



**SPF** Water Engineering, LLC  
water resource consultants

June 20, 2006

Idaho Department of Water Resources  
2735 Airport Way  
Boise, Idaho 83705

Attention: Jan Shurte

Subject: Ownership Change and Split

RECEIVED

JUN 22 2006

WATER RESOURCES  
WESTERN REGION

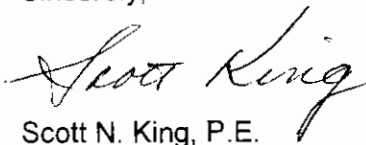
Dear Jan,

Enclosed on behalf of Michael Cohen and Cynthia Mueller is a Notice of Change in Water Right Ownership. Michael and Cynthia have purchased from Mellin Properties Limited Partnership a 2-acre portion of water right 63-7194 (which may now be identified by number 63-32093) as documented by the enclosed Grant Deed. Michael and Cynthia have a transfer application pending proposing to change the point of diversion and place of use to their property near Middleton. I will send you a shapefile of the 2-acre portion via email. We request that this right be split so that their portion will become decreed in their name.

We are also submitting applications to lease this portion of the water right to the water supply bank and to rent it back for use on their property.

Please let me know if you have any questions or need additional information.

Sincerely,



Scott N. King, P.E.

cc: Steve Lester  
Michael Cohen and Cynthia Mueller

File: 423.0010

# STATE OF IDAHO

## DEPARTMENT OF WATER RESOURCES

### NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

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

| Water<br>Right No(s). | Adjudication<br>Claim No(s). | Split | Water<br>Right No(s). | Adjudication<br>Claim No(s). | Split |
|-----------------------|------------------------------|-------|-----------------------|------------------------------|-------|
| 63-7194               | 63-7194                      | 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**.

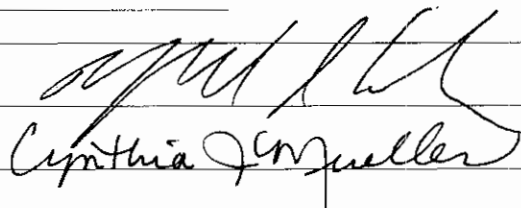
3. Name and Address of Former Owner/Claimant(s) MELLIN PROPERTIES LIMITED PARTNERSHIP  
RALPH MELLIN, GENERAL PARTNER  
4500 N TUMBLEWEED LN BOISE, ID 83713-2500
4. New Owner/Claimant(s) MICHAEL COHEN and CYNTHIA MUELLER  
Name Connector (Check one): [X] and, [ ] or, [ ] and/or
- New Mailing Address 7404 LANKTREE LANE
- City, State and ZIP Code MIDDLETON, ID 83644-5335
- New Telephone Number ( 208 ) 286-0725
5. Date you acquired the property May 17, 2006

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<br>(If the right(s) will not be split, skip this area and proceed to item 7) |                                                                            |                                                              |
|-------------------------------------------------------------------------------------------------------------------------|----------------------------------------------------------------------------|--------------------------------------------------------------|
| Water Right and/or Adjudication Claim Number <u>63-7194</u>                                                             |                                                                            |                                                              |
| Water Use                                                                                                               | Diversion Rate or Volume<br>(cubic feet per second or acre-feet per annum) | Description<br>(acres, number and type of stock, homes, etc) |
| Irrigation                                                                                                              | <u>0.03 cfs / 9.0 afa</u>                                                  | <u>2.0 acres irrigation</u>                                  |
| Stock                                                                                                                   | _____                                                                      | _____                                                        |
| Domestic                                                                                                                | _____                                                                      | _____                                                        |
| Other _____                                                                                                             | _____                                                                      | _____                                                        |
| <b>Total</b>                                                                                                            | _____                                                                      | _____                                                        |

| DESCRIPTION OF YOUR PORTION OF WATER RIGHT<br>(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<br>(cubic feet per second or acre-feet per annum) | Description<br>(acres, number and type of stock, homes, etc) |
| Irrigation                                                                                                              | _____                                                                      | _____                                                        |
| Stock                                                                                                                   | _____                                                                      | _____                                                        |
| Domestic                                                                                                                | _____                                                                      | _____                                                        |
| Other _____                                                                                                             | _____                                                                      | _____                                                        |
| <b>Total</b>                                                                                                            | _____                                                                      | _____                                                        |

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

  
Cynthia J. Mueller

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 _____     | Date _____ | Fee _____           |
| Received by _____     | Date _____ | Receipt No. _____   |
| Processed by _____ AJ | Date _____ | WR _____ Date _____ |



GRANT DEED

THIS INDENTURE, made this 17 day of May, 2006, between Mellin  
Properties Limited Partnership, of 4500 North Tumbleweed, Boise, Idaho 83713 ("Grantor"),  
and ~~Michael & Cynthia Cohen~~, whose address is 7404 Lanktree Lane, Middleton, Idaho 83644-  
~~Michael S. Cohen & Cynthia Mueller~~  
5335 ("Grantee").

WITNESSETH:

The Grantor for and in consideration of \_\_\_\_\_ dollars (\$ \_\_\_\_\_), and other good  
and valuable consideration, the receipt of which is hereby acknowledged, does hereby grant,  
bargain and sell, convey and confirm unto the Grantee, and to the successors and assigns of  
Grantee forever, the right, title and interest in and to the following portion of Water Right #63-  
7194:

Quantity: 0.03 cubic feet per second / 9.0 acre feet per year

Acres: 2.0 acres (SENE Section 21, Township 1 North, Range 1 West, Ada  
County, Idaho)

TO HAVE AND TO HOLD, all and singular the above-mentioned and described portion  
of Water Right #63-7194, unto the Grantee and to the successors and assigns of Grantee forever.

IN WITNESS WHEREOF, the Grantor has executed this Deed the day and year first  
above written.

MELLIN PROPERTIES L.P.

By: Ralph Mellin, General Partner  
Its: Mellin Properties Ltd. P.

STATE OF IDAHO )  
 ) ss.  
County of Ada )

On this 17<sup>th</sup> day of May, 2005, <sup>2:06 pm</sup> before me, a Notary Public for said County and State, personally appeared Ralph Mellin, known or identified to me, to be the person whose name is subscribed to the within instrument, and acknowledged to me that he/she 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.

Pamela McEwan  
NOTARY PUBLIC FOR IDAHO  
Residing at: Boise, Idaho  
My commission expires: 3/30/11

