

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

RECEIVED
 DEC 17 2003
 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
1 -	35-07438	_____	___		_____	_____	___
2 -	35-07244	_____	___		_____	_____	___
3 -	~~35-08911~~ refund fee	_____	___		_____	_____	___
4 -	35-07039	_____	___		_____	_____	___
	_____	_____	___		_____	_____	___

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) Dean Wood (First Two)

4. New Owner/Claimant(s) Preston Hawker (3-4)
Doyle Hawker *
 Name Connector (Check one): ☐ and, ☐ or, ☒ and/or

New Mailing Address 1259 W. Hwy 39

City, State and ZIP Code Blackfoot, ID. 83221

New Telephone Number (208) 684-4591

5. Date you acquired the property 2000

*** DOYLE BIRCH HAWKER**
MARRI SUSAN HAWKER

MICROFILMED

JAN 15 2004

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

JUL 17 2003
 Department of Water Resources

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1 -	35-07438						
2 -	35-07244						
3 -	~~35-08917~~ refund fee						
4 -	35-07039						

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OR

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4. New Owner/Claimant(s) Preston Hawker (3-4)
Doyle Hawker
 Name Connector (Check one): ☐ and, ☐ or, ☒ ~~and~~

New Mailing Address 1259 W. Hwy 39

City, State and ZIP Code Blackfoot, ID. 83221

New Telephone Number (208) 684-4591

5. Date you acquired the property 2000

*** DOYLE BIRCH HAWKER**
HARRI SUSAN HAWKER

MICROFILMED

JUL 17 2003

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)

Jayle Hunter

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 <i>S. Mann</i>	Date <i>12/17/03</i>	Fee <i>\$100.00</i>	
Receipted by <i>S. Mann</i>	Date <i>12/17/03</i>	Receipt No. <i>0072020</i>	
Processed by _____	AJ Date _____	WR _____	Date _____

MICROFILMED

JAN 15 2004

JDWR
1301 N. Oakland St
Bosch 83706

RECEIVED

DEC 17 2003

WARRANTY DEED

511265

Department of Water Resources

FOR VALUE RECEIVED PRESTON L. HAWKER and JOANNE L. HAWKER, husband and wife, 1254 West 200 South, Pingree, Idaho 83262, the Grantors, do hereby grant, bargain, sell, and convey unto DOYLE HAWKER and SUSAN HAWKER, of 1259 West Highway 39, Blackfoot, Idaho, the Grantees, the following described premises to-wit:

A parcel of property described as follows:

Township 3 South, Range 33 E.B.M., Bingham County, Idaho, Section 12, that portion of the E $\frac{1}{2}$ SW $\frac{1}{4}$, lying South and East of the right-of-way of Highway 39.

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 said premises are free from all encumbrances and that they will warrant and defend the same from all lawful claims whatsoever.

DATED and signed this 1st ^{April} Day of ~~March~~ 2002.

Preston L. Hawker
PRESTON L. HAWKER

Joanne L. Hawker
JOANNE L. HAWKER

STATE OF IDAHO)
County of Bingham) ss.

On this 1st ^{April} day of ~~March~~ 2002, before me, the undersigned, a notary public in and for said state, personally appeared PRESTON L. HAWKER and JOANNE L. HAWKER, husband and wife, known to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they 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.

RECORDED AT THE REQUEST OF
2002 APR -2 PM 4:48

CLERK OF DISTRICT COURT
IDAHO
J. N. D. P. C.
4444394

Blackfoot 109-1
Blackfoot 83221



Scott H. Hansen
Notary Public for State of Idaho
Residing at Blackfoot
JAN 15 2004

FOR VALUE RECEIVED William Dean Wood and Janine Wood, husband and wife,
of 22 North 950 West, Blackfoot, Idaho, the Grantors, do hereby grant, bargain, sell, and
convey unto Doyle Birch Hawker and Marri Susan Hawker, husband and wife of 1259 West
Highway 39, Blackfoot, Idaho, the Grantees, the following described premises to-wit:

See Exhibit A attached hereto.

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
said premises are free from all encumbrances and that they will warrant and defend the
same from all lawful claims whatsoever.

DATED and signed this 6th Day of January 2000.

William Dean Wood
WILLIAM DEAN WOOD

Janine Wood
JANINE WOOD

STATE OF IDAHO)
) ss.
County of Bingham)

On this 6th day of January 2000, before me, the undersigned, a notary public in
and for said state, personally appeared WILLIAM DEAN WOOD and JANINE WOOD,
known to me to be the person whose names are subscribed to the within instrument, and
acknowledged to me that they 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.

My cmn exprs: 9. 18 2004

WARRANTY DEED
WOOD - HAWKER

Scott H. Hansen
Notary Public for State of Idaho
Residing at Blackfoot
MICROFILMED
JAN 15 2004
-1-
SCOTT H. HANSEN
NOTARY PUBLIC
STATE OF IDAHO

91025-3.DOC

PARCEL 1:

The NE¼ of the SE¼ of Section 32, and the West half of the NW¼ of the SW¼ of Section 33, all in Township 2 South, of Range 34, East of the Boise Meridian, in Bingham County, Idaho.

LESS

That portion of the W½NW¼SW¼ of Section 33, Township 2 South, Range 34 East of the Boise Meridian described as follows, to wit: Beginning at the NE corner of said W½NW¼SW¼, thence West 165 feet, thence South 265 feet, thence East 165 feet, thence North 265 feet to the point of beginning.

PARCEL 2:

SWSW Township 2 South, Range 34 East, Boise Meridian; Section 33: The North 1040 feet of the E½ of Lot 4 and the North 1040 feet of Lot 3, EXCEPTING THEREFROM that portion lying Southeast of the Lindsay Lateral. *SESW*

LESS

A parcel of land located in Lot 3, Section 33, Township 2 South, Range 34 East of the Boise Meridian described as follows: Commencing at the South ¼ corner of Section 33, referenced as described in CP&F Instrument Number 187495; thence North 00°10'22" East, along the Meridional Centerline of Section 33 toward the N¼ corner of Section 33 as referenced in CP&F Instrument Number 245026, a distance of 874.60 feet to a ½-inch iron rod and the TRUE POINT OF BEGINNING; thence continuing North 00°10'22" East, along the Meridional centerline of Section 33, a distance of 480.20 feet to a ½-inch iron rod; thence at a right angle North 89°49'38" West a distance of 175.00 feet to an unmarked point; thence South 00°10'22" West a distance of 760.99 feet to a ½-inch iron rod and the adjacent property line as described in Deed Number 417223; thence North 32°06'22" East, along the property line of Deed Number 417223, a distance of 330.86 feet to the TRUE POINT OF BEGINNING.

PARCEL 3:

A portion of Lot 4 of Section 33, Township 2 South, Range 34 East, Boise Meridian, described as: Beginning at the Southwest corner of the E½ of said Lot 4 and running thence North 309 feet, more or less, to a point that is 1040 feet South from the North line of said Lot 4; thence East 25 feet; thence South 309 feet to the South section line; thence West 25 feet to the Point of Beginning, Bingham County, Idaho.

Together with all improvements on the above property including any and all water rights. Subject to any easements of record.

All property located in Bingham County, Idaho.

MICROFILMED

JAN 15 2003

2002 JAN 31 PM 3: 31

DISTRICT COURT-SRBA
TWIN FALLS CO., IDAHO
FILED _____

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

)
)
)
)

ORDER OF PARTIAL DECREE

For Water Right 35-07039

On November 20, 2001, a *Special Master's Report and Recommendation* was filed for the above water right. No Challenges were filed to the *Special Master's Report and Recommendation* and the time for filing Challenges has now expired.

Pursuant to I.R.C.P. 53(e)(2) and *SRBA Administrative Order 1*, Section 13f, this Court has reviewed the Findings of Fact and Conclusions of Law contained in the *Special Master's Report* and wholly adopts them as its own.

Therefore, IT IS ORDERED that water right 35-07039 is hereby **decreed** as set forth in the attached *Partial Decree Pursuant to I.R.C.P. 54(b)*.

DATED January 31, 2002.

Roger Burdick

ROGER S. BURDICK
Presiding Judge
Snake River Basin Adjudication

MICROFILMED

JAN 4 5 2002

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 35-07039

2002 JAN 31 PM 3:58
DISTRICT COURT-SRBA
TWIN FALLS CO., IDAHO
FILED _____

NAME AND ADDRESS: PRESTON L HAWKER
1254 W 200 S
PINGREE, ID 83262

SOURCE: GROUNDWATER

QUANTITY: 1.11 CFS
272.00 AFY

PRIORITY DATE: 11/13/1968

POINT OF DIVERSION: T03S R33E S12 NESESW Within Bingham County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	03-15 TO 11-15	1.11 CFS 272.00 AFY

PLACE OF USE: Irrigation Within Bingham County
T03S R33E S12 NESW 30.0 SESW 38.0
68.0 Acres Total

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

A MEASURING DEVICE OF A TYPE APPROVED BY IDWR SHALL BE
MAINTAINED AS A PART OF THE DIVERTING WORKS.

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

Roger Burdick
Presiding Judge of the
Snake River Basin Adjudication

2002 JAN 31 PM 02:00
DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED _____

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)

CERTIFICATE OF MAILING

Case No. 39576)
_____)

Water Right(s): 35-07039

CERTIFICATE OF MAILING

I certify that a true and correct copy of the PARTIAL DECREE
PURSUANT TO I.R.C.P. 54(b) for WATER RIGHT 35-07039 was mailed
on January 31, 2002, with sufficient first-class postage prepaid
to the following:

DIRECTOR OF IDWR
PO BOX 83720
BOISE, ID 83720-0098

PRESTON L HAWKER
Represented by:
JEFFREY C. FEREDAY
PO BOX 2720
BOISE, ID 83701-2720
Phone: 208-388-1200

STATE OF IDAHO
Represented by:
NATURAL RESOURCES DIV CHIEF
STATE OF IDAHO
ATTORNEY GENERAL'S OFFICE
PO BOX 44449
BOISE, ID 83711-4449

DIANA DELANEY
Chief Deputy Clerk

CERTIFICATE OF MAILING

MICROFILMED
JAN 31 2002

PAGE 1
01/31/02



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

December 22, 2003

DOYLE BIRCH HAWKER
MARRI SUSAN HAWKER
1259 W HWY 39
BLACKFOOT ID 83221

RE: Change of Ownership for Water Rights 35-7039, 35-7244, 35-7438

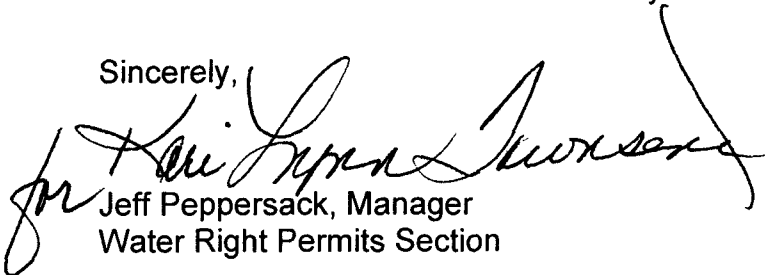
Dear Water Right Holder(s):

The department acknowledges receipt of correspondence changing ownership of the above referenced water rights to you. The department has modified its records to reflect the changes in ownership and has enclosed computer-generated reports for your records. Also enclosed is a receipt for the \$100.00 filing fee. A request for a \$25.00 refund has been sent to our Fiscal Section. This will repay the filing fee for water right 35-8917 that was removed from your original request. A refund check should arrive in approximately 6 to 8 weeks.

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,



Jeff Peppersack, Manager
Water Right Permits Section

JP:klt

Enclosures

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JAN 15 2004

Idaho Department of Water Resources Receipt

Receipt ID C072020

Payment Amount \$100.00 Date Received 12/17/2003 1:15:22 PM Region State Status
 Payment Type Check Check Number 3490

Payer DOYLE HAWKER FARMS
 Comment WATER RIGHTS 35-07438 35-07244 35-08917 35-070391

Fee Detail

Amount	Description	Fund	FD	PCA	SO
\$100.00	OWNERSHIP CHANGES/SECURITY INTERESTS	0229	21	56140	1155


 Signature Line (Dept. Representative)

DEBBIE ALLEN . . .

PLEASE REFUND \$25.00 TO: DOYLE HAWKER
 1259 W HWY 39
 BLACKFOOT ID 83221

THE REQUEST FOR OWNERSHIP CHANGE ON WR 35-8917 WAS CANCELLED.

THANK YOU,


 KARI LYNN
 12.22.03

MICROFILMED

RECEIVED

DEC 17 2003

Bingham Ground Water District
1725 Riverton Road
Blackfoot, ID 83221
Phone: 208-684-9634

12/1/2003

Department of Water Resources

Dear Sir or Madam:

We were notified recently that you now own the property listed below. However, according to the Idaho Department of Water Resources (IDWR) database the water right is still in the name of the previous owner.

All claimants and owners of water rights are required to notify the IDWR of any change in ownership of all or part of a water right. The Bingham Ground Water District performs the annual assessment billing and water use measurement only; we cannot file a change of ownership with the IDWR. For your convenience we have included the IDWR form and instructions for filing a change in water right ownership with this letter. Please visit the IDWR web site at <http://www.idwr.state.id.us/> for additional water right information. Ownership listings and all water rights currently on file with the IDWR may be found by clicking on the link "Adjudication and Water Rights Search (text-based)".

Please contact Jennifer Crabtree, (208) 525-7161, at the IDWR office in Idaho Falls if you have any questions about your water rights or need assistance with filling out the ownership change form.

Thank you for your assistance in updating these records.

Regards,
Bingham Ground Water District

Owner Name: HAWKER, DOYLE

Owner Address: 1259 W HWY 39

BLACKFOOT ID 83221 Phone #: (208) 684-4591

Current Water Right(s) associated with this owner:

<u>Water Right #</u>	<u>Location</u>	<u>Div Rate, CFS</u>	<u>Total Acres</u>
35-07438	02S 34E 33 NESWSW	1.08	47
35-07244	02S 34E 32 NENESE	1.11	60
35-08917	03S 34E 16 SESW	0.49	35
35-07039	03S 33E 12 NESES	1.11	68

In Visiting with Jennifer, she said Aerial Photos would be necessary, but to send copy of Warranty Deed and 25th per claim. $25 \times 4 = 100$ if any questions call 208-684-4591

MICROFILMED

JAN 15 2004

Thanks,
Jayle Hawker