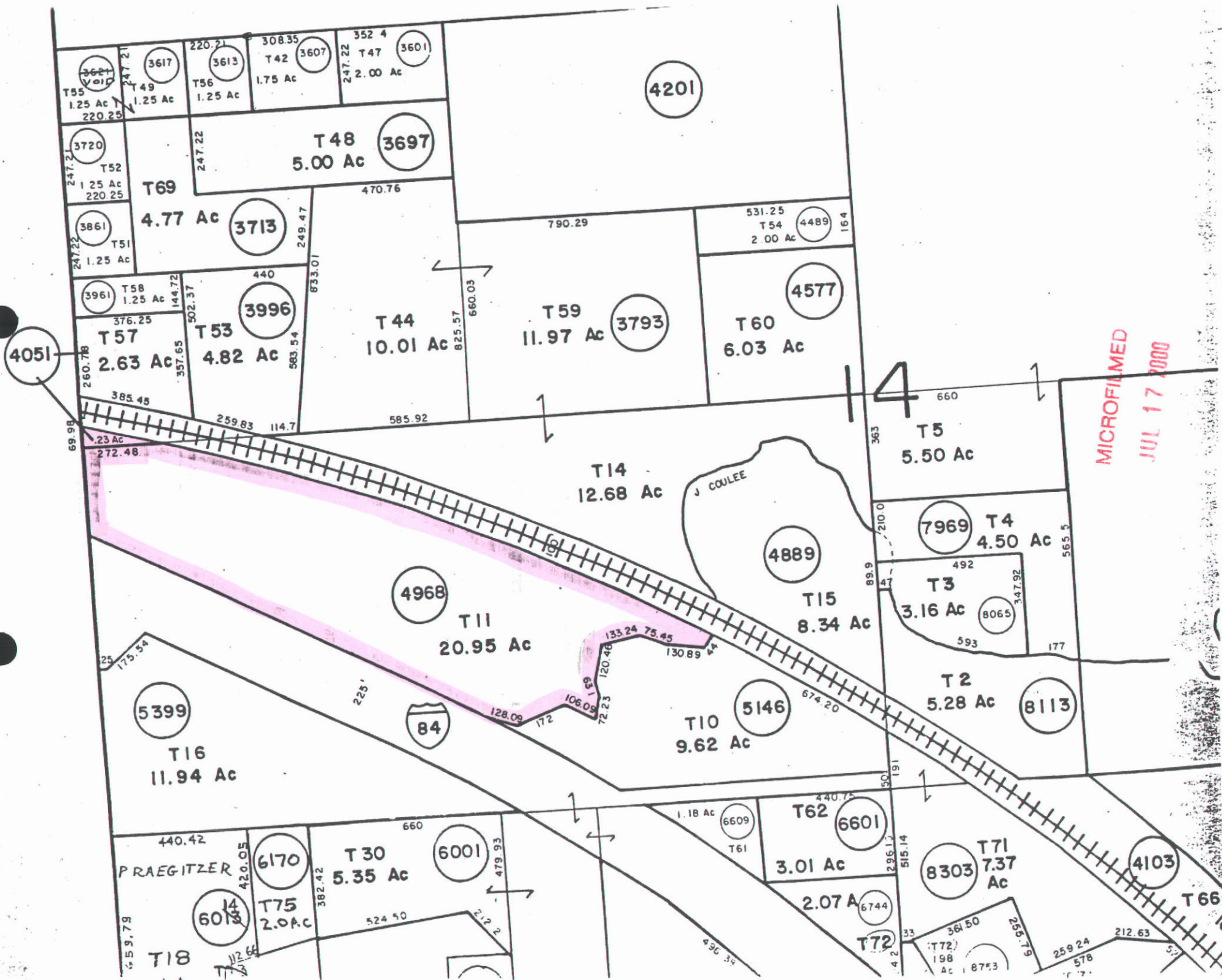




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JUL 17 2000

RECEIVED

JUN 15 1998

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES Department of Water Resources
Southern Region

NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

JUN 30 1998

1. Water Right No(s).: 36-13545
Adjudication Claim No(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 attached to your deed or on file with the county.)

OR

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

3. Name and Address of Former Owner/Claimant Kenneth W. Russell c/o Cindy Billington

33014 36th Ave SW Federal Way WA 98023

4. New Owner/Claimant(s) Jay & Marjorie Wright

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

New Mailing Address 168 W. Lantage Rd N.

City, State and ZIP Code Jerome, Idaho 83338

New Telephone Number (208) 644-1236

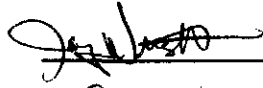
5. Date you acquired the property April 16, 1998

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 you irrigate _____ Number and type of stock _____

Diversion rate in CFS _____ Number of homes _____ Other uses _____

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 or Claimant(s) 

Marjorie Wright

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

8. For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him or her for all matters related to your claims..

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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. Required claims may be filed by a new owner.

Separate brochures are available from IDWR describing the adjudication of water rights and the requirement to notify IDWR of changes in ownership. Please contact your nearest IDWR office, or call 1-800-451-4129, if you would like more information or need help completing this form. Please attach additional sheets to the form if you require additional space to describe or explain any of the items on the form.

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 believes there are water rights for the property but the numbers are unknown, you may wish to contact 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. 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*.

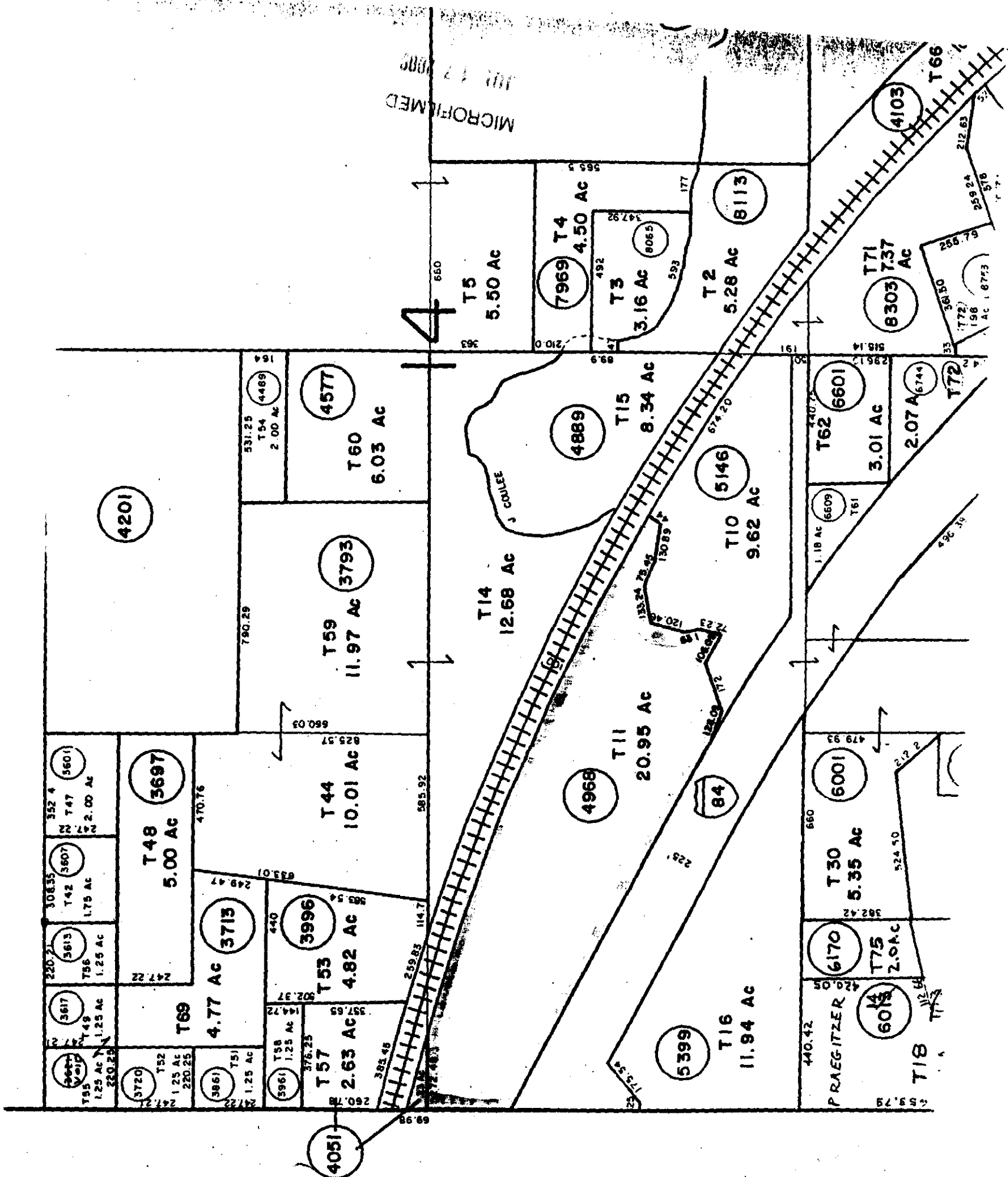
7. The new owner(s) must sign the form in the space(s) provided at Item 7. Corporations and other organizations must submit a list of directors or officers demonstrating the authority of the director or officer to sign the form.
8. There is no filing fee. When complete, you should retain a copy and return 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
1341 Fillmore St., Suite 200
Twin Falls, ID 83301-3380
(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



COMMONWEALTH LAND TITLE INSURANCE COMPANY

OWNERS POLICY

SCHEDULE A

FILE NO.	POLICY NO.	DATE OF POLICY	AMOUNT	PREMIUM
J-26422	A60-138712	April 16, 1998 at 11:28 A.M.	\$160,000.00	\$735.00

1. Name of Insured: JAY WRIGHT AND MARJORIE WRIGHT

2. The estate or interest in the land which is covered by this Policy is:

fee simple

3. Title to the estate or interest in the land is vested in:

Jay Wright and Marjorie Wright,
husband and wife

4. The land referred to in this Policy in said instrument, is situated in the County of Jerome, State of Idaho, and is identified as follows:

SEE ATTACHED SCHEDULE A, PAGE 2

LAND TITLE AND ESCROW, INC.

Countersigned: _____

Authorized Officer or Agent

This Policy is valid only if Schedule B is attached.

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JUL 17 2000

CONTINUATION

SCHEDULE A

Policy Number: A60-138712

TOWNSHIP 8 SOUTH, RANGE 16, EAST OF THE BOISE MERIDIAN,
JEROME COUNTY, IDAHO

Section 14: A tract of land located in the N $\frac{1}{2}$ SW $\frac{1}{4}$, described as follows:

Beginning at a point on the North boundary of State Highway 25, at a point where said North boundary intersects the center line of "J" Coulee;
Thence along the center line of said "J" Coulee the following distances and courses:

Thence North 55°54' East a distance of 40.78 feet;

Thence South 70°08' East a distance of 128.09 feet;

Thence North 69°16' East a distance of 172.0 feet;

Thence South 60°24' East a distance of 106.09 feet;

Thence North 12°51' East a distance of 72.23 feet;

Thence North 11°00' West a distance of 63.19 feet;

Thence North 14°42' East a distance of 120.46 feet;

Thence North 80°29' East a distance of 133.24 feet;

Thence South 66°57' East a distance of 75.45 feet;

Thence South 82°33' East a distance of 130.89 feet;

Thence North 37°59' East a distance of 44.41 feet, at which point the "J" Coulee intersects the South boundary line of the Union Pacific Railroad right of way;

Thence Northwesterly along the South boundary of said Union Pacific Railroad right of way to a point where said railroad intersects the North boundary of the NW $\frac{1}{4}$ SW $\frac{1}{4}$;

Thence following the North boundary of said NW $\frac{1}{4}$ SW $\frac{1}{4}$ to the Northwest corner of said NW $\frac{1}{4}$ SW $\frac{1}{4}$;

Thence running Southerly on the West boundary of said NW $\frac{1}{4}$ SW $\frac{1}{4}$ to a point where said West boundary intersects the North boundary of State Highway 25;

Thence running Southeasterly along the North boundary of said State Highway 25 to THE POINT OF BEGINNING.

EXCEPTING THEREFROM that portion deeded to the State of Idaho by Deed recorded March 21, 1969 in Book 182 Page 1258 as Instrument Number 180197, Jerome County records.

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101 17 2000

#J-26422~

WARRANTY DEED

RECORDED AT THE REQUEST
Land Title & Escrow,
JEROME COUNTY, IDAHO
APR 16 11 28 AM '98
ED 01 DEP 05

982403

For Value Received

KENNETH W. RUSSELL, also shown of record as **KENNETH WAYNE RUSSELL**, a married man contracting with his sole and separate property

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

JAY WRIGHT and MARJORIE WRIGHT, husband and wife
Address: 168 W Frontage Road North, Jerome, ID 83338

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

**TOWNSHIP 8 SOUTH, RANGE 16, EAST OF THE BOISE MERIDIAN,
JEROME COUNTY, IDAHO**

Section 14: A tract of land located in the N $\frac{1}{4}$ SW $\frac{1}{4}$, described as follows:

Beginning at a point on the North boundary of State Highway 25, at a point where said North boundary intersects the center line of "J" Coulee;
Thence along the center line of said "J" Coulee the following distances and courses:
Thence North 55°54' East a distance of 40.78 feet;
Thence South 70°08' East a distance of 128.09 feet;
Thence North 69°16' East a distance of 172.0 feet;
Thence South 60°24' East a distance of 106.09 feet;
Thence North 12°51' East a distance of 72.23 feet;
Thence North 11°00' West a distance of 63.19 feet;
Thence North 14°42' East a distance of 120.46 feet;
Thence North 80°29' East a distance of 133.24 feet;
Thence South 66°57' East a distance of 75.45 feet;
Thence South 82°33' East a distance of 130.89 feet;
Thence North 37°59' East a distance of 44.41 feet, at which point the "J" Coulee intersects the South boundary line of the Union Pacific Railroad right of way;
Thence Northwesterly along the South boundary of said Union Pacific Railroad right of way to a point where said railroad intersects the North boundary of the NW $\frac{1}{4}$ SW $\frac{1}{4}$;
Thence following the North boundary of said NW $\frac{1}{4}$ SW $\frac{1}{4}$ to the Northwest corner of said NW $\frac{1}{4}$ SW $\frac{1}{4}$;
Thence running Southerly on the West boundary of said NW $\frac{1}{4}$ SW $\frac{1}{4}$ to a point where said West boundary intersects the North boundary of State Highway 25;
Thence running Southeasterly along the North boundary of said State Highway 25 to THE POINT OF BEGINNING.

EXCEPTING THEREFROM that portion deeded to the State of Idaho by Deed recorded March 21, 1969 in Book 182 Page 1258 as Instrument Number 180197, Jerome County records.

TOGETHER WITH all water and water rights, ditches and ditch rights used thereon or appurtenant thereto, including but not limited to 20.0 shares of capital stock in North Side Canal Company, Ltd.

SUBJECT TO:

All reservations in patents or deeds in the chain of title.

Taxes for 1998 and subsequent years, which are a lien, but not yet due and payable.

Assessments of the North Side Canal Company and the rights and powers of said Company as by law provided.

Right of way for roads, canals, laterals and waste ditches as contained in an Agreement by and between the State of Idaho, and the Twin Falls North Side Land and Water Company, dated August 21, 1907, recorded in Book 15 Page 589, Jerome County records.

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Power Line Easement given by Walten E. Mildren and Marjorie J. Mildren, husband and wife, to the Idaho Power Company, a corporation, dated March 2, 1959, recorded January 4, 1960 in Book 150 Page 591 as Instrument Number 141422, Jerome County records, affecting a portion of the N½SW¼ of Section 14, Township 8 South, Range 16, East Boise Meridian.

Easement given by C. F. Mockett and Freeda M. Mockett, husband and wife, to the State of Idaho, dated December 19, 1963, recorded January 3, 1964 in Book 168 Page 330 as Instrument Number 157483, Jerome County records, affecting a portion of the N½SW¼ of Section 14, Township 8 South, Range 16, East Boise Meridian.

Conditions contained in Warranty Deed given by Freeda Mockett, a widow, Cheryl K. Wilson, also known as Cheryl Wilson, and Jess L. Wilson, husband and wife, Grantors, to the State of Idaho, by and through the Idaho Board of Highway Directors, Grantee, dated March 7, 1969, recorded March 21, 1969 in Book 182 Page 1258 as Instrument Number 180197, Jerome County records, affecting a portion of the SE¼NW¼ of Section 14, Township 8 South, Range 16, East Boise Meridian.

TO HAVE AND TO HOLD, the said premises, with their appurtenances unto the said Grantee and to the successors heirs and assigns of the Grantee forever. The Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that they are free from all incumbrances except as above described and that Grantor will warrant and defend the same from all lawful claims whatsoever.

Dated: April 15, 1998

Kenneth W. Russell
KENNETH W. RUSSELL
by Cindy Lou Billington
Attorney in Fact

STATE OF IDAHO)
) ss.
COUNTY OF JEROME)

On this 15th day of April, 1998, before me, the undersigned, a Notary Public in and for said State, personally appeared CINDY LOU BILLINGTON, known or identified to me to be the person whose name is subscribed to the within instrument, as the Attorney-In-Fact of KENNETH W. RUSSELL and acknowledged to me that SHE subscribed the name of KENNETH W. RUSSELL thereto as principal, and her own name as Attorney-In-Fact.

Sandra Moore
SANDRA MOORE Notary Public
NOTARY PUBLIC Residing at: *Jerome*
STATE OF IDAHO My Commission expires: *02-15-2000*
Jerome County, Idaho
Commission Expires *02-15-2000*

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JUL 17 2000

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 36-13545

DEC 30 - 3 11 11: 03
DISTRICT COURT - 39576
TWIN FALLS CO., IDAHO

NAME & ADDRESS: KENNETH W RUSSELL
C/O CINDY BILLINGTON
33014 36TH AVE SW
FEDERAL WAY WA 98023

SOURCE: GROUNDWATER

QUANTITY: 0.04 CFS

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

PRIORITY DATE: 05/25/1950

POINT OF DIVERSION: T08S R16E S14 SENWSW Within JEROME County

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

PLACE OF USE: DOMESTIC Within JEROME County
T08S R16E S14 NWSW

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.

DATED: DEC - 3 1996


DANIEL C. HURLBUTT
PRESIDING JUDGE
Snake River Basin Adjudication

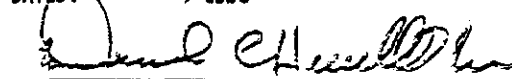
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RULE 54(b) CERTIFICATE

MAY 22 1997

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.

DATED: DEC - 3 1996

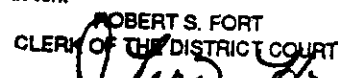

DANIEL C. HURLBUTT
PRESIDING JUDGE
Snake River Basin Adjudication

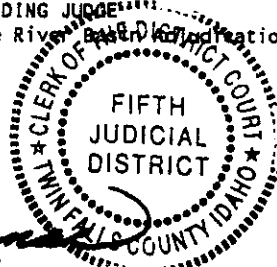
PARTIAL DECREE PURSUANT TO I.R.C.P. 54(b)
Water Right 36-13545

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State of Idaho
County of Twin Falls ss.
I hereby certify the foregoing to be a
full, true and correct copy of the
original on file in the above entitled
action.

ROBERT S. FORT
CLERK OF THE DISTRICT COURT
By 
DEPUTY CLERK



PAGE 1
NOV-7-1996



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

April 22, 1999

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

JAY WRIGHT
MARJORIE WRIGHT
168 W FRONTAGE RD N
JEROME ID 83338

RE: Decreed Water Right 36-13545

Dear Mr. & Mrs. Wright:

The Department is in receipt of the correspondence changing the ownership of the above referenced decreed water right to you. We have modified our records to reflect this change in ownership and a computer generated report is enclosed.

Just a reminder, because of a law that went into effect July 1, 1996, all water right owners are required to report change of address or ownership to the department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee to the water right owner. If you have other water rights that haven't had the ownership updated please contact the department as soon as possible.

If you have any questions regarding this matter, please feel free to contact me at (208) 327-7947.

Sincerely,

for JIM JOHNSON, Manager
Water Right Permits Section

JJ:klt
Enclosure

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JUL 17 2000