

RECEIVED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

FEB 06 2014

Notice of Change in Water Right Ownership

DEPT. OF WATER RESOURCES
SOUTHERN REGION

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?
43-10075	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐

2. Previous Owner's Name: Terry Ray Hutchison
Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): Gibb Smith
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or
- 1848 E 2160 S Kane Springs Road Malta ID 83342
Mailing address City State ZIP
- 598 North 200 West
Telephone Rupert, ID 83350

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.

8. Signature: [Signature] [Signature] 1/31/14
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 AM Date 2-6-2014 Receipt No. S033795 Receipt Amt. \$25-
Approved by _____ Processed by _____ Date _____

WARRANTY DEED

CASSIA COUNTY

Recorded for:

LAND TITLE AND ESCROW
4:07:47 pm 01-31-2014 #50892
2014-000418

No. Pages: 2

Fee: \$13.00

JOSEPH W. LARSEN

County Clerk

Deputy: TPOLLARD

For Value Received

TERRY RAY HUTCHISON, a married man contracting with his sole and separate property

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto

GIBB SMITH, a married man contracting with his sole and separate property

Mailing Address: 598 North 200 West, Rupert, ID 83350

Hereinafter called the Grantee, the following described premises situated in Cassia County, Idaho, to-wit:

TOWNSHIP 14 SOUTH, RANGE 26 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 17: Part of the SE¼, more particularly described as follows:

Beginning at the Southeast corner of said Section 17, said corner marked by a U.S. General land Office iron pipe with brass cap dated 1919; Thence North 15°41'42" West for a distance of 637.66 feet to a ½ inch rebar which shall be the Point of Beginning;
Thence North 88°04'05" West for a distance of 317.46 feet to a ½ inch rebar;
Thence North 23°06'51" West for a distance of 345.78 feet to a ½ inch rebar;
Thence North 87°49'39" East for a distance of 350.40 feet to a ½ inch rebar;
Thence South 01°12'34" East for a distance of 159.84 feet to a ½ inch rebar;
Thence North 84°59'10" East for a distance of 102.38 feet to a ½ inch rebar;
Thence South 00°44'37" West for a distance of 191.17 feet to a ½ inch rebar, which is the Point of Beginning.

TOGETHER WITH all water and water rights, ditches and ditch rights used thereon or appurtenant thereto including but not limited to water right #43-10075 with the Idaho Department of Water Resources.

SUBJECT TO:

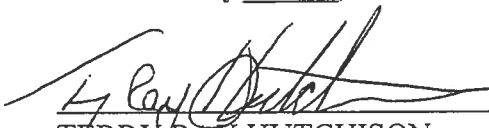
All reservations in patents or deeds in the chain of title.

Taxes for 2014 and subsequent years, a lien, but not yet due or payable.

Right of Way Agreement executed by Bud and Lucy Tracy and Terry and Linda Hutchison, dated May 8, 1995 and recorded May 8, 1995 as Instrument No. 236524 on Film No. 266, records of Cassia County, Idaho. Re-recorded March 13, 1997 as Instrument No. 247891 on Film No. 285, records of Cassia County, Idaho.

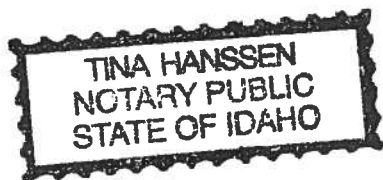
TO HAVE AND TO HOLD, the said premises, with their appurtenances unto the said Grantee and to the successors heirs and assigns of the Grantee forever. The Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that they are free from all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

Dated: January 31, 2014


TERRY RAY HUTCHISON

STATE OF IDAHO)
) ss.
COUNTY OF CASSIA)

On this 31ST day of January, 2014, before me, the undersigned, a Notary Public in and for said State, personally appeared **TERRY RAY HUTCHISON**, known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same.




Notary Public
Residing at: Rupert, ID
My Commission expires: **My Commission Expires 5/7/15**