No Color Documents In File

Form 42-248/42-1409(6) July, 2000

RECEIVED
DEC 2 1 2004
WATER RESOURCES
WESTERN REGION

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.

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
65-17285					

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): Dave or Jane Caviness
Boise, ID

4. New Owner/Claimant(s): * Ron or Denise Findley
Name Connector (Check one). [ ] and, [X] or, [ ] and/or

New Mailing Address: 3781 Quail Heights Ct.

City, State and ZIP Code: Boise, ID 83703

New Telephone Number: 208 389-9954

5. Date you acquired the property: October, 1998

RONALD G. FINDLEY
DENISE S. FINDLEY

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 LG Date 12/21/04 Fee 25.00
Receipted by LG Date 12/21/04 Receipt No W032478
Processed by _____ AJ Date _____ WR _____ Date _____

WARRANTY DEED

For Value Received

David J. Caviness and Jane E. Caviness, husband and wife

hereinafter referred to as Grantor, does hereby grant, bargain, sell, and convey unto

Ronald G. Findley and Denise S. Findley, husband and wife

hereinafter referred to as Grantee, whose current address is

9793 Enda, Smith's Ferry, Cascade, ID 83611

the following described premises, to-wit:

All that certain lot, piece or parcel of land, situate in Valley Coutny, Idaho, and shown as Lot 90, Block 8, Smith's Ferry Subdivision No. 4, a plat which is recorded in the office of the Recorder of Valley County, Idaho.

Matches database information

To HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, his heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that 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.

Dated: September 23, 1998.

David J. Caviness
David J. Caviness

Jane E. Caviness
Jane E. Caviness

235559

TYPED

VALLEY COUNTY RECORDER
BY: Jean Mann
FEE: 3.00

98 SEP 30 AM 11 49

MOUNTAIN TITLE & ESCROW
REQUESTED BY
RECORDED

STATE OF IDAHO)
ss.
COUNTY OF Ada)

On This 23rd day of September, in the year 1998, before me, a Notary Public in and for said State, personally appeared David J. Caviness and Jane E. Caviness, known or identified to me to be the person(s) whose name(s) are subscribed to the within Instrument, and acknowledged to me that they executed the same.

Notary Public of Idaho
Residing at Meridian
Commission expires: 09-26-02

1998 NOV 20 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	)	PARTIAL DECREE PURSUANT TO I.R.C.P. 54(b) FOR
Case No. 39576	)	Water Right 65-17285

NAME AND ADDRESS: DAVE CAVINESS
JANE CAVINESS
3619 VAUGHN
BOISE, ID 83705

SOURCE: GROUNDWATER

QUANTITY: 0.04 CFS

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

PRIORITY DATE: 05/27/1983

POINT OF DIVERSION: T11N R03E S11 NWNW Within Valley County

PURPOSE AND PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
Domestic 1 HOME	01-01 TO 12-31	0.04 CFS

PLACE OF USE: Domestic Within Valley County
T11N R03E S11 NWNW

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 10, 2005

RONALD G FINDLEY
DENISE S FINDLEY
3781 QUAIL HEIGHTS CT
BOISE ID 83703

RE: Change of Ownership for Water Right 65-17285

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 and the incomplete Deed of Trust that we received.

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

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 30, 2004

RON FINDLEY
DENISE FINDLEY
3781 QUAIL HEIGHTS CT
BOISE ID 83703

RE: Change in Ownership of Decreed Water Right 65-17285

Dear Mr. & Mrs. Findley:

The Department of Water Resources acknowledges receipt of your Notice of Change in Water Right Ownership. Our review of your notice indicates that additional information is required before we can process the change. The information required is indicated below:

__X__ **Evidence of Water Right Ownership**: copy of Deed, Title Policy, Contract of Sale, or other legal document indicating your ownership of the property and/or water rights in question. *The copy of the Deed of Trust that was provided with your ownership change request was not signed and therefore is incomplete. Please furnish a complete copy of documentation indicating your ownership of this property.*

Because the Department cannot process the ownership change without proper documentation, we will hold any action on your notice pending receipt of the necessary information. If we do not receive the necessary information within **30 days** we will return your notice and all attachments and your notice will not be processed.

Please note that water right owners are required to report any change in water right ownership and/or mailing address to the Department within 120 days of the change. Failure to report these changes could result in a $100 late filing fee. Contact any office of the Department or visit the Department's homepage (http://www.idwr.state.id.us) on the Internet to obtain the proper forms and instructions.

If you have any questions regarding this matter, please call me at 287-4952.

Sincerely,

Kari Lynn Townsend
Secretary

KLT:k