

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED
OCT 6 1 2021
Department of Water Resources
Eastern Region

NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

1. List the numbers of all water rights and/or adjudication claim records to be changed. If you only acquired a portion of the water right or adjudication claim, check "Yes" in the "Split?" column. If the water right is leased to the Water Supply Bank, check "Yes". If you are not sure if the water right is leased to the Water Supply Bank, see #7 of the instructions.

Water Right/Claim No.	Split?	Leased to Water Supply Bank?	Water Right/Claim No.	Split?	Leased to Water Supply Bank?
35-13790	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Devin and Robin Beard
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Michelle & Patrick Curtiss
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or
- 1024 W 125 N Blackfoot ID 83221
Mailing address City State Zip
- 801-830-3932 patcurtiss7@yahoo.com
Telephone Email
4. If the water rights and/or adjudication claims were split, how did the division occur?
☐ The water rights or claims were divided as specifically identified in a deed, contract, or other conveyance document.
☐ The water rights or claims were divided proportionately based on the portion of their place(s) of use acquired by the new owner.
5. Date you acquired the water rights and/or claims listed above: MAY 19 2021
6. Do you own the land identified as the water right place of use? Yes ☒ No ☐
☐ If no, attach evidence that written notice of the change of water right ownership has been delivered to the landowner of record.
7. This form must be signed and submitted with the following **REQUIRED** items:
☒ A copy of the conveyance document – warranty deed, quitclaim deed, court decree, contract of sale, etc. The conveyance document must include a legal description of the property or description of the water right(s) if no land is conveyed.
☐ Plat map, survey map or aerial photograph which clearly shows the place of use and point of diversion for each water right and/or claim listed above (if necessary to clarify division of water rights or complex property descriptions).
☒ Filing fee (see instructions for further explanation):
☒ \$25 per undivided water right.
☐ \$100 per split water right.
☐ No fee is required for pending adjudication claims.
☐ If water right(s) are leased to the Water Supply Bank AND there are multiple owners, a Lessor Designation form is required.
☐ If water right(s) are leased to the Water Supply Bank, the individual owner or designated lessor must complete, sign and submit an IRS Form W-9.

8. Signature: [Signature] Title, if applicable _____ Date October 1, 2021
Signature of new owner/claimant

Michelle McMillin Curtiss
Print name

Signature: [Signature] Title, if applicable _____ Date October 1, 2021
Signature of new owner/claimant

Patrick Everett Curtiss
Print name

Received by [Signature] Date 10/1/21 For IDWR Office Use Only: Receipt No. 2047415 Receipt Amt. \$25.00

Active in the Water Supply Bank? Yes ☐ No ☐ If yes, forward to the State Office for processing W-9 received? Yes ☐ No ☐

Name on W-9 _____ Approved by [Signature] Processed by [Signature] Date 10/7/2021

Water Rights

Water Right Report

Close

10/1/2021

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report

WATER RIGHT NO. 35-13790

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	DEVIN R BEARD
Current Owner	ROBIN A BEARD
	1024 W 125 N
	BLACKFOOT, ID 83221

Priority Date: 03/18/1970

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	05/01	11/01	0.02 CFS	3.2 AFA
Total Diversion			0.02 CFS	3.2 AFA

Location of Point(s) of Diversion:

GROUND WATER|NENESW|Sec. 29|Township 02S|Range 34E|BINGHAM County

Place(s) of use:

Place of Use Legal Description: IRRIGATION BINGHAM County

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
02S	34E	29		NESE	0.8									

Total Acres: 0.8

Conditions of Approval:

1. THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS EARLY AS APRIL 1, PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE OF WATER BEFORE MAY 1 UNDER THIS REMARK IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO SUBORDINATED EARLY OR LATE IRRIGATION USE AND A PRIORITY DATE EARLIER THAN THE DATE A PARTIAL DECREE IS ENTERED FOR THIS RIGHT.
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. M01 A MEASURING DEVICE OF A TYPE APPROVED BY IDWR SHALL BE MAINTAINED AS A

PART OF THE DIVERTING WORKS.

Dates:

Licensed Date:

Decreed Date: 01/31/2002

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date:

Protest Deadline Date:

Number of Protests: 0

Other Information:

State or Federal: S

Owner Name Connector: And

Water District Number: 120

Generic Max Rate per Acre: 0.02

Generic Max Volume per Acre: 3.5

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Cary Act Number:

Mitigation Plan: False



Instrument # 732415
BINGHAM COUNTY, IDAHO
2021-05-19 04:36:16 PM No. of Pages: 2
Recorded for: ALLIANCE TITLE - RIGBY OFFICE
PAMELA W. ECKHARDT Fee: \$15.00
Ex-Officio Recorder Deputy PEckhardt
Index To: WARRANTY DEED
Electronically Recorded by Simplifile

WARRANTY DEED

Alliance Title & Escrow, LLC Order No.:555616

FOR VALUE RECEIVED

Orin A Morgan and Peggy Morgan, husband and wife, also shown of record as Orin Morgan

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

Patrick Everett Curtiss and Michelle McMillin Curtiss, husband and wife

whose current address is

**1024 W 125 N
Blackfoot, ID 83221**

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

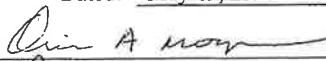
**Part of the Northeast Quarter Southeast Quarter Section 29 Township 2 South
Range 34 East Boise Meridian, Bingham County, Idaho described as:**

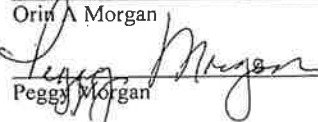
Commencing at the Northeast corner of said Section 29 and
Thence South 00°22'27" West 2677.57 feet along the East line of said Section 29;
Thence North 89°26'43" West 376.03 feet along the North line of the Southeast
Quarter to a point on the Westerly bank of the Aberdeen-Springfield Canal that
and the intersection of a parcel of land as described on Deed Inst. No. 644127;
Thence continuing along said deed parcel the following two (2) courses:
Thence (1) North 89°26'43" West 971.28 feet;
Thence (2) South 00°30'39" West 261.03 feet to the Point of Beginning;
Thence South 85°02'10" East 255.43 feet;
Thence South 43°53'10" East 131.64 feet;
Thence South 00°30'39" West 164.17 feet to the Westerly bank of the Aberdeen-
Springfield Canal;
Thence along said bank the following two (2) courses:
Thence (1) South 52°49'40" West 162.69 feet;
Thence (2) South 52°49'40" West 275.47 feet to the Westerly line of a parcel of land
as described on Deed Inst. No. 654634;
Thence continuing along Westerly line North 00°30'39" East 545.91 feet to the Point
of Beginning.

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: May 19, 2021



Orin A Morgan


Peggy Morgan

State of Idaho } ss
County of Bingham }

On this 19th day of May, 2021, before me, the undersigned, a Notary Public in and for said state, personally appeared Orin A Morgan and Peggy Morgan, known or identified to me to be the person(s) whose name(s) is/are subscribed to the within Instrument.

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

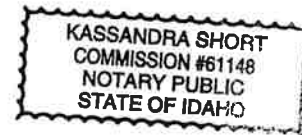
Kassandra Short

Notary Public for the State of Idaho

Residing at:

Commission Expires:

Resides in: Blackfoot, ID
Commission Expires: 2-21-2025



Instrument # 644127

BINGHAM COUNTY, IDAHO
2012-11-26 01:57:22 PM No. of Pages: 2
Recorded for: ALLIANCE TITLE - BLACKFOOT OFF
SARA J. STAUB Fee: \$13.00
Ex-Officio Recorder Deputy C Robinson
Index To: WARRANTY DEED
Electronically Recorded by Simplifile

WARRANTY DEED

ATEC Order No.: 165157

FOR VALUE RECEIVED

Glacier Bank, a Montana banking corporation

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

Peggy Morgan and Orin Morgan, husband and wife

whose current address is

741 West 25 South
Blackfoot, ID 83221

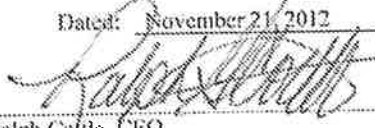
the grantee(s), the following described premises, in Bingham County, Idaho, TO WIT:

Part of the NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 29, Township 2 South, Range 34 East, Boise Meridian, Bingham County, Idaho, more particularly described as:
Commencing at the NE corner of said Section 29 and thence South 00°22'27" West 2677.47 feet along the Section line to the E $\frac{1}{4}$ corner of said Section 29 and North 89°26'43" West 376.03 feet along the North line of the SE $\frac{1}{4}$ of said Section 29, to a point on the Westerly bank of the Aberdeen-Springfield Canal, being the Point of Beginning and running thence along said Westerly canal bank the following four (4) courses: (1) South 58°35'29" West 34.55 feet; (2) thence South 50°29'36" West 226.67 feet; (3) thence South 48°26'22" West 503.52 feet; (4) thence South 52°49'40" West 60.44 feet; thence North 00°30'39" East 262.95 feet; thence North 89°29'22" West 346.76 feet; thence North 00°30'39" East 276.15 feet to said North line of the SE $\frac{1}{4}$; thence South 89°26'43" East 971.28 feet along said North line to the Point of Beginning.

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: November 21, 2012


Ralph Colby, CEO

Citizens Community Bank, a division of Glacier Bank

State of ID
County of Benewah

On this 21st day of November, in the year 2012, before me, Tammie Barbre a Notary Public in and for said state, personally appeared Ralph Cottle known to me to be the CEO of the Bank, and acknowledged to me that pursuant to a Resolution of the Board of Directors, he/she executed the foregoing in said Bank name.

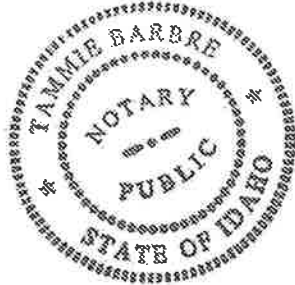
IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

Tammie Barbre

Notary Public for the State of ID

Residing at: _____

Commission Expires: _____



TAMMIE BARBRE -- NOTARY PUBLIC

Residing at Pocatello, Idaho

Commission Expires July 14, 2013

AFTER RECORDING RETURN TO:

Attention: Citizens Community Bank,
a division of Glacier Bank
P. O. Box 1689
Pocatello, ID 83204

Instrument # 637972
BINGHAM COUNTY, IDAHO
2012-05-04 09:39:23 AM No. of Pages: 3
Recorded for: FIRST AMERICAN TITLE - POCATEL
SARA J. STAUB Fee: \$16.00
Ex-Officio Recorder Deputy CRobinson
Index To: QUIT CLAIM DEED
Electronically Recorded by Simplifile

**THIS INSTRUMENT FILED FOR RECORD BY
FIRST AMERICAN TITLE COMPANY AS AN
ACCOMODATION ONLY AND HAS NOT BEEN
EXAMINED AS TO ITS EXECUTION OR AS
TO ITS EFFECT UPON THE TITLE.**

QUITCLAIM DEED

Grantor: Citizens Community Bank, an Idaho banking corporation

Grantee: Glacier Bank, a Montana banking corporation

Mailing address: P.O. Box 1689, Pocatello, Id 83204

Legal Description:

See attached Exhibit "A"

QUIT CLAIM DEED

Citizens Community Bank ("Grantor"), a[n] Idaho banking corporation, for and in consideration of giving notice in the real property records of a change in vesting pursuant to a merger, and for no other consideration, conveys and quitclaims unto **GLACIER BANK** ("Grantee"), a Montana banking corporation, pursuant to the Articles of Merger filed with the Idaho Secretary of State on April 30, 2012, all right, title, interest and claim which Grantor has in the following described real property situated in Bingham County, Idaho , including all of Grantor's existing right, title and interest and any after-acquired title and interest in and to the said real property:

See attached Exhibit "A"

[Signatures Appear on Next Page]

DATED this 2nd day of May 2012.

GRANTOR:

Citizens Community Bank

By: *Ralph G. Cottle*

Ralph G. Cottle
President

STATE OF Idaho)

County of Bannock)
:ss

On this 2nd day of May 2012, before me, the undersigned Notary Public in and for the State of Idaho, personally appeared Ralph G. Cottle, known or identified to me to be the President of the corporation that executed this instrument or the person who executed the instrument on behalf of said corporation and acknowledged to me that such corporation executed the same.

WITNESS my hand and official seal hereto affixed the day and year first above written.



Mary L. Miller
Notary Public for State of Idaho
Residing at _____
Commission expires _____

MARY MILLER — NOTARY PUBLIC
Residing at Inkom, Idaho
Commission Expires July 21, 2017

Exhibit "A"

PARCEL 1:

PART OF THE N $\frac{1}{4}$ SE $\frac{1}{4}$ OF SECTION 29, TOWNSHIP 2 SOUTH, RANGE 34 E.B.M., BINGHAM COUNTY, IDAHO, DESCRIBED AS FOLLOWS: BEGINNING AT A POINT ON THE WESTERLY BANK OF THE ABERDEEN-SPRINGFIELD CANAL THAT IS S. 00°22'27" W. 2677.47 FEET ALONG THE SECTION LINE FROM THE NE CORNER OF THE SECTION AND N. 89°26'43" W. 376.03 FEET, MORE OR LESS, FROM THE E $\frac{1}{4}$ CORNER OF SAID SECTION 29 AND RUNNING THENCE ALONG THE WESTERLY BANK OF SAID ABERDEEN-SPRINGFIELD CANAL THE FOLLOWING FOUR (4) COURSES: (1) S. 58°35'29" W. 34.55 FEET; THENCE (2) S. 50°29'36" W. 226.67 FEET; THENCE (3) S. 48°26'22" W. 503.52 FEET; THENCE (4) S. 52°49'40" W. 498.59 FEET; THENCE N. 00°30'39" E. 806.94 FEET, MORE OR LESS, TO THE NORTH LINE OF THE SE $\frac{1}{4}$ OF SAID SECTION 29; THENCE S. 89°26'43" E. 971.28 FEET, MORE OR LESS, ALONG SAID NORTH LINE TO THE POINT OF BEGINNING. EXCEPT COUNTY ROAD ALONG THE SOUTHERLY AND EASTERLY SIDE OF THE ABOVE DESCRIBED PARCEL

EXCEPTING THEREFROM:

PART OF THE NE $\frac{1}{4}$ SE $\frac{1}{4}$ OF SECTION 29, TOWNSHIP 2 SOUTH, RANGE 34 EAST, BOISE MERIDIAN, BINGHAM COUNTY, IDAHO, MORE PARTICULARLY DESCRIBED AS: COMMENCING AT THE NE CORNER OF SAID SECTION 29 AND THENCE SOUTH 00°22'27" WEST 2677.47 FEET ALONG THE SECTION LINE TO THE E $\frac{1}{4}$ CORNER OF SAID SECTION 29 AND NORTH 89°26'43" WEST 376.03 FEET ALONG THE NORTH LINE OF THE SE $\frac{1}{4}$ OF SAID SECTION 29, TO A POINT ON THE WESTERLY BANK OF THE ABERDEEN-SPRINGFIELD CANAL, BEING THE TRUE POINT OF BEGINNING AND RUNNING THENCE ALONG SAID WESTERLY CANAL BANK THE FOLLOWING FOUR (4) COURSES: (1) THENCE, SOUTH 58°35'29" WEST 34.55 FEET; (2) THENCE, SOUTH 50°29'36" WEST 226.67 FEET; (3) THENCE, SOUTH 48°26'22" WEST 503.52 FEET; (4) THENCE, SOUTH 52°49'40" WEST 60.44 FEET; THENCE, NORTH 00°30'39" EAST 262.95 FEET; THENCE, NORTH 89°29'22" WEST 346.76 FEET; THENCE, NORTH 00°30'39" EAST 276.15 FEET TO SAID NORTH LINE OF THE SE $\frac{1}{4}$; THENCE, SOUTH 89°26'43" EAST 971.28 FEET ALONG SAID NORTH LINE TO THE POINT OF BEGINNING.

PARCEL 2:

PART OF THE NE $\frac{1}{4}$ SE $\frac{1}{4}$ OF SECTION 29, TOWNSHIP 2 SOUTH, RANGE 34 EAST, BOISE MERIDIAN, BINGHAM COUNTY, IDAHO, MORE PARTICULARLY DESCRIBED AS: COMMENCING AT THE NE CORNER OF SAID SECTION 29 AND THENCE SOUTH 00°22'27" WEST 2677.47 FEET ALONG THE SECTION LINE TO THE E $\frac{1}{4}$ CORNER OF SAID SECTION 29 AND NORTH 89°26'43" WEST 376.03 FEET ALONG THE NORTH LINE OF THE SE $\frac{1}{4}$ OF SAID SECTION 29, TO A POINT ON THE WESTERLY BANK OF THE ABERDEEN-SPRINGFIELD CANAL, BEING THE TRUE POINT OF BEGINNING AND RUNNING THENCE ALONG SAID WESTERLY CANAL BANK THE FOLLOWING FOUR (4) COURSES: (1) THENCE, SOUTH 58°35'29" WEST 34.55 FEET; (2) THENCE, SOUTH 50°29'36" WEST 226.67 FEET; (3) THENCE, SOUTH 48°26'22" WEST 503.52 FEET; (4) THENCE, SOUTH 52°49'40" WEST 60.44 FEET; THENCE, NORTH 00°30'39" EAST 262.95 FEET; THENCE, NORTH 89°29'22" WEST 346.76 FEET; THENCE, NORTH 00°30'39" EAST 276.15 FEET TO SAID NORTH LINE OF THE SE $\frac{1}{4}$; THENCE, SOUTH 89°26'43" EAST 971.28 FEET ALONG SAID NORTH LINE TO THE POINT OF BEGINNING.



306955
199-09

Instrument # 616239
BINGHAM COUNTY, IDAHO
03-18-2010 08:28:23 AM No. of Pages: 2
Recorded for: FIRST AMERICAN TITLE - BL
SARA J. STAUB Fee: 6.00
Ex-Officio Recorder Deputy BDahquist
Index To: TRUSTEE DEED
Electronically Recorded by Simplifile

TRUSTEE'S DEED

First American Title, (herein called Trustee) as Trustee under the Deed of Trust hereinafter particularly described, does hereby Bargain, Sell and Convey, without warranty, to **Citizens Community Bank**, PO BOX 2028, Pocatello, ID 83206-2028 (herein called Grantee) all of the real property situate in the County of Bingham, State of Idaho, described as follows:

PARCEL 1:

PART OF THE N $\frac{1}{2}$ SE $\frac{1}{4}$ OF SECTION 29, TOWNSHIP 2 SOUTH, RANGE 34 E.B.M., BINGHAM COUNTY, IDAHO, DESCRIBED AS FOLLOWS: BEGINNING AT A POINT ON THE WESTERLY BANK OF THE ABERDEEN-SPRINGFIELD CANAL THAT IS S. 00°22'27" W. 2677.47 FEET ALONG THE SECTION LINE FROM THE NE CORNER OF THE SECTION AND N. 89°26'43" W. 376.03 FEET, MORE OR LESS, FROM THE E $\frac{1}{4}$ CORNER OF SAID SECTION 29 AND RUNNING THENCE ALONG THE WESTERLY BANK OF SAID ABERDEEN-SPRINGFIELD CANAL THE FOLLOWING FOUR (4) COURSES: (1) S. 58°35'29" W. 34.55 FEET; THENCE (2) S. 50°29'36" W. 226.67 FEET; THENCE (3) S. 48°26'22" W. 503.52 FEET; THENCE (4) S. 52°49'40" W. 498.59 FEET; THENCE N. 00°30'39" E. 806.94 FEET, MORE OR LESS, TO THE NORTH LINE OF THE SE $\frac{1}{4}$ OF SAID SECTION 29; THENCE S. 89°26'43" E. 971.28 FEET, MORE OR LESS, ALONG SAID NORTH LINE TO THE POINT OF BEGINNING. EXCEPT COUNTY ROAD ALONG THE SOUTHERLY AND EASTERLY SIDE OF THE ABOVE DESCRIBED PARCEL

EXCEPTING THEREFROM:

PART OF THE NE $\frac{1}{4}$ SE $\frac{1}{4}$ OF SECTION 29, TOWNSHIP 2 SOUTH, RANGE 34 EAST, BOISE MERIDIAN, BINGHAM COUNTY, IDAHO, MORE PARTICULARLY DESCRIBED AS: COMMENCING AT THE NE CORNER OF SAID SECTION 29 AND THENCE SOUTH 00°22'27" WEST 2677.47 FEET ALONG THE SECTION LINE TO THE E $\frac{1}{4}$ CORNER OF SAID SECTION 29 AND NORTH 89°26'43" WEST 376.03 FEET ALONG THE NORTH LINE OF THE SE $\frac{1}{4}$ OF SAID SECTION 29, TO A POINT ON THE WESTERLY BANK OF THE ABERDEEN-SPRINGFIELD CANAL, BEING THE TRUE POINT OF BEGINNING AND RUNNING THENCE ALONG SAID WESTERLY CANAL BANK THE FOLLOWING FOUR (4) COURSES: (1) THENCE, SOUTH 58°35'29" WEST 34.55 FEET; (2) THENCE, SOUTH 50°29'36" WEST 226.67 FEET; (3) THENCE, SOUTH 48°26'22" WEST 503.52 FEET; (4) THENCE, SOUTH 52°49'40" WEST 60.44 FEET; THENCE, NORTH 00°30'39" EAST 262.95 FEET; THENCE, NORTH 89°29'22" WEST 346.76 FEET; THENCE, NORTH 00°30'39" EAST 276.15 FEET TO SAID NORTH LINE OF THE SE $\frac{1}{4}$; THENCE, SOUTH 89°26'43" EAST 971.28 FEET ALONG SAID NORTH LINE TO THE POINT OF BEGINNING.

PARCEL 2:

PART OF THE NE $\frac{1}{4}$ SE $\frac{1}{4}$ OF SECTION 29, TOWNSHIP 2 SOUTH, RANGE 34 EAST, BOISE MERIDIAN, BINGHAM COUNTY, IDAHO, MORE PARTICULARLY DESCRIBED AS:

COMMENCING AT THE NE CORNER OF SAID SECTION 29 AND THENCE SOUTH 00°22'27" WEST 2677.47 FEET ALONG THE SECTION LINE TO THE E $\frac{1}{4}$ CORNER OF SAID SECTION 29 AND NORTH 89°26'43" WEST 376.03 FEET ALONG THE NORTH LINE OF THE SE $\frac{1}{4}$ OF SAID SECTION 29, TO A POINT ON THE WESTERLY BANK OF THE ABERDEEN-SPRINGFIELD CANAL, BEING THE TRUE POINT OF BEGINNING AND RUNNING THENCE ALONG SAID WESTERLY CANAL BANK THE FOLLOWING FOUR (4) COURSES: (1) THENCE, SOUTH 58°35'29" WEST 34.55 FEET; (2) THENCE, SOUTH 50°29'36" WEST 226.67 FEET; (3) THENCE, SOUTH 48°26'22" WEST 503.52 FEET; (4) THENCE, SOUTH 52°49'40" WEST 60.44 FEET; THENCE, NORTH 00°30'39" EAST 262.95 FEET; THENCE, NORTH 89°29'22" WEST 346.76 FEET; THENCE, NORTH 00°30'39" EAST 276.15 FEET TO SAID NORTH LINE OF THE SE $\frac{1}{4}$; THENCE, SOUTH 89°26'43" EAST 971.28 FEET ALONG SAID NORTH LINE TO THE POINT OF BEGINNING.

This conveyance is made pursuant to the powers conferred upon Trustee by Deed of Trust between Devin R. Beard and Robin A Beard, husband and wife, as Grantor(s), First American Title, Trustee, and Citizens Community Bank, as Beneficiary, recorded January 9, 2008, as Instrument No. 589700, records of Bingham County, Idaho, and after the fulfillment of the conditions specified in said Deed of Trust authorizing this conveyance as follows:

(a) Default occurred in the obligations for which such Deed of Trust was given as security and the Beneficiary made demand upon the said Trustee to sell said property pursuant to the terms of said Deed of Trust.

Amended Notice of Default was recorded as Instrument No. 612634, records of Bingham County, Idaho, and in the Office of the Recorder of each other county which the property described in said Deed of Trust, or any part thereof, is situated, the nature of such default being as set forth in said Notice of Default. Such default still existed at the time of sale.

(b) After recordation of said Amended Notice of Default, Trustee gave notice of the time and place of sale of said property by registered or certified mail, by personal service upon the occupants of said real property, by posting in a conspicuous place on said premises, and by publishing in a newspaper of general circulation in each of the counties in which the property is situated as more fully appears in the affidavits recorded at least twenty (20) days prior to the date of sale as Instrument Nos. 613965, 613966 and 613967, records of Bingham County, Idaho.

(c) The provisions, recitals and contents of the Notice of Default referred to in paragraph (a) supra and of the Affidavits referred in paragraph (b) supra shall be and they are hereby incorporated herein for all purposes as though set forth herein at length.

(d) All requirements of law regarding the mailing, personal service, posting, publication, and recording of Amended Notice of Default and Notice of Sale and of all other notices have been complied with.

(e) Not less than 120 days elapsed between the giving of the notice of sale by registered or certified mail and the sale of said property.

(f) Trustee, at the time and place of sale fixed said notice, at public auction, in one parcel, struck off to Grantee, **Citizens Community Bank**, being the highest bidder therefor, the property herein described for the sum of **\$89,585.64**, subject to, however, all prior liens and encumbrances. No person or corporation offered to take any part of said property less than the whole thereof for the amount of principal, interest, advances and costs.

IN WITNESS WHEREOF, the Trustee, pursuant to a resolution of its Board of Directors, has caused its corporate name to be hereunto subscribed by its Assistant Secretary, March 17, 2010.

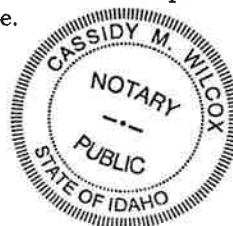
FIRST AMERICAN TITLE

By: Dalia Martinez
Dalia Martinez, Assistant Secretary

STATE OF IDAHO, County of Bingham ss:

On March 17, 2010, before me, a Notary Public in and for said State, personally appeared DALIA MARTINEZ, known or identified to me to be the Assistant Secretary of the Corporation who executed the Instrument on behalf of said Corporation, and acknowledged to me that said Corporation executed the same.

Cassidy M. Wilcox
Notary Public - Residing: Blackfoot ID
Commission Expires: 7/16/2013



RECORDING REQUESTED BY
First American Title Company

AND WHEN RECORDED MAIL TO:
First American Title Company
168 West Pacific/P.O. Box 868
Blackfoot, ID 83221

Instrument # 582430

BINGHAM COUNTY

2007-06-25

04:34:42 No. of Pages: 2

Recorded for : FIRST AMERICAN TITLE COMPANY

SARA J. STAUB

Fee: 6.00

Ex-Officio Recorder Deputy

Space Above This Line for Recorder's Use Only

WARRANTY DEED

File No.: 216398-B (Id)

Date: June 21, 2007

For Value Received, **Richard Thomas, an unmarried person**, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **Devin R. Beard and Robin Beard, husband and wife**, hereinafter called the Grantee, whose current address is **1024 West 125 North, Blackfoot, ID 83221**, the following described premises, situated in **Bingham County, Idaho**, to-wit:



Part of the NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 29, Township 2 South, Range 34 East, Boise Meridian, Bingham County, Idaho, more particularly described as:

Commencing at the NE corner of said Section 29 and thence South 00°22'27" West 2677.47 feet along the Section line to the E $\frac{1}{4}$ corner of said Section 29 and North 89°26'43" West 376.03 feet along the North line of the SE $\frac{1}{4}$ of said Section 29, to a point on the Westerly bank of the Aberdeen-Springfield Canal, being the Point of Beginning and running thence along said Westerly canal bank the following four (4) courses: (1) South 58°35'29" West 34.55 feet; (2) thence South 50°29'36" West 226.67 feet; (3) thence South 48°26'22" West 503.52 feet; (4) thence South 52°49'40" West 60.44 feet; thence North 00°30'39" East 262.95 feet; thence North 89°29'22" West 346.76 feet; thence North 00°30'39" East 276.15 feet to said North line of the SE $\frac{1}{4}$; thence South 89°26'43" East 971.28 feet along said North line to the Point of Beginning.

SUBJECT TO all easements, right of ways, covenants, restrictions, reservations, applicable building and zoning ordinances and use regulations and restrictions of record, and payment of accruing present year taxes and assessments as agreed to by parties above.

TO HAVE AND TO HOLD the said premises, with its appurtenances, unto the said Grantee, and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U.S. Patent reservations, restrictions, easements of record and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.

Date: 06/20/2007

Warranty Deed
- continued

File No.: **216398-B (ld)**


Richard Thomas

STATE OF Idaho)
)
) ss.
COUNTY OF Bingham)

On this 21st day of **June, 2007**, before me, a Notary Public in and for said State, personally appeared **Richard Thomas**, known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged to me that he/she/they executed the same.



Notary Public for the State of Idaho
Residing at: Blackfoot, Idaho
My Commission Expires: 10/21/2009

Instrument # 582430

**INVESTIGATION OF
BINGHAM COUNTY**

2007-06-25

04:34:42 No. of Pages: 2

2007-06-25 04:34:42 No. of Pages: 2
Recorded for : FIRST AMERICAN TITLE COMPANY

SARA J. STAUB

/ Fee: 6.00

SARAJ. STAUB
Ex-Officio Recorder Deputy



State of Idaho

DEPARTMENT OF WATER RESOURCES

Eastern Region • 900 N SKYLINE DR STE A • IDAHO FALLS, ID 83402-1718
Phone: (208)525-7161 • Fax: (208)525-7177 • Website: www.idwr.idaho.gov

Brad Little
Governor

Gary Spackman
Director

October 06, 2021

PATRICK E CURTISS
MICHELLE M CURTISS
1024 W 125 N
BLACKFOOT ID 83221-5321

Re: Change in Ownership for Water Right No(s): 35-13790

Dear Water Right Holder(s):

The Department of Water Resources (Department) acknowledges the receipt of correspondence changing ownership of the above referenced water right(s) to you. The Department has modified its records and has enclosed a computer-generated report for you.

Updating the ownership record for a water right does not reconfirm the validity of the right. When processing a Notice of Change in Water Right Ownership, the Department does not review the history of water use to determine if the right has been forfeited or deliberately abandoned through five years or more of non-use. To read more about water right forfeiture, including how to protect a water right from forfeiture, please see Idaho Code §§ 42-222 and 42-223.

Please note, water right owners are required to report any change of water right ownership and any change of mailing address to the Department within 120 days of the change. Reporting forms are available from any office of the Department, or from the Department's website.

If you have any questions concerning the enclosed information, please contact me at (208) 497-3787.

Sincerely,

Jonie Barg
Technical Records Specialist 1

Enclosure(s)

cc: WATER DISTRICT 120
BINGHAM GROUND WATER DISTRICT