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SEP 25 2002

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SEP 24 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.

- 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
65-7083		N			

- The following **REQUIRED** information must be submitted with this form:

- The appropriate **FILING FEE**. See instructions for fee amounts.
- 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**.
- 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**.

- Name and Address of Former Owner/Claimant(s)
JERRY HOWARD
8030 GALENA DR, BOISE 83709
- New Owner/Claimant(s)
DON LARKIN SCOTT FLEMING
Name Connector (Check one): ☐ and, ☐ or, ☒ and/or
New Mailing Address
1780 S. SPORTSMAN WAY
City, State and ZIP Code
MERIDIAN IDAHO 83642
New Telephone Number
(208) 884-8940
- Date you acquired the property
AUG 15 2002

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)

Scott D. Fleming
OR.

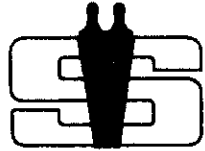
For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.

For Office Use Only

Received by <u>DH</u>	Date <u>9-24-02</u>	Fee <u>\$25</u>
Received by <u>DH</u>	Date <u>9-24-02</u>	Receipt No. <u>W029735</u>
Processed by _____	AJ Date _____	WR _____ Date _____

1

Instrument # 186918
IDAHO CITY, BOISE COUNTY, IDAHO
2002-08-16 04:41:43 No. of Pages: 1
Recorded for : MTN VIEW TITLE
RORA A. CANODY Fee: 3.00
Ex-Officio Recorder Deputy *Shirley Lange*
Index to DEEDS



WARRANTY DEED

For Value Received KATHERINE LOBAUGH, also known as KATHERINE ELIZABETH LOBAUGH, a married woman as her sole & separate property

the Grantor hereby grants, bargains, sells, conveys and warrants unto SCOTT D. FLEMING and LISA ANN FLEMING, husband and wife, and DONOVAN T. LARKIN and STEPHANIE D. LARKIN, husband and wife

the Grantee whose current address is: 2064 S. SPORTSMAN WAY, MERIDIAN, ID 83642

the following described premises, to-wit:

LOT 39 OF THE RECORDER'S PLAT OF LIGHTNING CREEK SUBDIVISION, according to the Official Plat thereof recorded as Instrument No. 127581, records of Boise County, Idaho.

Per Nancy at Boise county assessor's office:
10N 4E 13 SWNE
SENN

El Justin Alvarado
9.29.04

Parcel Number: RP 095010000390 A

SUBJECT TO: Current General Taxes, a lien in the process of assessment, not yet due or payable. Easements, restrictions, reservations, provisions of record, and assessments, if any.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, their heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that it is the owner in fee simple of said premises; that said premises are free from all encumbrances and that he will warrant and defend the same from all lawful claims whatsoever.

Dated: August 01, 2002

Katherine Lobough
KATHERINE LOBAUGH

State of Arizona
County of Pima ss.

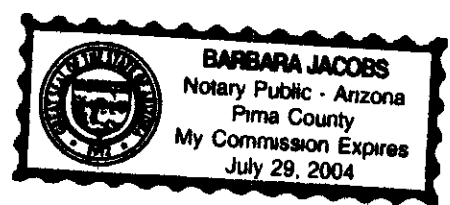
On this 5th day of August, 2002, before me, the undersigned, a Notary Public, in and for said State, personally appeared KATHERINE LOBAUGH

_____, known to me, and/or identified to me on the basis of satisfactory evidence, to be the person(s) whose name is/are subscribed to the within instrument and acknowledged to me that she executed the same.

WITNESS MY HAND AND OFFICIAL SEAL.

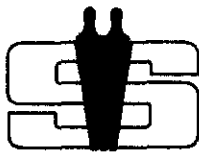
(SEAL)

Barbara Jacobs
Notary Public
Residing at:
Commission Expires:



2

Instrument # 186914
IDAHO CITY, BOISE COUNTY, IDAHO
2002-08-16 04:41:43 No. of Pages: 1
Recorded for : MTN VIEW TITLE
RORA A. CANODY Fee: 3.00
Ex-Officio Recorder Deputy *[Signature]*
Index to DEEDS



WARRANTY DEED

For Value Received JERRY HOWARD, also known as JERRY K. HOWARD, and KAREN HOWARD, husband and wife,

the Grantor hereby grants, bargains, sells, conveys and warrants unto SCOTT D. FLEMING and LISA ANN FLEMING, husband and wife, and DONOVAN T. LARKIN and STEPHANIE D. LARKIN, husband and wife

the Grantee whose current address is: 2064 S. SPORTSMAN WAY, MERIDIAN, ID 83642

the following described premises, to-wit:

LOT 39 OF THE RECORDER'S PLAT OF LIGHTNING CREEK SUBDIVISION, according to the Official Plat thereof recorded as Instrument No. 127581, records of Boise County, Idaho.

- See Deed 1 -

Parcel Number: RP 095010000390 A

SUBJECT TO: Current General Taxes, a lien in the process of assessment, not yet due or payable. Easements, restrictions, reservations, provisions of record, and assessments, if any.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, their heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that it is the owner in fee simple of said premises; that said premises are free from all encumbrances and that he will warrant and defend the same from all lawful claims whatsoever.

Dated: August 01, 2002

[Signature of Jerry Howard]
JERRY HOWARD

[Signature of Karen Howard]
KAREN HOWARD

State of IDAHO

ss.

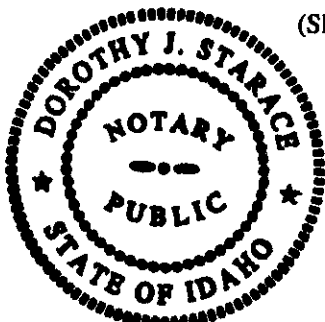
County of ADA

On this 2nd day of August, 2002, before me, the undersigned, a Notary Public, in and for said State, personally appeared JERRY HOWARD AND KAREN HOWARD

_____, known to me, and/or identified to me on the basis of satisfactory evidence, to be the person(s) whose name is/are subscribed to the within instrument and acknowledged to me that they executed the same.

WITNESS MY HAND AND OFFICIAL SEAL.

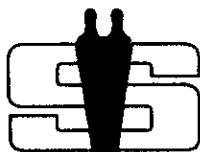
[Signature of Dorothy J. Starace]
Notary Public DOROTHY J. STARACE
Residing at: BOISE, IDAHO
Commission Expires: January 27, 2003



(SEAL)

3

Instrument # 186916
IDAHO CITY, BOISE COUNTY, IDAHO
2002-08-16 04:41:43 No. of Pages: 1
Recorded for : MTN VIEW TITLE
RORA A. CANODY Fee: 3.00
Ex-Officio Recorder Deputy *Shirley Gray*
Index to DEEDs



WARRANTY DEED

For Value Received **KENNETH HOADLEY**, also known as **KENNETH EBEN HOADLEY**, a married man as his sole & separate property

the Grantor hereby grants, bargains, sells, conveys and warrants unto **SCOTT D. FLEMING** and **LISA ANN FLEMING**, husband and wife, and **DONOVAN T. LARKIN** and **STEPHANIE D. LARKIN**, husband and wife

the Grantee whose current address is: **2064 S. SPORTSMAN WAY, MERIDIAN, ID 83642**

the following described premises, to-wit:

LOT 39 OF THE RECORDER'S PLAT OF LIGHTNING CREEK SUBDIVISION, according to the Official Plat thereof recorded as Instrument No. 127581, records of Boise County, Idaho.

- See Deed 1 -

Parcel Number: **RP 095010000390 A**

SUBJECT TO: Current General Taxes, a lien in the process of assessment, not yet due or payable. Easements, restrictions, reservations, provisions of record, and assessments, if any.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, their heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that it is the owner in fee simple of said premises; that said premises are free from all encumbrances and that he will warrant and defend the same from all lawful claims whatsoever.

Dated: **August 01, 2002**

Kenneth E. Hoadley

KENNETH E HOADLEY

State of **NC**

ss.

County of **Person**

On this **5th** day of **August**, **2002**, before me, the undersigned, a Notary Public, in and for said State, personally appeared **KENNETH HOADLEY**

_____, known to me, and/or identified to me on the basis of satisfactory evidence, to be the person(s) whose name is/are subscribed to the within instrument, and acknowledged to me that **he** executed the same.

WITNESS MY HAND AND OFFICIAL SEAL.

(SEAL)

Bonnie R. Sauer

Notary Public
Residing at: **Timbaloke, NC**
Commission Expires:



My Commission Expires
May 11, 2007

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 65-07083

NAME AND ADDRESS: JERRY K HOWARD
8030 GALENA DR
BOISE, ID 83709

KENNETH E HOADLEY
C/O GAYLE ST JEOR
23886 FARM WAY RD
CALDWELL, ID 83605

SOURCE: SPRING TRIBUTARY: LIGHTNING CREEK

QUANTITY: 0.02 CFS
1.20 AFY

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

PRIORITY DATE: 06/23/1969

POINT OF DIVERSION: T10N R04E S13 SWNE Within Boise County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Domestic 2 HOMES	01-01 TO 12-31	0.02 CFS 1.20 AFY

PLACE OF USE: Domestic Within Boise County
T10N R04E S13 SENW

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

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)
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	Domestic 2 HOMES	01-01 TO 12-31	0.02 CFS 1.20 AFY

PLACE OF USE: Domestic Within Boise County
T10N R04E S13 SENW

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Daniel C. Hurlbutt, JR.
Presiding Judge
Snake River Basin Adjudication



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

September 29, 2004

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

SCOTT & LISA FLEMING
DONOVAN & STEPHANIE LARKIN
1780 S SPORTSMAN WAY
MERIDIAN ID 83642

RE: Change of Ownership for Water Right 65-7083

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,

A handwritten signature in black ink, appearing to read 'Jeff Peppersack', is written over a horizontal line.

JP Jeff Peppersack, Manager
Water Right Permits Section

JP:eja

Enclosures