

JUN 03 2015

DEPT OF WATER RESOURCES  
SOUTHERN REGIONSTATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

## 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? |
|-----------------------|------------------------------|------------------------------|-----------------------|------------------------------|------------------------------|
| 37-20931              | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |
| 37-10271              | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |
|                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |
|                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |
|                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |

2. Previous Owner's Name: John D. Bennett and Carole R. Bennett  
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Timothy and Cindy Bullers  
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or
- 2092 S 1850 E Gooding ID 83330  
Mailing address 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.
5. Date you acquired the water rights and/or claims listed above: 05/14/2015
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.

X 8. Signature: Timothy Bullers 5-18-15  
Signature of new owner/claimant Title, if applicable Date

X Signature: Cindy Bullers 5/18/15  
Signature of new owner/claimant Title, if applicable Date

## For IDWR Office Use Only:

Received by DM Date 6-3-2015 Receipt No. S034810 Receipt Amt. \$50-

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 \_\_\_\_\_

SUPPORT DATA  
IN FILE # 37-10271



ELECTRONICALLY RECORDED  
STAMPED FIRST PAGE NOW  
INCORPORATED AS PART OF  
THE ORIGINAL DOCUMENT.

Instrument # 251516  
GOODING COUNTY, GOODING, IDAHO  
06-14-2016 14:59:03 No. of Pages: 2  
Recorded for: TITLEONE - GOODING  
DENISE GILL Fee: \$13.00  
Ex-Officio Recorder Deputy: MJS  
Electronically Recorded by Simplifile

Order Number: 15250137

## Warranty Deed

For value received,

John D. Bennett and Carole R. Bennett, husband and wife

the grantor, does hereby grant, bargain, sell, and convey unto

Timothy Bullers and Cindy Bullers, husband and wife, as community property with right of survivorship

whose current address is 2092 S 1850 E Gooding, ID 83330

the grantee, the following described premises, in Gooding County, Idaho, to wit:

PARCEL NO. 1:

TOWNSHIP 6 SOUTH, RANGE 15, EAST OF THE BOISE MERIDIAN, GOODING COUNTY, IDAHO

Section 18: That part of the E $\frac{1}{2}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ , described as follows:

Beginning at a point on the South boundary of and 62.3 feet West of the Southeast corner of Section 18 which is 60 feet distant Westerly from and parallel with the centerline of "State Highway 46 - Project No. F-2371(2) Highway Survey on file in the office of the Department of Highways of the State of Idaho;  
Thence North 00°05' West along said West boundary of said highway 765.0 feet;  
Thence South 40°53' West, 135.0 feet;  
Thence South 56°16' West, 217.3 feet;  
Thence South 36°05' West, 62.0 feet;  
Thence South 22°35' West, 248.7 feet;  
Thence South 02°54' West, 265.7 feet to the South boundary of said Section 18;  
Thence East along said South boundary 414.5 feet to THE POINT OF BEGINNING.

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

Beginning at the Southeast corner of Section 18;  
Thence South 89°39'35" West, 62.30 feet along the Southerly boundary of Section 18 to the Westerly boundary of State Highway 46, Project No. F-2371(2) Highway Survey on file in the office of the Department of Transportation, Division of Highways, State of Idaho;  
Thence North 0°05' West, 406.82 feet along the Westerly boundary of said Highway to THE TRUE POINT OF BEGINNING;  
Thence North 0°05' West, 358.18 feet along said boundary;  
Thence South 40°53' West, 135.00 feet;  
Thence South 56°16' West, 217.30 feet;  
Thence South 36°05' West, 62.30 feet;  
Thence South 22°35' West, 90.70 feet;  
Thence South 89°44'02" East, 340.95 feet along an existing fence to THE TRUE POINT OF BEGINNING.

ALSO EXCEPTING THEREFROM that portion deeded to the State of Idaho by Right of Way Deed dated May 21, 1929, recorded June 7, 1929 in Book 22 Page 373 as Instrument Number 48504, Gooding County records.

ALSO EXCEPTING THEREFROM that portion deeded to the State of Idaho by Warranty Deed dated November 12, 1958, recorded December 30, 1958 in Book 49 Page 419 as Instrument Number 136399, Gooding County records.

PARCEL NO. 2:

TOWNSHIP 6 SOUTH, RANGE 15, EAST OF THE BOISE MERIDIAN, GOODING COUNTY, IDAHO

Section 18: That part of the SE $\frac{1}{4}$ SE $\frac{1}{4}$ , described as follows:

Beginning at the Southeast corner of Section 18;



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Section 18: That part of the E $\frac{1}{2}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ , described as follows:

Beginning at a point on the South boundary of and 62.3 feet West of the Southeast corner of Section 18 which is 60 feet distant Westerly from and parallel with the centerline of "State Highway 46 - Project No. F-2371(2) Highway Survey on file in the office of the Department of Highways of the State of Idaho;  
Thence North 00°05' West along said West boundary of said highway 765.0 feet;  
Thence South 40°53' West, 135.0 feet;  
Thence South 56°16' West, 217.3 feet;  
Thence South 36°05' West, 62.0 feet;  
Thence South 22°35' West, 248.7 feet;  
Thence South 02°54' West, 265.7 feet to the South boundary of said Section 18;  
Thence East along said South boundary 414.5 feet to THE POINT OF BEGINNING.

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

Beginning at the Southeast corner of Section 18;  
Thence South 89°39'35" West, 62.30 feet along the Southerly boundary of Section 18 to the Westerly boundary of State Highway 46, Project No. F-2371(2) Highway Survey on file in the office of the Department of Transportation, Division of Highways, State of Idaho;  
Thence North 0°05' West, 406.82 feet along the Westerly boundary of said Highway to THE TRUE POINT OF BEGINNING;  
Thence North 0°05' West, 358.18 feet along said boundary;  
Thence South 40°53' West, 135.00 feet;  
Thence South 56°16' West, 217.30 feet;  
Thence South 36°05' West, 62.30 feet;  
Thence South 22°35' West, 90.70 feet;  
Thence South 89°44'02" East, 340.95 feet along an existing fence to THE TRUE POINT OF BEGINNING.

ALSO EXCEPTING THEREFROM that portion deeded to the State of Idaho by Right of Way Deed dated May 21, 1929, recorded June 7, 1929 in Book 22 Page 373 as Instrument Number 48504, Gooding County records.

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Section 18: That part of the SE $\frac{1}{4}$ SE $\frac{1}{4}$ , described as follows:

Beginning at the Southeast corner of Section 18;

Thence South 89°39'35" West, 62.30 feet along the Southerly boundary of Section 18 to the Westerly boundary of State Highway 46, Project No. F 2371(2) Highway Survey on file in the office of the Department of Transportation, Division of

Highways, State of Idaho;

Thence South 89°39'35" West, 415.64 feet along the Southerly boundary of Section 18 to THE TRUE POINT OF BEGINNING;

Thence South 89°39'35" West, 202.19 feet along said Section line;

Thence North 0°43'45" East, 413.37 feet along an existing fence;

Thence North 89°44'02" East, 271.03 feet along an existing fence;

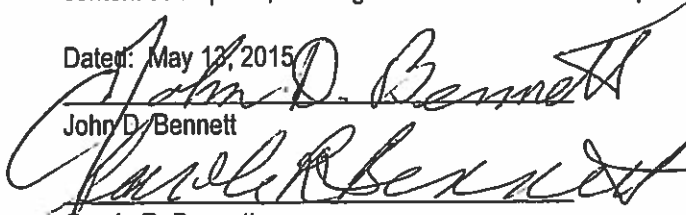
Thence South 22°35' West, 158.00 feet;

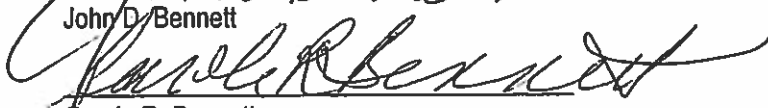
Thence South 2°54' West, 265.33 feet to THE TRUE POINT OF BEGINNING.

Together with all water and water rights, ditches and ditch rights used thereon or appurtenant thereto including but not limited to Idaho Department of Water Resources Water Right #'s; 37-20931 and 37-10271.

To have and to hold the said premises, with their appurtenances unto the said Grantee, its heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that Grantor is the owner in fee simple of said premises; that they are free from all encumbrances except those to which this conveyance is expressly made subject and those made, suffered or done by the Grantee; and subject to all existing patent reservations, easements, right(s) of way, protective covenants, zoning ordinances, and applicable building codes, laws and regulations, general taxes and assessments, including irrigation and utility assessments (if any) for the current year, which are not due and payable, and that Grantor will warrant and defend the same from all lawful claims whatsoever. Whenever the context so requires, the singular number includes the plural.

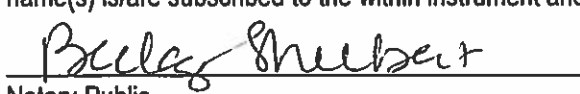
Dated: May 12, 2015

  
John D. Bennett

  
Carole R. Bennett

State of Idaho, County of Gooding, ss.

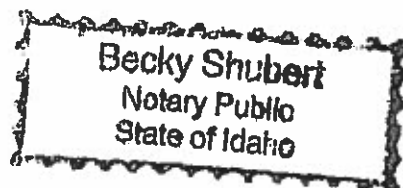
On this 13<sup>th</sup> day of May in the year of 2014, before me, the undersigned, a Notary Public in and for said State, personally appeared John D. Bennett and Carole R. Bennett, known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same.

  
Notary Public

My Commission Expires: 02 23 2017

(seal)

Residing at Jerome





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](http://www.idwr.idaho.gov)

C.L. "BUTCH" OTTER  
Governor

GARY SPACKMAN  
Director

June 11, 2015

TIMOTHY BULLERS  
CINDY BULLERS  
2092 S 1850 E  
GOODING ID 83330

RE: Change of Ownership for Water Right Nos. 37-10271 and 37-20931

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](http://www.idwr.idaho.gov).

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

Sincerely,

Trish Fawcett  
Technical Records Specialist

Enclosure(s)

Cc: TitleOne (Order 15250137)