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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
MAR 19 2001
WATER RESOURCES
WESTERN REGION

1. Water Right No(s).: 63-18024, 63-18026

Adjudication Claim No(s).: _____

RECEIVED

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

MAR 22 2001

- 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

E Lorraine Edwin L Scribner
10574 Capella, Star, Idaho 83669

4. New Owner/Claimant(s)

Patrick and/or Sophia Fleming

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

New Mailing Address

1355 W Washam Rd

City, State and ZIP Code

Eagle Idaho 83616

New Telephone Number

(208) 938-8911

5. Date you acquired the property

10/28/99

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.

Number of acres you irrigate _____ Number and type of stock _____

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)

Patrick Fleming
Sophia Fleming

(Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign form.)

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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MAR 23 2001

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. N., 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

①

ADA COUNTY RECORDER
J. DAVID NAVARRO
BOISE, IDAHO

1999 DEC 29 PM 4:48

STEWART TITLE

STEWART TITLE

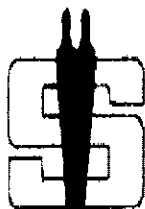
RECORDED-REQUEST OF

FEE

106247

106247

Pf



Order No. 99006439 CC/CVS

This form furnished by Stewart Title of Idaho, Inc.

WARRANTY DEED

For Value Received E. Lorraine Scrivner, an unmarried woman, who is shown of record as Lorraine Scrivener.

the Grantor hereby grants, bargains, sells, conveys and warrants unto Patrick G. Fleming and Sophia J. Fleming, Husband and Wife

the Grantee whose current address is: 1355 W. WASHAM RD. EAGLE, ID 83616

the following described premises, to-wit:

AS PER LEGAL DESCRIPTION ATTACHED HERETO

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AUG 08 2001

Dated: October 28, 1999

E. Lorraine Scrivner
E. LORRAINE SCRIVNER

35.

On this 28th day of October, 1999, before me, the undersigned, a Notary Public, in and for said State, personally appeared E. Lorraine Scrivner

_____, known to me, and/or identified to me on the basis of satisfactory evidence, to be the person(s) whose name is/are subscribed to the within instrument and acknowledged to me that ^{she} executed the same.

WITNESS MY HAND AND OFFICIAL SEAL.

Chris M. Sanders
Notary Public
Residing at: BOISE, IDAHO
Commission Expires: 9/14/2002



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AUG 08 2001

LEGAL DESCRIPTION

Order Number: 99006439

LOT 30 AND A PORTION OF LOT 31 OF ACADEMY PLACE, ACCORDING TO THE OFFICIAL PLAT THEREOF, FILED IN BOOK 4 OF PLATS AT PAGE 155, RECORDS OF ADA COUNTY, IDAHO.

EXCEPTING THEREFROM:

A TRACT OF LAND BEING A PORTION OF LOT 31 OF ACADEMY PLACE FILED IN BOOK 4 OF PLATS AT PAGE 155, RECORDS OF ADA COUNTY, IDAHO AND SITUATED IN A PORTION OF THE SOUTH 1/2 OF THE NORTHWEST 1/4 OF THE SOUTHWEST 1/4 OF SECTION 5, TOWNSHIP 4 NORTH, RANGE 1 EAST, BOISE MERIDIAN, ADA COUNTY, IDAHO. MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE 1/4 CORNER COMMON TO SECTIONS 5 AND 6, TOWNSHIP 4 NORTH, RANGE 1 EAST, MARKED BY A FOUND BRASS CAP MONUMENT; THENCE

SOUTH 00° 20' 52" EAST ALONG THE WEST LINE OF THE SOUTHWEST 1/4 OF SECTION 5, A DISTANCE OF 682.77 FEET TO A POINT ON THE SOUTH RIGHT-OF-WAY LINE OF WASHAM ROAD; THENCE

SOUTH 89° 20' 31" EAST ALONG THE SOUTH RIGHT-OF-WAY LINE OF WASHAM ROAD, A DISTANCE OF 331.80 FEET TO THE NORTHWEST CORNER OF LOT 31 (ACADEMY PLACE), MARKED BY A SET 1/2" IRON PIN L.S. 4108, THE REAL POINT OF BEGINNING; THENCE CONTINUING ALONG SAID RIGHT-OF-WAY LINE,

SOUTH 89° 20' 31" EAST, A DISTANCE OF 160.25 FEET TO A SET 1/2" IRON PIN L.S. 4108; THENCE

SOUTH 00° 20' 56" EAST, A DISTANCE OF 254.00 FEET TO A SET 1/2" IRON PIN L.S. 4108; THENCE

SOUTH 89° 20' 31" EAST AND PARALLEL WITH THE SOUTH RIGHT-OF-WAY LINE OF WASHAM ROAD, A DISTANCE OF 171.55 FEET TO A POINT ON THE EAST LINE OF SAID LOT 31, MARKED BY A SET 1/2" IRON PIN L.S. 4108; THENCE

SOUTH 00° 20' 56" EAST ALONG THE EAST LINE OF LOT 31, A DISTANCE OF 379.15 FEET TO A POINT ON THE SOUTH LINE OF THE NORTHWEST 1/4 OF THE SOUTHWEST 1/4, SAID POINT BEING THE SOUTHEAST CORNER OF LOT 31 AND MARKED BY A SET 5/8" IRON PIN L.S. 4108; THENCE

NORTH 89° 18' 33" WEST ALONG THE SOUTH LINE OF LOT 31 AND ALONG THE SOUTH LINE OF THE NORTHWEST 1/4 OF THE SOUTHWEST 1/4, A DISTANCE OF 331.81 FEET (FORMERLY 331.65') TO THE SOUTHWEST CORNER OF LOT 31 AND MARKED BY A SET 5/8" IRON PIN L.S. 4108; THENCE

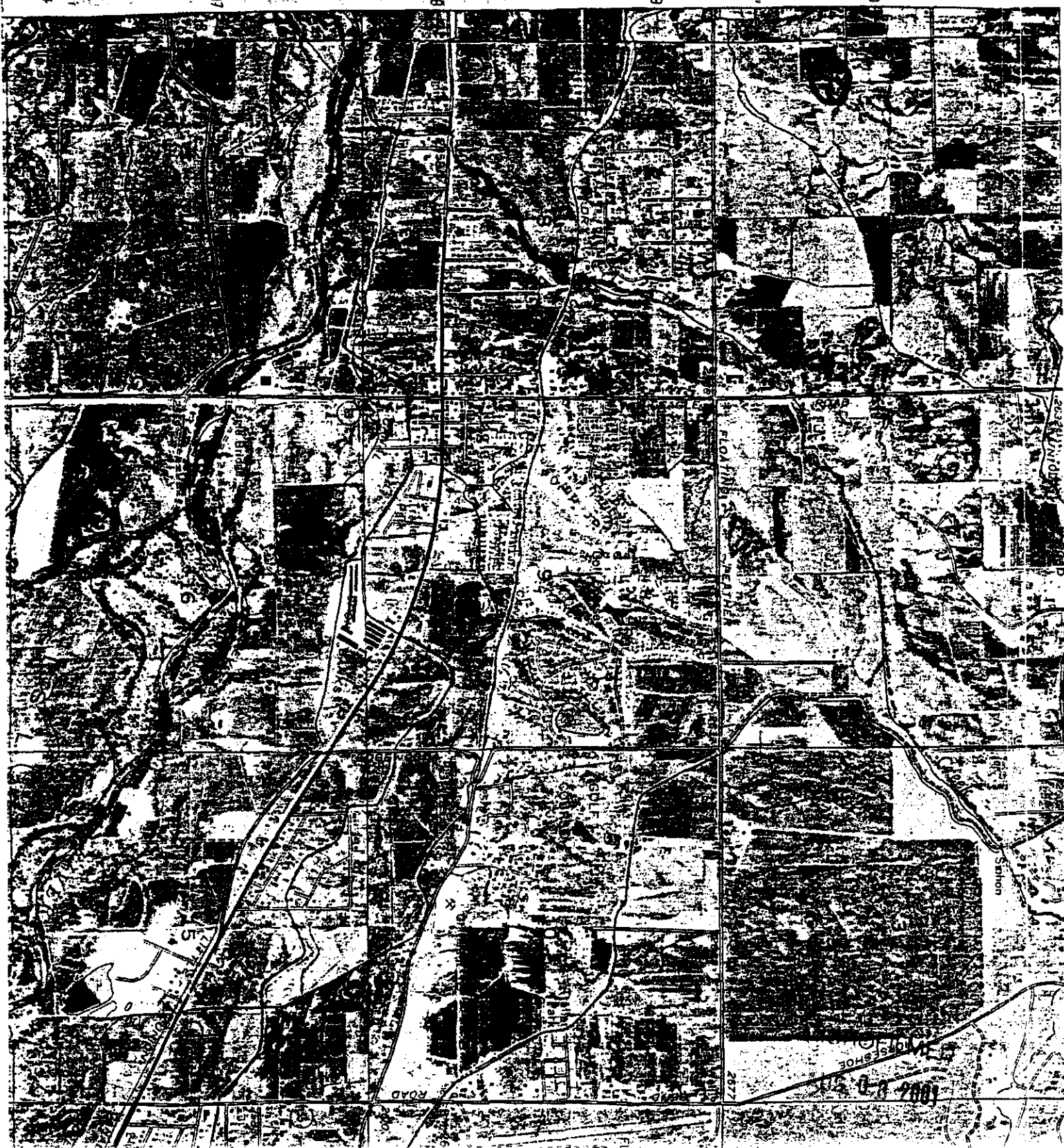
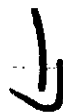
NORTH 00° 20' 54" WEST, ALONG THE WEST LINE OF LOT 31, A DISTANCE OF 632.96 FEET TO THE POINT OF BEGINNING.

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42° 30'



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 63-18024

NAME AND ADDRESS: E LORRAINE SCRIVNER
EDWIN L SCRIVNER
1355 WASHAM RD
EAGLE, ID 83616

SOURCE: GROUNDWATER
QUANTITY: 0.04 CFS

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

PRIORITY DATE: 12/31/1957

POINT OF DIVERSION: T04N R01E S05 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

PLACE OF USE: Domestic T04N R01E S05 NWSW Within Ada County

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 42-1612(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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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 25, 2001

PATRICK FLEMING
SOPHIA FLEMING
1355 W WASHAM RD
EAGLE ID 83616

RE: Change of Ownership for Water Right 63-18024 and 63-18026

Dear Water Right Holder(s):

The department acknowledges receipt of correspondence changing ownership of the above referenced water rights to you. The department has modified its records to reflect the changes in ownership and has enclosed computer-generated reports for your records. Also enclosed is a receipt for the \$50.00 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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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

April 24, 2001

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

PATRICK FLEMING
SOPHIA FLEMING
1355 W WASHAM RD
EAGLE ID 83616

RE: Change in Ownership for Decreed Water Rights 63-18024 / 63-18026

Dear Mr. & Mrs. Fleming:

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 \$50.00.

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.

The Deed of Trust that you furnished with the ownership change paperwork is being returned to you as it does not satisfy the requirement for proof of ownership. A copy of the Warranty Deed has been faxed to us from Stewart Title that we will place in the files.

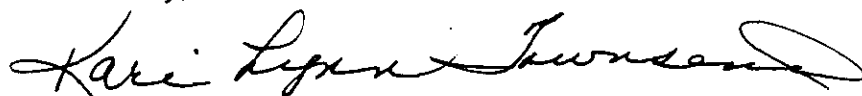
Please note that water right owners are required to report any change in water right ownership and/or mailing address to the Department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee. Contact any office of the Department or visit the Department's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

REPROFILMED

08 2001

If you have any questions regarding this matter, please call me at 208-327-7941.

Sincerely,

A handwritten signature in cursive script that reads "Kari Lynn Townsend". The signature is fluid and connected, with a large loop at the end of the last name.

Kari Lynn Townsend
Secretary

KLT:k
Enclosure

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AUG 08 2001