

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

RECEIVED**SEP 03 2004**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>45-00586</u>	_____	___	<u>45-00578B</u>	_____	___
<u>45-00534</u>	_____	___	<u>45-00579A</u>	_____	___
<u>45-00587</u>	_____	___	<u>45-00579B</u>	_____	___
<u>45-00588</u>	_____	___	<u>45-00580A</u>	_____	___
<u>45-02406</u>	_____	___	<u>45-00580B</u>	_____	___
<u>45-02661</u>	_____	___	<u>45-00600</u>	_____	___
<u>45-00577A</u>	_____	___	<u>45-02405</u>	_____	___
<u>45-00577B</u>	_____	___	_____	_____	___
<u>45-00578A</u>	_____	___	_____	_____	___

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) Anderson Farms, Inc.
271 West Hwy. 30
Burley, ID 83318
4. New Owner/Claimant(s) E. Eugene Matthews and Heidi F. Matthews
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address 1249 South Hwy. 27
- City, State and ZIP Code Oakley, ID 83346
- New Telephone Number (208) 862-3261
- Date you acquired the property July 16, 2004

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)
(include title if applicable)

Eugene Matthews
E. Eugene Matthews

Heidi F. Matthews
Heidi F. Matthews

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 _____	Date _____	Fee _____
Received by _____	Date _____	Receipt No. _____
Processed by _____ AJ	Date _____	WR _____ Date _____

296917

WARRANTY DEED

#39000-C

For Value Received

Anderson Farms, Inc., an Idaho corporation

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto

E. Eugene Matthews and Heidi F. Matthews, husband and wife
Address: 1249 Highway 27
Oakley, Idaho 83346

Hereinafter called the Grantee, the following described premises situated in Cassia County, Idaho, to-wit:

TOWNSHIP 13 SOUTH, RANGE 23 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

- Section 19: Lot 1 (NW $\frac{1}{4}$ NE $\frac{1}{4}$) and the SE $\frac{1}{4}$ NE $\frac{1}{4}$
- Section 20: SE $\frac{1}{4}$ NE $\frac{1}{4}$; SE $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$ and the SE $\frac{1}{4}$ SW $\frac{1}{4}$
- Section 21: SW $\frac{1}{4}$ NW $\frac{1}{4}$; W $\frac{1}{2}$ SW $\frac{1}{4}$
- Section 28: W $\frac{1}{2}$ NW $\frac{1}{4}$; W $\frac{1}{2}$ SW $\frac{1}{4}$; NE $\frac{1}{4}$ SW $\frac{1}{4}$ and the NW $\frac{1}{4}$ SE $\frac{1}{4}$ EXCEPT the following described tract:

Beginning at the Northwest corner of the SW $\frac{1}{4}$ SW $\frac{1}{4}$ of said Section 28, said point marked by a 5/8 inch rebar; thence South 0°02' East (Basis of Bearing) along section line for 10.70 feet to a 1/2 inch rebar which shall be the Point of Beginning;

Thence South 88°40'47" East for 490.61 feet to a 1/2 inch rebar on centerline of a county road;

Thence South 54°52'09" West along said county road centerline for 599.47 feet to a 1/2 inch rebar on section line;

Thence North 0°02' West along said section line for 356.36 feet to the Point of Beginning.

EXCEPTING THEREFROM the following described tract of land:

Beginning at the Southwest corner of said Section 28, said corner marked by a 5/8" rebar; Thence North 0°02'00" West along section line for 1316.56 feet to a 1/2" rebar, said rebar lying South 0°02'00" East for 10.70 feet from the Northwest corner of the SW $\frac{1}{4}$ SW $\frac{1}{4}$; Thence South 88°40'07" East for 313.96 feet to a 1/2" rebar which shall be the Point of Beginning;

Thence North 00°37'13" East for a distance of 1348.96 feet to a 1/2" rebar;

Thence South 89°27'28" East for a distance of 183.99 feet to a 1/2" rebar on the approximate centerline of a county road;

Thence South 21°47'38" East along the approximate centerline of said county road

296917
CASSIA COUNTY, IDAHO
LARRY A. MICKELSEN
RECORDER
FEE 12.00 DEPUTY *LM*
2009 JUL 16 PM 2 44
RECORDED AT THE REQUEST OF
LAND TITLE & ESCROW

for a distance of 324.41 feet to a ½" rebar;
Thence South 11°13'53" East along the approximate centerline of said county road
for a distance of 217.58 feet to a ½" rebar;
Thence South 01°32'50" East along the approximate centerline of said county road
for a distance of 123.16 feet to a ½" rebar;
Thence South 13°07'24" West along the approximate centerline of said county
road for a distance of 614.48 feet to a ½" rebar;
Thence South 22°54'21" West along the approximate centerline of said county
road for a distance of 124.91 feet to a ½" rebar;
Thence North 88°40'07" West for a distance of 176.65 feet to the Point of
Beginning.

Section 29: NE¼, N½SE¼, E½NW¼ and the NE¼SW¼

TOGETHER WITH all water and water rights, ditches and ditch rights used thereon or appurtenant thereto including but not limited to State of Idaho, Department of Water Resources Water Rights.

SUBJECT TO:

All reservations in patents or deeds in the chain of title.

Taxes for 2004 and subsequent years.

Power Line Easement from Herschel Bedke and Ethel Bedke, his wife, to Idaho Power Company, a corporation, dated May 24, 1961, recorded July 5, 1961, as Instrument No. 2378 on Film No. 7, records of Cassia County, Idaho.

Water Pipeline Easement from Carl Gorringer and Mildred Gorringer, husband and wife, and Ralph Gorringer and Lorraine Gorringer, husband and wife, to H & E Inc., an Idaho Corporation, dated July 27, 1968 and recorded July 31, 1968 as Instrument No. 42136 on Film No. 57, records of Cassia County, Idaho.

Power Line Easement from H & E. Inc., to Idaho Power Company, a corporation, dated October 19, 1977, recorded January 20, 1978, as Instrument No. 104348 on Film No. 114, records of Cassia County, Idaho.

Effect, if any, of State of Idaho Lease No. OG-0357, notice of which given by Assignment of Mineral, Oil and Gas, and/or Geothermal Resource Lease(s) from Steven W. Davis and Karen M. Davis, spouse, to Bridger Energy Associates, dated November 24, 1981 and recorded March 11, 1982 as Instrument No. 141700 on Film No. 148, records of Cassia County, Idaho.

Terms and Conditions contained in Easement for Well, Ditch and/or Pipeline between Howard McIntosh, contracting as and with his sole and separate property, and H & E, Inc., an Idaho corporation, dated July 17, 1983, and recorded July 20, 1983, as Instrument No. 153543, on Film No. 158, records of Cassia County, Idaho.

Terms and Conditions contained in Joint Use, Operation and Maintenance Agreement between Tommy C. Gorringer, a married man, contracting with his sole and separate property, and Carl Gorringer & Sons, a partnership, and H & E, Inc., an Idaho corporation, dated July 12, 1983, and recorded July 20, 1983, as Instrument No. 153544 on Film No. 158, records of Cassia County, Idaho.

Terms and Conditions contained in Easement between Oakley Highway District, and H & E, Inc., an Idaho corporation, dated July 17, 1983, and recorded July 20, 1983, as Instrument No. 153545 on Film No. 158, records of Cassia County, Idaho.

Terms and Conditions contained in Easement for Pipeline between LeRoy Fairchild, a single man, and Ruth Fairchild, a widow, and H & E, Inc., an Idaho corporation, dated July 12, 1983, and recorded July 20, 1983, as Instrument No. 153546 on Film No. 158, records of Cassia County, Idaho.

Power Line Easement from Robert L. Bedke, dba H & E Inc. to Idaho Power Company, a corporation, its licensees, successors and assigns, recorded October 20, 1994, as Instrument No. 233514 on Film No. 260, records of Cassia County, Idaho.

Underground Power Line Easement from R. Trent Anderson - Anderson Farms, Inc. to Idaho Power Company, a corporation, recorded March 27, 1995, as Instrument No. 235819 on Film No. 264, records of Cassia County, Idaho.

Easement Agreement by and between Trace Bedke, First Party and Trent Anderson, Second Party, dated November 24, 1997 and recorded November 24, 1997 as Instrument No. 252271 on Film No. 293, records of Cassia County, Idaho.

Stock Water Use Agreement by and between Anderson Farms, Inc., an Idaho Corporation and Pucker Brush Ranch LLC, an Idaho Limited Liability Company and Craig Hawker and Renae Hawker, husband and wife, dated March 2, 1999 and recorded March 2, 1999 as Instrument No. 261211, records of Cassia County, Idaho.

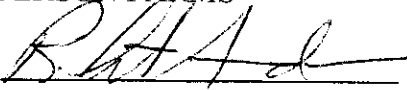
Power Line Easement executed by Tom Gorringer, Grantors to Idaho Power Company, a corporation, its successors and assigns, Grantee, dated December 19, 1999 and recorded July 28, 2000 as Instrument No. 270358, records of Cassia County, Idaho.

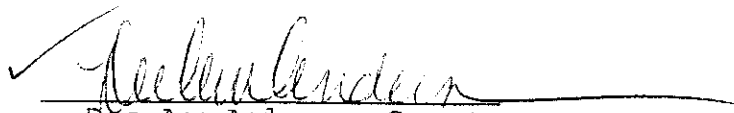
Power Line Easement from Craig S. Hawker and Renae B. Hawker, Grantors to Idaho Power Company, a corporation, its licensees, successors and assigns, Grantee, dated December 14, 1999 and recorded July 28, 2000 as Instrument No. 270359, records of Cassia County, Idaho.

TO HAVE AND TO HOLD, the said premises, with their appurtenances unto the said Grantee and to the successors, heirs and assigns of the Grantee forever. The Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that they are free from all incumbrances except as above described and that Grantor will warrant and defend the same from all lawful claims whatsoever.

DATED this 13th day of July, 2004

ANDERSON FARMS

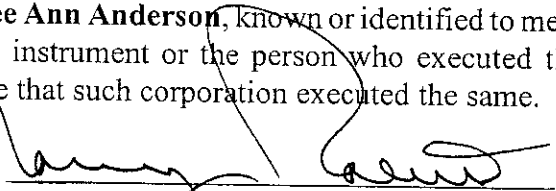
By: 
R. Trent Anderson, President


Dee Ann Anderson, Secretary

STATE OF IDAHO)
) ss.
COUNTY OF Cassia)

On this 16th day of **July, 2004**, before me, the undersigned, a Notary Public in and for said State, personally appeared **R. Trent Anderson and Dee Ann Anderson**, known or identified to me to be the President and Secretary of the corporation that executed the instrument or the person who executed the instrument on behalf of said corporation, and acknowledged to me that such corporation executed the same.

Larry Roberts
Notary Public
State of Idaho

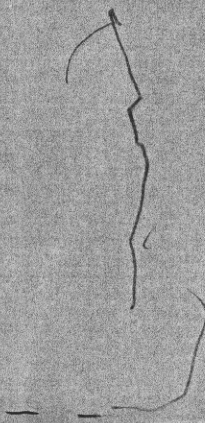


Notary Public
Residing at: Burley, ID
My Commission expires: 6-30-09

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SEE MAP P26



T

SEE MAP 28

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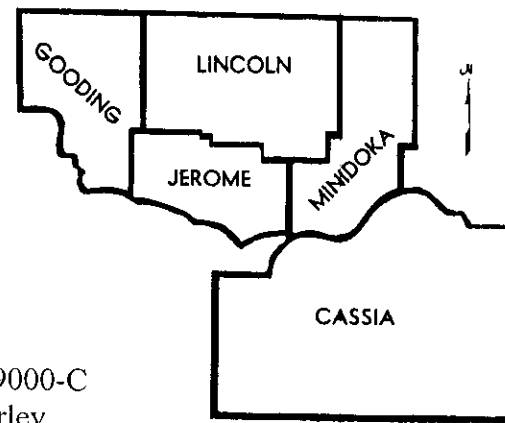
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Land Title and Escrow, Inc.

A FULL SERVICE TITLE COMPANY



REFER TO: #39000-C
OFFICE: Burley

September 2, 2004

Idaho Dept. of Water Resources
1341 Fillmore Street, Suite 200
Twin Falls, ID 83301-3380

RECEIVED

SEP 03 2004

Department of Water Resources
Southern Region

Dear Clerk:

Enclosed with this letter please find an original executed Notice of Change In Water Right Ownership on property located in Cassia County with a copy of the recorded Warranty Deed and aerial photos attached.

Would you please make the necessary changes in the records to indicate the new owners as E. Eugene Matthews and Heidi F. Matthews for future water assessments and notices. Please send a receipted copy to this office.

Should you have any questions concerning this matter, please do not hesitate to contact me.

Very truly yours,
Land Title and Escrow, Inc.

A handwritten signature in cursive script that reads "Nancy Garrett".

Nancy Garrett
Reconveyance Department

/nrg
enc.