

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

APR 30 2018

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?
split #5 43-13812 43-244B	Yes ☒	Yes ☐		Yes ☐	Yes ☐
43-13813 43-245B	Yes ☒	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Elmoine O Wight and John H Wight
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Eric Looch
New owner(s) as listed on the conveyance document

PO Box 31 Heyburn ID 83336
Mailing address City State ZIP
208-647-2025 ericlooch@hotmail.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: 4 / 6 / 2018
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):
 - ☐ \$25 per *undivided* water right.
 - ☐ \$100 per *split* water right.
 - ☐ 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 # 43244B

8. Signature: Eric Looch 4-6-18
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 DM Date 4-30-2018 Receipt No. 5036716 Receipt Amt. \$200-
 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 _____ Date _____

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

4/5/2018

WATER RIGHT NO. 43-13037

Rights of None to
be transferred

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	JOHN H WIGHT PO BOX 621 MALTA, ID 83342 2086452486
Security Interest	D L EVANS BANK PO BOX 87 TWIN FALLS, ID 83303-0087 2087369300

Accepted & Approved




Priority Date: 07/30/1935
Basis: Decreed
Status: Active

Accepted & Approved




<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15	11/15	0.4 CFS	80 AFA
STOCKWATER	01/01	12/31	0.01 CFS	0.1 AFA
Total Diversion			0.4 CFS	

Location of Point(s) of Diversion:

GROUND WATER|SWSE|Sec. 01|Township 13S|Range 26E|CASSIA County

IRRIGATION Use:
Acre Limit: 20

Place(s) of use:

Place of Use Legal Description: IRRIGATION CASSIA County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
13S	26E	12		NENE	1.2		NWNE	31.8						

Place of Use Legal Description: STOCKWATER CASSIA County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
13S	26E	12		NENE			NWNE							

Total Acres: 33

Conditions of Approval:

1. K06 THIS RIGHT IS LIMITED TO THE IRRIGATION OF 20 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
2. E55 USE OF THIS RIGHT WITH RIGHT NOS. 43-244B, 43-245B AND 43-13036 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 33 ACRES IN A SINGLE IRRIGATION SEASON.
3. E60 USE OF THIS RIGHT WITH RIGHT NOS. 43-244B, 43-245B AND 43-13036 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 0.66 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 132 AF.
4. N08 THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR STOCKWATER USE IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
5. IF THE SURFACE WATER RIGHT(S) APPURTENANT TO THE PLACE OF USE IS SOLD, TRANSFERRED, LEASED OR USED ON ANY OTHER PLACE OF USE, THIS RIGHT TO DIVERT GROUNDWATER SHALL NOT BE USED FOR IRRIGATION PURPOSES WITHOUT AN APPROVED TRANSFER PURSUANT TO SECTION 42-222, IDAHO CODE, OR APPROVAL OF THE DEPARTMENT IF A TRANSFER IS NOT REQUIRED.
6. C18 THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.
7. THE RIGHT HOLDER SHALL USE THE FULL ALLOTMENT OF APPURTENANT SURFACE WATER RIGHTS IN CONJUNCTION WITH GROUNDWATER DIVERTED FOR IRRIGATION PURPOSES UNDER THIS RIGHT AND SHALL ONLY DIVERT GROUNDWATER UNDER THIS RIGHT FOR IRRIGATION PURPOSES WHEN WATER FROM THE APPURTENANT SURFACE WATER RIGHTS CANNOT BE DELIVERED TO THE RIGHT HOLDER.
8. N05 THE QUANTITY OF WATER UNDER THIS RIGHT FOR STOCKWATER USE SHALL NOT EXCEED 13,000 GALLONS PER DAY.

Dates:

Licensed Date:

Decreed Date: 10/23/2002

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:
Application Received Date:
Protest Deadline Date:
Number of Protests: 0

Other Information:

State or Federal: S
Owner Name Connector:
Water District Number: 143
Generic Max Rate per Acre:
Generic Max Volume per Acre:
Combined Acres Limit: 33
Combined Volume Limit: 132
Combined Rate Limit: 0.66
Civil Case Number:
Old Case Number:
Decree Plaintiff:
Decree Defendant:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Cary Act Number:
Mitigation Plan: False

Close

Close

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

4/5/2018

WATER RIGHT NO. 43-245B

Rights of 5 acres to
be transferred.

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	ELMOINE O WIGHT
Current Owner	JOHN H WIGHT PO BOX 621 MALTA, ID 83342 2086452486
Original Owner	DONNA W BUTLER
Original Owner	R RICHARD BUTLER 278 S 300 W KAYSVILLE, UT 84037 8015442883
Security Interest	D L EVANS BANK PO BOX 87 TWIN FALLS, ID 83303-0087 2087369300

Accepted & Approved

EL

Accepted & Approved

JW

EW

Priority Date: 04/30/1886

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
CASSIA CREEK	RAFT RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	3/15	11/15	0.26 CFS	
Total Diversion			0.26 CFS	

Location of Point(s) of Diversion:

CASSIA CREEK|SESENW|Sec. 12|Township 13S|Range 26E|CASSIA County

Place(s) of use:

Place of Use Legal Description: IRRIGATION CASSIA County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
13S	26E	12		NENE	1.2		NWNE	31.8						

Total Acres: 33

Conditions of Approval:

1. E56 USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 33 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHTS: 43-00244B AND 43-00245B.
THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER
2. C18 RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.

Dates:

Licensed Date:

Decreed Date: 06/28/2002

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date:

Protest Deadline Date:

Number of Protests: 0

Other Information:

State or Federal: S

Owner Name Connector:

Water District Number: 43C

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Combined Acres Limit: 33

Combined Volume Limit:

Combined Rate Limit:

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Close

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

4/5/2018

WATER RIGHT NO. 43-244B

Rights of 5 acres to
be transferred

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	ELMOINE O WIGHT
Current Owner	JOHN H WIGHT PO BOX 621 MALTA, ID 83342 2086452486
Original Owner	DONNA W BUTLER
Original Owner	R RICHARD BUTLER 278 S 300 W KAYSVILLE, UT 84037 8015442883
Security Interest	D L EVANS BANK PO BOX 87 TWIN FALLS, ID 83303-0087 2087369300

Accepted & Approved

EW _____

Accepted & Approved

EW EW

Priority Date: 09/30/1882

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
CASSIA CREEK	RAFT RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	3/15	11/15	0.34 CFS	
Total Diversion			0.34 CFS	

Location of Point(s) of Diversion:

CASSIA CREEK|SESENW|Sec. 12|Township 13S|Range 26E|CASSIA County

Place(s) of use:

Place of Use Legal Description: IRRIGATION CASSIA County

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
13S	26E	12		NENE	1.2		NWNE	31.8						

Total Acres: 33

Conditions of Approval:

1. C18 THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.
2. E56 USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 33 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHTS: 43-00244B AND 43-00245B.

Dates:

Licensed Date:

Decreed Date: 06/28/2002

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date:

Protest Deadline Date:

Number of Protests: 0

Other Information:

State or Federal: S

Owner Name Connector:

Water District Number: 43C

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Combined Acres Limit: 33

Combined Volume Limit:

Combined Rate Limit:

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

RERECORD TO ADD EASEMENT

RECORDING REQUESTED BY
First American Title Company

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

Instrument # 2018001380
BURLEY, CASSIA, IDAHO
4-6-2018 04:02:53 PM No. of Pages: 3
Recorded for: FIRST AMERICAN TITLE COMPANY
JOSEPH LARSEN Fee: 15.00
Ex-Officio Recorder Deputy
Index to: DEED

**ELECTRONICALLY RECORDED
DO NOT REMOVE THE COUNTY
STAMPED FIRST PAGE AS IT IS
NOW INCORPORATED AS PART
OF THE ORIGINAL DOCUMENT**

CASSIA COUNTY
RECORDED FOR:
FIRST AMERICAN TITLE - BURLEY
03:51:34 PM 04-18-2018
2018-001520
NO. PAGES: 5 FEE: \$15.00
JOSEPH W. LARSEN
COUNTY CLERK
DEPUTY: CVELASQUEZ
Electronically Recorded by Simplifile

Space Above This Line for Recorder's Use Only

WARRANTY DEED

File No.: **674480RU (kw)**

Date: **April 06, 2018**

For Value Received, **John H. Wight and Elmoine O. Wight, husband and wife**, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **Eric Loock, a married man as his sole and separate property**, hereinafter called the Grantee, whose current address is **PO Box 31, Heyburn, ID 83336**, the following described premises, situated in **Minidoka** County, Idaho, to-wit: **Legal Description attached hereto as Exhibit A, and by this referenced incorporated herein.**



*Cassia



TOGETHER WITH all water and water rights, ditches or ditch rights used thereon or appurtenant thereto, including but not limited to Idaho Department of Water Resources water right numbers 43-244B and 43-245B.

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.

RECORDING REQUESTED BY

First American Title Company

AND WHEN RECORDED MAIL TO:

First American Title Company
417 N. Overland Ave.
Burley, ID 83318

Instrument # 2018001380

BURLEY, CASSIA, IDAHO

4-6-2018 04:02:53 PM No. of Pages: 3

Recorded for : FIRST AMERICAN TITLE COMPANY

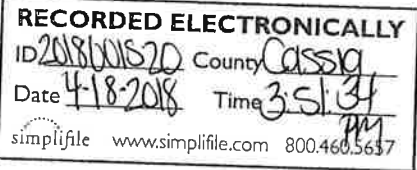
JOSEPH LARSEN

Fee: 15.00

Ex-Officio Recorder Deputy

Index to: DEED

C.V.



Space Above This Line for Recorder's Use Only

WARRANTY DEED

File No.: **674480RU (kw)**

Date: **April 06, 2018**

For Value Received, **John H. Wight and Elmoine O. Wight, husband and wife**, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **Eric Loock, a married man as his sole and separate property**, hereinafter called the Grantee, whose current address is **PO Box 31, Heyburn, ID 83336**, the following described premises, situated in **Minidoka** County, **Idaho**, to-wit: **Legal Description attached hereto as Exhibit A, and by this referenced incorporated herein.**

*Cassia

TOGETHER WITH all water and water rights, ditches or ditch rights used thereon or appurtenant thereto, including but not limited to Idaho Department of Water Resources water right numbers 43-244B and 43-245B.

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: 04/06/2018

Warranty Deed
- continued

File No.: 674480RU (kw)

John H. Wight
John H. Wight

Elmoine O. Wight
Elmoine O. Wight

STATE OF Idaho)
COUNTY OF Minidoka)
ss.

On this **Sixth day of April, 2018**, before me, a Notary Public in and for said State, personally appeared **John H. Wight and Elmoine O. Wight**, 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.



Kortney Ward
Notary Public for the State of Idaho
Residing at: Heppburn FD
My Commission Expires: July 17, 2019

EXHIBIT A

PARCEL NO. 1:

TOWNSHIP 13 SOUTH, RANGE 26 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 12: Part of the N $\frac{1}{2}$ NE $\frac{1}{4}$, more particularly described as follows:

Beginning at the North $\frac{1}{4}$ Corner of Section 12, said corner marked by a 5/8 inch rebar with a 3 inch aluminum cap on top; Thence South 00 degrees 11 minutes 21 seconds East along the west line of the N $\frac{1}{2}$ NE $\frac{1}{4}$ for a distance of 711.37 feet to a $\frac{1}{2}$ inch rebar; Thence South 89 degrees 40 minutes 17 seconds East for a distance of 474.47 feet to a $\frac{1}{2}$ inch rebar which shall be the Point of Beginning;

THENCE South 89 degrees 40 minutes 17 seconds East for a distance of 786.56 feet to a $\frac{1}{2}$ inch rebar;

THENCE South 51 degrees 39 minutes 14 seconds West for a distance of 571.36 feet to a $\frac{1}{2}$ inch rebar;

THENCE South 73 degrees 27 minutes 40 seconds West for a distance of 343.17 feet to a $\frac{1}{2}$ inch rebar;

THENCE South 89 degrees 46 minutes 38 seconds West for a distance of 8.00 feet to a $\frac{1}{2}$ inch rebar;

THENCE North 00 degrees 11 minutes 03 seconds West for a distance of 456.71 feet to the Point of Beginning.

PARCEL NO. 2:

An access and utility easement for ingress and egress for the benefit of Parcel No. 1, more particularly described as follows:

TOWNSHIP 13 SOUTH, RANGE 26 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 12: Part of the N $\frac{1}{2}$ NE $\frac{1}{4}$, more particularly described as follows:

Beginning at the North $\frac{1}{4}$ Corner of Section 12, said corner marked by a 5/8 inch rebar with a 3 inch aluminum cap on top; Thence South 89°40'17" East along said section line for a distance of 1104.78 feet to the Point of Beginning;

Thence South 89°40'17" East along said section line for a distance of 30.00 feet;

Thence South 00°00'00" West for a distance of 44.36 feet to a $\frac{1}{2}$ inch rebar;

Thence South 00°00'00" West for a distance of 667.00 feet;

Thence North 89°40'17" West for a distance of 30.00 feet;

Thence North 00°00'00" East for a distance of 711.36 feet to the Point of Beginning.

PARCEL NO. 3:

An irrigation and utility easement for the benefit of Parcel No. 1, more particularly described as follows:

Part of the N $\frac{1}{2}$ NE $\frac{1}{4}$ of Section 12 in Township 13 South, Range 26 East of the Boise Meridian, Cassia County, State of Idaho.

Beginning at the North $\frac{1}{4}$ Corner of Section 12 in T.13 S., R.26 E., B.M. said corner marked by a $\frac{5}{8}$ " rebar with a 3" aluminum cap on top; Thence South 00 degrees 11 minutes 21 seconds East along the west line of the N $\frac{1}{2}$ NE $\frac{1}{4}$ for a distance of 711.37 feet to a $\frac{1}{2}$ " rebar which shall be the Point of Beginning;

THENCE South 89 degrees 40 minutes 17 seconds East for a distance of 474.47 feet to a $\frac{1}{2}$ " rebar;

THENCE South 00 degrees 11 minutes 03 seconds East for a distance of 15.00 feet;

THENCE North 89 degrees 40 minutes 17 seconds West for a distance of 459.47 feet;

THENCE South 00 degrees 11 minutes 21 seconds East for a distance of 446.13 feet;

THENCE South 89 degrees 46 minutes 38 seconds West for a distance of 15.00 feet to a $\frac{1}{2}$ " rebar on the west line of the N $\frac{1}{2}$ NE $\frac{1}{4}$;

THENCE North 00 degrees 11 minutes 21 seconds West along said $\frac{1}{4}$ section line for a distance of 461.28 feet to the Point Of Beginning.

John H. Wight
John H. Wight

Elmoine O. Wight
Elmoine O. Wight

STATE OF Idaho)
COUNTY OF Minidoka)
ss.

On this 18th day of **April, 2018**, before me, a Notary Public in and for said State, personally appeared **John H. Wight and Elmoine O. Wight**, 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.



Kortney Ward
Notary Public for the State of Idaho
Residing at: Heppner, ID
My Commission Expires: July 17, 2019

CASSIA COUNTY
RECORDED FOR:
FIRST AMERICAN TITLE - BURLEY
03:51:34 PM 04-18-2018
2018-001521
NO. PAGES: 4 FEE: \$10.00
JOSEPH W. LARSEN
COUNTY CLERK
DEPUTY: CVELASQUEZ
Electronically Recorded by Simplifile

RECORDING REQUESTED BY
First American Title Company

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

Space Above This Line for Recorder's Use Only

PARTIAL SATISFACTION OF MORTGAGE

The undersigned Mortgagee is the legal owner and holder of the Mortgage for the total sum of **\$189,838.44**, and all other indebtedness secured by Mortgage dated December 8, 2017, made by John H. Wight and Elmoine O. Wight, husband and wife to D.L. Evans Bank recorded December 12, 2017, 2017-004889, in the records of Cassia County, Idaho.

I hereby release that portion of the property described in said Mortgage, situated in Cassia County, Idaho, described as: **Legal Description attached hereto as Exhibit A, and by this referenced incorporated herein.**

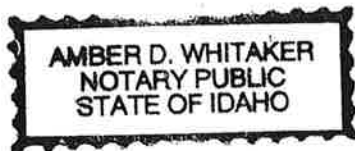
Dated: April 06, 2018

D.L. Evans Bank

by: 

STATE OF Idaho)
) ss.
COUNTY OF Cassia)

On this 18 day of April, 2018, before me, a Notary Public in and for said State, personally appeared Kent C. Gunnell, known or identified to me, to be the loan officer of the Corporation that executed the instrument or the person who executed the instrument on behalf of said Corporation, and acknowledged to me that such Corporation executed the same.



Amber D. Whitaker
Notary Public of Idaho
Residing at: Malta
Commission Expires: 10/17/20

EXHIBIT A

PARCEL NO. 1:

**TOWNSHIP 13 SOUTH, RANGE 26 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO**

Section 12: Part of the N $\frac{1}{2}$ NE $\frac{1}{4}$, more particularly described as follows:

Beginning at the North $\frac{1}{4}$ Corner of Section 12, said corner marked by a 5/8 inch rebar with a 3 inch aluminum cap on top; Thence South 00 degrees 11 minutes 21 seconds East along the west line of the N $\frac{1}{2}$ NE $\frac{1}{4}$ for a distance of 711.37 feet to a $\frac{1}{2}$ inch rebar; Thence South 89 degrees 40 minutes 17 seconds East for a distance of 474.47 feet to a $\frac{1}{2}$ inch rebar which shall be the Point of Beginning;

THENCE South 89 degrees 40 minutes 17 seconds East for a distance of 786.56 feet to a $\frac{1}{2}$ inch rebar;

THENCE South 51 degrees 39 minutes 14 seconds West for a distance of 571.36 feet to a $\frac{1}{2}$ inch rebar;

THENCE South 73 degrees 27 minutes 40 seconds West for a distance of 343.17 feet to a $\frac{1}{2}$ inch rebar;

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THENCE North 00 degrees 11 minutes 03 seconds West for a distance of 456.71 feet to the Point of Beginning.

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CASSIA COUNTY, IDAHO**

Section 12: Part of the N $\frac{1}{2}$ NE $\frac{1}{4}$, more particularly described as follows:

Beginning at the North $\frac{1}{4}$ Corner of Section 12, said corner marked by a 5/8 inch rebar with a 3 inch aluminum cap on top; Thence South 89°40'17" East along said section line for a distance of 1104.78 feet to the Point of Beginning;

Thence South 89°40'17" East along said section line for a distance of 30.00 feet;

Thence South 00°00'00" West for a distance of 44.36 feet to a $\frac{1}{2}$ inch rebar;

Thence South 00°00'00" West for a distance of 667.00 feet;

Thence North 89°40'17" West for a distance of 30.00 feet;

Thence North 00°00'00" East for a distance of 711.36 feet to the Point of Beginning.

PARCEL NO. 3:

An irrigation and utility easement for the benefit of Parcel No. 1, more particularly described as follows:

Part of the N $\frac{1}{2}$ NE $\frac{1}{4}$ of Section 12 in Township 13 South, Range 26 East of the Boise Meridian, Cassia County, State of Idaho.

Beginning at the North $\frac{1}{4}$ Corner of Section 12 in T.13 S., R.26 E., B.M. said corner marked by a $\frac{3}{8}$ " rebar with a 3" aluminum cap on top; Thence South 00 degrees 11 minutes 21 seconds East along the west line of the N $\frac{1}{2}$ NE $\frac{1}{4}$ for a distance of 711.37 feet to a $\frac{1}{2}$ " rebar which shall be the Point of Beginning;

THENCE South 89 degrees 40 minutes 17 seconds East for a distance of 474.47 feet to a $\frac{1}{2}$ " rebar;

THENCE South 00 degrees 11 minutes 03 seconds East for a distance of 15.00 feet;

THENCE North 89 degrees 40 minutes 17 seconds West for a distance of 459.47 feet;

THENCE South 00 degrees 11 minutes 21 seconds East for a distance of 446.13 feet;

THENCE South 89 degrees 46 minutes 38 seconds West for a distance of 15.00 feet to a $\frac{1}{2}$ " rebar on the west line of the N $\frac{1}{2}$ NE $\frac{1}{4}$;

THENCE North 00 degrees 11 minutes 21 seconds West along said $\frac{1}{4}$ section line for a distance of 461.28 feet to the 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

C.L. "Butch" Otter
Governor

Gary Spackman
Director

June 12, 2018

ERIC LOOCK
PO BOX 31
HEYBURN ID 83336-0031

Re: Change in Water Right Ownership: 43-244 B (Split into 43-244B and **43-13812**) and
43-245B (Split into 43-245B and **43-13813**)

Dear Water Right Holder(s):

The Department of Water Resources (Department) acknowledges the receipt of correspondence changing ownership of a portion of the above referenced water right(s) 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 each water right(s) 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) 736-3033.

Sincerely,

Trish Fawcett
Technical Records Specialist

Enclosure(s)

c: JOHN & ELMOINE O WIGHT
FIRST AMERICAN TITLE CO (File 674480RU)