

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

RECEIVED

AUG 04 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
78-10152	78-10152	___	_____	_____	___
78-4289A	78-4289A	___	_____	_____	___
78-7260	78-7260	___	_____	_____	___
_____	_____	___	_____	_____	___
_____	_____	___	_____	_____	___

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)

JoAnn Kilian
2276 A Via Mariposa East, Laguna Woods, CA
92653

4. New Owner/Claimant(s)

William and Ruby Darwin

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

New Mailing Address

HC 75 Box 3760

City, State and ZIP Code

New Meadows ID 83654

New Telephone Number

208 628-2363

5. Date you acquired the property

January 9, 2003

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)

William J. Darwin
Ruby J. Darwin

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		Date <u>8-4-04</u>	Fee _____
Received by <u>DB</u>	Date _____	Receipt No. _____	
Processed by _____	AJ Date _____	WR _____	Date _____

WARRANTY DEED

GRANTOR, JOANN M. KILIAN, a single woman, of HC 75 Box 3760, New Meadows, ID 83654, for a good and valuable consideration, the receipt of which is hereby acknowledged, does hereby grant, bargain, sell and convey to WILLIAM T. DARWIN and RUBY J. DARWIN, husband and wife, of 41780 Cambridge Ave., Bermuda Dunes, CA 99201, as GRANTEE, and to grantee's heirs and assigns forever, all of the following described real estate located in the County of Idaho, State of Idaho, to wit:

See Exhibit "A" attached hereto and hereby incorporated by this reference.

TOGETHER with all improvements, water, water rights, ditches, ditch rights, easements, hereditaments and appurtenances thereto.

Subject to:

1. General taxes for the year 2002, which are a lien, now due and payable.
2. Any claim arising from the difference in mean high water line of Little Salmon River and the meander line as shown by Government Survey or the State of Idaho.
3. Power Line Easement, including the terms and conditions thereof, by and between NORMAN ARNESON and ARDELLA ARNESON, his wife, and IDAHO POWER COMPANY, a corporation, recorded August 7, 1961, as Instrument No. 205954, Book 95 page 416, records of Idaho County, Idaho.
4. Matters as shown on Survey S-944, recorded August 1, 1994, under Instrument No. 375607, records of Idaho County, Idaho.
5. County Road right of way as the same now exists.
6. Right and easements in favor of the public for recreational uses of the Little Salmon River.

TO HAVE AND TO HOLD the said premises, with their appurtenances, unto the said Grantees, their 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, and that they will warrant and defend the same from all lawful claims whatsoever, except general taxes for the year 2002, and easements, reservations, restrictions and rights-of-way of record or in use.

READ & APPROVE

EXHIBIT A

Township 22 North, Range 1 East, Boise Meridian, Idaho County, Idaho
Section 9: A parcel of land situated in the SW~~1~~NE~~4~~, more particularly described as follows:

The South end of tax number 52, beginning at highway ROW monument 561+73, from which monument, bench mark x20.1933 bears South 56.0 feet (on the Northeast corner of old US 95 Bridge) and from which monument the Southeast corner of said Section 9 bears South, 2,852 feet and East 2,225 feet;
thence N 17°29' E, 89.6 feet to ROW monument 562+50';
thence N 03°13' E, 104.6 feet to ROW monument 563+50';
thence S 79° W, 135.0 feet to a point 10.0 feet south the Southwest corner of Cabin #4 on the Right Bank of the Little Salmon River;
thence S 24°29' E, 232.0 feet, along said Right Bank to the Westerly line of Old US Hwy. 95;
thence N 30° E, 20.0 feet to the Westerly line of New US Hwy. 95;
thence N 12°10' W, 30.0 feet to the place of beginning.

11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.

Well - Groundwater



