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Documents
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STATE OF IDAHO

IDAHO DEPARTMENT OF WATER RESOURCES

NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
Incomplete forms will be returned.

RECEIVED**NOV 22 2000**

Department of Water Resources

1. Water Right No(s): 63-20798Adjudication Claim No(s): A63-207982. The following **REQUIRED** information must be submitted with this form:

A. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water rights or claims in question, **WITH ATTACHED LEGAL DESCRIPTION.**

AND

B. **PLAT OF PROPERTY** or **SURVEY MAP** showing the location of the place of use of the water right(s) or claim(s). (These are usually attached to your deed or on file with the county.)

OR

C. If your water right or adjudication claim 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 Elaine Batt and Robert M. BattP.O. Box 189, Caldwell, Idaho 836064. New Owner/Claimant(s) Trust C of the Second Reformation and Restatement of theName Connector (Check one): ☐ and, ☐ or, ☐ and/orNew Mailing Address Robert & Elaine Batt Family TrustCity, State and ZIP Code Box 189, Caldwell, Idaho 83605New Telephone Number (208) 459-3696 (Mark Flitton)5. Date you acquired the property September 15, 1999

6. **Did you acquire all of the former owner's property? If you did, skip this item and go to item 7.** If you acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). Describe in detail your portion of each water right or adjudication claim in the spaces in the box below **only if the water right(s) or claim(s) need to be split between owners.** If necessary, attach additional pages. If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.

Number of acres you irrigate with this water right _____ Number and type of stock _____

Diversion rate in CFS _____ Number of homes you acquired _____ Other uses _____

MICROFILMED**MAR 17 2003**7. Signature of New Owner(s) Mark J. Flitton, Co-Trustee Robert M. Batt, Co-Trustee
or Claimant(s)**Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign form.**

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

Receipt #C051484 J. Barron
12.15.00 \$25.00

DEED
Individual and Personal Representative's

THIS DEED is made and executed by ROBERT M. BATT, individually and as personal representative of THE ESTATE OF ELAINE DONER BATT, DECEASED, hereinafter collectively referred to as the "Grantor," to TRUST C OF THE SECOND REFORMATION AND RESTATEMENT OF THE ROBERT & ELAINE BATT FAMILY TRUST u/t/a dated May 1, 1997, of which Robert M. Batt and Mark J. Flitton are the current co-trustees, hereinafter referred to as the "Grantee," whose address is Post Office Box 189, Caldwell, ID 83605.

WHEREAS, Robert M. Batt is the qualified personal representative of the Grantor estate, filed as Probate Case Number SP 97-01025 in Canyon County, Idaho; and

WHEREAS, in said probate action, an Allocation Agreement of Successors has been entered by and among the personal representative and devisees of the estate and this Deed is contemplated therein and necessary to carry out certain of the provisions of said Allocation Agreement of Successors;

THEREFORE, Grantor Robert M. Batt, individually, and Grantor estate, in accordance with the provisions of Uniform Probate Code as set forth in Title 15 of the Idaho Code, hereby grant, transfer and convey to Grantee all of their interest in the following described real property in Canyon County, Idaho:

Farm ground and improvements consisting of house, garage, shed, homesite, 144 acres of farm ground and 3,750 feet of concrete ditch as set forth on Exhibit "A" attached hereto and, by this reference, incorporated herein as if set forth in full.

The property conveyed to the Grantee by this deed shall be the sole and separate property of the Grantee, and all the income, rents, issues, profits, gains, and appreciation of said property shall also be the separate property of the Grantee.

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MAR 17 2003

This conveyance shall include any and all appurtenances, tenements, hereditaments, reversions, remainders, easements, rights-of-way and water rights in anywise appertaining to the property herein described.

THE ESTATE OF ELAINE DONER BATT,
DECEASED

Dated: 9-15, 1999

By: Robert M. Batt P.R.
Robert M. Batt
Personal Representative

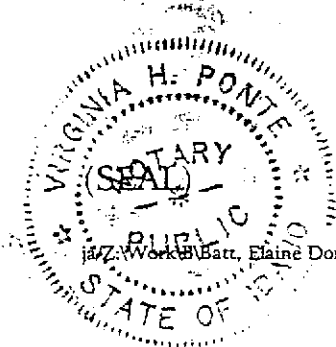
Dated: 9-15, 1999

Robert M. Batt
Robert M. Batt

STATE OF IDAHO)
)
) ss
County of Canyon)

On this 15 day of September, 1999, before me, a notary public, personally appeared ROBERT M. BATT, both individually and as personal representative of THE ESTATE OF ELAINE DONER BATT, DECEASED, known to me to be the person whose name is subscribed to the within instrument both individually and as such personal representative, and acknowledged to me that he executed the same both individually and as such personal representative.

Virginia L. Pate
Notary Public for Idaho
Commission expires: Nov 13, 2001



jaZ:\Work\Batt, Elaine Doner Estate\prinddeedccid.wpd

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2007-12-28

EXHIBIT "A"

The East half (E1/2) of the Southwest quarter (SW1/4), and Lots Three (3) and Four (4), of Section Seven (7), in Township Four (4) North, Range Four (4) West from the Boise Meridian, Canyon County, Idaho.

Canyon County Assessor
gave following info:

T 4N

R 5W

S 12 NWNW/SWNW

PO Box 189 - Caldwell

T 4N

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R 5W

MAR 17 2003

S 07

NESW/SESW, Lots 3rd & 4th
22924 Red Top Rd, Caldwell

Lani Lujan

11.22.00

29 SEP 16 PM 4 20

RECORDED

009937427

EXHIBIT "A"

The East half (E1/2) of the Southwest quarter (SW1/4), and Lots Three (3) and Four (4), of Section Seven (7), in Township Four (4) North, Range Four (4) West from the Boise Meridian, Canyon County, Idaho.

009937427

RECORDED

99 SEP 16 PM 4 20

G NOEL HALES

CANYON CNTY RECORDER
BY *C. M. Laughlin*

ag.

REQUEST *White Pt return from*
TYPE *Deed* FEE *9.00*

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MAR 17 2003

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

In Re SRBA)
) PARTIAL DECREE PURSUANT TO
Case No. 39576) I.R.C.P. 54(b) FOR
) Water Right 63-20798

NAME AND ADDRESS: ELAINE BATT
ROBERT M BATT
PO BOX 189
CALDWELL, ID 83606

SOURCE: GROUNDWATER

QUANTITY: 0.04 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
GALLONS PER DAY.

PRIORITY DATE: 01/01/1947

POINT OF DIVERSION: T04N R04W S07 SWSW Within Canyon County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Domestic 1 HOME	01-01 TO 12-31	0.04 CFS

PLACE OF USE: Domestic Within Canyon County
T04N R04W S07 SWSW

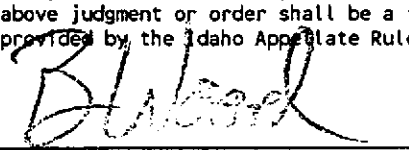
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.

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. I.C. SECTION 42-1412(6).

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.


Barry Wood
Administrative District Judge
Presiding Judge of the
Snake River Basin Adjudication

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MAR 17 2000

Turn Service Requested



UNDELIVERABLE AS ADDRESSED.
IF ORDERING ORDER EXPIRED.

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MAR 27 2002
Department of Water Resources

THE UNIVERSITY OF CHICAGO



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

March 15, 2003

ROBERT & ELAINE BATT FAMILY TRUST
PO BOX 189
CALDWELL ID 83605

RE: Change of Ownership for Water Right 63-20798

Dear Water Right Holder(s):

The department acknowledges receipt of correspondence changing ownership of the above referenced water right to you. The department has modified its records to reflect the change in ownership and has enclosed a computer-generated report for your records.

Please note that as of July 1, 1996, water right owners are required to report any change of water right ownership and any change of mailing address of the owner of a water right to the department. Notice of the change must be provided to the department within 120 days of the change. Change reporting forms are available from any office of the department.

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

Sincerely,

for 
Jeff Peppersack, Manager
Water Right Permits Section

JP:klt

Enclosure

cc: Julie Fischer
White Peterson Gigray Rossman Nye & Rossman
PO Box 247
Nampa, ID 83653-0247

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MAR 17 2003

WHITE PETERSON

WHITE, PETERSON, MORROW, GIGRAY, ROSSMAN, NYE & ROSSMAN, P.A.

ATTORNEYS AT LAW

104 NINTH AVENUE SOUTH
POST OFFICE BOX 247
NAMPA, IDAHO 83653-0247
TEL (208) 466-9272
FAX (208) 466-4405

E-MAIL: jkf@wppmg.com

JULIE KLEIN FISCHER
WM. F. GIGRAY, III
BRENT JOHNSON
D. SAMUEL JOHNSON
WILLIAM A. MORROW
WILLIAM E. NICHOLS*

CHRISTOPHER S. NYE
PHILIP A. PETERSON
ERIC S. ROSSMAN
TODD A. ROSSMAN
DAVID M. SWARTLEY
TERRENCE R. WHITE**

*ALSO ADMITTED IN OR
**ALSO ADMITTED IN WA

MERIDIAN OFFICE
200 EAST CARLTON AVENUE
SUITE 31
POST OFFICE BOX 1150
MERIDIAN, IDAHO 83680-1150
TEL (208) 288-2499
FAX (208) 288-2501

PLEASE REPLY TO
NAMPA OFFICE

November 20, 2000

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NOV 22 2000

Department of Water Resources

Department of Water Resources
State of Idaho
State Office
1301 N. Orchard
Boise, ID 83706

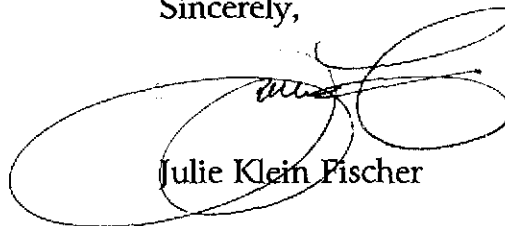
Re: Water Right No. 63-20798

Dear Sir or Madam:

Enclosed please find the original and a copy of a Notice of Change of Water Right Ownership for the above-referenced water right. Please file the original and return a stamped copy for acknowledgment of filing to me in the enclosed envelope. Thank you.

If you have any questions, please do not hesitate to contact me.

Sincerely,



Julie Klein Fischer

Enclosures

1:\Z:\Work\B\Batt, Elaine Doner Estate\letter.wpd

MICROFILMED

MAY 17 2000

WHITE PETERSON

WHITE, PETERSON, MORROW, GIGRAY, ROSSMAN, NYE & ROSSMAN, P.A.

ATTORNEYS AT LAW

104 NINTH AVENUE SOUTH
POST OFFICE BOX 247
NAMPA, IDAHO 83653-0247
TEL (208) 466-9272
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*ALSO ADMITTED IN OR
**ALSO ADMITTED IN WA

RECEIVED

DEC 11 2000

Department of Water Resources

MERIDIAN OFFICE
200 EAST CARLTON AVENUE
SUITE 31
POST OFFICE BOX 1150
MERIDIAN, IDAHO 83680-1150
TEL (208) 288-2499
FAX (208) 288-2501

PLEASE REPLY TO
NAMPA OFFICE

December 7, 2000

Idaho Department of Water Resources
Attn: Kari Lynn
State Office
1301 N. Orchard
Boise, ID 83706

Re: Water Right No. 63-20798

Dear Kari Lynn:

Please find enclosed the check for the filing fee for the Notice of Change of Water Right Ownership. Thank you for your call.

Very Truly Yours,


Julie Klein Fischer

Receipt #COS1484 J. Barrow
12/15/00 for \$2500

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MAY 17 2001