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Department of Water Resources
Adjudication Bureau

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OFFICE OF THE
ATTORNEY GENERAL

36-2337

4-11

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,

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 _____

Signature: _____ Work _____ Home _____

~~ATTORNEY OF RECORD COMPLETING FORM~~

My name is Richard L. Kechter

My address is Route 4, Box 4230, Burley, Idaho 83318

My phone number is: Work 208-678-5607 Home 208-678-1013

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

Ronald C. May and Kathy May

I am the new claimant/purchaser of A36-02337 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.

Form 42-1409(7) with recorded Warranty Deed attached and
with Water number A36-02337 included therein.

Ronald C May
(Signature of prior claimant/seller)

Richard L Kechter
(Signature of new claimant/purchaser)

☒ ATTORNEY OF RECORD COMPLETING FORM

My name is William A. Parsons - Parsons, Smith, Stone & Fletcher

I am the attorney of record for Richard L. Kechter

(Identify party/claimant)

My address and phone number are Box 910, Burley, Idaho 83318
208-678-8382

VERIFICATION

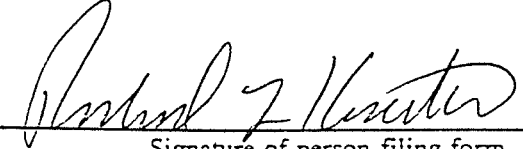
(Must be completed for either a *Notice of Change in Address* or for *Consent for Substitution of Party*)

State of Idaho

County of Cassia

Richard L. Kechter, being first duly sworn, upon oath, deposes and says:
(Insert name of party/claimant filing form)

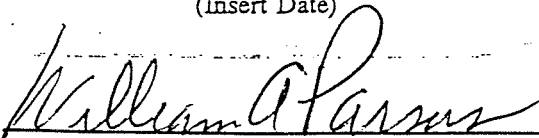
That I am the person or entity filing this form, that I am a water right claimant or party or their successor in interest, defined by I.C. §§ 42-1401A(1), (7) or (10); and that I have read this form, know its contents and that the statements are true to the best of my knowledge and belief.


Signature of person filing form

By: 
Attorney signing in representative capacity

Subscribed and sworn to before me on April 10, 1995
(Insert Date)

WILLIAM A. PARSONS
NOTARY PUBLIC
STATE OF IDAHO
Residing at Burley, Idaho
My Commission Expires 7/29/98


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

~~CONFIDENTIAL~~

You must mail the form, including all attachments, to 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 April 10, 1995, 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:

Ronald C. May - 1511 Evergreen Drive, Twin Falls, Idaho 83301

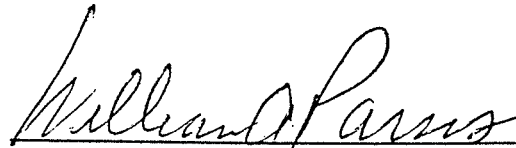
4. A *Consent to Substitution of Party* must be served on each party, or their attorney, to each subcase in which the prior claimant/seller is a party at the following address(es):

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

A handwritten signature in cursive script, reading "William D. Parnis", written in dark ink over a horizontal line.

(Signature of person or attorney mailing the form)

NEW/PROPERTY OWNER
NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type
(see instructions on back of page)

DATE OF CLOSING: March 7, 1995

LEGAL DESCRIPTION OF PROPERTY: Township _____ Range _____
Section _____, 1/4 of _____ 1/4 of _____ 1/4, Govt. Lot _____, BM.
Lot _____, Block _____, Subdivision/Townsite _____.

If you have additional legal descriptions, please attach separate sheet.

See attached Exhibit "A" for legal description

[] Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)

[] Water Right Number(s)
Assigned by IDWR: A36-02337

[] Name and Address of Former Owner/Claimant(s)(Seller): Ronald C. May and Kathie May
Route #1
Paul, Idaho 83347

[] New Owner/Claimant (Purchaser): Richard L. Kechter

[] New Mailing Address: Route #4 Box 4230
Burley, Idaho 83318

[] New Telephone Number: (208) 678 - 1013

[] Does the change in ownership result in a splitting of the water right owned/claimed? yes ☒ no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

[] Attach proof of ownership, describe proof attached: recorded Warranty Deed

(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)

[] Signature of New Owner/Claimant(s) Richard L. Kechter Date 4-7-95

[] Signature of Former Owner/Claimant(s): Ronald C. May Kathie May Date 4-7-95

(Signature of former claimant(s) is not required if proof of ownership is attached.)

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: _____ By: _____

Further Action Needed:

Further Action Taken

Date: _____ By: _____

Final Review and Data-Entry

Date: _____ By: _____

Claim Numbers of Split, if any:

Original to be mailed to Idaho Department of Water Resources
Copies to Former Owner and New Owner

WARRANTY DEED

100000

For Value Received

RONALD MAY, also shown of record as Ronald C. May, and KATHIE MAY, husband and wife

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

RICHARD L. KECHTER, a married man contracting as his sole and separate property
Address: Route #4 Box 4230
Burley, Idaho 83318

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

TOWNSHIP 9 SOUTH, RANGE 21, EAST OF THE BOISE MERIDIAN, JEROME COUNTY, IDAHO

Section 14: W $\frac{1}{2}$ SW $\frac{1}{4}$

Section 15: SE $\frac{1}{4}$

TOGETHER WITH all water and water rights, ditches and ditch rights, used thereon or appurtenant thereto including but not limited to State of Idaho Water Adjudication No. A36-02337.

SUBJECT TO:

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

Taxes for 1995 and subsequent years.

Power Line Easement given by Harold Schlund and Frances Schlund, husband and wife, to Idaho Power Company, a corporation, dated March 9, 1960, recorded November 8, 1960 in Book 168 Miscellaneous Page 47 as Instrument No. 144567, Jerome County records.

Power Line Easement given by Harold Schlund and Frances Schlund, husband and wife, to Idaho Power Company, a corporation, dated January 31, 1962, recorded August 17, 1962 in Book 168 Page 193 as Instrument No. 151637, Jerome 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: April 7, 1995

Ronald C May Kathie May
Ronald May, also known as Ronald C. May Kathie May

STATE OF IDAHO }
COUNTY OF Cassia } ss.

On this TH day of April, 1995, before me, the undersigned, a Notary Public in and for said State, personally appeared RONALD MAY and KATHIE MAY, known or identified to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

LARRY ROBERTS
☆ NOTARY PUBLIC ☆
STATE OF IDAHO
RESIDING AT BURLEY, ID
MY COMMISSION EXPIRES 6-30-97

Larry Roberts
Notary Public
Residing at: Burley, Idaho
My Commission expires: 6-30-97

JEROME COUNTY, IDAHO
FEE \$ 3.00
DEP. OK
APR 7 3 29 PM '95
Long Title & Escrow, Inc.
RECORDED
REQUEST

951354