

PONDEROSA

SANDS

SUBDIVISION

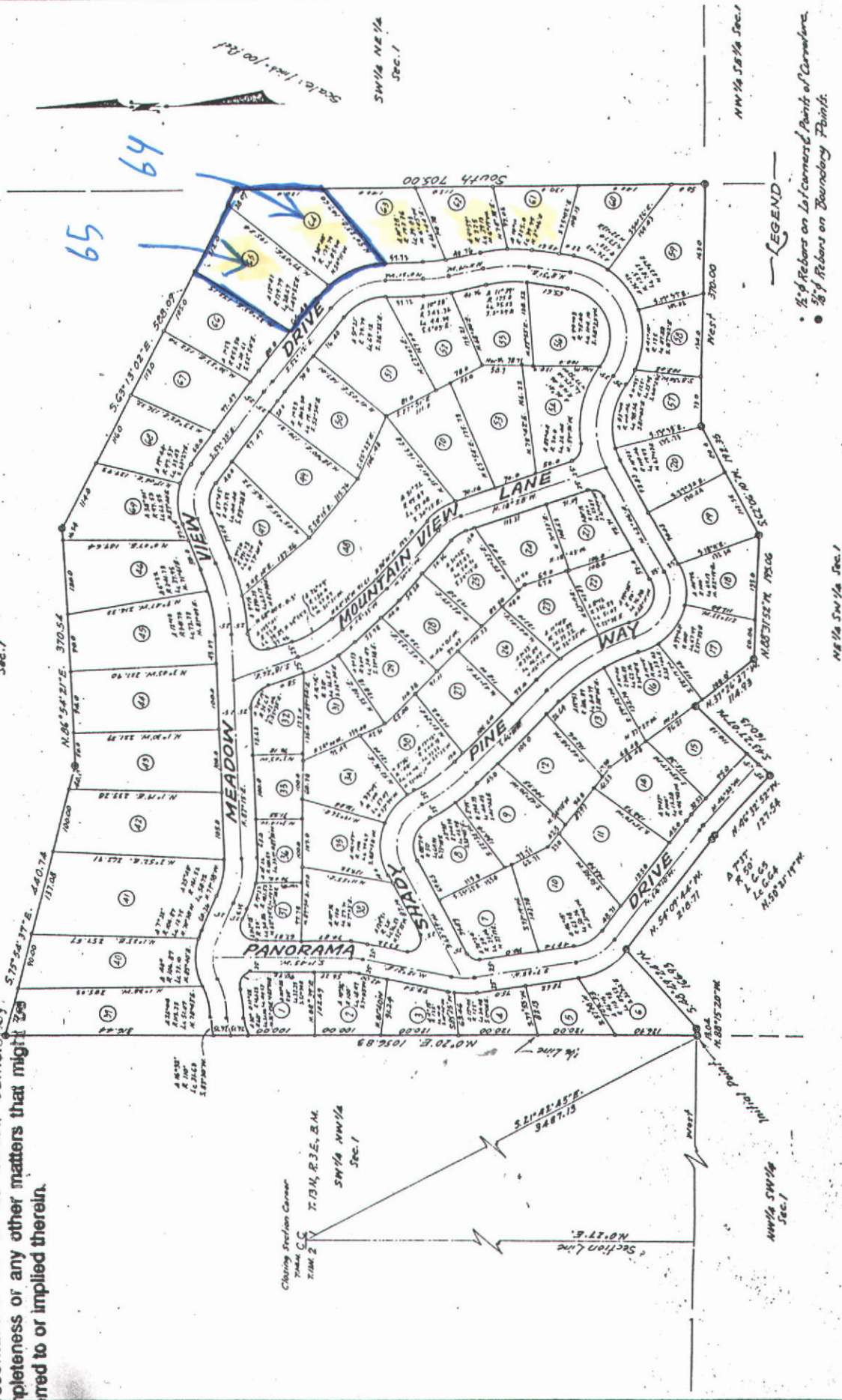
SITUATE IN THE W 1/2 SEC. 1, T. 13 N., R. 3 E., B.M.

VALLEY COUNTY, IDAHO

Bill Harris, Engineer
Boise, Idaho

This copy is furnished as an accommodation. The Company makes no representations as to its effect, sufficiency, completeness or any other matters that might be referred to or implied therein.

SE 1/4 NW 1/4
Sec. 1



NW 1/4 SW 1/4
Sec. 1

NE 1/4 SW 1/4
Sec. 1

— LEGEND —

- 1/2 of Roberts on Last Corner Point of Curve.
- 1/2 of Roberts on Boundary Points.

NW 1/4 SE 1/4
Sec. 1

SW 1/4 NE 1/4
Sec. 1

Scale: 1 inch = 100 feet

65
64

RECEIVED

JUL 22 2002

Department of Water Resources

RECEIVED

JUL 18 2002

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
65-7409					

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)

Julia Wenger 83642
125 E. Waterberry Dr Meridian, Id

4.

New Owner/Claimant(s)

Thomas R. Breshears, Lonette Breshears
 Name Connector (Check one): ☒ and ☐ or ☐ and/or

New Mailing Address

P.O. Box 1040

City, State and ZIP Code

Cascade, Idaho 83611

New Telephone Number

(208) 382-2900 or 208-454-2588

5.

Date you acquired the property

Sept 1st 1995

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)

Thomas K. Breakers
Loretta Breakers

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 JH Date 7-18-02 Fee \$25-
 Received by JH Date 7-18-02 Receipt No. W089476
 Processed by AJ Date _____ WR _____ Date _____

(Optional)

Recorded	☐	Platted	☐	Key Punched	☐	To Treasurer	☐
Microfilmed	☐	Deed Card	☐	Master File	☐		☐
Indexed	☐	Compared	☐	Abstracted	☐		

(DO NOT WRITE ABOVE THIS LINE)

WARRANTY DEED

Julia E. Wenger, a married person and E.D. Wenger
 of Ada County of Boise GRANTOR(S)
 hereby CONVEYS, GRANTS and WARRANTS TO State of Idaho

Thomas R. Breshears and Lonetta Breshears, husband and wife, GRANTEE(S)
 whose current address is 15742 So. 10th Ave. Caldwell, Idaho 83605
 for the sum of Twenty thousand ----- Dollars (\$ 20,000.00)

the following described tract(s) of land in Valley County, State of Idaho:

Lots 64 and 65 of Ponderosa Sands Subdivision, according to the
 official plat thereof on file and of record in the office of the
 County Recorder of Valley County, Idaho.

Per Marsha at Valley County Assessor's office: 13N 3E 2 W 1/2 - 9-9-04
Eli Justin [Signature]

TO HAVE AND TO HOLD the said premises, with their appurtenances unto
 the said Grantee(s), and Grantee(s), heirs and assigns forever. And
 the said Grantor(s) does(do) hereby covenant to and with the said
 Grantee(s), that Grantor(s) is/are the owner(s) in fee simple of said
 premises; that said premises 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 reservations,
 restrictions, dedications, easements, rights of way and agreements, (if
 any) of record, and general taxes and assessments, (including irrigation
 and utility assessments, (if any) for the current year, which are
 not yet due and payable, and that Grantor(s) will warrant and defend
 the same from all lawful claims whatsoever.

DATED This 1st day of September, 1995.

[Signature of Julia E. Wenger]
 JULIA E. WENGER

[Signature of E.D. Wenger]
 E.D. Wenger

Copy

Location of above described property _____
 House No. _____ Street _____

213543

No. _____

WARRANTY DEED

FILE: Book #10
LEON HEINRICH
VALLEY COUNTY RECORDER
BY: Carol Ann
FEE: Carol Ann

'95 SEP 18 AM 10 49
MOUNTAIN TITLE & ESTATE
REQUESTED BY
RECORDED

—TO—

Dated _____, 19____

STATE OF IDAHO

County of _____ } ss.

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

at _____ minutes past _____

o'clock _____ M., this _____ day

of _____, A.D. 19____

in my office, and duly recorded in Book _____

of _____ at page _____

Ex-Officio Recorder.

By _____ Deputy.

Fees \$ _____

9123216

HEINRICH
VALLEY COUNTY RECORDER
FEE: Carol Ann
BY: Carol Ann
TY: Carol Ann

90 6 WA 5 JES 56.

RECORDED BY Carol Ann

MAIL DEED TO:

Name _____
Address _____
City & State _____
Zip _____

BOUSE, DANE MAIL TAX NOTICE TO:

Residing at:

the signer(s) of the within instrument, who duly acknowledged to me that s/he executed the same.

personally appeared before me

State of Idaho

ss.

On the

1st day of Sept.

1995

Tulia E. Wenger

ED Wenger

(NOTARY PUBLIC)

My Commission expires:

12/9/2000

WITNESS the hand of said Grantors this

day of

A.D. 19

PONDEROSA SANDS SUBDIVISION

SITUATE IN THE W 1/2 SEC. 1, T. 13 N., R. 3 E., B. M. VALLEY COUNTY, IDAHO

Bill Harris, Engineer
Boise, Idaho

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SE 1/4 NW 1/4
Sec. 1

65

64

Scale 1 inch = 100 feet

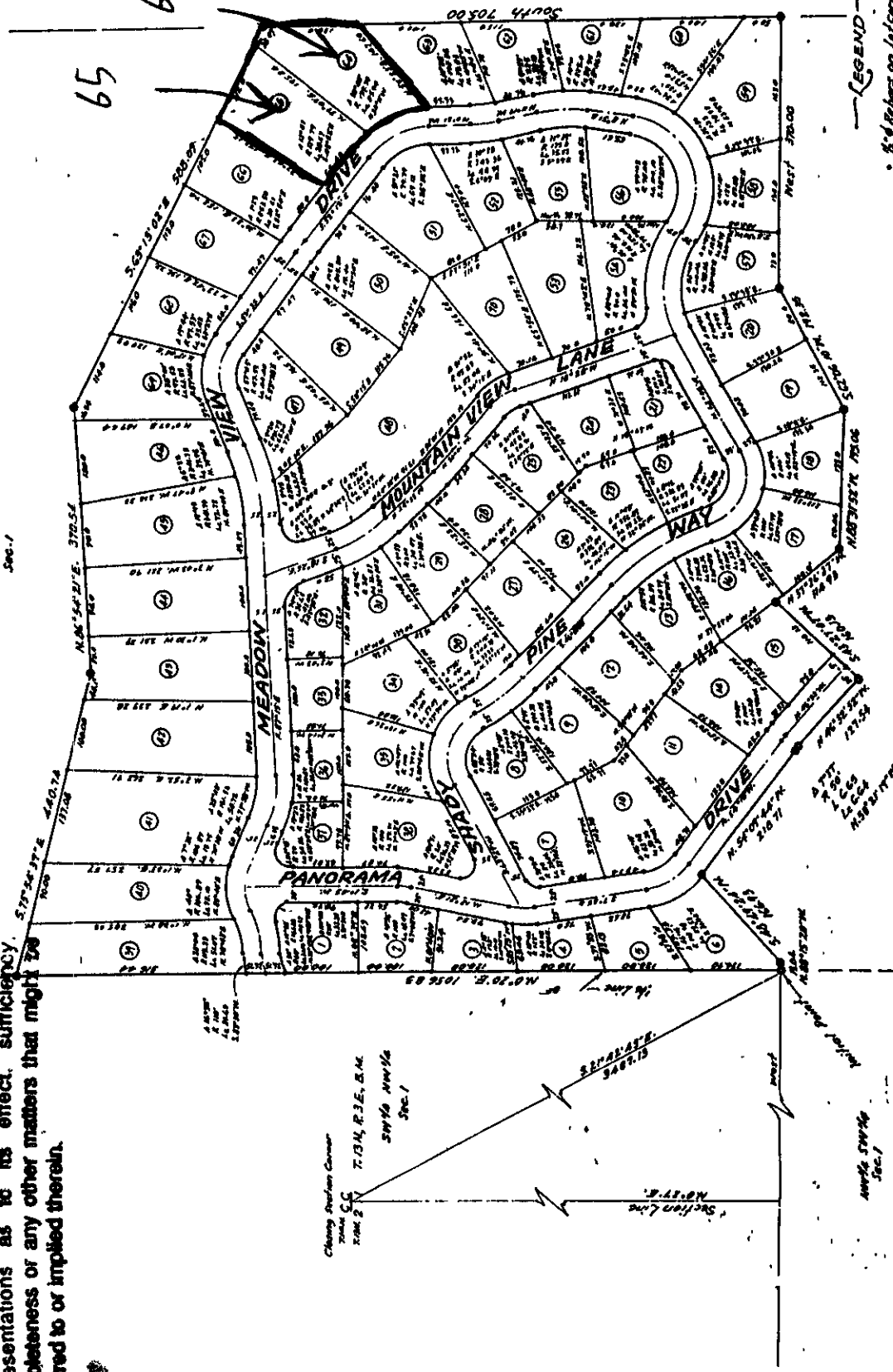
SW 1/4 NE 1/4
Sec. 1

NW 1/4 SE 1/4 Sec. 1

LEGEND

- 1/4 Section on Left corner Point of Cornerstone
- 1/4 Section on Boundary Point

NW 1/4 SW 1/4 Sec. 1



Cherry Station Corner
T. 13 N., R. 3 E., B. M.
SW 1/4 NW 1/4
Sec. 1

SE 1/4 NE 1/4
Sec. 1

NW 1/4 SW 1/4
Sec. 1

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 65-07409

NAME AND ADDRESS: LELA BROWN
128 MC CLURE AVE
NAMPA, ID 83651

SOURCE: SPRING TRIBUTARY: CASCADE RESERVOIR

QUANTITY: 0.04 CFS
1.20 AFY

PRIORITY DATE: 08/23/1973

POINT OF DIVERSION: T13N R03E S01 SENW Within Valley County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-15 TO 10-15	0.02 CFS
	Domestic 1 HOME	01-01 TO 12-31	0.04 CFS
			1.20 AFY

PLACE OF USE: Irrigation Within Valley County
T13N R03E S01 SENW 1.0
1.0 Acres Total

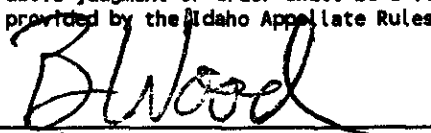
Domestic Within Valley County
T13N R03E S01 SENW

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

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.


Barry Wood
Administrative District Judge
Presiding Judge of the
Snake River Basin Adjudication



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

September 9, 2004

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

THOMAS R BRESHEARS
LONETTA BRESHEARS
PO BOX 1040
CASCADE ID 83611

RE: Change of Ownership for Water Right 65-7409

Dear Water Right Holders.

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.

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 eja

Enclosures