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

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APR 30 2001

WATER RESOURCES
WESTERN REGION

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
Incomplete forms will be returned.

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1. Water Right Number(s) 61-10600, 61-10601, 61-10602, 61-10603

Adjudication Claim Number(s) _____

Department of Water Resources

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

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) Jack Powers & Elizabeth Powers Family Trust

4. New Owner/Claimant(s) James R. Martell

Name connector (Check one): ☐ AND, ☐ OR, ☐ AND/ORNew Mailing Address 2 Steen LaneCity, State and ZIP Code Glenns Ferry, Id 83623New Telephone Number () -5. Date you acquired the property 04-27-01

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 _____

Diversion rate in CFS _____ Number of homes _____ Other uses _____
cubic feet per second

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)

James R. Martell

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Date 4/27/01

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.

See WR 61-10600 for support documentation

Receipt # 2057977... 11.21.01... \$100.00... J Martell

INSTRUCTIONS

This form has been prepared to assist new owners of property to comply with the requirements of Sections 42-248 and 42-1409(6), Idaho Code. Section 42-248 requires certain property holders to notify the Department of Water Resources (IDWR) of any change in mailing address or ownership of all or part of a water right record on file with IDWR. Section 42-1409(6) provides that new property owners must notify IDWR of any change in ownership of a water right during an adjudication of water rights, and, if a required claim for the water right has not been filed, to file the needed claim.

Separate brochures are available from IDWR describing the adjudication of water rights and the requirement to notify IDWR of changes in ownership. If you would like any of these brochures, or if you have questions about completing this form, please contact your nearest IDWR office or call 1-800-451-4129.

If you need additional space to describe or explain any of the items on the form, please attach additional sheets to the form as you may require.

1. If there are water rights associated with the property, the seller should be able to provide you with the water right or adjudication claim number(s). Please enter these number(s) at Item 1. If you or the seller believe there are water rights for the property but the numbers are unknown, you may wish to call IDWR or come into an office of IDWR for assistance in identifying the water rights for the property in question. If claims for the rights are required, and have not been filed, IDWR will so advise you.
2. The information described at Item 2 is required, since IDWR cannot process the requested change without documentation of ownership. The preferred types of documentation are shown; contact IDWR if you have difficulty obtaining this information. Do not obtain a new survey for purposes of this form before contacting IDWR.
3. Please provide the name and address of the former owner of the water right and/or adjudication claim at Item 3.
4. The name, mailing address, and telephone number of the new owner(s) is entered at Item 4. Please indicate the relationship between multiple owners by using the connector "and", "or" or "and/or". If an "and" is used, all parties must sign this form. If an "and/or" or "or" is used, all parties may sign, however only one of the named parties is required to sign.
5. At Item 5, please provide the date the property in question was acquired. This may be the date of "closing" in the case of a real estate transaction or the date of court order for other types of ownership changes.
6. If the property you have purchased is only a portion of the property owned by the former owner/seller, you may be purchasing only a portion of the total water right held by the seller. This means the water right held by the seller may be "split" to provide your share of the right in question. Be sure to include a description of the portion of the water right you have purchased at Item 6.

Please provide as much detail as possible concerning your water right: include the number of homes, irrigated acreage if more than 1/2 acre is irrigated, type and number of stock if your right is for stockwater, etc. In the absence of information to the contrary, IDWR will assume the intent is to split the rights *proportionately*.

7. The new owner(s) must sign the form in the space(s) provided at Item 7. Corporations and other organizations must submit a list of directors or officers demonstrating the authority of the director or officer to sign the form.
8. There is no filing fee. When complete, you should retain a copy and return the original of the form to the IDWR office nearest you:

IDWR Western Region, 2735 Airport Way, Boise, ID 83705-5082 (208) 334-2190

IDWR Southern Region, 222 Shoshone St. E., Twin Falls, ID 83301-6105 (208) 736-3033

IDWR Northern Region, 1910 Northwest Blvd., Suite 210, Coeur d'Alene, ID 83814-2615 (208) 769-1450

IDWR Eastern Region, 900 N Skyline Dr., Suite A, Idaho Falls, ID 83402-1718 (208) 525-7161

TRUSTEES' DEED

ELIZABETH M. POWERS, trustee of the JACK POWERS AND BETTY POWERS FAMILY TRUST, as established under agreement dated the 13th of January, 1997, grantors and parties of the first part, and, JAMES R. MARTELL, a married man, whose address is 2 Steen Lane, Glens Ferry, Idaho 83647, grantee and party of the second part,

WITNESSETH, that the said party of the first part, for good and other valuable consideration, to them in hand paid by said party of the second part, the receipt whereof is hereby acknowledged, does hereby grant, bargain, sell and convey without warranty unto the said party of the second part the following property situated in Elmore County, State of Idaho, to-wit:

SEE ATTACHED LEGAL DESCRIPTION

Together with all and singular the tenements, hereditaments, and appurtenances thereunto belonging, or other wise appertaining, and all estate, right, title and interest in and to the said

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property.

TO HAVE AND TO HOLD, all and singular the above mentioned and described premises, together with appurtenances, unto the party of the second part and their heirs and assigns forever.

DATED this 27th day of April, 2001.

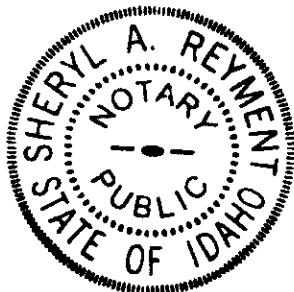
JACK POWERS AND ELIZABETH • POWERS FAMILY TRUST

by Elizabeth M. Powers Trustee
ELIZABETH M. POWERS, trustee

STATE OF IDAHO)
) ss.
COUNTY OF Elmore)

On this 27th day of April, 2001 before me a Notary Public in and for said State, personally appeared Elizabeth M. Powers, known to me to be the person whose name is subscribed to the within instrument as trustee of the Jack Powers and Elizabeth Powers Family Trust, and acknowledged to me the he/she executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.



Sheryl A. Reymont
Notary Public for Idaho
Residing at: Mountain Home
Comm exp 12-27-05

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LEGAL DESCRIPTION

Township 5 South, Range 9 East, Boise Meridian, Elmore County, Idaho

Section 27: All that part of the NE1/4SE1/4, lying East of the
centerline of Alkali Creek

Section 22: SE1/4SE1/4

Section 26: W1/2NW1/4

Section 27: NE1/4NE1/4; SE1/4NW1/4

Lots 1, 2, 3 and 4, inclusive, of Block 1; Lots 1, 2, 3 and 4 inclusive, Block 2; and Lots 1, 2, 3, 4, 5, 6, 7 and 8, inclusive, Block 3, Woodhouse Cove, Elmore County, Idaho, according to the official plat thereof on file and of record in the office of the County Recorder, Elmore County, Idaho.

SAVE and EXCEPT those parcels deeded to the State of Idaho for Highway purposes.

TOGETHER WITH all water rights and ditch rights appurtenant to said property.

Per case at Elmore County Assessors office

Block 1, Lots 1, 2, 3, 4 = T5S, R9E, S27, NENE

Block 3, Lots 1, 2, 3, 4, 5, 6, 7, 8 = T5S, R9E, S27, SENE

Block 2, Lots 1, 2, 3, 4 = T5S, R9E, S27, SWNE

Woodhouse Cove

Kari Lopez
10-16-01

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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 61-10600

1998 JAN 30 PM 3:55

DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO

FILED _____

NAME & ADDRESS: FRANKLIN J POWERS
ELIZABETH POWERS
PO BOX 1239
GLENN'S FERRY ID 83623

SOURCE: GROUNDWATER

QUANTITY: 0.24 CFS

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

PRIORITY DATE: 01/01/1941

POINT OF DIVERSION: T05S R09E S27 SWSENE Within ELMORE County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	STOCKWATER	01-01 12-31	0.2 CFS
	DOMESTIC 1 HOME	01-01 12-31	0.04 CFS

PLACE OF USE: STOCKWATER Within ELMORE County
T05S R09E S27 SENE

DOMESTIC Within ELMORE County
T05S R09E S27 SENE

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.

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.



DANIEL C. HURLBUTT, JR.
PRESIDING JUDGE
Snake River Basin Adjudication

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JAN 30 1999 MICROFILMED

DEC 12 2001



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

November 23, 2001

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

JAMES R MARTELL
2 STEEN LN
GLENN'S FERRY ID 83623

RE: Change of Ownership for Water Rights 61-10600, 10601, 10602, 10603

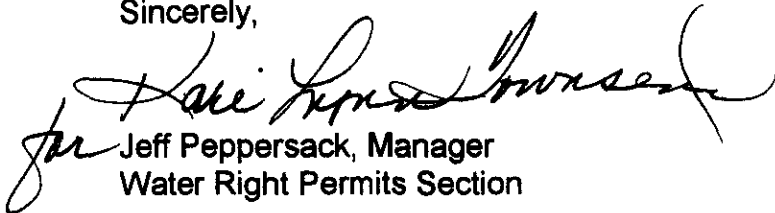
Dear Water Right Holder(s):

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. Also enclosed is a receipt for the \$100.00 filing fee.

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

Enclosures

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Department of Water Resources

November 19, 2001

Kari Lynn Townsend
State of Idaho
Dept. of Water Resources
P.O. Box 83720
Boise, ID 83720-0098

Re: Transfer of Water Rights 61-10600, 01, 02, 03

Dear Ms. Townsend:

Enclosed please find my check in the sum of \$100 for change of ownership in the above-named water rights.

Sincerely,


Shelby M. Richmond
Little Valley Elk Ranch
P.O. Box 471
Glenns Ferry, ID 83623
208-366-7250

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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 7, 2001

JAMES R MARTELL
2 STEEN LN
GLENN'S FERRY ID 83623

RE: Change in Ownership for Decreed Water Rights 61-10600, 01, 02, 03

Dear Mr. Martell:

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:

☒ 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. We have determined that the filing fee for your notice will be \$100.00.

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 on the Internet to obtain the proper forms and instructions.

Please feel free to contact this office if you have any questions.

Sincerely,

Kari Lynn Townsend
Secretary

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KLT:k

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