

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

RECEIVED

OCT 13 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, in the space provided (under the "split" heading), if the change in ownership is limited to a portion of a water right in which a 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
63-21056					

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

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

= \$2500

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)

STEVEN B. HAWKINS

4. New Owner/Claimant(s)

ROBERT E. MILLER

Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address

23826 TEXAS RD.

City, State and ZIP Code

CALDWELL, ID. 83607

New Telephone Number

(208) 454-8366

5. Date you acquired the property

MAY 16, 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)

Robert E. Miller

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 AB Date 10-13-04 Fee \$25-
 Receipted by AB Date 10-13-04 Receipt No. W032301
 Processed by _____ AJ Date _____ WR _____ Date _____

THIS FORM FURNISHED COURTESY OF:

INSTRUMENT NO.
STEWART TITLE
9512735

READ & APPROVED BY GRANTEE(S): AL-M J.E.M.

SPACE ABOVE THIS LINE FOR RECORDING DATA

Order No.: 95010571

STN

WARRANTY DEED

FOR VALUE RECEIVED STEVEN BLAIR HAWKINS, also known of record as STEVEN B. HAWKINS, and BECKY HAWKINS, husband and wife

GRANTOR(S), does(do) hereby GRANT, BARGAIN, SELL and CONVEY unto ROBERT E. MILLER and JUANITA E. MILLER, as co-trustees of the ROBERT and JUANITA MILLER TRUST under Trust Agreement dated April 12, 1990
GRANTEE(S), whose current address is: 23826 TEXAS ROAD, CALDWELL, ID
the following described real property in CANYON County, State of Idaho, more particularly described as follows, to wit:

As set forth on the attached EXHIBIT "A", which by this reference becomes a part hereof.

SUBJECT TO those certain Deeds of Trust/Mortgages as set forth on Exhibit "B" attached hereto and incorporated herein by reference.

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: May 16, 1995

Steven Blair Hawkins
STEVEN BLAIR HAWKINS

Becky Hawkins
BECKY HAWKINS

STATE OF IDAHO)
COUNTY OF CANYON)

On this 16th day of May, in the year of 1995, before me, the undersigned, a Notary Public in and for said State, personally appeared Steven Blair Hawkins and Becky Hawkins

known or identified to me as the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged to me that he/she/they executed the same.



Signature: Dorothy J. Starace

Name: DOROTHY J. STARACE

(type or print)
Residing at: BOISE, IDAHO

My Commission Expires: 01/27/97

ORDER NO. 95010571

EXHIBIT "A" *RE. M. J. S. M.*

PARCEL I:

The North Half of Lot 4 in Section 5, Township 4 North, Range 4 West of the Boise Meridian, Canyon County, Idaho.

EXCEPTING THEREFROM:

This parcel is a portion of Government Lot 4 of Section 5, Township 4 North, Range 4 West of the Boise Meridian and is more particularly described as follows:

18 AC
COMMENCING at the Northwest corner of said Government Lot 4 (Northwest corner of said Section 5); thence North 89 degrees 48'20" East along the Northerly boundary of said Government Lot 4 a distance of 763.50 feet to the TRUE POINT OF BEGINNING; thence continuing

North 89 degrees 48'20" East along said Northerly boundary a distance of 192.00 feet; thence

South 0 degrees 11'40" East at right angles a distance of 305.00 feet; thence

South 89 degrees 48'20" West parallel with said Northerly boundary, a distance of 192.00 feet; thence

North 0 degrees 11'40" West a distance of 305.00 feet to the TRUE POINT OF BEGINNING.

PARCEL II:

That part of the South half of Lot 4, Section 5, Township 4 North, Range 4 West, Boise Meridian, Canyon County, Idaho, which lies Northerly of the Drainage District No. 6 ditch as now located.

EXCEPTING HEREFROM:

1/2 AC
That certain tract conveyed to Drain District No. 6 by Deed recorded August 16, 1940 in Book 138 of Deeds at page 625, records of Canyon County, Idaho, described as follows:

A strip of ground lying 60 feet on each side of the following described center line;

BEGINNING at a point which is 865 feet South and 85 feet East of the Northwest corner of Section 5, Township 4 North, Range 4 West of the Boise Meridian, Canyon County, Idaho; thence

North parallel to the West line of said Section 5, 270 feet to a point which is South 595 feet and East 85 feet from the Northwest corner of said Section 5.

Continuation of Exhibit A *RE.M. J.E.M.*

Order No. ST-95010571

PARCEL III:

The Southwest Quarter of the Northwest Quarter in Section 5, Township 4 North, Range 4 West of the Boise Meridian, Canyon County, Idaho,

AND

The South Half of Lot 4 in Section 5, Township 4 North, Range 4 West of the Boise Meridian, Canyon County, Idaho,

EXCEPTING THEREFROM:

That portion which lies Northerly of the Drainage District No. 6 ditch as is now located

AND

The Southeast Quarter of the Northwest Quarter in Section 5, Township 4 North, Range 4 West of the Boise Meridian, Canyon County, Idaho,

EXCEPTING THEREFROM:

The East 560 feet

ALSO EXCEPTING THEREFROM:

That portion which lies Northerly of the Drainage District No. 6 ditch as is now located.

ORDER NO. 95010571

Exhibit "B" *PEM J.E.M.*

Subject to:

Mortgage in favor of The Federal Land Bank of Spokane
recorded December 22, 1967 as Instrument No. 603705;

Mortgage in favor of United States of America, acting
through the Farmers Home Administration, United States
Department of Agriculture, recorded September 28, 1971
as Instrument No. 669105;

Mortgage in favor of The Federal Land Bank of Spokane
recorded November 22, 1978 as Instrument No. 847294;

Mortgage in favor of United States of America, acting
through the Farmers Home Administration, United States
Department of Agriculture, recorded March 6, 1979 as
Instrument No. 855698;

Second Mortgage in favor of Terese Marie Hawkins, recorded
April 2, 1991 as Instrument No. 9106121;

AND

Second Mortgage in favor of Terese Marie Hawkins,
recorded April 2, 1991 as Instrument No. 910612.

SP Bh

9512735

RECORDED

'95 MAR 18 PM 4 42

H.W. ERM

CANYON CRI. RECORDER

W. E. ERM

STEWART - NAMP

REQUEST

TYPE *Deed* FEB 12 00