

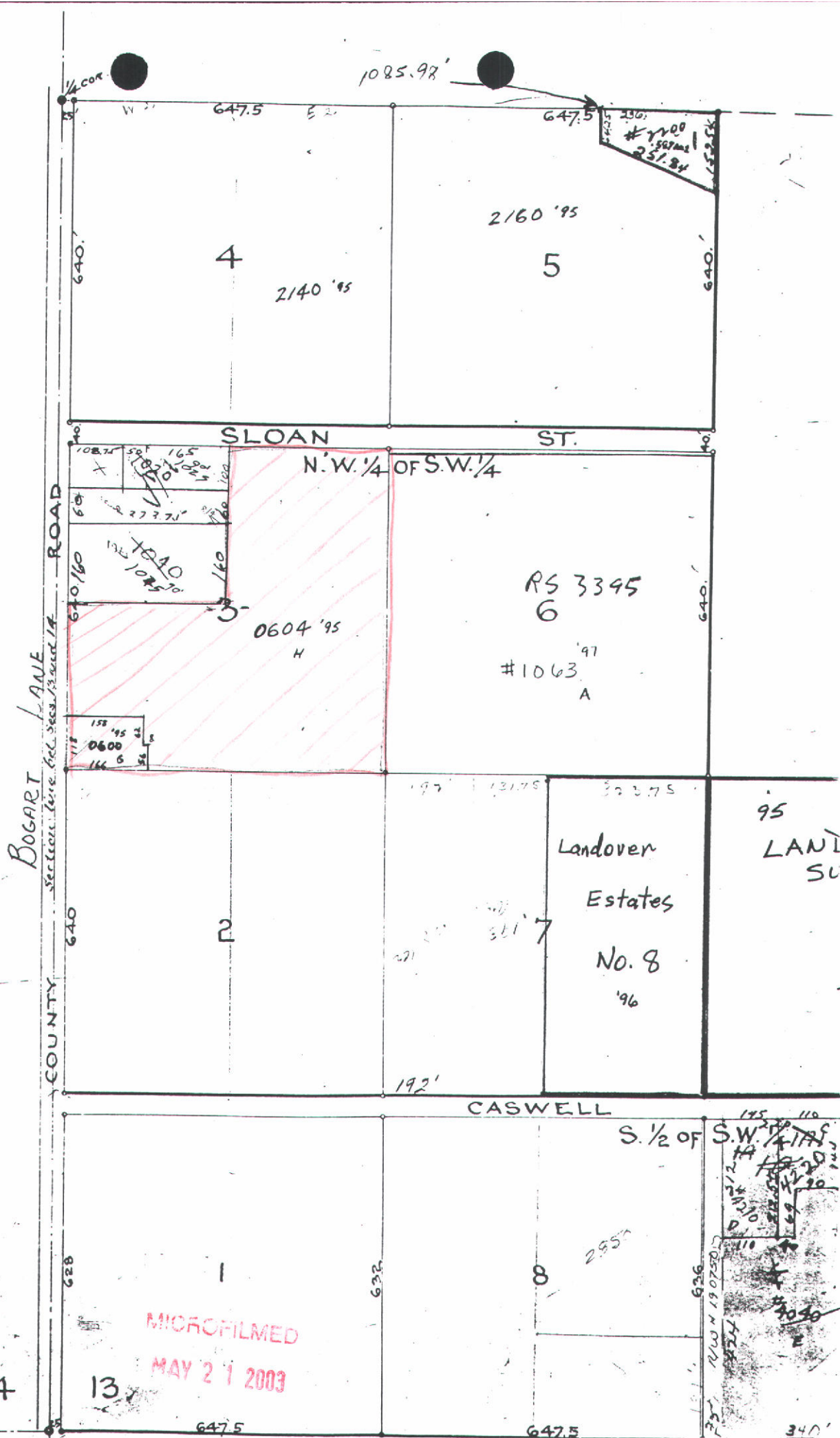
land included in
S. 1/2 and the N.W. 1/4
ed from actual surveys
S. W. Almond
Surveyor.

to hereby certify that we
land, to wit: The
N.W. 1/4 of Sec. 13, T. 4 N., R.
include the said lands
The streets shown
D. G. Caswell
S. A. Sloan

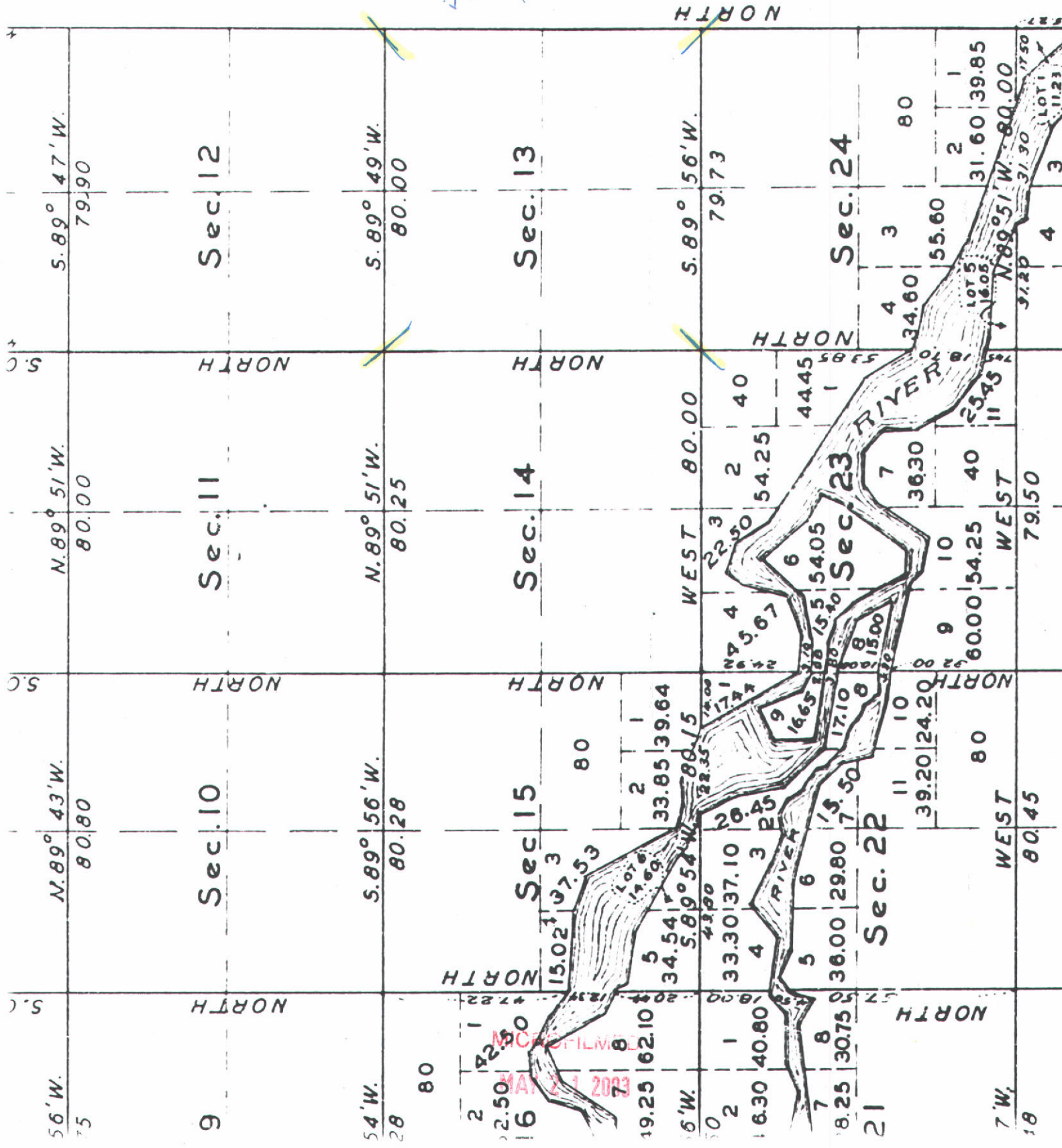
December, A. D. 1906,
the in and for said
it and S. A. Sloan,
names are subscribed
edged to me that they
wants set my hand
can day in this certifi-
d H. Johnson
ary Public



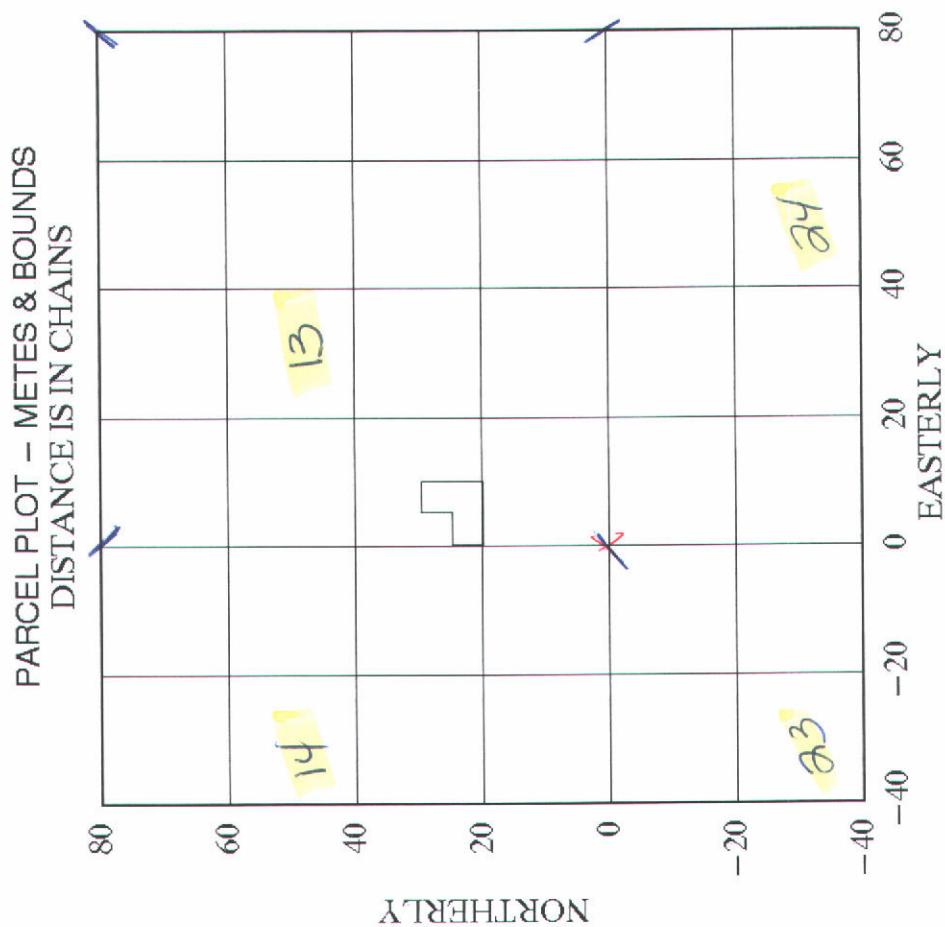
This instrument
Caswell and S. A. Sloan
my office, and duly
page 172
Cuddy, Recorder.
C. Reynolds
Deputy



4N 1E



63-16768



4N 1E

X = point of beginning

MICROFILMED
MAY 21 2003

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

RECEIVED

JUN 16 1999

WATER RESOURCES
WESTERN REGION

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

FEB - 6 2001

1. Water Right or Adjudication Claim No(s): A63-16768 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** for parcel of ten acres or less. (These are usually attached to your deed or on file with the county.)

OR

C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency **AERIAL PHOTO** with irrigated acres outlined and point(s) of diversion clearly marked.

3. Name and Address of Former Owner/Claimant Fred & Reba Glaubitz

7136 Bogart Ln. Boise, ID

4. New Owner/Claimant(s) City of Boise Parks & Recreation Dept.

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

New Mailing Address 1107 Royal Dept.

City, State and ZIP Code Boise ID 83706

New Telephone Number (208) 384-4060

5. Date you acquired the property November 6, 1990

6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.

Number of acres you irrigate < .5 Number and type of stock _____

Diversion rate in CFS .04 Number of homes 1 Other uses _____

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.

7. Signature of New Owner or Claimant(s) *James R. Bell*
Director, Boise Parks & Recreation Department

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

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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 water right: include the number of homes, irrigated acreage if more than 1/2 acre is irrigated, type and number of stock if your right is for 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

7136 Bogant LN.

1702001294

P-128078 JB/HEH

TRUSTEE'S DEED

FOR VALUE RECEIVED, the First Security Bank of Idaho, N.A., Trustee for the Glaubitz Family Trust dated November 6, 1990 Grantor, does hereby Grant, Bargain, Sell and Convey unto
CITY OF BOISE
whose current address is 650 Main St., Boise, ID 83703 4030038
the following described real estate, to-wit:

PER THE LEGAL DESCRIPTION EXHIBIT "A" ATTACHED HERETO
AND INCORPORATED HEREIN

RECORDED
J. DAVID LARSEN
BOISE ID
PIONEER TRILL CO.

'94 MAR 31 PM 4 16
FEE 9-
RECORDED AT THE REQUEST OF BRANDEN

TO HAVE AND TO HOLD The said premises, with their appurtenances unto the said Grantee heirs and assigns forever excepting therefrom, however, to grantor the full use, control, income and possession of a portion of the described property as *

IN WITNESS WHEREOF, The Grantor, pursuant to a resolution of its Board of Directors has caused its corporate name to be hereunto subscribed by its Vice President and its corporate seal to be affixed by its Secretary this

*described in Exhibit "B" attached hereto and incorporated herein, for and during the natural lives of Fred and Reba Glaubitz.

FIRST SECURITY BANK OF IDAHO, N.A.,
Trustee for the Glaubitz Family Trust

By: Sharon Milward
Sharon Milward, Administrative Assistant

STATE OF IDAHO)

COUNTY OF ADA)

ss.

On this 30th day of March in the year 1994, before me, a Notary Public in and for said State, personally appeared Sharon Milward known to me to be a Administrative Assistant of the corporation that executed the within instrument or the person who executed the instrument on behalf of said corporation, and acknowledged to me that such corporation executed the same.

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

Janet M. Huplin
Notary Public for Idaho
Residing at Boise, ID
My Commission Expires 1-18-96

STATE OF IDAHO, COUNTY OF

I Hersby Certify that this Instrument was filed for record at the request of _____ at _____ minutes past _____ o'clock M., this _____ day of _____, 19____, in my office, and duly recorded in Book _____ of Satisfactions of page _____

Ex-officio Recorder

By _____ Deputy

Fees \$

Mail to:

MICROFILMED

MAY 21 2000

1702001295

EXHIBIT "A"

P126078

PART OF LOT 3 OF SECTION 13, TOWNSHIP 4 NORTH, RANGE 1 EAST, OF THE BOISE MERIDIAN, ADA COUNTY IDAHO, DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHWEST CORNER OF SECTION 13, TOWNSHIP 4 NORTH, RANGE 1 EAST OF THE BOISE MERIDIAN;

THENCE NORTH 0 DEGREE 00'00" WEST ALONG THE WEST SECTION LINE OF SAID SECTION 13 A DISTANCE OF 1304.85 FEET TO A POINT;

THENCE NORTH 89 DEGREES 55'50" EAST 25.00 FEET TO THE REAL POINT OF BEGINNING;

THENCE NORTH 89 DEGREES 55'50" EAST 647.76 FEET TO A POINT;

THENCE NORTH 0 DEGREE 01'46" EAST 319.74 FEET TO A POINT;

THENCE NORTH 0 DEGREE 01'46" EAST 319.74 FEET TO A POINT;

THENCE SOUTH 89 DEGREES 50'20" WEST 324.06 FEET TO A POINT;

THENCE SOUTH 0 DEGREE 00'55" WEST 319.48 FEET TO A POINT;

THENCE SOUTH 89 DEGREES 53'03" WEST 323.97 FEET TO A POINT;

THENCE SOUTH 0 DEGREE 00'00" EAST 319.22 FEET TO THE REAL POINT OF BEGINNING.

END OF LEGAL DESCRIPTION

$X = \emptyset$ $Y = \emptyset$

MICRONIZED

MAY 2 1997

POOR COPY

1702001296

EXHIBIT B

Life Estate to Glaubitz Family Trust for the natural lives of Fred and Reba Glaubitz:

Part of the South 1/2 of Lot 3 of Section 13, Township 4 North, Range 1 East, of the Boise Meridian, Ada County Idaho, described as follows:

Commencing at the Southwest corner of Section 13, Township 4 North, Range 1 East of the Boise Meridian; thence
North 0°00'00" East along the west section line of said section 13
a distance of 1304.85 feet to a point; thence
North 89°55'50" East 25.00 feet to the REAL POINT OF BEGINNING; thence
North 89°55'50" East 166.00 feet to a point; thence
North 0°00'00" West 56.00 feet to a point; thence
South 89°55'50" West 8.00 feet to a point; thence
North 0°00'00" West 62.00 feet to a point; thence
South 89°55'50" West 158.00 feet to a point; thence
South 0°00'00" East 118.00 feet to the REAL POINT OF BEGINNING.

Contains .44 ACRES

END OF LEGAL DESCRIPTION

Additional terms of the Life Estate:

1. Fred and Reba Glaubitz will have the use of the shallow well located near the metal storage building.
2. Fred and Reba Glaubitz will retain the barn and metal storage buildings and can remove them any time at their own expense; however the City has the right to give them 180 days notice to remove the buildings. Removal of the buildings will be at the expense of Fred and Reba Glaubitz. After the 180 notice period has run the buildings, if they remain on the property, become the property of the City. Both the City and the owner may use the buildings for storage and agree to communicate their respective needs to the other and cooperate in such use of the buildings. Mr. and Mrs. Glaubitz agree to insure the buildings mentioned herein for liability purposes and to name Boise City as an additional insured.
3. The City agrees to keep the grass close to the buildings mowed and in a clean condition.
4. The City will not allow a corn crop to be planted on the parcel being purchased from the Glaubitz Family Trust during the life estate term.



MEMORANDUM - 2

MAY 21 2003

Land included in
S. 1/2 and the N.W. 1/4
ed from actual surveys
F. W. Almond
Surveyor.

to hereby certify that we
Land, to wit: The
N.W. 1/4 of Sec. 13, T. 4N, R.
include the said lands
The streets shown
D. G. Caswell
T. A. Sloan

December, A. D. 1906,
the in and for said
it and T. A. Sloan,
names are subscribed
edged to me that they
unto set my hand
can dry in this certifi-
d H. Johnson
ary Public

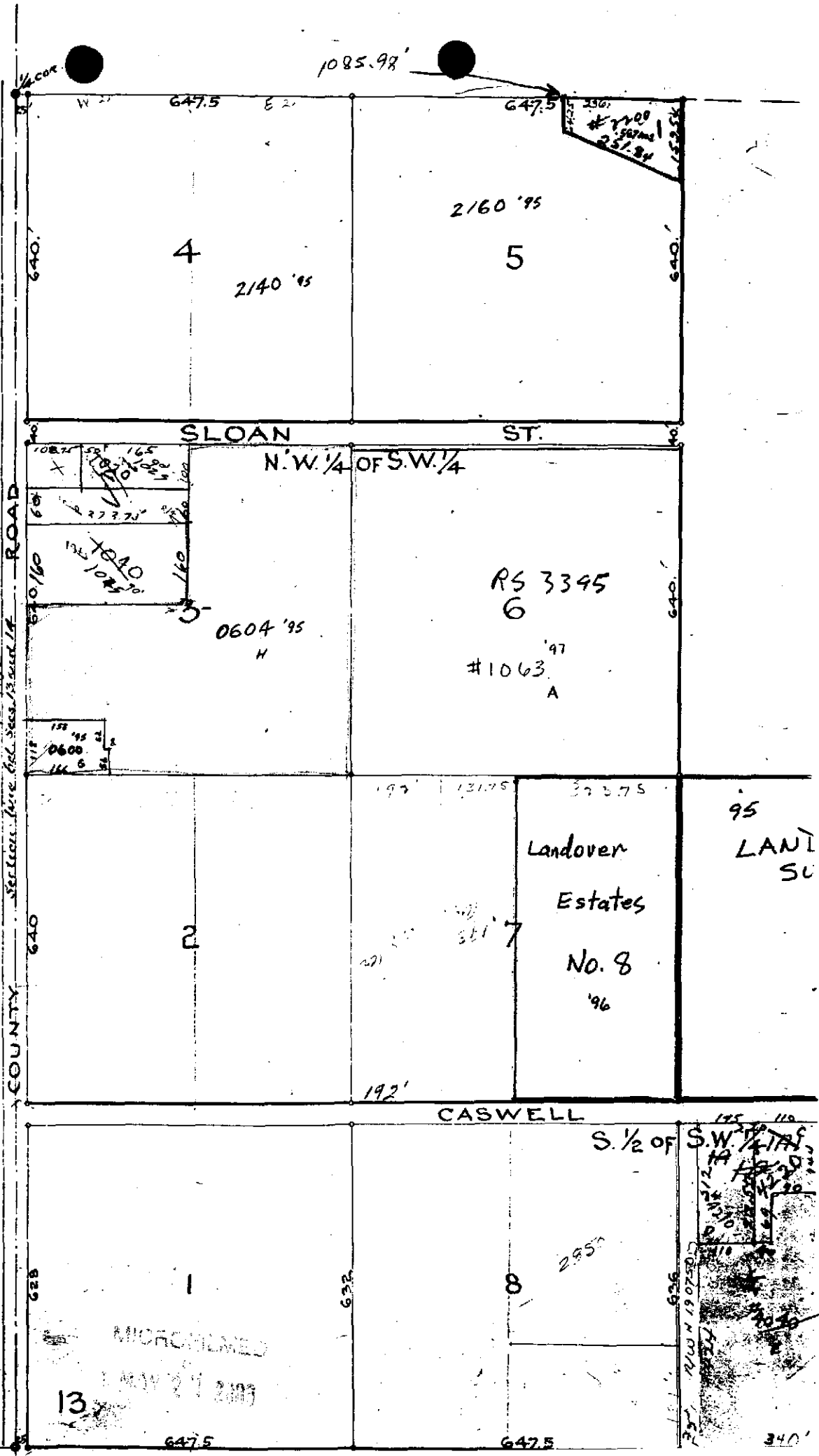


this instrument
as well as T. A. Sloan
my office, and duly
page 172
Cuddy, Recorder.
C. Reynolds
Deputy

BOGART LANE

Section 14, T. 4N, R. 13E, S. 1/2

COUNTY

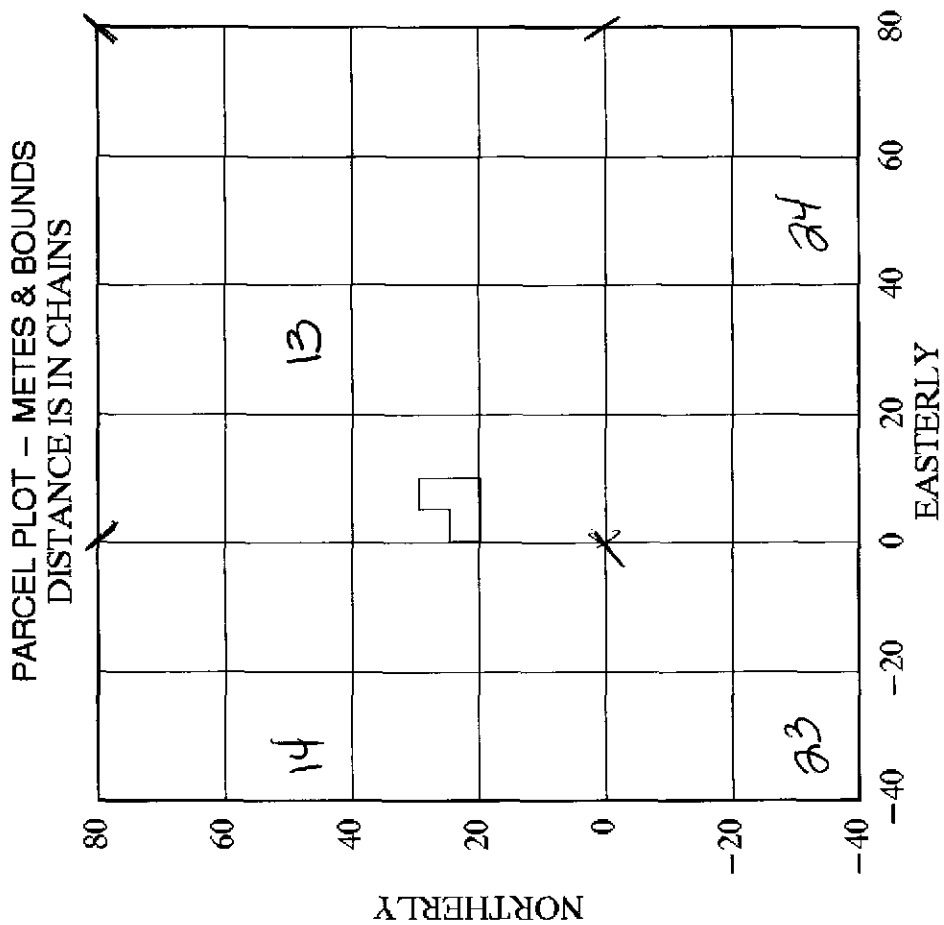


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13

[illegible]

63-16768



4N 1E

X = point of beginning

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MAR 2 1 2003

METES AND BOUNDS TABLE

PRESS ALT P TO PRINT GRAPH

	X-COR	Y-COR	ANGLE			BEARING	DIST (FT)
			DEGREES	MINUTES	SECONDS		
BEGIN POINT COR.	0.00	0.00					
(SEE SHEET)	0.00	19.77	0.00	0.00	0.00	NW	1304.85
	0.38	19.77	89.00	55.00	50.00	NE	25.00
	10.19	19.78	89.00	55.00	50.00	NE	647.76
	10.20	24.63	0.00	1.00	46.00	NE	319.74
-QUAD COEF-	10.20	29.47	0.00	1.00	46.00	NE	319.74
IF NE, X=1,Y=1	5.29	29.46	89.00	50.00	20.00	SW	324.06
IF SE, X=1,Y=-1	5.29	24.62	0.00	0.00	55.00	SW	319.48
IF SW, X=-1,Y=-1	0.38	24.61	89.00	53.00	3.00	SW	323.97
IF NW, X=-1,Y=1	0.38	19.77	0.00	0.00	0.00	SE	319.22
	0.38	19.77					

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MAY 21 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)
Case No. 39576)
PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 63-16768

NAME AND ADDRESS: FRED GLAUBITZ
REBA GLAUBITZ
7136 BOGART LN
BOISE, ID 83703

SOURCE: GROUNDWATER
QUANTITY: 0.04 CFS

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

PRIORITY DATE: 06/20/1936

POINT OF DIVERSION: T04N R01E S13 SWNSW Within Ada County

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

PLACE OF USE: Domestic T04N R01E S13 NWSW Within Ada County

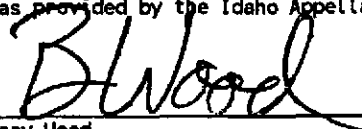
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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

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MAY 21 2003