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2

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

RECEIVED
OCT 13 2005
DEPARTMENT OF WATER RESOURCES

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
AS-02978					

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)

RICHARD + TAMMY PAYNE

2129 CONTRA COSTA AVE, SANTA ROSA, CA 95405

4. New Owner/Claimant(s)

DANIEL + JOSEPHINE SIMMONS ~~OR~~ RICHARD + TAMMY PAYNE

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

New Mailing Address

P.O. BOX 700

City, State and ZIP Code

SAGE, IDAHO 83860

New Telephone Number

208 255-2332

5. Date you acquired the property

APPROX. 1990

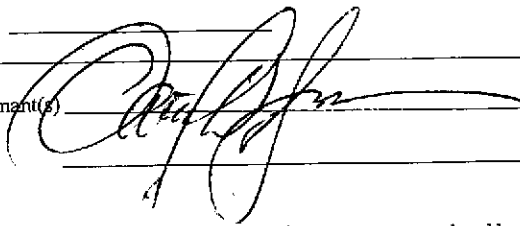
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WATER RESOURCES
WESTERN REGION

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)



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 _____ Date _____ Fee \$25.00
 Received by M Date 1.18.06 Receipt No. C.080091
 Processed by _____ AJ Date _____ WR _____ Date _____

JAN 18 2006

DEPARTMENT OF
WATER RESOURCES

QUITCLAIM DEED OF GIFT

FOR AND IN CONSIDERATION of the love and affection that Grantor has for Grantees, WRAY L. SIMMONS, the Grantor, does hereby remise, release and forever quitclaim by Deed of Gift unto my son and daughter-in-law, DANIEL SIMMONS and JOSEPHINE SIMMONS, husband and wife, of 2129 Contra Costa Avenue, Santa Rosa, California, Grantees, an equal undivided one-half interest as tenants-in-common in all of Grantor's right, title and interest in and to the following described real property, to-wit:

Lot 2A-8, Subdivision CP-2, Valley County, Idaho, according to the Valley County Recorder's Book No. 10 of Miscellaneous Records thereof filed in Valley County on September 12, 1960, as Instrument No. 56000, located in the SW1/4 of Section 30, Township 15 North, Range 3 East, Boise Meridian, subject to:

1) The reservation of the covenant or burden running with the above described land releasing all claims for damages against the United States which may be sustained by such land or structures thereon by reason of the operation and maintenance of the Cascade Dam and Reservoir;

2) The reservation of a right-of-way for ditches or canals constructed or to be constructed by the authority of the United States, this reservation being of the same character and scope as that created with respect to certain public lands by the Act of August 30, 1890 (26 Stat. 371, 391), as it has been or may hereafter be amended.

TOGETHER with all and singular the tenements, hereditaments and appurtenances thereunto belonging, or in anywise appertaining, the reversion and reversions, remainder and remainders, rents, issues and profits thereof; and all estate, right, title and interest in and to the said property, as well in law as in equity, of the said Grantor.

TO HAVE AND TO HOLD all and singular the said premises, together with the appurtenances, unto the said Grantees, their successors and assigns forever.

QUITCLAIM DEED OF GIFT

1

F/KQDOG.SIMMO

DATED This 18 day of OCTOBER, 1988.

Wray L. Simmons
WRAY L. SIMMONS, Grantor

STATE OF IDAHO)
County of Ada) ss:

On this 18 day of OCTOBER, 1988, before me, the undersigned, a Notary Public in and for said State, personally appeared WRAY L. SIMMONS, known or acknowledged to me to be the person whose name is subscribed to the within and foregoing instrument, and acknowledged to me that he executed the same.

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

James Penney
Notary Public for Idaho
Residing at Boise, Idaho
My Commission Expires 6-94

1655989

STATE OF IDAHO, }
County of Valley, }

I hereby certify that this instrument was filed for record at the request of

Heather H. Harris

at 24 minutes past

o'clock P M. This 17

day of March 1989

in my office and duly recorded in

Dr. 64 Deeds

Leah L. Spiller

Ex-Officio Recorder

By H. MacArthur Deputy

Fee \$ 6.00

Box 8843

Boise, ID 83707

and in deed

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 65-02978

NAME AND ADDRESS: RICHARD PAYNE
TAMMY PAYNE
2129 CONTRA COSTA AVE
SANTA ROSA, CA 95405

SOURCE: UNNAMED STREAM TRIBUTARY: CASCADE RESERVOIR

QUANTITY: 0.02 CFS
0.60 AFY

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

PRIORITY DATE: 07/29/1966

POINT OF DIVERSION: T15N R03E S30 SWSW Within Valley County

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

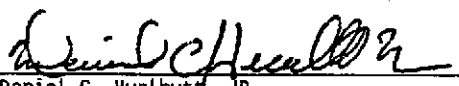
PLACE OF USE: Domestic Within Valley County
T15N R03E S30 SWSW

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



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

January 23, 2006

RICHARD PAYNE
TAMMY PAYNE
DANIEL SIMMONS
JOSEPHINE SIMMONS
PO BOX 700
SAGLE ID 83860

RE: Change of Ownership for Water Right 65-2978

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

JAN 12, 2002

J.D. R., ATTN: CARLYN (SIC)

IN REFERENCE TO WATER RIGHT 65-02978,
I AM ENCLOSING A CHECK FOR \$25.00.

PLEASE AVOID THE OWNERSHIP NAME AND
ADDRESS TO READ AS FOLLOWS:

DANIEL W. SIMMONS

JOSEPHINE M. SIMMONS

RICHARD L. PAYNE

TAMMY D. PAYNE

P.O. BOX 700

SAGE, IDAHO 83860

RECEIVED

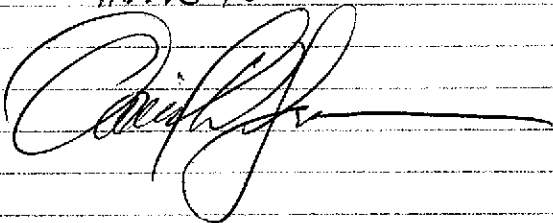
JAN 18 2006

DEPARTMENT OF
WATER RESOURCES

ALSO ENCLOSED IS A GUT CLAY DEED
OF GIFT COPY, AS FURNISHED BY THE
VALLEY CO. RECORDER'S OFFICE.

UPON COMPLETION, PLEASE SEND ME THE
APPROPRIATE DOCUMENTATION VERIFYING THE
REQUESTED CHANGES.

THANK YOU!



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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CHANGE IN ADDRESS

This form can be used to notify the Department of a change in
address of the owners of record for the listed water rights.
(Please print or type)

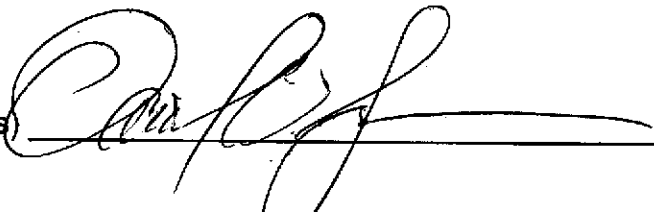
[] Water Right Number(s): 65-02978

[] Name(s): DAVIDEL + JOSEPHINE SIMMONS
RICHARD + TAMMY PAYNE

[] Old Mailing Address: 2129 CONTRA COSTA AVE
SANTA ROSA, CA. 95405

[] New Mailing Address: P.O. BOX 700
SAGE, IDAHO 83860

Telephone Number: (208) 255 - 2832

[] Signature(s) of Owner(s) 

(Include your title if on behalf of company or organization)

Date: OCT 5, 2005