

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Notice of Change in Water Right Ownership

RECEIVED
JAN 24 2012
DEPT. OF WATER RESOURCES
SOUTHERN REGION

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.

Water Right/Claim No.	Split?	Water Right/Claim No.	Split?	Water Right/Claim No.	Split?
36-2444	Yes ☐		Yes ☐		Yes ☐
36-7150	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐

2. Previous Owner's Name: Brian J. Huettig
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Brian J. Huettig
Name of each new owner as listed on the conveyance document
- Andrea B. Huettig
New owner continued Name connector ☒ and ☐ or ☐ and/or
- 1247 South 2000 East
Mailing address
- Hazelton ID 83335
City State ZIP
- 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. See EXHIBIT A attached hereto.

5. Date you acquired the water rights and/or claims listed above: 11/9/11

6. 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.

SUPPORT DATA

IN FILE # 362444

7. Signature: X Brian J Huettig Title, if applicable _____ Date 11-9-11
Signature of new owner/claimant
- Signature: X Andrea B Huettig Title, if applicable _____ Date 11-9-11
Signature of new owner/claimant

For IDWR Office Use Only

Received by Cash Date 12/15/11 Receipt No. 5032254 Receipt Amt. \$1125.00
Approved by _____ Processed by _____ Date _____

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DEPT. OF WATER RESOURCES
SOUTHERN REGION

Instrument # 2115290

JEROME COUNTY, JEROME, IDAHO

11-15-2011 03:51:21 No. of Pages: 4

Recorded for : LAND TITLE AND ESCROW

MICHELLE EMERSON

Fee: 19.00

Ex-Officio Recorder Deputy

Recording Requested by and
After Recording Return to:

[]

SPACE ABOVE THIS LINE FOR RECORDER'S USE ONLY

SPECIAL WARRANTY DEED

FOR VALUE RECEIVED, the receipt and sufficiency of which is hereby acknowledged, **MYRON A. HUETTIG and ELLEN M. HUETTIG**, husband and wife ("Grantor"), hereby grants, bargains, sells, and conveys **BRIAN J. HUETTIG and ANDREA B. HUETTIG**, husband and wife, whose current address is 1247 S 2000 E, Hazelton, ID 83335 ("Grantee"), an undivided one-eighth (1/8) interest in that certain real property located in Jerome County, Idaho, as more particularly described in EXHIBIT A attached hereto and made a part by reference ("Property"), together with all water rights, ditches and ditch rights, or portions thereof, appurtenant thereto, including but not limited to Water Right No. 36-2444 and Water Right No. 36-7150, and easements, hereditaments, and appurtenances thereto.

TO HAVE AND TO HOLD, unto Grantee, their successors, heirs and assigns forever.

SUBJECT TO the following: (a) general taxes and assessments, which are not yet due and payable; and (b) the encumbrances, easements, restrictions and matters set forth on EXHIBIT B attached hereto and incorporated herein (collectively the "Permitted Exceptions").

Grantor warrants that they are the owners in fee simple of the Property, that the Grantor has not conveyed any interest in the Property to any person other than Grantee, and that the Property is free from all encumbrances created or suffered by Grantor, except the Permitted Exceptions, and that Grantor will warrant and defend the same against all lawful claims of all persons claiming by, through or under Grantor.

IN WITNESS WHEREOF, the parties have executed the within instrument as of the 9th day of November, 2011.

"GRANTOR"

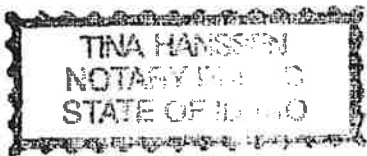

MYRON A. HUETTIG


ELLEN M. HUETTIG

STATE OF IDAHO)
 : ss.
County of Jerome)

On this 9th day of November, 2011, before me, a Notary Public in and for the State of Idaho, personally appeared MYRON A. HUETTIG and ELLEN M. HUETTIG, husband and wife, 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.

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



Tina Hanssen
Notary Public for Idaho
Residing at: Rupert, ID
My commission expires: 05/07/15

EXHIBIT A

Legal Description of Property

PARCEL NO. 10:

TOWNSHIP 10 SOUTH, RANGE 20 EAST OF THE BOISE MERIDIAN,
JEROME COUNTY, IDAHO

Section 15: S $\frac{1}{2}$; S $\frac{1}{2}$ NE $\frac{1}{4}$;

EXHIBIT A

SPLIT OF WATER RIGHT NOS. 36-2444 AND 36-7150

Entire place of use for both combined rights is within property conveyed by
Special Warranty Deed attached

$1/8 \times 3.6 \text{ cfs} = .45 \text{ cfs}$ for Water Right No. 36-2444

$1/8 \times 1.32 \text{ cfs} = .165 \text{ cfs}$ for Water Right No. 36-7150

$1/8 \times 3.64 \text{ cfs}$ combined use limit = .455 cfs for the $1/8$ interest in real property
conveyed by the attached deed

Myron and Ellen Huettig are conveying their $1/8^{\text{th}}$ interest in these two (2) water
rights of which Brian already holds $6/8^{\text{ths}}$ per prior deeds and notice of change of
ownership submitted to IDWR April 22, 2005.

EXHIBIT B

Permitted Exceptions

1. Taxes for 2011 and subsequent years, a lien, but not yet due or payable.
2. Assessments of the North Side Canal Company and the rights and powers of said Company as by law provided.
3. Right of way for roads, canals, laterals and waste ditches as contained in an Agreement by and between the State of Idaho, and the Twin Falls North Side Land and Water Company, dated August 21, 1907, recorded in Book 15 Page 589, Jerome County records.
4. Reservation contained in Patent given by the United States of America, to Delmar Mecham and Rex Greer, doing business as Hazelton Butte Farms, dated November 8, 1962, recorded January 14, 1963 in Book 173 Page 283 as Instrument Number 153047, Jerome County records, affecting the N $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 15, Township 10 South, Range 20, East Boise Meridian.
5. Enrollment of the real property and appurtenant water rights in the CREP program.