

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

DEV

APR 10 2013

WATER RESOURCES
WESTERN REGION

Notice of Change in Water Right Ownership

1. List the numbers of all water rights and/or adjudication claim records to be changed. If you only acquired a portion of the water right or adjudication claim, check "Yes" in the "Split?" column.

Water Right/Claim No.	Split?	Water Right/Claim No.	Split?	Water Right/Claim No.	Split?
PD 65-22281	Yes ☒		Yes ☐		Yes ☐
split into 65-22281	Yes ☐		Yes ☐		Yes ☐
65-23600	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐

2. Previous Owner's Name:

Anna Marie Newell

Name of current water right holder/claimant

3. New Owner(s)/Claimant(s):

Jesus Rubal

Name of each new owner as listed on the conveyance document

New owner continued

Name connector

☐ and

☐ or

☐ and/or

10730 N. Hwy 52

Mailing address

Horsehoe bend

City

State

ZIP

(208) 870 6166

Telephone

Mackemy61@hotmail.com

Email

4. If the water rights and/or adjudication claims were split, how did the division occur?

- ☐ The water rights or claims were divided as specifically identified in a deed, contract, or other conveyance document.
☒ The water rights or claims were divided proportionately based on the portion of their place(s) of use acquired by the new owner.

5. Date you acquired the water rights and/or claims listed above: Dec. 11 2007

6. This form must be signed and submitted with the following **REQUIRED** items:

- A copy of the conveyance document – warranty deed, quitclaim deed, court decree, contract of sale, etc. The conveyance document must include a legal description of the property or description of the water right(s) if no land is conveyed.
- Plat map, survey map or aerial photograph which clearly shows the place of use and point of diversion for each water right and/or claim listed above (if necessary to clarify division of water rights or complex property descriptions).
- Filing fee (see instructions for further explanation):
 - \$25 per undivided water right.
 - \$100 per split water right.
 - No fee is required for pending adjudication claims.

SUPPORT DATA

IN FILE #

65-22281

7. Signature:

Jesus Rubal

Signature of new owner/claimant

Owner

Title, if applicable

04-10-2013

Date

Signature:

Signature of new owner/claimant

Title, if applicable

Date

For IDWR Office Use Only:

Received by

RS

Date

4/10/13

Receipt No.

10041020

Receipt Amt.

100

Approved by

Processed by

pm

Date

11-20-14

Instrument # 263542

EMMETT, GEM, IDAHO

2007-12-12

04:44:55 No. of Pages: 1

Recorded for : LISA LINDSTROM

SHELLY GANNON

Ex-Officio Recorder Deputy

Index to: QUIT CLAIM DEED

Fee: 3.00

QUITCLAIM DEED

FOR VALUE RECEIVED, DARELL E. LINDSROM AND LISA LINDSTROM,
HUSBAND AND WIFE

Does hereby convey, release, remise and forever quit claim unto

JESUS V. RUBAL, AN UNMARRIED MAN

whose current address is: 10730 N. HIGHWAY 52, HORSESHOE BEND ID 83629

the following described premises:

Lot 2, LOS JIRASOLES SUBDIVISION, according to the official plat thereof, filed in
Book 4 of Plats, Page 28, records of GEM County, Idaho.

TO HAVE AND TO HOLD the said premises, unto the said grantees, heirs and assigns
forever.

Date: DECEMBER 11, 2007

Darell E. Lindstrom
DARELL E. LINDSROM

Lisa V. Lindstrom
LISA LINDSTROM

State of IDAHO

County of CANYON

On this 11TH of DECEMBER, 2007, before me, the undersigned, a notary public
personally appeared, Darell E. Lindstrom and Lisa Lindstrom, known to me or proven to
me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are
subscribed to the within instrument and acknowledged to me that they executed the same.

Ryan E. Brown

Notary Public

Residing at: Emmett

Commission Expires: 10/10/12

(Seal)



WARRANTY DEED

For Value Received

Charlie W. Newell and Deana Jo Newell, husband and wife

does hereby convey, release, remise and forever quitclaim unto

Jesus V. Rubal

whose current address is 10730 North Highway 52, Horseshoe Bend, ID 83629
the following described property, to-wit:

See Exhibit "A" attached hereto and made a part hereof.

Instrument # 288592

EMMETT, GEM, IDAHO

9-21-2012 10:40:46 No. of Pages: 2

Recorded for: RUBAL, JESUS

SHELLY GANNON

Ex-Officio Recorder Deputy

Index to: WARRANTY DEED

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, 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 that they will warrant and defend the same from all lawful claims whatsoever

Charlie W. Newell

Charlie W. Newell

Deana Jo Newell

Deana Jo Newell

STATE OF IDAHO)
S.S.
COUNTY OF BOISE)

On this 17 day of Sept, 2012 before me,
a Notary Public in and for said State, personally appeared

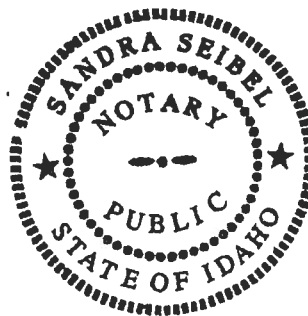
Charlie W. Newell and Deana Jo Newell,

personally known to me (or proved to me on the basis of satisfactory evidence) to be the persons whose names are subscribed to the within instrument and acknowledged to me that they executed the same.

Sandra Seibel
Notary Public

Residing at Horseshoe Bend, Idaho

My Commission Expires: 2/10/16

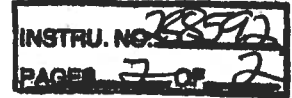


Fee \$ 13.00

Mail to: Jesus Rubal

10730 N. Highway 52, Horseshoe Bend, ID 83629

Exhibit "A"



Property Description Parcel 2 (Ag Parcel)

That portion of the South $\frac{1}{2}$ of Section 14, Township 7 North, Range 1 East, Boise Meridian, Gem County, Idaho, described as follows:

Commencing at the southwest corner of the Northeast $\frac{1}{4}$ of the Southwest $\frac{1}{4}$ of Section 14, Township 7 North, Range 1 East, Boise Meridian;
Thence North $00^{\circ}40'53''$ East, 511.24 feet, along the west line of said Northeast $\frac{1}{4}$ of the Southwest $\frac{1}{4}$, to the northwest corner of Los Jirasoles minor subdivision filed in Book 4 of Plats at Page 28, records of Gem County, Idaho being the **Point of Beginning**;
Thence continuing North $00^{\circ}40'53''$ East, 602.00 feet, along said west line, to the northwest corner of Parcel "A" as shown on that certain Record of Survey filed as Instr. No. 247919, records of Gem County, Idaho;
Thence South $87^{\circ}42'55''$ East, 1506.74 feet, along the north line of said Parcel "A", to the northeast corner thereof;
Thence South $00^{\circ}27'18''$ West, 33.62 feet, along the east line of said Parcel "A";
Thence South $48^{\circ}18'34''$ West, 780.79 feet;
Thence South $08^{\circ}16'24''$ West, 904.41 feet to a point on the northerly right-of-way of State Highway 52, said point being on the arc of a non-tangent 2905.00 foot radius curve to the left, a radial bearing from said point bears South $29^{\circ}40'26''$ West and referred to hereinafter as Point "A";
Thence northwesterly along the arc of said curve and said northerly right-of-way through a central angle of $03^{\circ}31'10''$ a distance of 178.44 feet to the southeast corner of said Los Jirasoles minor subdivision;
Thence North $07^{\circ}49'18''$ East, 821.20 feet, along the easterly line of said Los Jirasoles minor subdivision, to the northeast corner thereof;
Thence North $89^{\circ}19'12''$ West, 753.40 feet, along the north line of said Los Jirasoles minor subdivision, to the **Point of Beginning**.

Together with and subject to a 40.00 foot ingress and easement lying 20.00 feet each side of the following described centerline:

Commencing at Point "A" described above;
Thence North $08^{\circ}16'24''$ East, 24.72 feet to the **Point of Beginning**;
Thence South $88^{\circ}58'29''$ West, 37.97 feet to a point on the centerline of an existing 40.00 foot ingress and egress easement described in Instr. No. 248037, records of Gem county, Idaho;
Thence South $01^{\circ}01'31''$ East, 4.51 feet to a point on the northerly right-of-way of State Highway 52 being the terminus of this easement.
The limits of said easement shall be extended or shortened at the beginning, terminus and all angle points, so as to make for a continuous and uniform width of access throughout.

Said tract of land containing therein a calculated area of 19.990 acres, more or less, includes all water and ditch rights appurtenant to or used in connection with the properties being sold or conveyed hereby and is subject to rights-of-way or easements of record or in use.

Job No. 12-026
August 31, 2012



04-10-2013

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report 65-22281

WATER RIGHT NUMBER: 65-22281

Owner Type: Name and Address
Current Owner ANNA MARIE NEWELL
10770 N HWY 52
HORSESHOE BEND, ID 83629
(208)584-3523

Priority Date: 2/16/1955

Basis: Decreed

Status: Active

Source: PAYETTE RIVER Tributary: SNAKE RIVER

<u>Beneficial Use:</u>	<u>From / To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	04/01 to 11/01	0.580 CFS	
	<u>Total Diversion</u>	0.580 CFS	

Location of Point(s) of Diversion:

PAYETTE RIVER L1() Sec. 23, Twp 07N, Rge 01E B.M. GEM County

Place of Use:

IRRIGATION within GEM County

			NE				NW				SW				SE				Totals
Twp	Rge	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
07N	01E	14									13.0			5.0			2.0		20
Total Acres:																			20.0

Conditions of Approval:

- C18 THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.

Comments:

- mciscell 3/10/2011 2:04:19 PM POD
Comment: Updated Shape

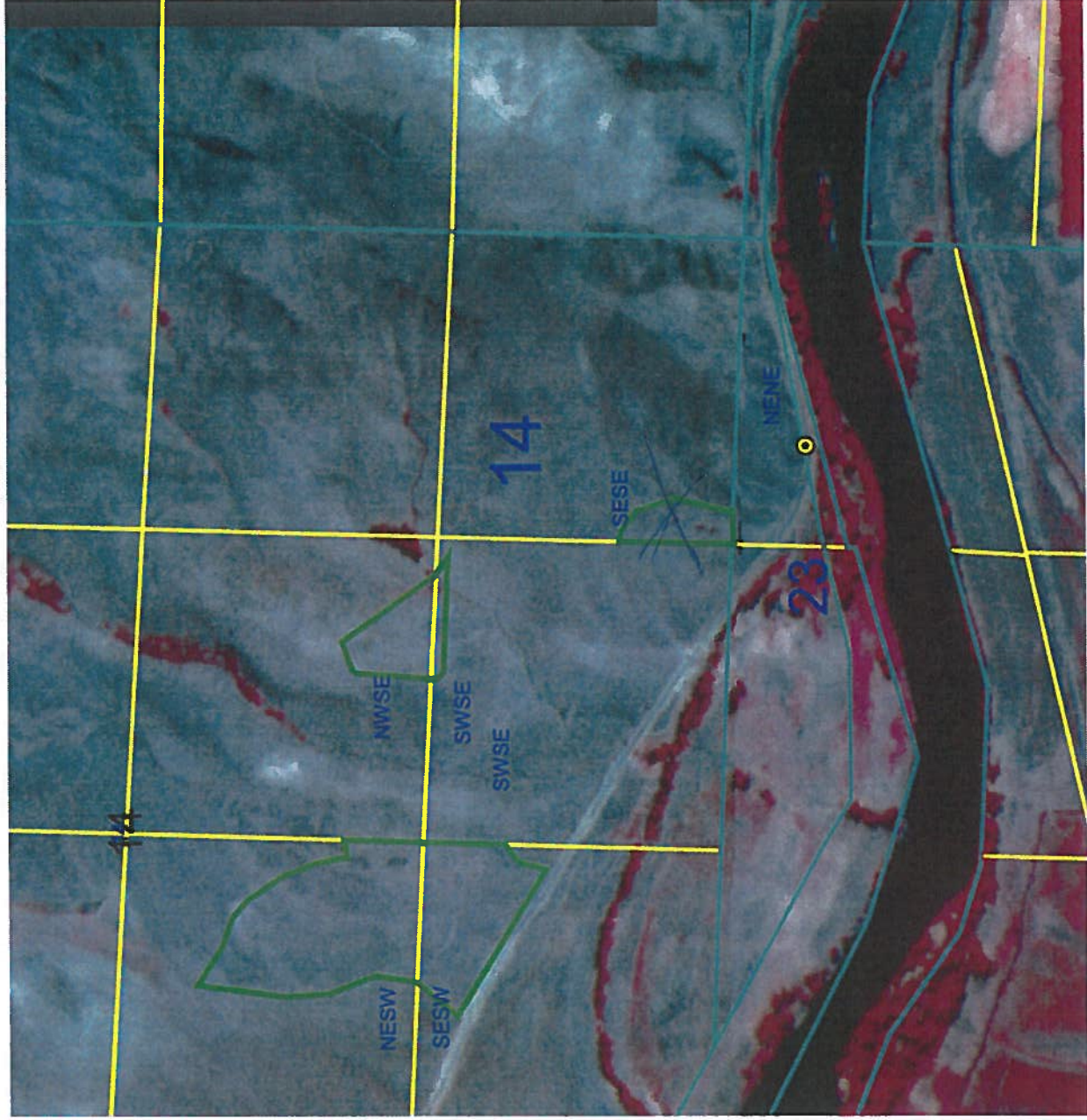
Dates and Other Information:

Decreed Date: 3/6/2003
State or Federal: S
Owner Name Connector: AND
Water District Number: 65
Civil Case Number: 39576
Judicial District: FIFTH
Mitigation Plan: False
Combined Use Limits: N/A
SubCase: N/A
Water Supply Bank: N/A

Idaho Dept. of Water Resources

Claim No(s): 65-22281
T07N, R01E, Sec 14
Created by: Sue Bock
Date: 10/17/2000

-  Place of Use
-  Point of Diversion
-  Section lines
-  1/4 1/4 lines



1987 NAPP Photo

0 1000 2000 3000 Feet

DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED _____

2003 MAR 6 PM 2 35

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

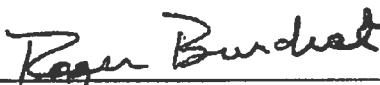
In Re SRBA)
Case No. 39576) **ORDER OF PARTIAL DECREE**
) **For Water Right 65-22281**
)

On 01-24-2003, a *Special Master's Report and Recommendation* was filed for the above water right. No Challenges were filed to the *Special Master's Report and Recommendation* and the time for filing Challenges has now expired.

Pursuant to I.R.C.P. 53(e)(2) and *SRBA Administrative Order 1*, Section 13f, this Court has reviewed the Findings of Fact and Conclusions of Law contained in the *Special Master's Report* and wholly adopts them as its own.

Therefore, IT IS ORDERED that water right 61-22281 is hereby decreed as set forth in the attached *Partial Decree* Pursuant to I.R.C.P. 54(b).

DATED March 6, 2003



ROGER S. BURDICK
Presiding Judge
Snake River Basin Adjudication

DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED

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

In Re SRBA)
)
Case No. 39576)
_____)

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR

2003 MAR 6 PM 2 35

Water Right 65-22281

NAME AND ADDRESS: ANNA MARIE NEWELL
10770 N HWY 52
HORSESHOE BEND, ID 83629

SOURCE: PAYETTE RIVER TRIBUTARY: SNAKE RIVER

QUANTITY: 0.58 CFS

PRIORITY DATE: 02/16/1955

POINT OF DIVERSION: T07N R01E S23 LOT 1 () Within Gem County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-01 TO 11-01	0.58 CFS

PLACE OF USE:	Irrigation	Within Gem County
	T07N R01E S14	NESW 13.0 SESW 5.0 NWSE 2.0
	20.0 Acres Total	

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

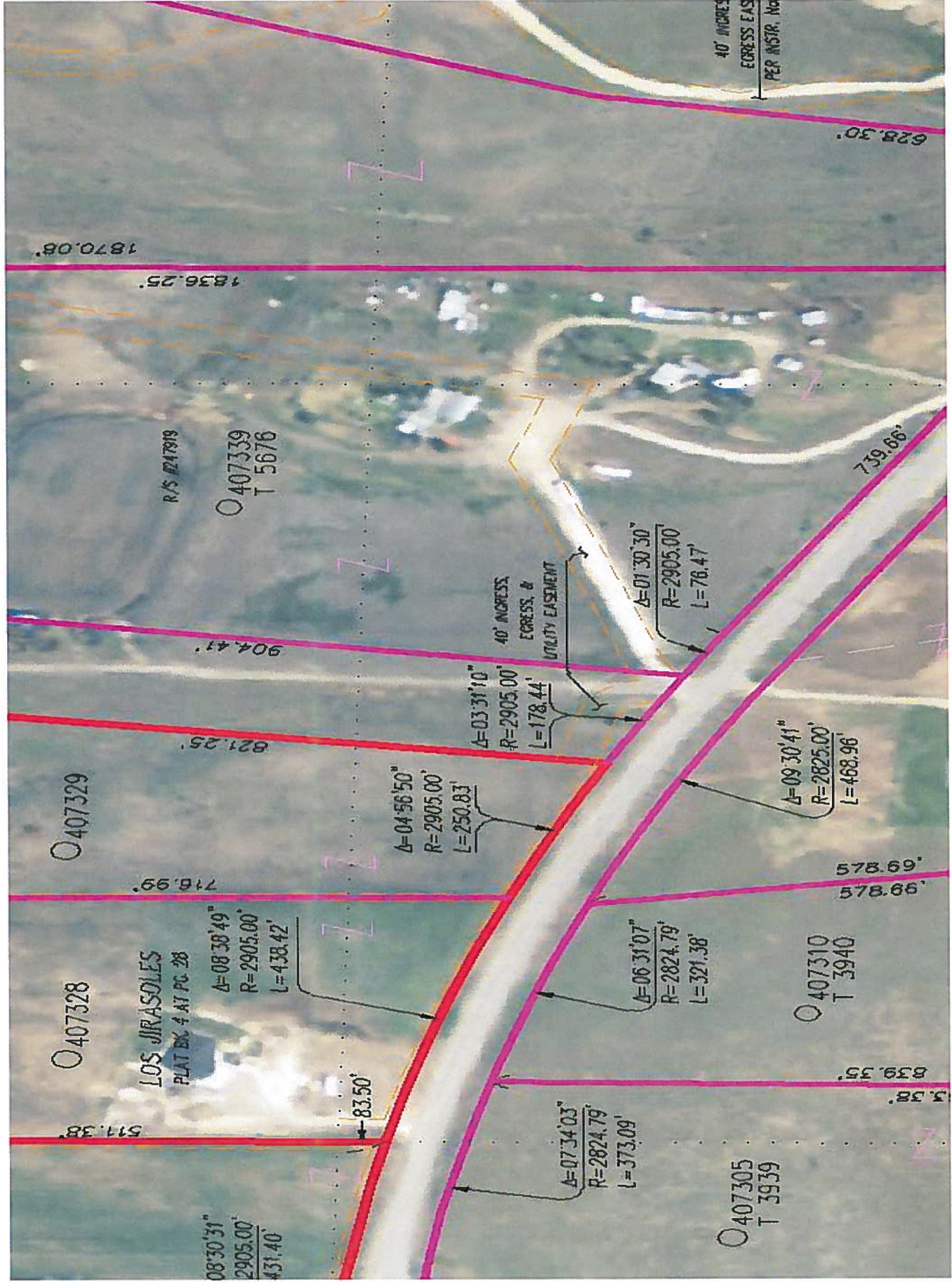
THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS
NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT
ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY
DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE
ENTRY OF A FINAL UNIFIED DECREE. I.C. SECTION 42-1412(6).

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.

Roger Burdick

Roger Burdick
Presiding Judge of the
Snake River Basin Adjudication



ADMINISTRATIVE INFORMATION

PARCEL NUMBER
RP00407338

Parent Parcel Number

Property Address

Neighborhood
300 Sweet Area

Property Class
105 105-Dry Grazing Land
TAXING DISTRICT INFORMATION

Jurisdiction	23
Area	001

District TAG 00

OWNERSHIP

RUBAL JESUS V
10730 N HIGHWAY 52
HORSESHOE BEND, ID 83629-5002
07N 01E SEC 14 TAX 5675
Range 01E Section 14 Township 07N Quarter
Tax Number 5675

TRANSFER OF OWNERSHIP

Date	09/17/2012	NEWELL CHARLIE W	Doc #: 288592
			\$31710

AGRICULTURAL

VALUATION RECORD

Assessment Year	Reason for Change	Worksheet
VALUATION	L	75
Market Value	B	
	T	75

Site Description

Topography:

Public Utilities:

Street or Road:

Neighborhood:

Zoning:
Legal Acres:
19.9910

LAND DATA AND CALCULATIONS

Land Type	Rating Soil ID	Measured -or- Actual Frontage	Table Effective Depth	Prod. Factor -or- Depth Factor Square Feet	Base Rate	Adjusted Rate	Extended Value	Influence Factor	Value
1 05 Dry Grazing Land	DGB	19.9910		1.00	38.00	38.00	759		759

AG L: Annual AG Letter
GRACE 2013
LAND: Land Information
SPLIT # RP00407323 to 1
FOR 2013
RY09: Review Year 2009

Supplemental Cards
MEASURED ACREAGE

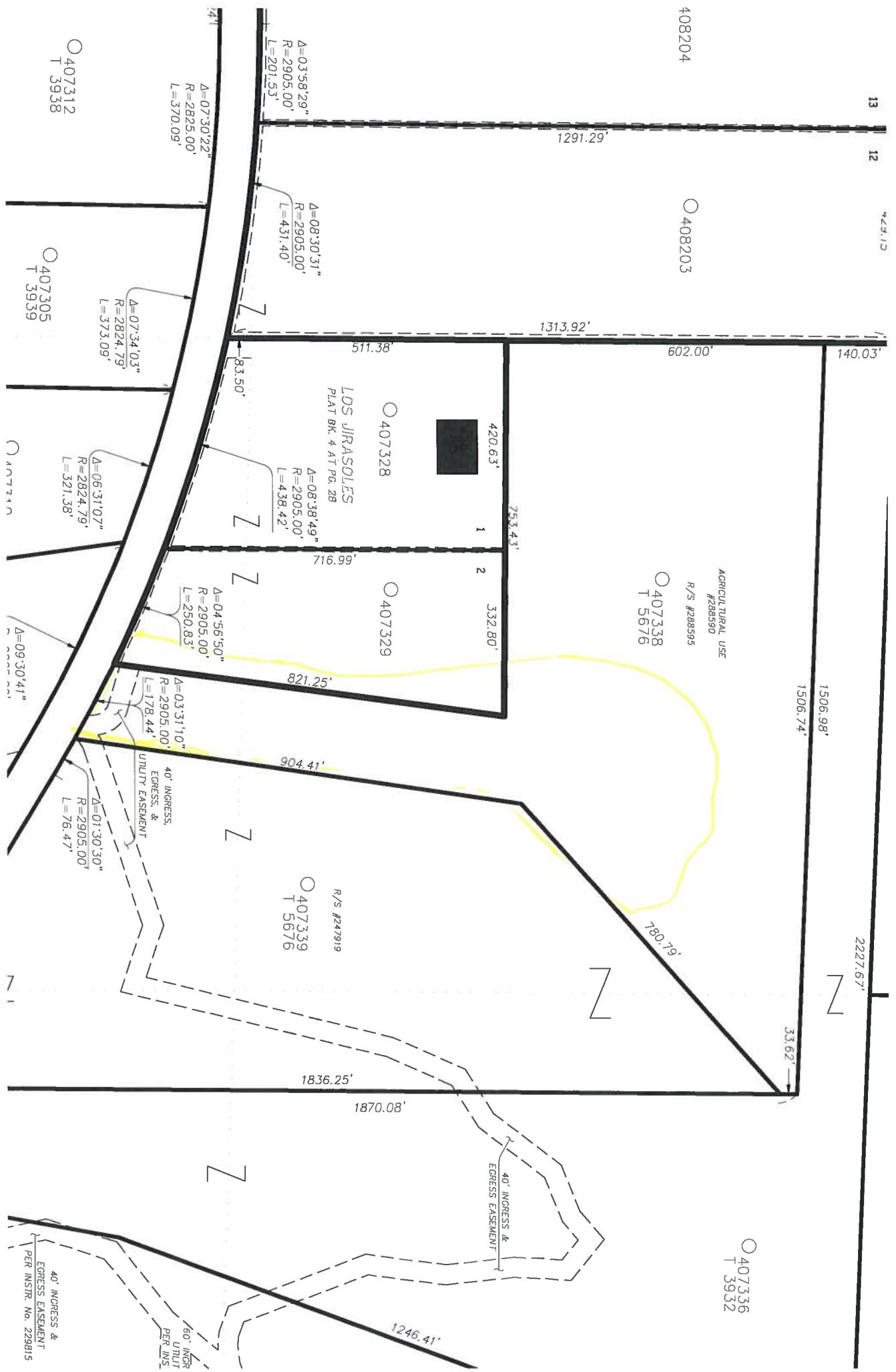
19.9910

Supplemental Cards
TRUE TAX VALUE

759

Supplemental Cards
TOTAL LAND VALUE

759







State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street • P.O. Box 83720 • Boise, Idaho 83720-0098

Phone: (208) 287-4800 • Fax: (208) 287-6700 • Web Site: www.idwr.idaho.gov

GARY SPACKMAN
Director

C.L. "BUTCH" OTTER
Governor

November 20, 2014

JESUS V RUBAL
10730 N HWY 52
HORSESHOE BEND ID 83629

Re: Change in Water Right Ownership: Water Right No. 65-22281 (Split into 65-22281 and 65-23600)

Dear Water Right Holder(s):

The Department acknowledges the receipt of correspondence changing ownership of the above referenced water right(s) to you. The Department has modified its records based on the information received to reflect the change in ownership and has enclosed a computer-generated report for your records.

Your portion of these water rights has a specified point of diversion, nature of use and place of use. If you plan on changing the nature of use, place of use, or point of diversion under this right, including adding a new point of diversion, then an Application for Transfer on your portion of this right is required. Please contact this office for further information on the Application for Transfer form or you can find the forms at www.idwr.idaho.gov. If you do not plan on changing any items on your water right, then no further action is required at this time.

Updating the ownership record for a water right does not reconfirm the validity of the right. When processing an ownership change notice, the department does not review the history of water use to determine if the right has been forfeited through five years or more of non-use. To read more about water right forfeiture, including how to protect a water right from forfeiture, please see Sections 42-222 and 42-223, Idaho Code.

Please feel free to contact me at 208-287-4942 if you have any questions concerning the enclosed information or this letter.

Sincerely,

Jean Hersley
Technical Records Specialist II

Enclosure

c: Water District No. 65



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street • P.O. Box 83720 • Boise, Idaho 83720-0098

Phone: (208) 287-4800 • Fax: (208) 287-6700 • Web Site: www.idwr.idaho.gov

GARY SPACKMAN
Director

C.L. "BUTCH" OTTER
Governor

November 20, 2014

ANNA MARIE NEWELL
10770 N HWY 52
HORSESHOE BEND ID 83629

Re: Change in Water Right Ownership: Water Right No. 65-22281 (Split into 65-22281 and 65-23600)

Dear Water Right Holder(s):

We have received and processed a Change of Ownership for a portion of your original Water Right as referenced above. This change of ownership resulted in a split of your original water right.

When a portion of the original water right has been conveyed to another and the original right has been split, then the original water right number is renumbered by issuing a new water right number to represent each split. Each split contains only the portion of the original right for each separate owner. The above referenced new water right number reflects your remaining portion of the original water right, after the change of ownership. Enclosed is a copy of this new water right for your records. Please refer to your new water right number when corresponding with our office.

Updating the ownership record for a water right does not reconfirm the validity of the right. When processing an ownership change notice, the department does not review the history of water use to determine if the right has been forfeited through five years or more of non-use. To read more about water right forfeiture, including how to protect a water right from forfeiture, please see Sections 42-222 and 42-223, Idaho Code.

If you have any questions concerning this ownership change, or the enclosed information, please contact me at 208-287-4942.

Sincerely,

Jean Hersley
Technical Records Specialist II

Enclosure

c: Water District No. 65