

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED ✓

JUN 01 2020

DEPT 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.

Water Right/Claim No.	Split?	Leased to Water Supply Bank?	Water Right/Claim No.	Split?	Leased to Water Supply Bank?
37-7447A	Yes <input type="checkbox"/>	Yes <input type="checkbox"/>		Yes <input type="checkbox"/>	Yes <input type="checkbox"/>
37-10916	Yes <input type="checkbox"/>	Yes <input type="checkbox"/>		Yes <input type="checkbox"/>	Yes <input type="checkbox"/>
	Yes <input type="checkbox"/>	Yes <input type="checkbox"/>		Yes <input type="checkbox"/>	Yes <input type="checkbox"/>
	Yes <input type="checkbox"/>	Yes <input type="checkbox"/>		Yes <input type="checkbox"/>	Yes <input type="checkbox"/>
	Yes <input type="checkbox"/>	Yes <input type="checkbox"/>		Yes <input type="checkbox"/>	Yes <input type="checkbox"/>

2. Previous Owner's Name: Edward M. Rosa
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Kenneth Chad Pearson
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or
- 2153 Highway 26 Gooding ID 83330
Mailing address City State ZIP
- 208-490-0976 Kenny.pearson@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 27, 2020
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 # 37-7447A

8. Signature: [Signature] Title, if applicable: _____ Date: 5-26-20
Signature of new owner/claimant

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

For IDWR Office Use Only:

Received by SG Date 6/1/20 Receipt No. 5037950 Receipt Amt. 150.00
 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 JB Date 6-16-20

RECORDING REQUESTED BY
First American Title Company

AND WHEN RECORDED MAIL TO:
First American Title Company
301 Main Street
Gooding, ID 83330

Instrument # 268706
GOODING COUNTY, GOODING, IDAHO
06-29-2020 13:26:43 No. of Pages: 5
Recorded for: FIRST AMERICAN TITLE - JEROME
DENISE GILL Fee: \$15.00
Ex-Officio Recorder Deputy: JG
Electronically Recorded by Simplifile

Space Above This Line for Recorder's Use Only

WARRANTY DEED

File No.: **889600GO (lr)**

Date: **May 22, 2020**

For Value Received, **Edward M. Rosa, a married man as his sole and separate property, who acquried title as Edward M. Rosa, a married man**, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **Kenneth Chad Pearson, a single man**, hereinafter called the Grantee, whose current address is **2153 Highway 26, Gooding, ID 83330**, the following described premises, situated in **Gooding County, Idaho**, to-wit:

PARCEL NO. 1:

TOWNSHIP 6 SOUTH, RANGE 15 EAST OF THE BOISE MERIDIAN, GOODING COUNTY, IDAHO

SECTION 10: A PARCEL OF LAND LOCATED IN THE NW $\frac{1}{4}$ NE $\frac{1}{4}$, DESCRIBED AS FOLLOWS:

**COMMENCING AT THE NORTH QUARTER CORNER OF SECTION 10;
THENCE SOUTH 0°23'27" WEST, 91.58 FEET TO A POINT ON THE SOUTHERLY BOUNDARY OF
U. S. HIGHWAY NO. 20-26 AND THE TRUE POINT OF BEGINNING;
THENCE NORTH 89°56'27" EAST ALONG THE SOUTHERLY BOUNDARY OF SAID HIGHWAY
FOR A DISTANCE OF 634.08 FEET;
THENCE SOUTH 1°03'43" EAST FOR A DISTANCE OF 786.06 FEET;
THENCE SOUTH 01°13'28" WEST FOR A DISTANCE OF 445.38 FEET TO THE SOUTHERLY
BOUNDARY OF THE NW $\frac{1}{4}$ NE $\frac{1}{4}$;
THENCE SOUTH 89°48'00" WEST ALONG THE SOUTH BOUNDARY OF THE NW $\frac{1}{4}$ NE $\frac{1}{4}$, 655.32
FEET TO THE SOUTHWEST CORNER OF THE NW $\frac{1}{4}$ NE $\frac{1}{4}$;
THENCE NORTH 0°23'27" EAST ALONG THE WEST BOUNDARY OF THE NW $\frac{1}{4}$ NE $\frac{1}{4}$, 315.33
FEET TO THE CENTER OF AN IRRIGATION LATERAL;
THENCE NORTH 84°14'59" EAST, 169.18 FEET ALONG THE CENTER OF SAID LATERAL;
THENCE SOUTH 63°55'15" EAST, 46.37 FEET ALONG THE CENTER OF SAID LATERAL;
THENCE LEAVING THE CENTER OF SAID LATERAL NORTH 0°23'27" EAST, 340.79 FEET;
THENCE NORTH 80°23'32" WEST, 212.75 FEET TO THE WEST BOUNDARY OF THE NW $\frac{1}{4}$ NE $\frac{1}{4}$;
THENCE NORTH 0°23'27" EAST ALONG THE WEST BOUNDARY OF THE NW $\frac{1}{4}$ NE $\frac{1}{4}$, 544.78
FEET TO THE TRUE POINT OF BEGINNING.**

LESS AND EXCEPT THE FOLLOWING DESCRIBED PROPERTY:

**TOWNSHIP 6 SOUTH OF RANGE 15 EAST OF THE BOISE MERIDIAN, GOODING COUNTY,
IDAHO**

**SECTION 10: THAT PART OF THE NORTHWEST 1/4 OF THE NORTHEAST 1/4 DESCRIBED AS
FOLLOWS:**

COMMENCING AT THE NORTHWEST CORNER OF SAID NORTHWEST 1/4 OF THE NORTHEAST 1/4, FROM WHICH CORNER THE NORTHEAST CORNER OF SAID SECTION 10 BEARS NORTH 89 DEGREES 55 MINUTES 59 SECONDS EAST AT A DISTANCE OF 2649.39 FEET ACCORDING TO A RECORD OF SURVEY BY RICHARD H. CARLSON FILED ON JUNE 4, 1984 IN THE GOODING COUNTY RECORDER'S OFFICE AS INSTRUMENT NUMBER 108556;
THENCE ALONG THE WEST LINE OF SAID NORTHWEST 1/4 OF THE NORTHEAST 1/4 AS SHOWN ON SAID SURVEY, SOUTH 00 DEGREES 23 MINUTES 27 SECONDS WEST, A DISTANCE OF 91.58 FEET TO THE SOUTHERLY RIGHT OF WAY OF US HIGHWAY 26;
THENCE CONTINUING ALONG SAID WEST LINE AS SHOWN ON SAID SURVEY, SOUTH 00 DEGREES 23 MINUTES 27 SECONDS WEST, A DISTANCE OF 544.78 FEET TO THE NORTHWEST CORNER OF A PARCEL OF LAND DESCRIBED IN A WARRANTY DEED BETWEEN CAROLYN FRANCIS AND JOSE MARTIN ELEXPURU (GRANTORS) AND DOWELL D. AND JUDITH L. DEMARAY (GRANTEES) RECORDED ON AUGUST 14, 1987, IN THE GOODING COUNTY RECORDER'S OFFICE AS INSTRUMENT NUMBER 128756;
THENCE CONTINUING ALONG THE WEST LINE OF SAID NORTHWEST 1/4 OF THE NORTHEAST 1/4 AS SHOWN ON SAID SURVEY, AND ALONG THE WEST LINE OF SAID DESCRIBED DEMARAY PARCEL, SOUTH 00 DEGREES 23 MINUTES 27 SECONDS WEST, A DISTANCE OF 372.87 FEET TO THE SOUTHWEST CORNER OF SAID DESCRIBED DEMARAY PARCEL IN THE CENTER OF AN IRRIGATION LATERAL, BEING ALSO THE POINT OF BEGINNING OF THIS LAND DESCRIPTION;
THENCE ALONG THE SOUTHERLY LINE OF SAID DESCRIBED DEMARAY PARCEL, AND ALONG THE CENTER OF SAID IRRIGATION DITCH THE FOLLOWING BEARINGS AND DISTANCES:
NORTH 84 DEGREES 14 MINUTES 59 SECONDS EAST, A DISTANCE OF 169.18 FEET;
THENCE SOUTH 63 DEGREES 55 MINUTES 15 SECONDS EAST, A DISTANCE OF 46.37 FEET TO THE SOUTHEAST CORNER OF SAID DESCRIBED DEMARAY PARCEL;
THENCE CONTINUING ALONG THE CENTER OF SAID IRRIGATION DITCH THE FOLLOWING BEARINGS AND DISTANCES:
SOUTH 15 DEGREES 24 MINUTES 00 SECONDS EAST, A DISTANCE OF 37.99 FEET;
THENCE SOUTH 01 DEGREES 07 MINUTES 33 SECONDS EAST, A DISTANCE OF 39.88 FEET;
THENCE SOUTH 05 DEGREES 25 MINUTES 32 SECONDS WEST, A DISTANCE OF 62.61 FEET;
THENCE SOUTH 09 DEGREES 25 MINUTES 22 SECONDS WEST, A DISTANCE OF 40.08 FEET;
THENCE SOUTH 16 DEGREES 19 MINUTES 49 SECONDS WEST, A DISTANCE OF 39.76 FEET;
THENCE SOUTH 39 DEGREES 18 MINUTES 04 SECONDS WEST, A DISTANCE OF 47.71 FEET;
THENCE SOUTH 32 DEGREES 19 MINUTES 47 SECONDS WEST, A DISTANCE OF 47.91 FEET;
THENCE SOUTH 06 DEGREES 07 MINUTES 23 SECONDS EAST, A DISTANCE OF 17.56 FEET TO THE SOUTH LINE OF THE NORTHWEST 1/4 OF THE NORTHEAST 1/4 OF SAID SECTION 10 AS SHOWN ON SAID SURVEY;
THENCE ALONG SAID SOUTH LINE, SOUTH 89 DEGREES 48 MINUTES 00 SECONDS WEST, A DISTANCE OF 145.37 FEET TO THE SOUTHWEST CORNER OF SAID NORTHWEST 1/4 OF THE NORTHEAST 1/4 AS SHOWN ON SAID SURVEY;
THENCE ALONG THE WEST LINE OF SAID NORTHWEST 1/4 OF THE NORTHEAST 1/4 AS SHOWN ON SAID SURVEY, NORTH 00 DEGREES 23 MINUTES 27 SECONDS EAST, A DISTANCE OF 315.33 FEET TO THE POINT OF BEGINNING.

PARCEL NO. 2:

TOGETHER WITH A 40.00 FOOT WIDE EASEMENT FOR EGRESS AND INGRESS, BEING 20.00 FEET ON EACH SIDE OF THE FOLLOWING DESCRIBED CENTERLINE:

**COMMENCING AT THE NORTHWEST CORNER OF THE ABOVE DESCRIBED PROPERTY;
THENCE SOUTH 89°56'27" WEST FOR A DISTANCE OF 20.00 FEET TO THE TRUE POINT OF
BEGINNING;
THENCE SOUTH 0°23'27" WEST FOR A DISTANCE 527.93 FEET; '
THENCE SOUTH 80°23'32" EAST FOR A DISTANCE OF 287.44 FEET TO A POINT ON THE
WESTERLY BOUNDARY OF THE ABOVE DESCRIBED PROPERTY.**

**TOGETHER WITH A 10.00 FOOT WIDE IRRIGATION EASEMENT ON THE EAST BOUNDARY OF
THE ABOVE DESCRIBED PROPERTY, BEING 5.00 FEET ON EACH SIDE OF THE FOLLOWING
DESCRIBED CENTERLINE:**

**COMMENCING AT THE NORTHEAST CORNER OF THE ABOVE DESCRIBED PROPERTY;
THENCE NORTH 89°56'27" EAST FOR A DISTANCE OF 5.00 FEET TO THE TRUE POINT OF
BEGINNING;
THENCE SOUTH 1°03'43" EAST FOR A DISTANCE OF 786.06 FEET, TO THE POINT OF
TERMINUS OF SAID EASEMENT.**

**TOGETHER WITH A 10 FOOT WIDE NON EXCLUSIVE IRRIGATION CONTAINING THE
IRRIGATION WELL IN THE NORTHERN EXTREMITY AND A MAIN LINE ALONG THE
CENTERLINE, BEGINNING APPURTENANT TO AND FOR THE BENEFIT OF THE OWNERS OF
THE WELL AND MAIN LINE, IN SAID NW¼NE¼, MORE PARTICULARLY DESCRIBED AS
FOLLOWS:**

**COMMENCING AT THE NORTH QUARTER CORNER OF SECTION 10;
THENCE SOUTH 0°23'27" WEST ALONG THE WEST BOUNDARY OF THE NW¼NE¼ FOR A
DISTANCE OF 91.58 FEET TO A POINT ON THE SOUTHERLY BOUNDARY OF U. S HIGHWAY
20-26;
THENCE NORTH 89°56'27" EAST ALONG THE SOUTHERN BOUNDARY OF SAID HIGHWAY FOR
A DISTANCE OF 634.08 FEET, THE TRUE POINT OF BEGINNING;
THENCE CONTINUING ALONG SAID BOUNDARY LINE NORTH 89°56'27" EAST FOR A
DISTANCE OF 10 FEET;
THENCE SOUTH 1°03'43" EAST FOR A DISTANCE OF 786.06 FEET;
THENCE SOUTH 0°13'28" WEST FOR A DISTANCE OF 445.38 FEET, MORE OR LESS, TO THE
SOUTH BOUNDARY LINE OF NW¼NE¼;
THENCE SOUTH 89°48'00" WEST ALONG THE SOUTH BOUNDARY LINE OF SAID NW¼NE¼
FOR A DISTANCE OF 10.00 FEET TO THE SOUTHEAST CORNER OF ABOVE DESCRIBED
PROPERTY;
THENCE NORTH 0°13'28" EAST ALONG EAST BOUNDARY OF ABOVE DESCRIBED PROPERTY A
DISTANCE OF 445.38 FEET;
THENCE NORTH 1°03'43" WEST A DISTANCE OF 786.06 FEET TO THE TRUE 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

Date: **05/22/2020**

Warranty Deed
- continued

File No.: **889600GO (lr)**

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: 05/22/2020

Warranty Deed
- continued

File No.: 889600GO (1r)




Edward M. Rosa

STATE OF Idaho)
SS.
COUNTY OF Gooding)

On this 27 day of May, 2020, before me, a Notary Public in and for said State, personally appeared **Edward M. Rosa**, 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: Gooding, ID
My Commission Expires: 10/8/2022



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

June 16, 2020

KENNETH CHAD PEARSON
2153 HIGHWAY 26
GOODING ID 83330-5341

Re: Change in Ownership for Water Right No(s): 37-10916 and 37-7447A

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) 293-9909.

Sincerely,

Jim Bitzenburg
Senior Water Resource Agent

Enclosure(s)

CC: First American Title Co., Gooding- File #889600GO (lr); WD-130



First American Title Company
301 Main Street, Gooding, ID 83330
Phone (208)934-4427 Fax (208)934-4741

RECEIVED

JUN 01 2020

DEPT OF WATER RESOURCES
SOUTHERN REGION

Idaho Department of Water Resources
650 Addison Ave W. Ste 500
Twin Falls, ID 83301

May 29, 2020
File No.: 889600GO (lr)

Attn: Accounts Receivable

Re: **37-7447A & 37-10916**

Property: **2153 Highway 26 Gooding, ID 83330**

Buyer: **Kenneth Chad Pearson**

Seller: **Edward M. Rosa**

Our Check No. **11357** in the amount of **\$50.00**, representing **Water Right Transfer Fee**.

Sincerely,

Jessica Carmichael, Assistant for
Lisa Ritter, Escrow Officer

jc/jc