

APR 23 1996

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

36-14638

☒ **CONSENT TO SUBSTITUTION OF PARTY**

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 _____

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 _____

(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 A 36-14638
(Insert each water right number)

My name is GARY & MARY HOMPLAND

My address is 535 SILVER BEACH DR, JEROME, ID 83338

My phone number is: Work 208-324-4350 Home 208-324-3311

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

CARL & ANNE OVERLIN

535 SILVER BEACH DR, JEROME, ID

Signature of prior claimant/seller

Mary Hompland
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 JEROME

GARY HOMPLAND, being first duly sworn, upon oath, deposes and says:
(Insert name of party/claimant filing form)

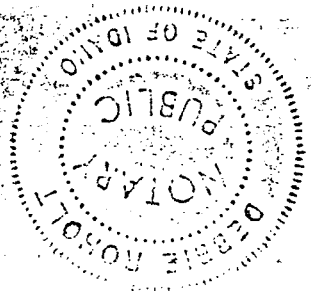
That I am the person or entity filing this form, that I am a water right claimant or party or their successor in interest, defined by I.C. §§ 42-1401A(1), (7) or (10) (1986); that the water right number I am asking the court to substitute a party on is a water right in a director's report filed with 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.

Gary Hompland
Signature of person filing form

BY: _____
Attorney signing in representative capacity

Subscribed and sworn to before me on April 16, 1996
(Insert Date)

Robert Robert
Notary Public for Jerome, Idaho
Residing at: Jerome, Idaho
My Commission expires: 2-18-98



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 4/12, 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):

CARL & ANN OVERLIN - ADDRESS UNKNOWN, NOT LISTED
IN PHONE DIRECTORY - SENT TO GEN. DELIVERY
TERRELL, IDAHO 83338

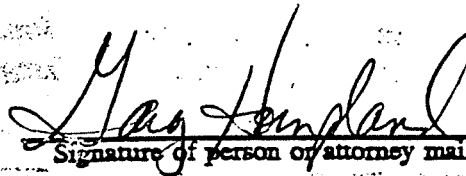
4. A *Consent to Substitution of Party* was served on each party to each subcase, or if they are represented by an attorney you must serve the attorney, in which the prior claimant/seller is a party at the following address(es):

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

A handwritten signature in cursive script, appearing to read "Mary Hendon", is written over a horizontal line.

Signature of person or attorney mailing the form

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.

CIVIL CASE NUMBER: 39576

Ident. Number: A36-14638
Date Received: 3/30/1990
Receipt No: S011731
Received By: _____

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

1. Name: GARY HOMPLAND
Address: 535 SILVER BEACH DR
JEROME ID

83338

208-324-3311

AND

Name: MARY HOMPLAND
Address: 535 SILVER BEACH DR
JEROME ID

83338

208-324-3311

2. Date of Priority: APR 28, 1988

3. Source: GROUNDWATER

Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
09S	17E	16	SE	NW	NW		JEROME

5. Description of diverting works:

6" X 170' WELL WITH 1 1/2 H.P. PUMP WITH PIPE TO HOUSE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.040		

7. Total Quantity Appropriated is:
0.040 C.F.S. (and/or)

A.F.A.

8. Total consumptive use is

Acre Feet Per Annum.

9. Non-irrigation uses:
D/ 1 HOUSE

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
09S	17E	16	NW NW		DOMEST	

11. Place of use in counties: JEROME

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
NONE

14. Remarks:

CLAIMANT WAS ADVISED THAT CLAIM NOT REQUIRED BUT WANTED TO FILE ANYWAY. THE HOUSE WAS FIRST BUILT AROUND 1973 AND WAS SUPPLIED WATER FROM THE COUNTRY CLUB ESTATES WATER SYSTEM BUT THIS USE HAS BEEN DISCONTINUED FOR DOMESTIC PURPOSES. P/U IS LOT 4 OF BLK. 1 OF BIG LITTLE RANCHES UNIT #1.

CHANGE OF OWNERSHIP 11-14-91 SCC.

OWNERSHIP CHANGE MADE 3/1/96 BY TLB.

15. Basis of Claim: BENEFICIAL USE

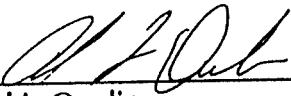
WARRANTY DEED

FOR VALUE RECEIVED Carl L. Overlin, an unmarried man and Anne Wood, Formerly known as Anne Overlin, a married woman as her sole and separate property, the GRANTORS, do hereby grant, bargain, sell and convey unto Gary Hompland and Mary Hompland, husband and wife, the GRANTEES, whose current address is 535 Silver Beach Drive, Jerome, Idaho 83338, the following described premises, in Jerome County, Idaho, to wit:

Lot 4 in Block 1 of BIG LITTLE RANCHES UNIT ONE, JEROME COUNTY, IDAHO, as the same is platted in the official plat thereof, now of record in the office of the Recorder of said County.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantees, that they are the owners in fee simple of said premises; that they are free from all encumbrances except current year taxes, conditions, covenants, restrictions, reservations, easements, rights and rights of way, apparent or of record and they will warrant and defend the same from all lawful claims whatsoever.

DATED: August 11, 1994



Carl L. Overlin



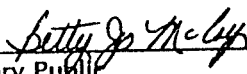
Anne Wood



Anne Overlin

STATE OF IDAHO, COUNTY OF Twin Falls

On this 11th day of August, 1994, before me, a notary public in and for the said State, personally appeared Carl L. Overlin and Anne Wood, formerly known as Anne Overlin, 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.



Notary Public
Residing at Twin Falls, ID
Commission Expires: 12/01/99

