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DEC 18 2000

Department of Water Resources  
Southern Region

Form 47-204 (2-1-40/00) July, 2000

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIPPlease 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 |
|----------------------|-----------------------------|-------|----------------------|-----------------------------|-------|
| 02-10172             | 10127                       |       |                      |                             |       |
|                      |                             |       |                      |                             |       |
|                      |                             |       |                      |                             |       |
|                      |                             |       |                      |                             |       |
|                      |                             |       |                      |                             |       |

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Department of Water Resources

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) Shelley Seibel
4. New Owner/Claimant(s) Phillip G. Stelma  
Name Connector (Check one): ☐ and, ☐ or ☐ and/or
- New Mailing Address 1740, 2725 Road
- City, State and ZIP Code Cedaredge, CO 81413
- New Telephone Number (970) 856-4516
5. Date you acquired the property 10-13-00

MICROFILMED

OCT 6 7 2003



WARRANTY DEED

For Value Received

Shelley Seibel,  
A Single Woman.

the grantor(s), do(es) hereby grant, bargain, sell, and convey unto

Phillip G. Stelma,  
A Single Man

the grantee(s), whose current address is

1740, 2725 ROAD, CEDAREGE, CO 81413

the following described premises, to-wit:

See Attached Exhibit "A"

"Replacement Property"

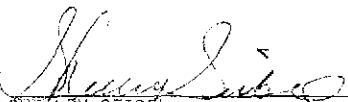
"As part of an IRS & 1031 tax-deferred exchange"

Together with all water rights appurtenant thereto, including but not limited to:

Water Right No. 02-10127, Priority Date 12/31/1940, according to the Department of Water Resources Application for Transfer of Water Rights

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee(s), his/her/their heirs and assigns forever. And the said Grantor(s) do(es) hereby covenant to and with the said Grantee(s), that he/she/they are the owner(s) in fee simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U. S. Patent reservations, restrictions, easements of record, and easements visible upon the premises, and that he/she/they will warrant and defend the same from all claims whatsoever.

Dated: November 6, 2000

  
SHELLEY SEIBEL

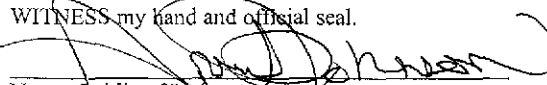
STATE OF IDAHO

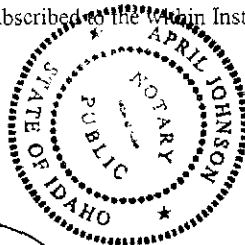
: ss

COUNTY OF TWIN FALLS

On this 13th day of NOVEMBER, in the year 2000, before me, a Notary Public in and for said State, personally appeared **Shelley Seibel**, known or identified to me to be the person(s) whose name(s) is/are subscribed to the within Instrument, and acknowledged to me that he/she/they executed the same.

WITNESS my hand and official seal.

  
Notary Public of Idaho  
Residing at TWIN FALLS, Idaho  
Commission Expires: 09/02/05



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OCT 17 2003

***Exhibit A***

**T000887**

**RP08S13E014930**

Township 8 South, Range 13 East of the Boise Meridian, Twin Falls County, Idaho

Section 1: A tract of land located in Government Lot 8, more particularly described as follows:

*NW36*

COMMENCING at the Northwest corner of said Section 1;

Thence South  $0^{\circ}11'$  West along the West boundary of Section 1 for a distance of 3,921.07 feet to a brass cap which is the Southwest corner of the Northwest Quarter of the Southwest Quarter of Section 1;

Thence North  $89^{\circ}41'24''$  East along the South boundary of the Northwest Quarter of the Southwest Quarter of Section 1 for a distance of 1,347.18 feet to the Southwest corner of Government Lot 8 of Section 1;

Thence North  $33^{\circ}48'18''$  East for a distance 775.61 feet to a found 2' steel rod, said point is on the Northwesterly boundary of the tract of land and is the TRUE POINT OF BEGINNING;

Thence North  $74^{\circ}16'40''$  East for a distance of 36.86 feet to a found 1' iron pipe said point is on the approximate bank of the Snake River;

Thence South  $21^{\circ}59'56''$  East along the bank of the Snake River for a distance of 95.96 feet;

Thence South  $60^{\circ}39'00''$  West for a distance of 53.00 feet to a found 1" iron pipe, said point being along the Northerly boundary of old Highway US 30;

Thence North  $30^{\circ}31'29''$  West along the Northerly boundary of old Highway US 30 for a distance of 105.75 feet to a found 1 1/2" iron pipe;

Thence North  $63^{\circ}00'00''$  East for a distance of 31.76 feet to the TRUE POINT OF BEGINNING.

**SUBJECT TO:** Reserving for use by Don C. and Gladys Duggan, husband and wife and adjacent land owners the right of ingress and egress over and across the said described premises along the presently established driveway.

*MICHO...*

*07 07 2009*

2000 MAR 16 PM 02:00  
DISTRICT COURT - SRBA  
TWIN FALLS CO., IDAHO  
FILED \_\_\_\_\_

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 )  
Case No. 39576 )  
\_\_\_\_\_ )

PARTIAL DECREE PURSUANT TO  
I.R.C.P. 54(b) FOR

Water Right 02-10127

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MAR 17 2000

NAME AND ADDRESS: SHELLEY SEIBEL  
104 LOS LAGOS  
TWIN FALLS, ID 83301

Department of Water Resources

SOURCE: SNAKE RIVER TRIBUTARY: COLUMBIA RIVER

QUANTITY: 0.02 CFS

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

PRIORITY DATE: 12/31/1940

POINT OF DIVERSION: T08S R13E S01 NWNESE Within Twin Falls County

| PURPOSE AND<br>PERIOD OF USE: | PURPOSE OF USE | PERIOD OF USE  | QUANTITY |
|-------------------------------|----------------|----------------|----------|
|                               | Domestic       | 03-01 TO 10-01 | 0.02 CFS |

PLACE OF USE: Domestic Within Twin Falls County  
T08S R13E S01 NESW

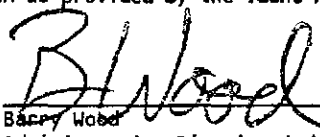
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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

MICHO-HEWES

OCT 17 2000



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](http://www.idwr.state.id.us)

DIRK KEMPTHORNE  
Governor

KARL J. DREHER  
Director

September 4, 2003

PHILLIP G STELMA  
1740 2725 RD  
CEDAREGE CO 81413

RE: Change of Ownership for Water Right 2-10127

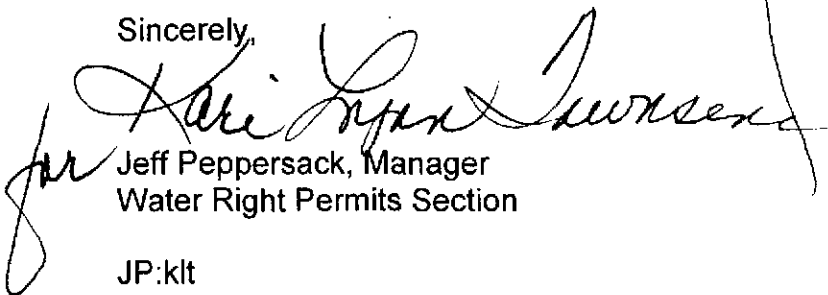
Dear Water Right Holder(s):

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,



Jeff Peppersack, Manager  
Water Right Permits Section

JP:klt

Enclosure



11/13/00

VIA REGULAR MAIL

Idaho Department of Water Resources  
Attn: Trish Fawcett  
1341 Fillmore Street, Suite 200  
Twin Falls, ID 83301

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Department of Water Resources  
Southern Region

Re: Order No. T000887  
Stelma - Seibel  
Parcel in Sec 1, T8S, R13EBM

Dear Trish:

In connection with the above mentioned order, attached please find our check no. 14684 in the amount of \$25.00, representing: Filing fee to change ownership.

Also attached are copies/originals of the following document(s):

- ☒ Copy recorded Warranty Deed.
- ☒ Ownership change form.

*Thank you for using Twin Falls Title & Escrow Company.* Should you have any questions, please do not hesitate to contact me.

Sincerely,

  
April Johnson  
Escrow Officer  
Twin Falls Title & Escrow Company

/aj

encl.

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