

No Color
Documents
In File

STATE OF IDAHO
ID. J DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

RECEIVED
FEB 05 1997

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

1. Water Right Number(s) A36-02516, A36-12643, A36-12644, A36-02345, A36-02544.
Adjudication Claim Number(s) _____

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) Costa P. Delis and Ruth M. Delis
a/k/a Costa Delis and Ruth Delis
Box 730, Paul, Idaho 83347

4. New Owner/Claimant(s) Minidoka Lumber Company, a Partnership
Name connector (Check one): ☐ AND, ☐ OR, ☐ AND/OR
New Mailing Address Box 730, Paul, Idaho 83347

City, State and ZIP Code _____

New Telephone Number (208) 438-8059

5. Date you acquired the property January 16, 1997

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) Minidoka Lumber Company, a partnership Date _____
By *Latona Dickson* Date _____
General Partner

(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.

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PARSONS, SMITH, STONE & FLETCHER, LLP

WILLIAM A. PARSONS
RICHARD K. SMITH
RANDOLPH C. STONE
WM. KENT FLETCHER

ATTORNEYS AT LAW
137 WEST 13TH STREET
P. O. BOX 910
BURLEY, IDAHO 83318

TELEPHONE
(208) 678-8382
FAX NO.
(208) 678-0146

February 4, 1997

Tara L. Backlund
SRBA Records Clerk
Department of Water Resources
1341 Fillmore Street - Suite 200
Twin Falls, Idaho 83301-3380

RECEIVED

FEB 05 1997

Department of Water Resources
Southern Region

RE: Delis - Duff Water Rights

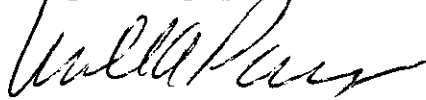
Dear Tara:

I believe that the Delis family and their related partnerships are through with the judicial process of getting the various properties into the name of Minidoka Lumber Company. You and I have had previous correspondence about some of the water rights that are enclosed.

What I am enclosing here is the Notice of Change of Water Right Ownership, Quitclaim Deed - Delis to Minidoka Lumber, Notice of Change of Water Right and Sheriff's Deed - Duff Brothers - Minidoka Lumber. I am also enclosing an ASCS map that shows the outline of the properties where the water rights are. The red letters that are on the map correspond to the deed numbers.

If you need anything additional to get these water rights all in the name of Minidoka Lumber please let me know.

Very truly yours,


William A. Parsons

WAP:rt
Enc.

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1997 17 2000

The following are partners of Minidoka Lumber Company:

Costa P. Delis

Tina Dickson

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JUL 17 2000

QUITCLAIM DEED

THIS INDENTURE, made this 21 day of January, 1997, between COSTA P. DELIS and RUTH M. DELIS, husband and wife, of Box 730, Paul, Idaho 83347, herein called the "Grantor", and MINIDOKA LUMBER COMPANY, a partnership, of Box 730, Paul, Idaho 83347, herein called the "Grantee".

W I T N E S S E T H:

The said Grantor, for and in consideration of the sum of Ten Dollars (\$10.00), lawful money of the United States of America, and other valuable consideration to Grantor in hand paid by the Grantee, the receipt whereof is hereby acknowledged, does by these presents remise, release and forever quitclaim unto the Grantee and to the heirs and assigns of the Grantee, all of the interest of the Grantor in that certain lot, piece or parcel of land situated, lying and being in the County of Minidoka, State of Idaho, bounded and particularly described as follows, to-wit:

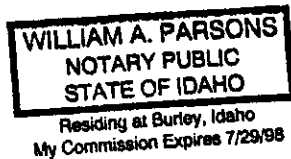
That property more particularly described on Exhibit A attached hereto and made a part hereof by reference.

TOGETHER with all and singular the tenements, hereditaments, and appurtenances thereunto belonging or in anywise appertaining, the reversion and reversions, remainder and remainders, rents, issues, and profits thereof, and Water Right Identification Numbers A36-02516, A36-12643, A36-12644, A36-02345, and A36-02544. To have and to hold all and singular the said premises, together with the appurtenances, unto the Grantee,

IN WITNESS WHEREOF, the Grantor has executed this
Quitclaim Deed.

On this 21 day of January, in the year 1997, before me, the undersigned, a Notary Public in and for said State, personally appeared COSTA P. DELIS and RUTH M. DELIS, husband and wife, known or identified to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

Notary Public for Idaho
Residing at _____
My Commission Expires: _____



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RECORDED AT REQUEST OF
Lawrence Smith, Stone, et al.
FILM NO. _____

97 JUN 24 10 39

12- DEPUTY *df*

Box 910 Burley 83318

EXHIBIT A

REAL ESTATE:

TOWNSHIP 8 SOUTH, RANGE 22 EAST OF THE BOISE
MERIDIAN, MINIDOKA COUNTY, IDAHO

Section 32: West one-half (W½).
Section 33: West one-half (W½) and
Northeast one-fourth (NE¼).

TOGETHER with all right, title and interest in and to
all Water Rights.

TOGETHER with all and singular the rights therein,
fixtures thereon and appurtenances thereunto
belonging or in anywise appertaining, whether now or
hereafter acquired, which shall include, without
limiting the generality of the foregoing, the
following:

- (a) All of the rents, issues and profits; all
easements and rights of way; all water, water
rights, whether riparian, appropriative or
otherwise and whether or not appurtenant, all
ditch rights, and any shares of stock evidencing
any such water or ditch right; and all rights of
homestead exemption, and
- (b) All leases, permits, allotments, licenses and
privileges, whether or not appurtenant, from the
United States or the State of Idaho, or any
Department or other agency of either for the
purpose of grazing pasturing or feeding
livestock on any of the public lands of the
United States or the State of Idaho, and
- (c) All buildings and the plumbing, heating,
ventilating and lighting systems and equipment
therein; all bar equipment; and all pumps,
pumping stations, motors, switch boxes and
transformers, engines, machinery, reservoirs,
pipes, flumes, and other equipment used for the
production of water on said Premises or for the
irrigation or drainage thereof.

TOGETHER WITH:

- (a) One (1) 200 HP, U.S. Electric Vertical Motor,

SN# 115154.

- (b) One (1) 75 HP, Horizontal Booster Pump, ID# R9426-03-420M.
- (c) One (1) Electrical Panel - A-B Quality - Allen Bradley.
- (d) One (1) Electrical Panel, Cutler Hammer.
- (e) One (1) Deep Well Turbine Pump.
- (f) Approximately 466 hand lines; broken or damaged.
- (g) Six (6) Wheel line sections; could only be used for parts.
- (h) Thirteen (13) 1/4 mile side-roll aluminum wheel lines.
- (i) One (1) 20 section, side-roll, aluminum wheel line.
- (j) Several risers.
- (k) Oil Drip Barrels.
- (l) Seven (7) Valves.

AND TOGETHER WITH:

- (a) One (1) 300 HP, U.S. Electric Vertical Motor, SN# 1271144.
- (b) One (1) 150 HP Horizontal Motor, ID# D83-06147-139.
- (c) One (1) Electrical Panel, no brand name.
- (d) One (1) Deep Well Turbine Pump.
- (e) One (1) Electrical Panel - Switchboard Company.
- (f) Approximately 256 3-inch hand lines stacked near the location of the pumps.

758

RECEIVED JUN 10 1997
 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

STANDARD FORM 3

(Check Appropriate Box)

- ☐ NOTICE OF CHANGE IN ADDRESS
 OR
☒ CONSENT TO SUBSTITUTION OF
 PARTY

INSTRUCTIONS FOR USE

This form is to be used to provide notice of a change in address of a party or to substitute a party whose water right was recommended in a director's report. *The filing of Standard Form 3 cannot result in a contested matter and a hearing will not be scheduled.* If completed as directed, the form will be accepted by the court and no further orders will issue. Standard Form 3 shall not operate to excuse compliance with the statutory requirements of I.C. § 42-1409(7) (1986) where a water right recommendation is not before the court.

This form has been adopted by the court in Re SRBA, Twin Falls County Case 39576, *SRBA Administrative Order 1 Rules of Procedure* (amended 6/21/93), Section 4Ac(3), which may be consulted for further information.

A party may copy or reproduce the standard form. The text of the form must be on the front and back of each page, exactly as it appears here. Follow the instructions on the form or it will not be accepted for filing. The Verification and the Certificate of Mailing must be completed.

Standard forms may be obtained from the Idaho Department of Water Resources or the SRBA Court.

CHANGE IN ADDRESS

You must use this form to advise the court and parties of any change in your address during the pendency of the SRBA.

You must provide a copy of the completed form to each party or if the party is represented by an attorney you must serve the attorney in every subcase in which you are a party.

No hearing will be held and no further order will issue from this court.

My name is _____

I am the claimant of _____

(Insert each water right number)

I have filed an objection/response to the following water right(s) _____

(Insert each water right number)

My new mailing address is _____

My phone number is: Work _____ Home _____

(Go to Page 4)

CONSENT TO SUBSTITUTION OF PARTY

This form may only be used if a water right number is included as a "recommendation" in a director's report. *This form cannot be used for water rights that are not in a director's report or when portions of a water right are involved (i.e. where a water right is split).* You must use this form to substitute a new party into the SRBA.

You are to provide a copy of the completed form to every party in each subcase in which the new party is to be substituted. If the party is represented by an attorney you must serve the attorney. Because this is a "consent" form, it is a stipulation that there is no disagreement between the prior claimant/seller and the new claimant/purchaser that the prior claimant/seller has transferred all interests in the water right. No hearing will be held and no further order will issue.

"Prior claimant/seller" means any person who, pursuant to I.C. §§ 42-1409(2), (3) and (6) (1986), filed a notice of claim asserting the right to the use of water or on whose behalf the

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right to the use of water was asserted. "New claimant/purchaser" means any successor in interest of the "prior claimant/seller," whether the interest is acquired by purchase, gift, inheritance or other means.

A *Consent to Substitution of Party (Substitution)* must be signed by the prior claimant/seller and the new claimant/purchaser. The Substitution shall be filed by the new claimant/purchaser.

I am the new claimant/purchaser of Claim Nos. ⁷⁵⁶36-02516, ⁷⁵⁷36-12643, ⁷⁵⁸36-07398,
⁷⁵⁹36-12644, 36-02345, 36-02544
(Insert each water right number) ⁷⁶⁰761

My name is Costa and Ruth Delis

My address is P. O. Box 730, Paul, ID 83347

My phone number is: Work (208) 678-9624

Home _____

The name and address of the prior claimant/seller who I wish to be substituted for are:

The Travelers Insurance Co. ("Travelers"), Attn: AgriFinance, Attn: Ms.

Karen Micheli, Investment Administrator, 7070 N. Financial Drive, Suite 101,
Fresno, CA 93720-2900

Ramona S. Neal

Signature of prior claimant/seller

The Travelers Insurance Co.

By: Ramona S. Neal, Counsel

X Costa Delis

X Ruth Delis

Signature of new claimant/purchaser

If an attorney is filing this form on behalf of a water right claimant or party in the SRBA, the attorney must complete the following information, in addition to the information required above.

Attorney name _____

Attorney of record for _____

(Identify party/claimant)

Attorney address and phone number: _____

- ☐ I have filed a *Notice of Appearance* for the party on whose behalf I am filing this form.
- ☐ A *Notice of Appearance* accompanies this form indicating which party and water rights I represent.

VERIFICATION

(To be completed for either a *Notice of Change in Address* or for *Consent for Substitution of Party*)

State of IDAHO

County of CASEIA

COSTA DELIS & RUTH DELIS, being first duly sworn, upon oath, deposes and says:
(Insert name of party/claimant filing form)

That I am the person or entity filing this form, that I am a water right claimant or party or their successor in interest, defined by I.C. §§ 42-1401A(1), (7) or (10) (1986); that the water right number I am asking the court to substitute a party on is a water right in a director's report filed with the court and that I have read this form and know its contents and that the statements are true to the best of my knowledge and belief.

x Costa Delis
x Ruth Delis

Signature of person filing form

BY: _____
Attorney signing in representative capacity

Subscribed and sworn to before me on

Jan 26, 1996
(Insert Date)

WILLIAM A. PARSONS
NOTARY PUBLIC
STATE OF IDAHO
Residing at Burley, Idaho
My Commission Expires 7/29/98

William Parsons
Notary Public for Idaho
Residing at: _____
My Commission expires: _____

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JUL 17 2000

INSTRUCTIONS FOR MAILING

Mail the form, including all attachments, to the Clerk of the SRBA Court and to the parties identified in the Certificate of Mailing. FAX filings will not be accepted by the SRBA Clerk of the Court.

You must sign the Certificate of Mailing to show that you followed these steps.

CERTIFICATE OF MAILING

I certify that on _____, 199 6, I mailed the original and copies of this form, including all attachments, to the following persons by mailing the original and/or copies, postage prepaid and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P. O. Box 2707
Twin Falls, Idaho 83303-2707

2. A *Change of Address* was served on each party, or if they are represented by an attorney you must serve the attorney, in each subcase in which you are a party, at the following address(es):

3. A *Consent to Substitution of Party* was served on the prior claimant/seller, or if they are represented by an attorney you must serve the attorney, at the following address(es):

The Travelers Insurance Co. ("Travelers"). Attn: AgriFinance. Attn: Ms.
Karen Micheli, Investment Administrator, 7170 N. Financial Drive, Suite 101,
Fresno, CA 93720-2900

4. A *Consent to Substitution of Party* was served on each party to each subcase, or if they are represented by an attorney you must serve the attorney, in which the prior claimant/seller is a party at the following address(es):

5. One copy to:

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
P. O. Box 44449
Boise, Idaho 83711-4449

6. One copy to:

United States Department of Justice
Environment and Natural Resource Division
550 West Fort Street, Box 33
Boise, Idaho 83724

Signature of person or attorney mailing the form

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S.F. 3

111 1 2 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)
_____)

1996 NOV 22 AM 9: 54
PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
DISTRICT COURT - SRBA
Water Right 36-12644 TWIN FALLS CO., IDAHO

FILED _____

NAME & ADDRESS: RUTH DELIS
COSTA DELIS
BOX 730
PAUL ID 83347

SOURCE: GROUNDWATER

QUANTITY: 0.08 CFS

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

PRIORITY DATE: 12/31/1958

POINT OF DIVERSION: T08S R22E S32 NENW Within MINIDOKA County

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

PLACE OF USE:	STOCKWATER	Within MINIDOKA County
	T08S R22E S32	NENW
	DOMESTIC	Within MINIDOKA County
	T08S R22E S32	NENW

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: NOV 22 1996



DANIEL C. HURLBUTT
PRESIDING JUDGE
Snake River Basin Adjudication

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MAY 22 1997

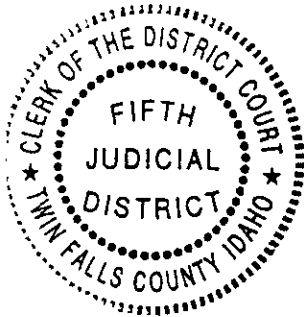
RULE 54(b) CERTIFICATE

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.

DATED: NOV 22 1996

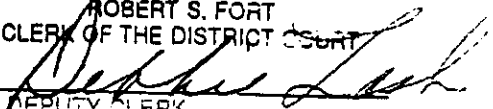


DANIEL C. HURLBUTT
PRESIDING JUDGE
Snake River Basin Adjudication



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

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MAY 22 1997

MICROFILMED

JUL 17 2000



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

MINIDOKA LUMBER CO
BOX 730
PAUL ID 83347

RE: Decreed Water Right 36-12644

Dear Water Right Holder(s):

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