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AUG 18 1998Department of Water Resources
Southern RegionSTATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES

NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
Incomplete forms will be returned.RECEIVED
AUG 05 1998
Department of Water Resources
Southern Region

1. Water Right No(s).: 45-10504 RECEIVED
Adjudication Claim No(s).: SEP 15 1998
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
VERA WAITE MOFFETT
ROUTE 3 BOX 3555 BURLEY, IDAHO 83318
4. New Owner/Claimant(s)
DON OR ANN MOFFETT
Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
New Mailing Address
498 SOUTH 450 EAST
City, State and ZIP Code
BURLEY, IDAHO 83318
New Telephone Number
(208) 678-0205
5. Date you acquired the property
11/8/89
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 38 Number and type of stock none
Diversion rate in CFS 0.040 Number of homes 2 Other uses (We have 2 pumps 1 each home)
1-60 ft 1-781/2 ft
- 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)
Ann Moffett
(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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JUN 16 2000

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

201511

PERSONAL REPRESENTATIVES DEED

THIS INDENTURE, made this 8 day of Nov. 1989, 1989, at Burley, Idaho, by and between MAX WILLIAM MOFFETT, Personal Representative of the estate of VERA W. MOFFETT, the party of the first part, and DON CARLOS MOFFETT and ANN MOFFETT, husband and wife, of 5851 Ludlow, Garden Grove, California 92645, the party of the second part.

W I T N E S S E T H:

WHEREAS, under and by virtue of the law in such cases made and provided, the party of the first part has heretofore been appointed and has qualified as, and is the duly appointed, qualified and acting Personal Representative of the estate of VERA W. MOFFETT, deceased; and,

WHEREAS, Letters Testamentary and of Administration were issued by the Magistrate Court of the County of Cassia, State of Idaho, on the 28th day of June, 1989, the Honorable Roy C. Holloway presiding, appointing the party of the first part Personal Representative of the estate of VERA W. MOFFETT, deceased, and said Letters Testamentary and of Administration were thereafter on the 10th day of July, 1989, recorded as Instrument No. 202845 on Film No. 208 in the records of the County Recorder of Cassia County, State of Idaho, and,

WHEREAS, the party of the first part, by virtue of the governing law of the State of Idaho in such case is made and provided, has power over the title to the real property hereinafter described and the authority to transfer and convey the same,

NOW, THEREFORE, the said MAX WILLIAM MOFFETT, Personal Representative of the estate of VERA W. MOFFETT, deceased, party of the first part herein, pursuant to the authority conferred upon him hereinbefore specified, and pursuant to the order of the aforementioned court, has granted, bargained, sold and conveyed and by these presents does grant, bargain, sell, and convey unto the said party of the second part, and to their heirs, and assigns, forever, all of the right, title, interest and estate of the said VERA W. MOFFETT, deceased, at the time of her death and also all the right, title, and interest that said estate may have acquired by operation of the law or otherwise other than or in addition to that of the decedent at the time of her death, and also all of the right, title, interest, and estate of the heirs and devisees of said decedent, in and to all that certain real property located and situated in the County of Cassia, State of Idaho, and more particularly described as follows, to-wit:

The SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER
(SE1/4SE1/4) of Section thirteen (13) Township
eleven (11) South, Range twenty three (23)
East Boise Meridian.
All in Cassia County, Idaho.

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TOGETHER with all and singular the tenements, hereditaments, and appurtenances thereunto belonging or in anywise appertaining, and all improvements appurtenant thereto or reasonably necessary to the use thereof, the reversion and reversions, remainder and remainders, rents, issues and profits thereof, and all estate, right, title, and interest in and to the said property as well in law as in equity of the said VERA W. MOFFETT, deceased, and of the party of the first part.

TO HAVE AND TO HOLD all and singular the above mentioned and described premises, together with appurtenances, unto the party of the second part, and to their heirs and assigns forever; and that said party of the first part and its successors hereby covenant to and with the party of the second part and with their heirs and assigns that said party of the first part is the duly appointed, qualified and acting Personal Representative of the estate of VERA W. MOFFETT, deceased, having full power and authority to convey all the right, title, interest and estates of said decedent and her heirs, devisees, and assigns in and to the above described real property; and that the party of the first part and its successors shall and will warrant and by these presents will forever defend such title to said premises and the quiet and peaceable possession of the party of the second part and their heirs and assigns thereto against the said VERA W. MOFFETT, deceased, and her heirs, devisees and assigns and against all and every person and persons whomsoever and against all lawful claims and demands whatsoever.

IN WITNESS WHEREOF, the party of the first part, Personal Representative of the estate of VERA W. MOFFETT, deceased, as aforesaid, has hereunto set his hand the day and year first above written.

Max William Moffett
Max William Moffett

STATE OF UTAH)
ss.
County of Salt Lake)

On this 9th day of November, 1989, before me the undersigned, a Notary Public in and for said State, personally appeared Max William Moffett, known to me to be the Personal Representative of the estate of VERA W. MOFFETT, and known to me to be the person whose name is subscribed to the within and foregoing instrument and acknowledged to me that he executed the same on behalf of said estate.

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

Thomas R. Hodge
Notary Public for Utah
Residing at: S.L.C. UTAH 14/12/89

PR Deed - 2

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JUN 16 2000

204811

Barron Bywater
FILM *211*

Nov 13 4 41 PM '83

CASSIA COUNTY, IDAHO
FRANK PEARNS
MICHIGAN

FEES *6.00* *Kd*

P.O. Box 487

burley

presented to and printed by
this day of December 1983
Marshall C. Holland
Assessor Cassia County

by *MM* Date

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JUN 16 2000

9/89

Water Right Permit No. 45-90-S-025
Injection Permit No. _____

RECEIVED

MAY 10 1990

State of Idaho
Department of Water Resources

Department of Water Resources
Southern Region Office

DRILLING PERMIT

1. Applicant (Please Print) Don C. Moffett
2. Mailing Address Route # 3 Box 3557
Bearley Telephone 654 2779
(☒) Well Owner (☐) Well Operator (☐) Other, specify _____
3. Proposed well location SE 1/4 SE 1/4, or Gov't lot No. _____
Sec. 13, Twp. 11, Rge. 23, County Cassia
Street Address of Well Site 500 S. 450 E.
Lot, block and subdivision _____
4. Proposed use of well:
(☒) Single family or stockwater use (less than 13,000 gallons per day)
(☐) Irrigation (more than 1/2 acre)
(☐) Monitoring - A well bore schematic and map is required for each well.
No. of proposed wells: 2
(☐) Other (describe fully) _____
5. Well construction information:
A. (☒) New well (☐) Deepen (☐) Replace - See Condition 9.
B. Proposed surface diameter _____ Maximum depth _____
C. Anticipated bottom hole temperature:
(☒) 85°F or less (Cold water well)
(☐) 85°F to 212°F (Low temp. geothermal well)
(☐) 212°F or more (Geothermal well)
6. Construction Start Date 5/11/90
7. Anticipated Well Driller Eaton Drilling
NOTE: The actual well driller must be identified prior to drilling.
8. Applicant's signature [Signature] Date 5/10/90
Title owner
(Owner, ~~Micro~~ Representative, Other)

JUN 16 2000

SECTION OF DEPARTMENT OF WATER RESOURCES

This Permit is Approved Date 5/10/90

If approved, this permit authorizes the construction of a well subject to the following conditions. READ CAREFULLY!

GENERAL CONDITIONS:

1. The well must be constructed in compliance with the applicable statutes, specific conditions of approval shown on the water right permit, injection well permit, transfer or amendment and the rules and regulations of the Department for water appropriation, injection wells and well construction standards.
2. This drilling permit is valid for two (2) months from the above approval date for the start of construction and is valid for one (1) year from the approval date for completion of the well unless an extension has been granted.
3. This permit does not constitute the approval of the District Health Department or the Idaho Department of Health and Welfare which may be required before construction of this well.
4. The well shall be constructed by a driller currently licensed in the State of Idaho who must maintain a copy of the drilling permit at the drilling site.
5. Approval of this drilling permit does not authorize trespass on the land of another party.
6. This permit does not constitute other local, county, state or federal approvals which may be required for construction of a well.
7. This drilling permit does not represent a right to divert and use the water of the State of Idaho.
8. If a bottom hole temperature of 85°F or greater is encountered, well construction shall cease and the well driller and the well owner shall contact the Department immediately.
9. If this permit is for a replacement well, the well being replaced must be abandoned in accordance with Department Rules and Regulations.

SPECIFIC CONDITIONS:

Loren D. Hansen Southern Region Mgr
Signature of Authorized Department Representative Title

Receipt No. 5012288 Received by MB Fee 10.00 Date 5-10-90

EXTENSION OF DRILLING PERMIT

Extension approved by _____ Approval Date JUN 16 2000
This extension is good for 60 days beyond the above extension approval date.

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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 45-10504

NAME AND ADDRESS: VERA W MOFFETT
RT 3 BOX 3555
BURLEY, ID 83318

JUNIA GIBBY
677 S 550 E
BURLEY, ID 83318

SOURCE: GROUNDWATER

QUANTITY: 0.04 CFS

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

PRIORITY DATE: 04/11/1937

POINT OF DIVERSION: T11S R23E S13 SESE Within Cassia 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 Cassia County
T11S R23E S13 SESE

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.

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.


Daniel C. Hurlbutt, JR.
Presiding Judge
Snake River Basin Adjudication

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JUN 16 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

July 9, 1999

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

DON MOFFETT
ANN MOFFETT
498 S 450 E
BURLEY ID 83318

RE: Water Right 45-10504

Dear Mr. & Mrs. Moffett:

The department acknowledges receipt of correspondence changing ownership of the above referenced decreed 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.

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,

L. GLEN SAXTON, Chief
Water Allocations Bureau

LGS:klt

Enclosure

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JUN 16 2000

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)
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BURLEY, ID 83318

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BURLEY, ID 83318

SOURCE: GROUNDWATER

QUANTITY: 0.04 CFS

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GALLONS PER DAY.

PRIORITY DATE: 04/11/1937

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PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
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PLACE OF USE: Domestic T11S R23E S13 SESE Within Cassia County

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Daniel C. Hurlbutt, JR.
Presiding Judge
Snake River Basin Adjudication

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
1301 North Orchard Street, P.O. Box 83720
Boise, Idaho 83720-0098

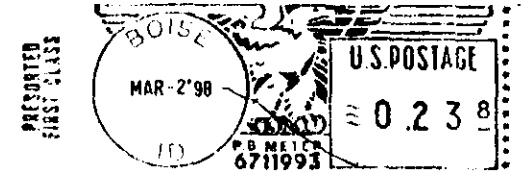
DATA ENTRY DONE
REMAILED

3/16/98 Jm

IMPORTANT WATER RIGHT INFORMATION

677 So. 550 East

45-10504
JUNIA GIBBY
RT 3 BOX 3354
BURLEY ID 83318



RECEIVED
MAR 16 1998

Department of Water Resources

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JUN 16 2000

83318+9342

