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ATTACHMENT # 1

STATE OF IDAHO

MAY 10 1999

IDAHO DEPARTMENT OF WATER RESOURCES

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.

*** SEE FILE 13-62194 FOR SUPPORT DOCUMENTATION

1. Water Right Number(s) 13-4234, 13-4235, 13-4236, 13-4237, 13-2194

Adjudication Claim Number(s) _____

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

Department of Water Resources
Eastern Region

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 for parcel of ten acres or less. (These are usually on file with the county.)

OR

C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency (formerly ASCS) AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.

3. Name and Address of Former Owner/Claimant(s) Mervin E. or Merlin WhitneyBox 253, RR#1, Weston, Idaho 832864. New Owner/Claimant(s) Carroll E. Whitney or Whitney Gift TrustsName connector (Check one): ☐ AND ☐ OR ☐ AND/ORNew Mailing Address P.O. Box 151City, State and ZIP Code Weston, Idaho 83286New Telephone Number (435) 753 - 4598 or 281-292-36915. Date you acquired the property 8/24/93, 10/15/90, 12/30/92, 2/2/93, 10/23/98

6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.

Number of acres actually irrigated _____ Number and type of stock _____

MICROFILMED

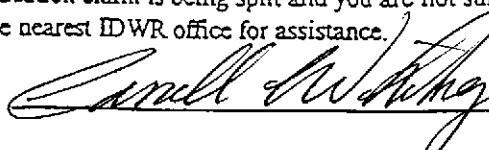
Diversion rate in CFS Number of homes Other uses

cubic feet per second

JUN 23 1999

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.

7. Signature of New Owner/Claimant(s)

Date 4/30/99

Date _____

(Corporations or other organizations must submit a list of directors/officers demonstrating authority to sign form.)

8. For Snake River Basin Adjudication Claims: If you are represented by an attorney and you want IDWR to correspond directly with your attorney for all matters related to your claims, please attach a Notice of Appearance completed by your attorney.

FOR DEPARTMENT USE ONLY

Received by OW Date 6-13-83 Exception filed by: _____
Prelim. check by Kew Date 6-14-83 Forwarded to _____
Published in Heston City Date 6-16-83 #30889
Dates 6/30 & 7/7/83

My commission expires 11/24/84
Sworn to before me this 8th day of June, 1983
Notary Public Paul D. [Signature]
Residing at Franklin
State of Idaho
County of Franklin
ss. _____
Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiant's knowledge.

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

Scale: 2 inches equal 1 mile.



(8) Remarks Spring & drain provide only source of water for use area in SW 1/4 of SW 1/4 Sec. 20. The stream from the spring & drain provides supplemental water to 8 acres in NE 1/4 & SE 1/4 of SW 1/4 Sec. 20. Other water to this 8 acres is provided by Bear River flooding.

#875
JUL 23 1983

No 1882

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO, }
County of Franklin } ss.

J. Walter Ross

being duly sworn,

deposes and says:

That he is the Co-Publisher of THE PRESTON CITIZEN, a weekly newspaper published at Preston, in the County of Franklin and State of Idaho; that said paper has been and is in general circulation in the county aforesaid, and in the vicinity of Preston; that the advertisement, a copy of which is attached hereto, was published in said newspaper once a week for 2 consecutive weeks in the regular and entire issue of said paper during the period of time of publication, and was published in the newspaper proper and not a supplement; that said paper has been established and regularly published for more than seventy-eight consecutive weeks prior to the date of first publication of said advertisement.

Such notice was published in the issue beginning with

6-30, 1983, and ending with the issue of 7-7, 1983.

Fee \$14.38

Subscribed and sworn to before me this 31st day of July, 1983.

Kim O. Allen

Notary Public, Residing at Preston, Idaho

My Commission Expires June 7, 1986

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AUG 3 1983

Department of Water Resources
Eastern District Office

NOTICE OF CLAIMS TO WATER RIGHTS

The following claim(s) have been filed on water right(s) created by diversion and beneficial use:

13-4237

WHITNEY, MERVINE E. &/or
MERLIN M.

BOX 253, RR 1, WESTON, ID 83286

Source: UNNAMED DRAIN trib. to
BEAR RIVER

SPRING trib. to BEAR
RIVER

Priority Date: 07/01/1935

Diversion Pt: SWSW Sec 20 T 16S R
39E

Use: IRRIGATION (0.10 CFS)

In: NESW SWSW SESW Sec 20 T 16S R
39E FOR 10 ACRES

Exceptions to a claim may be filed with the Director, Dept. of Water Resources, 150 Shoup Ave., Suite 15, Idaho Falls, Idaho 83402.

Published 6/30 & 7/7/83.

Legal No. 1882 -23L- Published
June 30, July 7, 1983.



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

June 22, 1999

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

CARROLL E WHITNEY
WHITNEY GIFT TRUSTS
PO BOX 151
WESTON ID 83286

RE: Water Right 13-02194 & Claims 13-04234/04235/04236/04237

Dear Water Right Holder(s):

The department acknowledges receipt of correspondence changing ownership of the above referenced water right and claims to you. The department has modified its records to reflect the changes in ownership and has enclosed computer-generated reports 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 the department if you have questions.

Sincerely,

LGS L. GLEN SAXTON, Chief
Water Allocations Bureau

LGS:klt

Enclosure

cc: IDWR-Western Region

MICROFILMED
JUN 23 1999

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

150 Shoup Ave., Suite 15
Idaho Falls, Idaho 83402
(208) 525-7161

JULY 18, 1983

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MERVIN E. WHITNEY
MERLIN M. WHITNEY
BOX 253, RR 1
WESTON

ID 83286

RE: Claim No. 13-4237

Dear Claimant:

The Department of Water Resources has completed the advertising of your claim to a water right, and no further action is authorized under Section 42-243 and 42-244, IDAHO CODE. Your claim will be retained in our files and will be available at any time for use by you or the court.

The filing and advertising of the claim does not confirm the water right claimed, but will serve to record and preserve the information and the evidence which you included in your claim.

If, at a later date, you find that you have additional information or supporting evidence that you would like to have included with the claim, you may have that information or evidence added at any time. Please refer to the claim identification number when corresponding with this office.

We are enclosing a copy of your claim for your records. If you have questions, or if this office may be of further assistance, please feel free to contact us.

Yours truly,

RONALD D. CARLSON
Eastern Region Supervisor

Enclosure

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AUG 26 1983

Department of Water Resources



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
EASTERN REGION

John V. Evans
Governor

A. Kenneth Dunn
Director

150 Shoup — Suite 15
Idaho Falls, Idaho 83402
(208) 525-7161

July 20, 1983

RE: Application for Permit No. 13-7394 BECKSTEAD
Claim to a Water Right No. 13-4233 RUSHTON IRRIGATION CO.
13-4234 WHITNEY
13-4235 "
13-4236 "
13-4237 "
13-4238 HALL
13-4239 "

Preston Citizen
Box 472
Preston, ID 83263

Gentlemen:

Would you please submit an affidavit of publication and certified bill in connection with the above referenced application(s). The legal notice was to have been published in your paper on June 30 and July 7, 1983.

Your cooperation in this matter is greatly appreciated.

Very truly yours,

COLLEEN WRAY
Adm. Secretary

July 6, 1933

RE: Claim to a Water Right No. 13-4239 HALL
13-4238 "
13-4237 SHITNEY
13-4236 "
13-4235 "
13-4234 "

Mr. Russell Stoker, Watermaster
Water District No. 11
270 East 3rd North
Soda Springs, ID 83276

Dear Mr. Stoker:

Enclosed, for your information only, is a copy of the above
referenced claims to water rights filed within your district.
If you have any questions concerning this matter, please
feel free to contact this office.

Very truly yours,

ERNEST CARLSEN
Assistant Regional Supervisor

EC:cw

Enclosure

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: Keith C Wilson

Right Number 13 4237

Applicant Merum E or Merlin M. Whitney

NOTE: IF ANY OF THE ITEMS BELOW ARE MISSING, THE CLAIM IS INCOMPLETE AND MUST BE RETURNED IMMEDIATELY TO THE CLAIMANT ALONG WITH THE APPROPRIATE COVER LETTER.

CHECK:

- ☒ Name and address.
- ☒ Date of priority. (Check for a date past the mandatory filing dates.) (One date only.)
- ☒ Source.
- ☒ Quantity, use, period.
- ☒ Point(s) of diversion.
- ☒ Location of use.
- ☒ Signature/notarization/fee.
WD # 11

July 18, 1983

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received.
- ☒ Claim published correctly.
- ☐ Exceptions processed.

By Ernest Carlson Date Aug 16, 1983.

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By kw Date 8/30/83

kw

May 12, 1983

Mervin E. & Merlin M. Whitney
Box 253, RR 1
Weston, ID 83286

Dear Sir:

Enclosed are four claims to a water right forms and check #92-273 for \$120.00 that were received by this office and copies of the claim forms with problem areas noted in red.

To facilitate completing the forms, please call me at 525-7161 and we'll discuss what needs to be done.

Sincerely,

KEITH C. WILSON
Sr. Resource Agent

KCW:bp

Enclosures

13-423Z

WHITNEY, MERVIN E. &/or MERLIN M.

BOX 253, RR 1, WESTON, ID 83286

Source: UNNAMED DRAIN trib. to BEAR RIVER
SPRING trib. to BEAR RIVER

Priority Date: 07/01/1935

Diversion Pt: SWSW Sec 20 T 16S R 39E

Use: IRRIGATION (0.10 CFS)

In: NESW SWSW SESW Sec 20 T 16S R 39E FOR 10 ACRES