

RECEIVED

FEB 11 2021

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

JAN 21 2021

DEPT OF WATER RESOURCES
SOUTHERN REGIONDEPT OF WATER RESOURCES
SOUTHERN 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 #6 of the instructions.

Split
2

Water Right/Claim No.	Split?	Leased to Water Supply Bank?	Water Right/Claim No.	Split?	Leased to Water Supply Bank?
36-8744	Yes ☒	Yes ☐		Yes ☐	Yes ☐
36-17185	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: NEIL STODDARD
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): HEY BURN ESTATES LLC
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or
- 2640 E. BARNETT RD MEDFORD OR 97504
Mailing address City State ZIP
541. 535-6317 HEYBURNESTATES@GMAIL.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: 19 DECEMBER 2017
6. If the water right is leased to the Water Supply Bank changing ownership of a water right will reassign to the new owner any Water Supply Bank leases associated with the water right. Payment of revenue generated from any rental of a leased water right requires a completed IRS Form W-9 for payment to be issued to an owner. A new owner for a water right under lease shall supply a W-9. Water rights with multiple owners must specify a designated lessor, using a completed Lessor Designation form. Beginning in the calendar year following an acknowledged change in water right ownership, compensation for any rental will go to the new owner(s).
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):
 o \$25 per *undivided* water right.
 o \$100 per *split* water right.
 o 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.

SUPPORT DATA

IN FILE # 36-8744

8. Signature: [Signature] MANAGING MEMBER 14 JAN 21
Signature of new owner/claimant Title, if applicable Date

Signature: _____
Signature of new owner/claimant Title, if applicable Date

For IDWR Office Use Only:

Received by SG Date 1/19/21 Receipt No. 5038352 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 _____ Processed by DM Date 5-17-2021

RECORDING REQUESTED BY
First American Title Company

AND WHEN RECORDED MAIL TO:
First American Title Company
417 N. Overland Ave.
Burley, ID 83318

Instrument # 543585

MINIDOKA COUNTY, RUPERT, IDAHO
12-28-2017 01:36:27 PM No. of Pages: 2
Recorded for: FIRST AMERICAN TITLE - BURLEY
TONYA PAGE Fee: \$15.00
Ex-Officio Recorder Deputy Susan Aston
Electronically Recorded by Simplifile

Space Above This Line for Recorder's Use Only

WARRANTY DEED

File No.: **657495RU (tm)**

Date: **December 19, 2017**

For Value Received, **Gerald A. Karrle and Joan K. Karrle, husband and wife as community property with right of survivorship**, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **Heyburn Estates LLC, an Idaho Limited Liability Company**, hereinafter called the Grantee, whose current address is **2640 E. Barnett Rd. #141, Medford, OR 97504**, the following described premises, situated in **Minidoka County, Idaho**, to-wit:

Lot 23 in Block 2 of the Replat of the Wayside Subdivision, Minidoka County, Idaho, according to the official plat thereof, now on file in the office of the County Recorder, recorded December 29, 2003 as Instrument No. 470016, records of Minidoka County, Idaho.

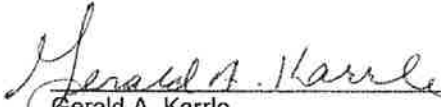
SUBJECT TO all easements, right of ways, covenants, restrictions, reservations, applicable building and zoning ordinances and use regulations and restrictions of record, and payment of accruing present year taxes and assessments as agreed to by parties above.

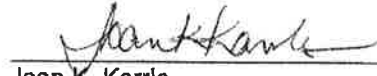
TO HAVE AND TO HOLD the said premises, with its appurtenances, unto the said Grantee, and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that said premises are free from 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: 12/19/2017

Warranty Deed
- continued

File No.: 657495RU (tm)

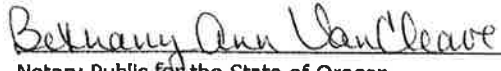

Gerald A. Karrle


Joan K. Karrle

STATE OF Oregon)
COUNTY OF Curry)
SS.

On this 21 day of December, 2017, before me, a Notary Public in and for said State, personally appeared **Gerald A. Karrle and Joan K. Karrle**, 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 Oregon
Residing at: Brookings, Oregon
My Commission Expires: August 23, 2021

WARRANTY DEED

#48491 *mc*

Instrument # 513229

MINIDOKA COUNTY, RUPERT, IDAHO
07-20-2011 01:40:19 PM No. of Pages: 2
Recorded for: LAND TITLE AND ESCROW - BURLEY
PATTY TEMPLE Fee: \$13.00
Ex-Officio Recorder Deputy Kenna Watson
Electronically Recorded by Simplifile

For Value Received

KEITH RASMUSSEN and SANDRA RASMUSSEN, husband and wife

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

GERALD A. KARRLE and JOAN K. KARRLE, husband and wife as community property
Address: 18696 Cornett Road, Brookings, OR 97415 with right of survivorship

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

Lot 23 in Block 2 of the Replat of the Wayside Subdivision, Minidoka County, Idaho, according to the official plat thereof, now on file in the office of the County Recorder, recorded December 29, 2003 as Instrument No. 470016, records of Minidoka County, Idaho.

TOGETHER WITH all water and water rights, ditches and ditch rights used thereon or appurtenant thereto.

SUBJECT TO:

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

Taxes for 2011 and subsequent years, a lien, but not yet due or payable.

Assessments of the Minidoka Irrigation District and the rights and powers of said District as by law provided.

Assessments of the Wayside Sewer District and the rights and powers of said District as by law provided.

Billboards, buildings and access limitations, contained in Warranty Deed, dated October 8, 1959, executed by Willis N. Hobson and Lorna J. Hobson, husband and wife, to the State of Idaho, recorded October 23, 1959 as Instrument No. 140808, Minidoka County records.

Access limitations contained in Agreement, dated November 22, 1963, by and between The State of Idaho, acting by and through the Idaho Board of Highway Directors, and W. N. Hobson and Lorna J. Hobson, husband and wife, recorded November 29, 1963 as Instrument No. 167896, Minidoka County records. **MODIFIED BY Exchange Deed, dated October 23, 1979, by and between the**

State of Idaho, Acting by and through its Idaho Transportation Board for the Division of Highways, and W. N. Hobson and Lorna J. Hobson, husband and wife, recorded November 27, 1979 as Instrument No. 298294, Minidoka County records.

Grant of Easement, dated December 29, 1976, executed by Mark Henry Hobson and Linda Ann Hobson, husband and wife, to Willis Nile Hobson and Lorna J. Hobson, husband and wife, recorded January 17, 1977 as Instrument No. 266642, Minidoka County records.

A Sewer Easement, dated March 3, 1983, to the Wayside Sewer District, recorded March 21, 1983, as Instrument No. 332035, Minidoka County records.

A Sewer Easement, dated April 15, 1983, to the Wayside Sewer District, recorded December 15, 1983 as Instrument No. 339393, Minidoka County records.

A Sewer Easement, dated April 6, 1983, to the Wayside Sewer District, recorded December 15, 1983 as Instrument No. 339395, Minidoka County records.

Easements for ingress and egress, as contained in Warranty Deed, dated September 24, 1975, between Willis Nile Hobson and Lorna J. Hobson, husband and wife, and Mark Henry Hobson and Linda Ann Hobson, husband and wife, recorded July 12, 1995 as Instrument No. 419370, Minidoka County records.

Individual Easement, dated June 30, 1997, executed by Neil L. Stoddard, to Intermountain Gas Company, a Corporation, recorded July 21, 1997 as Instrument No. 430599, Minidoka County records.

Request to Alter Waterway to Minidoka Irrigation District, executed by Harry E. Clark, dated November 5, 2004 and Permission to Alter Water granted, November 9, 2004 and recorded April 14, 2005 as Instrument No. 477796, records of Minidoka County, Idaho.

Terms and Conditions contained in Well Use, Easement and Water Right Agreement, by and between Harry Clark, a single man, and Keith Rasmussen and Sandra Rasmussen, husband and wife, dated May 30, 2007 and recorded June 1, 2007 as Instrument No. 491116, records of Minidoka County, Idaho. ASSIGNMENT OF WELL USE, EASEMENT AND WATER RIGHT AGREEMENT, by

and between Harry Clark and Harry Clark Living Trust and Stinker-Hansen, LLC, an Idaho limited liability company, dated June 25, 2007 and recorded June 26, 2007 as Instrument No. 491525, records of Minidoka 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: July 18, 2011



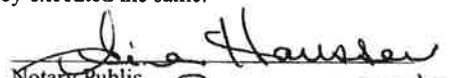
KEITH RASMUSSEN


SANDRA RASMUSSEN

STATE OF IDAHO)
) ss.
COUNTY OF CASSIA)

On this 18th day of July, 2011, before me, the undersigned, a Notary Public in and for said State, personally appeared KEITH RASMUSSEN and SANDRA RASMUSSEN, known or identified to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.




Notary Public
Residing at: Rupert, ID
My Commission expires: 05/07/15

WARRANTY DEED

490592

#43385 *MC*

For Value Received

HARRY E. CLARK, an unmarried man

Instrument # 490592

MINIDOKA COUNTY, RUPERT, IDAHO
2007-05-01 10:41:32 No. of Pages: 4
Recorded for : BURLEY LAND TITLE
DUANE SMITH Fee: 12.00
Ex-Officio Recorder Deputy *sa*

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

KEITH RASMUSSEN and SANDRA RASMUSSEN, husband and wife
Address: 141 South 100 West, Burley, ID 83318

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

MINIDOKA

See attached Exhibit "A"

TOGETHER WITH all water and water rights, ditches and ditch rights used thereon or appurtenant thereto

SUBJECT TO:

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

Taxes for 2007 and subsequent years, a lien, but not yet due or payable.

Assessments of the Minidoka Irrigation District and the rights and powers of said District as by law provided.

Assessments of the Wayside Sewer District and the rights and powers of said District as by law provide.

Billboards, buildings and access limitations, contained in Warranty Deed, dated October 8, 1959, executed by Willis N. Hobson and Lorna J. Hobson, husband and wife, to the State of Idaho, recorded October 23, 1959 as Instrument No. 140808, Minidoka County records, which recites: "Grantors agree that no buildings or structures except irrigation or drainage structures, will be permitted to be constructed within 20 feet of the real property above described. Grantors further agree that no billboards or other advertising signs will be permitted closer than 100 feet from the real property above described, excepting signs pertaining to business established on lands adjacent to the described real property. As a part of the consideration hereinabove stated, the Grantors bargain, sell, convey and relinquish to the Grantee all existing future, or potential common law or statutory easements of access between the right of way of the public way identified as Project No. I-IG-80N-3(3) 206, and all of the contiguous remaining real property of the Grantor whether acquired by separate conveyances or otherwise of which the real property covered by this instrument is a part, where said remaining real property abuts on the South side of the said public way."

Access limitations contained in Agreement, dated November 22, 1963, by and between The State of Idaho, acting by and through the Idaho Board of Highway Directors, and W. N. Hobson and Lorna J. Hobson, husband and wife, recorded November 29, 1963 as Instrument No. 167896, Minidoka County records.

MODIFIED BY Exchange Deed, dated October 23, 1979, by and between the State of Idaho, Acting by and through its Idaho Transportation Board for the Division of Highways, and W. N. Hobson and Lorna J. Hobson, husband and wife, recorded November 27, 1979 as Instrument No. 298294, Minidoka County records.

Grant of Easement, dated December 29, 1976, executed by Mark Henry Hobson and Linda Ann Hobson, husband and wife, to Willis Nile Hobson and Lorna J. Hobson, husband and wife, recorded January 17, 1977 as Instrument No. 266642, Minidoka County records.

A Sewer Easement, dated March 3, 1983, to the Wayside Sewer District, recorded March 21, 1983, as Instrument No. 332035, Minidoka County records.

A Sewer Easement, dated April 15, 1983, to the Wayside Sewer District, recorded December 15, 1983 as Instrument No. 339393, Minidoka County records.

A Sewer Easement, dated April 6, 1983, to the Wayside Sewer District, recorded December 15, 1983 as Instrument No. 339395, Minidoka County records.

Easements for ingress and egress, as contained in Warranty Deed, dated September 24, 1975, between Willis Nile Hobson and Lorna J. Hobson, husband and wife, and Mark Henry Hobson and Linda Ann Hobson, husband and wife, recorded July 12, 1995 as Instrument No. 419370, Minidoka County records.

Individual Easement, dated June 30, 1997, executed by Neil L. Stoddard, to Intermountain Gas Company, a Corporation, recorded July 21, 1997 as Instrument No. 430599, Minidoka County records.

Request to Alter Waterway to Minidoka Irrigation District, executed by Harry E. Clark, dated November 5, 2004 and Permission to Alter Water granted, November 9, 2004 and recorded April 14, 2005 as Instrument No. 477796, records of Minidoka County, Idaho.

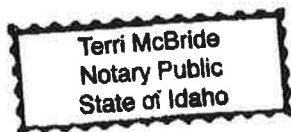
TO HAVE AND TO HOLD, the said premises, with their appurtenances unto the said Grantee and to the successors heirs and assigns of the Grantee forever. The Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that they are free from all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

Dated: April 30, 2007

Harry E. Clark
HARRY E. CLARK

STATE OF IDAHO)
COUNTY OF CASSIA) ss.

On this 30th day of April, 2007, before me, the undersigned, a Notary Public in and for said State, personally appeared HARRY E. CLARK, 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.



Terri McBride
Notary Public
Residing at: *Lupert*
My Commission expires: *2-5-08*

Exhibit "A"

Lot 23 in Block 2 of the Replat of the Wayside Subdivision, Minidoka County, Idaho, according to the official plat thereof, now on file in the office of the County Recorder, Minidoka County, Idaho, recorded December 29, 2003 as Instrument No. 470016, Minidoka County, records, formerly described as follows:

TOWNSHIP 10 SOUTH, RANGE 23 EAST, BOISE MERIDIAN, MINIDOKA COUNTY, IDAHO

Section 11: Beginning at the Southeast corner of the NE $\frac{1}{4}$ NE $\frac{1}{4}$ of said Section 11; thence South 89°42'07" West along the 1/16th line for 190.30 feet to a point marked by a steel pin, said point being the TRUE POINT OF BEGINNING;

Thence South 89°42'07" West along said 1/16th line for 1,549.58 feet to a point marked by a steel pin, said point lying on the Southeasterly right of way of Idaho State Highway 30;

Thence North 42°26' East along said State Highway right of way for 129.70 feet to a point marked by a State Highway right of way brass cap and stationed 226+46.25;

Thence North 45°15'49" East along said right of way for 102.15 feet to a point marked by a spike in the asphalt;

Thence South 33°25'11" East for 127.70 feet to a point marked by a steel pin;

Thence North 45°15'49" East for 125.00 feet to a point marked by a spike in the asphalt;

Thence North 33°25'11" West for 127.7 feet to a point marked by a spike in the asphalt, said point lying on the Southeasterly right of way of Idaho State Highway 30;

Thence North 45°15'49" East for 65.53 feet along said right of way to a point marked by a steel pin;

Thence South 44°44'11" East for 221.0 feet to a point marked by a spike in the asphalt;

Thence North 89°05'40" East for 34.66 feet to a point marked by a steel pin;

Thence North 45°15'49" East for 175.00 feet to a point marked by a steel pin;

Thence South 44°44'11" East for 45.0 feet to a point marked by a steel pin, said line also recorded as bearing South 45°20' East;

Thence North 45°15'49" East for 250.00 feet to a point marked by a steel pin, said line also recorded as bearing North 45°20' East;

Thence South 44°44'11" East for 110.00 feet to a point marked by a steel pin, said line also recorded as bearing South 44°20' East;

Thence North 45°15'49" East for 138.50 feet to a point marked by a steel pin, said line also recorded as bearing North 45°20' East;

Thence South 44°44'11" East for 203.43 feet to a point, said line also recorded as bearing South 44°20' East;

Thence North 45°15'49" East for 27.70 feet to a point, said line also recorded as bearing North 45°20' East;

Thence South 44°44'11" East for 40.0 feet to a point marked by a steel pin, said line also recorded as bearing South 44°40' East;

Thence North 70°15'16" East for 101.0 feet to a point marked by a steel pin, said line also recorded as bearing North 70°19' East;

Thence North 83°00'16" East for 81.4 feet to a point marked by a steel pin, said line also recorded as bearing North 83°04' East;

Thence South 79°02'44" East for 168.5 feet to a point marked by a steel pin, said line also recorded as bearing South 78°59' East;

Thence North 87°44'16" East for 23.40 feet to a point marked by a steel pin, said line also recorded as bearing North 87°48' East;

Thence South 0°22'44" East for 286.57 feet to the TRUE POINT OF BEGINNING, said line also recorded as bearing South 0°19' East.

-Continued-

EXCEPTING THEREFROM the following described tract:

Commencing at the Southeast corner of the N $\frac{1}{2}$ NE $\frac{1}{4}$ (monumented by a railroad spike); thence South 89°44'55" West for 1748.88 feet along the South line of the N $\frac{1}{2}$ NE $\frac{1}{4}$ to an existing $\frac{1}{2}$ inch rebar on the Southeasterly right of way of State Highway 24, which shall be the TRUE POINT OF BEGINNING;

Thence North 45°16'45" East for 238.07 feet along said state highway right of way to a point;

Thence South 33°17'05" East for 127.52 feet (recorded as South 33°25'11" East for 127.70 feet) to an existing $\frac{1}{2}$ inch rebar;

Thence North 45°17'19" East for 125.21 feet (recorded as North 45°15'49" East for 125.00 feet) to an existing railroad spike;

Thence North 33°27'44" West (recorded as North 33°25'11" West) for 103.91 feet to a $\frac{1}{2}$ inch rebar;

Thence South 44°44'38" East for 162.86 feet to a $\frac{1}{2}$ inch rebar;

Thence South 14°24'43" East for 122.04 feet to a $\frac{1}{2}$ inch rebar on the South line of the N $\frac{1}{2}$ NE $\frac{1}{4}$;

Thence South 89°44'55" West for 415.84 feet along said South line to the TRUE POINT OF BEGINNING.

WARRANTY DEED

456970

FOR VALUE RECEIVED NEIL L. STODDARD, a married man as his separate property

the Grantor, does hereby grant, bargain, sell and convey unto HARRY E. CLARK, an unmarried man

the Grantee, whose address is 167 N. Hwy. 77, Declo, ID 83323

the following described premises, to-wit:

SEE EXHIBIT "A" ATTACHED HERETO AND MADE A PART HEREOF BY THIS REFERENCE.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, his heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that he is the owner in fee simple of said premises; that said premises are free from all encumbrances; except for general taxes and assessments for the year 2002 and subsequent years, covenants, conditions, restrictions and easements of record; and that he will warrant and defend the same from all lawful claims whatsoever.

DATED: December 18, 2001

Neil L. Stoddard
NEIL L. STODDARD

STATE OF IDAHO
COUNTY OF CANYON

On this 27th day of December, 2001, before me, a notary public, personally appeared NEIL L. STODDARD, known or identified to me to be the person(s) who(se) name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same.

Desiree A. Mayden
Notary Public
Residing at NAMPA
My commission expires 12-2006



Instrument # 456970

MINIDOKA COUNTY, RUPERT, IDAHO
2002-01-02 01:38:12 No. of Pages: 3
Recorded for : BURLEY LAND TITLE
DUANE SMITH Fee: 9.00
Ex-Officio Recorder Deputy

PIONEER TITLE COMPANY
OF CANYON COUNTY

100 10TH AVE SOUTH
NAMPA, IDAHO 83651

423 SOUTH KIMBALL
CALDWELL, ID 83605

CONTINUATION

SCHEDULE A

Order Number: 34997 MC

TOWNSHIP 10 SOUTH, RANGE 23 EAST, BOISE MERIDIAN,
MINIDOKA COUNTY, IDAHO

Section 11: Beginning at the Southeast corner of the NE $\frac{1}{4}$ NE $\frac{1}{4}$ of said Section 11; thence South 89°42'07" West along the 1/16th line for 190.30 feet to a point marked by a steel pin, said point being the TRUE POINT OF BEGINNING;
Thence South 89°42'07" West along said 1/16th line for 1,549.58 feet to point marked by a steel pin, said point lying on the Southeasterly right of way of Idaho State Highway 30;
Thence North 42°26' East along said State Highway right of way for 129.70 feet to a point marked by a State Highway right of way brass cap and stationed 226+46.25;
Thence North 45°15'49" East along said right of way for 102.15 feet to point marked by a spike in the asphalt;
Thence South 33°25'11" East for 127.70 feet to a point marked by a steel pin;
Thence North 45°15'49" East for 125.00 feet to a point marked by a spike in the asphalt;
Thence North 33°25'11" West for 127.7 feet to a point marked by a spike in the asphalt, said point lying on the Southeasterly right of way of Idaho State Highway 30;
Thence North 45°15'49" East for 65.53 feet along said right of way to a point marked by a steel pin;
Thence South 44°44'11" East for 221.0 feet to a point marked by a spike in the asphalt;
Thence North 89°05'40" East for 34.66 feet to a point marked by a steel pin;
Thence North 45°15'49" East for 175.00 feet to a point marked by a steel pin;
Thence South 44°44'11" East for 45.0 feet to a point marked by a steel pin, said line also recorded as bearing South 45°20' East;
Thence North 45°15'49" East for 250.00 feet to a point marked by a steel pin, said line also recorded as bearing North 45°20' East;
Thence South 44°44'11" East for 110.00 feet to a point marked by a steel pin, said line also recorded as bearing South 44°20' East;
Thence North 45°15'49" East for 138.50 feet to a point marked by a steel pin, said line also recorded as bearing North 45°20' East;
Thence South 44°44'11" East for 203.43 feet to a point, said line also recorded as bearing South 44°20' East;
Thence North 45°15'49" East for 27.70 feet to a point, said line also recorded as bearing North 45°20' East;
Thence South 44°44'11" East for 40.0 feet to a point marked by a steel pin, said line also recorded as bearing South 44°40' East;
Thence North 70°15'16" East for 101.0 feet to a point marked by a steel pin, said line also recorded as bearing North 70°19' East;
Thence North 83°00'16" East for 81.4 feet to a point marked by a steel pin, said line also recorded as bearing North 83°04' East;
Thence South 79°02'44" East for 168.5 feet to a point marked by a steel pin, said line also recorded as bearing South 78°59' East;
Thence North 87°44'16" East for 23.40 feet to a point marked by a steel pin, said line also recorded as bearing North 87°48' East;
Thence South 0°22'44" East for 286.57 feet, more or less, to the TRUE POINT OF BEGINNING, said line also recorded as bearing South 0°19' East.

CONTINUATION

SCHEDULE A

Order Number: 34997 MC

EXCEPTING THEREFROM the following described tract:

Commencing at the Southeast corner of the N $\frac{1}{2}$ NE $\frac{1}{4}$ (monumented by a railroad spike); thence South 89°44'55" West for 1748.88 feet along the South line of the N $\frac{1}{2}$ NE $\frac{1}{4}$ to an existing $\frac{1}{2}$ inch rebar on the Southeasterly right of way of State Highway 24, which shall be the True Point of Beginning; Thence North 45°16'45" East for 238.07 feet along said state highway right of way to a point;
Thence South 33°17'05" East for 127.52 feet (recorded as South 33°25'11" East for 127.70 feet) to an existing $\frac{1}{2}$ inch rebar;
Thence North 45°17'19" East for 125.21 feet (recorded as North 45°15'49" East for 125.00 feet) to an existing railroad spike;
Thence North 33°27'44" West (recorded as North 33°25'11" West) for 103.91 feet to a $\frac{1}{2}$ inch rebar;
Thence South 44°44'38" East for 162.86 feet to a $\frac{1}{2}$ inch rebar;
Thence South 14°24'43" East for 122.04 feet to a $\frac{1}{2}$ inch rebar on the South line of the N $\frac{1}{2}$ NE $\frac{1}{4}$;
Thence South 89°44'55" West for 415.84 feet along said South line to the True Point of Beginning.



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region • 650 ADDISON AVE W STE 500 • TWIN FALLS, ID 83301-5858

Phone: (208)736-3033 • Fax: (208)736-3037 • Website: www.idwr.idaho.gov

Brad Little
Governor

Gary Spackman
Director

May 19, 2021

HEYBURN ESTATES LLC
2640 E BARNETT RD # 141
MEDFORD OR 97504-4301

Re: Change in Water Right Ownership: 36-8744 (Split into 36-8744 and **36-17185**)
Change in Water Right Ownership: 36-4233

Dear Water Right Holder(s):

The Department of Water Resources (Department) acknowledges the receipt of correspondence changing ownership of a portion of Water Right No. 36-8744 to you. The Department also acknowledges the receipt of correspondence changing ownership of Water Right No. 36-4233 to you. The Department has modified its records based on the information received and has enclosed a computer-generated report for you.

Your portion of water right 36-8744 has a specified point of diversion, nature of use and place of use. If you plan to change the authorized point of diversion, nature of use, or place of use, including adding a new point of diversion, you must file an Application for Transfer of Water Right. If you do not plan to change any elements of your water right, then no further action is required at this time.

The portion of the water right retained by the original right holder retains the original water right number. The Department is sending the original right holder a copy of this letter and a computer-generated report showing the changes to the original water right.

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) 293-9908.

Sincerely,

Denise Maline

Denise Maline
Administrative Assistant 1

Enclosure(s)

c: Neil Stoddard
Water District 130

9 FEB 21

Charles Brown
Heyburn Estates LLC
2640 E. Barnett Rd. #141
Medford OR 97504
541-535-6317

RECEIVED

FEB 11 2021

DEPT OF WATER RESOURCES
SOUTHERN REGION

Denise Maline
Department of Water Resources
650 Addison Ave. W STE 500
Twin Falls ID 83301-5858

RE: Change in Ownership for Water Right No(s): 36-4233 & 36-8744 & 36-12398

Dear Denise,

Water Right No. 36-4233. Please see attached copy of letter regarding these. I do not recall receiving or seeing this letter dated April 23, 2019. The suite number was not accurate. Copies of the Warranty Deed, Instrument No. 543585 are included. What else needs to happen to transfer these water rights?

Water Right No. 36-8744. Heyburn Estates LLC is the Present Owner and Neil Stoddard is the Current Owner. Mr. Stoddard sold the property to Mr. Clark - Minidoka document 456970, Clark sold to Rasmussen - Minidoka document 490592. Rasmussen sold to Karrle. Karrle sold to Heyburn Estates LLC. Is it possible that these water rights were not transferred as they should have been with successive title transfers? How can this be corrected?

Water Right 36-12398. is within the property boundaries owned by Heyburn Estates LLC. According to IDWR's map, there appear to be three water rights attached to this well, 36-12398, 36-12528 and 36-13098. As no one is drawing water from this well, do you have it classified as abandoned? Please transfer Gerald and Joan Karrle's water rights to Heyburn Estates LLC.

Sincerely,



Charles Brown
Manager



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region • 650 ADDISON AVE W STE 500 • TWIN FALLS, ID 83301-5858

Phone: (208)736-3033 • Fax: (208)736-3037 • Website: www.idwr.idaho.gov

Brad Little
Governor

Gary Spackman
Director

January 29, 2021

HEYBURN ESTATES LLC
2640 E BARNETT RD #141
MEDFORD OR 97504-4301

Re: Change in Ownership for Water Right No(s): 36-4233 & 36-8744

Dear Property Owner(s):

The Idaho Department of Water Resources (Department) received (2) Notices of Change in Water Right Ownership (Notice) for the above referenced water rights, however it could not be processed due to the following reasons:

- Sufficient proof of ownership was not included with the Notice. Proof of ownership can be a copy of a Warranty Deed, Quitclaim Deed, Court Decree, or Contract of Sale.
- Water right no. 36-8744: No conveyance documents were included with this Notice. Please submit the conveyance documents showing Heyburn Estates LLC acquired the property and water rights from Neil Stoddard.
- Water right no. 36-4233: The conveyance document (Warranty Deed) included with the Notice appears to be incomplete. We only received the first page of the deed and there is no signature from the seller(s). Please submit any additional pages with the appropriate signatures.

Please submit the necessary information within (30) thirty days of this letter, and the Department will be able to move forward with processing. If the information is not received within (30) thirty days, the Department will return your Notice and a refund for the fees paid will be issued.

Thank you in advance. If you have any questions regarding this matter, please contact me at (208) 736-3033.

Sincerely,

Denise Maline

Denise Maline
Administrative Assistant 1

Enclosure(s)