

RECEIVED

MAY 10 2005

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

Department of Water Resources
 Southern Region

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 division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
DD 36-7781	36-16727 36-16728	✓			

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

- 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 usually attached to your deed or on file with the county).

OR

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 **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) Mary L. Pearson
4. New Owner/Claimant(s) Dunroamin Farms LLC. **
 Name Connector (Check one): [] and, [] or, [] and/or
- New Mailing Address 230E - 100N
- City, State and ZIP Code Rupert, Id 83350
- New Telephone Number (208) 436-3721
5. Date you acquired the property 11/7/02

****** Water Right put into names of John D Remsberg III and Judy Remsberg, per deeds.

SUPPORT DATA

IN FILE # 36-7781

6. **If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 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 (one water right per box, you may copy this page as 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(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number <u>36-7781</u>		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	<u>78 cfs</u>	<u>34.03 Acres</u>
Stock		
Domestic		
Other		
Total		

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number <u>36-7781</u>		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	<u>78 CFS</u>	<u>1.4 Acres Home (Farm)</u>
Stock		
Domestic		
Other		
Total		

7. Signature of New Owner(s) or Claimant(s) [Signature] Manager
(include title if applicable)

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.

For Office Use Only

Received by [Signature] Date 5-10-05 Fee \$100.00
 Receipted by [Signature] Date 5-10-05 Receipt No. 5087657
 Processed by AJ Date 3-11-2009
 WR TF

WARRANTY DEED

#EC1482R

For Value Received

DONALD N. PEARSON, also appearing of record as **DONALD L. PEARSON**, a single person,
by and through **Donna L. Hughes**, his Attorney-In-Fact

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

JOHN D. REMSBERG, III and JUDY REMSBERG, husband and wife
Address: 230 E. 100 N., RUPERT, IDAHO 83350

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

See attached Exhibit "A"

Subject to:

Taxes for 2003 and subsequent years

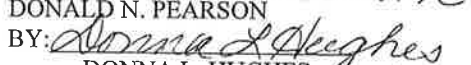
Assessments of the Minidoka Irrigation District and the rights and powers of said District

Effects, if any, of Easement for Erection and Maintenance of Power Line executed by Louis C. Allen & Eldena Allen to Rural Electric Company, a cooperative association, dated October 11, 1976 and recorded October 13, 1976 as Instrument No. 264306, records of Minidoka County, Idaho. (Part of the NE1/4 of Section 24, Township 9 South, Range 24 East of the Boise Meridian

Easement for Erection and Maintenance of Power Line executed by Ruth M. Hansen to rural Electric Company, a cooperative association, dated October 4, 1976 and recorded October 13, 1976 as Instrument No. 264307, records of Minidoka County, Idaho. (N1/2NE1/4 of Section 24, Township 9 South, Range 24 East of the Boise Meridian)

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: NOVEMBER 7, 2002


DONALD N. PEARSON
BY: 
DONNA L. HUGHES
ATTORNEY-IN-FACT

STATE OF IDAHO)
) ss.
COUNTY OF MINIDOKA)

On this 7th day of NOVEMBER, 2002, before me, the undersigned, a Notary Public in and for said State, personally appeared DONNA L. HUGHES, known or identified to me to be the person whose name is subscribed to the within instrument, as the Attorney-In-Fact of DONALD N. PEARSON and acknowledged to me that subscribed the name of DONALD N. PEARSON thereto as principal, and her name as Attorney-In-Fact.

JULIA G. COFFMAN
NOTARY PUBLIC
STATE OF IDAHO

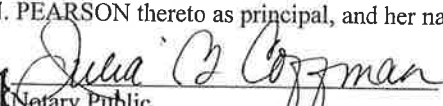

Notary Public
Residing at: RUPERT, ID.
My Commission expires: 6-20-02

EXHIBIT A

PARCEL NO. 13 (Pearson)

TOWNSHIP 9 SOUTH, RANGE 24 EAST OF THE BOISE MERIDIAN, MINIDOKA COUNTY, IDAHO

Section 24: That part of the N1/2NE1/4, more particularly described as follows:

Commencing at the Northeast corner of said Section 24 (monumented by a Minidoka County Aluminum Cap); thence South 0°28'00" East (recorded as South in Warranty Deed 270260, Hansen to Pearson, IIJul73) along the East section line for 635.06 feet to a 1/2 inch rebar; thence continuing South 0°28'00" East along the East section line for 678.56 feet (recorded as 692.67 feet) to a 5/8 inch rebar at the Southeast corner of the NE1/4NE1/4; thence North 89°53'56" West along the South line of the NE1/4NE1/4 (recorded as South 89°45' East) for 320.99 feet to a 1/2 inch rebar and the True Point of Beginning.

Thence continuing North 89°53'56" West along the South line of the N1/2NE1/4 (recorded as South 89°45' East) for 2315.84 feet to a Y2 inch rebar at the Southwest corner of the NW1/4NE 1/4;

Thence North 0°15'39" West (recorded as North) along the West line of the NW1/4NE1/4 for 640.67 feet to a 1/2 inch rebar;

Thence North 89°16'40" East for 2313.45 feet to a 1/2 inch rebar; Thence South 0°28'00" East for 673.94 feet to the True Point of Beginning.

PARCEL NO.2:

A perpetual, non-exclusive easement for ingress and egress for the benefit of Parcel No.13, as created by Warranty Deed executed by Donald N. Pearson, also appearing of record as Donald L. Pearson, a single person, by and through Donna L. Hughes, his Attorney- In-Fact to John D. Remsberg, III and Judy Remsberg, husband and wife, dated November 7, 2002 and recorded November 7, 2002 as Instrument No. 462022, records of Minidoka County, Idaho, over and across the North 25 feet of the following described property:

TOWNSHIP 9 SOUTH, RANGE 24 EAST OF THE BOISE MERIDIAN, MINIDOKA COUNTY, IDAHO

Section 24: That part of the NE1/4NE1/4, more particularly described as follows:

Commencing at the Northeast corner of said Section 24 (monumented by a Minidoka County aluminum cap); thence South 0°28'00" East (recorded as South in Warranty Deed 270260, Hansen to Pearson, July 11, 1973) along the East section line for 635.06 feet to a Y2 inch rebar and the True Point of Beginning;

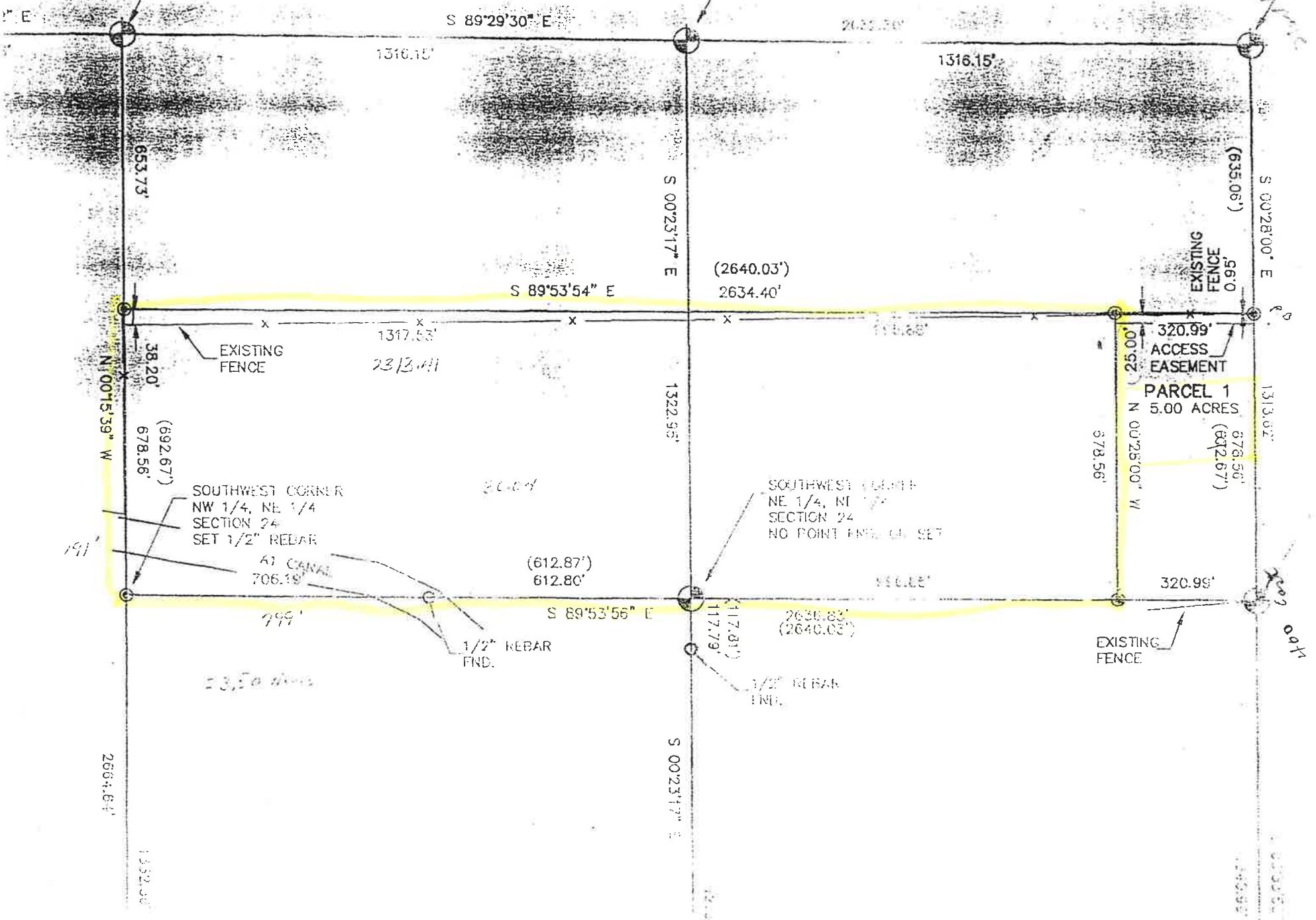
Thence continuing South 0°28'00" East along the East section line for 678.56 feet (recorded as South for 692.67 feet) to a 5/8 inch rebar at the Southeast corner of the NE1/4NE1/4;

Thence North 89°53'56" West along the South line of the NE1/4NE1/4 (recorded as South 89°45' East) for 320.99 feet to a 1/2 inch rebar;

Thence North 0°28'00" West for 673.94 feet to a 1/2 inch rebar;

Thence North 89°16'40" East for 320.98 feet to the True Point of Beginning.

C.I. 100' 10" 100' 10"
INS. TR. 100' 10" 100' 10"



WARRANTY DEED

#17307

For Value Received

465263

JAMES L. TYNER and SUSAN M. TYNER, husband and wife

front lot
1.4 Acres

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

JOHN D. REMSBERG III and JUDY REMSBERG, husband and wife
Address: 230 EAST 100 NORTH, RUPERT, ID. 83350

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

TOWNSHIP 9 SOUTH, RANGE 24 EAST, BOISE MERIDIAN,
MINIDOKA COUNTY, IDAHOSECTION 24: A part of the NE $\frac{1}{4}$ NE $\frac{1}{4}$, more particularly described as follows:

Commencing at the Northeast corner of said Section 24, marked by a Minidoka County aluminum cap, and running thence along the East line thereof South 0°28'00" East 635.06 feet to a ½ inch rebar set thereon at the Northeast corner of said lands of Tyner; thence continuing along said East line South 0°28'00" East 191.19 feet to a ½ inch rebar set thereon and the TRUE POINT OF BEGINNING;

Thence leaving said East line South 89°41'22" West 320.98 feet to a ½ inch rebar on the West line of said lands of Tyner;

Thence along said West line South 0°28'00" East 188.88 feet to a ½ inch rebar set thereon;

Thence leaving said West line South 89°53'56" East 320.99 feet to a ½ inch rebar set on the aforesaid East section line;

Thence along said East line North 0°28'00" West 191.19 feet to the TRUE POINT OF BEGINNING.

SUBJECT TO:

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

Taxes for 2003 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.

Reservations as contained in Warranty Deed, dated March 8, 2000, executed by Donald N. Pearson, also shown of record as Donald L. Pearson, a single person, to James L. Tyner and Susan M. Tyner, husband and wife, recorded March 24, 2000 as Document No. 447043, Minidoka County records.

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 24, 2003

JAMES L. TYNER

SUSAN M. TYNER

Instrument # 465263

MINIDOKA COUNTY, RUPERT, IDAHO
2003-04-25 04:08:41 No. of Pages: 1
Recorded for: RUPERT LAND TITLE
DUANE SMITH Fee: 3.00
Ex-Officio Recorder DeputySTATE OF IDAHO)
ADA) ss.
COUNTY OF MINIDOKA)On this ²³ day of April, 2003, before me, the undersigned, a Notary Public in and for said State, personally appeared JAMES L. TYNER and SUSAN M. TYNER, 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.

Kathy Cannon

Notary Public

Residing at: Boise, Idaho

My Commission expires: 7-19-07



N

NE 1/4
T 9 S, R. 24

S89°16'40"W

320.98'

25'

25'

25'

S00°28'00"E

191.19'

PARCEL "1"

A PORTION OF
INST. No. 447043, M.C.R.
1.40± ACRES

188.88'

S00°26'00"E

N89°41'22"E

320.98'

P.B.

25'

T 9 S, R.
Sec 24
NE 1/4

191.19'

PARCEL "2"

A PORTION OF
INST. No. 447043, M.C.R.
1.40± ACRES

188.88'

James L. & Susan M. Tyner

N89°53'56"W

320.99'

1313.62'

WELL

673.94'

PARCEL "3"

A PORTION OF
INST. No. 447043, M.C.R.
2.18± ACRES

296.18'

296.18'

25'

SOUTH
NE 1/
FOUNC
PER R

S89°53'56"E

320.99'

S00°33'50"E

S



State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore St, Suite 200 • Twin Falls, Idaho 83301-3380

Phone: (208) 736-3033 • Fax: (208) 736-3037

DIRK KEMPTHORNE

Governor

KARL DREHER

Director

June 22, 2013

**JOHN D REMSBERG III
JUDY REMSBERG
230 E 100 N
RUPERT ID 83350**

RE: Change of Ownership/Split of Water Right Nos. 36-7781
Split into 36-16727 (Pearson) and 36-16728 (Dunroamin Farms)

Dear Water Right Holder(s):

The department acknowledges receipt of correspondence changing ownership of the above referenced water right(s). The department has modified its records to reflect the change in ownership and has enclosed computer-generated reports for your records.

Updating the ownership record for a water right does not reconfirm the validity of the right. When processing an ownership change notice, the department does not review the history of water use to determine if the right has been forfeited 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 Sections 42-222 and 42-223, Idaho Code.

Also, please note that Section 42-248, Idaho Code, requires you or the owner of this water right to maintain current ownership and address records on file with the department. Forms to file a change of ownership of a water right and/or a change in the address of the water right owner are available from any department office, or at the department's website at: www.idwr.idaho.gov.

Please feel free to contact this office if you have any questions regarding this matter.

Sincerely,

A handwritten signature in black ink, appearing to read 'Trish Fawcett'.

Trish Fawcett
Technical Records Specialist

Enclosure(s)

Cc: Mary and Donald Pearson