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POINT OF DIVERSION

MICROFILMED pump

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Form 42-248/22-1409(5) July, 2000

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

RECEIVED
OCT 28 2002

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
 Incomplete forms will be returned.

Department of Water Resources

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, 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
35 133 45					
35 133 47					
35 25 72					
<i>THIS IS THE numbers</i> <i>we were told were ours</i>					
	35-13450-			Christensen	
	35-13451-			Gelles	

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) are 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) TOM CHRISTENSEN C/O BRENDA ANDERSON
PO BOX 161 MORELAND ID 83256-7161
4. New Owner/Claimant(s) PAUL J AND LYNNE R. GELLES
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address 1845 900 WEST
- City, State and ZIP Code BLACKFOOT ID 83221
- New Telephone Number (208) 684 4492
5. Date you acquired the property JULY 26 2002

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OCT 17 2002

Department of Water Resources
 Eastern 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.

N/A

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	_____	_____

N/A

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)

Paul Geller

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.

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For Office Use Only

Received by JC Date 10-24-02 Fee \$75 MAR 11 2003
 Received by JC Date 10-24-02 Receipt No. E028257
 Processed by AJ Date _____ WR _____ Date _____

Receipt #C067628 - \$75.00 - 3.3.03 - J. M. M. i

Lari@ Bingham County
Assessors office Confirmed
no ownership in the
Name of Gelles, Paul or
Lepune in T39, R32E,
S10, NW NW

Lari Lepune

11.12.02

WARRANTY DEED

For Value Received **TOM CHRISTENSEN, deceased, whose name also appears of record THOMAS CHRISTENSEN, deceased**

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto

PAUL J GELLES AND LYNNE R GELLES, husband and wife

whose address is: **189 SOUTH 900 WEST, BLACKFOOT, IDAHO 83221**

Hereinafter called the Grantee, the following described premises situated in Bingham County, Idaho, to-wit:

**Township 3 South, Range 32 E.B.M., Bingham County, Idaho
Section 10: NE $\frac{1}{4}$ NW $\frac{1}{4}$; S $\frac{1}{2}$ NW $\frac{1}{4}$; SW $\frac{1}{4}$, EXCEPT Beginning at the S $\frac{1}{4}$ corner of said Section 10 and running thence W. along the S. Section line 507 feet; thence N. at a right angle thereto 206 feet; thence E. and parallel to the S. Section line 507 feet to the N-S Center line of said Section 10; thence S. along said N-S Center line 206 feet to the point of beginning.**

SUBJECT TO all easements, right of ways, covenants, restrictions, reservations, applicable building and zoning ordinances and use regulations and restrictions of record, and payment of accruing present year taxes and assessments as agreed to by parties above.

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 said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner 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 Grantor will warrant and defend the same from all claims whatsoever.

Dated: July 18, 2002

Tom Christensen Estate

BY: Nancy May Caldwell
Nancy May Caldwell
Co-Personal Representative

BY: Brenda Anderson
Brenda Anderson
Co-Personal Representative

FIRST AMERICAN TITLE COMPANY

RECORDED AT THE REQUEST OF

2002 JUL 26 AM 10:50

FEE 3.00 DEP 0.00

BINGHAM COUNTY RECORDER
BLACKFOOT, IDAHO

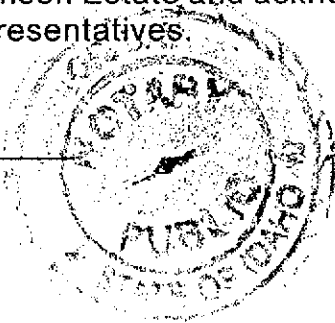
STATE OF Idaho

)ss.

COUNTY OF BINGHAM

On this 22 day of July, 2002, before me Lori Day, personally appeared Nancy May Caldwell and Brenda Anderson, known or identified to me (or proved to me on the oath of), to be the person(s) whose name(s) are subscribed to the within instrument as Co-Personal Representatives of the Tom Christensen Estate and acknowledged to me that they executed the same as such Co-Personal Representatives.

Lori Day
Notary Public of Idaho
Residing at: Blackfoot, Idaho
Commission Expires: 10/21/03



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MAR 11 2003

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POINT OF DIVERSION

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IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 35-13451

WATER RIGHT NUMBER: 35-13451

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	TOM CHRISTENSEN C/O BRENDA ANDERSON PO BOX 161 MORELAND, ID 83256-0161 (208) 684-3252
Current Owner	LYNNE R GELLES 184 S 900 W BLACKFOOT, ID 83221 (208) 684-4492
Current Owner	PAUL J GELLES 184 S 900 W BLACKFOOT, ID 83221 (208) 684-4492

Priority Date: 04/29/1959

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	04/01 to 10/31	1.930 CFS	472.00 AF
	<u>Total Diversion:</u>	1.930 CFS	472.00 AF

Location of Point(s) of Diversion

GROUND WATER	NW1/4SW1/4NW1/4	Sec. 10, Twp 03S, Rge 32E, B.M.
BINGHAM County		

Place of UseIRRIGATION Within BINGHAM County

T03S R32E S10	NENW	39.0	T03S R32E S10	SWNW	39.0
T03S R32E S10	SENW	40.0			
Total Acres: 118					

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. C03 RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION PURSUANT TO SECTION 42-1425, IDAHO CODE.
3. C05 RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.

Remarks:

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IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report 35-13451

Comments:

1. Curtis 3/3/2003 Ownership Change

Comment: Rights 35-13450 and 35-13451 are the result of the splitting of Right 35-2572 by an ownership change.

Dates and Other Information:

Decreed Date: 1/25/2002

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MAR 11 2003



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 3, 2003

LYNNE R GELLES
PAUL J GELLES
184 S 900 W
BLACKFOOT ID 83221

RE: Change of Ownership for Water Right 35-13451

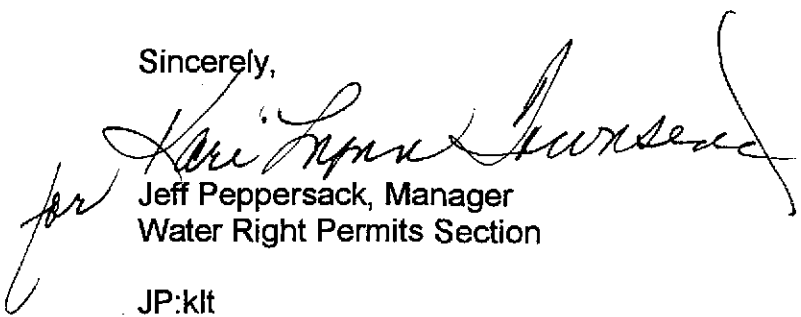
Dear Water Right Holder(s):

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

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Paul & Lynne Gelles (Paul J.)

184 S. 900 West

Blackfoot ID 83221

208 684 4492

Water Right 35-02572

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MAR - 3 2003

Department of Water Resources

Dear Mrs Townsend,

Enclosed is our check for \$75.00, To
SPLIT OFF THE water right, leaving the
4 acres in the name of the decedent.

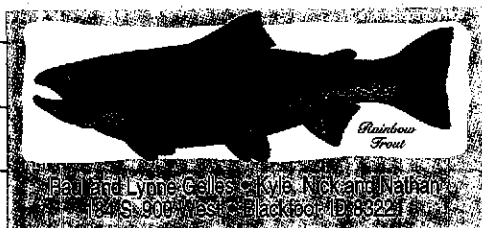
It is my understanding we will now have

.07
1.97 cfs for this Parcel.
1.93?

Appreciate your help in this matter.

Attached is a copy of
your letter, to help if you
need it.

Lynne Gelles



208 684 4492

Water Right

35-02572

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MAR 11 2003



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

October 30, 2002

PAUL J GELLES
LYNNE R GELLES
184 S 900 W
BLACKFOOT ID 83221

RE: Change in Ownership of Decreed Water Right 35-02572

Dear Mr. & Mrs. Gelles:

The Department of Water Resources acknowledges receipt of your Notice of Change in Water Right Ownership. Our review of your notice indicates that additional information is required before we can process the change. The information required is indicated below:



Evidence of Water Right Ownership: copy of Deed, Title Policy, Contract of Sale, or other legal document indicating your ownership of the property and/or water rights in question

During our review of the documentation you submitted we found some discrepancies between that documentation and the legal description of the place of use for the water right(s) indicated in your notice. I have enclosed a copy of the water right decree for your reference. Please note that the decree shows 4 acres in NWNW, however those 4 acres are not covered in the property description on the copy of the deed you provided.

Please advise our office within 30 days as to your ownership of the 4 acres in NWNW. If it is necessary to split the water right leaving those 4 acres in the name of the decreed right holder (Christensen) there will be an additional \$75.00 fee required.

Because the Department cannot process the ownership change without proper documentation, we will hold any action on your notice pending receipt of the necessary information. If we do not receive the necessary information within 30 days we will return your notice and all attachments and your notice will not be processed.

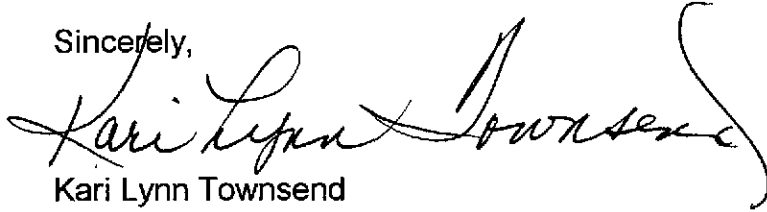
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Please note that water right owners are required to report any change in water right ownership and/or mailing address to the Department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee. Contact any office of the Department or visit the Department's homepage (<http://www.idwr.state.id.us>) on the Internet to obtain the proper forms and instructions.

If you have any questions regarding this matter, please call me at 208-327-7941.

Sincerely,

A handwritten signature in black ink, reading "Kari Lynn Townsend". The signature is fluid and cursive, with the first name "Kari" being the most prominent.

Kari Lynn Townsend
Secretary

KLT:k

Enclosure(s)

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MAR 11 2003