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

RECEIVED
JUL 12 2006
IDWR/North

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
PD 85-10878		NO			
PD 85-10876		NO			

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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) Donald F. Sumpter
4825 Bobbitt Bench Rd Orofino, Id 83544.
4. New Owner/Claimant(s) James D Fowler
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address 4825 Bobbitt Bench Rd PO Box 118
- City, State and ZIP Code Reck, Id 83545
- New Telephone Number (661) 733-7470
5. Date you acquired the property 5/31/06

SUPPORT DATA

IN FILE # 85-10876

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 <u>N/A</u>		
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 <u>N/A</u>		
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) James D Fowler by Attorney in fact Tamara Fowler
(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 <u>JP</u>	Date <u>7/12/06</u>	Fee <u>\$50.00</u>	<u>(25 each right)</u>
Receipted by <u>JP</u>	Date <u>7/12/06</u>	Receipt No. <u>N017747</u>	
Processed by _____	AJ Date _____	WR _____	Date _____

202737

RECEPTION ☒ INDEXED ☒
FILED ☐ DELIVERED ☐
MAILED ☐

WARRANTY DEED

Donald F. Sumpter, a widower, Sharon Pratt as attorney-in-fact, hereinafter called the Grantor, in and for good and valuable consideration, the receipt of which is hereby acknowledged, do hereby GRANT, CONVEY, and WARRANT to James D. Fowler, a single man, of P.O. Box 118, Peck, ID 83545, hereinafter called the Grantee, the following described real property:

SITUATE IN THE COUNTY OF CLEARWATER, STATE OF IDAHO, to-wit:

Township 36 North, Range 1 East, Boise Meridian, Clearwater County, Idaho
Section 5: Government Lot 3 and Government 4, lying North and West of
Bobbitt Bench Road.

EXCEPTING THEREFROM

State Highway 12

SUBJECT TO: Easement for ingress and egress granted to Clearwater County,
recorded September 17, 1974 as Instrument No. 107615.

TO HAVE AND TO HOLD the said premises with their appurtenances, unto the said Grantee and to the Grantee's heirs and assigns forever. And the Grantor does hereby covenant to and with the Grantee, that the described real property is free from all encumbrances, except as above described, and that Grantor will warranty and forever defend the title thereto against all lawful claims and demands whatsoever.

DATED this 31st day of May, 2006.

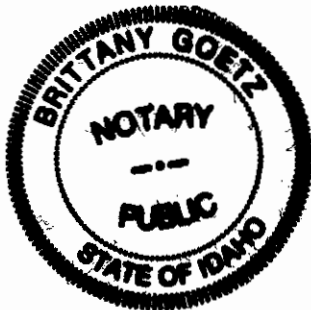
Donald F. Sumpter by Sharon Pratt as attorney-in-fact
Donald F. Sumpter, Sharon Pratt as
attorney-in-fact

STATE OF IDAHO)
) ss.
County of Clearwater)

On this 31st day of May, 2006, before me, the undersigned Notary Public, personally appeared Sharon Pratt, attorney in fact for Donald F. Sumpter, known or identified to me to be the persons who executed the within instrument and acknowledged to me that she executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year first above written.

(NOTARY SEAL)



Brittany Goetz
NOTARY PUBLIC FOR IDAHO
Commission expires: 8/01/11

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

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A85-~~10876~~ ¹⁰⁸⁷⁸
Date Received: 8/30/1988
Receipt No: _____
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: DONALD F. SUMPTER 208-476-7121
Address: 4825 BOBBIT BENCH RD.
OROFINO, ID 83544
AND/OR
Name: RITA SUMPTER 208-476-7121
Address: 4825 BOBBIT BENCH RD.
OROFINO, ID 83544
2. Date of Priority: APR 30, 1966
3. Source: SPRING Trib. to: SINKS
4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
36N	01E	5	NW	NE	NW		CLEARWATER
5. Description of diverting works:
PIPE FROM SPRING TO BATHTUB.
6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
STOCKWATER	01/01	12/31	0.020		
7. Total Quantity Appropriated is:
0.020 C.F.S. (and/or) A.F.A.
8. Total consumptive use is Acre Feet Per Annum.
9. Non-irrigation uses:
STOCKWATER FOR 5 HORSES & MULES

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
36N	01E	5	NE NW		STOCK	

11. Place of use in counties: CLEARWATER

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
NONE

14. Remarks:

15. Basis of Claim: BENEFICIAL USE

16. Signature(s)

(a.) By signing below, I ~~we~~ acknowledge that I ~~we~~ have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I ~~we~~ do do not wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: 4 PAGES

For Individuals:

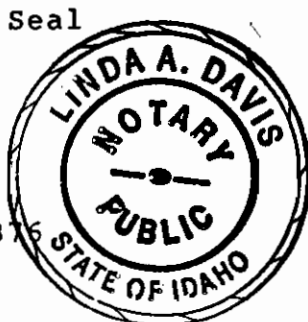
I ~~we~~ do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): James D Fowler by Attorney in fact Date: 7/10/06
Lamara Fowler Date:

State of Idaho)
County of CLEARWATER) SS.

Subscribed and sworn (or affirmed) before me this 10th day
of JULY 2006

Linda A Davis
Notary Public



Residing at OROFINO
My Commission Expires 11-21-2011

[Close](#)IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

07/10/2006

WATER RIGHT NO. 85-10878

Owner Type	Name and Address
Current Owner	DONALD F SUMPTER
Current Owner	RITA SUMPTER
	4825 BOBBIT BENCH RD
	OROFINO, ID 83544
	(208)476-7121

Priority Date: 10/10/1965

Basis: Decreed

Status: Active

Source	Tributary
SPRINGS	SINKS

Beneficial Use	From	To	Diversion Rate	Volume
DOMESTIC	1/01	12/31	0.04 CFS	
Total Diversion			0.04 CFS	

Location of Point(s) of Diversion:

SPRINGS	SENWNW	Sec. 05	Township 36N	Range 01E	CLEARWATER County
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Place(s) of use:

Place of Use Legal Description: DOMESTIC CLEARWATER County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
36N	01E	5		NWNW										

Conditions of Approval:

1.	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.
2.	N13	THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.
3.	N11	THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
4.		PARCEL NO. 36N01E052400

Dates:

Licensed Date:

Decreed Date: 12/29/2000

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date:

Protest Deadline Date:

Number of Protests: 0

Other Information:

State or Federal: S

Owner Name Connector: AND

Water District Number:

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Cary Act Number:

Mitigation Plan: False

Close

[Close](#)IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

07/10/2006

WATER RIGHT NO. 85-10876

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	DONALD F SUMPTER
Current Owner	RITA SUMPTER
	4825 BOBBIT BENCH RD
	OROFINO, ID 83544
	(208)476-7121

Priority Date: 04/30/1966

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
SPRING	SINKS

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
STOCKWATER	1/01	12/31	0.02 CFS	
Total Diversion			0.02 CFS	

Location of Point(s) of Diversion:

SPRING	NWNENW	Sec. 05	Township 36N	Range 01E	CLEARWATER County
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Place(s) of use:

Place of Use Legal Description: STOCKWATER CLEARWATER County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
36N	01E	5		NENW										

Conditions of Approval:

1.	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.
2.	N13	THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.
3.	N11	THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
4.		PARCEL NO. RP36N01E052400 STOCKWATER, 5 HORSES AND MULES

Dates:

Licensed Date:

Decreed Date: 12/29/2000

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date:

Protest Deadline Date:

Number of Protests: 0

Other Information:

State or Federal: S

Owner Name Connector: AND

Water District Number:

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Cary Act Number:

Mitigation Plan: False

Close