

COPY

RECEIVED RECEIVED

MAR 30 1995

MAR 29 1995

Department of Water Resources
Adjudication Bureau

OFFICE OF THE
ATTORNEY GENERAL

3-24

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWY/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,

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 _____

☒ **CONSENT TO SUBSTITUTION OF PARTY**

My name is Alan Anderson and/or Tammy French
My address is 229 Pleasant Way
Robert, Idaho 83350

My phone number is: Work _____ Home 208-436-4804

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

Mafine Perotto

I am the new claimant/purchaser of A 36-12800 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.

Mafine Perotto
~~Alan Anderson~~
(Signature of prior claimant/seller)

Tammy French
Alan Anderson
(Signature of new claimant/purchaser)

☐ **ATTORNEY OF RECORD COMPLETING FORM**

My name is _____

I am the attorney of record for _____
(Identify party/claimant)

My address and phone number are _____

VERIFICATION

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

State of Idaho

County of Teton Falls

Timmy French & Aunt Anderson, 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.

x Timmy French
Signature of person filing form

By: _____
Attorney signing in representative capacity

Subscribed and sworn to before me on March 23, 1995
(Insert Date)

[Signature]
Notary Public for Idaho
Residing at: Teton Falls
My Commission expires: 6/24/98

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 _____, 19995, 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:

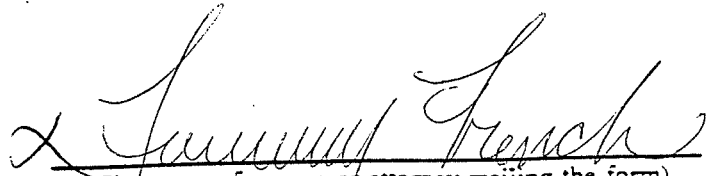
4. A *Consent to Substitution of Party* must be served on each party, or their attorney, to each subcase in which the prior claimant/seller is a party at the following address(es):

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)


417321**WARRANTY DEED****COPY**

For Value Received

MAXINE PEROTTO, a single person

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto
 ALAN R. GUNDERSON, a single person, an undivided one half interest and
 TAMMY FRENCH, a single person, an undivided one half interest,
 whose current address is: 229 Pleasant Way - Rupert, Id 83350

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

Lot 8 in Block 3 of the Countryside, Inc. Addition to the City of Rupert, Minidoka County, Idaho, according to the official plat thereof, now on file in the office of the County Recorder, Minidoka County, Idaho, recorded March 29, 1956 in Book 8 of Miscellaneous, Page 145, Minidoka County records.

TOGETHER WITH all water and water rights, ditches or ditch rights used thereon or appurtenant thereto.

SUBJECT TO:

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

Taxes for 1995 and subsequent years.

Any assessments levied, or to be levied, by the City of Rupert.

Protective Covenants of Country Side Addition, dated April 2, 1956, recorded May 9, 1956 in Book 8 of Miscellaneous, page 149, Minidoka County records, and amended by Instrument recorded May 25, 1973 as Document No. 233890, Minidoka County records, and amended by Instrument recorded January 24, 1978 as Document No. 278027, Minidoka County records.

A Utility Easement as shown by Plat of Countryside, Inc. Subdivision, recorded March 29, 1956 in Book 8 of Miscellaneous, Page 145, Minidoka County records.

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: March 7, 1995

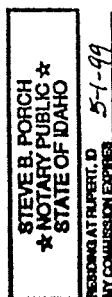
Maxine Perotto
 MAXINE PEROTTO

STATE OF IDAHO, COUNTY OF MINIDOKA, ss
 On this 7th day of March, 19 95
 before me, a notary public in and for said State, personally appeared

MAXINE PEROTTO

known to me to be the person whose name is
 subscribed to the within instrument, and acknowledged
 to me that she executed the same.

Steve B. Paul
 Notary Public
 Residing at Rupert, Idaho.



95 MAR 7 16 : 19
 MINIDOKA COUNTY, IDAHO
 DUANE SMITH, RECORDER
 FEE 3 DEPUTY

RECORDED AT REQUEST OF
 Land Title-Rupert
 FILM NO. —

417321