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STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES

RECEIVED

NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

NOV 24 2000

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

Department of Water Resources

1. Water Right No(s): 36-11683
Adjudication Claim No(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 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: Peoples Quality Packing
P.O. Box 93, Rupert, ID 83350
4. New Owner/Claimant(s): Jim Fenstermaker
Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
New Mailing Address: P.O. Box 93
City, State and ZIP Code: Rupert, ID 83350
New Telephone Number: (208) 436-4557
5. Date you acquired the property: November 20, 2000
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)

X Melvin Jim Fenstermaker

(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..

MICROFILMED
JAN 30 2001

450434

QUITCLAIM DEED

FOR VALUE RECEIVED, FRANK BOLEN and DONNA BOLEN, husband and wife, do hereby release, remise, grant, bargain, sell, convey and forever quitclaim unto JIM FENSTERMAKER, a single man, whose present address is P. O. Box 93, Rupert, ID 83350, the following described premises, located in Minidoka County, Idaho, to wit:

TOWNSHIP 9 SOUTH, RANGE 24 EAST, BOISE
MERIDIAN, MINIDOKA COUNTY, IDAHO

SECTION 31:

That part of the SE~~1~~/~~4~~NW~~1~~/~~4~~, and that part of the SW~~1~~/~~4~~NE~~1~~/~~4~~ lying North of the Minidoka Irrigation District Main Drain Ditch, more particularly described as follows:

Beginning at the Southeast corner of said SE~~1~~/~~4~~NW~~1~~/~~4~~ of said Section 31; thence North for 130 feet, more or less; thence West 65.4 feet to the center of the Minidoka Irrigation District "B" Canal, which point shall be known as the TRUE POINT OF BEGINNING; thence in a Northeasterly direction along said center line of said Minidoka Irrigation District "B" canal for 1710 feet, more or less, to the North boundary line of said SW~~1~~/~~4~~NE~~1~~/~~4~~, which is 180 feet West, more or less, of the Northeast corner of the SW~~1~~/~~4~~NE~~1~~/~~4~~; thence West for 1630 feet, more or less to the intersection of the North boundary of the Minidoka Irrigation District Main Drain Ditch, said point being 485.4 feet West of the Northeast corner of said SE~~1~~/~~4~~NW~~1~~/~~4~~; thence South 74°08' East along said North boundary of said Minidoka Irrigation District Main Drain Ditch for 440 feet, more or less, to a point which is 65.4 feet West and 120 feet South of the Northeast corner of said SE~~1~~/~~4~~NW~~1~~/~~4~~; thence South for 1070 feet, more or less, to the TRUE POINT OF BEGINNING,

together with their appurtenances.

Instrument # 450434

MINIDOKA COUNTY, RUPERT, IDAHO
2000-11-21 09:57:57 No. of Pages: 2

Recorded for: ALAN GOODMAN

DUANE SMITH
Ex-Officio Recorder Deputy

MICROFILMED

JAN 30 2001

DATED this 20th day of November, 2000.

Frank Bolen
Frank Bolen

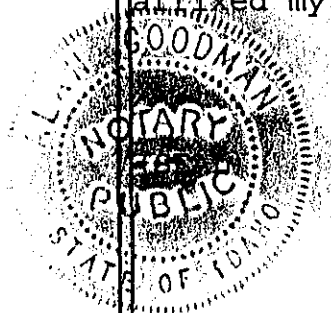
Donna Bolen
Donna Bolen

By Frank Bolen
Attorney of Fact.

STATE OF IDAHO)
) ss.
County of Minidoka)

On this 20th day of November, 2000, before me the undersigned Notary Public in and for said State, personally appeared Frank Bolen and Donna Bolen 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.

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



Alan Goodman
Notary Public
Residing at Rupert, Idaho
My Commission Expires: 10-6-03

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JAN 30 2001

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 36-11683

1996 NOV 22 AM 9:38

DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO

FILED _____

NAME & ADDRESS: PEOPLES QUALITY PACKING
PO BOX 93
RUPERT ID 83350

SOURCE: GROUNDWATER

QUANTITY: 0.04 CFS

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

PRIORITY DATE: 11/30/1973

POINT OF DIVERSION: T09S R24E S31 NWSWNE Within MINIDOKA County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE DOMESTIC 1 HOME	PERIOD OF USE 01-01 12-31	QUANTITY 0.04 CFS
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PLACE OF USE: DOMESTIC Within MINIDOKA County
T09S R24E S31 SWNE

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

RULE 54(b) CERTIFICATE

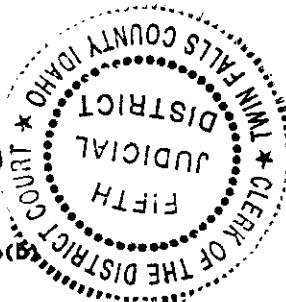
With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment 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.

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

PARTIAL DECREE PURSUANT TO I.R.C.P. 54(b)
Water Right 36-11683



DATED:


DANIEL C. HURLBUTT
PRESIDING JUDGE
Snake River Basin Adjudication

JAN 30 2001

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MAY 22 1997

PAGE 1
OCT-29-1996



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

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

December 6, 2000

JIM FENSTERMAKER
PO BOX 93
RUPERT ID 83350

RE: Change of Ownership for Water Right 36-11683

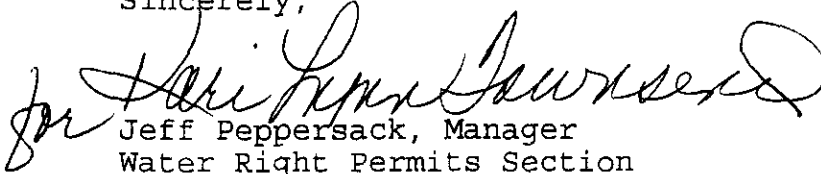
Dear Water Right Holder(s):

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. Also enclosed is a receipt for the \$25.00 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 the department if you have questions.

Sincerely,


Jeff Peppersack, Manager
Water Right Permits Section

JP:klt

Enclosures

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JAN 30 2001

WILLIAM T. GOODMAN
ALAN GOODMAN
RICK BOLLAR
NICOLE L. ARBOGAST

LAW OFFICE
Goodman and Bollar

CHARTERED
717 7TH STREET
BOX D
RUPERT, IDAHO 83350-0020

AREA CODE 208
TELEPHONE NO.
436-4774
FAX
(208) 436-4837

December 4, 2000

DEC 05 2000
RECEIVED

DEC 05 2000

Department of Water Resources

State of Idaho
Department of Water Resources
P. O. Box 83720
Boise, ID 83720-0098

Re: Change of Ownership of Water Right 36-11683

Gentlemen:

In response to your letter to Jim Fenstermaker concerning the transfer of the above Water Right you will find enclosed a check from Mr. Fenstermaker in the sum of \$25.00.

We understand this is all that remains to be done to have the Water Right transferred to his name.

Very truly yours,

GOODMAN & BOLLAR



William T. Goodman

WTG:KH
Encl.

Receipt # C051373
Received by: J. Barron
Amt: \$25.00 12-5-00

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JAN 30 2001



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

DIRK KEMPTHORNE
GOVERNOR

November 29, 2000

KARL J. DREHER
DIRECTOR

JIM FENSTERMAKER
PO BOX 93
RUPERT ID 83350

RE: Change in Ownership of Water Right 36-11683

Dear Mr. Fenstermaker:

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 *fee received 12.5.00*
- ☐ **Filing Fee** of \$100 per water right for changes resulting from division of a water right
- ☐ **Signature**
- ☐ **Notarized Signature** for Assignment of Permit
- ☐ **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 rights in question
- ☐ **Evidence of Security Interest:** copy of Deed of Trust, Mortgage, Contract of Sale or other legal document indicating your interest in the property and water rights in question
- ☐ **Security Interest Expiration Date**
- ☐ **Legal Description of Property**
- ☐ **Plat of Property or Survey Map** usually on file with the county
- ☐ **USDA Farm Service Agency (formerly ASCS) Aerial Photo** with irrigated acres outlined and point(s) of diversion clearly marked

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JAN 30 2001

____ Description of Portion of Water Right resulting from
division of 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. All ownership change notices received after June 30, 2000 must include the appropriate filing fees in order to be processed. We have determined that the filing fee for your notice will be \$25.00.

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 (<http://www.idwr.state.id.us>) on the Internet to obtain the proper forms and instructions.

Please feel free to contact the Department if you have any questions.

Sincerely,



Kari Lynn Townsend
Secretary

KLT:k

cc: Goodman & Bollar
Box D
Rupert, ID 83350-0020

MICROFILMED

JAN 30 2001

WILLIAM T. GOODMAN
ALAN GOODMAN
RICK BOLLAR
NICOLE L. ARBOGAST

LAW OFFICE
Goodman and Bollar

CHARTERED
717 7TH STREET
BOX D
RUPERT, IDAHO 83350-0020

AREA CODE 208
TELEPHONE NO.
436-4774
FAX
(208) 436-4837

November 21, 2000

RECEIVED

NOV 24 2000

Department of Water Resources

State of Idaho
Idaho Department of Water Resources
Statehouse Mail
Boise, ID 83720

Re: Water Right No: 36-11683
Former Owner: Peoples Quality Packing
New Owner: Jim Fenstermaker

Gentlemen:

Enclosed for filing with your Department is a Notice of Change of
Water Right Ownership.

Very truly yours,

GOODMAN & BOLLAR



William T. Goodman

WTG:KH
Encl.

MICROFILMED

JAN 30 2001