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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

36-11980

In Re SRBA)
)
)
) ☐ NOTICE OF CHANGE IN ADDRESS
Case No. 39576)
) OR
) ☒ CONSENT TO SUBSTITUTION OF
) PARTY
_____)

INSTRUCTIONS FOR USE

This form is to be used to provide notice of a change in address of a party or to substitute a party whose water right was recommended in a director's report. *The filing of Standard Form 3 cannot result in a contested matter and a hearing will not be scheduled.* If completed as directed, the form will be accepted by the court and no further orders will issue. Standard Form 3 shall not operate to excuse compliance with the statutory requirements of I.C. § 42-1409(7) (1986) where a water right recommendation is not before the court.

This form has been adopted by the court in Re SRBA, Twin Falls County Case 39576, *SRBA Administrative Order 1 Rules of Procedure* (amended 6/21/93), Section 4Ac(3), which may be consulted for further 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 it will not be accepted for filing. The Verification and the Certificate of Mailing must be completed.

Standard forms may be obtained from the Idaho Department of Water Resources or the SRBA Court.

CHANGE IN ADDRESS

You must use this form to advise the court and parties of any change in your address during the pendency of the SRBA.

You must provide a copy of the completed form to each party or if the party is represented by an attorney you must serve the attorney in every subcase in which you are a party.

No hearing will be held and no further order will issue from this court.

My name is Starla D. Timmons

I am the claimant of 36-11980
(Insert each water right number)

I have filed an objection/response to the following water right(s) 36-11980

(Insert each water right number)
My new mailing address is 2030 Castle Place
P.O. Box 492 Heyburn Id.

My phone number is: Work 678-9431 Home 678-0046

(Go to Page 4)

CONSENT TO SUBSTITUTION OF PARTY

This form may only be used if a water right number is included as a "recommendation" in a director's report. *This form cannot be used for water rights that are not in a director's report or when portions of a water right are involved (i.e. where a water right is split).* You must use this form to substitute a new party into the SRBA.

You are to provide a copy of the completed form to every party in each subcase in which the new party is to be substituted. If the party is represented by an attorney you must serve the attorney. Because this is a "consent" form, it is a stipulation that there is no disagreement between the prior claimant/seller and the new claimant/purchaser that the prior claimant/seller has transferred all interests in the water right. No hearing will be held and no further order will issue.

"Prior claimant/seller" means any person who, pursuant to I.C. §§ 42-1409(2), (3) and (6) (1986), 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 the "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.

I am the new claimant/purchaser of 36-11980
(Insert each water right number)

My name is Starla D. Timmons

My address is P.O. ^{mailing} Box 492 ^{Street} 2030 Castle Place Heyburn Id. 83336

My phone number is: Work 678-9431 Home 678-0046

The name and address of the prior claimant/seller who I wish to be substituted for are:

James and Starla Timmons.

James Timmons - Address unknown Starla Timmons 2030 Castle Pince
P.O. Box 492 Heyburn Id. 8333

Signature of prior claimant/seller

Starla D. Timmons
Signature of new claimant/purchaser

If an attorney is filing this form on behalf of a water right claimant or party in the SRBA, the attorney must complete the following information, in addition to the information required above.

Attorney name —

Attorney of record for —

(Identify party/claimant)

Attorney address and phone number: —

- ☐ I have filed a *Notice of Appearance* for the party on whose behalf I am filing this form.
- ☐ A *Notice of Appearance* accompanies this form indicating which party and water rights I represent.

VERIFICATION

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

State of Idaho

County of Minidoka

Starla D. Timmons, 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) (1986); that the water right number I am asking the court to substitute a party on is a water right in a director's report filed with the court and that I have read this form and know its contents and that the statements are true to the best of my knowledge and belief.

Starla D. Timmons
Signature of person filing form

BY: _____
Attorney signing in representative capacity

Subscribed and sworn to before me on

January 22, 1996
(Insert Date)

Julia A. Y. [Signature]
Notary Public for Idaho
Residing at: Beeley, ID
My Commission expires: 8-1-2000

INSTRUCTIONS FOR MAILING

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 Jan 31, 1996, 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* was served on each party, or if they are represented by an attorney you must serve the attorney, in each subcase in which you are a party, at the following address(es):

3. A *Consent to Substitution of Party* was served on the prior claimant/seller, or if they are represented by an attorney you must serve the attorney, at the following address(es):

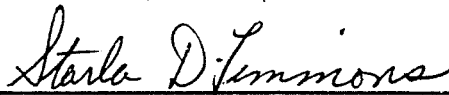
4. A *Consent to Substitution of Party* was served on each party to each subcase, or if they are represented by an attorney you must serve the attorney, in which the prior claimant/seller is a party at the following address(es):

5. One copy to:

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

6. One copy to:

United States Department of Justice
Environment and Natural Resource Division
550 West Fort Street, Box 33
Boise, Idaho 83724



Signature of person or attorney mailing the form

416039

Copy

QUITCLAIM DEED

FOR VALUE RECEIVED, James Timmons, does hereby release, remise, bargain, sell, convey and forever quit claim unto Starla Timmons, the following described premises to wit:

Lot 3 of the Imperial Estate Subdivision of Block 2 of the Second State Edition to the City of Heyburn, Minidoka County, Idaho, as the same is platted in the official plat thereof, now of record in the office of the Recorder of said County.

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

SUBJECT TO:

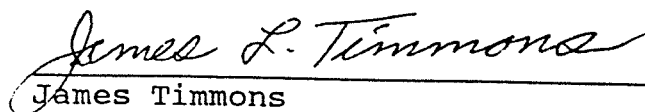
Taxes for 1976 and subsequent years.

Any assessments levied, or to be levied, by City of Heyburn.

Restrictive Covenants of Imperial Estates Subdivision, dated June 1, 1974 and recorded July 2, 1974 as Instrument No. 243150, records of Minidoka County, Idaho.

Reservations or exceptions in patents or state grants or in Acts authorizing the issuance thereof; water rights, claims or title to water.

IN WITNESS WHEREOF, the Grantor has executed this Quitclaim Deed.


James Timmons

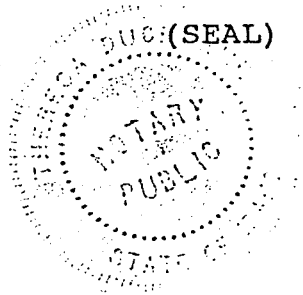
QUITCLAIM DEED

STATE OF IDAHO)
) ss.
County of Minidoka)

On this 4 day of November, 1994, before me, the undersigned, a Notary Public in and for said State, personally appeared James Timmons, known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he 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.

Theresa Dueker
Notary Public for Idaho
Residing at: Rupert, ID
Commission expires: 3-10-00



QUITCLAIM DEED

-2-

416039
RECORDED AT REQUEST OF
Stella Timmons
FILM NO.
DEC 5 11 08 AM '94
MINIDOKA COUNTY, IDAHO
DUANE SMITH
RECORDER
FEE 6- DEPUTY JP

YOUR WATER RIGHT AS RECOMMENDED

NDV-2-1992

RIGHT NUMBER	NAME & ADDRESS	PRIORITY DATE	PU
36-11980	STARLA D TIMMONS JAMES L TIMMONS 2030 CASTLE PLACE RT 2 BOX 2670 KEYBURN ID 83536 NON-IRRIGATION-USES: DOMESTIC, 1 HOUSE SOURCE: GROUNDWATER POINT OF DIVERSION: T10S R23E S16 PLACE OF USE: DOMESTIC T10S R23E S16 PARCEL NO. RP H23000020030.	06/03/1976	DOM

TRIBUTARY:

NWNE

NWNE