

RECEIVED

JUN 27 2002

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

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JUN 26 2002

WATER RESOURCES
WESTERN REGION

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
A61-10390					
A61-10391					

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

- A. The appropriate **FILING FEE**. See instructions for fee amounts.
- 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) HERMAN J. AND/OR LUCILLE E. BISCHOFF
2114 1ST AVE. N. PAYETTE, ID 83661
4. New Owner/Claimant(s) JOE C. AND/OR DIANE MORRIS, JR.
Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address RT1, BOX 878 DANIELS ROAD
- City, State and ZIP Code MOUNTAIN HOME, IDAHO 83687
- New Telephone Number 208) 587-2019
5. Date you acquired the property MAY 23, 2002

Instrument # 337022
Elmore County, Idaho
04:18pm May 29, 2002
For: GUARANTY TITLE INC
No. of Pages: 2 Fee: \$6.00
GAIL L. BEST, Recorder
Deputy: JC

TRUSTEES' DEED

HERMAN J. BISCHOFF AND LUCILLE E. BISCHOFF, CO-TRUSTEES, OF
THE HERMAN J. AND LUCILLE E. BISCHOFF TRUST UTA DATED THE 15TH
DAY OF SEPTEMBER, 1993, grantor and party of the first part, and
JOE C. MORRIS, JR. AND DIANE MORRIS, HUSBAND AND WIFE, WHOSE
ADDRESS IS 878 DANIELS ROAD, MOUNTAIN HOME, ID 83647 grantees and
party of the second part,
WITNESSETH, that the said party of the first part, for good and
other valuable consideration, to them in hand paid by said party
of the second part, the receipt whereof is hereby acknowledged,
does hereby grant, bargain, sell and convey without warranty unto
the said party of the second part the following property situated
in Elmore County, State of Idaho, to-wit:

Lot 29 and 30, Block 11, Fruitdale Subdivision, Elmore County, Idaho, according to the
official plat thereof on file and of record in the office of the County Recorder of Elmore
County, Idaho. *Per Debbie A. Elmore County Assessor's Office:*
T4S, R6E, S1, SWNE *Kari Lynn 6.16.04*

Together with all and singular the tenements, hereditaments, and
appurtenances thereunto belonging, or other wise appertaining,
and all estate, right, title and interest in and to the said
property.

TO HAVE AND TO HOLD, all and singular the above mentioned

and described premises, together with appurtenances, unto the party of the second part and their heirs and assigns forever.

DATED this 23rd day of May, 2002.

Herman J. and Lucille E. Bischoff Trust

by James J. [unclear] co-trustee

Herman J. Bischoff, Co-trustee

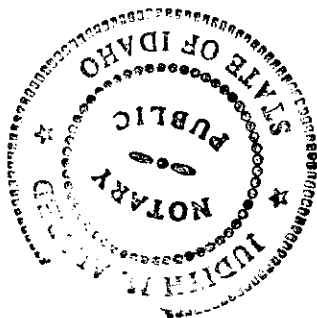
by Lucille E. Bischoff co-trustee

Lucille E. Bischoff, Co-trustee

STATE OF *Indiana*)
COUNTY OF *Elmer*) ss.

On this 23 day of may, 2002 before me a Notary Public in and for said State, personally appeared Herman J. Bischoff and Lucille E. Bischoff, known to me to be the persons whose names are subscribed to the within instrument as Co-trustees of the Herman J. and Lucille E. Bischoff Trust, and acknowledged to me the they executed the same.

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



~~Notary Public for~~

Residing at: Residing at Mountain Home, Idaho
Comm exp: My Commission Expires 05-22-06

PLAT
OF THE

Scale. 200 feet to the inch.

[illegible]

Idaho Department of Water Resources Receipt

Receipt ID W029385

Payment Amount Date Received Region Status
Payment Type Check Number

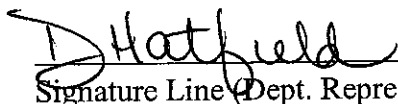
Payer Comment

Fee Detail

Amount Description

Fund FD PCA SO

\$50.00 OWNERSHIP CHANGES/SECURITY INTERESTS 0229 21 62140 1155



Signature Line (Dept. Representative)



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

June 16, 2004

JOE C MORRIS JR
DIANE MORRIS
RT 1 BOX 878 DANIELS RD
MOUNTAIN HOME ID 83647

RE: Change in Ownership of Decreed Water Rights 61-10390 & 61-10391

Dear Mr. & Mrs. Morris:

The Department of Water Resources acknowledges receipt of the additional information you submitted in support of your Notice of Change in Water Right Ownership filed on June 26, 2002 for the water rights referenced above. The Snake River Basin Adjudication (SRBA) Court issued a partial decree describing the water rights with a place of use different than your property as described in the documentation you originally submitted. The Elmore County Assessor's office confirms the description of lands as shown on the plat information sheet you provided.

In order to process your change in ownership, we need documentation to show that you own the water right(s) or the property described as the place of use for the water right(s). If you believe that the SRBA Court issued the partial decree(s) with an error in the description of the place of use, you may be able pursue one of the following options with the Court.

- 1) Motion to set-aside – a motion filed with the SRBA Court which, if granted, would provide a process to correct the partial decree. You would need to provide justification for the correction.
- 2) Motion to file late claim – a motion filed with the SRBA Court which, if granted, would allow you to file a new claim for your existing water use. A late claim would be investigated for validity and accuracy by the Department.

Please contact Roxanne Brown of this office at 327-7900 if you have questions related to the SRBA. Ms. Brown can assist you with the SRBA Court's processes.

As additional alternatives, you could pursue one of the following options with the Department.

- 1) New Appropriation – an application for permit filed with the Department to develop a new water right. If a permit is approved, the priority date is the date that the application is filed. Some areas of the state are closed to new development. Please note that a water right permit is not required for certain domestic uses from a ground water source.

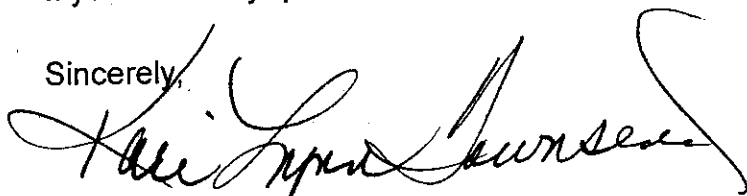
- 2) Water Right Transfer – an application filed with the Department to change an existing water right. In this case, the purpose of the transfer would be to change the place of use (and possibly the point of diversion) to your property description. You would need to provide evidence of ownership or authorization from the current owner of record before the Department could process the application.

If you choose to file an application for permit or transfer with the Department, you may be able to apply any fees submitted with your Notice of Change in Water Right Ownership to the application. Please contact staff from the Water Right Permits section of this office if you have additional questions related to the applications described above.

Please let us know within **30 days** how you plan to proceed. If we do not hear from you within **30 days** we will return your Notice of Change in Water Right Ownership and all attachments and refund any fees submitted with your notice.

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

Sincerely,

A handwritten signature in black ink, appearing to read "Kari Lynn Townsend", written in a cursive style.

Kari Lynn Townsend
Secretary

KLT:k

cc: Sally Sherman, IDWR Adjudication Section