

No Color
Documents
In File

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APR 12 2002

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

RECEIVED

APR 11 2002

Department of Water Resources
Eastern Region

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, 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
	35-2535				
	35-11891				

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

- A. The appropriate **FILING FEE**. See instructions for fee amounts. \$50 -
- 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)

Kenneth Boswell

4. New Owner/Claimant(s)

7

M. J. Blasby

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

New Mailing Address

1669 W. 600 S. Panguitch, UT 84652

City, State and ZIP Code

New Telephone Number

(208) 684-3227

5. Date you acquired the property

MICROFILMED

JAN 09 2003

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)

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) Noel J. Beaulieu
(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 JC Date 4-11-02 Fee \$150
 Receipted by JC Date 4-11-02 Receipt No. E027620
 Processed by AJ Date _____ WR _____ Date _____

MICROFILMED
JUL 9 2003

WARRANTY DEED

For Value Received KENNETH W BOSWELL, AN UNMARRIED MAN

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

NOEL J. BEASLEY, A MARRIED MAN

Accepted & Approved *W.B.*

whose address is: 1669 WEST 600 SOUTH - PINGREE, IDAHO 83262

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

**TOWNSHIP 4 SOUTH, RANGE 33 EBM, BINGHAM COUNTY, IDAHO
SECTION 5: LOT 3**

NE1/4

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: August 20, 2001

Kenneth W. Boswell
KENNETH W BOSWELL

STATE OF Idaho
)ss.
COUNTY OF BANNOCK

On this 20th day of August, 2001, before me LINDA CHIVERS, personally appeared KENNETH W BOSWELL, 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, and acknowledged to me that he executed the same.

Linda Chivers
Notary Public of Idaho
Residing at: POCATELLO, Idaho
Commission Expires: 02/18/05

MICROFILMED

JAN 09 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)
Case No. 39576)
PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 35-02535

NAME AND ADDRESS: KENNETH W BOSWELL
MARILYN R BOSWELL
1669 W 600 S
PINGREE, ID 83262

SOURCE: GROUNDWATER

QUANTITY: 0.80 CFS
160.00 AFY

PRIORITY DATE: 05/02/1958

POINT OF DIVERSION: T04S R33E S05 LOT 03 (NENW) Within Bingham County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-01 TO 10-31	0.80 CFS 160.00 AFY

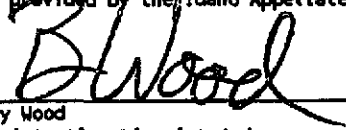
PLACE OF USE: Irrigation Within Bingham County
T04S R33E S05 LOT 03 (NENW)40.0
40.0 Acres Total

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.


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



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

June 19, 2003

KELBY R FLOWERS
LILLIE M FLOWERS
PO BOX 2532
POCATELLO ID 83206

RE: Change in Ownership for Water Right 35-2535

Dear Mr. & Mrs. Flowers:

The Department of Water Resources has received your Notice of Change in Water Right Ownership for the above listed water right.

Our review of your support data indicated that the property you list on the Warranty Deed has no connection with the property for which water right 35-2535 is appurtenant.

I am returning your ownership change request and all accompanying support data. Also enclosed is a water right report for this right that shows the property is in Bingham County, not Bannock County.

By copy of this letter, a request is being made for refund of the \$25.00 filing fee you paid which was receipted on #C069590.

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

Sincerely,

A handwritten signature in cursive script, appearing to read 'Kari Lynn Townsend', written over a horizontal line.

Kari Lynn Townsend
Secretary

KLT:k

cc: Debbie Allen, Fiscal Section

MICROFILMED

JUL 23 2003

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

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

RECEIVED
JUN 02 2003
Department of Water Resources
Eastern Region

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
35-02535					

RECEIVED
JUN 16 2003
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) 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)

Noel Beasley
12676 N haramie Ln Pocatello Id 83203

4. New Owner/Claimant(s)

Kelby & Lillie M. Flowers

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

New Mailing Address

12676 N haramie Ln { PO Box 2532
Pocatello Id 83202 { POCATELLO
ID 83206

City, State and ZIP Code

New Telephone Number

208, 238-5799

5. Date you acquired the property

10-3-02

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JUL 23 2003

COPY

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)

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	_____	_____

COPY

Signature of New Owner(s) or Claimant(s) Kelly A. Howers
(include title if applicable) Julie M. Howers

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.

MICROFILMED
JUL 23 2003

For Office Use Only

Received by <u>pmc</u>	Date <u>6-16-03</u>	Fee <u>\$2500</u>
Received by <u>pmc</u>	Date <u>6-16-03</u>	Receipt No. <u>C069590</u>
Processed by <u>AJ</u>	Date _____	WR _____ Date _____

20221128



A Pioneer Company
PIONEER TITLE COMPANY
 OF BANNOCK COUNTY
 135 North Arthur Ave / Pocatello, Idaho 83204 / (208)
 233-9595

No. 20221128

Recorded at request of
PIONEER TITLE

Date: 10-3-02 4:11 pmOfficial Record Book 818

Bannock County Recorder
 Fee 3.00 Deputy me

RECEIVED
 JUL 02 2003
 Department of Water Resources
 Eastern Region

Order No. 20021328 SMK MH

WARRANTY DEED

For Value Received

Noel J. Beasley and Patricia R. Beasley, husband and wife

hereinafter referred to as Grantor, does hereby grant, bargain, sell, warrant and convey unto

Kelby R. Flowers and Lillie M. Flowers, husband and wife

hereinafter referred to as Grantee, whose current address is

P.O. BOX 2532, POCATELLO, ID 83206

the following described premises, to-wit:

Lot 9, BONNIE GEAN ACRES, Bannock County, Idaho, as the same appears on the official plat thereof, filed in the
 office of the County Recorder of Bannock County, Idaho.

Per Jerrita@ Bannock County Assessor's Office 5 ad
 T5S, R34E, S32, S1/2NW - Kari Lynn - 6.16.03

To HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, his heirs and assigns forever.
 And the said Grantor does hereby covenant to and with the said Grantee, that 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: October 3, 2002

Noel J. Beasley
 Noel J. Beasley

Noel J. Beasley
 Patricia R. Beasley
 By: Noel J. Beasley, Conservator and Guardian

STATE OF IDAHO

COUNTY OF BANNOCK SS.

On this 3rd day of October, in the year of 2002, before me ARLENE K. EVANS, notary public personally appeared
 NOEL J. BEASLEY known or identified to me to be the person/persons whose name is/are subscribed to the within
 instrument, and acknowledged to me that he/she/they executed the same.



Arlene K. Evans
 ARLENE K. EVANS
 Notary Public of IDAHO
 Residing at POCATELLO, ID
 Commission expires: August 29, 2004

COPY
 MICROFILMED

JUL 23 2003

Assessment Notice
Bingham Groundwater District
208-684-9634

RECEIVED
JUN 02 2003
Department of Water Resources
Eastern Region

FLOWERS, KELBY & LILLIE
12676 N LARAMIE LN.

Patron # 821

POCATELLO, ID 83202

December 5, 2002

NOTICE IS HEREBY GIVEN that the charges for the year 2002 assessments will be levied, pursuant to Title 42, Chapter 52, Idaho Code, at the rate of \$66.00 per cubic foot per second (CFS), for operating expenses, plus \$20.00 per cubic foot per second (CFS), for mitigation expense for a total of \$86.00 CFS of water that each member is authorized pursuant to its ground water rights.

PURSUANT TO IDAHO LAW, the assessment is due and payable on or before December 31, 2001, after which date unpaid assessments become a lien against the lands to which the water rights used to determine assessments are appurtenant. Delinquent assessments shall bear interest and, in addition, shall be subject to a penalty in the amount of \$15.00 per delinquent assessment.

YOUR ASSESSMENT is as follows:

Water Right	Year	Type	Point of Diversion	Diversion Rate: (CFS)	Assessment	Interest	Penalty	Cost Per CFS:	Due
35-02535	2003	Mitigation	04S 33E 5 NWNE	0.8	24.00	0.00	0.00		24.00
35-02535	2003	Assessment		0.8	52.80	0.00	0.00		52.80
					<u>Assessment</u>	<u>Interest</u>	<u>Penalty</u>		<u>Total Due</u>
Total For Year:				2003	\$76.80	\$0.00	\$0.00		\$76.80

Total DUE: \$76.80

Mail payment to:

Bingham Groundwater District
Gaylen VanOrden, Treasurer
P.O. Box 42
Pingree, ID 83262-0042

COPY

MICROFILMED 821
JUN 23 2003

Idaho Department of Water Resources Receipt

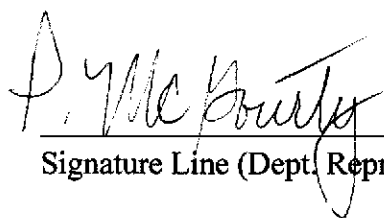
Receipt ID C069590

Payment Amount Date Received Region Status
Payment Type Check Number

Payer Comment

Fee Detail

Amount	Description	Fund	FD	PCA	SO
\$25.00	OWNERSHIP CHANGES/SECURITY INTERESTS	0229	21	56140	1155



Signature Line (Dept. Representative)

MICROFILMED

JUN 23 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

June 16, 2003

KELBY R FLOWERS
LILLIE M FLOWERS
PO BOX 2532
POCATELLO ID 83206

RE: Change in Ownership of Decreed Water Right 35-2535

Dear Mr. & Mrs. Flowers:

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
- ✓ **Legal Description of Property**

The support data you provided for this ownership change request does not match the legal description of the property that concerns the subject water right. Water Right 35-2535 is for 40 acres in T4S, R33E, S5, NENW in Bingham County. The property listed on the warranty deed we received is in T5S, R34E, S32, S1/2 NW, Bannock County.

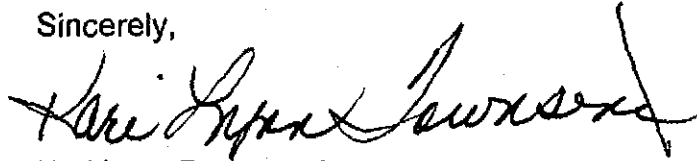
Because the Department cannot process the ownership change without proper documentation, we will hold any action on your notice pending receipt of the necessary information. If we do not receive the necessary information within 30 days we will return your notice and all attachments and your notice will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

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.

MICROFILMED
JUN 23 2003

Please contact our office to discuss this discrepancy or furnish support data that matches the property description for this water right. You may telephone me at 208-327-7941.

Sincerely,

A handwritten signature in black ink, appearing to read "Kari Lynn Townsend". The signature is fluid and cursive, with a long horizontal stroke at the end.

Kari Lynn Townsend
Secretary

KLT:k

MICROFILMED
MAY 23 2003



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, ID 83402-1718 • Phone: (208) 525-7161 FAX: (208) 525-7177

EASTERN REGION

June 4, 2003

DIRK KEMP THORNTON
Governor

KARL L. DREHER
Director

RECEIVED
JUN 18 2003
Department of Water Resources

KELBY & LILLIE FLOWERS
12676 N LARAMIE LN
POCATELLO ID 83202

THE "NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP" FOR 35-2535
HAS BEEN RETURNED FOR THE FOLLOWING ITEM(S):

 X FEE OF \$25.00 PER WATER RIGHT per Idaho Code 42-248 and 42-1409(6)

 SIGNATURE

 COPY OF DEED, TITLE POLICY, CONTRACT OF SALE, OR OTHER
LEGAL DOCUMENT indicating your ownership of the property and water
rights in question,

 LEGAL DESCRIPTION OF PROPERTY

 PLAT OF PROPERTY OR SURVEY MAP (usually on file with the county)

 USDA FARM SERVICE AGENCY (FORMERLY ASCS) AERIAL PHOTO
with irrigated acres outlined and point(s) of diversion clearly marked.

PLEASE ENCLOSE THE REQUESTED ITEM(S) AND RESUBMIT THE
ENTIRE PACKET TO :

KARI LYNN TOWNSEND
IDAHO DEPT. OF WATER RESOURCES
1301 N. ORCHARD
BOISE, ID 83706

MICROFILMED
JUN 23 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

November 14, 2002

NOEL J BEASLEY
1669 W 600 S
PINGREE ID 83262

RE: Change of Ownership for Water Rights 35-2426, 35-2535 and 35-11891

Dear Water Right Holder(s):

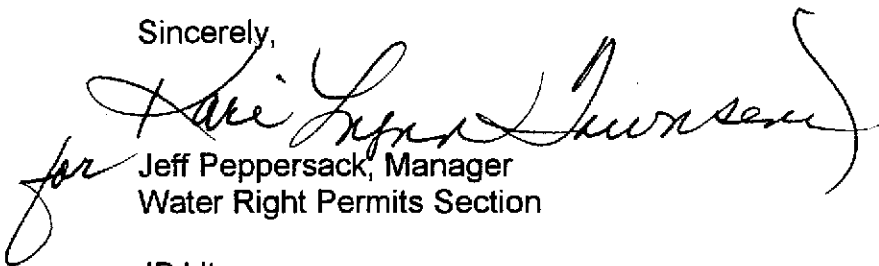
The department acknowledges receipt of correspondence changing ownership of the above referenced water rights to you. The department has modified its records to reflect the changes in ownership and has enclosed computer-generated reports for your records.

Decreed water right 35-12835 has been disallowed by the SRBA court and therefore is no longer in effect. The \$25.00 filing fee you paid for this right will be refunded to you separately from this letter.

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

Enclosures

MICROFILMED
JAN 09 2003