

**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 (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case IDWR will produce new water right number(s) for the split(s).

| Water Right No(s) | Adjudication Claim No(s) | Split(s) | Water Right No(s) | Adjudication Claim No(s) | Split(s) |
|-------------------|--------------------------|----------|-------------------|--------------------------|----------|
| 75-4345A          |                          | X        |                   |                          |          |
|                   |                          |          |                   |                          |          |
|                   |                          |          |                   |                          |          |
|                   |                          |          |                   |                          |          |
|                   |                          |          |                   |                          |          |
|                   |                          |          |                   |                          |          |

RECEIVED  
OCT 27 2008  
Department of Water Resources  
Eastern Region

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SEP 30 2008  
Department of Water Resources  
Eastern Region

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 on file with the county Planning and Zoning or Recorder's Office).
- OR**
- D. 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 or equivalent **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)

THOMAS R. CONRAD

PO Box 62

Carmen ID 83462

4. New Owner/Claimant(s)

Robert K. +/or Alicia M. Schwarz

Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address

619 Strother Rd

City, State and ZIP Code

Aberdeen NC 28315

New Telephone Number

(610) 603-1556

Email:

5. Date you acquired the property

8-10-2007

6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in line 1, then skip this line and go to line 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 (you may copy this page, if 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<br>(If the right will not be split, skip this area and proceed to line 7) |                                                                            |                                                              |
|----------------------------------------------------------------------------------------------------------------------|----------------------------------------------------------------------------|--------------------------------------------------------------|
| Water Use                                                                                                            | Diversion Rate or Volume<br>(cubic feet per second or acre-feet per annum) | Description<br>(acres, number and type of stock, homes, etc) |
| <b>Water Right and/or Adjudication Claim Number</b> <u>75-4345A</u>                                                  |                                                                            |                                                              |
| Irrigation                                                                                                           | <u><del>75-4345A</del> - 16 cfs</u>                                        | <u>8.0 ac</u>                                                |
| Stock                                                                                                                |                                                                            |                                                              |
| Domestic                                                                                                             |                                                                            |                                                              |
| Other                                                                                                                |                                                                            |                                                              |
| <b>Totals</b>                                                                                                        |                                                                            |                                                              |
| <b>Water Right and/or Adjudication Claim Number</b> _____                                                            |                                                                            |                                                              |
| Irrigation                                                                                                           |                                                                            |                                                              |
| Stock                                                                                                                |                                                                            |                                                              |
| Domestic                                                                                                             |                                                                            |                                                              |
| Other                                                                                                                |                                                                            |                                                              |
| <b>Totals</b>                                                                                                        |                                                                            |                                                              |
| <b>Water Right and/or Adjudication Claim Number</b> _____                                                            |                                                                            |                                                              |
| Irrigation                                                                                                           |                                                                            |                                                              |
| Stock                                                                                                                |                                                                            |                                                              |
| Domestic                                                                                                             |                                                                            |                                                              |
| Other                                                                                                                |                                                                            |                                                              |
| <b>Totals</b>                                                                                                        |                                                                            |                                                              |

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.

7. Signature(s) of New Owner(s) or Claimant(s) 1

(title if applicable)

(title if applicable)

IT IS IMPORTANT TO FILE THIS COMPLETED FORM AT THE APPROPRIATE IDWR OFFICE, WITH PAYMENT OF THE FILING FEE AND THE OWNERSHIP DOCUMENT(S), AS REFERRED TO IN LINE 2.

**For IDWR Office Use Only:**

Received by \_\_\_\_\_

Date \_\_\_\_\_

Receipt Amt. \_\_\_\_\_

Received by \_\_\_\_\_

Date \_\_\_\_\_

Receipt No. \_\_\_\_\_

Processed by \_\_\_\_\_ AJ

Date \_\_\_\_\_

WR \_\_\_\_\_ Date \_\_\_\_\_

## WARRANTY DEED

Order No.:3070704282L-D

FOR VALUE RECEIVED

Thomas R. Conrad, an unmarried person

the grantor(s), do(es) hereby grant, bargain, sell and convey unto

Robert K. Schwarz and Alicia M. Schwarz, Husband and Wife

whose current address is

619 Strother Rd  
Aberdeen NC 28315

the grantee(s), the following described premises, in Lemhi County, Idaho, TO WIT:

### PARCEL I

A PARCEL OF LAND LOCATED IN SECTION 3, T. 23 N., R. 22 E., BOISE MERIDIAN, LEMHI COUNTY, IDAHO, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHEAST CORNER OF THE SOUTHEAST QUARTER SOUTHEAST QUARTER NORTHWEST QUARTER OF SAID SECTION FROM WHICH THE NORTHEAST CORNER OF SAID SOUTHEAST QUARTER SOUTHEAST QUARTER NORTHWEST QUARTER BEARS N. 00° 03' 00" E. A DISTANCE OF 656.35 FT. THE BASIS OF BEARING OF THIS DESCRIPTION, RUN THENCE S. 00° 03' 00" W. ALONG THE EASTERLY BOUNDARY OF THE NORTHEAST QUARTER NORTHEAST QUARTER SOUTHWEST QUARTER OF SAID SECTION A DISTANCE OF 656.01 FT. TO THE SOUTHEAST CORNER OF SAID NORTHEAST QUARTER NORTHEAST QUARTER SOUTHWEST QUARTER;

THENCE S. 89° 57' 02" W. 655.12 FT. ALONG THE SOUTHERLY BOUNDARY OF SAID NORTHEAST QUARTER NORTHEAST QUARTER SOUTHWEST QUARTER TO THE SOUTHWEST CORNER OF SAID NORTHEAST QUARTER NORTHEAST QUARTER SOUTHWEST QUARTER AND THE POINT OF BEGINNING;

THENCE N. 00° 07' 58" E. ALONG THE WESTERLY BOUNDARY OF SAID NORTHEAST QUARTER NORTHEAST QUARTER SOUTHWEST QUARTER A DISTANCE OF 656.60 FT. TO THE SOUTHWEST CORNER OF THE SOUTHEAST QUARTER SOUTHEAST QUARTER NORTHWEST QUARTER OF SAID SECTION;

THENCE N. 00° 10' 53" E. ALONG THE WESTERLY BOUNDARY OF SAID SOUTHEAST QUARTER SOUTHEAST QUARTER NORTHWEST QUARTER A DISTANCE OF 392.57 FT.;

THENCE S. 81° 02' 34" E. 470.79 FT. TO A POINT ON THE CENTERLINE OF TOWER CREEK;

THENCE THE FOLLOWING COURSES AND DISTANCES ALONG SAID CENTERLINE;

S. 15° 20' 00" E. 49.10 FT.; S. 21° 03' 10" E. 47.80 FT.;

S. 28° 18' 45" E. 35.38 FT.; S. 08° 29' 17" E. 35.91 FT.;

S. 08° 31' 12" E. 41.08 FT.; S. 08° 18' 31" W. 71.64 FT.;  
S. 31° 32' 21" W. 21.61 FT.; S. 60° 40' 17" W. 19.88 FT.;  
S. 11° 31' 20" W. 34.87 FT.; S. 55° 21' 09" W. 19.10 FT.;  
S. 19° 51' 13" E. 30.41 FT.; S. 13° 51' 29" W. 45.45 FT.;  
S. 68° 19' 47" W. 12.29 FT.; S. 09° 03' 51" E. 192.61 FT. TO A POINT ON THE  
SOUTHERLY BOUNDARY OF SAID NORTHEAST QUARTER NORTHEAST  
QUARTER SOUTHWEST QUARTER;  
THENCE S. 89° 57' 02" W. ALONG SAID BOUNDARY 418.24 FT. TO THE  
POINT OF BEGINNING.

## PARCEL II

A NON-EXCLUSIVE EASEMENT FOR INGRESS AND EGRESS OVER A 30 FOOT  
WIDE STRIP OF LAND AS DESCRIBED IN AND CREATED BY THE INSTRUMENT,  
UPON AND SUBJECT TO THE PROVISIONS THEREIN CONTAINED,  
APPURTENANT TO PARCEL A, RECORDED OCTOBER 26, 1992 AS INSTRUMENT  
NO. 216832, RECORDS OF LEMHI COUNTY, IDAHO, EXCEPT THAT PORTION  
THEREOF LYING WITHIN PARCEL A.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, heirs and assigns  
forever. And the said Grantor does hereby covenant to and with the said Grantee(s), that (s)he is/are the owner(s) in  
fee simple of said premises; that they are free from all encumbrances Except: Current Year Taxes, conditions,  
covenants, restrictions, reservations, easements, rights and rights of way, apparent or of record.

And that (s)he will warrant and defend the same from all lawful claims whatsoever.

Dated: Aug 16, 2007

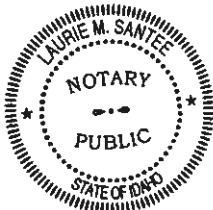
Thomas R. Conrad  
Thomas R. Conrad

State of Idaho

County of lemhi } ss.

On this 10<sup>th</sup> day of August, in the year 2007, before me, a Notary Public in and for said state,  
personally appeared Thomas R. Conrad known or identified to  
me to be the person whose name is subscribed to the within instrument and acknowledged to me that he  
executed the same.

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



Laurie M. Santee  
Notary Public for the State of Idaho  
Residing at: Salmon  
Commission Expires: 6-19-2013

S89°55'54"E  
661.08'

R.O.S. FILED IN THE LEMHI COUNTY COURTHOUSE  
ON THE 30TH DAY OF APRIL, 1984 IN BOOK 2 ON PAGE 90.

## LEGEND

SET 5/8" REBAR WITH A YELLOW PLASTIC  
CAP MARKED "WADE P.L.S. 5080"

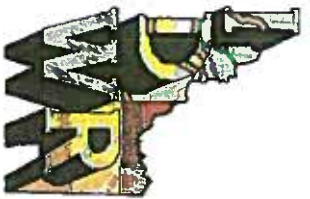
P.O.L.      POINT ON LINE

P.O.B.      POINT OF BEGINNING

| LINE TABLE |        |             |
|------------|--------|-------------|
| LINE       | LENGTH | BEARING     |
| L1         | 49.10  | S15°20'00"E |
| L2         | 47.80  | S21°03'10"E |
| L3         | 35.38  | S28°18'45"E |
| L4         | 35.91  | S08°29'17"E |
| L5         | 30.33  | S33°33'26"E |
| L6         | 46.63  | S10°04'19"W |
| L7         | 33.36  | S11°09'46"E |
| L8         | 25.49  | S36°34'37"W |
| L9         | 25.08  | S47°53'09"W |
| L10        | 19.49  | S03°35'43"W |
| L11        | 56.12  | S34°50'02"W |
| L12        | 29.87  | S39°08'59"E |
| L13        | 29.08  | S15°13'54"W |
| L14        | 43.69  | S04°52'56"E |
| L15        | 24.17  | S53°41'32"W |
| L16        | 49.57  | S09°21'06"W |
| L17        | 41.08  | S08°31'12"E |
| L18        | 71.64  | S08°18'31"W |
| L19        | 21.61  | S31°32'21"W |
| L20        | 19.88  | S60°40'17"W |
| L21        | 34.87  | S11°31'20"W |
| L22        | 19.10  | S55°21'09"W |
| L23        | 30.41  | S19°51'13"E |
| L24        | 45.45  | S13°51'29"W |
| L25        | 12.29  | S68°19'47"W |
| L26        | 192.61 | S09°03'51"E |
| L28        | 60.00  | EAST        |
| L29        | 105.54 | EAST        |

**NEW PROPERTY BOUNDARY LINE BETWEEN  
"A, B & C" FOLLOWS THE CENTER LINE OF  
TOWER CREEK AS SHOWN ON MAP**

# Idaho Department of Water Resources



SRBA Recommendation:

**75-4345A**

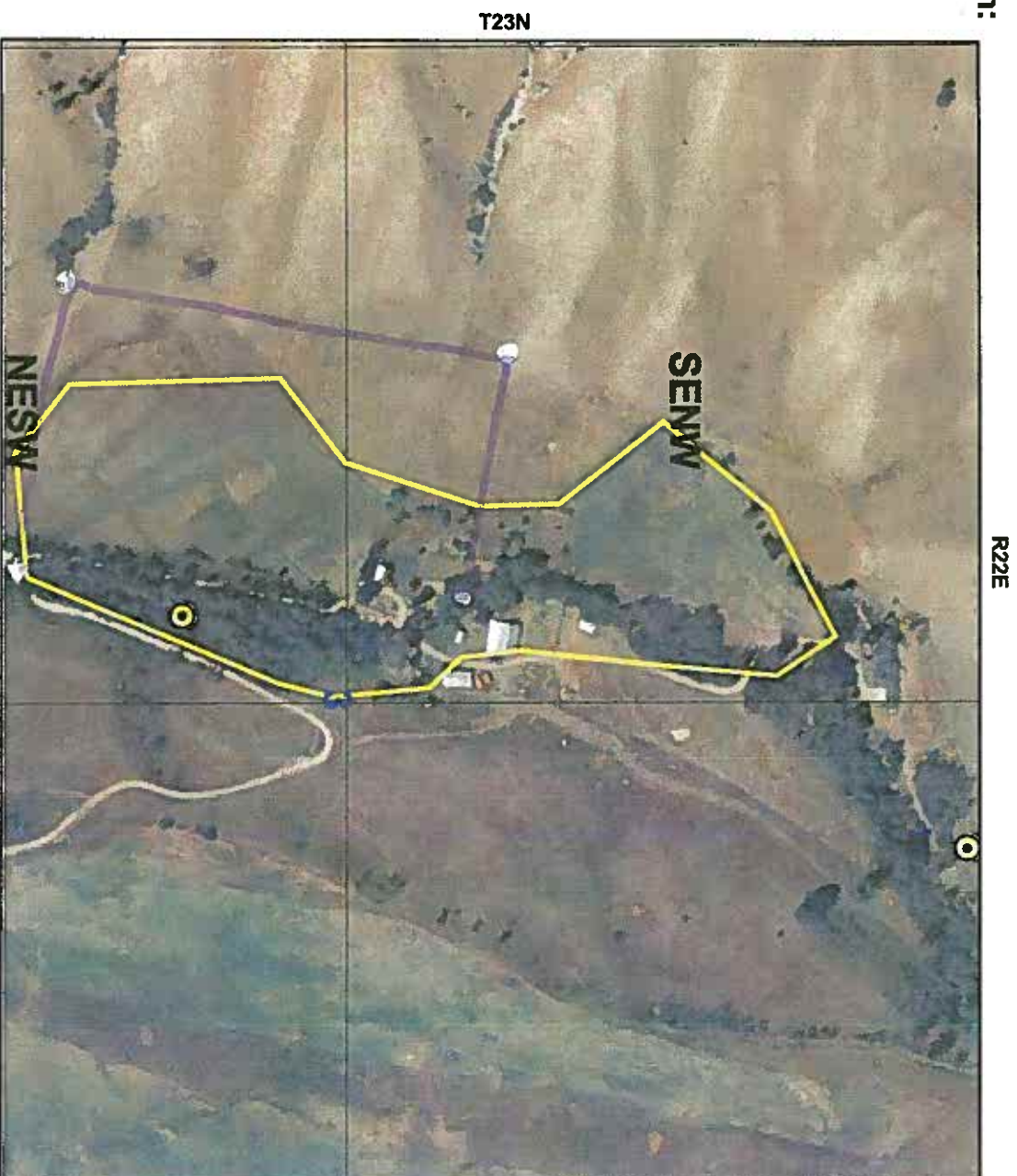
(Irrigation)

## Legend

- Point of Diversion
- Place of Use
- Townships
- PLS Sections
- Quarter Quarters



Lemhi County  
IDWR Basin 75



0 0.1 0.2 Miles

Prepared by M. Ciscell  
On Monday, November 20, 2006  
2004 Aerial Photography

272719

Record of  
 of Lemhi } SS No. \_\_\_\_\_  
 This instrument was filed for record at the request  
 of Alliance Title  
 at 2:30 o'clock pm 8-15 2007  
 Now duly filed and indexed in the records of Lemhi  
 County Terri J. Morton  
 Ex-Officio Recorder  
 By Eugene Carden Deputy  
 Fee 6.00  
 Return to A-7

**WARRANTY DEED**

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FOR VALUE RECEIVED

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 OCT 27 2008

By State of Idaho  
 Boise, Idaho

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 THEREOF LYING WITHIN PARCEL A.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, heirs and assigns  
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 fee simple of said premises; that they are free from all encumbrances Except: Current Year Taxes, conditions,  
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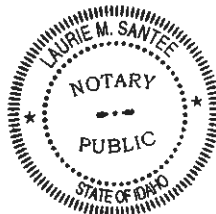
Thomas R. Conrad  
 Thomas R. Conrad

State of Idaho

County of Lemhi } ss.

On this 10<sup>th</sup> day of August, in the year 2007 before me, a Notary Public in and for said state,  
 personally appeared Thomas R. Conrad known or identified to  
 me to be the person whose name is subscribed to the within instrument and acknowledged to me that he  
 executed the same.

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



Laurie M. Santee  
 Notary Public for the State of Idaho

Residing at: Salmon

Commission Expires: 6-19-2013



## State of Idaho

# DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A • Idaho Falls, Idaho 83402-1718

Phone: (208) 525-7161 • Fax: (208) 525-7177 • Web Site: [www.idwr.idaho.gov](http://www.idwr.idaho.gov)

EASTERN REGION

C. L. "BUTCH" OTTER  
Governor

DAVID R. TUTHILL, JR.  
Director

October 1, 2008

ROBERT K AND ALICIA M SCHWARZ  
619 STROTHER RD  
ABERDEEN NC 28315

THE "NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP" FOR  
75-4645A HAS BEEN RETURNED FOR THE FOLLOWING ITEM(S):

XXX **COPY OF RECORDED DEED, TITLE POLICY, CONTRACT OF SALE,**  
OR OTHER LEGAL DOCUMENT indicating your ownership of the property  
and water rights in question, \*\* *Included*

       LEGAL DESCRIPTION OF PROPERTY

       PLAT OF PROPERTY OR SURVEY MAP (usually on file with the county)

       USDA FARM SERVICE AGENCY (formerly ASCS) AERIAL PHOTO with  
Irrigated acres outlined and point(s) of diversion clearly marked.

       FILING FEE OF \$25.00 **PER WATER RIGHT NUMBER**, \$100.00 **PER**  
**WATER RIGHT IF SPLITTING THE RIGHT \*\***

If you have any questions please contact Jonie Barg or myself at (208)525-7161.

PLEASE ENCLOSE THE REQUESTED ITEM(S) AND RESUBMIT THE ENTIRE  
PACKET TO OUR IDAHO FALLS OFFICE AT THE ADDRESS BELOW:

ID DEPT OF WATER RESOURCES  
EASTERN DISTRICT OFFICE  
900 N SKYLINE DR., SUITE A  
IDAHO FALLS, ID 83402-1718

Respectfully submitted,

*Bobby Kern*

Bobby Kern  
Office Specialist II

