



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

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

April 21, 2009

J DAVIS KATSILOMETES
20573 MORAR CIRCLE
STRONGSVILLE OH 44149

RE: Change of Water Right Ownership 29-13424

Dear Interested Parties:

Per our conversation and a conversation with Pam Skaggs on April 21, 2009 it was understood that after the property was sold all appurtenant water rights were sold with it. Therefore, I am returning the Notice of Change in Water Right Ownership request. A refund has also been requested for you.

If, at a later date, you wish to reinstate this request you may send the enclosed ownership change request form along with the required support data and we will be happy to complete the request for you.

Please feel free to contact our office with any questions regarding this matter.

Sincerely,

Emalee Rushing
Office Services Supervisor

Enclosure(s)

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

RECEIVED

SEP 17 2004

Department of Water Resources
Eastern Region

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

RECEIVED

SEP 28 2004

DEPARTMENT OF
WATER RESOURCES

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 division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
29-13424		X			

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 usually attached to your deed or on file with the county).

OR

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 **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)

J. DAVIS KATSIKONAKIS, ET. AL
MARY, MICHAEL, PAUL, TOM
RITA KATSIKONAKIS

4. New Owner/Claimant(s)

J. DAVIS KATSIKONAKIS

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

New Mailing Address

20573 MORRIS CIRCLE

City, State and ZIP Code

STRONGSVILLE, OHIO 44149

New Telephone Number

(440) 268-0848

5. Date you acquired the property

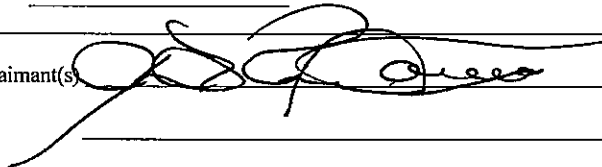
9/5/51

6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 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 (one water right per box, you may copy this page as 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(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

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

7. Signature of New Owner(s) or Claimant(s)
(include title if applicable)



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.

For Office Use Only

Received by QC

Date

9-17-04

Fee

\$25 - + \$100 - to split POK

Receipted by QC

Date

9-17-04

Receipt No.

E030264-6080133

Processed by _____

AJ

Date

WR

Date

RECEIVED

JAN 20 2006

DEPARTMENT OF
WATER RESOURCES

**LEGAL DESCRIPTION
60.7 ACRE PARCEL**

A parcel of land located in the southwest quarter and southeast quarter of the southeast quarter of Section 16, Township 7 South, Range 35 East, Boise Meridian, and in the Northwest quarter of the Northeast quarter and in the east half of the northeast quarter of Section 21, Township 7 South, Range 35 East, Boise Meridian, Bannock County, Idaho, more particularly described as follows:

Beginning at the Northeast corner of Section 21, Township 7 South, Range 35 East, Boise Meridian, Bannock County, Idaho, the same being North $00^{\circ}17'59''$ East a distance of 2600.29 feet from the East quarter corner of said Section 21, basis of bearings;

Thence South $00^{\circ}17'59''$ West 2500.49 feet along the east boundary line of said Section 21 for a distance of 2500.49 feet to a point on the northerly right-of-way line of Interstate - 15;

Thence along said right-of-way line for the following four (4) courses:

- (1) North $53^{\circ}15'25''$ West for a distance of 226.93 feet;
- (2) Thence North $53^{\circ}15'54''$ West for a distance of 104.68 feet;
- (3) Thence North $50^{\circ}06'59''$ West for a distance of 553.19 feet;
- (4) Thence North $31^{\circ}39'59''$ West for a distance of 102.93 feet to a point on the easterly right-of-way line of old U. S. Highway 30, the same being center line station 109+00;

Thence along said right-of-way line for the following nine (9) courses:

- (1) North $08^{\circ}21'57''$ West parallel and 100 feet perpendicular distant from the center line of said U. S. Highway 30 for a distance of 582.48 feet, the same being station 114+82.56;
- (2) Thence South $81^{\circ}38'03''$ West for a distance of 60.00 feet;
- (3) Thence North $08^{\circ}21'57''$ West for a distance of 34.04 feet to the beginning of a 1185.92 foot radius tangent curve concave southwesterly;
- (4) Thence northwesterly along said curve to the left through a central angle of $24^{\circ}10'12''$ for an arc distance of 500.27 feet, the same being center line station 120+00 (Chord bears North $20^{\circ}27'02''$ West 496.57');;
- (5) Thence North $57^{\circ}27'52''$ East for a distance of 60.00 feet to the beginning of a 1245.92 foot radius nontangent curve concave whose center bears South $57^{\circ}27'52''$ West;
- (6) Thence northwesterly along said curve to the left through a central angle of $06^{\circ}05'48''$ for an arc distance of 132.58 feet, the same being center line station 121+21.93 (Chord bears North $35^{\circ}35'02''$ West 132.51');;
- (7) Thence North $38^{\circ}37'57''$ West for a distance of 378.06 feet, the same being center line station 125+00;

Dave Katsilometes
January 16, 2006
Job No. 206011

JAN 20 2006

DEPARTMENT OF
WATER RESOURCES

**LEGAL DESCRIPTION
60.7 ACRE PARCEL
(Continued)**

(8) Thence South $51^{\circ}22'03''$ West for a distance of 60.00 feet;
(9) Thence North $38^{\circ}37'57''$ West for a distance of 967.78 feet to the southerly corner of the lands described in that Warranty Deed Instrument No. 20403643 as recorded in the official records of Bannock county, Idaho;
Thence North $51^{\circ}22'03''$ East for a distance of 560.00 feet;
Thence South $38^{\circ}37'57''$ East for a distance of 901.99 feet to a point on the southerly boundary line of said Section 16;
Thence South $89^{\circ}40'23''$ East along said boundary line for a distance of 992.96 feet to the True Point of Beginning;

Contains 60.7 acres of land.



Dave Katsilometes
January 16, 2006
Job No. 206011

Idaho Department of Water Resources Receipt

Receipt ID C080133

Payment Amount \$100.00 Date Received 1/20/2006 11:50:28 AM Region State Status
Payment Type Check Check Number 1341

Payer KATSILOMETES, JOHN / PEGGY
Comment OWNERSHIP CHANGE FOR #29-13424

Fee Detail

Amount Description Fund FD PCA SO
\$100.00 OWNERSHIP CHANGES/SECURITY INTERESTS 0229 21 56140 1155

Signature Line (Dept. Representative)

STATE OF IDAHO

IDAHO DEPARTMENT OF HEALTH AND WELFARE
BUREAU OF HEALTH POLICY AND VITAL STATISTICS

State of Idaho CERTIFICATE OF DEATH

State File No. 6-499
Local Reg. No. 6-499

ONLY A COPY OF THIS DOCUMENT, CERTIFIED BY THE STATE REGISTRAR, WITH THE DEPT. OF HEALTH & WELFARE RAISED SEAL, SHALL BE USED AS PRIMA FACIE EVIDENCE ON THIS DEATH UNDER IDAHO CODE 36-3414 & 36-3421

DECEDENT	DECEDENT - NAME FIRST MIDDLE LAST Margaret Anne Katsilometes		SEX Female	DATE OF DEATH (Month, Day, Year) Oct 7, 2002
	SOCIAL SECURITY NUMBER	AGE - Last Birthday (Yr) 83	UNDER 1 YEAR MONTHS DAYS	DATE OF BIRTH (Month, Day, Year) Nov 10, 1918
	WAS DECEDENT EVER IN U.S. ARMED FORCES? ☐ Yes ☒ No	PLACE OF DEATH (Check only one) (1) ☐ Inpatient (2) ☐ EPO Outpatient (3) ☐ DOA (4) ☐ Long-Term Care Facility (5) ☐ Own Residence (6) ☐ Other Private Residence (7) ☒ Other (Specify) Assisted Living	BIRTHPLACE (City and State or Foreign Country) Spokane, Washington	
	FACILITY NAME AND ADDRESS (If not a hospital, street name of place, street and number) Highland Hills Alterna Care		CITY, TOWN OR LOCATION OF DEATH Pocatello	COUNTY OF DEATH Bannock
MARITAL STATUS - Married, Never Married, Widowed, Divorced (Specify) Widowed	SURVIVING SPOUSE (If wife, give maiden name)	DECEDENT'S USUAL OCCUPATION (Give kind of work done during most of working life. Do not use retired)	KIND OF BUSINESS / INDUSTRY Nursing	
RESIDENCE STATE Idaho	COUNTY Bannock	CITY, TOWN OR LOCATION Pocatello	STREET AND NUMBER 7641 West Vasilious Pl.	ZIP CODE 83204
INSIDE CITY LIMITS? ☒ Yes ☐ No	WAS DECEDENT OF HISPANIC ORIGIN? (Specify No or Yes, if yes, specify Cuban, Mexican, Puerto Rican, etc.) ☐ Yes ☒ No	RACE - American Indian, Black, Japanese, White, etc. (Specify) White	16. DECEDENT'S EDUCATION (Specify only highest grade completed) Elementary/Secondary (9-12)	
FATHER - NAME John Seawell		BIRTHPLACE Virginia	MOTHER - FULL MAIDEN NAME Annie Davis	BIRTHPLACE Virginia
INFORMANT'S NAME (Type/print) John D. Katsilometes		MAILING ADDRESS (Street and Number or Rural Route Number, City or Town, State, Zip Code) 20573 Morar Circle Strongsville, Ohio 44149		
METHOD OF DISPOSITION ☐ Burial ☒ Cremation ☐ Removal from Idaho ☐ Donation ☐ Other (Specify)		PLACE OF DISPOSITION (Name of cemetery, crematory, or other place) SE Idaho Crematory		
SIGNATURE OF FUNERAL SERVICE LICENSEE OR PERSON ACTING AS SUCH <i>[Signature]</i>		LICENSE NUMBER (or Licensee) M-821	NAME AND ADDRESS OF FACILITY Downard Hansen Funeral Home 241 North Garfield Pocatello, ID 83204	
TIME OF DEATH 1348	DATE PRONOUNCED DEAD (Month, Day, Year) 10/7/2002	WAS CASE REFERRED TO CORONER? ☐ Yes ☒ No	MANNER OF DEATH (Check only one) ☒ Natural ☐ Homicide ☐ Suicide ☐ Accident ☐ Pending Investigation ☐ Could Not Be Determined	
27. PART I - Enter the diseases, injuries, or complications that caused the death. Do not enter the mode of dying, such as cardiac or respiratory arrest, shock, or heart failure. List only one cause on each line. IMMEDIATE CAUSE (Final disease or condition resulting in death) Breast Cancer metastatic to liver		Approximate Interval Between Onset and Death 3 years		
Sequentially list conditions, if any, leading to immediate cause. Enter UNDERLYING CAUSE (disease or injury that initiated events resulting in death) LAST Hypertension		27. PART II - Other Significant Condition(s) contributing to death but not resulting in the underlying cause given in Part I		
CERTIFIER (Check only one) ☒ PHYSICIAN - To the best of my knowledge, death occurred at the time, date, and place, and due to the cause(s) and manner as stated. ☐ CORONER - On the basis of examination and/or investigation, in my opinion, death occurred at the time, date, and place, and due to the cause(s) and manner as stated.		SIGNATURE AND TITLE OF CERTIFIER <i>[Signature]</i>		
NAME AND ADDRESS OF CERTIFIER (Type/print) Lavonne Mills 755 Hospital Way - Building Building A Suite 4B Pocatello, Idaho 83201		LICENSE NUMBER 164487	DATE SIGNED (Month, Day, Year) 10-8-02	
DATE OF INJURY (Mo., Day, Yr.)		INJURY AT WORK? (If transportation accident, specify) ☐ Yes ☒ No	PLACE OF INJURY - At home, farm, street, factory, office building, etc. (Specify)	LOCATION (Street or Route Number, City, Town, or County, and State)
CORONER'S ACTION ☒ I have reviewed and/or amended, and certified.		CORONER'S SIGNATURE <i>[Signature]</i>		
REGISTRAR'S SIGNATURE <i>[Signature]</i>		DATE FILED (Month, Day, Year) Oct 9, 2002		

1/979-01
(Rev. 9/97)

This is a true and correct reproduction of the document officially registered and placed on file with the IDAHO BUREAU OF HEALTH POLICY AND VITAL STATISTICS.

DATE ISSUED: Oct 9, 2002

This copy is not valid unless prepared on engraved border displaying state seal and signature of the Registrar.

JANE S. SMITH
STATE REGISTRAR

QUITCLAIM DEED

For Value Received

I, J. Davis Katsilometes
do hereby convey, release, remise and forever quit claim unto

J. Davis Katsilometes
whose current address is

20573 Morar Circle
Strongsville, OH 44149

the following described premises, to-wit:

State of Idaho
Department of Water Resources
Water Right Number 29-13424

together with their appurtenances.

Dated: January 6, 2003

J. Davis Katsilometes
J. Davis Katsilometes

John Davis Katsilometes
John Davis Katsilometes

STATE OF Ohio COUNTY OF Cuyahoga
On this 6th day of January, 2003,
before me, a notary public in and for said State, personally
appeared J. Davis Katsilometes

known to me to be the person whose name
subscribed to the within instrument, and acknowledged to
me that he executed the same.

Residing at
Comm. Expires

Lucille E. Rindfleisch
Notary Public
LUCILLE E. RINDFLEISCH
Notary Public, State of Ohio
Wayne County

My Commission Expires May 21, 2004

Ultho 5-2580

Furnished by the

ALLIANCE
TITLE & ESCROW CORP.

29-03424

RECEIVED
AUG 25 2005
DEPARTMENT OF
WATER RESOURCES

Monday, January 06, 2003

Mr. Craig Saxton
IDWR Western Region
2735 Airport Way
Boise, Idaho 83705-5082

RECEIVED
JAN 10 2003
WATER RESOURCES
WESTERN REGION

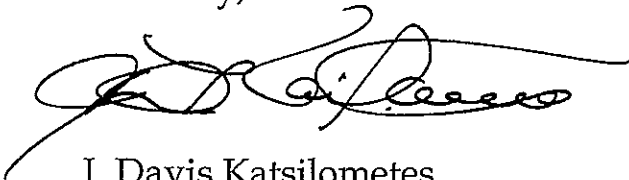
Dear Craig,

Please find enclosed the following information:

- Completed Notice of Change in Water Right Ownership Form
- Copy of Certificate of Death Margaret Anne Katsilometes
- Copy of Information of Appointment of Personal Representative
- Copy of Letters of Personal Representative
- Copy of Proof of mailing
- Copy of Notarized Quitclaim Deed

Thank you for all of your help.

Sincerely,



J. Davis Katsilometes
20573 Morar Circle
Strongsville, Ohio 44149
(H) 440.268.0848
(C) 216.299.1750
(O) 216.694.5530

Thomas J. Holmes
JONES, CHARTERED
Attorneys at Law
P. O. Box 967
203 S. Garfield
Pocatello, Idaho 83204
(208) 232-5911
ISB#2448

COPY

IN THE DISTRICT COURT OF THE SIXTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF BANNOCK

In the Matter of the Estate of

MARGARET ANNE KATSILOMETES,

Deceased.

) Case No. CV-2002-4815 1E
)
) INFORMATION OF APPOINTMENT
) OF PERSONAL REPRESENTATIVE
)
)

YOU ARE HEREBY NOTIFIED that a personal representative has been appointed in the above proceeding and that:

1. Name of personal representative is: J. Davis Katsilometes

Address of personal representative is: 20573 Moran Circle, Strongsville, OH 44149

Date of appointment: October 18, 2002

2. Bond has not been filed with the Court.

3. This information is being sent to all persons who have or may have an interest in Decedent's estate.

4. Papers relating to the estate of the Decedent are on file in the District Court of the SIXTH JUDICIAL DISTRICT OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF BANNOCK located at Pocatello.

STATE OF IDAHO }
County of Bannock } ss

I hereby certify that the foregoing is a true and correct copy of an instrument as the same now remains on file and of record in my office.

WITNESS my hand and official seal hereto affixed

this _____ day of **OCT 18 2002**, A.D. 20 _____

LAURENCE M. BRYAN, CLERK OF THE DISTRICT COURT
EX-OFFICIO AUDITOR AND RECORDER

By Deputy *L. Hernandez*

Thomas J. Holmes
JONES, CHARTERED
Attorneys at Law
P. O. Box 967
203 S. Garfield
Pocatello, Idaho 83204
(208) 232-5911
ISB#2448

IN THE DISTRICT COURT OF THE SIXTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF BANNOCK

In the Matter of the Estate of)

Case No. CV-2002- **4815 1E**

MARGARET ANNE KATSILOMETES,)

LETTERS OF PERSONAL
REPRESENTATIVE

Deceased.)
_____)

THE STATE OF IDAHO:

Know all people by these presents:

WHEREAS J. Davis Katsilometes was appointed and qualified as general Personal Representative of the above-named Decedent by this Court, with all the authority granted to a personal representative by law;

NOW, THEREFORE, these Letters are issued as evidence of such appointment and qualification and authority for J. Davis Katsilometes to do and perform all acts which may be required by law.

SO ORDERED.

OCT 18 2002

DATED this _____ day of _____, 2002.

Dayton D. Bry

MAGISTRATE

DATED this 24th day of October, 2002.



J. Davis Katsilometes
20573 Moran Circle
Strongsville, OH 44149

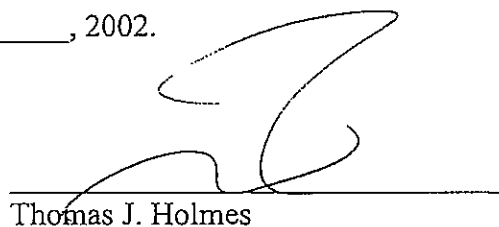
PROOF OF MAILING

STATE OF IDAHO)
 :SS
County of Bannock)

The undersigned, being sworn, says that on this date, he deposited in the United States Post Office at Pocatello, Idaho, copies of the within notice, enclosed in sealed envelopes with first-class postage prepaid, addressed to the following persons:

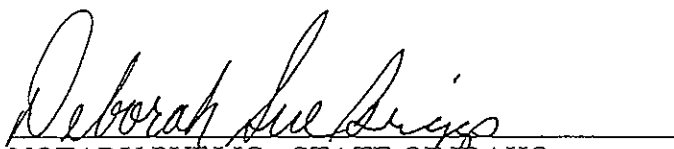
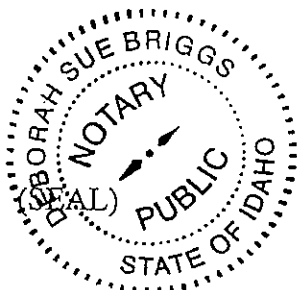
See Exhibit "A"

DATED this 24 day of Oct, 2002.



Thomas J. Holmes

SUBSCRIBED AND SWORN TO, before me, this 24 day of October, 2002.



NOTARY PUBLIC - STATE OF IDAHO
My Commission Expires: 11/20/2006

Assessor's Parcel
No.

R4013013100

Tax 68, a parcel of land in Section 16, T. 7 S., R. 35 E.B.M. and containing 6.24 acres more or less, and Tax 70, a parcel of land in Section 16, T. 7 S., R. 35 E.B.M., and containing 1.21 acres more or less, and both more particularly described as follows:

A tract of land located in the SW
SE $\frac{1}{4}$, Section 16, Twp 7 S. Range 35
E.B.M. described as follows:
Commencing at the SE corner of said
Section; thence West along South
boundary of said Section a distance
of 1605' more or less, to a point
intersecting the northeasterly
Right of Way line of Road M-N which
is the real point of beginning;
thence N 38° 46' W along said Right
of Way line a distance of 515' to a
point; thence N 51° 14' E a
distance of 500' to a point; thence
S 38° 46' E a distance of 930' more
or less to the South line of said
Section; thence West along said
South line a distance of 650' more
or less to the point of beginning.

Containing approximately 8.15
acres. (Part of Point).

13

Assessor's Parcel
No. 144

R4013029901

Tax 179, a tract of land in the NE $\frac{1}{4}$, of Section 21, T. 7 S., R. 35 E.B.M., and containing 37.58 acres more or less and described as follows:

A tract of land located in the NE $\frac{1}{4}$ NE $\frac{1}{4}$ and Lot 1 of Section 21, T. 7 South, Range 35 E.B.M. described as follows: Commencing at the NE corner of said section; thence South along East line of said section a distance of 2,530' more or less to a point intersecting the Northeasterly right-of-way line of Interstate Highway I-15; thence N 53°36'34" West along said right-of-way line a distance of 235' more or less to a point intersecting the Easterly boundary of the Belcher Mining Lode; thence North 07°04' East a distance of 1,300' more or less to a point; thence North 75°43' West a distance of 527' more or less to a point; thence South 08°53' West a distance of 1,000' more or less to a point intersecting the Northeasterly right-of-way line of Interstate Highway I-15; thence in a Northwesterly direction a distance of 103' more or less to station 1343 + 88.32 of Interstate Highway I-15 and juncture of easterly right-of-way line of road M-N; thence North 08°30' West a distance of 616' more or less, to a point; thence in a northwesterly direction along right of way line of Road M-N on a 1245.95 radius curve to the left a distance of 658.15'; thence N 38°46' West a distance of 835' more or less to a point intersecting said right-of-way line with the North line of Section 7, T. 7 South, Range 35 E.B.M.; thence East along said North line a distance of 1,605' more or less to the point of beginning.

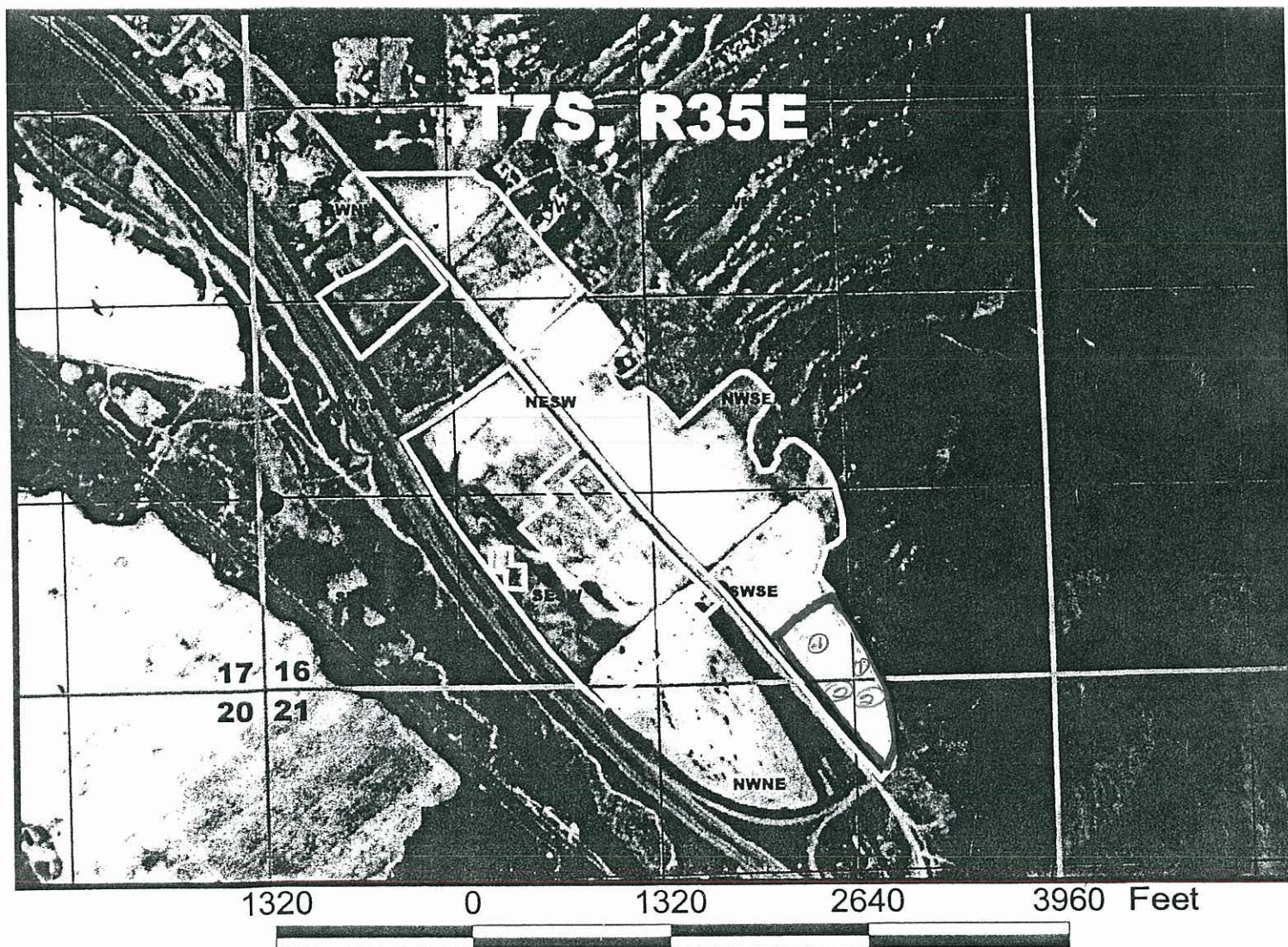
Point



STATE OF IDAHO

Department of Water Resources
Eastern Region

Water Right(s): 29-13424



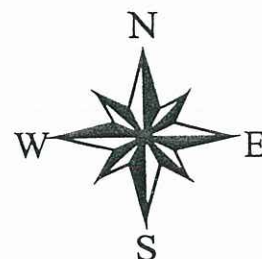
Total Irrigated Acres: 125.7

● Point(s) of Diversion

□ Place of Use

□ Quarter Quarter Lines

□ Section Lines



GIS Place of Use Illustration
1987/1988 NAPP Photography
Prepared by: C. Saxton
Date: November 2002

