

decreed

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
AUG 14 1998
Department of Water Resources
Southern Region

RECEIVED

SEP 15 1998

DEPARTMENT OF WATER RESOURCES

1. Water Right No(s):

45-10468

Adjudication Claim No(s):

39576

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

Genevieve W. Robertson &
Oscar G. Robertson

4. New Owner/Claimant(s)

Dawayne & Shelley Hand

New Mailing Address

385 S. Hwy 27

City, State and ZIP Code

Burley, ID 83318

New Telephone Number

(208) 678-4624

5. Date you acquired the property

September 26, 1996

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 .9 Number and type of stock 0

Diversion rate in CFS 0.04 Number of homes 1 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)

Dawayne Hand
Shelley Hand

(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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JUN 16 2000

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

RECEIVED
JAN 10 1997

245335

WARRANTY DEED

RECEIVED

AUG 13 1999

#27642

For Value Received

Department of Water Resources

THE GENEVIEVE WILLIAMS ROBERTSON TRUST dated February 10, 1989

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto

DEWAYNE HONDO and SHELLEY HONDO, husband and wife
Address: 385 SOUTH HIGHWAY 27, BURLEY, ID 83318

Hereinafter called the Grantee, the following described premises situated in County, Idaho, to-wit:

TOWNSHIP 11 SOUTH, RANGE 23 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 8:

Part of the SW $\frac{1}{4}$ SE $\frac{1}{4}$, more particularly described as follows:Beginning at a point 804 feet North of the Southwest corner of the
SW $\frac{1}{4}$ SE $\frac{1}{4}$ of said Section 8;
Thence East 235 feet;
Thence North 167 feet;
Thence West 235 feet;
Thence South 167 feet to the Point of Beginning.EXCEPTING THEREFROM that portion deeded to the State of Idaho by Right-
of-Way Deed dated December 4, 1935 and recorded May 9, 1936 as Instrument No.
118742 in Book 43 of Deeds on Page 493, records of Cassia County, Idaho.

SUBJECT TO:

All reservations in patents or deeds in the chain of title.

Taxes for 1996 and subsequent years.

Assessments of the Burley Irrigation District and the rights and powers of said District as by law
provided.TO HAVE AND TO HOLD, the said premises, with their appurtenances unto the said Grantee and to the successors heirs and
assigns of the Grantee forever. The Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner
in fee simple of said premises; that they are free from all incumbrances except as above described and that Grantor will warrant
and defend the same from all lawful claims whatsoever.

Dated: September 26, 1996

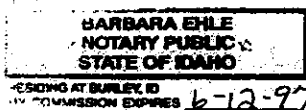
THE GENEVIEVE WILLIAMS ROBERTSON TRUST dated February 10, 1989

By Genevieve Williams Robertson
GENEVIEVE WILLIAMS ROBERTSON, TRUSTEE

STATE OF IDAHO)

) ss.

COUNTY OF CASSIA)

On this 26 day of SEPTEMBER, 1996, before me, the undersigned, a Notary Public in and for said State,
personally appeared GENEVIEVE WILLIAMS ROBERTSON, known or identified to me to be the person
whose name is subscribed to the within instrument as Trustee of the GENEVIEVE WILLIAMS
ROBERTSON TRUST dated February 10, 1989, and acknowledged to me that she executed the same as such
Trustee.

Barbara Ehle
Notary Public
Residing at: Burley, Idaho
My Commission expires: 6-12-97

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RECORDED AT THE REQUEST OF
LAND TITLE & ESCROW

FILM 281

1996 OCT -2 P 3:51

245335

CASSIA COUNTY, IDAHO
DARRELL H. ROSKELLEY
RECORDER

FEE 6.00 DEPUTY [Signature]

LAND TITLE & ESCROW

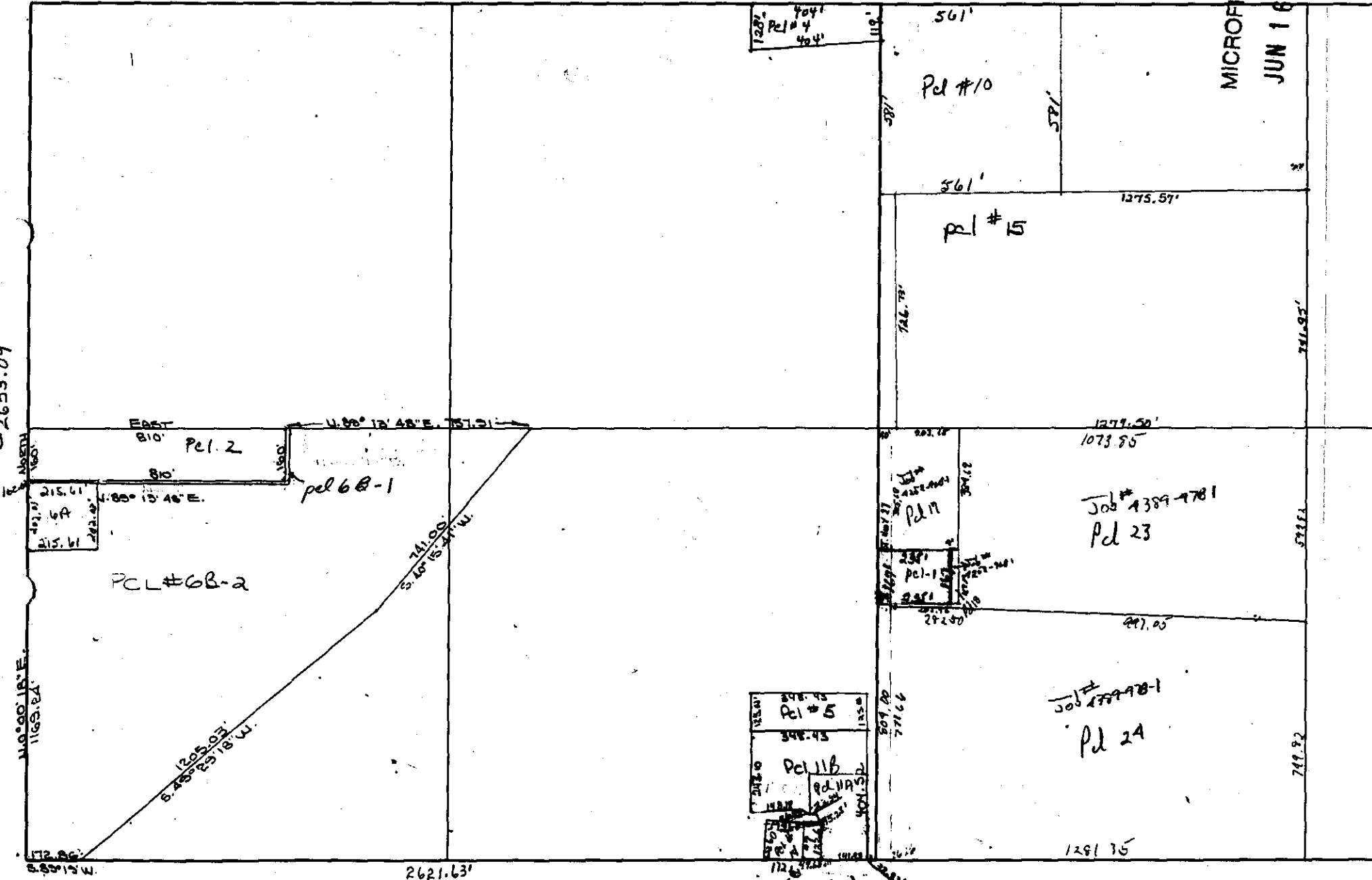
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2653.09



1" = 400'

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 45-10468

NAME AND ADDRESS: GENEVIEVE W ROBERTSON
OSCAR G ROBERTSON
RT 3 BOX 3096
BURLEY, ID 83318

SOURCE: GROUNDWATER

QUANTITY: 0.04 CFS

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

PRIORITY DATE: 08/01/1954

POINT OF DIVERSION: T11S R23E S08 NWSWSE Within Cassia County

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

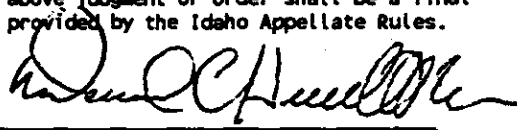
PLACE OF USE: Domestic Within Cassia County
T11S R23E S08 SWSE

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.

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.


Daniel C. Murlbutt, JR.
Presiding Judge
Snake River Basin Adjudication

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JUN 16 2000



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

August 18, 1999

DEWAYNE HONDO
SHELLEY HONDO 385 S HWY 27
BURLEY ID 83318

RE: Decreed Water Right 45-10468

Dear Mr. & Mrs. Hondo:

The department acknowledges receipt of correspondence changing ownership of the above referenced decreed 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 the department if you have questions.

Sincerely,

for Kari Lynn Townsend
Jeff Peppersack, Manager
Water Right Permits Section

JP:klt

Enclosure

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Land Title and Escrow, Inc.

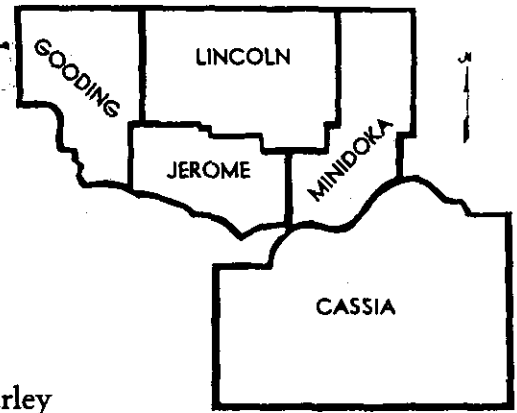
A FULL SERVICE TITLE COMPANY

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AUG 13 1999

Department of Water Resources

REFER TO:
OFFICE: Burley



August 12, 1999

Kari Lynn Townsend
Idaho Dept. of Water Resources
1301 N. Orchard
Boise, Idaho 83706-2237

Re: Change of Water Right Ownership
Dewayne and Shelley Hondo

Dear Kari Lynn:

Enclosed with this letter please find your letter dated July 9, 1999 to Mr. and Mrs. Hondo, a copy of the Notice of Change of Water Right Ownership, a copy of the recorded Warranty Deed and a copy of the plat map as requested.

Should you have any questions concerning this matter, please don't hesitate to contact me.

Very truly yours,
LAND TITLE AND ESCROW, INC.

A handwritten signature in cursive script that reads "Nancy Garrett".

Nancy Garrett
Reconveyance Department

/nrg

enc.

cc: Dewayne Hondo
Pat Merrigan

BOX 177, BURLEY, IDAHO 83318
PHONE 678-3524 - FAX 678-4435

BOX 348, JEROME, IDAHO 83338
PHONE 324-3357 - FAX 324-8861

BOX 473, GOODING, IDAHO 83330
PHONE 834-8477 - FAX 834-5860

BOX 111, RUPERT, IDAHO 83350
PHONE 438-0808 - FAX 438-1188

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JUN 16 2000



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

July 9, 1999

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

DEWAYNE HONDO
SHELLEY HONDO
384 S HWY 27
BURLEY ID 83318

RE: Change of Ownership for Water Right 45-10468

Dear Mr. & Mrs. Hondo:

The change of ownership form that you sent to our Southern Region office has been forwarded to me for processing.

I am returning a copy of this form to you with some areas highlighted to show you the additional information that is needed in order to complete the processing of your request.

Please send proof of ownership, legal description and a map as indicated in the highlighted area at your earliest convenience. We will be happy to complete your ownership change request upon receipt of this required information.

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

Sincerely,

Kari Lynn Townsend
Secretary

/k

Enclosure

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JUN 16 2000