

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

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
 Incomplete forms will be returned.

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 JAN 11 2005
 Department of Water Resources
 Southern Region

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
36-00026	1.88cfs	☒			
<i>split # 36-17136</i>					

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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) LLOYD BROWN AND KATHLEEN BROWN
P.O. Box 543 , Hagerman, Idaho 83338
4. New Owner/Claimant(s) Harry R. Gisler and Arlene B. Gisler
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
 New Mailing Address 108 Doral Drive, Jerome, Idaho 83338
 City, State and ZIP Code _____
 New Telephone Number () _____
5. Date you acquired the property 1/7/05

SUPPORT DATA

IN FILE # 36-26

SCANNED

SEP 17 2018

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>36-00026</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	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other <u>1.88CFS</u>	_____	_____
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 _____		
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	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

7. Signature of New Owner(s) or Claimant(s) Harry R. Gisler
(include title if applicable) Harry R. Gisler
Arlene B. Gisler
Arlene B. Gisler

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 <u>[Signature]</u>	Date <u>1/11/05</u>	Fee <u>100.00</u>	
Receipted by <u>[Signature]</u>	Date <u>1/11/05</u>	Receipt No. <u>5027279</u>	
Processed by <u>AJ</u>	Date _____	WR <u>TF</u>	Date <u>9/17/2005</u>

SCANNED
SEP 17 2018

Order No. G040743

WARRANTY DEED

For Value Received

**LLOYD BROWN and KATHLEEN BROWN and ALSO KNOWN AS, IRMA
KATHLEEN BROWN, Husband and Wife**

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

HARRY R. GISLER AND ARLENE B. GISLER, HUSBAND AND WIFE

the grantee(s), whose current address is

108 DORAL DRIVE , JEROME, ID 83338

the following described premises, to-wit:

See Attached Exhibit "A"

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Department of Water Resources
Southern Region

Instrument # 209399

GOODING, GOODING, IDAHO
2005-01-07 04:04:22 No. of Pages: 2

Recorded for : GOODING TITLE

HELEN EDWARDS

Ex-Officio Recorder Deputy

Fees: 6.00

**TOGETHER WITH 1.88 CFS OF WATER, # 36-00026 OF IDAHO DEPT OF
WATER RESOURCES**

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee(s), his/her/their heirs and assigns forever. And the said Grantor(s) do(es) hereby covenant to and with the said Grantee(s), that he/she/they are the owner(s) 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 he/she/they will warrant and defend the same from all claims whatsoever.

Dated: January 7, 2005

Lloyd Brown
LLOYD BROWN

Kathleen Brown
KATHLEEN BROWN

STATE OF IDAHO

: ss

COUNTY OF GOODING

On This 6th day of January, in the year 2005, before me, a Notary Public in and for said State, personally appeared **LLOYD BROWN and KATHLEEN BROWN and ALSO KNOWN AS, IRMA KATHLEEN BROWN**, 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.

WITNESS my hand and official seal.

Cheryl Jensen
Notary Public of Idaho
Residing at Hailey, Id.
Commission Expires: 2-20-2009



EXHIBIT A
G040743

Township 7 South, Range 13 East, Boise Meridian, Gooding County, Idaho

Section 22: A parcel of land located in the SW1/4SE1/4 more particularly described as follows:

Commencing at the South One Quarter corner of said Section 22 from which the Southeast Section corner of said Section 22 bears North 89° 03' 50" East 2620.51 feet;

Thence North 00° 17' 12" East along the West boundary of the SW1/4 SE1/4 of said Section 22 for a distance of 193.34 feet to the TRUE POINT OF BEGINNING;

Thence continuing North 00° 17' 12" East for a distance of 1142.69 feet to the Northwest corner of the SW1/4SE1/4 of said Section 22;

Thence North 89° 28' 46" East along the North boundary of the SW1/4SE1/4 of said Section 22 for a distance of 1312.37 feet to the Northeast corner of the SW1/4SE1/4 of said Section 22;

Thence South 00° 23' 07" West along the East boundary of the SW1/4SE1/4 of said Section 22 for a distance of 1328.56 feet to the Southeast corner of the SW1/4SE1/4 of said Section 22;

Thence South 89° 03' 50" West along the South boundary of the SW1/4SE1/4 for a distance of 816.99 feet;

Thence North 26° 55' 19" West for a distance of 208.64 feet;

Thence North 89° 49' 13" West for a distance of 397.75 feet to the TRUE POINT OF BEGINNING.

TOGETHER WITH and easement for the encroachment of an overhead irrigation pivot line and over spray from the irrigation pivot line end gun, said easement being on, over, under and across a strip of land that is encompassed by the following described boundary:

Commencing at the South One Quarter corner of said Section 22, from which the Southeast corner of said Section 22 bears North 89° 03' 50" East 2620.51 feet;

Thence South 89° 03' 50" East along the South boundary of the SE1/4 of said Section 22 for a distance of 493.26 feet;

Thence North 26° 55' 19" West for a distance of 73.21 feet to the TRUE POINT OF BEGINNING, said point being on the arc of a curve right;

Thence Northwesterly along the arc of a curve right for a distance of 250.24 feet, said arc having a radius of 664.00 feet and a chord distance of North 60° 49' 55" West 248.76 feet;

Thence South 89° 49' 13" East for a distance of 155.90 feet;

Thence South 26° 55' 19" East for a distance of 135.43 feet to the TRUE POINT OF BEGINNING.

AND TOGETHER WITH an easement for the use and maintenance of and existing irrigation pump and appurtenances, said easement being encompassed by the following described boundary:

Commencing at the Southeast corner of the before described parcel;

Thence North 26° 55' 19" West along the Easterly boundary of the before described parcel for a distance of 27.35 feet to the TRUE POINT OF BEGINNING;

Thence South 77° 18' 13" West for a distance of 9.80 feet;

Thence North 19° 05' 19" West for a distance of 13.97 feet;

Thence North 77° 07' 42" East for a distance of 7.83 feet to a point on the Easterly boundary of the before described parcel;

Thence South 26° 55' 19" East along the Easterly boundary of the before described parcel for a distance of 14.35 feet to the TRUE POINT OF BEGINNING.

SUBJECT TO a 25.00 foot wide County road easement along the most Southerly and most Westerly boundaries of the before described parcel.



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

C.L. "BUTCH" OTTER

Governor

GARY SPACKMAN

Director

September 17, 2005

HARRY GISLER
ARLENE GISLER
108 DORAL DR
JEROME ID 83338

Re: Change of Ownership/Split of Water Right 36-26
Split into 36-26 (Brown) and 36-17136 (Gisler)

Dear Water Right Holder(s):

The Department acknowledges receipt of correspondence splitting ownership of the above referenced water rights. The Department has modified its records to reflect the change in ownership and has enclosed a computer-generated report 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 cursive script, appearing to read 'Trish Fawcett'.

Trish Fawcett
Technical Records Specialist

Enclosure

Cc: Lloyd & Kathleen Brown
Gooding Title & Escrow



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JAN 11 2005

Department of Water Resources
Southern Region

January 10, 2005

VIA REGULAR MAIL

IDAHO DEPARTMENT OF WATER RESOURCES
1341 FILLMORE STREET SUITE 200
TWIN FALLS IDAHO 83301

Re: Order No. G040743
GISLER/BROWN

Dear Sir or Madam:

Enclosed please find our check no 5867 in the amount of \$100.00, to transfer 1.88 CSF of water rights from Lloyd & Kathleen Brown to Harry R. & Arlene B. Gisler.

Buyer Information: Harry R. & Arlene B. Gisler
108 Doral Drive, Jerome Idaho 83338

Also enclosed are the following documents:

- Warranty Deed
- Notice of Change in Water Right Ownership

Thank you for using Gooding Title & Escrow Company. Should you have any questions, please do not hesitate to contact me.

Sincerely,

Debbie Zatica
Escrow Assistant
Gooding Title & Escrow Company