

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Notice of Change in Water Right Ownership

RECEIVED
NOV 29 2013
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?
36-00051C	Yes ☐		Yes ☐		Yes ☐
36-08320	Yes ☐		Yes ☐		Yes ☐
36-00051E	Yes ☐		Yes ☐		Yes ☐
36-10314	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐

- | | | | | | |
|------------------------------|--|--|--|----------------|---|
| 3. Previous Owner's Name: | | Ignacio Nick Zabala and Carmen M. Zabala | | | |
| | | Name of current water right holder/claimant | | | |
| 3. New Owner(s)/Claimant(s): | | Giles F. Allison and Joyce H. Allison, as Trustees of the Allison Family Trust | | | |
| | | New owner(s) as listed on the conveyance document | | Name connector | ☒ and ☐ or ☐ and/or |
| 2112 Felipe | | Newport Beach | | CA | 92660 |
| 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: November, 2013.

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: *John L. Mason* Title, if applicable: Trustee Date: 11/23/2013
Signature of new owner/claimant
- Signature: *Joyce H. Allison* Title, if applicable: Trustee Date: 11/23/2013
Signature of new owner/claimant

For IDWR Office Use Only:

Received by DM Date 11-29-2013 Receipt No. SD331663 Receipt Amt. \$100-
Approved by _____ Processed by _____ Date _____

SUPPORT DATA
IN FILE # 36-51C

WARRANTY DEED

#GG-12502

For Value Received

Ignacio Nick Zabala and Carmen M. Zabala, husband and wife, also shown of record as Nick Zabala and Carmen Zabala, husband and wife

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

Giles F. Allison and Joyce H. Allison, as Trustees of the Allison Family Trust initially created August 23, 1985

Address: 2112 Felipe, Newport Beach, CA 92660

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

PARCEL NO. 1:

TOWNSHIP 7 SOUTH, RANGE 13 EAST OF THE BOISE MERIDIAN, GOODING COUNTY, IDAHO

Section 2: All that portion of the NW $\frac{1}{4}$ SE $\frac{1}{4}$ lying North and East of U.S. Highway No. 30, Project F-2361 (18) according to the survey thereof;

EXCEPT therefrom a tract described as follows:

Beginning at the Southeast corner of the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of said Section;

Thence Northwesterly along said right-of-way 839.6 feet more or less, to a point opposite of Station No. 236+81 of Project F-2361 (18);

Thence North 79° East, 224.7 feet, more or less to the East line of said NW $\frac{1}{4}$ SE $\frac{1}{4}$;

Thence South 829 feet, more or less along the East line of the NW $\frac{1}{4}$ SE $\frac{1}{4}$ to the TRUE POINT OF BEGINNING.

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

Commencing at the East Quarter corner of Section 2, Township 7 South, Range 13 East of the Boise Meridian; Thence North 89°47'07" West, 1322.23 feet along the Northerly boundary of the SE $\frac{1}{4}$ of said Section 2 to the Northeast corner of the NW $\frac{1}{4}$ SE $\frac{1}{4}$ thereof, said point being the TRUE POINT OF BEGINNING;

Thence South 00°21'02" East, 107.25 feet along the Easterly boundary of the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of said Section 2;

Thence North 89°47'07" West, 8.86 feet;

Thence North 41°41'30" West, 37.70 feet;

Thence North 61°51'42" West, 50.65 feet;

Thence North 88°32'07" West, 255.23 feet to a point on the Easterly right-of-way line of U.S. Highway 30;

Thence Northerly along the Easterly right-of-way line 52.00 feet along a curve to the right having a central angle of 00°47'25", a radius of 3,769.72 feet and a long chord bearing and distance of North 16°00'23" West, 52.00 feet;

Thence South 89°47'07" East, 347.42 feet along the Northerly boundary of the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of said Section 2 to the TRUE POINT OF BEGINNING.

-Continued-

Page 1 of 3

Instrument # 246822

GOODING, GOODING, IDAHO

11-26-2013 03:16:54 No. of Pages: 3

Recorded for : LAND TITLE AND ESCROW

DENISE M. GILL

Fee: 16.00

Ex-Officio Recorder Deputy



PARCEL NO. 2:

TOWNSHIP 7 SOUTH, RANGE 13 EAST OF THE BOISE MERIDIAN, GOODING COUNTY, IDAHO

Section 2: Part of the NW¼SE¼ described as follows:

Beginning at the Southeast corner of the NW¼SE¼ of said Section;
Thence Northwesterly along said right-of-way 839.6 feet more or less, to a point opposite of Station No. 236+81 of Project F 2361 (18);
Thence North 79° East, 224.7 feet more or less to the East boundary of said NW¼SE¼;
Thence South 829.0 feet more or less along the East boundary line of the NW¼SE¼ to the TRUE POINT OF BEGINNING.

EXCEPT therefrom the following tract:

Beginning at the Southwest corner of the NE¼SE¼ of said Section;
Thence East along the South line of said tract 1320 feet;
Thence North 592.83 feet;
Thence West 587.19 feet;
Thence South 85°35' West, 246.03 feet;
Thence North 64°48' West, 103.4 feet;
Thence South 88°22' West, 534.8 feet to the Easterly right-of-way of U.S. Highway No. 30, as now constructed;
Thence Southeasterly along said right-of-way 647.0 feet more or less to THE POINT OF BEGINNING.

PARCEL NO. 3:

Together with a road right-of-way for ingress and egress along the West line of the NE¼SE¼ and running a distance of approximately 829 feet North from the Southwest corner of said NE¼SE¼ and also a road right-of-way 25 feet in width and running parallel to the South boundary line of said property, described in Deed as set forth in microfilmed Instrument No. 29869, records of Gooding County, State of Idaho, a distance of approximately 475 feet East from the West line of said NE¼SE¼, as set forth in microfilmed Instrument No. 28712, records of Gooding County, State of Idaho.

TOGETHER WITH all water and water rights, ditches and ditch rights used thereon or appurtenant thereto including but not limited to Water Right Numbers 36-00051C; 36-08320; 36-00051E and 36-10314 from the Idaho Department of Water Resources.

SUBJECT TO:

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

Taxes subsequent to the year 2013.

Assessments levied or to be levied by any local irrigation district.

Right of way of the John Bell ditch.

Easements and Conditions contained in Second Judgment and Decree of Condemnation in the case of The State of Idaho, ex rel, Wallace C. Burns, Ernest F. Gaffney and R. Doyle Symms, Idaho Board of Highway Directors, Plaintiff, vs. I. L. Dunham and Joyce Dunham, husband and wife, and The Federal Land Bank of Spokane, a corporation, Defendants, dated March 20, 1964, recorded March 20, 1964 as Instrument Number 10907, Gooding County records, affecting a portion of the NW¼SE¼ and SE¼SE¼ of Section 2, Township 7 South, Range 13, East Boise Meridian.

Easements and Conditions contained in Second Judgment and Decree of Condemnation in the case of The State of Idaho, ex rel, Wallace C. Burns, Ernest F. Gaffney and R. Doyle Symms, Idaho Board of Highway Directors, Plaintiff, vs. John C. Sanborn, Defendant, dated March 20, 1964, recorded April 17, 1964 as Instrument Number 11164, Gooding County records, affecting a portion of Government Lot 2 and the W½SE¼ of Section 2, and the NW¼NE¼ of Section 11, Township 7 South, Range 13, East Boise Meridian.

Water from Billingsley Creek through the existing ditch subject to pay their proportionate part of the maintenance and upkeep of said ditch as set forth in Warranty Deed dated September 22, 1969, recorded September 23, 1969 as Instrument Number 29869, Gooding County records.

Terms and conditions of a Roadway Maintenance Agreement by and between Mary Lou Prester, as Personal Representative of the Estate of Carroll Nicholson, deceased, and Jack Martin and Lillias P. Martin, husband and wife, dated May 6, 1986, recorded May 14, 1986 as Instrument Number 121215, Gooding County records.

Terms and conditions Fence line Agreement, including the terms and provisions thereof by and between Ignacio Nick Zabala and Carmen Maria Zabala, husband and wife and Gordon E. Dahlgreen and Kathryn A. Dahlgreen, husband and wife, dated September 22, 1986 and recorded September 23, 1986, as Instrument Number 123962, records of Gooding County, Idaho.

Power Line Easement given by Ignacio Nick Zabala and Carmen Zabala, his wife to Idaho Power Company, a corporation, dated January 13, 1987, recorded June 18, 1987 as Instrument Number 128021, Gooding County records, affecting a parcel of land in the NW¼SE¼ of Section 2, Township 7 South, Range 13 East of the Boise Meridian.

Grant of Easement given by Nick Zabala, ("Grantor") to Craig J. Laughlin, ("Grantee"), a 20 foot wide easement for ingress and egress to his property upon a private road.

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.

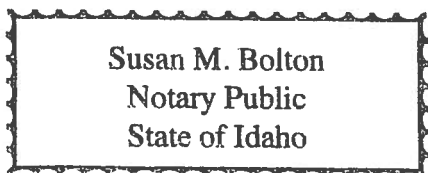
Dated: November ²⁵~~26~~, 2013

Ignacio Nick Zabala
Ignacio Nick Zabala

Carmen M. Zabala
Carmen M. Zabala

STATE OF IDAHO)
) ss.
COUNTY OF Gooding)

On this 25th day of November, 2013, before me, the undersigned, a Notary Public in and for said State, personally appeared Ignacio Nick Zabala and Carmen M. Zabala, 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.



Susan M. Bolton
Notary Public
Residing at: Gooding, ID
My Commission expires: 10-16-2016
Page 3 of 3