

decreed

RECEIVED

AUG 14 1998

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES

RECEIVED

SEP 15 1998

Department of Water Resources
Southern Region

NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

DEPARTMENT OF WATER RESOURCES

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 No(s).: 45-10378

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 Bart Bowers Lisa Bowers

296S 200W Burley ID 83318

4. New Owner/Claimant(s) Bart Bowers

Name Connector (Check one): [] and, [] or, [] and/or

New Mailing Address 296S 200W

City, State and ZIP Code Burley ID 83318

New Telephone Number (208) 678 5165

5. Date you acquired the property 1982

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) Bart Bowers

(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

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 Northern Region
1910 Northwest Blvd., Suite 210
Coeur d'Alene, ID 83814-2615
(208) 769-1450

IDWR Southern Region
1341 Fillmore St., Suite 200
Twin Falls, ID 83301-3380
(208) 736-3033

IDWR Eastern Region
900 N. Skyline Dr., Suite A
Idaho Falls, ID 83402-1718
(208) 525-7161

RECEIVED

RECEIVED

RECEIVED

AUG 14 1998

IN THE DISTRICT COURT OF
THE FIFTH JUDICIAL DISTRICT

DEC 15 3 55 PM '92

FRANK E. REYNOLDS, CLERK
BY _____ DEPUTY

Alfred E. Barrus
Attorney at Law
1918 Overland Avenue
P.O. Box 487
Burley, Idaho 83318
Telephone (208) 678-1155

Department of Water Resources
Southern Region

Attorney for Plaintiff

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF CASSIA

BART H. BOWERS,	)	
	)	
Plaintiff,	)	Case No. CV-92-00852-D
	)	
vs.	)	JUDGMENT AND DECREE
	)	OF DIVORCE
LISA ANN BOWERS,	)	
	)	
Defendant.	)	

WHEREAS, THIS CAUSE has come before the court on the
____ day of December, 1992, upon the verified Complaint of the
Plaintiff; and

WHEREAS, the Plaintiff having been represented by
Alfred E. Barrus, Attorney at Law, and the Defendant having
been represented by Kent Fletcher of the law firm of Parsons,
Smith, Stone & Fletcher, and the parties having entered into a
Stipulation for Entry of Judgment; and

WHEREAS, the parties hereto having entered into a
Separation, Property Settlement and Child Custody Agreement on
the 10th day of December, 1992; and

It satisfactorily appearing to the court from the
evidence in this case that Plaintiff is entitled to a Decree of
Divorce on the grounds of irreconcilable differences; now,
therefore, the rights of the parties may be determined under
this Decree.

BY VIRTUE OF THE LAW and by reason of the premises
aforesaid,

IT IS HEREBY ORDERED, ADJUDGED AND DECREED as
follows:

JUDGMENT AND DECREE OF DIVORCE - 1

MICROFILMED

JUN 16 2000

ALFRED E. BARRUS
ATTORNEY AT LAW
POST OFFICE BOX 487
BURLEY, IDAHO 83318
TELEPHONE: (208) 678-1155

property of each party hereto.

LISA ANN BOWERS:

Guitar	Iron
Popcorn Popper	Lamp
Electric Blanket	Bassinet & Baby Clothes
Toaster	Ceramics
Crockpot	Presto Cooker
Canner	Water Bath Cooker
Skillet	Cake Pans
Cooling Rack	Sewing Machine
Food Processor	

BART H. BOWERS:

Antique Dresser & Mirror
Computer & Table
Large Freezer
Miscellaneous Equipment from Bart's Parents
Real Estate (given to Bart by his parents, more particularly described as follows:)

The South Half of the Southeast Quarter ($S\frac{1}{2}SE\frac{1}{4}$) of Section 2, Township 11 South, Range 22 EBM, Cassia County, Idaho, EXCEPTING THEREFROM the following described property:

Beginning at the Southwest corner of the South Half of the Southeast Quarter ($S\frac{1}{2}SE\frac{1}{4}$) of Section 2; thence East 464 feet; thence North 231 feet; thence Westerly 464 feet, more or less, to the West line of said South Half of the Southeast Quarter ($S\frac{1}{2}SE\frac{1}{4}$) at a point 217 feet North of the Point of Beginning; thence South 217 feet to the Point of Beginning.

SECTION TWO

PROPERTY TO BE HEREAFTER HELD AS

WIFE'S SEPARATE PROPERTY

It is understood and agreed that Wife shall receive as her sole and separate property and the Husband does hereby release, convey, set over, assign and sell unto the Wife all of his right,

MICROFILMED

JUN 16 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)
PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 45-10378

NAME AND ADDRESS: BART BOWERS
LISA BOWERS
RT 2 BOX 2140
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: 01/01/1930

POINT OF DIVERSION: T11S R22E S02 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
	Stockwater	01-01 TO 12-31	0.04 CFS

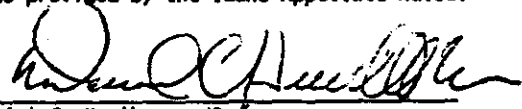
PLACE OF USE:	Stockwater		Within Cassia County
	T11S R22E S02	SESE	
	Domestic		Within Cassia County
	T11S R22E S02	SESE	

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