

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

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FEB 23 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 (under the "split" heading), 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 Right No(s)	Adjudication Claim No(s)	Split	Water Right No(s)	Adjudication Claim No(s)	Split
	A67-10719	☒		A67-00506	☒

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Department of Water Resources

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) is 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) The W. Eugene Fisher Family Trust
P.O. Box 39, Jordan Valley, OR 97911
4. New Owner/Claimant(s) Alan H. Banta
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address P.O. Box 491
- City, State and ZIP Code Arco, ID 83713
- New Telephone Number (208) 589-3704
5. Date you acquired the property November 15, 2000

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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 (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number <u>A67-10719 & A67-00506</u>		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other	_____	_____
Total	*As apurtenant to conveyed land	

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

7. Signature of New Owner(s) or Claimant(s)
(include title if applicable)

[Handwritten Signature]

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>J. Barron</u>	Date <u>3-14-01</u>	Fee <u>\$25.00</u>	
Received by <u>J. Barron</u>	Date <u>3-14-01</u>	Receipt No. <u>C052699</u>	
Processed by _____	AJ Date _____	WR _____	Date _____

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For Value Received, THE W. EUGENE FISHER FAMILY TRUST

the grantor, does hereby grant, bargain, sell and convey unto
ALAN H. BANTA, a married man as his sole and separate property

the grantees, whose current address is, P.O. Box 491, Arco, ID 83213

the following described premises, in Adams County, Idaho, to-wit:

SEE ATTACHED EXHIBIT "A" MADE A PART HEREOF

TO HAVE AND TO HOLD THE said premises, with their appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantees, that they are the owner in fee simple of said premises; that they are free from all encumbrances excepting for all easements of record, rights of way, matters visible, and all matters of record and title and that they will warrant and defend the same from all lawful claims whatsoever.

Date: November 6, 2000

THE W. EUGENE FISHER FAMILY TRUST

BY: W. Eugene Fisher
W. EUGENE FISHER, Trustee

STATE OF Oregon)
) ss
COUNTY OF Multnomah)

On this day of 27th in the year of 2000, before me a Notary Public in and for said State, personally appeared W. EUGENE FISHER known or identified to me to be the person whose name is subscribed to the within instrument as Trustee of THE W. EUGENE FISHER FAMILY TRUST, and acknowledged to me that he executed the same as Trustee of THE W. EUGENE FISHER FAMILY TRUST.



Muri Jo Freese
Notary Public
Residing at Jordan Valley, OR
Commission expires: 6-18-04

Instrument #: 99116

COUNCIL ADAMS, IDAHO

2000-12-15

02:48:21 No. of Pages: 2

Recorded for : **TIMBERLINE TITLE & ESCROW**

MICHAEL FISK

Fee 6.00

Ex-Officio Recorder Deputy
Index to: DEED

Tract 13, Grays Creek Meadows Planned Unit Development, as set forth on survey recorded as Inst. No. 94775, more particularly described as follows:

Township 15 North, Range 1 West, Boise Meridian, Adams County, Idaho

Section 26: A tract of land located in the S1/2NW1/4, N1/2SW1/4 and SW1/4NE1/4 more particularly described as follows:

Commencing at the 1/4 corner common to Sections 26 and 27, T15NR1WBM; thence South 62°45'58" East 1153.92 feet to a point on the Easterly right of way of Meadows Lane and THE POINT OF BEGINNING:

Thence along the Easterly and Southerly right of way limit of Meadow Lane through the following nine courses:

1. N 09°23'00" east 272.10 feet;
2. Along a 1025.00 foot radius curve to the left, an arc distance of 100.18 feet (N 06°35'00" East 100.14 feet);
3. N 03°47'00" East 453.52 feet;
4. Along a 190 foot radius curve to the right, an arc distance of 166.03 feet (chord N 28°49'00" East 160.80 feet);
5. N 53°51'00" East 437.88 feet
6. Along a 275.00 foot radius curve to the right, an arc distance of 366.77 feet (chord S 87°56'30" East 340.19 feet);
7. S 49°44'00" East 321.17 feet;
8. Along a 425.00 foot radius curve to the left, an arc distance of 248.99 feet (chord S 66°31'00" East 245.44 feet);
9. S 83°18'00" east 292.77 feet;

Thence South 05°13'00" West 1011.39 feet;

Thence North 84°47'00" West 1532.15 feet TO THE POINT OF BEGINNING.

RECORDED

10/11/2008

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 67-10719

NAME AND ADDRESS: W EUGENE FISHER FAMILY TRUST
PO BOX 39
JORDAN VALLEY, OR 97911

SOURCE: GROUNDWATER

QUANTITY: 0.04 CFS

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

PRIORITY DATE: 05/01/1890

POINT OF DIVERSION: T15N R01W S26 SENWSW Within Adams County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Domestic 1 HOME	01-01 TO 12-31	0.04 CFS
	Stockwater	01-01 TO 12-31	0.04 CFS

PLACE OF USE:	Stockwater		Within Adams County
	T15N R01W S26	NWSW	
	Domestic		Within Adams County
	T15N R01W S26	NWSW	

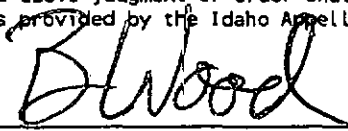
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.

THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS
NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT
ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY
DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE
ENTRY OF A FINAL UNIFIED DECREE. I.C. SECTION 42-1412(6).

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.F., 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.


Barry Wood
Administrative District Judge
Presiding Judge of the
Snake River Basin Adjudication

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JAN 2 11 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

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

March 17, 2003

ALAN H BANTA
PO BOX 491
ARCO ID 83713

RE: Change of Ownership for Water Right 67-10719

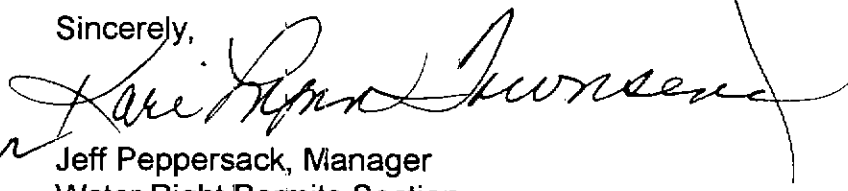
Dear Water Right Holder(s):

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 this office if you have any questions regarding this matter.

Sincerely,

for 
Jeff Peppersack, Manager
Water Right Permits Section

JP:klt

Enclosures

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MAR 26 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

March 7, 2001

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

ALAN H BANTA
PO BOX 491
ARCO ID 83713-0491

RE: Change of Ownership for Water Right 67-10719

Dear Mr. Banta:

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. 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 on the Internet to obtain the proper forms and instructions.

If you have any questions regarding this matter, please call me at 208-327-7941.

Sincerely,

Kari Lynn Townsend
Secretary

KLT:k

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MAR 24 2001