

Form 42-246/42-1409(6) July, 2000

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

RECEIVED

MAR 22 2005

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.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
63-19220	Decreed				
~~63-8608~~					
63-8608	63-8608	☒		LICENSE	

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) Merle H. Lindley, 25588 Par Drive, Caldwell, ID 83607
Blaine Lindley, 6615 N. Meridian Road, Meridian, ID 83642
4. New Owner/Claimant(s) 1993 Leader Revocable Trust
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address 8970 West Duck Lake Drive
- City, State and ZIP Code Boise, ID 83714
- New Telephone Number (208) 322-0202
5. Date you acquired the property _____

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DEPARTMENT OF
WATER RESOURCES

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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>63-8608</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>0.45 CFPC/21005</u> <u>acres per year</u>	<u>85 acres (NESE (39ac),</u>
Stock		<u>NWSE (16ac), SESE</u>
Domestic		<u>(30ac) Section 24,</u>
Other		<u>T4N, R1W, Ada County, ID</u>
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)

Dan Leader, trustee for
Leader 1993 Revocable Trust

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 DB/LgDate 3.22.05Fee \$25 -Received by DBDate 3.22.05Receipt No. W032707

Processed by _____ AJ

Date _____

WR _____

Date _____



Order No.: A0213212 ST/SO

ADA COUNTY RECORDER J. DAVID NAVARRO
BOISE IDAHO 11/01/04 04:54 PM
DEPUTY Joanne Hooper
RECORDED - REQUEST OF
Title One

AMOUNT 12.00

104139444

ADA COUNTY RECORDER J. DAVID NAVARRO
BOISE IDAHO 11/17/04 12:53 PM
DEPUTY Joanne Hooper
RECORDED - REQUEST OF
Title One

AMOUNT 10.00

104146819

WARRANTY DEED

RE-RECORDING TO CORRECT PARCEL 2 OF EXHIBIT A

FOR VALUE RECEIVED,

LOU JEAN B. LINDLEY TRUST, AN IDAHO IRREVOCABLE TRUST and MERLE H. LINDLEY, A MARRIED MAN AS HIS SOLE AND SEPARATE PROPERTY AND DALE B. LINDLEY, A MARRIED MAN AS HIS SOLE AND SEPARATE PROPERTY

The Grantor(s), do(es) hereby grant, bargain sell and convey unto

LEADER 1993 REVOCABLE TRUST

whose current address is 8970 W. DUCK LAKE DRIVE, BOISE, IDAHO 83714

the Grantee(s), the following described premises, in Ada County, Idaho, TO WIT:

AS PER EXHIBIT "A" ATTACHED HERETO AND MADE A PART HEREOF

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, heirs and assigns forever. And the said Grantor(s) do(es) hereby covenant to and with the said Grantee(s), that (s)he is/are the owner(s) in fee simple of said premises; that they are free from all encumbrances EXCEPT those to which this conveyance is expressly made subject and those made, suffered or done by the Grantee(s); and subject to all existing patent reservations, easements, right(s) of way, protective covenants, zoning ordinances, and applicable building codes, laws and regulations, general taxes and assessments, including irrigation and utility easements (if any) for the current year, which are not due and payable, and that Grantor(s) will warrant and defend the same from all lawful claims whatsoever.

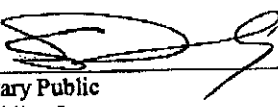
Dated: 11/01/04

LOU JEAN B. LINDLEY TRUST

BY: MERLE H. LINDLEY, TRUSTEE
DALE B. LINDLEY
MERLE H. LINDLEY

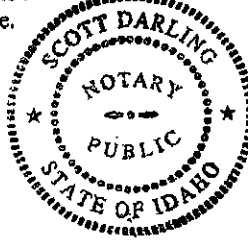
State of IDAHO)
County of ADA)

On this 1st of NOVEMBER, 2004, before me, the undersigned, a notary public personally appeared, MERLE H. LINDLEY, known to me or proven to me on the basis of satisfactory evidence to be the person (s) whose name(s) are subscribed to the within instrument and acknowledged to me that he/she/they executed the same.



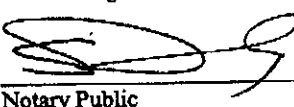
Notary Public
Residing In: _____

Expires: _____
SCOTT DARLING
ESCROW OFFICER
RESIDING: EAGLE, ID
COMMISSION EXPIRES: 11-28-07



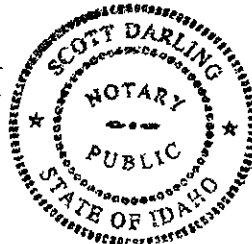
State of IDAHO)
County of ADA)

On this 1st of NOVEMBER, 2004, before me, the undersigned, a notary public personally appeared, DALE B. LINDLEY, known to me or proven to me on the basis of satisfactory evidence to be the person (s) whose name(s) are subscribed to the within instrument and acknowledged to me that he/she/they executed the same.



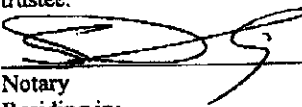
Notary Public
Residing In: _____

Expires: _____
SCOTT DARLING
ESCROW OFFICER
RESIDING: EAGLE, ID
COMMISSION EXPIRES: 11-28-07



State of IDAHO)
County of ADA)

On this 1st day of NOVEMBER in the year 2004, before me, the undersigned, a notary public in and for said state, personally appeared MERLE H. LINDLEY, known or identified to me to be the person(s) whose names are subscribed to the within instrument, as trustees of the LOU JEAN B. LINDLEY TRUST and acknowledged to me that he executed the same as trustee.



Notary
Residing in: _____

Expires: _____
SCOTT DARLING
ESCROW OFFICER
RESIDING: EAGLE, ID
COMMISSION EXPIRES: 11-28-07



EXHIBIT "A"**PARCEL 1**

A parcel of land being a portion of the Southeast Quarter of Section 24, Township 4 North, Range 1 West, Boise Meridian, Ada County Idaho, more particularly described as follows:

Commencing at the Southeast corner of said Southeast Quarter (Section corner common to Sections 24, 19, 30 and 25), said corner also being the centerline of U.S. Highway 20-26 (Chinden Blvd.) and monumented with a 3 inch diameter brass disk; thence
North 0°26'28" East, a distance of 40.00 feet along the Easterly boundary of said Southeast Quarter to a point on the Northerly right of way of said U.S. Highway 20-26, said point being the POINT OF BEGINNING and is monumented with a 5/8 inch diameter iron pin; thence
North 89°37'39" West, a distance of 1,334.58 feet along the Northerly right of way of said U.S. Highway 20-26 and parallel with the Southerly boundary of said Southeast Quarter to a point on the Westerly boundary of the East Half of said Southeast Quarter; thence continuing
North 89°37'39" West, a distance of 8.89 feet along the Northerly right of way of said U.S. Highway 20-26 and parallel with the Southerly boundary of said Southeast Quarter to a point; thence leaving said Northerly right of way,
North 0°20'38" West, a distance of 400.00 feet to a 5/8 inch diameter iron pin; thence
South 89°37'39" East, a distance of 518.94 feet parallel with the Southerly boundary of said Southeast Quarter to a 5/8 inch diameter iron pin; thence
North 0°26'28" East, a distance of 200.70 feet parallel with the Easterly boundary of said Southeast Quarter to a 5/8 inch diameter iron pin; thence
South 89°34'55" East, a distance of 830.00 feet to a point on the Easterly boundary of said Southeast Quarter; thence
South 0°26'28" West, a distance of 600.00 feet along the Easterly boundary of said Southeast Quarter to the POINT OF BEGINNING.

EXCEPTING THEREFROM

A parcel of land conveyed to the State of Idaho by Warranty Deed recorded August 19, 2004 as Instrument No. 104106586, for right-of-way purposes being on the West side of Meridian Road, Project No. ST-3230(611), US-20 Intersection Meridian Road, on file in the office of the Idaho Transportation Department and being situated in the Southeast Quarter of the Southeast Quarter of Section 24, Township 4 North, Range 1 West, Boise Meridian, Ada County, Idaho, more particularly described as follows:

Commencing at a brass cap monument marking the Southeasterly corner of said Southeast Quarter of the Southeast Quarter, said corner being Station 100+00.00 of said Meridian Road, from which a half inch diameter iron pin marking the Northeasterly corner of said Southeast Quarter of the Southeast Quarter bears
North 0°26'50" East, a distance of 1,326.92 feet; thence
North 0°26'50" East, along the Easterly boundary of said Southeast Quarter of the Southeast Quarter a distance of 40.00 feet to Station 100+40.00 on the centerline of said Meridian Road and the POINT OF BEGINNING;
thence continuing
North 0°26'50" East, a distance of 34.22 feet to Station 100+74.22 on the centerline of said Meridian Road;
thence leaving said Easterly boundary
North 89°33'10" West, a distance of 37.00 feet to a point 37.00 feet left of Station 100+74.22 of said Meridian Road; thence
South 45°23'29" West, a distance of 48.47 feet to a point on the Northerly right-of-way of U.S. Highway 20 and being 40.00 feet left of Station 719+48.63 of U.S. Highway 20; thence
South 89°37'13" East, along said Northerly right-of-way a distance of 71.24 feet to the POINT OF BEGINNING.

Exhibit "A"

Legal Description

FURTHER EXCEPTING THEREFROM

A parcel of land conveyed to Ada County Highway District by Warranty Deed recorded August 27, 2004 as Instrument No. 104110508, for right-of-way purposes being on the West side of Meridian Road, Project No. ST-3230(611), US-20 Intersection Meridian Road, on file in the office of the Idaho Transportation Department and being situated in the Southeast Quarter of the Southeast Quarter of Section 24, Township 4 North, Range 1 West, Boise Meridian, Ada County, Idaho, more particularly described as follows:

Commencing at a brass cap monument marking the Southeasterly corner of said Southeast Quarter of the Southeast Quarter, said corner being Station 100+00.00 of said Meridian Road, from which a half inch diameter iron pin marking the Northeasterly corner of said Southeast Quarter of the Southeast Quarter bears North 0°26'50" East, a distance of 1,326.92 feet; thence North 0°26'50" East, along the Easterly boundary of said Southeast Quarter of the Southeast Quarter a distance of 74.22 feet to Station 100+74.22 on the centerline of said Meridian Road and the POINT OF BEGINNING; thence continuing North 0°26'50" East, a distance of 415.78 feet to Station 104+90.00 on the centerline of said Meridian Road; thence leaving said Easterly boundary North 89°33'10" West, a distance of 37.00 feet to a point 37.00 feet left of Station 104+90.00 of said Meridian Road; thence South 0°26'49" West, a distance of 415.78 feet to a point 37.00 feet left of Station 104+90.00 of said Meridian Road; thence South 89°33'10" East, a distance of 37.00 feet to the POINT OF BEGINNING.

PARCEL 2

~~A parcel of land being a portion of the Southeast Quarter of Section 24, Township 4 North, Range 1 West, Boise Meridian, Ada County Idaho, more particularly described as follows:~~

~~Commencing at the Southeast corner of said Southeast Quarter (Section corner common to Sections 24, 19, 30 and 25), said corner also being the centerline of U.S. Highway 20-28 (Chinden Blvd.) and is monumented with a found 3 inch diameter brass disk; thence~~

~~North 0°26'28" East, a distance of 40.00 feet along the Easterly boundary of said Southeast Quarter to a point on the Northerly right of way of said U.S. Highway 20-28, said point monumented with a 5/8 inch diameter iron pin; thence~~

~~North 89°37'39" West, a distance of 1,334.58 feet along the Northerly right of way of said U.S. Highway 20-26 and parallel with the Southerly boundary of said Southeast Quarter to a point on the Westerly boundary of the East Half of said Southeast Quarter; thence continuing~~

~~North 89°37'39" West, a distance of 8.89 feet along the Northerly right of way of said U.S. Highway 20-26 and parallel with the Southerly boundary of said Southeast Quarter to a point; thence leaving said Northerly right of way,~~

~~North 0°20'38" West, a distance of 400.00 feet to the POINT OF BEGINNING.~~

Exhibit "A"

Legal Description

EXHIBIT A**EARL, MASON, & STANTFIELD, INC.****PROFESSIONAL ENGINEERS, LAND SURVEYORS & PLANNERS**314 BADIOLA STREET
CALDWELL, IDAHO 83605

TELEPHONE: (208) 454-0256

FAX: (208) 454-0979

Email: rgray@emands.net

FOR: Briarwood Corporation
JOB NO.: MR1004
DATE: March 29, 2004**PROPERTY DESCRIPTION
PARCEL 2**

A parcel of land being a portion of the SE 1/4 of Section 24, Township 4 North, Range 1 West, Boise Meridian, Ada County Idaho, more particularly described as follows:

Commencing at the SE corner of said SE 1/4 (Section corner common to sections 24, 19, 30 and 25), said corner also being the centerline of U.S. Highway 20-26 (Chinden Blvd.) and is monumented with a found 3 inch diameter brass disk;

Thence N. 0° 26' 28" E., a distance of 40.00 feet along the easterly boundary of said SE 1/4 to a point on the northerly right of way of said U.S. Highway 20-26, said point monumented with a 5/8 inch diameter iron pin;

Thence N. 89° 37' 39" W., a distance of 1334.58 feet along the northerly right of way of said U.S. Highway 20-26 and parallel with the southerly boundary of said SE 1/4 to a point on the westerly boundary of the E 1/2 of said SE 1/4;

Thence continuing N. 89° 37' 39" W., a distance of 8.89 feet along the northerly right of way of said U.S. Highway 20-26 and parallel with the southerly boundary of said SE 1/4 to point;

Thence leaving said northerly right of way, N. 0° 20' 38" W., a distance of 400.00 feet to the **POINT OF BEGINNING**, said point monumented with a 5/8 inch diameter iron pin;

Thence continuing N. 0° 20' 38" W., a distance of 779.26 feet along the easterly boundary of Fox Tail Subdivision as on file in Book 73 of Plats at Page 7563 in the Office of the Recorder of Ada County, Idaho, to the NE corner of said Fox Tail Subdivision;

Thence N. 89° 32' 56" W., a distance of 1304.90 feet, (formerly a distance of 1304.70 feet) along the northerly boundary of said Fox Tail Subdivision to a point on the westerly boundary of said SE 1/4, said point also being the NW corner of said Fox Tail Subdivision, and is monumented with a 5/8 inch diameter iron pin;

EARL, MASON & STANFIELD INC.

PROFESSIONAL ENGINEERS, LAND SURVEYORS, & PLANNERS

Page 2 of 2

Briarwood Chinden at Meridian-MR1004\Survey\Legals\Parcel 2.doc

Thence leaving the northerly boundary of said Fox Tail Subdivision, N. 0° 40' 04" E., a distance of 1435.16 feet along the westerly boundary of said SE 1/4 to the NW corner of said SE 1/4, (Center 1/4 corner), said corner also lying on the southerly boundary of the Amended Winward River Heights Subdivision as on file in Book 68 of Plats at Page 6988 in the Office of the Recorder of Ada County, Idaho, and is monumented with a found 3 inch diameter aluminum disk;

Thence S. 89° 34' 50" E., a distance of 2658.84 feet along the northerly boundary of said SE 1/4 and along the southerly boundary of said Amended Winward River Heights Subdivision to the NE corner of said SE 1/4, (East 1/4 corner), said corner monumented with a found 5/8 inch diameter iron pin;

Thence S. 0° 26' 28" W., a distance of 1388.92 feet along the easterly boundary of said SE 1/4 to a point;

Thence N. 89° 34' 55" W., a distance of 378.50 feet to a point;

Thence S. 0° 26' 28" W., a distance of 625.00 feet parallel with the easterly boundary of said SE 1/4 to a point;

Thence N. 89° 34' 55" W., a distance of 451.50 feet to a 5/8 inch diameter iron pin;

Thence S. 0° 26' 28" W., a distance of 200.70 feet parallel with the easterly boundary of said SE 1/4 to a 5/8 inch diameter iron pin;

Thence N. 89° 37' 39" W., a distance of 518.94 feet parallel with the southerly boundary of said SE 1/4 to the POINT OF BEGINNING.

This parcel contains 102.69 acres more or less.

Also, this parcel is subject to all easements and rights-of-way of record or implied.

All according to the record of survey as recorded in the Office of the Ada County Recorder.

