

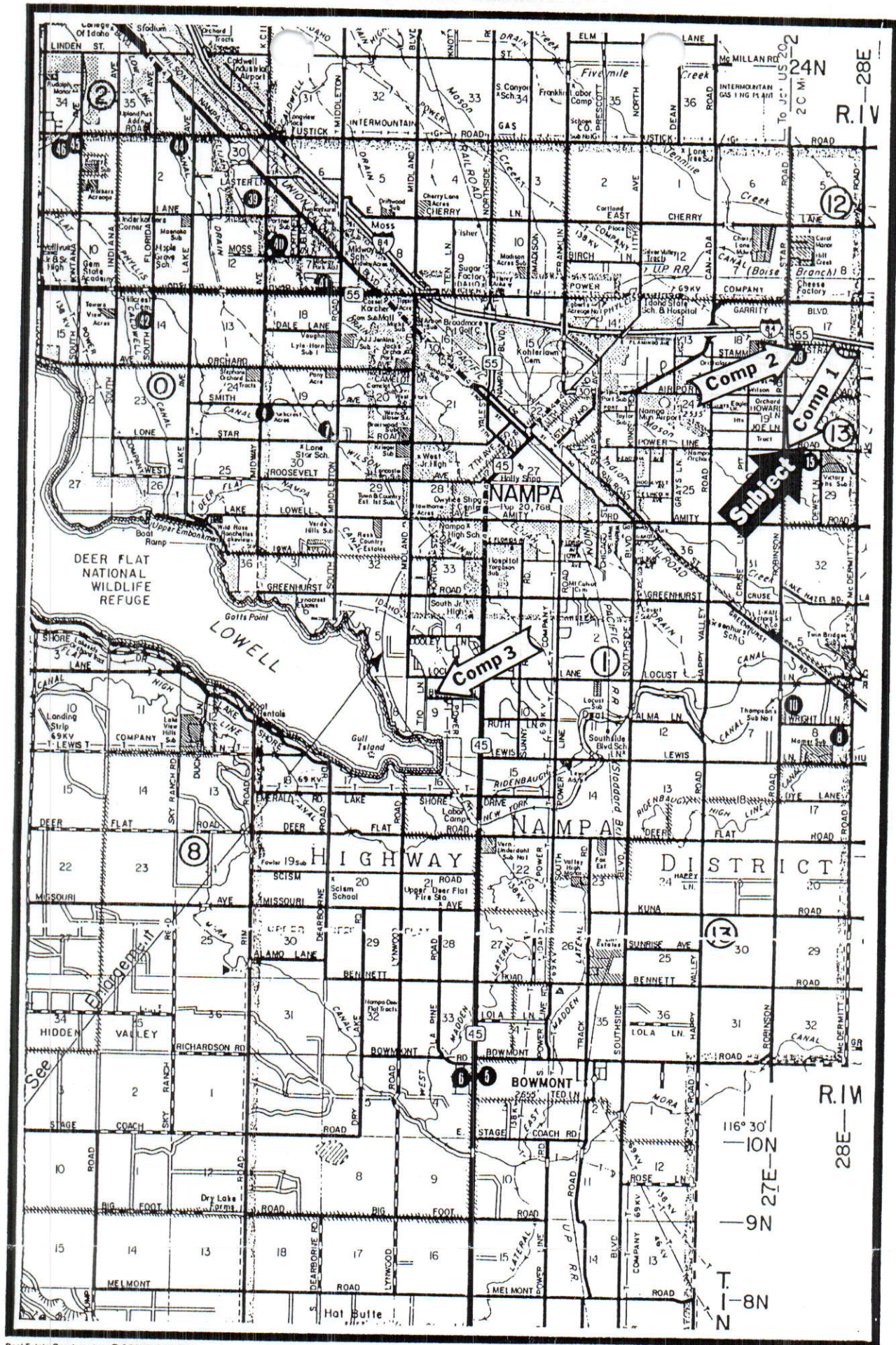


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Plat Map

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Location Map



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

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
 Incomplete forms will be returned.

RECEIVED
NOV 23 1995
WATER RESOURCES

1. Water Right or Adjudication Claim No(s): 63-23149
2. The following **REQUIRED** information must be submitted with this form:
 - A. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water rights or claims in question, **WITH ATTACHED LEGAL DESCRIPTION.**
 - AND**
 - B. **PLAT OF PROPERTY** or **SURVEY MAP** for parcel of ten acres or less. (These are usually attached to your deed or on file with the county.)
 - OR**
 - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency **AERIAL PHOTO** with irrigated acres outlined and point(s) of diversion clearly marked.
3. Name and Address of Former Owner/Claimant Marvin Hamilton
6424 E. Powerline Nampa ID 83687
4. New Owner/Claimant(s) Gordon and Cynthia Goldsmith
Name Connector (Check one): ☒ and, ☐ or, ☐ and/or
 New Mailing Address 6424 E. Powerline
 City, State and ZIP Code Nampa ID 83687
 New Telephone Number (208) 467-7743
5. Date you acquired the property 11-20-95
6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages. one well for both properties
 Number of acres you irrigate _____ Number and type of stock 1000 head of cattle
 Diversion rate in CFS _____ Number of homes _____ Other uses _____
 If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.
7. Signature of New Owner or Claimant(s) Gordon T. Goldsmith
Cynthia Goldsmith
8. For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him or her for all matters related to your claims.

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INSTRUCTIONS

This form has been prepared to assist new owners of property to comply with the requirements of Sections 42-248 and 42-1409(6), Idaho Code. Section 42-248 requires certain property holders to notify the Department of Water Resources (IDWR) of any change in mailing address or ownership of all or part of a water right record on file with IDWR. Section 42-1409(6) provides that new property owners must notify IDWR of any change in ownership of a water right during an adjudication of water rights. Required claims may be filed by a new owner.

Separate brochures are available from IDWR describing the adjudication of water rights and the requirement to notify IDWR of changes in ownership. Please contact your nearest IDWR office, or call 1-800-451-4129, if you would like more information or need help completing this form. Please attach additional sheets to the form if you require additional space to describe or explain any of the items on the form.

1. If there are water rights associated with the property, the seller should be able to provide you with the water right or adjudication claim number(s). Please enter these number(s) at Item 1. If you or the seller believes there are water rights for the property but the numbers are unknown, you may wish to contact IDWR for assistance in identifying the water rights for the property in question. If claims for the rights are required, and have not been filed, IDWR will so advise you.

2. The information described at Item 2 is required, since IDWR cannot process the requested change without documentation of ownership. The preferred types of documentation are shown; contact IDWR if you have difficulty obtaining this information. Do not obtain a new survey for purposes of this form before contacting IDWR.

3. Please provide the name and address of the former owner of the water right and/or adjudication claim at Item 3.

4. The name, mailing address, and telephone number of the new owner(s) is entered at Item 4. Please indicate the relationship between multiple owners by using the connector 'and', 'or', or 'and/or'. If an 'and' is used, all parties must sign this form. If an 'and/or' or 'or' is used, all parties may sign. However, only one of the named parties is required to sign.

5. At Item 5, please provide the date the property in question was acquired. This may be the date of "closing" in the case of a real estate transaction or the date of court order for other types of ownership changes.

6. You may be purchasing only a portion of the total water right held by the seller. This means the water right held by the seller may be "split" to provide your share of the right in question. Be sure to include a description of the portion of the water right you have purchased at Item 6.

Please provide as much detail as possible concerning your water right: include the number of homes, irrigated acreage if more than 1/2 acre is irrigated, type and number of stock if your right is for stockwater, etc. In the absence of information to the contrary, IDWR will assume the intent is to split the rights *proportionately*.

7. The new owner(s) must sign the form in the space(s) provided at Item 7. Corporations and other organizations must submit a list of directors or officers demonstrating the authority of the director or officer to sign the form.

8. There is no filing fee. When complete, you should retain a copy and return the original of the form to the IDWR office nearest you:

IDWR Western Region
2735 Airport Way
Boise, ID 83705-5082
(208) 334-2190

IDWR Southern Region
1341 Fillmore St., Suite 200
Twin Falls, ID 83301-3380
(208) 736-3033

IDWR Northern Region
1910 Northwest Blvd., Suite 210
Coeur d'Alene, ID 83814-2615
(208) 769-1450

IDWR Eastern Region
900 N. Skyline Dr., Suite A
Idaho Falls, ID 83402-1718
(208) 525-7161

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SEP 12 2001

Department of Water Resources

WARRANTY DEED

FOR VALUE RECEIVED GORDON T. GOLDSMITH and CYNTHIA A. GOLDSMITH, husband and wife

the Grantors, do hereby grant, bargain, sell and convey unto THE MARVIN AND JO ANN HAMILTON FAMILY TRUST,

the Grantee, whose address is 6422 E. POWERLINE, NAMPA, ID 83686

the following described premises, to-wit:

SEE EXHIBIT "A" ATTACHED HERETO AND MADE A PART HEREOF.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, his heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantee, that they are the owners in fee simple of said premises; that said premises are free from all encumbrances; except for general taxes and assessments for the year 1995 and subsequent years, covenants, conditions, restrictions and easements of record; and that they will warrant and defend the same from all lawful claims whatsoever.

DATED: October 26, 1995

Gordon T. Goldsmith
GORDON T. GOLDSMITH

Cynthia A. Goldsmith
CYNTHIA A. GOLDSMITH

STATE OF IDAHO
COUNTY OF CANYON

On this 26th day of October, 1995, before me a notary public, personally appeared GORDON T. GOLDSMITH and CYNTHIA A. GOLDSMITH, known or identified to me to be the person(s) who(se) name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they have executed the same.

Margaret H. Caldwell
Notary Public
Residing at Nampa, Idaho
My commission expires Feb 28, 1998

PIONEER TITLE COMPANY
OF CANYON COUNTY

100 10TH AVE SOUTH
NAMPA, IDAHO 83651

423 SOUTH KIMBALL
CALDWELL, ID 83605

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RECEIVED

SEP 12 2001

Department of Water Resources

WARRANTY DEED

FOR VALUE RECEIVED THE MARVIN AND JO ANN HAMILTON FAMILY TRUST

the Grantors, do hereby grant, bargain, sell and convey unto GORDON T. GOLDSMITH and CYNTHIA A. GOLDSMITH, husband and wife,

the Grantee, whose address is 6424 E. POWERLINE, NAMPA, ID 83686

the following described premises, to-wit:

SEE EXHIBIT "A" ATTACHED HERETO AND MADE A PART HEREOF.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, his heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantee, that they are the owners in fee simple of said premises; that said premises are free from all encumbrances; except for general taxes and assessments for the year 1995 and subsequent years, covenants, conditions, restrictions and easements of record; and that they will warrant and defend the same from all lawful claims whatsoever.

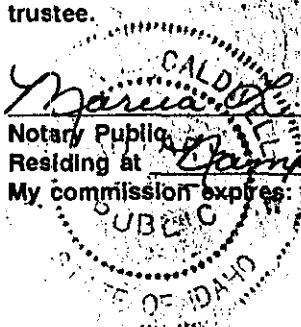
DATED: October 26, 1995

Marvin P. Hamilton
MARVIN P. HAMILTON, trustee

STATE OF IDAHO
COUNTY OF CANYON

On this 26th day of October, 1995, before me a notary public, personally appeared **MARVIN P. HAMILTON**, known or identified to me to be the person whose name is subscribed to the within instrument as trustee of THE MARVIN AND JO ANN HAMILTON FAMILY TRUST and acknowledged to me that he executed the same as such trustee.

Marcia L. Caldwell
Notary Public
Residing at Nampa, ID Idaho
My commission expires: Feb 28, 1998



PIONEER TITLE COMPANY
OF CANYON COUNTY

100 10TH AVE SOUTH
NAMPA, IDAHO 83651

423 SOUTH KIMBALL
CALDWELL, ID 83605

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SEP 12 2001

T3N, R1W, S20 SWSW
Per Sharda Curley - 9.12.01
K27

BEGINNING on the Southern boundary of the Southwest Quarter of Section 20, Township 3 North, Range 1 West, Boise Meridian, Canyon County, Idaho, which point is North 89°43' West 636.8 feet along said Southern boundary from the Southeast corner of said Southwest Quarter of the Southwest Quarter of Section 20, and which said described point shall be known as the REAL POINT OF BEGINNING; thence

North 0°14' West 946.77 feet along the line parallel with the Eastern boundary of said Southwest Quarter of the Southwest Quarter of said Section 20 to a point; thence

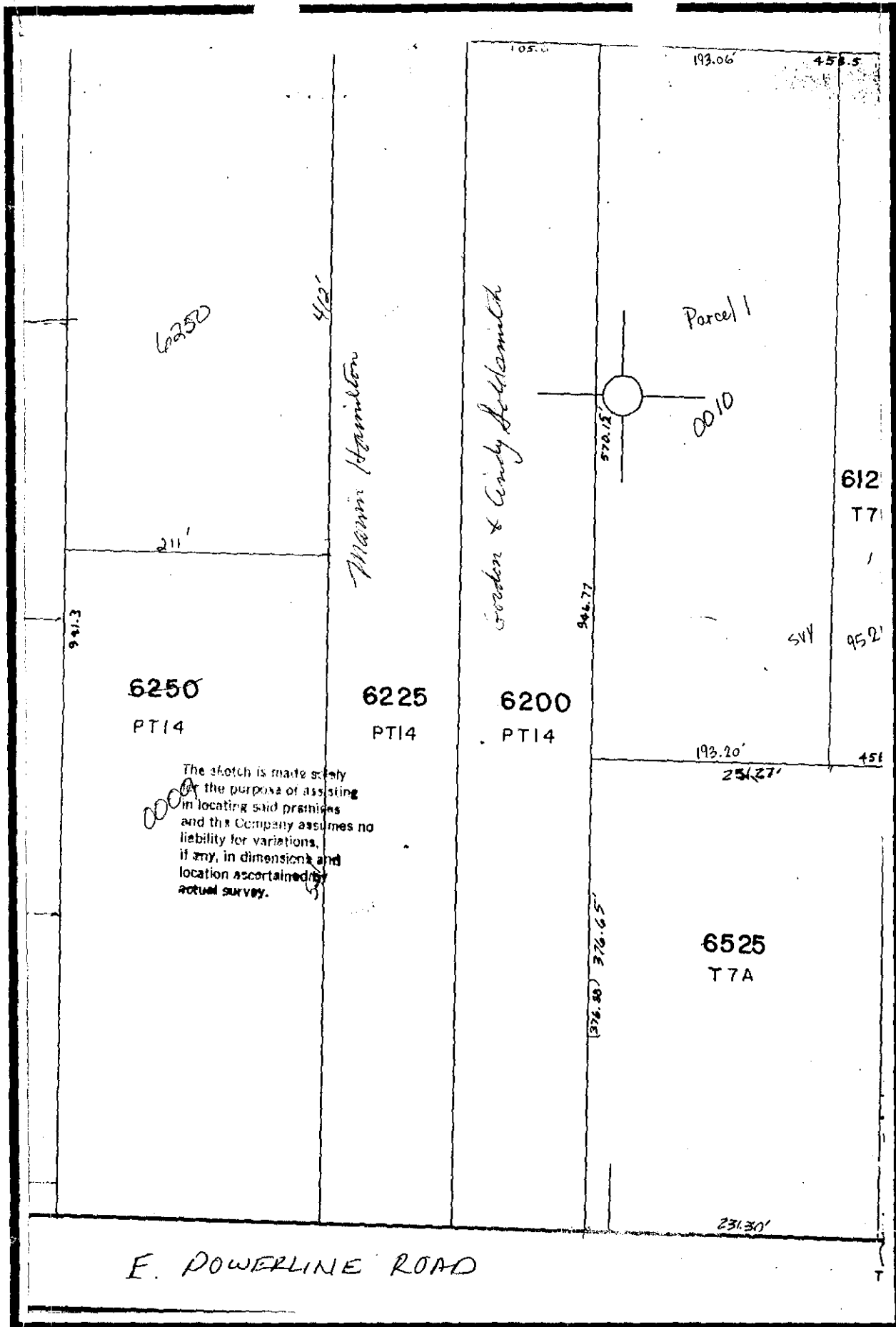
South 89°32'30" West 105.60 feet to a point; thence

South 0°14' East 941.30 feet along the line parallel to said Eastern boundary of said Southwest Quarter of the Southwest Quarter of said Section 20, to a point on the Southern boundary of said Section 20 and which point is 542.31 feet Easterly from the Southwest corner of said Southwest Quarter of the Southwest Quarter of said Section 20; thence

South 89°43' East 105.60 feet along said Southern boundary to the REAL POINT OF BEGINNING.

Location of above described property: 6424 East Powerline Road, Hampa, Idaho.

WARRANTY DEED - Page 1



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Plat Map



SRBA

PARTIAL DECREE 63-28149 R

Issued on 05-31-2000.

This is not an official copy.

Contact IDWR or the Court for a Certified Copy.

Choose Landscape Orientation when printing.

NAME AND ADDRESS:	MARVIN P HAMILTON 6424 E POWERLINE RD NAMPA, ID 83687
SOURCE:	GROUNDWATER
QUANTITY:	0.04 CFS
	THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED GALLONS PER DAY.
PRIORITY DATE:	11/22/1971
POINT OF DIVERSION:	T03N R01W S20 SWSW Within Canyon County
PURPOSE AND PERIOD OF USE:	PURPOSE OF USE PERIOD OF USE QUANTI Domestic 1 HOME 01-01 TO 12-31 0.04
PLACE OF USE:	Domestic Within Canyon T03N R01W S20 SWSW

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:
THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS N
DETERMINATION OF HISTORICAL BENEFICIAL USE.
THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIO
NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFI
ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY
DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN T
ENTRY OF A FINAL UNIFIED DECREE. I.C. SECTION 42-1412(6).

Return to SRBA Home Page

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SEP 13 2000

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 63-28149

NAME AND ADDRESS: MARVIN P HAMILTON
6424 E POWERLINE RD
NAMPA, ID 83687

SOURCE: GROUNDWATER

QUANTITY: 0.04 CFS

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

PRIORITY DATE: 11/22/1971

POINT OF DIVERSION: T03N R01W S20 SWSW Within Canyon County

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

PLACE OF USE: Domestic Within Canyon County
T03N R01W S20 SWSW

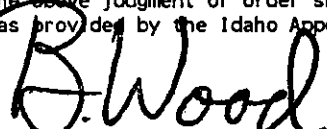
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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.


Barry Wood
Administrative District Judge
Presiding Judge of the
Snake River Basin Adjudication

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400 : 100



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

September 13, 2001

GORDON T GOLDSMITH
CYNTHIA GOLDSMITH
6424 E POWERLINE RD
NAMPA ID 83687

RE: Change of Ownership for Water Right 63-28149

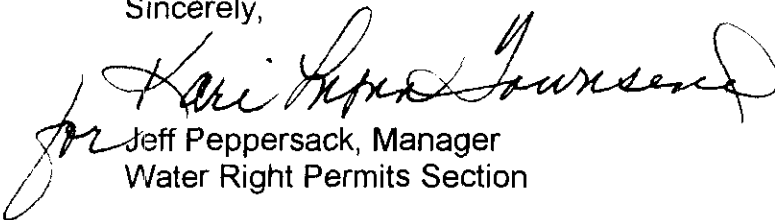
Dear Water Right Holder(s):

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

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SEP 14 2001

Memo to Files: 63-28148, 63-28149

The Goldsmiths did live at this address
6422 (Hedley's old place). Then Cynthia's
Father, Marvin Hamilton, sold them his place -
6424 Powertine Rd, and he moved to
6422 Powertine.

(Since that time, he has sold his place to:
Bill + Angela Kowalski 463-7712

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