

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

RECEIVED
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MAY 19 2005
FEB 18 2005
DEPARTMENT OF
WATER RESOURCES
WATER RESOURCES
WESTERN REGION

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.

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FEB 21 2005
DEPARTMENT OF
WATER RESOURCES

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
<u>63-10853</u>	<u>WR</u>	☐			☐
		☐			☐
		☐			☐
		☐			☐
		☐			☐

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) Sterling Landscape Co.
1081 N Mitchell, Boise 83704
4. New Owner/Claimant(s) CITY OF BOISE PARKS & RECREATION DEPARTMENT
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address 1104 Royal Blvd
 City, State and ZIP Code Boise ID 83706
 New Telephone Number (208) 384 4240
5. Date you acquired the property December 17, 2004

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 <u>63-10853</u>		
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	<u>.127</u>	<u>18.45</u>
Stock		
Domestic		
Other		
Total	<u>.127</u>	

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)

James R. Hill
Director, Parks & Recreation Department

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>DS</u>	Date <u>2-18-05</u>	Fee <u>\$25 - *</u>	
Received by <u>DS</u>	Date <u>2-18-05</u>	Receipt No. <u>W032607</u>	
Processed by _____	AJ Date _____	WR _____	Date _____

M Rcvd 5/19/05 \$75% #C077982

COPY

QUITCLAIM DEED

STERLING LANDSCAPE COMPANY, having a current address of 1081 N. Mitchell Street, Boise Idaho, 83704, **GRANTOR**, does hereby REMISE, RELEASE and forever QUITCLAIM unto the State of Idaho, through its Department of Water Resources, having a current address of 322 E. Front Street, Boise Idaho, 83720, **GRANTEE**, and unto its successors and assigns forever, all of Grantor's right, title, interest, estate, claim and demand, both at law and in equity, of the **Domestic portion** (.02 cfs, .2 AF) of Water Right License Number 63-10853.

This Quit Claim is limited to the domestic portion of the water right license. The remainder of the water right license (.13 cfs, 19.4 AF) has been sold to the City of Boise, through its Parks & Recreation Department, having a current address of 1104 Royal Blvd., Boise, Idaho, 83706.

IN WITNESS WHEREOF, the Grantor, JOHN STERLING, President, of Sterling
Name/Title

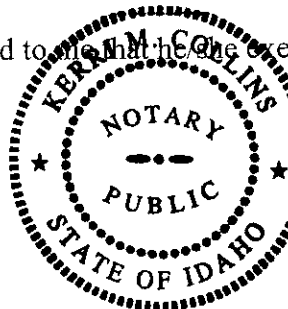
Landscape Company, has caused the Quitclaim Deed to be executed as of this 11 day
of February, 2005.

GRANTOR

By: John Sterling, President
Name/Title

STATE OF Idaho)
County of Ada) ss.

On this 11th day of February, in the year 2005, before me,
Kerr Collins, personally appeared John Sterling, known to me to
(notary public) (name)
be the President of Sterling Landscape Company, that executed the said
(title)
instrument, and acknowledged to me that he executed the same.



(Seal)

Kerr M Collins
NOTARY PUBLIC FOR IDAHO

Residing at: Boise

My Commission expires: 8/09

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COPY

ADA COUNTY RECORDER J. DAVID NAVARRO
BOISE IDAHO 12/30/04 11:49 AM
DEPUTY Neava Haney
RECORDED - REQUEST OF
First American

AMOUNT 6.00 2



AFTER RECORDING MAIL TO:

City of Boise
Parks & Recreation
1104 Royal Boulevard
Boise, ID 83706

WARRANTY DEED

File No.: **NCS-125481-BOI (eg)**

Date: **December 16, 2004**

For Value Received, **Sterling Family LLC, a Idaho Limited Liability Company**, hereinafter referred to as Grantor, does hereby grant, bargain, sell and convey unto **City of Boise, a Municipal Corporation**, hereinafter referred to as Grantee, whose current address is **Parks and Recreation, 1104 Royal Boulevard, Boise, ID 83706**, the following described premises, situated in **Ada County, Idaho**, to wit:

A parcel of land being a portion of Lots 5 and 6, **BROOKSIDE PLACE**, according to the plat thereof, filed in Book 3 of Plats at Page 136, in the office of the Ada County Recorder, located in the Northwest Quarter of Section 11, Township 3 North, Range 1 East, Boise Meridian, Boise City, Ada County, Idaho, more particularly described as follows:

Commencing at the Southeast corner of the Northwest Quarter of Section 11 (center 1/4) Township 3 North, Range 1 East, Boise Meridian, Boise City, Ada County, Idaho; thence North 0°21'32" East along East line of said Northwest Quarter of Section 11, 663.22 feet to a point; thence North 89°27'39" West 30.00 feet to a point on the south line of Lot 6, **BROOKSIDE PLACE**, found in Book 3 of Plats at Page 136, Ada County Recorder's Office, and on the Westerly right of way for North Mitchell Street, the REAL POINT OF BEGINNING of this description; thence continuing North 89°27'39" West along said South line 630.37 feet to the Southwest corner of said Lot 6; thence North 0°27'45" East along West line of said Lots 5 and 6, 638.42 feet to the Northwest corner of said Lot 5, and the Southerly right of way of W. Irving Street; thence South 89°26'36" East along North line of said Lot 5, and said Southerly right of way 552.71 feet to a point; thence South 0°33'24" West 159.57 feet to a point on the North line of the South half of said Lot 5; thence North 89°26'52" West along said North line 29.75 feet to a point; thence South 0°21'32" West 354.66 feet to a point; thence South 89°38'28" East 106.80 feet to a point on said Westerly right of way; thence South 0°21'32" West along said Westerly right of way 124.37 feet to the REAL POINT OF BEGINNING of this description.

APN: **R-1096-25-1472**

COPY

APN: R-1096-25-1472

Warranty Deed
- continued

File No.: **NCS-125481-BOI (eg)**
Date: **12/16/2004**

TO HAVE AND TO HOLD the said premises, with their appurtenances, unto said Grantee, and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U.S. Patent reservations, restrictions, easements of record and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.

STERLING FAMILY, LLC

By: *John H. Sterling*
John H. Sterling, Member

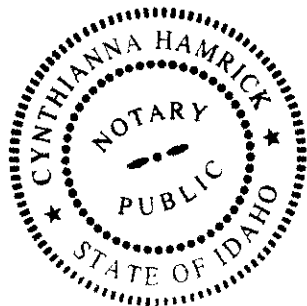
By: *Lynne D. Sterling*
Lynne D. Sterling, Member

STATE OF Idaho)
SS.

COUNTY OF Ada)

On this 17th day of December, 2004, before me, a Notary Public in and for said State, personally appeared **John H. Sterling and Lynne D. Sterling**, known or identified to me to be the person whose name is subscribed to the within instrument as **Members** of the **Sterling Family, LLC**, limited liability company, and acknowledged to me that such limited company executed 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.



Cynthia Hamrick
Notary Public for the State of Idaho
Residing at: Boise, ID
My Commission Expires: 9-11-09