

RECEIVED

JUL 31 2000

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES Department of Water Resources
NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP RECEIVED

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

JUL 28 2000

WATER RESOURCES
WESTERN REGION

1. Water Right No(s): 63-26682
 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** showing the location of the place of use of the water right(s) or claim(s). (These are usually attached to your deed or on file with the county.)

OR

C. If your water right or adjudication claim 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

DONALD E WALKER
12295 Walker Lake RD (Sylvia MAE Gruver - estate)
Calendell, Idaho 83605

4. New Owner/Claimant(s)

Alvin Schnell
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or mailing address
 New Mailing Address Property with well
located at 5023 Bear Pk
 City, State and ZIP Code Calendell, Idaho CA Idwell, Idaho 83605

New Telephone Number

(208) 459 8505

5. Date you acquired the property

Oct 23, 1997

6. **Did you acquire all of the former owner's property? If you did, skip this item and go to item 7. If you acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). Describe in detail your portion of each water right or adjudication claim in the spaces in the box below only if the water right(s) or claim(s) need to be split between owners. If necessary, attach additional pages. 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.**

Number of acres you irrigate with this water right <u>20 Acres (Walker original Deed)</u> Diversion rate in CFS <u>.04 CFS</u>	Number and type of stock <u>2 Horses</u> <u>4-5 Cows</u> <u>Sheep</u> Number of homes you acquired <u>ONE</u> Other uses _____
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7. Signature of New Owner(s) or Claimant(s)

[Signature]

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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.

Receipt # C051530
12.19.00 \$25.00
J BARRON

PC22747

WARRANTY DEED

FOR VALUE RECEIVED DONALD E. WALKER, as Trustee under the Testamentary Trust created by the Last Will and Testament of SYLVIA MAE GRUVER, deceased

the Grantor, does hereby grant, bargain, sell and convey unto ALVIN D. SCHNELL and CORAL SCHNELL, husband and wife

the Grantees, whose address is 1417 S. KIMBALL CALDWELL, ID. 83605

the following described premises, to-wit:

LOT 16, 23 AND 24, ORCHARD HEIGHTS, Canyon County, Idaho, according to the plat filed in Book 2 of Plats, Page 38, records of said County. *Per Canyon County assessor's office - Plat Room - Shaley Lot 16, 23 and 24 are in T 3N, R 3W, S 4, SE 1/4 - Ret - 11.2800*

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees, his heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantees, that he the owner in fee simple of said premises; that said premises are free from all encumbrances; except for general taxes and assessments for the year 1997 and subsequent years, covenants, conditions, restrictions and easements of record; and that he will warrant and defend the same from all lawful claims whatsoever.

DATED: October 23, 1997

Donald E. Walker Trustee
DONALD E. WALKER, TRUSTEE

STATE OF IDHAO
COUNTY OF CANYON

On this 23RD day of October in the year 1997, before me, a Notary Public, in and for the said State, personally appeared DONALD E. WALKER known to me to be the person whose name is subscribed to the within instrument as Trustee and acknowledged to me that HE executed the same as such Trustee.

Jenny Fisher
Notary Public
Residing at Boise, ID
My commission expires 03-26-03

PIONEER TITLE COMPANY
OF CANYON COUNTY, IDAHO

100 10TH AVE SOUTH
NAMPA, IDAHO 83651

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97 OCT 23 PM 4 36
CANYON CNTY RECORDER
NED J. HERR
TYPE Deed RE 300
REQUEST PIONEER - CALDWELL

RECORDED

9736035

1417 SOUTH KIMBALL
CALDWELL, ID 83605

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 63-26682

RECEIVED

JUL 28 2000

WATER RESOURCES
WESTERN REGION

NAME AND ADDRESS: ESTATE OF SYLVIA GRUVER
12295 WALKER LAKE RD
CALDWELL, ID 83605

SOURCE: GROUNDWATER

QUANTITY: 0.04 CFS

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

PRIORITY DATE: 06/01/1910

POINT OF DIVERSION: T03N R03W S04 SWNWSE Within Canyon County

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

PLACE OF USE: Domestic Within Canyon County
T03N R03W S04 NWSE

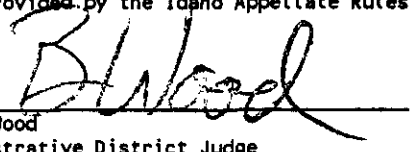
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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.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.


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

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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

July 26, 2001

ALVIN SCHNELL
1417 S KIMBALL
CALDWELL ID 83605

RE: Change of Ownership for Water Right 63-26682

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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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

December 11, 2000

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

ALVIN SCHNELL
1417 S KIMBALL
CALDWELL ID 83605

RE: Change in Ownership of Water Right 63-26682

Dear Mr. Schnell:

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
- ☐ **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

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- _____ **USDA Farm Service Agency (formerly ASCS) Aerial Photo** with irrigated acres outlined and point(s) of diversion clearly marked
- _____ **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

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No Color
Documents
In File