

No Color
Documents
In File

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

RECEIVED

OCT 30 2002

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

RECEIVED

OCT 29 2002

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
 Incomplete forms will be returned.

Department of Water Resources
 Southern Region

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
36-44	36-16088-OMOHUNDRO	yes			
	36-16089-ROSS				

RECEIVED

OCT 30 2002

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)

Nevada B. Omohundro

4. New Owner/Claimant(s)

Dave Ross and Bonny Ross

Name Connector (Check one): [] and, [] or, [] and/or

New Mailing Address

PO Box 631

City, State and ZIP Code

Jerome, ID 83338

New Telephone Number

()

5. Date you acquired the property

10-17-02

MICROFILMED

OCT 18 2002

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

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 <u>36-44</u>		
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	<u>X</u> <u>23 CFS</u>	<u>3.71 acres</u>
Stock	<u>X</u>	
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)

Bonny Ross
Donna Ross

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.

Rob Williams 117 South Adams, Jerome, ID 83338

For Office Use Only

Received by HW

Date 10/29/02

Fee 100.00

Receipted by HW

Date 10/29/02

Receipt No. 5025286

Processed by AI

Date _____

WR _____

Date _____

MICROFILMED

NOV 18 2002

TP 32874

WARRANTY DEED

For Value Received NEVADA B. OMCHUNDRO, a single woman

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto

Dave Ross and Bonny Ross, Husband and Wife

whose address is: P.O. Box 631, Jerome, Idaho 83338DR
PR

Hereinafter called the Grantee, the following described premises situated in Gooding County, Idaho, to-wit

See Exhibit "A" Attached hereto and made a part hereof

Together with all water and water shares, ditches and ditch rights used thereon or appurtenant thereto including but not limited to .23 CFS of decreed water right with priority date of 3/8/1902.

SUBJECT TO all easements, right of ways, covenants, restrictions, reservations, applicable building and zoning ordinances and use regulations and restrictions of record, and payment of accruing present year taxes and assessments as agreed to by parties above.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the 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: October 16, 2002

Nevada B Omohundro
Nevada B. Omohundro

STATE OF Idaho

ss.

COUNTY OF Jerome

Instrument # 197343

GOODING, GOODING, IDAHO

2002-10-17

03:38:25 No. of Pages: 2

Recorded for : GOODING TITLE

HELEN EDWARDS

Ex-Officio Recorder Deputy

Fee: 6.00

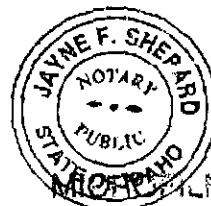
Helen Edwards

On this 16th day of October, 2002, before me Jayne Shepard, personally appeared Nevada B. Omohundro, known or identified to me (or proved to me on the oath of), to be the person(s) whose name(s) is subscribed to the within instrument, and acknowledged to me that she executed the same.

Jayne Shepard
Notary Public of Idaho

Residing at Twin Falls, Idaho

Commission Expires: 08/21/05



NOV 28 2002

G020399 EXHIBIT A

Township 7 South, Range 13 East, Boise Meridian, Gooding County, Idaho

Section 36: Part of the NW $\frac{1}{4}$ NE $\frac{1}{4}$ described as follows:

Commencing at the Northwest corner of said Section 36; Thence North 89°54'00" East 2627.70 feet along the North boundary of said Section to the North Quarter Corner; thence along the West boundary of said NW $\frac{1}{4}$ NE $\frac{1}{4}$ South 0°03'46" West 678.60 feet to the Point of Beginning; Thence North 89°54'00" East 330.49 feet to the centerline of a county road; Thence along said centerline South 15°54'15" West 131.80 feet; Thence along said centerline South 12°35'50" West 411.56 feet; Thence along said centerline along a curve to the right having a central angle of 28°00'45", a radius of 276.62 feet, an arc length of 135.24 feet, a tangent length of 69.00 feet, a long cord of 133.90 feet on a bearing of South 26°36'28" West to the South boundary of said NW $\frac{1}{4}$ NE $\frac{1}{4}$; Thence along said South boundary of the NW $\frac{1}{4}$ NE $\frac{1}{4}$ South 89°45'55" West 145.35 feet to the Southwest corner of said NW $\frac{1}{4}$ NE $\frac{1}{4}$; Thence along the West boundary of said NW $\frac{1}{4}$ NE $\frac{1}{4}$ North 0°03'46" East 648.15 feet to the Point of Beginning.

SUBJECT TO: A County Road easement 25 feet wide along the East boundary.

NATURE SAVER™ FAX MEMO 01616		Date	# of pages
To	JALONE	From	LARRY
Co./Dept.		Co.	
Phone #		Phone #	
Fax #	8246523	Fax #	

MICROFILMED

NOV 18 2002

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 36-16089

WATER RIGHT NUMBER: 36-16089

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	NEVADA B OMOHUNDRO 2901 S 1050 E HAGERMAN, ID 83332 (208) 837-4497
Current Owner	DAVE ROSS PO BOX 631 JEROME, ID 83338 (208) 324-4249
Current Owner	BONNY ROSS PO BOX 631 JEROME, ID 83338-0631 (208) 324-4249

Priority Date: 03/08/1902

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
WEATHERBY SPRINGS	BILLINGSLEY CREEK

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	02/15 to 11/30	0.230 CFS	
	<u>Total Diversion:</u>	0.230 CFS	

Location of Point(s) of Diversion

WEATHERBY SPRINGS	SE1/4NE1/4SW1/4	Sec. 30, Twp 07S, Rge 14E, B.M.
GOODING County		

Place of UseIRRIGATION Within GOODING County

T07S R13E S36 NWNE 3.7

Total Acres: 3.7

Conditions of Approval:

1. C18 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. SECTION 42-1412(6), IDAHO CODE.

Remarks:

1. Explanatory WATER IS DELIVERED THROUGH THE BAR S DITCH AND CURREN DITCH.

Comments:

1. scurtis 10/30/2002 Ownership Change
Comment: Rights 36-16088 and 36-16089 are the result of a split of Right 36-44 by an ownership change.

MICROFILMED

NOV 18 2002

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report 36-16089

Dates and Other Information:

Decreed Date: 8/27/2001

Water District Number: 36A

MICROFILMED

NOV 13 2002



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

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

October 30, 2002

DAVE ROSS
BONNY ROSS
PO BOX 631
JEROME ID 83338-0631

RE: Change of Ownership for Water Right 36-16089

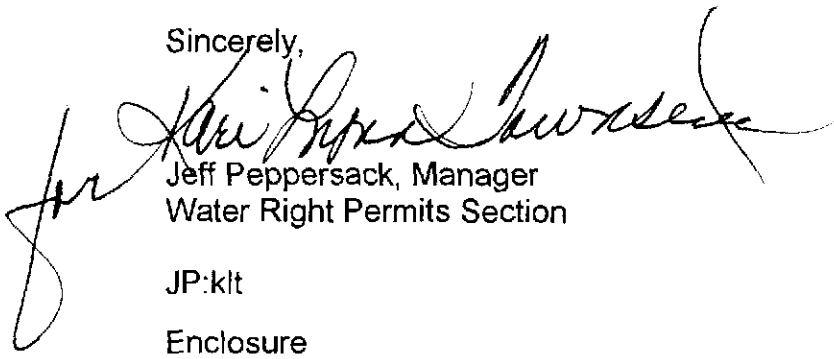
Dear Water Right Holder(s):

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.

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,


Jeff Peppersack, Manager
Water Right Permits Section

JP:klt

Enclosure

MICROFILMED
NOV 18 2002



First American Title

113 East Avenue F • Jerome, ID 83338
Phone (208)324-6822 • Fax (208)324-6823

October 17, 2002

Idaho Department of Water Resources
1341 Fillmore Street, Suite 200
Twin Falls, Idaho 83301

RECEIVED
OCT 29 2002
Department of Water Resources
Southern Region

RE: TF32874

Dear Trish,

Enclosed, please find the following document(s) in connection with the above referenced transaction:

Check number 8152 in the amount of \$100.00. I am also enclosing a copy of the recorded Warranty Deed and the original, executed Notice of change in water right ownership.

We appreciate the opportunity of working with you on this transaction, and look forward to working with you again in the future.

If you should have any questions, please contact me. Thank you.

Sincerely,

Jayne Shepard
Escrow Officer

MICROFILMED
NOV 18 2002