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

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FEB 06 2001
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
67-14153					

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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)

John & Valerie Herder

4. New Owner/Claimant(s)

S. D. J. & Amy A. Fry
 Name Connector (Check one): ☐ and, ☐ or, ☒ and/or

New Mailing Address

11600 Hill RD

City, State and ZIP Code

PAYETTE ID 83661

New Telephone Number

(208) 642-7322

5. Date you acquired the property

12/30/95

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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) *Ad 43*
(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><i>D. Mason</i></u>	Date <u><i>4/24/01</i></u>	Fee <u><i>\$25.00</i></u>	
Received by <u><i>D. Mason</i></u>	Date <u><i>4/24/01</i></u>	Receipt No. <u><i>0053360</i></u>	
Processed by _____	AJ Date _____	WR _____	Date _____

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WARRANTY DEED

For Value Received

JOHN A. HERDER AND VALERIE J. HERDER, HUSBAND AND WIFE,

does hereby GRANT, BARGAIN, SELL AND CONVEY unto

SIDNEY J. FRY AND AMY A. FRY, HUSBAND AND WIFE,

whose current address is 1955 Salzer Valley Road
Centralia, WA 98531

the following described premises, to-wit:

SEE ATTACHED EXHIBIT "A"

Together with all water, water rights, ditches and ditch rights appurtenant thereto and in anywise belonging.

Subject to all valid outstanding reservations, easements, rights-of-way, restrictions, dedications, mineral leases, mineral reservations and mineral conveyances of record.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said grantees, heirs and assigns forever. And the said grantors do hereby covenant to and with the said grantees that they are the owners in fee simple of said premises; that they are free from all encumbrances, excepting reservations, easements, encumbrances, restrictions and rights of way appearing of record and/or existing and that they will warrant and defend the same from all lawful claims whatsoever.

Dated: December 30, 1998

X John A. Herder
JOHN A. HERDER

X Valerie J. Herder
VALERIE J. HERDER

STATE OF IDAHO, COUNTY OF _____

On this _____ day of _____, 1998,
before me, a notary public in and for the
said State, personally appeared

John A. Herder and Valerie J. Herder

known to me to be the persons whose names
are subscribed to the within instrument,
and acknowledged to me that they executed
the same.

Notary Public
Residing at ~~WEICER~~, Idaho
Comm. Expires

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Amy & Sid Fry

11600 Hill Road

EXHIBIT "A"

Payette, Idaho 83661

PARCEL I:

A parcel of land in the Northeast quarter of the Northwest quarter in Section 13, Township 9 North, Range 5 West, Boise Meridian, Payette County, Idaho, more particularly described as follows:

Beginning at the Southeast corner of said Northeast quarter of the Northwest quarter;

thence North $89^{\circ}25'44''$ West along the South boundary of said Northeast quarter of the Northwest quarter 835.13 feet;

thence North $27^{\circ}04'40''$ East 107.07 feet;

thence North $35^{\circ}35'17''$ East 44.22 feet;

thence North $51^{\circ}54'39''$ East 158.30 feet;

thence North $49^{\circ}48'44''$ East 831.75 feet to a point on the East boundary of said Northeast quarter of the Northwest quarter;

thence South $0^{\circ}03'47''$ East along said East boundary 774.16 feet to the POINT OF BEGINNING.

PARCEL II:

Together with an easement for ingress and egress to the above described real property:

EASEMENT, including the terms and provisions thereof, dated July 30, 1990, recorded August 15, 1990, Fee No. 231538, records of Payette County, Idaho.

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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 67-14153

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WATER RESOURCES
WESTERN REGION

NAME AND ADDRESS: *was yamda property*
FARM CREDIT BANK OF SPOKANE
PO BOX 279
ONTARIO, OR 97914

SOURCE: GROUNDWATER

QUANTITY: 0.11 CFS

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

PRIORITY DATE: 12/15/1980

POINT OF DIVERSION: T09N R05W S13 SENENW Within Payette County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Domestic 1 HOME	01-01 TO 12-31	0.04 CFS
	Stockwater	01-01 TO 12-31	0.07 CFS

Department of Water Resources

PLACE OF USE:	Stockwater	Within Payette County
	T09N R05W S13 NENE	NENW
	Domestic	Within Payette County
	T09N R05W S13 NENE	NENW

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.

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.

Roger Burdick
Roger Burdick
Presiding Judge of the
Snake River Basin Adjudication

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FEB 13 2001



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

August 15, 2001

SID J FRY
AMY A FRY
11600 HILL RD
PAYETTE ID 83661

RE: Change of Ownership for Water Right 67-14153

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. Also enclosed is a receipt for the \$25.00 filing fee.

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:klt

Enclosures

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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

April 18, 2001

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

SID J FRY
AMY A FRY
11600 HILL RD
PAYETTE ID 83561

RE: Change in Ownership of Water Right 67-14153

Dear Mr. & Mrs. Fry:

The Department of Water Resources acknowledges receipt of your Notice of Change in Water Right Ownership. Our review of your notice indicates that additional information is required before we can process the change. The information required is indicated below:

☒ **Filing Fee** of \$25 per water right

Effective July 1, 2000, the legislature enacted House Bill No. 545 requiring a filing fee for a change in water right ownership. The fee is \$25 per water right, except for ownership changes resulting in the division of a water right, which is \$100 per water right. All ownership change notices received after June 30, 2000 must include the appropriate filing fees in order to be processed. We have determined that the filing fee for your notice will be \$25.00.

Because the Department cannot process the ownership change without proper fees, we will hold any action on your notice pending receipt of the necessary fees. If we do not receive the necessary fees within 30 days we will return your notice and all attachments and your notice will not be processed.

Please note that water right owners are required to report any change in water right ownership and/or mailing address to the Department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee. Contact any office of the Department or visit the Department's homepage (<http://www.idwr.state.id.us>) on the Internet to obtain the proper forms and instructions.

Please feel free to contact the Department if you have any questions.

Sincerely,

Kari Lynn Townsend
Secretary

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KLT:k

SEP 13 2001

Sid Fry
11600 Hill Road
Payette, Idaho 83661

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WATER RESOURCES
WESTERN REGION

2/5/01

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Department of Water Resources

Dear Danny-

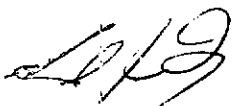
A Mr. Scott Stanger, employed by Farm Credit Svc., called me and asked that I send the enclosed forms to you. In 1999 my wife and I purchased this place from a Mr. John Herder who had purchased it from the Farm Credit Svc. after it had been seized by them from a Mr. Yasuda for outstanding debt. This is as I understand it. You people thought that the Farm Credit Svc. still had it and Mr. Stanger wants to correct the situation.

The well feeds our home and a stock tank to the east of our home.

I hope this corrects the situation. If there is more information needed you can reach me at the above address or phone number.

208-642-7322

Cordially yours-



Sid Fry

Cc: file

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SEP 13 2001



Farm Credit Services

378 West Idaho Avenue
P.O. Box 279
Ontario, Oregon 97914
541/889-6462 FAX 541/889-6338
www.farm-credit.com

January 24, 2001

Mr. Sidney J. Fry
11600 Hill Road
Payette, ID 83661

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Department of Water Resources

RECEIVED

FEB 06 2001

WATER RESOURCES
WESTERN REGION

Dear Mr. Fry:

As per our conversation today, I've enclosed some information regarding the water right for your well. Farm Credit Services received this information from the Idaho Department of Water Resources (IDWR). In the early 1990's we were the owner of the property that you now own and shortly thereafter, sold it to John Herder. Apparently, and the IDWR still lists Farm Credit as the owner in their database. We have no legal claim to that water and therefore, want to forward this information on to the rightful owner.

I spoke with Danny (female) at IDWR today. She stated that in order to update your water right records with the state, you would need to complete a form notifying them of the change in ownership and send it along with a copy of your deed. She will then update the state records to show that you own the water right. Her phone number is (800) 451-4125 and the IDWR web address is "www.idwr.state.id.us". I logged onto their website and printed a form to help you with this process.

Please see what you can do to update the state's records for any future issues regarding your water right. If I can be of any help, feel free to contact me.

Sincerely,

Scott Stanger
Branch Manager/VP

Danny -
I CALLED THE "800" NUMBER
off & on ALL week but nobody answers.

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SEP 12 2001