

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

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JUN 11 2001
 Department of Water Resources
 Southern 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
<u>47-10642</u>	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____

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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) Elmo Grant Burgess
P.O. Box 1261, Twin Falls, ID 83303
4. New Owner/Claimant(s) Luella M. Burgess
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address P.O. Box 1261
- City, State and ZIP Code Twin Falls, ID 83303-1261
- New Telephone Number (208) 733-4624
5. Date you acquired the property June 1, 2001

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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 _____		
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	_____	_____

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) *Paula Bumpers*
(include title if applicable) _____

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 *[Signature]* Date 10/11/01 Fee 25.00
 Received by *[Signature]* Date 10/11/01 Receipt No. 5024040
 Processed by _____ AJ Date _____ WR _____ Date _____

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NOV 28 2001

Per Jennifer at Twin Falls County Assessor's
Office T10S, R16E, S14, NE 11.9.01

Twin Falls County, Idaho

Recorded for:

GOODMAN & BOLLAR

10:21am

Jun. 01, 2001

2001 - 009644

DEED OF PERSONAL REPRESENTATIVE

No. of Pages: 2 Fee: \$6.00

ROBERT S. FORT

Ex-Officio Recorder

Deputy: CN

THIS DEED made the 30th day of MAY, 2001, by LUELLA M. BURGESS, Personal Representative of the Estate of Elmo Grant Burgess, a/k/a Elmo G. Burgess, deceased, herein called the First Party, Grantor, and LUELLA M. BURGESS, a widow, herein called the Second Party, Grantee, whose present address is P. O. Box 1261, Twin Falls, ID 83303-1261,

WITNESSETH:

That the First Party, by virtue of the power and authority to her given and vested and by reason thereof and for value received, has granted, conveyed and confirmed, and by these presents does grant, remise, convey and confirm, unto the Second Party, Grantee and her heirs forever, all of the following described real property located in Twin Falls County, Idaho, to-wit:

Lots 13, 14 and 15, Save and Excepting a strip in the Northwest Corner of Lot 15, 115 feet by 1 foot, all in the HOME ACRES SUBDIVISION, Twin Falls County, Idaho, according to the official plat thereof, recorded in Book 7 of Plats, page 19, records of Twin Falls County, Idaho.

Together with all and singular the tenements, hereditaments and appurtenances thereunto belonging, or in anywise appertaining; and the reversion, remainder and remainders, rents, issues and profits thereof, and also all the estate, right, title and interest, property, possession, claim and demand whatsoever, which the said Elmo Grant Burgess, decedent, had in his lifetime, and at the time of his decease, and which the First Party has, by virtue of her appointment as Personal Representative of the Estate of Elmo Grant Burgess, deceased, in and to the above-described premises, with appurtenances.

TO HAVE AND TO HOLD all and singular the above-granted premises, together with appurtenances, and every part thereof, unto the Second Party, her heirs and assigns forever.

IN WITNESS WHEREOF the First Party has hereunto set my hand the day and year first above written.

ESTATE OF ELMO GRANT BURGESS

By: LueLLa M. Burgess
LueLLa M. Burgess
Personal Representative

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STATE OF IDAHO)

) ss.

County of Minidoka)

On the 30th day of May, 2001, before me the undersigned Notary Public in and for said State, personally appeared Luella M. Burgess, Personal Representative of the Estate of Elmo Grant Burgess, deceased, known to me to be the person whose name is subscribed to the within and foregoing instrument and acknowledged to me that she executed the same.

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

(SEAL)

WILLIAM T. GOODMAN
NOTARY PUBLIC
STATE OF IDAHO


Notary Public
Residing at Rupert, Idaho
My Commission Expires: 12/24/04

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NOV 28 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 47-10642

NAME AND ADDRESS: ELMO G BURGESS
LUELLA BURGESS
BOX 1261
TWIN FALLS, ID 83303

SOURCE: GROUNDWATER

QUANTITY: 0.08 CFS

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

PRIORITY DATE: 01/01/1954

POINT OF DIVERSION: T10S R16E S14 NWNENE Within Twin Falls County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Domestic 3 HOUSES	01-01 TO 12-31	0.08 CFS

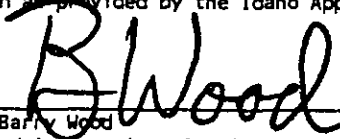
PLACE OF USE: Domestic Within Twin Falls County
T10S R16E S14 NENE

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.


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

November 9, 2001

LUELLA BURGESS
BOX 1261
TWIN FALLS ID 83303

RE: Change of Ownership for Water Right 47-10642

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.

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,


Jeff Peppersack, Manager
Water Right Permits Section

JP:klt

Enclosure

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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

June 8, 2001

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

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Department of Water Resources
Southern Region

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Department of Water Resources

Idaho Department of Water Resources
1341 Fillmore St., Suite 200
Twin Falls, ID 83301

Re: Elmo Grant Burgess, Water Right No. 47-10642

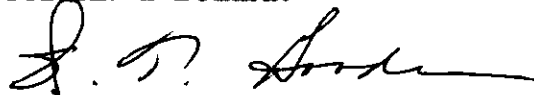
Gentlemen:

Enclosed is a Notice of Change of Water Right Ownership from the late Mr. Burgess to his wife, Luella M. Burgess, with a copy of the recorded Deed of Personal Representative and our check for \$25.00 filing fees.

Please make this transfer for Mrs. Burgess.

Very truly yours,

GOODMAN & BOLLAR



William T. Goodman

WTG:KH

Encl.

cc: Mrs. Luella M. Burgess

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JUN 23 2001