State of Idaho
DEPARTMENT OF WATER RESOURCES
Western Region, 2735 Airport Way • Boise, Idaho 83705-5082
Phone: (208) 334-2190 • Fax: (208) 334-2348 • Web Site: www.idwr.idaho.gov

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

October 5, 2007

CURTIS KEITH VIALLE
CAROL ANN VIALL
1745 CASTLE WAY
MOUNTAIN HOME ID 83647

RE: Change in Ownership for Water Right No. 61-7404B & 61-11926

Dear Interested Parties:

The Department of Water Resources received a Notice of Change in Water Right Ownership on April 23, 2007. After reviewing the documents submitted, it was noted that the appropriate filing fee was not included. A letter was sent to you on April 24, 2007 regarding this matter.

Effective July 1, 2000, there is a filing fee of $25 per water right, in which the Partial Decree has been issued by the SRBA Court. The partial decree has been issued on the water right referenced above. We are returning the Notice and its attachments, as we have not received the appropriate filing fee. Copies of your ownership change request information will be kept in our files for reference.

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 we will be able to review &/or complete the request for you.

If you have any questions regarding this matter, please call this office at (208) 334-2190.

Sincerely,

Denise Buffington

Denise Buffington
Administrative Assistant

Enclosure

DE

Form 42-248/42-1409(6) July, 2000

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 Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
61-74048					
61-11926					

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): Hindleston

4. New Owner/Claimant(s): Name Connector (Check one): [ ] and, [ ] or, [ ] and/or

   New Mailing Address: Curtis Keith Viall + Carol Ann Viall

   City, State and ZIP Code: 1745 Castlewood, Mountain Home, Id 83647

   New Telephone Number: ( )

5. Date you acquired the property: 4-16-07

Not a split
OK to process if
money comes in
Request letter sent
4-24-07

RECEIVED
APR 23 2007
WATER RESOURCES
WESTERN REGION

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)
X [signature]
X [signature]

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 [signature] Date 4-23-07 Fee _____
Receipted by _____ Date _____ Receipt No. _____
Processed by _____ AJ Date _____ WR _____ Date _____

07-251

WARRANTY DEED

FOR VALUE RECEIVED
Mark S. Hiddleston and Marnie M. Hiddleston, husband and wife

GRANTOR(S), does(do) hereby GRANT, BARGAIN, SELL and CONVEY unto
Curtis Keith Viall and Carol Ann Viall, husband and wife

GRANTEE(S), whose current address is: 1745 Castle Way Mountain Home, Id 83647
the following described real property in Elmore County, State of Idaho,
more particularly described as follows, to wit:

Township 3 South, Range 7 East, Boise Meridian, Elmore County, Idaho

Section 7: A parcel of land being a portion of U.S. Government Lot 2 being more particularly described as follows:

Commencing at a found Brass Cap marking the W1/4 corner of Section 7, T3S, R7E, B.M. said point being the REAL POINT OF BEGINNING;
Thence running N00°06"55"E, 330.72 feet to a point;
Thence running S88°21'31"E, 669.00 feet to a point;
Thence running S00°06'54"W, 330.67 feet to a point;
Thence running N88°21'46"W, 669.00 feet to the REAL POINT OF BEGINNING.

MH, MSH

SAVE AND EXCEPT those portions used for roadway purposes.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee(s), and Grantee(s) heirs and assigns forever. And the said Grantor(s) does(do) hereby covenant to and with the said Grantee(s), that Grantor(s) is/are the owner(s) in fee simple of said premises; that said premises are free from all encumbrances, EXCEPT those to which this conveyance is expressly made subject and those made, suffered or done by the Grantee(s); and subject to reservations, restrictions, dedications, easements, rights of way and agreements, (if any) of record, and general taxes and assessments, (including irrigation and utility assessments, if any) for the current year, which are not yet due and payable, and that Grantor(s) will warrant and defend the same from all lawful claims whatsoever. , except those of record.

Dated: April 16, 2007

Mark S. Hiddleston

Marnie M. Hiddleston

STATE OF Idaho, County of Elmore, ss.
On this 16th day of April
in the year of 2007, before me, the undersigned, a Notary Public in and for said State, personally appeared
Mark S. Hiddleston, Marnie M. Hiddleston
known or identified to me to be the person S whose name are subscribed to the within instrument, and acknowledged to me that they executed the same.
Signature: Sheryl A. Reyment
Name: SHERYL A REYMENT
(type or print)
Residing at: Mountain Home
My commission expires: 12-27-11

SHERYL A. REYMENT NOTARY PUBLIC STATE OF IDAHO