

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

JAN 16 2014

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.

Water Right/Claim No.	Split?	Water Right/Claim No.	Split?	Water Right/Claim No.	Split?
~~25-13200~~	Yes ☐		Yes ☐		Yes ☐
25-13200	Yes ☒		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐

2. Previous Owner's Name: _____

Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): LOMBARD LAND AND LIVESTOCK LLC

New owner(s) as listed on the conveyance document

Name connector ☐ and ☐ or ☐ and/or

3590 N. BALLANTYNE LN. EAGLE ID 83616

Mailing address

City

State

ZIP

(208) 863-9777 elombard@q.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: _____

6. If the water right described herein has been rented from the Water Supply Bank, rental proceeds will be disbursed in the following manner regardless of any arrangements between the buyer(s) and seller(s) to the contrary:

- Rental payments will go to the lessor(s) of record at the beginning of the rental season.
- If a change in ownership is processed by the Department during a rental season, rental payment will be made to the person or entity who is the lessor of record at the beginning of that rental season.
- New lessor(s) of record will receive payment after the following rental season.

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

SUPPORT DATA

IN FILE # 25-13200

8. Signature: [Signature] MANAGER/OWNER 1/16/2014

Signature of new owner/claimant

Title, if applicable

Date

Signature: _____ Title, if applicable: _____ Date: _____

Signature of new owner/claimant

Title, if applicable

Date

For IDWR Office Use Only:

Received by CS Date 01/16/14 Receipt No. C098185 Receipt Amt. \$100⁰⁰

Approved by _____ Processed by _____ Date _____



ATTORNEYS AND COUNSELORS

DAVID P. MCANANEY, J.D., LL.M., CPA

dpm@mcananey.us

t: 208.344.7500 f: 208.344.7501 Golden Eagle at Forest River 1101 W. River Street, Suite 100 Boise, ID 83702

November 20, 2012

Mr. Ernest Lombard
3590 N. Ballantyne Lane
Eagle, ID 83616

RE: Estate of Tessie Lombard
M&A File No. 04009.001

Dear Ernest:

Enclosed is the original recorded Quitclaim Deed transferring the property located in Idaho Falls to Lombard Land & Livestock, LLC. If you have any questions, please contact our office. I hope you have a wonderful Thanksgiving.

Sincerely,

David P. McAnaney

DPM:tem

Enclosures

WHEN RECORDED

RETURN TO:

McAnaney & Associates PLLC
1101 W. River Street, Suite 100
Boise, Idaho 83702

Instrument # 1431646

IDAHO FALLS, BONNEVILLE, IDAHO

11-13-2012

12:17:33

No. of Pages: 3

Recorded for : MCANANEY & ASSOC

RONALD LONGMORE

Fee: 16.00

Ex-Officio Recorder Deputy

Index to: DEED, QUIT-CLAIM

QUITCLAIM DEED

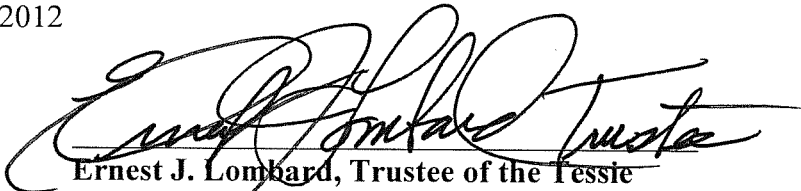
Grantor, **Ernest J. Lombard, Trustee of the Tessie Lombard Revocable Trust, u/a/d December 23, 1998, as amended**, does hereby REMISE, RELEASE and forever QUITCLAIM unto **Lombard Land & Livestock, LLC**, whose current address is **3590 N. Ballantine Lane, Eagle, Idaho 83616**, as Grantee, and to Grantee's successors and assigns, all of Grantor's right, title and interest in and to the real property situated in Bonneville County, Idaho, more particularly described as follows:

See Exhibit A attached hereto.

TOGETHER with all tenements, hereditaments and appurtenances thereunto belonging.

In construing this deed, and where the context so requires, the singular includes the plural and the masculine, the feminine and the neuter.

IN WITNESS WHEREOF, Grantor has hereunto subscribed his name to this instrument this 6th day of November, 2012

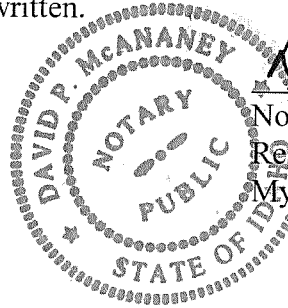

Ernest J. Lombard, Trustee of the Tessie
Lombard Revocable Trust, u/a/d December 23,
1998, as amended

NOTARY

STATE OF IDAHO)
 : ss.
County of Ada)

On this 6th day of November, 2012, before me, the undersigned, a Notary Public in and for said state, personally appeared **Ernest J. Lombard**, known or identified to me to be the person whose name is subscribed to the within instrument, as **Trustee of the Tessie Lombard Revocable Trust, u/a/d December 23, 1998, as amended**, and acknowledged to me that he executed the same as such Trustee.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year first above written.



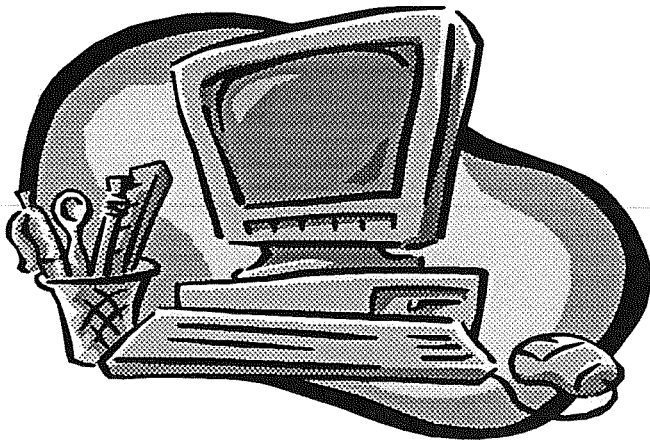
David P. McAnaney
Notary Public for

Residing at: Boise ID

My commission expires: 12-22-15

EXHIBIT A

**TRACT 3
SOUTHEAST QUARTER OF THE NORTHEAST QUARTER, SOUTH OF ROAD, SECTION 34,
TOWNSHIP 3 SOUTH, RANGE 43, EAST OF THE BOISE MERIDIAN, BONNEVILLE
COUNTY, IDAHO.**



TITLE FACT, INC.

163 Fourth Avenue North
Post Office Box 486
Twin Falls, Idaho 83303
(208) 733-3821
FAX (208) 733-3878

August 3, 2001

CASE NO. 45495
RE: LOMARD

TO: ERNIE & RHONDA LOMBARD
3590 N. BALLANTYNE LANE
EAGLE, IDAHO 83616

Enclosed please find the following:

- ORIGINAL RECORDED DEEDS
- OWNERS POLICY FROM BONNEVILLE LAND & TITLE CO.

FROM: Susie Moore

TICOR TITLE INSURANCE

13 4032 106 00003179

Policy of Title Insurance

American Land
Title Association
Owner's Policy
(10-17-92)

SUBJECT TO THE EXCLUSIONS FROM COVERAGE, THE EXCEPTIONS FROM COVERAGE CONTAINED IN SCHEDULE B AND THE CONDITIONS AND STIPULATIONS, TICOR TITLE INSURANCE COMPANY, a California corporation, herein called the Company, insures, as of Date of Policy shown in Schedule A, against loss or damage, not exceeding the amount of insurance stated in Schedule A, sustained or incurred by the insured by reason of:

1. Title to the estate or interest described in Schedule A being vested other than as stated therein;

2. Any defect in or lien or encumbrance on the title;
3. Unmarketability of the title.
4. Lack of a right of access to and from the land.

The Company will also pay the costs, attorneys' fees and expenses incurred in defense of the title, as insured, but only to the extent provided in the Conditions and Stipulations.

This policy shall not be valid or binding until countersigned below by an authorized signatory of the Company.

Issued by:
BONNEVILLE LAND & TITLE CO.
497 N. CAPITAL AVENUE
SUITE 100
IDAHO FALLS, ID 83402
(208) 524-6600

TICOR TITLE INSURANCE COMPANY

By



President

Attest



Secretary



Authorized Signatory



OWNERS
SCHEDULE A

aw

OFFICE FILE NUMBER	POLICY NUMBER	DATE OF POLICY	AMOUNT OF INSURANCE	PREMIUM AMOUNT
[REDACTED]	[REDACTED]	06/04/01 2:59 pm	[REDACTED]	[REDACTED]

1. Name of Insured:

UNDIVIDED INTERESTS:

ERNEST LOMBARD and RHONDA LOMBARD, husband and wife

LOMBARD LAND & LIVESTOCK, LLC, an Idaho Limited Liability Company

2. The estate or interest in the land which is covered by this policy is: **A Fee Simple.**

3. Title to the estate or interest in the land is vested in:

UNDIVIDED INTERESTS:

ERNEST LOMBARD and RHONDA LOMBARD, husband and wife

LOMBARD LAND & LIVESTOCK, LLC, an Idaho Limited Liability Company

4. The land herein described is encumbered by the mortgages or trust deeds, and assignments, if any, as shown in Schedule B hereof.

5. The land referred to in this Policy is described as follows:

Township 3 South, Range 43 East of the Boise Meridian, Bonneville County, Idaho.

**Section 21: E1/2 E1/2
SW1/4 SE1/4**

**Section 22: NW1/4
W1/2 SW1/4**

**Section 27: S1/2 NW1/4
W1/2 SW1/4**

**Section 28: Government Lots 1, 2, 3 and 4
NE1/4
SE1/4 NW1/4
NE1/4 SW1/4
NW1/4 SE1/4**

OWNERS

SCHEDULE A

E1/2 SE1/4

Section 29: Government Lot 1

OWNERS

SCHEDULE B

Page 1

Policy Number: 13 4032 106 003179

EXCEPTIONS FROM COVERAGE

This policy does not insure against loss or damage (and the Company will not pay costs, attorneys' fees or expenses) which arise by reason of:

General Exceptions:

1. Rights or claims of parties in possession not shown by the public records.
2. Encroachments, overlaps, boundary line disputes, and any other matters which would be disclosed by an accurate survey or inspection of the premises including, but not limited to, insufficient or impaired access or matters contradictory to any survey plat shown by the public records.
3. Easements, or claims of easements, not shown by the public records.
4. Any lien, or right to a lien, for services, labor or material heretofore or hereafter furnished, imposed by law and not shown by the public records.
5. (a) Unpatented mining claims; (b) reservations or exceptions in patents or in Acts authorizing the issuance thereof; (c) water rights, claims or title to water, whether or not the matters excepted under (a), (b), or (c) are shown by the public records.
6. Taxes or special assessments which are not shown as existing liens by the records of any taxing authority that levies taxes or assessments on real property or by the public records. Proceedings by a public agency which may result in taxes or assessments, or notices of such proceedings, whether or not shown by the records of such agency or by the public records.

Special Exceptions:

1. Taxes for the first half of the year 2000 and all prior taxes have been paid.
Taxes for the second half of the year 2000 are a lien, now due and payable, but not yet delinquent.
(Tax No. RP03S43E210001 \$108.16 full year, 2000; affects E1/2 E1/2 less 2.4 Acres; SW1/4 SE1/4 of Section 21).
(Tax No. RP03S43E222401 \$140.40 full year, 2000; affects NW1/4 less 4.53 acres; W1/2 SW1/4 of Section 22).
(Tax No. RP03S43E273601 \$606.76 full year, 2000; affects S1/2 NW1/4; W1/2 SW1/4 of Section 27).
(Tax No. RP03S43E280001 \$613.58 full year, 2000; affects NE1/4; SE1/4 NW1/4; NE1/4 SW1/4; NW1/4 SE1/4; E1/2 SE1/4; LOTS 1-4 of Section 28).
(Tax No. RP03S43E297201 \$65.68 full year, 2000; affects Lot 1 of Section 29).
Taxes for the year 2001 are an accruing lien, not yet due or payable.
2. Easement and Right of Way as evidenced by that certain Right of Way Deed given by GRACE I. POWELL, a widow, as Grantor(s) to the UNITED STATES OF AMERICA, as Grantee(s), dated July 5, 1945, and recorded in Book 52 at Page 69 of Deed Records, records of Bonneville County, Idaho.
3. Mineral Reservations contained in the Patent from the United States of America, recorded in Book 92 at Page 239 of Deed Records, records of Bonneville County, Idaho. (Affects Sections 21, 22 and 28)
4. Easement as evidenced by that certain Right of Way Easement given by ERNEST LOMBARD and JOHN HANDIA, as Grantor(s) to LOWER VALLEY POWER AND LIGHT, INC., a cooperative corporation, as Grantee(s), dated August 14, 1959, and recorded in Book 22 at Page 381 of Leases and Contracts, records of Bonneville County, Idaho.

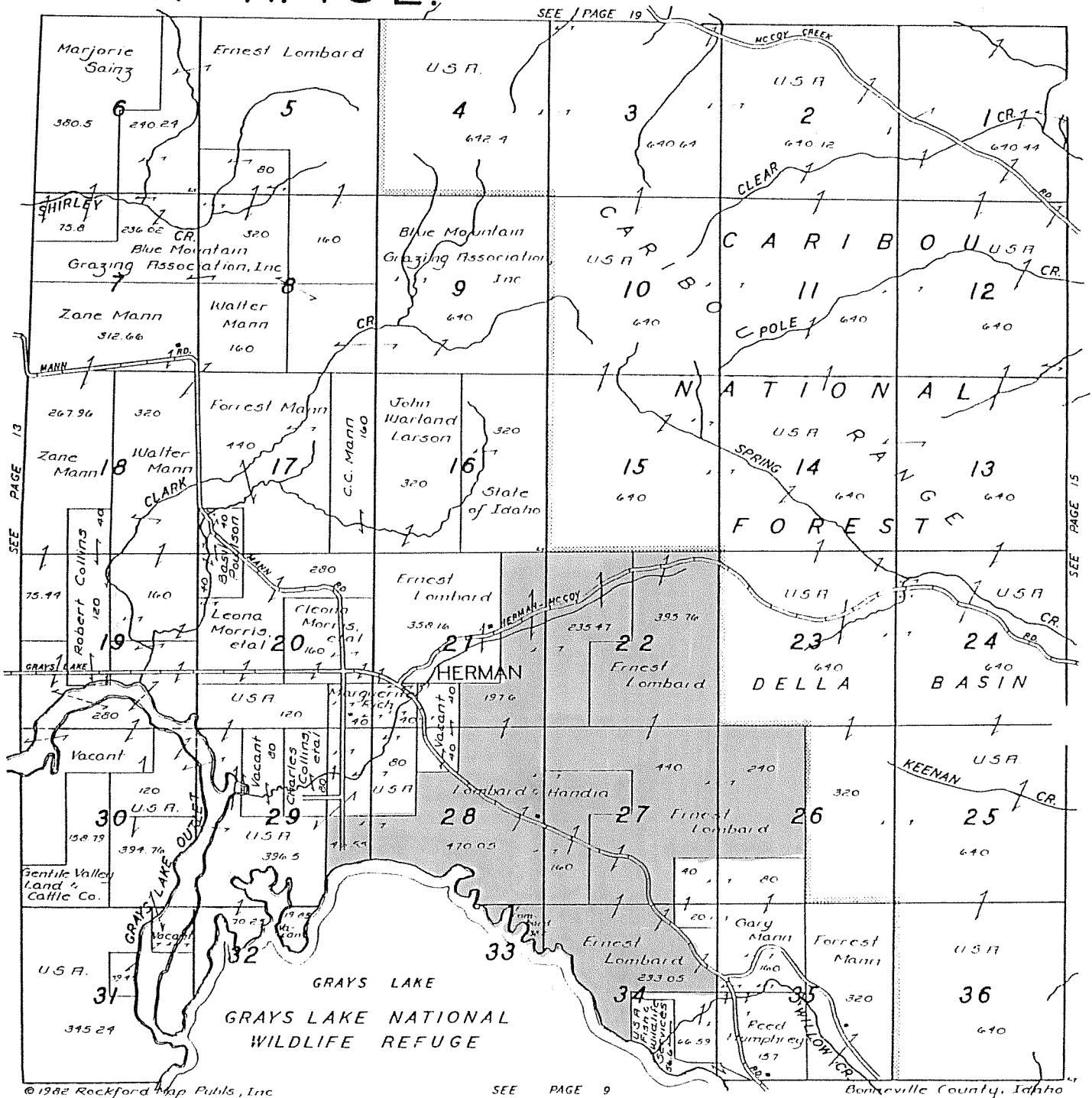
OWNERS

SCHEDULE B

Page 2

Policy Number: 13 4032 106 003179

5. Refuge Use and Cooperative Use Agreement by and between ERNEST LOMBARD & TESSIE LOMBARD, husband and wife and JEAN HANDIA, parties of the first part and THE UNITED STATES OF AMERICA, acting by and through the Regional Director of the Bureau of Sport Fisheries and Wildlife of the United States Department of the Interior, party of the second part, dated May 10, 1965, and recorded as Instrument No. 350918 on August 12, 1965, at 2:41 p.m., records of Bonneville County, Idaho.
6. The defects in the legal description contained in that certain Personal Representative Deed given by TESSIE LOMBARD, Personal Representative of the Estate of ERNEST LOMBARD, deceased, as Grantor(s) to TESSIE LOMBARD, a widow, as Grantee(s), dated March 30, 1989, and recorded as Instrument No. 767434 on May 19, 1989, at 9:42 a.m., records of Bonneville County, Idaho. (Affects Section 21 and 22)
7. The defects in the legal description contained in that certain Quitclaim Deed given by TESSIE LOMBARD, a single person, as Grantor(s) to LOMBARD LAND & LIVESTOCK, LLC, as Grantee(s), dated December 5, 1998, and recorded as Instrument No. 983984 on December 10, 1998, at 9:52 a.m., records of Bonneville County, Idaho. (Affects Sections 21 and 22)
8. Subject to the rights of the public in and to that portion of the premises lying within Herman McCoy Road; Grays Lake Road and Mann Road.
9. Any of the above described property which arises from the Riparian right or claims. (Affects Sections 28 and 29)



This plat is made solely for the purpose of assisting in locating said land. No representation is made as to accuracy and the company assumes no liability for any loss occurring by reason of reliance thereon.

Bonneville Land & Title Co.

497 N. Capital Ave * P.O. Box 51690 * Idaho Falls, ID 83405-1690 * (208) 524-6600 * Fax (208) 524-6072

BLT T-17361
1049292

45495sm

BONNEVILLE COUNTY RECORDER

1049292 JUN 4 '01 PM 2 59

TitleFact, Inc.
163 Fourth Avenue North
P.O. Box 486
Twin Falls, Idaho 83303

**** SPACE ABOVE FOR RECORDER ****

CORRECTION QUITCLAIM DEED

For Value Received **TESSIE LOMBARD**, a single person, does hereby convey, remise and forever quit claim unto **LOMBARD LAND & LIVESTOCK, L.L.C.**, whose address is:

the following described premises, to-wit:

Township 3 South, Range 43 East of the Boise Meridian, Bonneville County, Idaho

Section 21: E $\frac{1}{2}$ E $\frac{1}{2}$; SW $\frac{1}{4}$ SE $\frac{1}{4}$

Section 22: NW $\frac{1}{4}$; W $\frac{1}{2}$ SW $\frac{1}{4}$

Section 27: S $\frac{1}{2}$ NW $\frac{1}{4}$; W $\frac{1}{2}$ SW $\frac{1}{4}$

Section 28: Government Lots 1, 2, 3, and 4

* NE $\frac{1}{4}$; SE $\frac{1}{4}$ NW $\frac{1}{4}$; NE $\frac{1}{4}$ SW $\frac{1}{4}$; NW $\frac{1}{4}$ SE $\frac{1}{4}$; E $\frac{1}{2}$ SE $\frac{1}{4}$

Section 29: Government Lot 1

together with their appurtenances.

Dated: May 24, 2001

Tessie Lombard
TESSIE LOMBARD

* * * * *

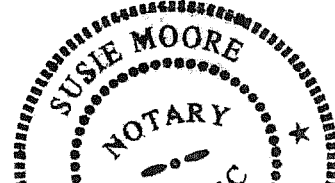
STATE OF IDAHO
County of Twin Falls

On this 25th day of May, 2001, before me, a Notary Public in and for said State, personally appeared **TESSIE LOMBARD**, known to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that she executed the same.

IN WITNESS WHEREOF I have hereunto set my hand and official seal the day and year first above written.

Susie Moore
Notary Public for Idaho
Residing in: Twin Falls, Idaho
Commission Expires: 11-28-2002

INSTRUMENT NO.	1049292
DATE	6-4-01
INST. CODE	280
IMAGED PGS	3
FEE	3.00
STATE OF IDAHO) COUNTY OF BONNEVILLE) ss	
I hereby certify that the within instrument was recorded.	
Renee Longmore, County Recorder	
By	<u>M. Gelling</u> Deputy
Request of	BLT



Case No. 45495sm

BONNEVILLE COUNTY RECORDER
1052119 JUL10'01 PM 3 41

1049293 JUN 4 '01 PM 2 59

1052119

TitleFact, Inc.
163 Fourth Avenue North
P.O. Box 486
Twin Falls, Idaho 83303

**** SPACE ABOVE FOR RECORDER ****

CORRECTION PERSONAL REPRESENTATIVE'S DEED

FOR VALUE RECEIVED **TESSIE LOMBARD** as Personal Representative of the Estate of **ERNEST LOMBARD**, deceased, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **TESSIE LOMBARD**, a widow, hereinafter called Grantee, whose address is:

the following described premises in Bonneville County, Idaho; to-wit:

Township 3 South, Range 43 East of the Boise Meridian, Bonneville County, Idaho
Section 21: E $\frac{1}{2}$ E $\frac{1}{2}$; SW $\frac{1}{4}$ SE $\frac{1}{4}$
Section 22: NW $\frac{1}{4}$; W $\frac{1}{2}$ SW $\frac{1}{4}$
Section 27: S $\frac{1}{2}$ NW $\frac{1}{4}$; W $\frac{1}{2}$ SW $\frac{1}{4}$
Section 28: Government Lots 1, 2, 3, and 4
NE $\frac{1}{4}$; SE $\frac{1}{4}$ NW $\frac{1}{4}$; NE $\frac{1}{4}$ SW $\frac{1}{4}$; NW $\frac{1}{4}$ SE $\frac{1}{4}$; E $\frac{1}{2}$ SE $\frac{1}{4}$
Section 29: Government Lot 1

RE-RECORD TO correct
RECORDING INFO.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee and 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 they are free from all encumbrances except as described above; and that Grantor will warrant and defend the same from all lawful claims whatsoever.

Dated:

ESTATE OF **ERNEST LOMBARD**, Deceased

BY Tessie Lombard
TESSIE LOMBARD, Personal Representative

STATE OF IDAHO
County of Twin Falls

On this 25th day of May, 2001, before me, a Notary Public, personally appeared **TESSIE LOMBARD**, known or identified to me to be the Personal Representative of the Estate of **ERNEST LOMBARD**, deceased, and the person whose name is subscribed to the foregoing instrument and acknowledged to me that she executed the same as said Personal Representative.

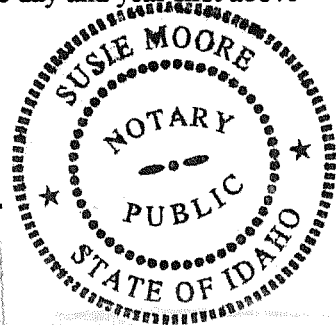
IN WITNESS WHEREOF I have hereunto set my hand and official seal the day and year first above written.

Susie Moore

Notary Public for Idaho
Residing in Twin Falls, Idaho
Commission Expires 11-28-2002

INSTRUMENT NO.	<u>1052119</u>
DATE	<u>7-10-01</u>
INST. CODE	<u>270</u>
IMAGED PGS	<u>1</u>
FEE	<u>3.00</u>
STATE OF IDAHO) COUNTY OF BONNEVILLE) ss	
I hereby certify that the within instrument was recorded.	
Ronald Longmore, County Recorder	
By <u>W. B. Long</u>	Deputy
Request of <u>BLT</u>	

INSTRUMENT NO.	<u>1049293</u>
DATE	<u>6-10-01</u>
INST. CODE	<u>270</u>
IMAGED PGS	<u>1</u>
FEE	<u>3.00</u>
STATE OF IDAHO) COUNTY OF BONNEVILLE) ss	
I hereby certify that the within instrument was recorded.	
Ronald Longmore, County Recorder	
By <u>W. B. Long</u>	Deputy
Request of <u>BLT</u>	



BLT T-17361
1049291

BONNEVILLE COUNTY RECORDER
1049291 JUN 4 '01 PM 2:59

PERSONAL REPRESENTATIVE'S DEED

THIS INDENTURE made this 15th ^{June} day of ~~May~~, 2001, between JEAN ETCHETO, Personal Representative of the ESTATE OF JEAN HANDIA, DECEASED ("Grantor") and ERNEST LOMBARD & RHONDA LOMBARD, husband and wife, as to an undivided thirty-nine percent (39%); and LOMBARD LAND & LIVESTOCK, LLC, an Idaho limited liability company, as to an undivided eleven percent (11%) ("Grantees") whose address is 3590 N. Ballantyne Lane, Eagle, Idaho 83616.

WITNESSETH:

That Grantor, for and in consideration of good and valuable consideration to him in hand paid by the Grantees, the receipt whereof is hereby acknowledged, has granted, bargained, sold and conveyed, and by these presents does grant, bargain, sell and convey unto the said Grantees, and to their successors, heirs and assigns, forever, all of that certain piece or parcel of land situate, lying and being located in the County of Bonneville, State of Idaho, particularly described as follows, to-wit:

Legal Description attached hereto as Exhibit "A"
and incorporated herein by reference.

together with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and together with any and all water rights appurtenant thereto, and the reversion and reversions, remainder and remainders, rents, issues and profits thereof; and also all the estate, right, title, interest in the property, possession, claim and demand whatsoever, as well in law as in equity, of the Grantor, of, in or to the said premises, and every part and parcel thereof, with the appurtenances.

TO HAVE AND TO HOLD all and singular the said premises, together with the appurtenances, unto the said Grantees and to their successors, heirs and assigns forever.

IN WITNESS WHEREOF, the said Grantor has hereunto set his hand and seal the day and year first above written.

ESTATE OF JEAN HANDIA, DECEASED

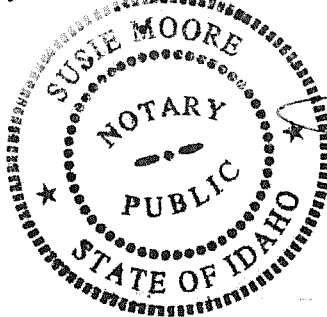
By: Jean Etcheto personal representative
JEAN ETCHETO, Personal Representative

(notary block follows)

STATE OF IDAHO)
 : SS.
County of Twin Falls)

On this 15th day of June, 2001, before the undersigned, a notary public for said State, personally appeared JEAN ETCHETO, known or identified to me to be the person who executed the instrument as Personal Representative of the ESTATE OF JEAN HANDIA, DECEASED, and acknowledged to me that he executed the same as said Personal Representative.

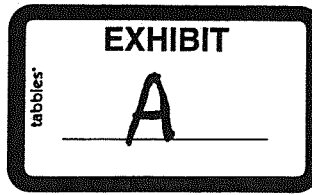
IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.



Susie Moore
Notary Public
Residing at: Twin Falls
My Commission Expires: 11-28-2002

2807204_1.DOC

INSTRUMENT NO.	<u>1049291</u>
DATE	<u>6-4-01</u>
INST. CODE	<u>270</u>
IMAGED PGS	<u>3</u>
FEE	<u>9.00</u>
STATE OF IDAHO) COUNTY OF BONNEVILLE) SS	
I hereby certify that the within instrument was recorded.	
Ronald Longmore, County Recorder	
By <u>M. Gelling</u>	Deputy
Request of <u>BLT</u>	



Township 3 South, Range 43 East of the Boise Meridian, Bonneville County, Idaho.

**Section 21: E1/2 E1/2
 SW1/4 SE1/4**

**Section 22: NW1/4
 W1/2 SW1/4**

**Section 27: S1/2 NW1/4
 W1/2 SW1/4**

**Section 28: Government Lots 1, 2, 3 and 4
 NE1/4
 SE1/4 NW1/4
 NE1/4 SW1/4
 NW1/4 SE1/4
 E1/2 SE1/4**

Section 29: Government Lot 1