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JUN 20 2005

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WATER RESOURCES
WESTERN REGION

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

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, 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
A67-10869	PD	NO	A67-00722	AJ	YES
A67-10870	PD	NO	A67-10868	AJ	YES
A67-07277	AJ	YES			
A67-07367	PD	NO			
A67-07368	PD	NO			

DLN 11-28-05

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) are 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) MONTE AND HOLLY SPIERING
1240 DEVILS ELBOW ROAD, WEISER, ID 83672
4. New Owner/Claimant(s) JOHN CARNIG AND PATRICIA CARNIG
Name Connector (Choose one): ☐ and, ☐ or, ☒ and/or
- New Mailing Address 1240 DEVILS ELBOW ROAD
- City, State and ZIP Code WEISER, ID 83672
- New Telephone Number (208) 549-1932
5. Date you acquired the property 10/1/2004

COPY

OK TO SPLIT ADJUDICATION CLAIMS

DLN (7/20/05)

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>A67-00722</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)
	12N05W	
Irrigation	SEE ATTACHED - SEC 35 NWSW	7ACRES; SWSW 5 ACRES
Stock		SECTION ACRES - 12
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 <u>A67-10868</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	SEE ATTACHED - T12NR05W SECTION 34	SECTION ACRES - 18
Stock		
Domestic		
Other		
Total		

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

John Carnig
JOHN CARNIG

Patricia Carnig
PATRICIA CARNIG

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 lg

Date 6/15/05

Fee 100.00

Receipted by lg

Date 6/15/05

Receipt No. W033059

Processed by DLN AJ

Date 12/5/05

WR _____ Date _____

195141

WARRANTY DEED

For Value Received

MONTE R. SPIERING AND HOLLY K. SPIERING, husband and wife

does hereby **GRANT, BARGAIN, SELL AND CONVEY** unto

JOHN CARNIG AND PATRICIA CARNIG, husband and wife

whose current address is 1240 DEVILS ELBOW ROAD, WEISER, ID 83672

the following described premises, to-wit:

IN WASHINGTON COUNTY, IDAHO:

SEE ATTACHED EXHIBIT "A"

Instrument # 195141

WEISER, WASHINGTON, IDAHO

2004-10-01 03:50:00 No. of Pages: 2

Recorded for : AMERITITLE

SHARON WIDNER

Ex-Officio Recorder Deputy

Index to: DEED

Fee: 6.00

Together with all water, water rights, ditches and ditch rights appurtenant thereto and in anywise belonging.

Subject to all valid outstanding reservations, easements, rights-of-way, restrictions, dedications, mineral leases, mineral reservations and mineral conveyances of record.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said grantees their heirs and assigns forever. And the said grantors do hereby covenant to and with the said grantees that they are the owners in fee simple of said premises; that they are free from all encumbrances, excepting reservations, easements, encumbrances, restrictions and rights of way appearing of record and/or existing and that they will warrant and defend the same from all lawful claims whatsoever.

Dated: September 28, 2004

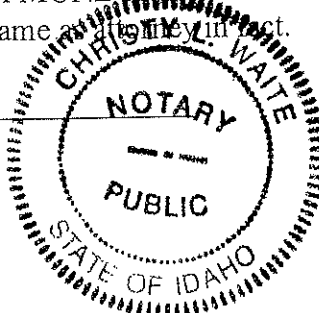
Monte R. Spiering by
Holly K. Spiering as his attorney
MONTE R. SPIERING BY HOLLY K. SPIERING
SPIERING AS HIS ATTORNEY IN FACT

Holly K Spiering
HOLLY K SPIERING

STATE OF IDAHO, COUNTY OF WASHINGTON STATE OF IDAHO, COUNTY OF WASHINGTON

On September 28, 2004, before me, a notary public in and for the said State, Personally appeared HOLLY K. SPIERING known to me to be the person whose name is subscribed to the within instrument as the attorney in fact of MONTE R. SPIERING, and acknowledged to me that she subscribed the name of MONE R. SPIERING there to as principal, and her name as attorney in fact.

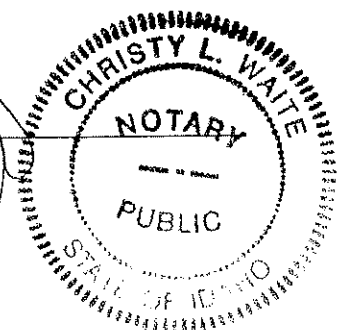
Notary Public
Residing at Weiser, Idaho
Comm. Expires 11/4/09



On September 28, 2004, before me, a notary public in and for the said State, Personally appeared HOLLY K. SPIERING known to me to be person whose name is subscribed to the within instrument, and acknowledged to me that she executed the same.

Notary Public
Residing at Weiser, Idaho
Comm. Expires 11/4/09

COPY



File Number: W10801

EXHIBIT "A"

PARCEL I:

In Township 12 North, Range 5 West of the Boise Meridian, Washington County, Idaho:

- Section 34: SE $\frac{1}{4}$, EXCEPTING those portions lying within the boundaries of Barton Reservoir site, EXCEPTING THEREFROM all that part of the NW $\frac{1}{4}$ SE $\frac{1}{4}$ lying northerly of the right of way for U.S. Highway 95 as described in Deed recorded September 23, 1987 as Instrument No. 143666, Official Records, EXCEPTING those portions lying within the right of way of U.S. Highway 95 and EXCEPTING THEREFROM that portion conveyed to the State of Idaho by Deed recorded August 22, 1988 as Instrument No. 145648, official records.
- Section 35: The West 60 rods of the W $\frac{1}{2}$ SW $\frac{1}{4}$, the East 20 rods of the W $\frac{1}{2}$ SW $\frac{1}{4}$, and E $\frac{1}{2}$ SW $\frac{1}{4}$; EXCEPTING those portions lying within the right of way of U.S. Highway No. 95, EXCEPTING THEREFROM that portion conveyed to Washington County by Deed recorded July 12, 1988 as Instrument No. 145663, Official Records AND EXCEPTING THEREFROM that portion conveyed to the State of Idaho by Deed recorded August 22, 1988, as Instrument No. 145648, Official Records, AND FURTHER EXCEPTING all that portion of the SW $\frac{1}{4}$ lying southerly and easterly of the right of way of U.S. Highway 95 as it now exists.

PARCEL II:

The South 868.52 feet of the SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 34, Township 12 North, Range 5 West of the Boise Meridian, Washington County, Idaho, lying Easterly of the base of a terrace escarpment. Together with a 12 foot wide ingress-egress and utility easement along the North boundary of the South 868.52 feet of the SW $\frac{1}{4}$ NE $\frac{1}{4}$ and the South 868.52 feet of the SE $\frac{1}{4}$ NW $\frac{1}{4}$ of Sec. 34, Twp. 12 N., R. 5 W., B.M.

AND

All that part of the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 34, Township 12 North, Range 5 West, B.M., Washington County, Idaho, lying Northerly of Devil's Elbow Road (formerly U.S. Highway 95);

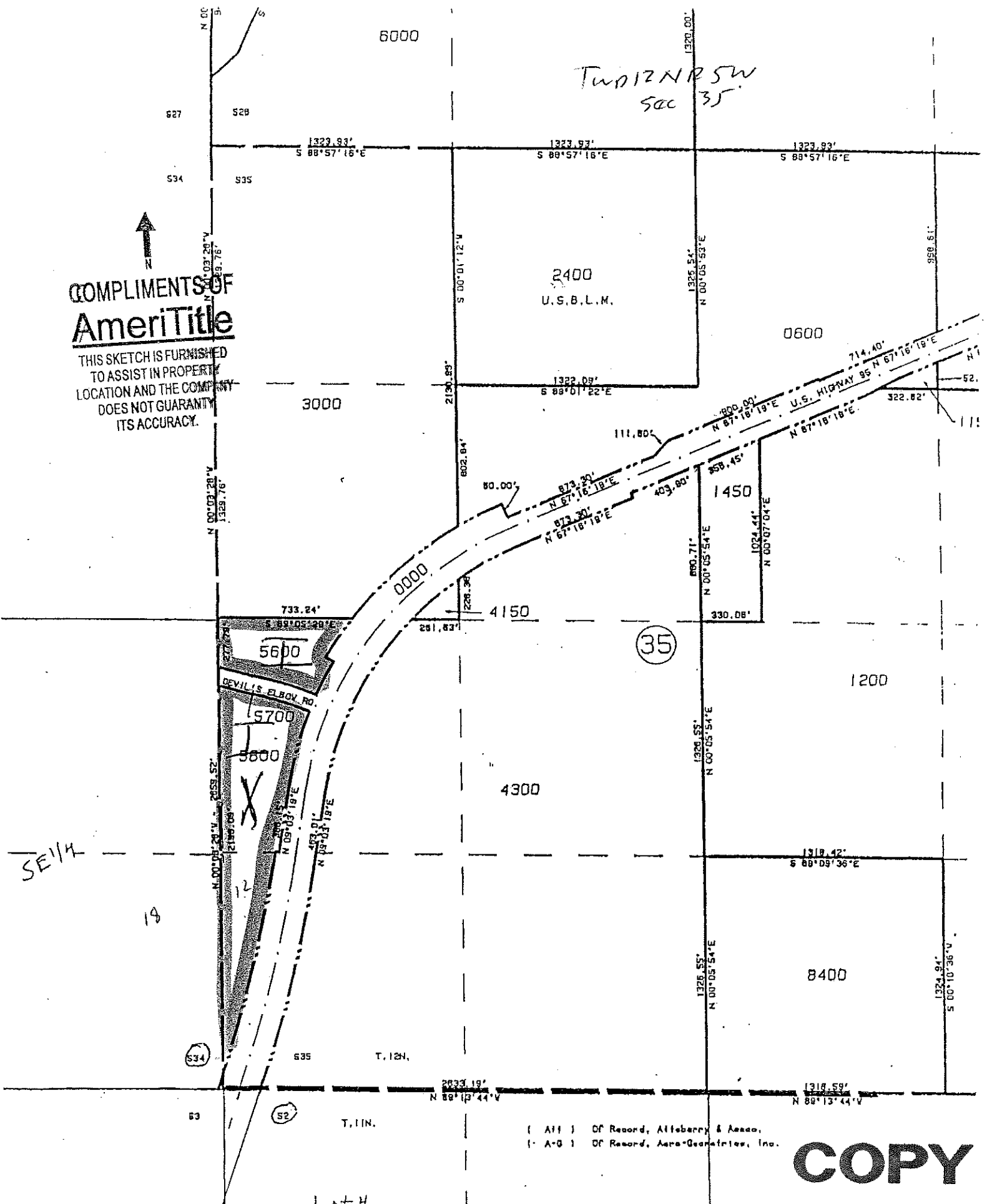
AND

All that part of the NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 34, Township 12 North, Range 5 W., Boise Meridian, Washington County, Idaho, lying Easterly of the base of a terrace escarpment and Northerly of Devil's Elbow Road (formerly U.S. Highway 95).

COPY

COMPLIMENTS OF
AmeriTitle

THIS SKETCH IS FURNISHED
TO ASSIST IN PROPERTY
LOCATION AND THE COMPANY
DOES NOT GUARANTEE
ITS ACCURACY.



(All) Of Record, Alleberry & Assoc.
(A-0) Of Record, Aero-Geometries, Inc.

COPY



Twp. 12 N.
R. 5 W.

COMPLIMENTS OF **AmeriTitle**

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TO ASSIST IN PROPERTY
LOCATION AND THE COMPANY
DOES NOT GUARANTY
ITS ACCURACY.

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S 34

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S 34

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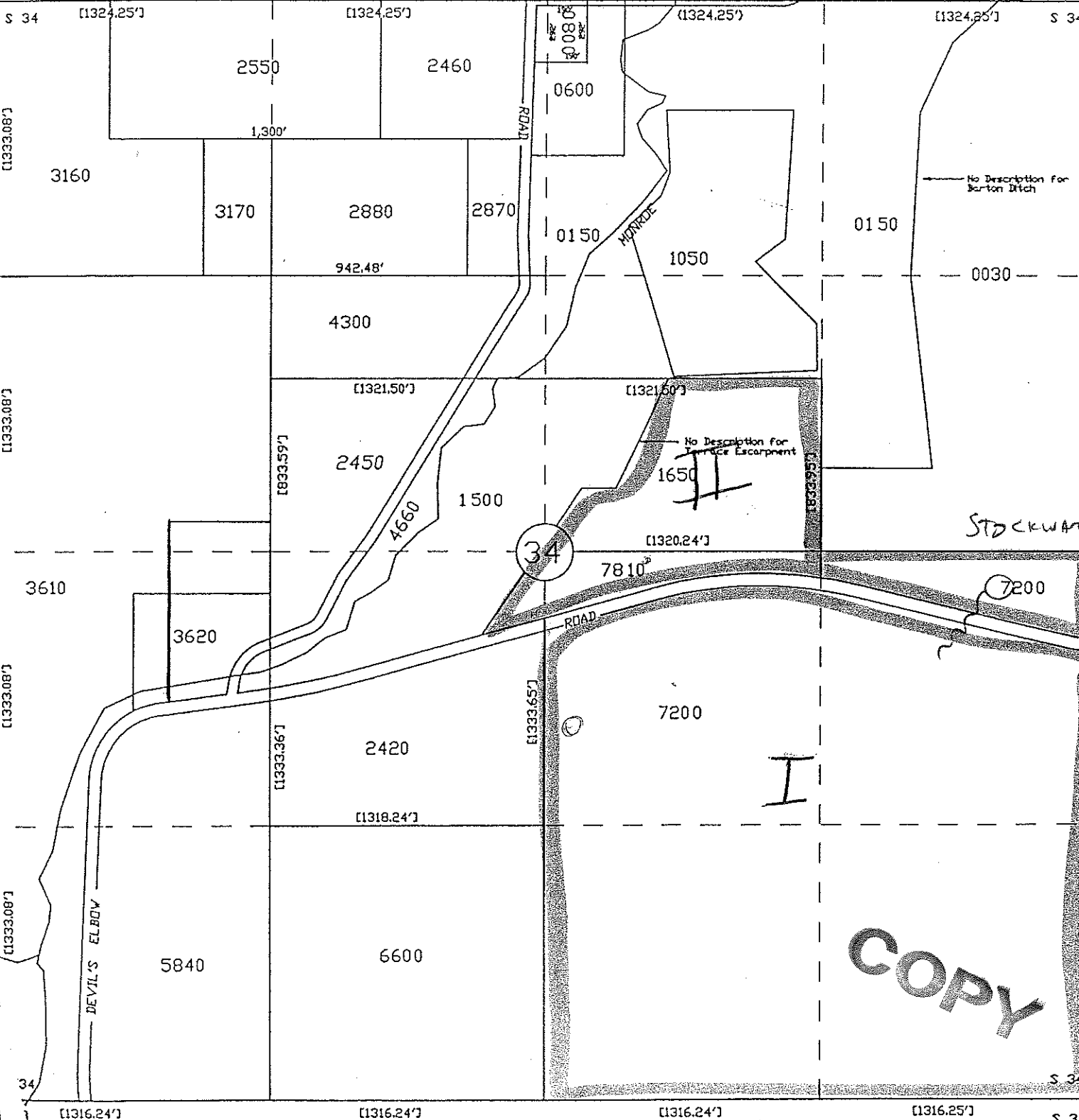
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