

57-10436

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Department of Water Resources
Adjudication Bureau

5-5

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MAY 08 1995

OFFICE OF THE
ATTORNEY GENERAL

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 Gene L. Lewis

I am the claimant of 57-10436

(Insert each water right number)

I have filed an objection/response to the following water right(s) 57-10436

(Insert each water right number)

My new mailing address is 16178 Homedale Rd
Caldwell, ID. 83605

My phone number is: Work _____ Home (208) 454-0926

☒ **CONSENT TO SUBSTITUTION OF PARTY**

My name is Gene L. Lewis

My address is 16178 Homedale Rd.
Caldwell, ID 83605

My phone number is: Work _____ Home (208) 454-0926

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

Bryan W. Brunzell / 8988 Wichita, Boise Id. 83709
Thomas W. Brunzell / P.O. Box 98, Murphy, ID 83650

I am the new claimant/purchaser of 57-10436 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.

Copy of Deed Transferring Title to Property

✓ Bryan W. Brunzell
(Signature of prior claimant/seller)

✓ Gene Lewis
(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 Owyhee

Gene L. Lewis, 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.

Gene Lewis
Signature of person filing form

By: _____
Attorney signing in representative capacity

Subscribed and sworn to before me on May 2, 1995.
(Insert Date)

JIM HUNTLEY JR. by: C. Sherburne, Deputy
Notary Public for Owyhee Co
Residing at: Clerk of District Court Murphy
My Commission expires: n/a

☒ **CONSENT TO SUBSTITUTION OF PARTY**

My name is Gene L. Lewis

My address is 16178 Homedale Rd.

Caldwell, ID 83605

My phone number is: Work _____ Home (208) 454-0926

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

Bryan W. Brunzell / 8988 Wichita, Boise ID. 83709

Thomas W. Brunzell / P.O. Box 98, Murphy, ID. 83650

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(Insert each water right number)

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Copy of Deed Transferring Title to Property
Sent to Clerk of Court

✓ Bryan W. Brunzell
(Signature of prior claimant/seller)

✓ Gene L. Lewis
(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

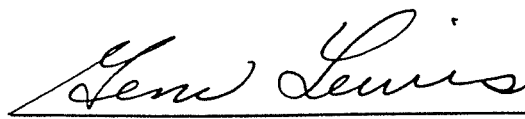
(Must be completed for either a *Notice of Change in Address* or for *Consent for Substitution of Party*)

State of Idaho

County of Owyhee

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(Insert name of party/claimant filing form)

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Signature of person filing form

By: _____
Attorney signing in representative capacity

Subscribed and sworn to before me on May 2, 1995.
(Insert Date)

JIM HUNTLEY JR. by: C. Sherburne, Deputy
Notary Public for Owyhee Co
Residing at: Clerk of District Court Murphy
My Commission expires: n/a

DIVERSION DATE
DIVERSION VOLUME

01-01 12-31	0.05 CFS
01-01 12-31	0.02 CFS

L DIVERSION:	0.07 CFS

Stage: BENEFICIAL USE

OWYHEE County

5

:	NESE	NWSE	SWSE	SESE
:	Lt AC	Lt AC	Lt AC	Lt AC
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: NESE NWSE SESE SESE
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: D

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Field Inspection Flag:
Presumption Flag:

