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Documents

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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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MAR 28 2005

WATER RESOURCES
WESTERN REGION

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MAR 30 2005

DEPARTMENT OF
WATER RESOURCES

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List 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 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
67-13971	WR	no			

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) B. Jean Ehler & Robert L. Waag
2655 Highway 95, Council, ID 83612
4. New Owner/Claimant(s) Jake & Barbara Howard
Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
 New Mailing Address 3869 Suntree Way, Boise, ID 83706
 City, State and ZIP Code _____
 New Telephone Number (208) -389-1332
5. Date you acquired the property March 17, 2005

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)

[Handwritten 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 <u>LG</u>	Date <u>3/29/05</u>	Fee <u>\$25.00</u>
Received by <u>LG</u>	Date <u>3/29/05</u>	Receipt No. <u>W032735</u>
Processed by _____	AJ Date _____	WR _____ Date _____

INSTRUMENT NO. **108433** WARRANTY DEED

For Value Received, B. JEAN EHLER, a single woman, and ROBERT L. WAAG, a single man the grantors do hereby grant, bargain, sell and convey unto JAKE HOWARD and BARBARA HOWARD, husband and wife the grantees, whose current address is 3869 Suntree Way, Boise, ID 83706 the following described premises, in Adams County, Idaho, to-wit:

SEE ATTACHED EXHIBIT 'A' MADE A PART HEREOF.

TO HAVE AND TO HOLD THE said premises, with their appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantees, that they are the owners in fee simple of said premises; that they are free from all encumbrances excepting for all easements of record, rights of way, matters visible, and all matters of record and title and that they will warrant and defend the same from all lawful claims whatsoever.

Date: March 17, 2005

B. Jean Ehler
B. JEAN EHLER

Robert L. Waag
ROBERT L. WAAG

Instrument # 108433

COUNCIL, ADAMS, IDAHO

2005-03-21 04:08:20 No. of Pages: 2

Recorded for: TIMBERLINE TITLE & ESCROW

MICHAEL FISK

Fee: 6.00

Ex-Officio Recorder Deputy

Index to: DEED

STATE OF IDAHO)
COUNTY OF Adams) : ss

On this 17th day of March, in the year of 2005, before me, a Notary Public in and for said State, personally appeared B. JEAN EHLER and ROBERT L. WAAG known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged to me they executed the same.



Colleen M. Stillings
Notary Public
Residing at: Indian Valley
Commission expires: 7/1/2010

Township 17 North, Range 1 West, Boise Meridian, Adams County, Idaho

Section 12: A parcel of land located in said section more particularly described as follows:

Commencing at the quarter corner common to Sections 12 and 13 of said Township;

Thence South 89 degrees 51'00" West 1232.020 feet;

Thence North 00 degrees 51'27" East 1466.064 feet to the REAL POINT OF BEGINNING;

Thence South 81 degrees 20'42" East 698.967 feet;

Thence North 06 degrees 21'03" West 394.913 feet;

Thence North 86 degrees 35'55" East 854.779 feet;

Thence North 00 degrees 51'27" East 455.295 feet;

Thence North 89 degrees 35'04" West 1495.415 feet;

Thence South 00 degrees 51'27" West 804.200 feet to the REAL POINT OF BEGINNING.

AND

Township 17 North, Range 1 West, Boise Meridian, Adams County, Idaho

Section 12: A parcel of land located in said section more particularly described as follows:

Commencing at the $\frac{1}{4}$ corner common to Sections 12 and 13, T17NR1WBM;

Thence North 07° 34'34" West a distance of 527.760 feet;

Thence North 44° 23'41" East a distance of 279.800 feet;

Thence North 49° 09'00" East a distance of 20.90 feet;

Thence North 10° 14'51" West a distance of 1,060.820 feet;

Thence North 86° 35'55" East a distance of 337.859 feet to the REAL POINT OF BEGINNING;

Thence North 00° 51'27" East a distance of 455.295 feet;

Thence South 89° 35'04" East a distance of 445.878 feet;

Thence 453.439 feet along a curve to the left having a radius of 573.00 feet, a delta angle of 45° 20'26" a chord which bears South 12° 26'09" West a distance of 441.70 feet;

Thence South 10° 14'00" East a distance of 3.400 feet;

Thence South 87° 13'46" West a distance of 358.585 feet to the REAL POINT OF BEGINNING.

Per Kara Alder - are view review -

T17N R1W S12 NESW

Parcel # RP17ND1W125000A

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 67-13971

NAME AND ADDRESS: B JEAN EHLER
 ROBERT L WAAG
 2655 HWY 95
 COUNCIL, ID 83612

SOURCE: GROUNDWATER

QUANTITY: 0.06 CFS

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

PRIORITY DATE: 06/01/1983

POINT OF DIVERSION: T17N R01W S12 NESW Within Adams County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Domestic 2 HOMES	01-01 TO 12-31	0.04 CFS
	Stockwater	01-01 TO 12-31	0.02 CFS

PLACE OF USE:	Stockwater		Within Adams County
	T17N R01W S12	NESW	
	Domestic		Within Adams County
	T17N R01W S12	NESW	

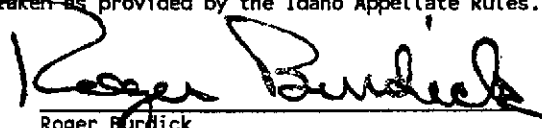
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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
Presiding Judge of the
Snake River Basin Adjudication



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

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

December 19, 2005

JAKE HOWARD
BARBARA HOWARD
3869 SUNTREE WAY
BOISE ID 83706

RE: Change of Ownership for Water Right 67-13971

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.

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

Enclosure