



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

RECEIVED

APR 27 2001

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
 Incomplete forms will be returned.

Department of Water Resources

- i. 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
84-10384					

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

- A. The appropriate **FILING FEE**. See instructions for fee amounts. **RECEIVED - THANK YOU**
- 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)

EDWARD & SHIRLEY KEYES

HCR 34, BURNT RANCH CA 95527

4. New Owner/Claimant(s)

DONALD AND/OR BEUNDA SMITH

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

New Mailing Address

12946 NORAK PL

City, State and ZIP Code

ANCHORAGE AK 99516

New Telephone Number

907 562-7373

5. Date you acquired the property

5/21/99

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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)

[Signature]
Berenda K. Smith

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 db Date 1-16-01 Fee \$25.00
 Received by db Date 1-16-01 Receipt No. N014101
 Processed by _____ AJ Date _____ WR _____ Date _____

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RECEPTION
INDEXED
FILMED
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MAILED

181375

WARRANTY DEED

GRANTOR, THE KEYES FAMILY 1994 REVOCABLE TRUST, under date of August 25, 1994, and THE EDWARD AND SHIRLEY KEYES CHARITABLE REMAINDER UNITRUST, under date of May 12, 1999, of NRC 34, Burnt Ranch, CA 95527, for a good and valuable consideration, the receipt of which is hereby acknowledged, does hereby grant, bargain, sell and convey unto DONALD SMITH and BELINDA SMITH, husband and wife, of 4440 View Cr., Anchorage, AK 99507, as GRANTEE, and to grantee's heirs and assigns forever, all of the following described real estate located in the County of Clearwater, State of Idaho, to wit:

Township 36 North, Range 2 East of the Boise Meridian
Section 36: Lot 1, S1/2 NE1/4, NW1/4 NE1/4 EXCEPTING all that portion of the S1/2 NE1/4 of said Section 36 lying South of the County Road.

Township 36 North, Range 3 East of the Boise Meridian
Section 31: Lots 1, 5, 6, 7 and 8, EXCEPTING all that portion of said Section 31 lying Southwesterly of the County Road.

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

Subject to:

1. General taxes for the year 1999, which are a lien, not yet due and payable.
2. Right of the public in and to that portion of said premises lying within Lower Fords Creek Road.
3. An Easement for the purpose of ingress and egress, granted to Clearwater County, recorded April 29, 1959, in Book 47 of Deeds, page 589, as Instrument No. 73498, records of Clearwater County, Idaho.
4. An Easement for the purpose of ingress and egress granted to Charles M. McHone, recorded January 21, 1969, in Book 64 of Deeds, page 354, as Instrument No. 93350, records of Clearwater County, Idaho.
5. An Easement for the purpose of ingress and egress granted to John Hancock Mutual Life Insurance Company, recorded January 8, 1990, as Instrument No. 153498, records of Clearwater County, Idaho.

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CLEARWATER LAND TITLE

WARRANTY DEED

SEP 25 2001

Filed and recorded at the request of
at 2:40 o'clock P.M., this 2 day of June 1999
Robin Christensen By *[Signature]*

Ex-Officio Auditor-Recorder
Clearwater County, Idaho

Return:
CLEARWATER LAND TITLE

1 TO HAVE AND TO HOLD the said premises, with their appurtenances,
2 unto the said Grantees, their heirs and assigns forever. And the said
3 Grantors do hereby covenant to and with the said Grantees that they are
4 the owners in fee simple of said premises; that they are free from all
5 encumbrances, and that they will warrant and defend the same from all
6 lawful claims whatsoever, except general taxes for the year 1999, and
7 easements, reservations, restrictions and rights-of-way of record or in
8 use.

9 In construing this deed, and where the context so requires, the
10 singular includes the plural and the masculine, the feminine and the
11 neuter.

12 IN WITNESS WHEREOF, Grantors have hereunto subscribed their names
13 to this instrument this 21 day of May, 1999.

14 Edward L. Keyes Trustee
15 THE KEYES FAMILY 1994 REVOCABLE TRUST
16 Dated August 25, 1994
17 By: EDWARD L. KEYES, Trustee

18 Shirley R. Keyes Trustee
19 THE KEYES FAMILY 1994 REVOCABLE TRUST
20 Dated August 25, 1994
21 By: SHIRLEY R. KEYES, Trustee

22 Edward L. Keyes Trustee
23 THE EDWARD AND SHIRLEY KEYES CHARITABLE
24 REMAINDER UNITRUST, dated May 12, 1999
25 By: EDWARD L. KEYES, Trustee

26 Shirley R. Keyes Trustee
27 THE EDWARD AND SHIRLEY KEYES CHARITABLE
28 REMAINDER UNITRUST, dated May 12, 1999
By: SHIRLEY R. KEYES, Trustee

1 STATE OF California
2 County of Humboldt ss.

3 On this 21st day of May, 1999, before me,
4 Mary Frances Janney, a Notary for the said County and State,
5 personally appeared EDWARD L. KEYES and SHIRLEY R. KEYES, trustees of THE
6 KEYES FAMILY 1994 REVOCABLE TRUST and THE EDWARD AND SHIRLEY CHARITABLE
7 REMAINDER UNITRUST, known or identified to me to be the persons whose
8 names are subscribed to the within instrument, and they acknowledged to
9 me that they freely executed the same and that the statements therein
10 contained are true.

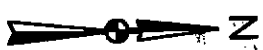
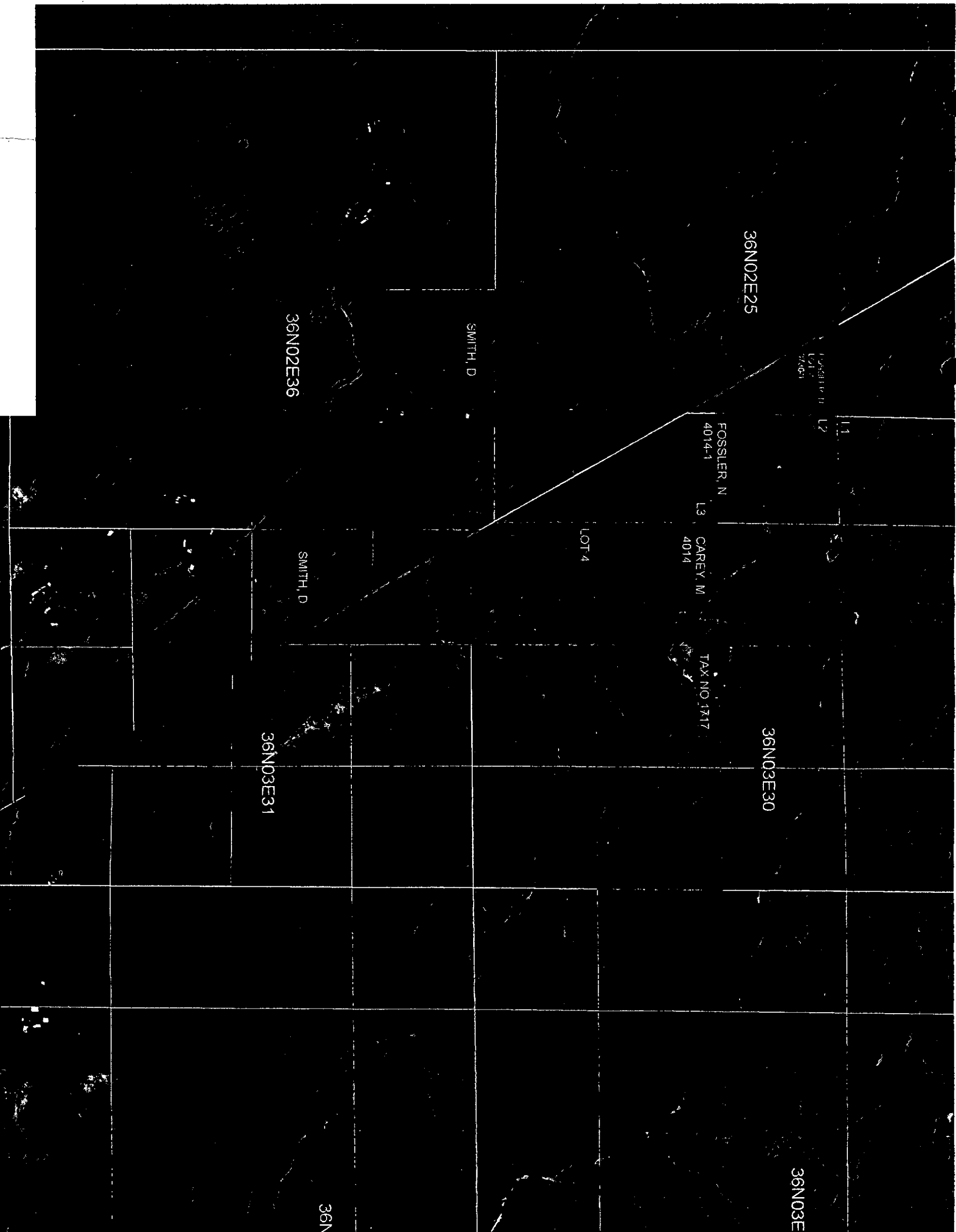
11 IN WITNESS WHEREOF, I have hereunto set my hand and affixed my
12 official seal the day and year first above written.

13 (NOTARY SEAL)



Mary Frances Janney
Notary Public for State of Calif.
Residing at Willow Creek therein.
My commission expires on

June 23, 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)
) PARTIAL DECREE PURSUANT TO
) I.R.C.P. 54(b) FOR
Case No. 39576)
) Water Right 84-10384

NAME AND ADDRESS: EDWARD KEYES
SHIRLEY KEYES
HCR 34
BURNT RANCH, CA 95527

SOURCE: POND TRIBUTARY: SINKS
QUANTITY: 1.00 AFY

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

PRIORITY DATE: 10/15/1967
POINT OF DIVERSION: T36N R02E S36 SESENE Within Clearwater County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Stockwater Storage	01-01 TO 12-31	1.00 AFY
	Stockwater from Storage	01-01 TO 12-31	1.00 AFY

PLACE OF USE: Stockwater from Storage Within Clearwater County
T36N R02E S36 SENE

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.


Roger Burdick
Presiding Judge of the
Snake River Basin Adjudication

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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 11, 2001

DONALD SMITH
BELINDA SMITH
12946 NORAK PL
ANCHORAGE AK 99516

RE: Change of Ownership for Water Right 84-10384

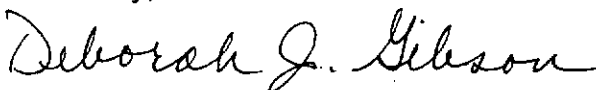
Dear Water Right Holder(s):

The department acknowledges receipt of your Notice of Change of Water Right Ownership for the above referenced water right. The department has modified its records to reflect the change and enclosed is 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 ownership, or change of mailing address 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/dg
Enclosure

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MEMORANDUM

DATE: March 7, 2001
FROM: KARI LYNN TOWNSEND
TO: FILE 84-10384
RE: Telephone conversation

=====

Don Smith telephoned from Anchorage, AK to find out why he had received our letter of February 22, 2001. He said he had never mailed anything to our office and had never talked to anyone from IDWR.

After a bit of conversation with him it was determined that the ownership change paperwork was furnished by Shirley Keyes (seller) and that she had also paid the filing fee of \$25.00.

The Notice of Change in Water Right Ownership form that we received is incomplete (buyers signatures missing) so I told Mr. Smith that I would send him a new form to be filled out and include a copy of the partial decree. He will send the appropriate support documentation back with the properly filled out ownership change form.

Mr. Smith also gave me a current address of:

Donald & Belinda Smith
12946 Norak PI
Anchorage AK 99516

Phone: 907-562-7373
Cell: 907-441-9373
FAX: 907-562-7374

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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

February 22, 2001

DONALD SMITH
BELINDA SMITH
4440 VIEW CIRCLE
ANCHORAGE AK 99507

RE: Change of Ownership for Water Right 84-10384

Dear Mr. & Mrs. Smith:

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:

✓ **Evidence of Water Right Ownership:** copy of Deed, Title Policy, Contract of Sale, or other legal document indicating your ownership of the property and/or water rights in question

✓ **Legal Description of Property**

Because the Department cannot process the ownership change without proper documentation we will hold any action on your notice pending receipt of the necessary information. If we do not receive the necessary information within 30 days we will return your notice and all attachments and your notice will not be processed.

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.

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

Sincerely,

A handwritten signature in cursive script, appearing to read "Kari Lynn Townsend".

Kari Lynn Townsend
Secretary

KLT:k

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Jan 10-01

RECEIVED
JAN 16 2001
IDWR/North

Sus

I mailed in the
papers to transcribe the Water

rights from Edward & Shirley Keyer
Water right no. 84-10384
to Donald & Belinda Smith

12946 NORAK PL ~~4440 New St.~~

ANCHORAGE AK
99516

~~A nchorag - Alaska~~

and I forgot to put the 25.⁰⁰

Check in for the transcribe -

mailed in Jan 9 - hope this
didn't cause too much confusion

Thank you
Shirley Keyer

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