3 NORTH, RANGE 1 EAST, BOISE MERIDIAN, ADA COUNTY, IDAHO, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTH QUARTER CORNER OF SAID SECTION 17;
THENCE EASTERLY ALONG THE SOUTH SECTION LINE OF SAID SECTION, 1328.43 FEET TO THE SOUTHWEST CORNER OF OVERLAND WAY SUBDIVISION, ACCORDING TO THE PLAT THEREOF, FIELD IN BOOK 46 OF PLATS AT PAGES 3798 AND 3799, RECORDS OF ADA COUNTY, IDAHO, SAID CORNER ALSO BEING THE REAL POINT OF BEGINNING;
THENCE ALONG THE WESTERLY BOUNDARY OF THE AFORMENTIONED SUBDIVISION NORTH 0 DEGREES 08'14" WEST 1566.87 FEET TO A POINT LYING WITHIN THE SOUTHERLY RIGHT OF WAY LINE OF I-84-N, SAID RIGHT OF WAY LINE BEING DESCRIBED IN THAT DEED RECORDED AS INSTRUMENT NO. 600431,
THENCE ALONG THE SOUTHERLY RIGHT OF WAY LINE OF SAID I-84-N, 800 FEET MORE OR LESS TO THE NORTHEAST CORNER OF THAT PARCEL DESCRIBED IN A DEED RECORDED AS INSTRUMENT NO. 8127745;
THENCE SOUTH 50 DEGREES 19' EAST 174 FEET;
THENCE SOUTH 0 DEGREES 38' EAST 1231.21 FEET TO A POINT LYING WITHIN THE SOUTH SECTION LINE OF SAID SECTION 17;
THENCE EASTERLY ALONG SAID SECTION LINE 638.43 FEET, MORE OR LESS TO THE REAL POINT OF BEGINNING.

EXCEPT THAT PORTION CONVEYED TO THE STATE OF IDAHO BY DEED RECORDED UNDER INSTRUMENT NO. 8804545.

AND EXCEPT THAT PORTION LYING WITHIN THE OVERLAND ROAD RIGHT-OF-WAY.

END OF LEGAL DESCRIPTION

MICROFILMED

MAR 17 2003

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 63-17722

NAME AND ADDRESS: DOROTHY A WURST
GEORGE R WURST
2700 E OVERLAND RD
MERIDIAN, ID 83642

SOURCE: GROUNDWATER

QUANTITY: 0.06 CFS

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

PRIORITY DATE: 01/02/1925

POINT OF DIVERSION: T03N R01E S17 SESWSE Within Ada County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Stockwater	01-01 TO 12-31	0.02 CFS
	Domestic 1 HOME	01-01 TO 12-31	0.04 CFS

PLACE OF USE: Domestic T03N R01E S17 SWSE Within Ada County
Stockwater Same as Other Use

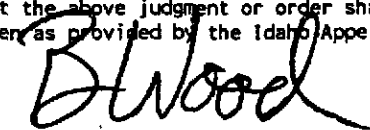
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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.



Barry Wood
Administrative District Judge
Presiding Judge of the
Snake River Basin Adjudication

MICHAEL J. C. J.

MAR 17 2000



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

March 4, 2003

RONALD W VAN AUKE
3084 E LANARK
MERIDIAN ID 83642

RE: Change of Ownership for Water Right 63-17722

Dear Water Right Holder(s):

The department acknowledges receipt of correspondence changing ownership of the above referenced water right to you. The department has modified its records to reflect the change in ownership and has enclosed a computer-generated report for your records. Also enclosed is a receipt for the \$25.00 filing fee.

Please note that as of July 1, 1996, water right owners are required to report any change of water right ownership and any change of mailing address of the owner of a water right to the department. Notice of the change must be provided to the department within 120 days of the change. Change reporting forms are available from any office of the department.

Please feel free to contact this office if you have any questions regarding this matter.

Sincerely,

for 
Jeff Peppersack, Manager
Water Right Permits Section

JP:klt

Enclosures

MICROFILMED

100 1 7 2003



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

October 24, 2000

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

RONALD W VAN AUKER
3084 E LANARK
MERIDIAN ID 83642

RE: Change in Ownership of Water Right 63-17722

Dear Mr. Van Auker:

The Department of Water Resources acknowledges receipt of your Notice of Change in Water Right Ownership.

Our review of your notice indicates that additional information is required before we can process the change. The information required is indicated below:

- ☒ **Filing Fee** of \$25 per water right
- ☐ **Filing Fee** of \$100 per water right for changes resulting from division of a water right
- ☐ **Signature**
- ☐ **Notarized Signature** for Assignment of Permit
- ☐ **Evidence of Water Right Ownership:** copy of Deed, Title Policy, Contract of Sale, or other legal document indicating your ownership of the property and/or water rights in question
- ☐ **Evidence of Security Interest:** copy of Deed of Trust, Mortgage, Contract of Sale or other legal document indicating your interest in the property and water rights in question
- ☐ **Security Interest Expiration Date**
- ☐ **Legal Description of Property**
- ☐ **Plat of Property or Survey Map** usually on file with the county
- ☐ **USDA Farm Service Agency (formerly ASCS) Aerial Photo** with irrigated acres outlined and point(s) of diversion clearly marked

MICROFILMED
MAR 17 2001

____ Description of Portion of Water Right resulting from
division of water right

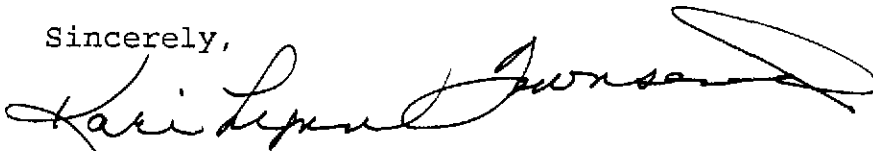
Effective July 1, 2000, the legislature enacted House Bill No. 545 requiring a filing fee for a change in water right ownership. The fee is \$25 per water right, except for ownership changes resulting in the division of a water right, which is \$100 per water right. All ownership change notices received after June 30, 2000 must include the appropriate filing fees in order to be processed. We have determined that the filing fee for your notice will be \$25.00.

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

Please note that water right owners are required to report any change in water right ownership and/or mailing address to the Department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee. Contact any office of the Department or visit the Department's homepage on the Internet to obtain the proper forms and instructions.

Please feel free to contact the Department if you have any questions.

Sincerely,



Kari Lynn Townsend
Secretary

REC'D. JWC
MAR 17 2003