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Department of Water Resources
Adjudication Bureau
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IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re the General Adjudication of Rights
to the Use of Water From the Snake River
Basin Water System.

Case No. 39576

STANDARD FORM 3

The State of Idaho, ex rel. R. Keith
Higginson in his official capacity as
Director of the Idaho Department
of Water Resources,

STANDARD FORM FOR NOTICE
OF CHANGE IN ADDRESS

OR

Petitioner,

CONSENT TO SUBSTITUTION OF
PARTY

vs.

The United States; the State of Idaho; and
all Claimants to the Use of Water From
the Snake River Basin Water System,

34-00557 -0001
34-10778 -0001/
93-11-0039

Respondents.

INSTRUCTIONS FOR USE

This form must be used to provide notice of change in address or to substitute a party whose water right recommendation is in a director's report which has been filed with the court. The filing of Standard Form 3 cannot result in a contested matter. A hearing will not be scheduled.

This form has been adopted by the court in *SRBA Administrative Order 1* (amended June 21, 1993), Section 4A, which may be consulted for further information.

Standard Form 3 shall not operate to excuse compliance with the statutory requirements of I.C. § 42-1409(7) where a water right recommendation is not before the court.

As used in this form, the term "prior claimant/seller" means any person who, pursuant to I.C. § 42-1409(2), (3) and (6), filed a notice of claim asserting the right to the use of water or on whose behalf the right to the use of water was asserted. "New claimant/purchaser" means any successor in interest of a "prior claimant/seller," whether the interest is acquired by purchase, gift, inheritance or other means.

A *Consent to Substitution of Party (Substitution)* must be signed by the prior claimant/seller and the new claimant/purchaser. The *Substitution* shall be filed by the new claimant/purchaser.

Check either the *Change in Address* or *Consent to Substitution of Party* box and fill in the requested information. A party may copy or reproduce the standard form. The text of the form must be on the front and back of each page, exactly as it appears here.

Follow the instructions on the form or the court will not accept it for filing. The Verification and the Certificate of Mailing must be completed.

The standard form may be obtained from the Idaho Department of Water Resources and the court. You must provide a copy of this form to each party, or to their legal counsel, in any subcase in which you are a party.

☐ **CHANGE IN ADDRESS**

My name is _____

I am the claimant of _____

(Insert each water right number)

I have filed an objection/response to the following water right(s) _____

(Insert each water right number)

My new mailing address is _____

My phone number is: Work _____ Home _____

VERIFICATION
FILED
JUL 17 1993
IDAHO DEPT. OF WATER RESOURCES
RECEIVED
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☒ **CONSENT TO SUBSTITUTION OF PARTY**

My name is P.U. Ranch

My address is 4500 Imperial Avenue
San Diego, California 92113

My phone number is: Work _____ Home _____

The name and address of the party who I wish to be substituted for are:

Hillcreek Properties - 4500 Imperial Avenue San Diego, CA 92113

Merlin & Gloria Phillips - Rt. 1 Box 442 Arco, Idaho 83213

I am the new claimant/purchaser of 34-00557 & 34-10778 and
(Insert each water right number)

I am submitting proof of acquisition of the interest of the prior claimant/seller, *which is required by the court* to support my *Substitution*. Proof must contain a legal description of the property, including the water right numbers conveyed. You must describe the documents you are submitting.

Copies of Assignment of Notice of Claim forms

Gloria Phillips
Merlin Phillips
Hillcreek Properties by Richard A. Juthel
(Signature of prior claimant/seller)

P.U. RANCH by Richard A. Juthel
(Signature of new claimant/purchaser)

☒ **ATTORNEY OF RECORD COMPLETING FORM**

My name is Kent W. Foster of Holden, Kidwell, Hahn & Crapo

I am the attorney of record for P.U. Ranch
(Identify party/claimant)

My address and phone number are P.O. Box 50130 Idaho Falls, Idaho 83405
(208) 523-0620

VERIFICATION

(Must be completed for either a *Notice of Change in Address* or for *Consent for Substitution of Party*)

State of Idaho

County of Bonneville

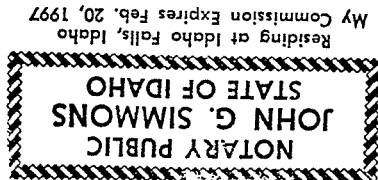
Kent W. Foster for
P.U. Ranch, being first duly sworn, upon oath, deposes and says:
(Insert name of party/claimant filing form)

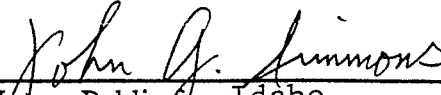
That I am the person or entity filing this form, that I am a water right claimant or party or their successor in interest, defined by I.C. §§ 42-1401A(1), (7) or (10); and that I have read this form, know its contents and that the statements are true to the best of my knowledge and belief.

Signature of person filing form

By: 
Attorney signing in representative capacity

Subscribed and sworn to before me on October 1, 1993.
(Insert Date)




Notary Public for Idaho
Residing at: Idaho Falls
My Commission expires: _____

INSTRUCTIONS FOR MAILING

You must mail the form, including all attachments, to the Clerk of the SRBA Court and to the parties identified in the Certificate of Mailing. FAX filings will not be accepted by the SRBA Clerk of the Court.

You must sign the Certificate of Mailing to show that you followed these steps.

CERTIFICATE OF MAILING

I certify that on ~~October~~ 11-12, 1993, I mailed the original and copies of this form, including all attachments, to the following persons by mailing the original and/or copies, postage prepaid and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P. O. Box 2707
Twin Falls, Idaho 83303-2707

2. A *Change of Address* must be served on each party, or their attorney, in each subcase in which you are a party at the following address(es):

3. A *Consent to Substitution of Party* must be served on the prior claimant/seller or their attorney at the following address:

Hillcreek Properties - 4500 Imperial Ave. San Diego, CA 92113

Merlin & Gloria Phillips - Rt. 1 Box 442 Arco, Idaho 83213

4. A *Consent to Substitution of Party* must be served on each party, or their attorney, to each subcase in which the prior claimant/seller is a party at the following address(es):

4. One copy to:

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
P. O. Box 44449
Boise, Idaho 83711-4449

5. One copy to:

United States Department of Justice
Environment and Natural Resource Division
550 West Fort Street, Box 33
Boise, Idaho 83734


(Signature of person or attorney mailing the form)

State of Idaho
Department of Water Resources
ASSIGNMENT OF NOTICE OF CLAIM(S)

We, Merlin and Gloria Phillips, hereby assign to P.U. Ranch,
of 4500 Imperial Avenue, San Diego, California 92113.
Address

All my right, title, and interest in and to Notice of
Claim No(s). 34-10778.

to a Water Right Acquired Under State Law.

The following described portion of my right, title, and
interest in and to Notice of Claim No(s). _____

to a Water Right Acquired Under State Law.

(If assigning a portion, describe that portion of the
claim being assigned by listing the acreage within each
40-acre tract, the point of diversion and the amount of
water in cubic feet per second for direct diversion, or
acre feet for storage)

Made this 3rd day of November, 19 92.

Signature of Claimant(s) Merlin Phillips
Merlin Phillips
Gloria Phillips
Gloria Phillips

STATE OF IDAHO)
County of Butte) ss.

On this 3rd day of November, 19 92, personally
appeared before me the signers of the above instrument, who duly
acknowledged to me that they executed the same.

Notary Public [Signature]
Residing at Arco, Idaho
My Commission Expires 5-19-96

State of Idaho

Department of Water Resources

ASSIGNMENT OF NOTICE OF CLAIM(S)

Hillcreek Properties, hereby assigns to P.U. Ranch,
of 4500 Imperial Avenue, San Diego, California 92113.
Address

All my right, title, and interest in and to Notice of
Claim No(s). 34-00557.

to a Water Right Acquired Under State Law.

The following described portion of my right, title, and
interest in and to Notice of Claim No(s). _____

to a Water Right Acquired Under State Law.

(If assigning a portion, describe that portion of the
claim being assigned by listing the acreage within each
40-acre tract, the point of diversion and the amount of
water in cubic feet per second for direct diversion, or
acre feet for storage)

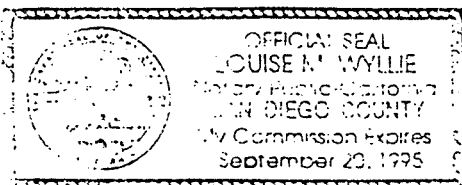
Made this 27 day of OCT, 19 92.

HILLCREEK PROPERTIES

Signature of Claimant(s) Richard A. Tuthill
Richard A. Tuthill, President

STATE OF CALIFORNIA)
) ss.
County of San Diego)

On this 27th day of October, 19 92, personally
appeared before me the signer of the above instrument, who duly
acknowledged to me that he executed the same.



Notary Public Louise M. Wylie
Residing at San Diego, Calif.,
My Commission Expires Sept. 20, 1995
Louise M. Wylie
Notary Public