

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

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OCT 06 2004

**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
67-13987		no			

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Department of Water Resources

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)	David and Lavonna Rudger
	2139 Missman Road, Council, ID 83612
4. New Owner/Claimant(s)	Franklin T. Kerns
	Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
New Mailing Address	1877 Highway 95
City, State and ZIP Code	Council, ID 83612
New Telephone Number	(208) 253-1110
5. Date you acquired the property	9/17/04

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) Franklin T Kemp
(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 <u>AB</u>	Date <u>10-6-04</u>	Fee _____
Receipted by _____	Date _____	Receipt No. _____
Processed by _____	AJ Date _____	WR _____ Date _____

For Value Received, LAVONNA RUDGER aka LAVONNA D. RUDGER, an unmarried woman

the grantor does hereby grant, bargain, sell and convey unto
FRANKLIN T. KERNS, an unmarried man

the grantee, whose current address is 1877 Highway 95, Council, ID 83612

the following described premises, in Adams County, Idaho, to-wit:

Lots 1A, 2, 3 and 4 of Block 5, First Addition to Council Valley Orchards,
Adams County, Idaho, as said lots and block are set forth on the official
plat thereof recorded in the Adams County Recorder's Office in Book 1 Plats
page 20.

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 she is the owner in fee simple of said premises; that they are free
from all encumbrances excepting for all easements of record, rights of way, matters
visible, and all matters of record and title and that she will warrant and defend the same
from all lawful claims whatsoever.

Date: SEPTEMBER 17, 2004


LAVONNA RUDGER aka LAVONNA D. RUDGER

Instrument # 107141

COUNCIL, ADAMS, IDAHO

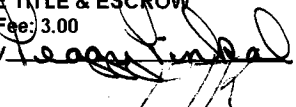
2004-09-20

03:29:59 No. of Pages: 1

Recorded for: TIMBERLINE TITLE & ESCROW

MICHAEL FISK

Fee: 3.00

Ex-Officio Recorder Deputy 

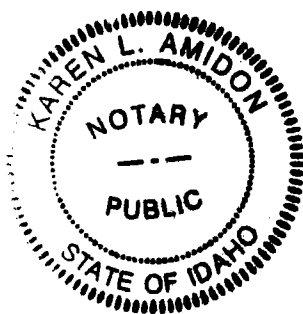
Index to: DEED

STATE OF IDAHO)

: ss

COUNTY OF Adams)

On this 17th day of SEPTEMBER, in the year of 2004, before me, a Notary Public in and for said State, personally appeared
LAVONNA RUDGER aka LAVONNA D. RUDGER known or identified to me to be the person whose name is subscribed to
the within instrument, and acknowledged to me she executed the same.




Notary Public
Residing at: Cambridge, ID
Commission expires: 6/26/2009