

11/07/2008

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 75-14574

NAME AND ADDRESS: THOMAS R CONRAD
PO BOX 62
CARMEN ID 83462

SOURCE: EAST FORK TOWER CREEK

TRIBUTARY: TOWER CREEK

QUANTITY: 0.147 CFS

The quantity of water under this right for stockwater use shall not exceed 13,000 gallons per day.

PRIORITY DATE: 05/10/1913

POINT OF
DIVERSION:

T23N R22E S3 SWNE Within LEMHI County
T23N R22E S3 SENW Within LEMHI County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	01/01 12/31	0.007 CFS
IRRIGATION	04/01 11/01	0.140 CFS

PLACE OF USE:

IRRIGATION in LEMHI County

T23N R22E S03	SENW	5.50	T23N R22E S03	NESW	1.50
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STOCKWATER same as IRRIGATION

7 ACRES TOTAL

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

The quantity of water decreed for this water right for stockwater use is not a determination of historical beneficial use.

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

This right is a split from former right 75-4345A.

SCANNED

DEC 11 2003

11/07/2008

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 75-14575

NAME AND ADDRESS: ROBERT SCHWARZ
619 STROTHER RD
ABERDEEN NC 28315

ALICIA SCHWARZ
619 STROTHER RD
ABERDEEN NC 28315

SOURCE: EAST FORK TOWER CREEK

TRIBUTARY: TOWER CREEK

QUANTITY: 0.178 CFS

The quantity of water under this right for stockwater use shall not exceed 13,000 gallons per day.

PRIORITY DATE: 05/10/1913

POINT OF
DIVERSION:

T23N R22E S3 SWNE Within LEMHI County
T23N R22E S3 SENW Within LEMHI County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	01/01 12/31	0.008 CFS
IRRIGATION	04/01 11/01	0.170 CFS

PLACE OF USE:

IRRIGATION in LEMHI County

T23N R22E S03	SENW	2.50	T23N R22E S03	NESW	6.00
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STOCKWATER same as IRRIGATION

8.5 ACRES TOTAL

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

The quantity of water decreed for this water right for stockwater use is not a determination of historical beneficial use.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

This right is a split from former right 75-4345A.

GOANNED

DEC 11 2009

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 75-14575 V1

WATER RIGHT NUMBER: 75-14575 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	ROBERT SCHWARZ 619 STROTHER RD ABERDEEN, NC 28315 (910)603-1556
Current Owner	ALICIA SCHWARZ 619 STROTHER RD ABERDEEN, NC 28315 (910)603-1556

Priority Date: 05/10/1913

Basis: Beneficial Use

Status: Active

<u>Source</u>	<u>Tributary</u>
EAST FORK TOWER CREEK	TOWER CREEK

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
STOCKWATER	01/01 to 12/31	0.008 CFS	
IRRIGATION	04/01 to 11/01	0.170 CFS	
<u>Total Diversion:</u>		0.178 CFS	

Location of Point(s) of Diversion

EAST FORK TOWER CREEK LEMHI County	SW1/4NE1/4	Sec. 3, Twp 23N, Rge 22E, B.M.
EAST FORK TOWER CREEK LEMHI County	SE1/4NW1/4	Sec. 3, Twp 23N, Rge 22E, B.M.

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
23N	22E	3								2.5					6.0				8.5

Total Acres: 8.5

STOCKWATER same as IRRIGATIONConditions of Approval:

1. This right is a split from former right 75-4345A.
2. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
3. N05 The quantity of water under this right for stockwater use shall not exceed 13,000 gallons per day.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 75-14575 V1

4. N08 The quantity of water decreed for this water right for stockwater use is not a determination of historical beneficial use.

Remarks:

Comments:

1. j barg 11/7/2008 Change of Ownership
Comment: Split from Water Right 75-4345A

Dates and Other Information:

Decreed Date:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
Defendant:
Plaintiff:
Civil Case Number:
Judicial District:
Notice of Error Flag:
State or Federal: S
Owner Name Connector:
Water District Number:
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

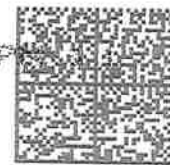
Combined Use Limits:

Water Supply Bank:

RETURN SERVICE REQUESTED

FOOTNOTES TO PAGE 2

2000 2001 2002 2003



RECEIVED
NOV 26 2008
Department of Water Resources
Eastern Region

82462+0062 B001

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SECRET



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

EASTERN REGION

November 7, 2008

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

ROBERT SCHWARZ
ALICIA SCHWARZ
619 STROTHER RD
ABERDEEN NC 28315

RE: Notice of Change of Water Right Ownership (NCO) for
75-4345A (Split into 75-14574 & 75-14575) and Notice of Completed
Administrative Proceeding (NCAP)

Dear SIR/MADAM:

The Idaho Department of Water Resources (IDWR) received an NCO changing the right holder for a portion of the above referenced water right(s). Based on this NCO, IDWR water right records for the Snake River Basin Adjudication (SRBA) have been updated with new water right numbers reflecting the division of the water right(s).

Furthermore, as directed by the SRBA Court, this office mailed a copy of the updated water right record(s) to each party listed on the enclosed NCAP. The intent of this mailing is to ensure each party has a current record of the water right(s) as recorded in the SRBA.

Please feel free to contact me if you have any questions concerning this matter.

Respectfully,


Jonie Barg
Technical Records Specialist

Enclosure

cc: Thomas Conrad

COANNED

DEC 11 2008

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)

Water Rights: 75-4345A
(Split into 75-14574 & 75-14575)

Case No. 39576)

**NOTICE OF COMPLETED
ADMINISTRATIVE
PROCEEDING**

IDWR has completed the following Administrative proceeding:

- ☐ Address change
- ☒ Substitution of Party CONRAD-SCHWARZ
- ☐ I.C. § 42-222 transfer
 - ☐ point of diversion ☐ place of use
 - ☐ period of use ☐ nature of use
 - ☐ split of water right ☐ change in ownership

IDWR certifies that it has completed its investigation into the changes to the elements of the water rights listed above as set forth in the attached *Amended Director's Reports* for said water rights. No other changes have been made to the elements of these water rights except as set forth above.

IDWR has served copies of the *Notice of Completed Administrative Proceeding* and *Amended Director's Report(s)* on the claimant(s), prior claimant(s) and all parties in the subcases affected, if any, as reflected on the attached certificate of mailing.

DATED: 11-13-08



Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on Nov. 14, 2008, I mailed the original and copies of this form to the following persons, postage prepaid by regular mail and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
PO Box 2707
Twin Falls ID 83303-2707

2. One copy to:

Claimant/Seller for Substitution of Party or attorney of record:
Thomas Consrad
PO Box 62
Carmen ID 83462

3. One copy to:

Claimant/Purchaser for Substitution of Party, or attorney of record:
Robert Schwarz
Alicia Schwarz
619 Strother Rd
Aberdeen NC 28315

4. One copy to:

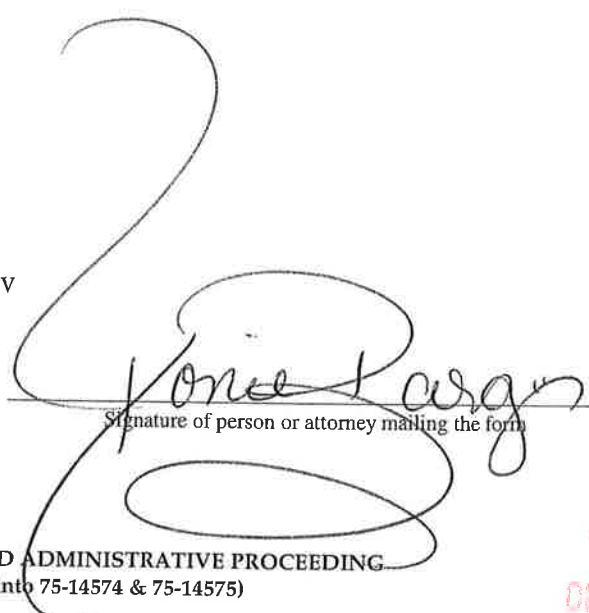
Each party in the subcase, or attorney of record

5. One copy each to:

Chief Natural Resources Division
Office of the Attorney General
PO Box 44449
Boise ID 83711-4449

6. One Copy to:

United States Dept of Justice
Environment & Natural Resource Div
550 West Fort Street MSC 033
Boise ID 83724


Signature of person or attorney mailing the form

11/7/2008

IDAHO DEPARTMENT OF WATER RESOURCES
CLAIMS / RIGHTS NOT RECOMMENDED

W.R. NUMBER NAME AND ADDRESS

CLAIM DISPOSITION REASON

75-4345A

disallowed

Split into 75-14574 and 75-14575



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

EASTERN REGION

November 7, 2008

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ALICIA SCHWARZ
619 STROTHER RD
ABERDEEN NC 28315

RE: Notice of Change of Water Right Ownership (NCO) for
75-4345A (Split into 75-14574 & 75-14575) and Notice of Completed
Administrative Proceeding (NCAP)

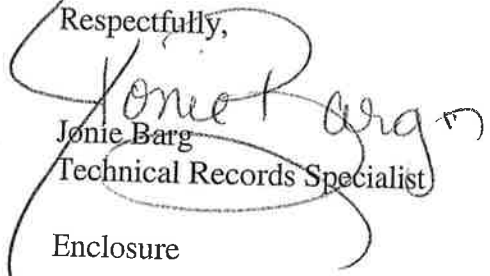
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Please feel free to contact me if you have any questions concerning this matter.

Respectfully,


Jonie Barg
Technical Records Specialist

Enclosure

cc: Thomas Conrad

SCANNED

NOV 14 2008

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)

Water Rights: 75-4345A
(Split into 75-14574 & 75-14575)

Case No. 39576)

NOTICE OF COMPLETED
ADMINISTRATIVE
PROCEEDING

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- ☒ Substitution of Party CONRAD-SCHWARZ
- ☐ I.C. § 42-222 transfer
 - ☐ point of diversion ☐ place of use
 - ☐ period of use ☐ nature of use
 - ☐ split of water right ☐ change in ownership

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DATED: 11-13-08



Signature of IDWR Representative

SCANNED

NOV 14 2008

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PO Box 2707
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Claimant/Seller for Substitution of Party or attorney of record:
Thomas Consrad
PO Box 62
Carmen ID 83462

3. One copy to:

Claimant/Purchaser for Substitution of Party, or attorney of record:
Robert Schwarz
Alicia Schwarz
619 Strother Rd
Aberdeen NC 28315

4. One copy to:

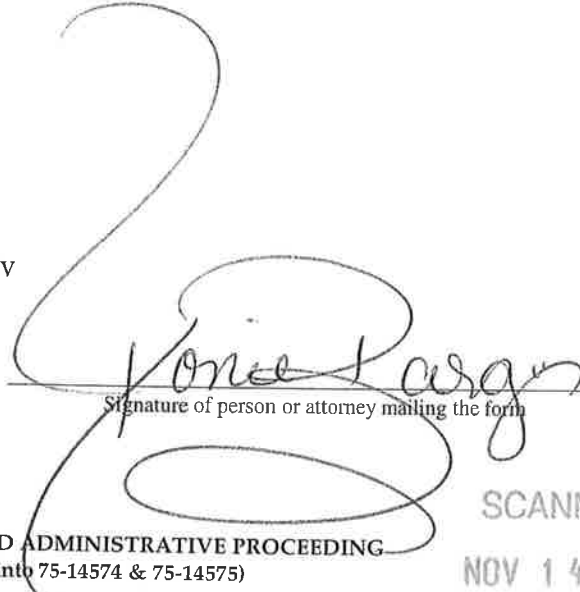
Each party in the subcase, or attorney of record

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Office of the Attorney General
PO Box 44449
Boise ID 83711-4449

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United States Dept of Justice
Environment & Natural Resource Div
550 West Fort Street MSC 033
Boise ID 83724


Signature of person or attorney mailing the form

11/7/2008

IDAHO DEPARTMENT OF WATER RESOURCES
CLAIMS / RIGHTS NOT RECOMMENDED

W.R. NUMBER NAME AND ADDRESS

75-4345A

CLAIM DISPOSITION REASON

disallowed
Split into 75-14574 and 75-14575

11/07/2008

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 75-14574

NAME AND ADDRESS: THOMAS R CONRAD
PO BOX 62
CARMEN ID 83462

SOURCE: EAST FORK TOWER CREEK

TRIBUTARY: TOWER CREEK

QUANTITY: 0.147 CFS

The quantity of water under this right for stockwater use shall not exceed 13,000 gallons per day.

PRIORITY DATE: 05/10/1913

POINT OF
DIVERSION:

T23N R22E S3 SWNE Within LEMHI County
T23N R22E S3 SENW Within LEMHI County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	01/01 12/31	0.007 CFS
IRRIGATION	04/01 11/01	0.140 CFS

PLACE OF USE:

IRRIGATION in LEMHI County

T23N R22E S03 SENW 5.50 T23N R22E S03 NESW 1.50

STOCKWATER same as IRRIGATION

7 ACRES TOTAL

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

The quantity of water decreed for this water right for stockwater use is not a determination of historical beneficial use.

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

This right is a split from former right 75-4345A.

SCANNED

NOV 14 2008

11/07/2008

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 75-14575

NAME AND ADDRESS: ROBERT SCHWARZ
619 STROTHER RD
ABERDEEN NC 28315

ALICIA SCHWARZ
619 STROTHER RD
ABERDEEN NC 28315

SOURCE: EAST FORK TOWER CREEK

TRIBUTARY: TOWER CREEK

QUANTITY: 0.178 CFS

The quantity of water under this right for stockwater use shall not exceed 13,000 gallons per day.

PRIORITY DATE: 05/10/1913

POINT OF
DIVERSION:

T23N R22E S3 SWNE Within LEMHI County
T23N R22E S3 SENW Within LEMHI County

PURPOSE AND
PERIOD OF USE:

	<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
	STOCKWATER	01/01 12/31	0.008 CFS
	IRRIGATION	04/01 11/01	0.170 CFS
PLACE OF USE:	<u>IRRIGATION in LEMHI County</u>		
	T23N R22E S03	SENW 2.50	T23N R22E S03 NESW 6.00
	<u>STOCKWATER same as IRRIGATION</u>		

8.5 ACRES TOTAL

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

The quantity of water decreed for this water right for stockwater use is not a determination of historical beneficial use.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

This right is a split from former right 75-4345A.

SCANNED

NOV 14 2008

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			

2. The following **REQUIRED** information must be submitted with this form:

SEP 30 2008

Department of Water Resources
Eastern Region

- 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

614 Strother Rd

City, State and ZIP Code

Aberdeen NC 28315

New Telephone Number

(910) 603-1556

Email:

NOV 14 2008

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 (If the right will not be split, skip this area and proceed to line 7)		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Water Right and/or Adjudication Claim Number <u>75-4345A</u>		
Irrigation	<u>75-4345A - 16 cfs</u>	<u>8.0 ac</u>
Stock		
Domestic		
Other		
Totals		
Water Right and/or Adjudication Claim Number _____		
Irrigation		
Stock		
Domestic		
Other		
Totals		
Water Right and/or Adjudication Claim Number _____		
Irrigation		
Stock		
Domestic		
Other		
Totals		

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 _____
 Received by _____ Date _____
 Processed by _____ AJ Date _____

Receipt Amt. _____
 Receipt No. _____
 WR _____
 NOV 14 2008

WARRANTY DEED

Order No.:3070704282L-D

FOR VALUE RECEIVED

Thomas R. Conrad, an un married 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.;

SCANNED

NOV 14 2000

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 10, 2007

Thomas R. Conrad
Thomas R. Conrad

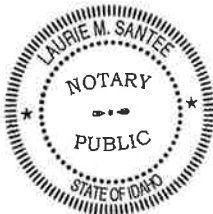
State of Idaho

County of Lemhi

} ss.

On this 10th 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

SCANNED
NOV 14 2008

THE PURPOSE OF THIS SURVEY IS TO RELOCATE COMMON
BOUNDARY LINES BETWEEN ADJOINING PROPERTIES AND NO
ADDITIONAL PARCELS ARE HEREBY CREATED: THEREFORE,
THIS SURVEY IS EXEMPT FROM A LOT SPLIT REVIEW.

LEGEND

BLM ALUM. MONUMENT
OR COPPER WELD

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

NOV 14 2000

N89°48'54"W
1318.50'



Idaho Department of Water Resources

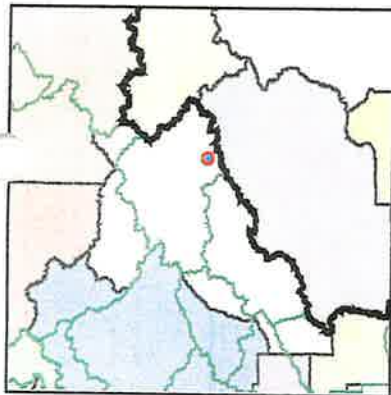
SRBA Recommendation:

75-4345A

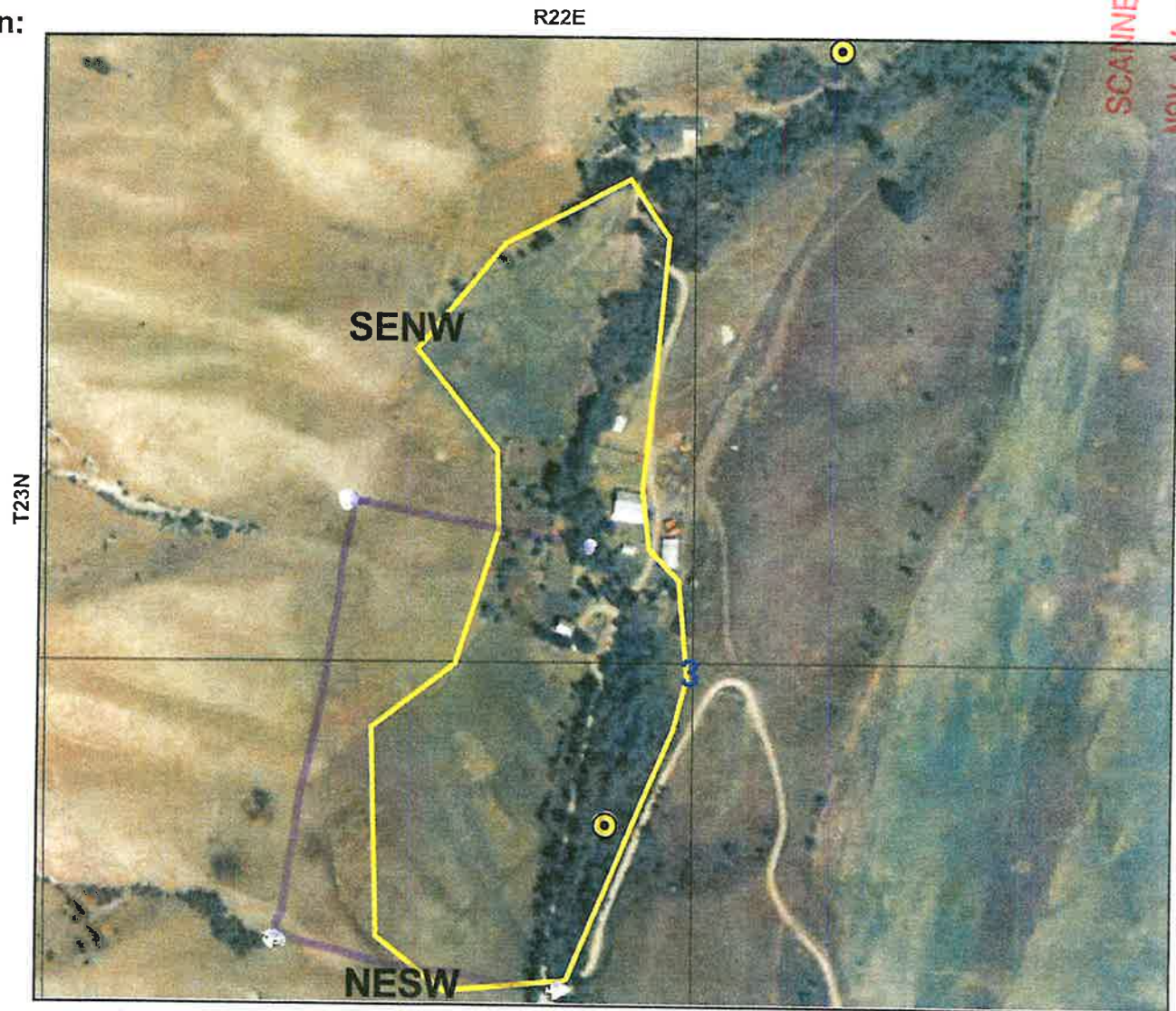
(Irrigation)

Legend

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



Lemhi County
IDWR Basin 75



0 0.1 0.2 Miles

SCANNED
NOV 14 2008

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

272719

Idaho)
County of Lemhi) SS No. _____

This instrument was filed for record at the request of Alliance Title

at 2:00 o'clock pm on 8-18 2007

and duly filed and indexed in the records of Lemhi County
Terri J. Morton
Ex-Officio Recorder

By Eugene Carter Deputy

Fee 6.00

Return to A-7

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. 33° 33' 26" E. 30.33 FT.; S. 10° 04' 19" W. 46.63 FT.;
S. 11° 09' 46" E. 33.36 FT.; S. 36° 34' 37" W. 25.49 FT.;
S. 47° 53' 09" W. 25.08 FT.; S. 03° 35' 43" W. 19.49 FT.;
S. 34° 50' 02" W. 56.12 FT.; S. 39° 08' 59" E. 29.87 FT.;
S. 15° 13' 54" W. 29.08 FT.; S. 04° 52' 56" E. 43.69 FT.;
S. 53° 44' 32" W. 24.17 FT.; S. 09° 21' 06" W. 49.57 FT.;

RECORDED

OCT 27 2007

SCANNED

NOV 14 2008

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.

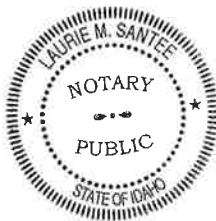
Dated: Aug 16, 2007

Thomas R. Conrad
 Thomas R. Conrad

State of Idaho }
 County of Lemhi } ss.

On this 10th 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

SCANNED

NOV 14 2008



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

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,

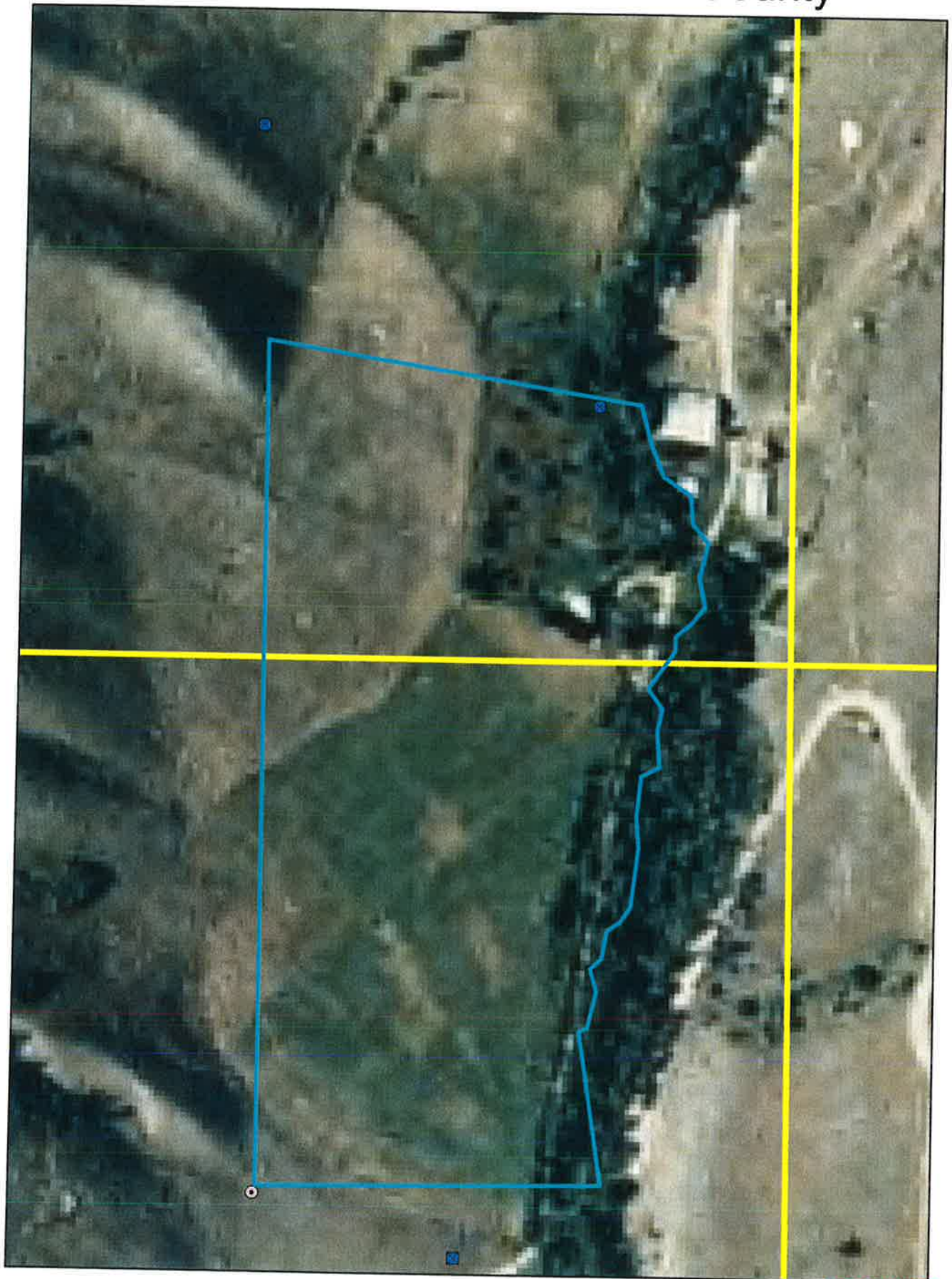
Bobby Kern

Bobby Kern
Office Specialist II

COANNED

NOV 14 2008

Idaho Department of Water Resources
Schwarz Inst # 272719 Lemhi County



SCANNED

NOV 14 2008