

DEPT OF WATER RESOURCES
SOUTHERN REGION

included for clarity

QUITCLAIM DEED

For Value Received

Instrument # 2095883

JEROME COUNTY, JEROME, IDAHO

11-30-2009 04:15:04 No. of Pages: 1

Recorded for: BRENT HARDY

MICHELLE EMERSON Fee: 3.00

Ex-Officio Recorder Deputy

Chen

LEWIS BRENT HARDY and KARLA JEAN HARDY, husband and wife

Hereinafter called the grantor, hereby remises, releases, and forever Quitclaims unto

ALBERT G. LOCKWOOD and DEBRA J. LOCKWOOD, husband and wife
Whose address is: 1721 East 1200 South Eden, Id 83325

Hereinafter called the grantee, the following described premises, in Jerome County, Idaho to-wit:

TOWNSHIP 10 SOUTH, RANGE 19, EAST OF THE BOISE MERIDIAN,
JEROME COUNTY, IDAHO

Section 24: That part of the SE $\frac{1}{4}$ NE $\frac{1}{4}$, described as follows:

Beginning at the Northeast corner of Section 24;

Thence South 2,045 feet to THE POINT OF BEGINNING;

Thence running West, parallel with the North boundary of said SE $\frac{1}{4}$ NE $\frac{1}{4}$, a distance of 208 feet;

Thence running South, parallel with the East boundary of said SE $\frac{1}{4}$ NE $\frac{1}{4}$, a distance of 208 feet;

Thence running East, parallel with the South boundary of said SE $\frac{1}{4}$ NE $\frac{1}{4}$, a distance of 208 feet;

Thence North along the East boundary a distance of 208 feet to THE POINT OF BEGINNING.

EXCEPTING THEREFROM that portion deeded to the Hillsdale Highway District by Right of Way Deed recorded December 4, 1936 in Book 107 Page 631 as instrument Number 64967 and in Quitclaim Deed recorded December 4, 1936 in Book 100 Page 377 as Instrument Number 64968, Jerome County records.

THE PURPOSE OF THIS QUITCLAIM DEED IS TO GET ALL OF THE SE $\frac{1}{4}$ NE $\frac{1}{4}$ BACK INTO ONE OWNERSHIP TO FACILITATE THE ADJUSTMENT OF THE BOUNDARY LINE BETWEEN THE GRANTORS AND THE GRANTEE HEREIN.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto said Grantee, and the grantee's heirs and assigns
Dated: November 17, 2009

Lewis Brent Hardy *Karla Jean Hardy*

STATE OF IDAHO)

) ss.

COUNTY OF JEROME)

On this 20th day of NOVEMBER, 2009, before me, the undersigned, a Notary Public in and for said State, personally appeared LEWIS BRENT HARDY and KARLA JEAN HARDY, 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.

Notary Public Rick Benisen
Residing at: Jerome, Id
My Commission expires: 7-30-15

RICK BERSEN
NOTARY PUBLIC
STATE OF IDAHO

945350

RECEIVED
JUL 11 1934
JUL 11 1934
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CORPORATION WARRANTY DEED

FOR VALUE RECEIVED, B-R FARMS, INC., a corporation duly organized and existing under the laws of the State of Idaho, Grantor, does hereby Grant, Bargain, Sell and Convey unto ALBERT G. LOCKWOOD and BESSIE G. LOCKWOOD, husband and wife, Grantees, whose mailing address is 1721 East 1200 South, Boise, Idaho 83725, the following described real property, situated in Jerome County, Idaho, to-wit:

SEE EXHIBIT "A" ATTACHED HERETO

Together with all water rights appurtenant thereto.

SUBJECT TO Easements and rights of way of record, and a life estate in the residence located on Parcel 1 for the use and benefit of Lucille Barry.

SUBJECT TO Taxes and assessments for 1934 and subsequent years.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees and to the Grantees heirs and assigns forever. And the Grantor does hereby covenant to and with the said Grantees, that the Grantor is the owner in fee simple of said premises; that they are free from all encumbrances except as above described and that Grantor will warrant and defend the same from all lawful claims whatsoever.

IN WITNESS WHEREOF, the Grantor, pursuant to a resolution of its Board of Directors has caused its corporate name to be here-

1 unto subscribed by its President.

2 DATED this 5th day of March, 1994.

3 B. F. FARMS, INC.

4
5 BY Lucille Hardy President
6 LUCILLE HARDY, President

7 STATE OF IDAHO

8 County of Twin Falls

9 On this 10th day of October, 1994, before me,
10 a Notary Public in and for said county and state, personally
11 appeared LUCILLE HARDY, known to me to be the President of the
12 corporation that executed this instrument or the person who executed
13 the instrument on behalf of said corporation, and acknowledged to
14 me that such corporation executed the same.

15 IN WITNESS WHEREOF, I have hereunto set my hand and
16 affixed my official seal the day and year in this certificate first
17 above written.

18
19 NOTARY PUBLIC



EXHIBIT "A"

PARCEL NO. 1:

TOWNSHIP 10 SOUTH, RANGE 19 EAST OF THE BOISE MERIDIAN,
JEROME COUNTY, IDAHO

Section 13: That part of S&SE $\frac{1}{4}$ under the gravity canal lying and being South and East of Lateral C 50 of the North Side Canal Company.

EXCEPTING THEREFROM the following described parcel of land:

Beginning at a point on the East boundary of said S&SE $\frac{1}{4}$, which point is 823.5 feet North of the Southeast corner of said S&SE $\frac{1}{4}$;
Thence West, parallel with the South boundary of said S&SE $\frac{1}{4}$, 138 feet to the centerline of the existing lateral;
Thence following the centerline of said lateral in a Northeasterly direction 242.5 feet to a point 135 feet West and 131.75 feet North of the point of beginning;
Thence East 138 feet to the East line of said S&SE $\frac{1}{4}$;
Thence South 131.75 feet to THE POINT OF BEGINNING.

ALSO EXCEPTING THEREFROM that portion of the S&SE $\frac{1}{4}$ described as follows:

Beginning at a point on the East boundary of said S&SE $\frac{1}{4}$, which point is 823.5 feet North of the Southeast corner of said S&SE $\frac{1}{4}$;
Thence West parallel with the South boundary of said S&SE $\frac{1}{4}$, 165.0 feet to THE TRUE POINT OF BEGINNING;
Thence South parallel to the East boundary of said S&SE $\frac{1}{4}$, 90.0 feet;
Thence West parallel to the South boundary of said S&SE $\frac{1}{4}$, 80.0 feet;
Thence North parallel to the East boundary of said S&SE $\frac{1}{4}$, 90.00 feet;
Thence East 80 feet to THE TRUE POINT OF BEGINNING.

PARCEL NO. 2:

TOWNSHIP 10 SOUTH, RANGE 19, EAST OF THE BOISE MERIDIAN,
JEROME COUNTY, IDAHO

Section 24: SE&NE $\frac{1}{4}$:

CONTINUATION

EXHIBIT A

Together with an easement for installing and maintaining pump and pipeline on a portion of the SW $\frac{1}{4}$ NE $\frac{1}{4}$, more particularly described as follows:

Beginning at the point at the Northeast corner of said SW $\frac{1}{4}$ NE $\frac{1}{4}$;
Thence running South along the East boundary line a distance of 120 feet;
Thence running West at a right angle a distance of 150 feet;
Thence running North at right angles a distance of 120 feet to the North boundary;
Thence running East along the North boundary a distance of 150 feet to THE PLACE OF BEGINNING.

EXCEPT that part of the SE $\frac{1}{4}$ NE $\frac{1}{4}$, described as follows:

Beginning at the Northeast corner of Section 24;
Thence South 2,045 feet to THE POINT OF BEGINNING;
Thence running West, parallel with the North boundary of said SE $\frac{1}{4}$ NE $\frac{1}{4}$, a distance of 208 feet;
Thence running South parallel with the East boundary of said SE $\frac{1}{4}$ NE $\frac{1}{4}$, a distance of 208 feet;
Thence running East parallel with the South boundary of said SE $\frac{1}{4}$ NE $\frac{1}{4}$, a distance of 208 feet;
Thence North along the East boundary a distance of 208 feet to THE POINT OF BEGINNING.

EXCEPTING WHEREFROM that portion deeded to the Hillsdale Highway District by Right of Way Deed recorded December 4, 1936 in Book 107 Page 631 as Instrument Number 64967 and in Quitclaim Deed recorded December 4, 1936 in Book 100 Page 377 as Instrument Number 64968, Jerome County records.

AND NE $\frac{1}{4}$ NE $\frac{1}{4}$ and that part of the NW $\frac{1}{4}$ NE $\frac{1}{4}$ lying and being South and East of Lateral C 50 of the North Side Canal Company, EXCEPTING THEREFROM that portion thereof conveyed to the Hillsdale Highway District, recorded December 4, 1936 in Book 107 Page 627, records of Jerome County, Idaho, described as follows:

A strip of land 23 feet wide, on the West side of the following described center line of said highway as surveyed and shown on the official plat of the Saunders Corner-South (W.P. 370, 221) Highway Survey

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CONTINUATION

EXHIBIT A

on file in the office of the Department of Public Works of the State of Idaho, and lying over and across Tax No. 1 and Tax No. 3 in the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 13 and the NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 24, Township 10 South, Range 19, East Boise Meridian;

Beginning at Station 171+70 of said Highway Survey, which station is a point on Tangent;
Thence South 0°04' West on tangent 1005.3 feet to Station 184+05.3 which station is an angle point of angle 0°01' left on tangent;
Thence South 0°03' West on tangent 1324.7 feet to Station 197+30, which station is a point on Tangent approximately 1325 feet South from the Northeast corner of Section 24, Township 10 South, Range 19, East Boise Meridian.

EXCEPTING THEREFROM that part of the NE $\frac{1}{4}$ NE $\frac{1}{4}$ of said Section 24 described as follows:

Commencing at the Northeast corner of said Section 24;

Thence South 89°30'32" West along the North boundary of said Section 24, 226.00 feet to the TRUE POINT OF BEGINNING;

Thence continuing South 89°30'32" West along the North boundary of said Section 24, 1,050.00 feet;

Thence South 0°00'34" East parallel to the West boundary of the NE $\frac{1}{4}$ NE $\frac{1}{4}$ 182.00 feet;

Thence North 89°30'32" East parallel to the North boundary of said Section 24, 1,050.00 feet;

Thence North 0°00'34" West parallel to the West boundary of the NE $\frac{1}{4}$ NE $\frac{1}{4}$ 182.00 feet to the TRUE POINT OF BEGINNING.

PARCEL NO. 34

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

Section 18: Lot 5 EXCEPTING THEREFROM the following described tract:

Beginning at the Northwest corner of Lot 5, being a point that is 1013 feet East of the quarter corner on the West side of Section 18;

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CONTINUATION

EXHIBIT A

Thence South on the West boundary of Lot 5 to the
Southwest corner;
Thence South $89^{\circ}52'$ East 515 feet;
Thence North 20° East 23.9 feet;
Thence North $89^{\circ}01'$ West 76.3 feet;
Thence North $26^{\circ}27'$ East 290.0 feet;
Thence South $86^{\circ}42'$ East 130.0 feet;
Thence North $70^{\circ}55'$ East 182.0 feet;
Thence North $55^{\circ}18'$ East 300.0 feet;
Thence North $29^{\circ}28'$ East 101.0 feet;
Thence North $1^{\circ}45'$ West 330.0 feet;
Thence North $27^{\circ}17'$ East 200.0 feet;
Thence North $0^{\circ}2'$ East 199.5 feet to a point on the
North boundary of said Lot 5;
Thence North $89^{\circ}52'$ West 1260.0 feet to THE POINT
OF BEGINNING.

AND EXCEPT Railroad rights of way.

That part of Lot 7 described as follows:

Beginning at a point 337.5 feet East of the
Southwest corner of said Section;
Thence North $41^{\circ}51'$ East 435.3 feet;
Thence North $55^{\circ}51'$ East 152 feet;
Thence North $21^{\circ}37'$ East 111 feet;
Thence North $72^{\circ}51'$ East 136 feet;
Thence North $31^{\circ}28'$ East 195.1 feet to the East
boundary of said Lot 7;
Thence South 719.1 feet to the South boundary line
of said Lot 7;
Thence West 588.7 feet to THE POINT OF BEGINNING.

Lot 8, EXCEPTING THEREFROM the following tract:

Beginning at the Northwest corner of said Lot 8;
Thence South along the West boundary 600.9 feet;
Thence North $31^{\circ}28'$ East 75.9 feet;
Thence North $87^{\circ}55'$ East 200 feet;
Thence North $13^{\circ}16'$ East 315 feet;
Thence North $62^{\circ}10'$ East 165 feet;
Thence North 20° East 166.1 feet to the North
boundary of said Lot 8;
Thence West along said North boundary 515 feet to
THE POINT OF BEGINNING.

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CONTINUATION

EXHIBIT A

EXCEPTING FROM Lot 7 that part conveyed to the Hilldale Highway District for highway purposes by instrument dated September 29, 1936, filed December 4, 1936 and recorded in Book 107 Page 626, Jerome County records.

PARCEL NO. 4:

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

Section 19; Lot 1 EXCEPTING THEREFROM the following:

Beginning at the Northeast corner of said Lot 1;
Thence South along the East boundary line of said Lot 1, 200 feet;
Thence West parallel to the North boundary line of said Lot 1, 350 feet;
Thence North parallel to said East boundary line 200 feet to the North boundary line of said Lot 1;
Thence East along said North boundary line, 350 feet to THE POINT OF BEGINNING.

ALSO EXCEPTING THEREFROM:

A parcel of land in Lot 1 more specifically described as follows:

Commencing at the Northeast corner of said Section 19;
Thence North $89^{\circ} 57' 00''$ West along the North boundary of said Section 19 a distance of 3964.20 feet to the Northeast corner of said Lot 1 Section 19;
Thence from this Northeast corner of said Lot 1 and continuing along the North boundary of said Section 19 a distance of 350.00 feet on a bearing of North $89^{\circ} 57' 00''$ West to the REAL POINT OF BEGINNING;
Thence from this REAL POINT OF BEGINNING a distance of 200.00 feet on a bearing of South $0^{\circ} 19' 15''$ East;
Thence a distance of 272.00 feet on a bearing North $89^{\circ} 57' 00''$ West;
Thence a distance of 200.00 feet on a bearing of North $0^{\circ} 32' 19''$ East to the said North boundary of said Section 19;

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CONTINUATION

EXHIBIT A

Thence along the said North boundary Section 19 a distance of 769.00 feet on a bearing of South $89^{\circ}57'00''$ East to the REAL POINT OF BEGINNING;

ALSO EXCEPTING THEREFROM a parcel of land described as follows:

Beginning at a point on the South boundary of said Lot 1, which point is 165 feet East of the Southwest corner;

Thence running Northerly parallel with the West boundary 259.4 feet, more or less;

Thence running South $74^{\circ}21'$ East, 221.2 feet;

Thence running South $29^{\circ}28'$ East, 232 feet to the South boundary of said Lot 1;

Thence running Westerly along the South boundary 826.5 feet to THE POINT OF BEGINNING.

LOT 2 and that portion of Lot 3 in said Section 19, described as follows:

Beginning at the Northwest Corner of Lot 3;

Thence continuing South $0^{\circ}01'36''$ West along the West boundary of said Section 19, 175.75 feet;

Thence North $89^{\circ}58'54''$ East 1038.66 feet to a point on the East boundary of Lot 3;

Thence North $0^{\circ}15'10''$ West 175.75 feet to the Northeast corner of Lot 3;

Thence Westerly along the North boundary of Lot 3 to the Northwest corner of said Lot 3 to the TRUE POINT OF BEGINNING.

EXCEPTING THEREFROM that part conveyed to Hilledale Highway District for a public highway by Instrument dated October 10, 1936, filed December 4, 1936 and recorded in Book 107 at Page 629, Jerome County Records.

That portion of Lot 4 in said Section 19, described as follows:

Beginning at the Northwest corner of Lot 4;

Thence East along the North boundary a distance of 165 feet;

Thence South $0^{\circ}15'10''$ East 175.75 feet;

Thence South $89^{\circ}58'55''$ West 165.0 feet to the West boundary line of Lot 4;

Thence North $0^{\circ}15'10''$ West 175.75 feet to THE TRUE POINT OF BEGINNING.



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region • 650 Addison Ave W, Suite 500 • Twin Falls, Idaho 83301-5858
Phone: (208) 736-3033 • Fax: (208) 736-3037 • Website: www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

July 1, 2016

ALBERT LOCKWOOD
DEBRA LOCKWOOD
1721 E 1200 S
EDEN ID 83325

RE: Change of Ownership for Water Right Nos. 36-4005

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 cursive script, appearing to read 'Trish Fawcett'.

Trish Fawcett
Technical Records Specialist

Enclosure(s)

Cc: Barker Rosholt & Simpson LLP

Fawcett, Trish

From: Fawcett, Trish
Sent: Friday, June 24, 2016 9:14 AM
To: 'Travis Thompson'
Subject: Albert & Debra Lockwood owner change - water right 36-4005
Attachments: 36-4005.pdf

Good morning Travis,

On the Lockwood owner change you submitted last month I have a question about the deed. The deed submitted with the owner change is for a one acre parcel in the SENE section 24, T10S, R19E. Water right 36-4005 is an irrigation right for 153 acres of irrigation in sections 13 and 24. According to taxlot info Lockwoods do own the ground. Could you get me the deed for all the ground described in the water right? I am attaching a copy of the water right for your reference. Thank you Travis!

Trish Fawcett
Technical Records Specialist
IDWR Southern Region
650 Addison Ave W Ste 500
Twin Falls ID 83301
P 208.736.3033
F 208.736.3037
trish.fawcett@idwr.idaho.gov

Albert P. Barker
John A. Rosholt
John K. Simpson
Travis L. Thompson
Shelley M. Davis
Paul L. Arrington
Scott A. Magnuson



195 River Vista Place, Suite 204
Twin Falls, Idaho 83301-3029
(208) 733-0700 telephone
(208) 735-2444 facsimile

1010 W. Jefferson St., Suite 102
Post Office Box 2139
Boise, Idaho 83701-2139
(208) 336-0700 telephone
(208) 344-6034 facsimile
brs@idahowaters.com

May 2, 2016

Idaho Dept. of Water Resources
Southern Regional Office
Attn: Denise Maline
650 Addison Ave. W., Ste. 500
Twin Falls, ID 83301

RECEIVED

MAY 05 2016

DEPT OF WATER RESOURCES
SOUTHERN REGION

Re: Albert & Debra Lockwood

Dear Denise,

Enclosed, please find the *Request for Withdraw of Application for Permit No. 36-16963*, the *Application for Permit* was filed on November 26, 2012 with a filing fee in the amount of \$330. Please refund our office the \$330 filing fee, by mailing a check to 195 River Vista Place, Suite 204, Twin Falls, Idaho 83301.

Also enclosed, please find the *Notice of Change in Water Right Ownership* regarding water right 36-4005, along with check number 1402 in the amount of \$25 for the filing fee associated with the *Notice of Change in Water Right Ownership*. Please e-mail me a copy of the receipt to jf@idahowaters.com.

Should you have any questions, please contact our office at (208) 733-0700.

Thank you,

Jessica Nielsen
Assistant for Travis L. Thompson

Enclosures
TLT/jn