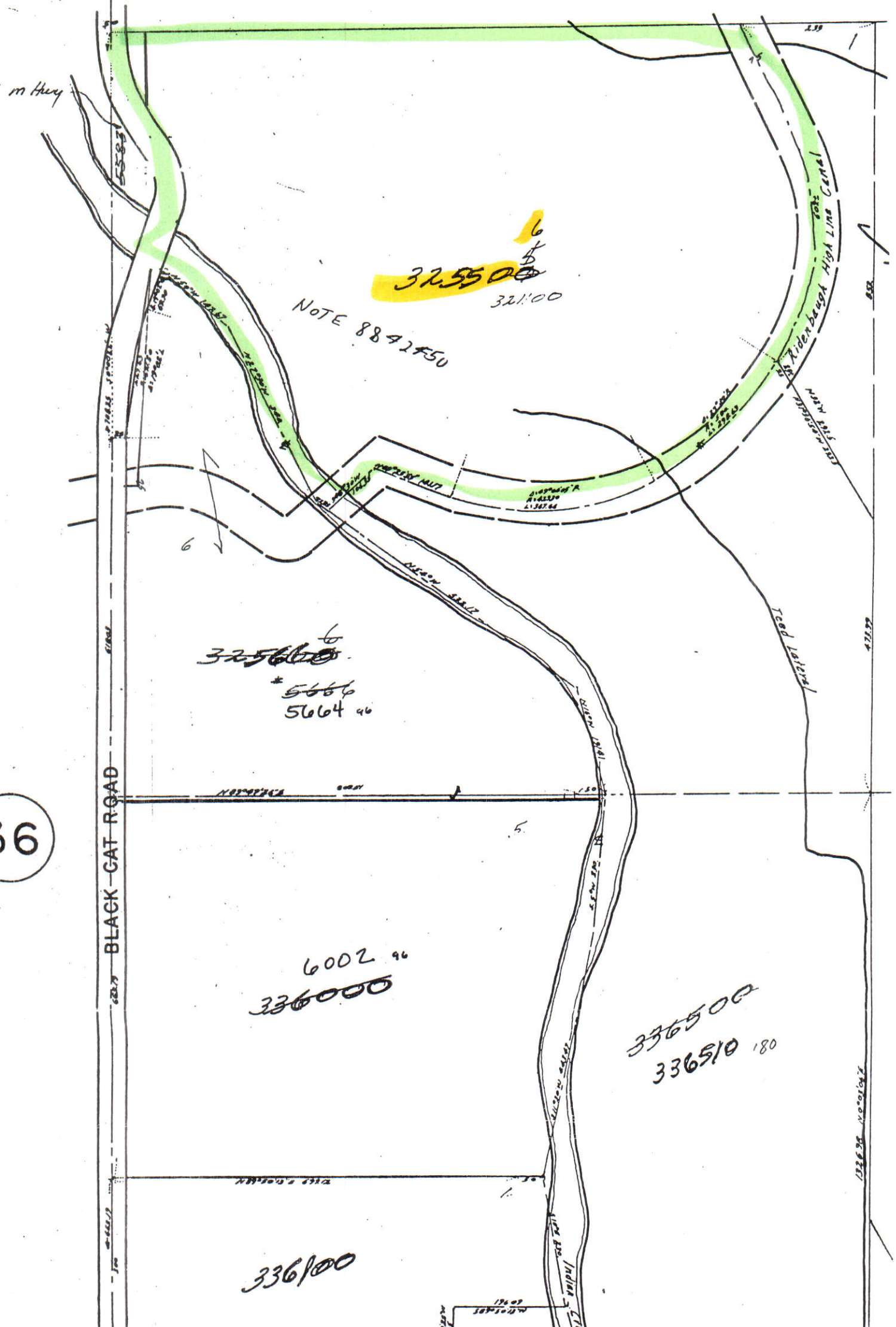
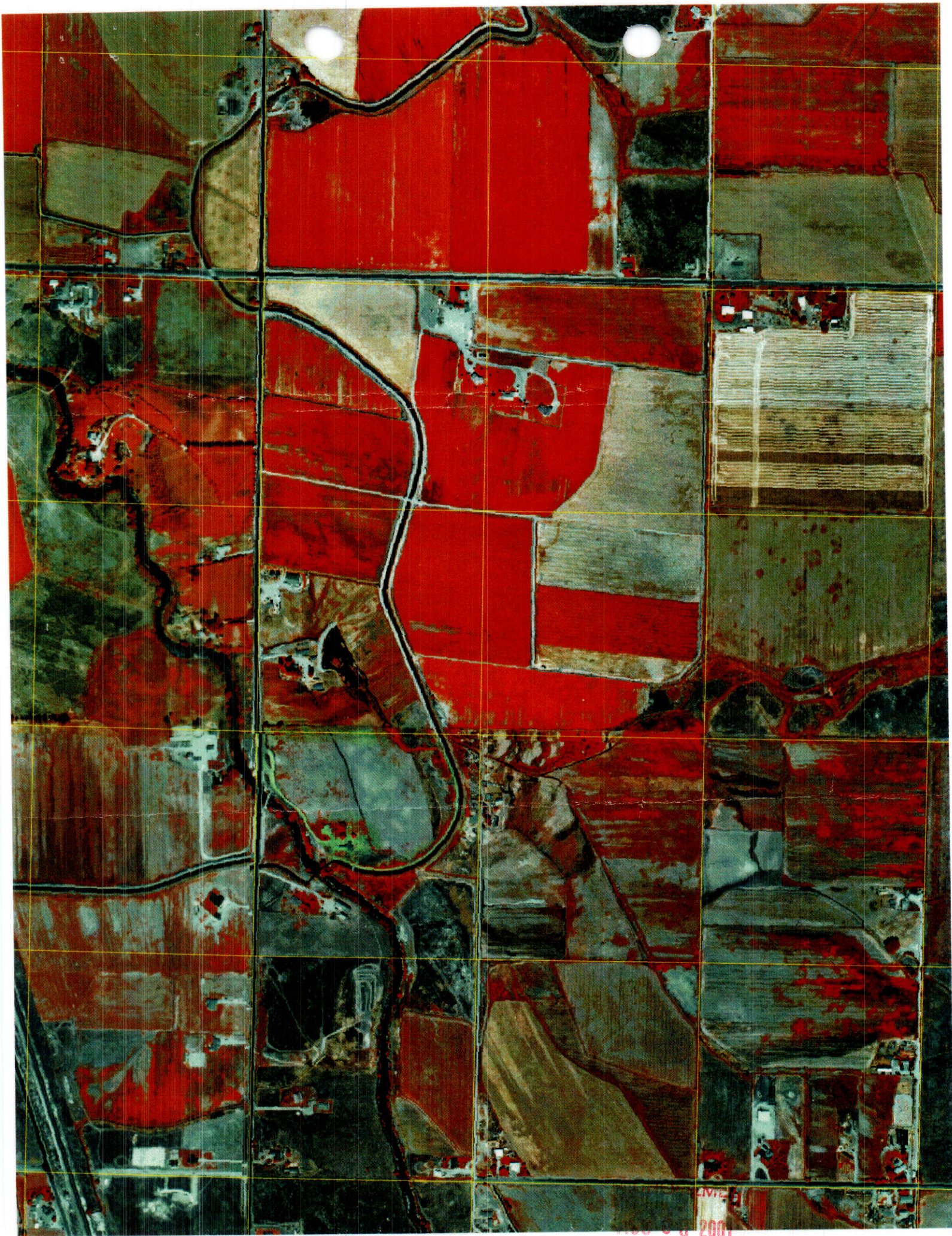


S.W. 1/4 SEC. 10,

W.1/4 CORNER
SEC.10



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AUG 08 2001



RECEIVED
JAN 10 2001

WATER RESOURCES
WESTERN REGION

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

RECEIVED

JAN 11 2001

Department of Water Resources

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
63-21019	63-21019				

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

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

LH Bernhard
8870 S. Blackcat Rd Nampa Id
83687

4. New Owner/Claimant(s)

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

New Mailing Address

4401 Balivi Ln

City, State and ZIP Code

Nampa Id 83687

New Telephone Number

(208) 888-9578

5. Date you acquired the property

29/Sept/00

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AUG 08 2001

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) Jerry Frederick
(include title if applicable) owner

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>1-10-2001</u>	Date	<u>02</u>
Receipted by	<u>1-10-2001</u>	Date	<u>02</u>
Processed by	_____	Date	_____
Fee <u>\$25 -</u>		Receipt No. <u>W027283</u>	
WR _____		Date _____	

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389 0 8 2001

re-record to add entire legal description

94082706

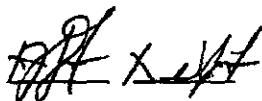
①

99021197

THIS FORM FURNISHED COURTESY OF:

**ALLIANCE TITLE &
ESCROW CORP.**

READ & APPROVED BY GRANTEE(S):



SPACE ABOVE THIS LINE FOR RECORDING DATA

Order No.: 99082706 SRW

WARRANTY DEED

FOR VALUE RECEIVED L.L. BERNHARD AND DORIS BERNHARD, HUSBAND AND WIFE

GRANTOR(S), does(do) hereby GRANT, BARGAIN, SELL and CONVEY unto JERRY D.
FREDERICK AND VIVIAN J. FREDERICK, HUSBAND AND WIFEGRANTEE(S), whose current address is: 8870 S. BLACKCAT, NAMPA, IDAHO 83651
the following described real property in ADA 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.

ALLIANCE TITLE

ADA COUNTY RECORDER
J. DAVID NAVARRO
BOISE, IDAHO

2000 SP 29 PM 4:48

RECORDED-REQUEST OF

FEE 6.00 DEPUTY J. Parsons

100878474

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: September 29, 2000


L. L. BERNHARD
DORIS BERNHARD

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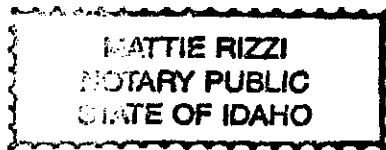
AUG 08 2001

STATE OF IDAHO)
COUNTY OF CANYON)

On this 29th day of September, in the year of 2000, before me, the undersigned a Notary

Public in and for said State, personally appeared L.L. BERNHARD AND DORIS BERNHARD

known or identified to me to be 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: Mattie Rizzi

Name: MATTI RIZZI

(type or print)

Residing at: NAMPA, IDAHO

My Commission Expires: 1/5/2004

MICROFILMED
AUG 08 2001

ORDER NO. 99082706 SRW

EXHIBIT "A"

A portion of the Northwest Quarter Southwest Quarter, Section 10, Township 2 North, Range 1 West, Boise Meridian, Ada County, Idaho, more particularly described by metes and bounds as follows:

COMMENCING at the Northwest corner of the Southwest Quarter, Section 10, Township 2 North, Range 1 West, Boise Meridian, Ada County, Idaho, said point being the TRUE POINT OF BEGINNING; thence
North 89 degrees 47'53" East 1,067.61 feet along the Northerly boundary of the said Southwest Quarter, Section 10 to an iron pin; thence continuing
North 89 degrees 47'53" East 25.00 feet along said Northerly boundary of the Southwest Quarter, Section 10 to a point on the centerline of the Ridenbaugh Highline Canal; thence meandering along said centerline of the Ridenbaugh Highline Canal the following courses and distances:
South 22 degrees 15'00" East 248.98 feet to a point of curve; thence
Southwesterly 367.18 feet along a curve to the right having a radius of 387.79 feet, a tangent of 198.66 feet, a deflection angle of 54 degrees 15'00" right and whose long chord bears
South 04 degrees 52'30" West 353.61 feet to a point of compound curve; thence
Southwesterly 208.63 feet along a curve to the right having a radius of 580.00 feet, a tangent of 152.70 feet, a deflection angle of 29 degrees 30'00" right and whose long chord bears
South 46 degrees 45'00" West 295.34 feet to a point of compound curve; thence
Southwesterly 367.66 feet along a curve to the right having a radius of 429.30 feet, a tangent of 195.95 feet, a deflection angle of 49 degrees 04'05" right and whose long chord bears
South 86 degrees 02'03" West 356.52 feet to a point of tangent; thence
North 69 degrees 25'55" West 141.17 feet to a point on the centerline of a concrete flume along said Ridenbaugh Highline Canal; thence
South 48 degrees 30'00" West 106.55 feet along said centerline of a concrete flume along the Ridenbaugh Highline Canal to a point on the centerline of Indian Creek; thence leaving said centerline of the Ridenbaugh Highline Canal and meandering along said centerline of Indian Creek the following courses and distances;
North 54 degrees 00'00" West 22.83 feet to a point; thence
North 27 degrees 30'00" West 340.00 feet to a point; thence
North 50 degrees 00'00" West 147.67 feet to a point on the Easterly right of way line of a public road; thence

Continuation of Exhibit A

Order No.:99082706 SRW

leaving said centerline of Indian Creek and running along the said Easterly right of way line of a public road the following courses and distances;
North 19 degrees 02'22" East (formerly described as North 19 degrees 02' East) 91.10 feet to a point of curve; thence
Northwesterly 171.81 feet, along a tangent of 98.69 feet, a deflection angle of 70 degrees 31'00" left and whose long chord bears
North 16 degrees 13'08" West 161.17 feet to a point of reverse curve (said curve formerly described as having a radius of 139.6 feet, and a length of 171.7 feet); thence
Northwesterly 107.66 feet along a curve to the right having a radius of 119.81 feet, a tangent of 57.77 feet, a deflection angle of 51 degrees 29'00" right and whose long chord bears
North 25 degrees 44'08" West 104.07 feet to a point of tangent (said curve formerly described as having a radius of 123.8 feet and a length of 116.6 feet); thence at right angles to the tangent line of the above-described curve and leaving said Easterly right of way line of a public road and bearing
North 89 degrees 59'38" West 25.00 feet to a point on the Westerly boundary of the said Southwest Quarter, Section 10; thence
North 00 degrees 00'22" East 82.40 feet (formerly described as North 82.4 feet) along said Westerly boundary of the Southwest Quarter, Section 10 to a POINT OF BEGINNING.

EXCEPTING therefrom the Westerly 25.00 feet of the Northerly 82.40 feet of the above-described parcel for existing road right of way and also subject to the rights of way for the Ridenbaugh Highline Canal and Indian Creek as herein above described.

FURTHER EXCEPT a parcel of land for public right of way of located in the Northwest Quarter of the Southwest Quarter of Section 10, Township 2 North, Range 1 West, Boise Meridian, Ada County, Idaho, more particularly described as follows:

COMMENCING at a brass cap monument marking the Northwest corner of the Northwest Quarter of the Southwest Quarter of

Continuation of Exhibit A

Order No.:99082706 SRW

Section 10, Township 2 North, Range 1 West, Boise Meridian,
Ada County, Idaho; thence

South 90 degrees 00'00" East 25.00 feet along the North
line of the said Northwest Quarter of Section 10
to a point, said point being the REAL POINT OF
BEGINNING; thence continuing

South 90 degrees 00'00" East 23.64 feet to a point; thence
along a curve to the right for a distance of
157.02 feet, said curve having a central angle of
00 degrees 46'57", a radius of 11,498.84 feet, a tangent
of 78.51 feet, and a chord length of 157.01 feet which
bears

South 00 degrees 26'26" East; thence

North 29 degrees 31'33" West, 9.00 feet to a point; thence
along a curve to the right for a distance of
84.61 feet, said curve having a central angle of
30 degrees 00'00", a radius of 161.60 feet, a
tangent of 43.30 feet, and a chord length of
83.65 feet which bears

North 14 degrees 31'33" West; thence

North 00 degrees 28'27" East, 68.21 feet to the REAL
POINT OF BEGINNING.

RE-RECORD

ADA COUNTY RECORDER
J. DAVID HAYARCO
POST, IDAHO

2000 OC 10 PM 4:54

RECORDED - REQUEST OF

ALLIANCE TITLE

FEE 15 DEPUTY TO Olson

100081254

**This sheet has been added to document
to accommodate recording information.**

MICROFILM

AUG 08 2001

S.W. 1/4-SEC. 10,

W.1/4 CORNER
SEC.10

~~BLACK-CAT ROAD~~

NOTE 8842F5U

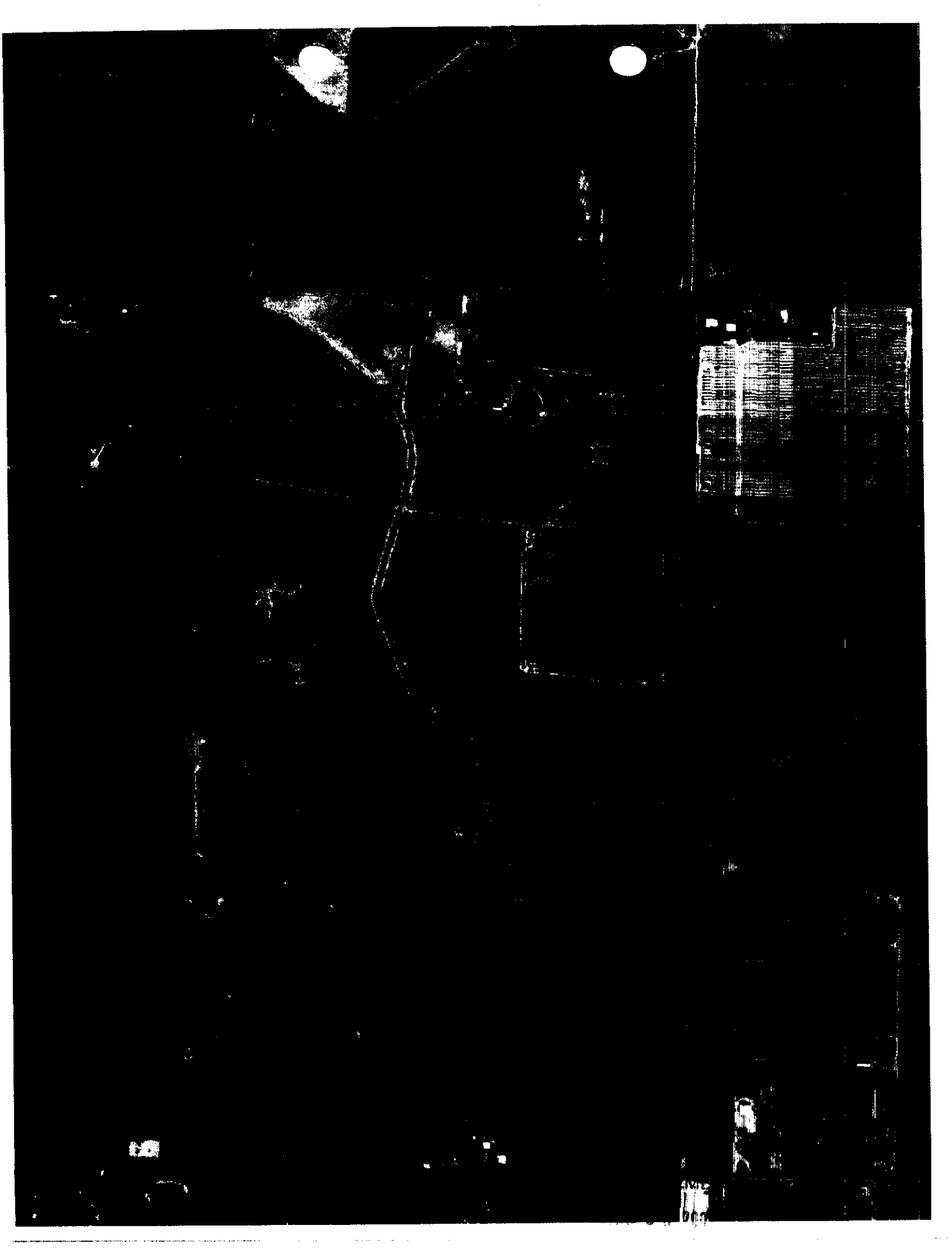
325660⁶
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336500
336510 180

336/100

MICROFILMED
JUN 08 2001



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)
) PARTIAL DECREE PURSUANT TO
) I.R.C.P. 54(b) FOR
Case No. 39576)
) Water Right 63-21019

NAME AND ADDRESS: L L BERNHARD
8870 S BLACK CAT RD
NAMPA, ID 83687

SOURCE: GROUNDWATER

QUANTITY: 0.06 CFS

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

PRIORITY DATE: 06/01/1949

POINT OF DIVERSION: T02N R01W S10 NWSW Within Ada 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	0.02 CFS

PLACE OF USE:	Stockwater		Within Ada County
	T02N R01W S10	NWSW	
	Domestic		Within Ada County
	T02N R01W S10	NWSW	

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

MICROFILMED

AUG 08 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

July 31, 2001

JERRY FREDERICK
4401 BALIVI LN
NAMPA ID 83687

RE: Change of Ownership for Water Right

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 the Deed of Trust that you sent with the request for change of ownership. We do not require this form for our file and are returning it 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,


for Jeff Peppersack, Manager
Water Right Permits Section

JP:klt

Enclosures

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313 08 2001