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DEC 08 2008

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

DEPT. OF WATER RESOURCES
SOUTHERN REGION

Please print or type. Attach pages with additional information. Instructions are included at the end of this form. Incomplete forms will be returned.

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case IDWR will produce new water right number(s) for the split(s).

Water Right No(s)	Adjudication Claim No(s)	Split(s)	Water Right No(s)	Adjudication Claim No(s)	Split(s)
PD 36-2066B					
PD 36-2255					
PD 36-12953					
PD 36-2251					

2. The following **REQUIRED** information must be submitted with this form:

- A. The appropriate **FILING FEE**. See instructions for fee amounts.
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are on file with the county Planning and Zoning or Recorder's Office).

OR

- D. If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency or equivalent **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant(s)

WENDEL C. DEAN & JAN FEIL DEAN

4. New Owner/Claimant(s)

KALVIN W. MILLER & PAMELLA K. MILLER

Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address

809 E. 1000 N.

City, State and ZIP Code

RUPERT, ID. 83350

New Telephone Number

(208) 531-5149

SUPPORT DATA

IN FILE # 36-2066B

5. Date you acquired the property

11-26-08

6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in line 1, then skip this line and go to line 7. If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (you may copy this page, if necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right will not be split, skip this area and proceed to line 7)		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Water Right and/or Adjudication Claim Number		
Irrigation		
Stock		
Domestic		
Other		
Totals		
Water Right and/or Adjudication Claim Number		
Irrigation		
Stock		
Domestic		
Other		
Totals		
Water Right and/or Adjudication Claim Number		
Irrigation		
Stock		
Domestic		
Other		
Totals		

For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.

7. Signature(s) of New Owner(s) or Claimant(s)

James W. Miller
Donna K. Miller

(title if applicable)

(title if applicable)

IT IS IMPORTANT TO FILE THIS COMPLETED FORM AT THE APPROPRIATE IDWR OFFICE, WITH PAYMENT OF THE FILING FEE AND THE OWNERSHIP DOCUMENT(S), AS REFERRED TO IN LINE 2.

For IDWR Office Use Only:

Received by *[Signature]*
 Received by *[Signature]*
 Processed by _____ AJ

Date 12/8/08
 Date 12/8/08
 Date _____

Receipt Amt. \$100
 Receipt No. 8030570
 WR _____ Date _____

WARRANTY DEED

#22333

For Value Received

WENDEL C. DEAN and JAN FEIL DEAN, husband and wife

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

KALVIN W. MILLER and PAMELLA K. MILLER, husband and wife
Address: 809 E. 1000 N., RUPERT, ID. 83350

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

PARCEL NO. 1:
TOWNSHIP 7 SOUTH, RANGE 25 EAST, BOISE MERIDIAN,
MINIDOKA COUNTY, IDAHO

SECTION 35: S $\frac{1}{4}$.

PARCEL NO. 2:
TOWNSHIP 7 SOUTH, RANGE 25 EAST, BOISE MERIDIAN,
MINIDOKA COUNTY, IDAHO

SECTION 35: NW $\frac{1}{4}$.

PARCEL NO. 3:
TOWNSHIP 8 SOUTH, RANGE 25 EAST, BOISE MERIDIAN,
MINIDOKA COUNTY, IDAHO

SECTION 2: SW $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{4}$ NW $\frac{1}{4}$ and Lots 1, 2, 3 and 4, SAVE AND EXCEPT Highway and Railroad right of way, and SAVE AND EXCEPT the following described parcel:

Beginning at the Northwest Corner of said Section 2; thence South 88°57' East along the North boundary line of said Section 2 for 576.03 feet to a point which point shall be known as the True POINT OF BEGINNING; Thence South 88°57' East along said North boundary line for 507.02 feet; Thence South 1°07' West for 859.14 feet; Thence North 88°57' West (recorded as East) for 507.02 feet; Thence North 1°07' East for 859.14 feet to the TRUE POINT OF BEGINNING.

Instrument # 499797
MINIDOKA COUNTY, RUPERT, IDAHO
11-28-2008 08:03:46 No. of Pages: 2
Recorded for : RUPERT LAND TITLE
DUANE SMITH Fee: 6.00
Ex-Office Recorder Deputy 

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

SUBJECT TO:

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

Taxes for 2008 and subsequent years, a lien, but not yet due or payable.

A Power Line Easement, dated August 13, 1958, executed by Clinton W. Quigley and Mary Alice Quigley, his wife, to Idaho Power Company, recorded February 12, 1959 as Document No. 136530 in Book 36 of Deeds, Page 392, Minidoka County records, granting a right of way and easement for the erection and continued maintenance of electrical transmission lines and other equipment over the herein described real property, together with all rights of ingress and egress.

A Power Line Easement, dated November 3, 1958, executed by Jack W. Alexander and Lela M. Alexander, his wife, to Idaho Power Company, recorded February 18, 1960 as Document No. 142862, Minidoka County records, granting a right of way and easement for the erection and continued maintenance of electrical transmission lines and other equipment over the herein described real property, together with all rights of ingress and egress.

A Power Line Easement, dated February 1, 1961, executed by Jack Alexander and Lela Alexander, his wife, to Idaho Power Company, a corporation, recorded May 10, 1961 as Document No. 150641, Minidoka County records, granting a right of way and easement for the erection and continued maintenance of electrical transmission lines and other equipment over the herein described real property, together with all rights of ingress and egress.

A Power Line Easement, dated April 8, 1974, executed by Wendel C. Dean and Donna J. Dean, his wife, to Idaho Power Company, a corporation, recorded August 7, 1974 as Document No. 243930, Minidoka County records, granting a right of way and easement for the erection and continued maintenance of electrical transmission lines and other equipment over the herein described real property, together with all rights of ingress and egress.

Irrigation Easement, dated August 21, 2007, executed by and between Wendel C. Dean and Jan Feil Dean, husband and wife, and Calvin W. Miller and Pamela K. Miller, husband and wife, recorded August 21, 2007 as Document No. 492555, Minidoka County records.

Subject to: A Idaho Mortgage, Security Agreement and Fixture Filing, executed by WENDEL C. DEAN, also known as WENDELL C. DEAN, also known as WENDELL CARLYLE DEAN and JAN F. DEAN, also known as JAN FEIL DEAN, husband and wife, Mortgagors and THE EQUITABLE LIFE ASSURANCE SOCIETY OF THE UNITED STATES, A NEW YORK CORPORATION, MORTGAGEE, dated May 19, 1999, recorded June 9, 1999, as Document No. 442242, in the records of Minidoka County, Idaho, assigned to U.S. BANK NATIONAL ASSOICATION as Custodian/Trustee, its successors and assigns, by instrument recorded June 11, 2002, Document No. 459648, Minidoka County, Idaho records.

Subject to: A Financing Statement, recorded June 9, 1999, as Document No. 442243, Minidoka County records, Debtor, Wendel C. Dean and Jan F. Dean, secured party, The Equitable Life Assurance Society of the United States.

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.

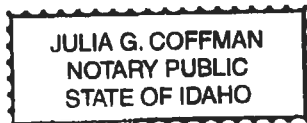
Dated: November 24, 2008

Wendel C. Dean
WENDEL C. DEAN

Jan Feil Dean
JAN FEIL DEAN

STATE OF IDAHO)
) ss.
COUNTY OF MINIDOKA)

On this 25th day of November, 2008, before me, the undersigned, a Notary Public in and for said State, personally appeared WENDEL C. DEAN and JAN FEIL DEAN, 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.



Julia G. Coffman
Notary Public
Residing at: RUPERT, ID
My Commission expires: 6-20-2014

Land Title and Escrow, Inc.

A Full Service Title Company Since 1957

RECEIVED

DEC 08 2008

DEPT. OF WATER RESOURCES
SOUTHERN REGION

December 5, 2008

#22333
Rupert

IDWR-Southern Region
1341 Fillmore St., Suite 200
Twin Falls, ID 83301-3380

RE: Transfer Water Rights:
Water Right No. 36-2066B, 36-2255, 36-12953 & 36-2251

Dear Sir or Madam:

Enclosed please find our trust account check #18738 in the amount of \$100.00 representing payment for the water right transfer fee for the above referenced water rights. Also enclosed is the original water right transfer form and a copy of the Warranty Deed.

Should you have any questions concerning this letter please don't hesitate to contact this office.

Very truly yours,
LAND TITLE AND ESCROW, INC.


Amber Rementeria
Escrow Assistant

pc: file
enclosure

Serving: Cassia ~ Minidoka ~ Jerome ~ Lincoln ~ Gooding ~ Twin Falls Counties

Box 177 ~ Burley, Idaho 83318
Phone: 878-3524 ~ Fax: 878-4435
lteb@pmt.org

Box 349 ~ Jerome, Idaho 83338
Phone: 324-3357 ~ Fax: 324-8961
ltej@pmt.org

Box 473 ~ Gooding, Idaho 83330
Phone: 934-8477 ~ Fax: 934-5890
ltetg@pmt.org

Box 111 ~ Rupert, Idaho 83350
Phone: 436-0606 ~ Fax: 436-1199
lter@pmt.org

Box 5375 ~ Twin Falls, Idaho 83301-5375
Phone: 933-2650 ~ Fax 933-2655
ltetf@pmt.org



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 1341 Fillmore Street, Suite 200 • Twin Falls, Idaho 83301-3380

Phone: (208) 736-3033 • Fax: (208) 736-3037 • Web Site: www.idwr.idaho.gov

December 9, 2008

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

AMBER REMENTERIA
LAND TITLE AND ESCROW INC
PO BOX 111
RUPERT ID 83350

RE: Water Right #36-2251 #22333 Dean/Miller
#36-12954, 36-12955

Dear Ms. Rementeria,

The Department has received the *Notice of Change of Water Right Ownership* you recently submitted. In reviewing the submission, Water Right #36-2251 cannot be conveyed intact. The Warranty Deed does not include the SENE quarter of T08S R25E Sec 2. I need additional information to convey this deed intact or an additional fee of \$75 to split the water right. (See enclosed)

I also found two domestic rights #36-12954, 36-12955 that appear to be owned by Mr. Miller. I have included the water right reports and an ownership change form for your client if he wishes to do the ownership change. Proper fees and deeds are required.

Because the Department cannot process the ownership change without proper documentations or fees, we will hold any action on your notice pending receipt of the necessary information. If we do not receive the necessary information within 30 days, we will return your notice and all attachments and your notice will not be processed.

If you have any question please feel free to call me.
(208) 736-3033

Sincerely,

Carrie Hahn
Clerk

Enc.



State of Idaho

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September 28, 2011

C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Interim Director

KALVIN MILLER
PAMELLA MILLER
809 E 1000 N
RUPERT ID 83350

RE: Change of Ownership for Water Right Nos.: 36-2066B, 36-2251, 36-2255 and 36-12953

Dear Mr. and Mrs. Miller:

The department acknowledges receipt of correspondence changing ownership of the above referenced water rights, except 36-2251, to you. The department has modified its records to reflect the change in ownership and has enclosed computer-generated reports for your records.

As you can see on the enclosed water right report for 36-2251, the SENE of section 2 was not conveyed to you; consequently, a split of the water right is necessary. Splitting this water right will require an additional fee of \$75. We also found two domestic and/or stockwater rights that appear to be appurtenant to your property (water right reports enclosed). To update ownership on these two water rights, please complete the enclosed Notice of Change in Water Rights form, attach a copy of the warranty deed that conveyed the property to you, include the \$25 per water right fee and return to me by **October 19, 2011**.

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.

Also, please note that Section 42-248, Idaho Code, requires you or the owner of this water right to maintain current ownership and address records on file with the department. Forms to file a change of ownership of a water right and/or a change in the address of the water right owner are available from any department office, or at the department's website at: www.idwr.idaho.gov.

Please feel free to contact this office if you have any questions regarding this matter.

Sincerely,

Trish Fawcett
Technical Records Specialist

Enclosure(s)