

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)		
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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)

Shawn D. Eddo
Jennifer A. Eddo

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 slc Date 5-5-05 Fee \$25⁰⁰
 Receipted by _____ Date _____ Receipt No. CD77762
 Processed by _____ AJ Date _____ WR _____ Date _____



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125.9

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5.7
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125.18
4156

4

43.2

5

10.8

3

123.9

6

5.1

71.7

8
2.6

9
0.1

Havens Rd 500 ft

5	4
8	9

Gagebrush Loop
1000W

Point
of
diversion

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

RECEIVED

JAN 31 2005

DEPARTMENT OF
WATER RESOURCES

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
35-7550					

2. The following **REQUIRED** information must be submitted with this form:

- (A) The appropriate **FILING FEE**. See instructions for fee amounts. **\$25.00**
- (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)

Julie Ann AND LARRY D MARTIN

4. New Owner/Claimant(s)

Shawn D. Ellis and Jennifer R. Ellis

Name Connector (Check one). ☐ and, ☐ or, ☐ and/or

New Mailing Address

936 W. 350 N.

City, State and ZIP Code

Blackfoot, ID, 83221

New Telephone Number

208 684-4268

5. Date you acquired the property

9/26/01

- 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.

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Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

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Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

7. Signature of New Owner(s) or Claimant(s)
(include title if applicable)

Sharon D. Felt
Henrik Felt

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 510 Date 5-5-00 Fee DD5
 Received by _____ Date _____ Receipt No 0017
 Processed by _____ AJ Date _____ WR _____ Date _____

504579

WARRANTY DEED

For Value Received **Parcel 1: JULIE W MARTIN**, personal representative of the Estate of **LARRY D MARTIN AND JULIE ANN MARTIN**, a single person

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **SHAWN D ELLIS and JENNIFER R ELLIS**, husband and wife, whose address is: **936 WEST 350 NORTH, BLACKFOOT, IDAHO 83221**

Hereinafter called the Grantee, the following described premises situated in Bingham County, Idaho, to-wit:
Parcel 1:

Part of Section 5, Township 2 South, Range 34 E.B.M., Bingham County, Idaho, described as: Beginning at a point that is S. 89°57'08" W. 25.00 feet from the NE corner of said Section 5 (said point of beginning is N. 89°57'08" E. 11.30 feet from the common corner of Section 32 and 33, Township 1 South, Range 34 E.B.M.) and running thence S. 00°04'38" W. 3771.31 feet parallel to the E. line of said Section 5; thence S. 89°55'22" W. 273.93 feet; thence S. 00°04'38" E. 336.74 feet; thence N. 89°55'22" E. 89.27 feet; thence S. 00°04'38" E. 462.61 feet, more or less to the North right-of-way line of Highway 26 Project No. AF 1381 (4); thence on tangent N. 50°21'45" W. 1128.57 feet to a right-of-way marker marked P.T. 3185+21.0 BK and 3185+5.3 AH; thence along a curve to the left concave to the North 1018.31 feet to a right-of-way marker marked 3175+11.0, (Measured Delta = 05°02'51", Radius = 11559.16 Chord bears N. 52°54'50" W. 1017.71 feet), (Plan Curve Data Delta = 05°31'00" Length = 1010.00 feet), thence on tangent N. 55°24'36" W. 156.61 feet; thence leaving said highway right-of-way N. 02°00'00" W. 429.80 feet; thence N. 90°00'00" W. 607.89 feet, more or less to said highway right-of-way; thence N. 55°24'36" W. 968.43 feet to a right-of-way marker at Station P.T. 3156+27.4; thence along a curve to the right, concave to the South 681.22 feet, (Segment Curve data Delta 05°31'37", Radius = 7061.97 feet, Chord bears N. 52°38'48" W. 680.96 feet), a right-of-way marked P.C. 3146+21.1 bears N. 48°38'07" W. 309.54 feet from said point; thence leaving said right-of-way N. 00°03'12" W. 1752.27 feet, more or less to the North line of said Section 5; thence N. 89°57'08" E. 3959.62 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: September 26, 2001

Julie W. Martin
JULIE W MARTIN, personal representative of the
Estate of LARRY D MARTIN

FIRST AMERIC

RECORDED A

2001 SEP 1

FILE

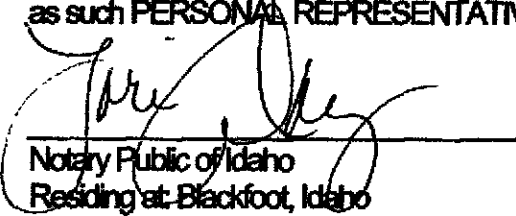
BLACK

STATE OF Idaho

)ss.

COUNTY OF BINGHAM

On this 09/26/2001, before me Lori Day, personally appeared JULIE W MARTIN, known or identified to me (or proved to me on the oath of), to be the person(s) whose name(s) IS subscribed to the within instrument as PERSONAL REPRESENTATIVE OF THE ESTATE OF LARRY D MARTIN and acknowledged to me that SHE executed the same as such PERSONAL REPRESENTATIVE OF THE ESTATE OF LARRY D MARTIN.



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

STATE OF IDAHO

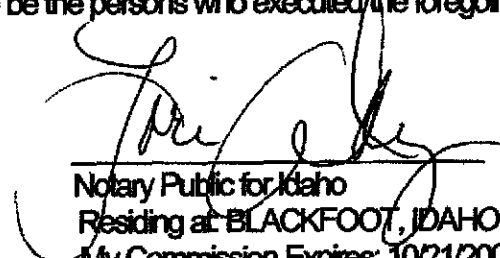
)

: ss.

COUNTY OF BINGHAM

)

On this 26TH day of SEPTEMBER, 2001, before me the undersigned, a Notary Public in and for the said county and state, personally appeared JULIE ANN MARTIN, known or proved to me to be the persons who executed the foregoing instrument, and acknowledged to me that she executed the same.



Notary Public for Idaho
Residing at: BLACKFOOT, IDAHO
My Commission Expires: 10/21/2003

504579

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RD

2002 JAN 31 PM 3:56

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

)
)
)
)

ORDER OF PARTIAL DECREE

For Water Right 35-07550

On November 27, 2001, a *Special Master's Report and Recommendation* was filed for the above water right. No Challenges were filed to the *Special Master's Report and Recommendation* and the time for filing Challenges has now expired.

Pursuant to I.R.C.P. 53(e)(2) and *SRBA Administrative Order 1*, Section 13f, this Court has reviewed the Findings of Fact and Conclusions of Law contained in the *Special Master's Report* and wholly adopts them as its own.

Therefore, IT IS ORDERED that water right 35-07550 is hereby **decreed** as set forth in the attached *Partial Decree Pursuant to I.R.C.P. 54(b)*.

DATED January 31, 2002.



ROGER S. BURDICK
Presiding Judge
Snake River Basin Adjudication

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 35-07550

2002 JAN 31 PM 1:23
DISTRICT COURT-SRBA
TWIN FALLS CO., IDAHO
FILED _____

NAME AND ADDRESS JULIE ANN MARTIN
LARRY DALE MARTIN
223 N 900 W
BLACKFOOT, ID 83221

SOURCE. GROUNDWATER

QUANTITY: 2.77 CFS
832 00 AFY

PRIORITY DATE 12/04/1975

POINT OF DIVERSION- T02S R34E S05 NWSENE Within Bingham County

PURPOSE AND PERIOD OF USE.	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-01 TO 11-01	2.77 CFS 832 00 AFY

PLACE OF USE:	Irrigation	Within Bingham County
	T02S R34E S05	NENE 39.0 NWNE 40.0 SENE 40.0 NWSE 9.0 SESE 4 0
	208.0 Acres Total	

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

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.

Roger Burdick

Roger Burdick
Presiding Judge of the
Snake River Basin Adjudication

2002 JAN 31 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	)	CERTIFICATE OF MAILING
	)	
Case No. 39576	)	
_____	)	Water Right(s): 35-07550

CERTIFICATE OF MAILING

I certify that a true and correct copy of the PARTIAL DECREE
PURSUANT TO I.R.C.P. 54(b) for WATER RIGHT 35-07550 was mailed
on January 31, 2002, with sufficient first-class postage prepaid
to the following:

DIRECTOR OF IDWR
PO BOX 83720
BOISE, ID 83720-0098

C & L FARMS
DEL RAY HOLM
HOLM BROS. PARTNERSHIP, HOLM
R & M FARMS PARTNERSHIP
THEODORE L DEFFINGER
Represented by:
BLAIR J. GROVER
215 FARNSWORTH WAY
PO BOX 36
RIGBY, ID 83442-0036
Phone: 208-745-6653

ABERDEEN-AMERICAN FALLS
BINGHAM GROUND WATER DISTRICT
JULIE ANN MARTIN
LARRY DALE MARTIN
UPPER VALLEY IRRIGATORS ASSOC.

Represented by:
JEFFREY C. FEREDAY
PO BOX 2720
BOISE, ID 83701-2720
Phone: 208-388-1200

FREMONT MADISON IRRIG. DIST.

Represented by:
JERRY R. RIGBY
PO BOX 250
REXBURG, ID 83440-0250
Phone: 208-356-3633

ALBERT & CHRISTINE WADA
BRENT STOLWORTHY
CLYDE M WILSON
DARWIN BROWN
FRANK S & AGNES H WADA
GERALD J BUTIKOFER
JAY L & MERRI LYNN STOLWORTHY
KENT B CORNELISON
KENT SEARLE
LDS CHURCH
LINDEN J & LOIS J BUTIKOFER
MERLE & ULENE BUTIKOFER
MURDOCH-WILSON FARMS
PAUL & ALICE HEYREND
WAYNE HANSEN

Represented by:
KENT W FOSTER
PO BOX 50130
IDAHO FALLS, ID 83405
Phone: 208-523-0620

STATE OF IDAHO

Represented by:
NATURAL RESOURCES DIV CHIEF
STATE OF IDAHO
ATTORNEY GENERAL'S OFFICE
PO BOX 44449
BOISE, ID 83711-4449

CERTIFICATE OF MAILING

DIANA DELANEY
Chief Deputy Clerk

PAGE 2
01/31/02



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street, P.O. Box 83720, Boise, ID 83720-0098

Phone: (208) 287-4800 Fax: (208) 287-6700 Web Site: www.idwr.idaho.gov

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

May 10, 2005

SHAWN D ELLIS
JENNIFER R ELLIS
936 W 350 N
BLACKFOOT ID 83221-5218

RE: Change of Ownership for Water Right 35-7550

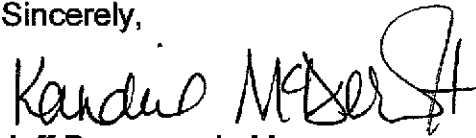
Dear Water Right Holder(s):

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:klm
Enclosure



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street, P.O. Box 83720, Boise, ID 83720-0098

Phone: (208) 287-4800 Fax: (208) 287-6700 Web Site: www.idwr.idaho.gov

April 20, 2005

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

SHAWN D ELLIS
JENNIFER R ELLIS
936 W 350 N
BLACKFOOT ID 83221

RE: Water Right No. 35-7550
Change in Ownership

Dear Mr. & Mrs. Ellis:

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:

 X Filing Fee of \$25 per water right

Effective July 1, 2000, the legislature enacted House Bill No. 545 requiring a filing fee for a change in water right ownership. The fee is \$25 per water right, except for ownership changes resulting in the division of a water right, which is \$100 per water right. All ownership change notices received after June 30, 2000 must include the appropriate filing fees in order to be processed. We have determined that the filing fee for your notice will be **\$25**.

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

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 questions, please contact me at 208-287-4962.

Sincerely,

Kandice L. McDermott
Records Analyst

/klm