

No Color  
Documents  
In File



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

**RECEIVED**  
**APR 11 2001**  
 WATER RESOURCES  
 WESTERN 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<br>Right No(s). | Adjudication<br>Claim No(s). | Split | Water<br>Right No(s). | Adjudication<br>Claim No(s). | Split |
|-----------------------|------------------------------|-------|-----------------------|------------------------------|-------|
|                       | <u>65-12281</u>              |       |                       |                              |       |
|                       |                              |       |                       |                              |       |
|                       |                              |       |                       |                              |       |
|                       |                              |       |                       |                              |       |
|                       |                              |       |                       |                              |       |

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) FRANK BOWERS / & DR Venita Bowers  
P.O. Box 22
4. New Owner/Claimant(s) Horseshoe Bend Id 83629  
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address MARGARET DRAKE
- City, State and ZIP Code 308 Pioneer Rd Horseshoe Bend, ID 83629
- New Telephone Number 208 793-2372
5. Date you acquired the property yes

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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<br>(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<br>(cubic feet per second or acre-feet per annum) | Description<br>(acres, number and type of stock, homes, etc) |
| Irrigation                                                                                                              | _____                                                                      | _____                                                        |
| Stock                                                                                                                   | _____                                                                      | _____                                                        |
| Domestic                                                                                                                | _____                                                                      | _____                                                        |
| Other _____                                                                                                             | _____                                                                      | _____                                                        |
| Total                                                                                                                   | _____                                                                      | _____                                                        |

| DESCRIPTION OF YOUR PORTION OF WATER RIGHT<br>(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<br>(cubic feet per second or acre-feet per annum) | Description<br>(acres, number and type of stock, homes, etc) |
| Irrigation                                                                                                              | _____                                                                      | _____                                                        |
| Stock                                                                                                                   | _____                                                                      | _____                                                        |
| Domestic                                                                                                                | _____                                                                      | _____                                                        |
| Other _____                                                                                                             | _____                                                                      | _____                                                        |
| Total                                                                                                                   | _____                                                                      | _____                                                        |

7. Signature of New Owner(s) or Claimant(s) Margaret Snake  
(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 <u>DS</u>  | Date <u>4-11-01</u> | Fee <u>\$25 -</u>           | MICROFILMED<br>OCT 29 2003 |
| Receipted by <u>DS</u> | Date <u>4-11-01</u> | Receipt No. <u>W0027552</u> |                            |
| Processed by _____ AJ  | Date _____          | WR _____ Date _____         |                            |

LINDA BLOUGH  
BOISE COUNTY ASSESSOR  
PO BOX BC  
IDAHO CITY ID 83631

**ASSESSMENT NOTICE**

2000

PRESORTED  
FIRST-CLASS MAIL  
U S POSTAGE PAID  
IDAHO CITY ID 83631  
PERMIT NO 2

| CATEGORY DESCRIPTION |
|----------------------|
| 5 DRY GRAZING        |
| 10 RURAL HOMESITE    |

Tax Code 22-00

LOTS/ACRES

1 850 AC  
1 000 AC

MARKET VALUE

197  
13,120

Taxes are based on the  
valuation listed on this statement

**FOR ANY QUESTIONS  
PLEASE NOTIFY THE  
ASSESSOR'S OFFICE BEFORE**

Total:

2 850

13,317

JUNE 26, 2000

PARCEL #  
RP 07N02E230590 A

T7N R2E SEC 23  
TAX 335 IN NW/2NE

PROPERTY ADDRESS

VALUE

PRIOR YEAR

1,694

CURRENT YEAR

13,317

Mail To

DRAKE MARGARET L

PRIOR YEAR

24 16

ESTIMATED

190 22

308 PIONEER RD

HORSESHOE BEND

ID 83631

See back for details

**DO NOT PAY ESTIMATE**

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OCT 29 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 )  
                  ) PARTIAL DECREE PURSUANT TO  
                  ) I.R.C.P. 54(b) FOR  
Case No. 39576 )  
                  ) Water Right 65-12281

NAME AND ADDRESS: FRANK BOWERS  
VENITA BOWERS  
PO BOX 22  
HORSESHOE BEND, ID 83629

SOURCE: GROUNDWATER

QUANTITY: 0.04 CFS  
1.20 AFY

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

PRIORITY DATE: 01/04/1980

POINT OF DIVERSION: T07N R02E S23 SENE Within Boise County

| PURPOSE AND<br>PERIOD OF USE: | PURPOSE OF USE  | PERIOD OF USE  | QUANTITY             |
|-------------------------------|-----------------|----------------|----------------------|
|                               | Domestic 1 HOME | 01-01 TO 12-31 | 0.04 CFS<br>1.20 AFY |

PLACE OF USE: Domestic Within Boise County  
T07N R02E S23 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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OCT 29 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](http://www.idwr.state.id.us)

DIRK KEMPTHORNE  
Governor

KARL J. DREHER  
Director

October 16, 2003

MARGARET L DRAKE  
308 PIONEER RD  
HORSESHOE BEND ID 83629

RE: Change of Ownership for Water Right 65-12281

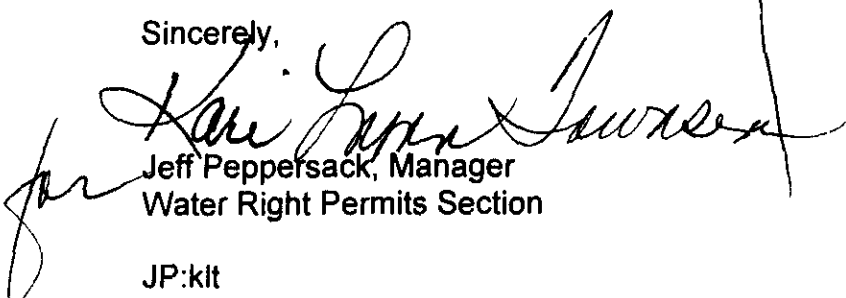
Dear Water Right Holder(s):

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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OCT 9 2003

Department of Water Resources

**Margaret L. Drake  
308 Pioneer Road  
Horseshoe Bend, Id 83629**

State Of Idaho  
Department of Water Resources  
1301 North Orchard St.  
Boise, Id

RE. Water Right # 65-12281 & 65-8381

Dear James F. Zokan,

I am writing to you after receiving your letter of October 1, 2003 and after talking with you by phone, you asking for evidence of ownership on Water Right # 65-12281 . I have included a copy of the Deed to me, Margaret L. Drake from Frank and Venita Bowers. Hope this will clear your records on this one,

But Water Right # 65-8381 you are asking for evidence of ownership, Legal description of property and \$25.00 in filing Fees. Calvin C. Drake's, was my deceased husband. I am sending to you a copy of Court Decree Determining me, Margaret L. Drake as sole heir of his estate. The described property includes all easements, right-of-ways and water rights. I question as to the reason I am compelled to change the name on the water rights. I have had to pay \$25.00 on each and every water right we had, while in this state the community property law means that even though they were only in his name they were actually half mine and I understand that all water rights went with the property and can not be transferred. I am enclosing a check for \$25.00. for filing fees, but I am going to my Attorney and ask if I actually have to do this and maybe ask that the filing fees I have already paid to you should not be refunded.

I am keeping a copy of all these records and sending a copy of your letter and putting on the letter attention to you,

Sincerely,

  
Margaret L. Drake

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# Idaho Department of Water Resources Receipt

Receipt ID W027552

Payment Amount  Date Received  Region  Status   
Payment Type

Payer Comment 

## Fee Detail

| Amount  | Description                          | Fund | FD | PCA   | SO   |
|---------|--------------------------------------|------|----|-------|------|
| \$25.00 | OWNERSHIP CHANGES/SECURITY INTERESTS | 0229 | 21 | 62140 | 1155 |

**COPY**  
\_\_\_\_\_  
Signature Line (Dept. Representative)

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OCT 21 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](http://www.idwr.state.id.us)

October 1, 2003

DIRK KEMPTHORNE  
Governor

KARL J. DREHER  
Director

MARGARET DRAKE  
308 PIONEER RD  
HORSESHOE BEND, ID 83629

RE: Change in Ownership of Decreed Water Right No. 65-12281

Dear Ms. Drake

The Department of Water Resources acknowledges receipt of your Notice of Change in the Decreed 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   **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 right in question

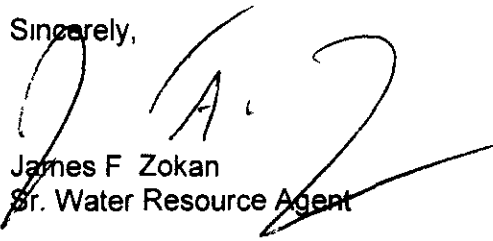
During our review of the documentation you submitted we found some discrepancies between that documentation and the legal description of the place of use for the water decreed right indicated in your notice. I have enclosed a copy of the decreed water right for your reference. The Assessment notice that you sent us was for the north half of the northeast quarter of section 23. Decreed Water Right 65-12281 is for the **southeast portion of the northeast quarter** of section 23. I am also enclosing your assessment notice that does not pertain to this decreed water right.

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.

Please feel free to contact me at 208-327-5452, if you have any questions.

Sincerely,

  
James F. Zokan  
Sr. Water Resource Agent

JFZ klt

Enclosures

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OCT 1 2003