

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

NOV 18 2013

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?
36-4052	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐

2. Previous Owner's Name: HARRY H. HUTTANUS & SOPHIA R. HUTTANUS
Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): HERBERT C. DEUEL & BLANCHE H. DEUEL
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or

1128A BANBURY RD., P.O. BOX 348 BUHL ID 83316
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: JUNE 14, 2012

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: Blanche H. Deuel 9/30/13
Signature of new owner/claimant Title, if applicable Date

Signature: Herbert C. Deuel 9/30/13
Signature of new owner/claimant Title, if applicable Date

For IDWR Office Use Only:

Received by J. Cooper Date 11/27/2013 Receipt No. 5033660 Receipt Amt. 25.00
Approved by _____ Processed by _____ Date _____

TWIN FALLS COUNTY

Recorded for:

WILLIAM R. HOLLIFIELD

4:37:41 PM 06-14-2012

2012-011086

No. Pages: 7 Fee: \$ 28.00

KRISTINA GLASCOCK

County Clerk

Deputy: SSNAPP

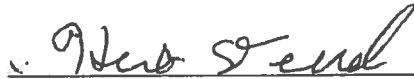
CO-PERSONAL REPRESENTATIVES' DEED

THIS DEED is made by HERBERT C. DEUEL and BLANCHE H. DEUEL, as Co-Personal Representatives of the Estates of HARRY H. HUTTANUS and SOPHIA R. HUTTANUS, deceased, Grantors, to HERBERT C. DEUEL and BLANCHE H. DEUEL, Grantees, whose current address is 1128A Banbury Road, P.O. Box 348, Buhl, Idaho 83316, in equal shares;

WHEREAS, Grantors are the qualified Co-Personal Representatives of the Estates of Harry H. Huttanus and Sophia R. Huttanus, deceased;

THEREFORE, Grantors convey and release to the Grantees of all the estates' interest in and to the following described real property in Twin Falls County, Idaho, more particularly described in Exhibit "A" attached hereto, with all appurtenances thereto, including all water rights appurtenant thereto.

EXECUTED this 14th day of June, 2012.



HERBERT C. DEUEL

Co-Personal Representative of the Estates of Harry H. Huttanus and Sophia R. Huttanus, deceased.



BLANCHE H. DEUEL

Co-Personal Representative of the Estates of Harry H. Huttanus and Sophia R. Huttanus, deceased.

STATE OF IDAHO)
) ss.
County of Twin Falls)

On this 14th day of June, 2012, before me, the undersigned, a notary public in and for said state, personally appeared, HERBERT C. DEUEL, known or identified to me to be the person whose name is subscribed to the within instrument, as Co-Personal Representative of the Estates of HARRY H. HUTTANUS and SOPHIA R. HUTTANUS, deceased, and acknowledged to me that he executed the same as such Personal Representative.

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

 [Signature]
NOTARY PUBLIC FOR IDAHO
Residing at: Twin Falls
My Commission Expires: 9/16/2019

STATE OF IDAHO)
) ss.
County of Twin Falls)

On this 14th day of June, 2012, before me, the undersigned, a notary public in and for said state, personally appeared, BLANCHE H. DEUEL, known or identified to me to be the person whose name is subscribed to the within instrument, as Co-Personal Representative of the Estates of HARRY H. HUTTANUS and SOPHIA R. HUTTANUS, deceased, and acknowledged to me that she executed the same as such Personal Representative.

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

 [Signature]
NOTARY PUBLIC FOR IDAHO
Residing at: Twin Falls
My Commission Expires: 9/16/2019

REAL PROPERTY

PARCEL 1: From the quarter stone common to Section 32 and 33, Township Eight (8) South, Range Fourteen East of the Boise Meridian, bearing south Eighty-nine degrees and forty-five minutes East (S 89° 45' E) eight hundred fifteen (815) feet on the quarter section line common to Lots Three (3) and Six (6) lies a point "A". Also from this point "A" there is a spike driven in a ten inch (10") diameter deciduous tree bearing South forty degrees and twenty-five minutes West (S 40° 25' W) one hundred eleven (111) feet. Commencing from the above designated point "A" which is on the south boundary line of Lot three (3) said Township and Range, thence North Two degrees and forty-nine minutes East (N 2° 49' E) four hundred ninety-one (491) feet to a point "B" where a galvanized nail is driven approximately in the middle atop a huge boulder; thence North seventeen degrees and eleven minutes East (N 17° 11' E) seven hundred three and five tenths (703.5) feet to a point "C"; thence North five degrees and twenty-eight minutes East (N 5° 28' E) one hundred forty-eight and six tenths (148.6) feet to a point "D"; thence South eighty-nine degrees forty-five minutes East (S 89° 45' E) two hundred twenty-one (221) feet along the North boundary line of Lot three (3) said Township and Range to a point "G"; thence South ten degrees and seventeen minutes West (S 10° 17' W) along the Snake River one hundred sixty-nine (169) feet to a point "H"; thence South sixteen degrees and seventeen minutes West (S 16° 17' W) one hundred seventy (170) feet to a point "I"; thence South three degrees and fifty-eight minutes West (S 3° 58' W) two hundred fifty (250) feet to a point "J"; thence South eight degrees and fifty-six minutes East (S 8° 56' E) one hundred fifty-six (156) feet

to a point "K", this said point "K" being nine and three tenths (9.3) feet East of the Northeast Corner on the North Line extended of the Banbury building proper; thence South one degree and fifty-six minutes East (S 11 56' E) three hundred feet to a point "L"; thence South seven degrees and six minutes East (S 7° 6' E) two hundred five (205) feet to a point "M"; thence South Naught degrees and fifty minutes West (S 0° 50' W) sixty-eight and four tenths (68.4) feet to a point "N"; thence North eighty-nine degrees and forty-five minutes West (N 89° 45' W) four hundred thirty-three (433) feet along the quarter line of forestated section to the point "A" of commencement. Containing ten and five tenths (10.5) acres, more or less.

EXCEPTING THEREFROM a tract within the aforesaid description as follows: Commencing at point "C"; thence North five degrees and twenty-eight minutes East (N 5° 28' E) one hundred forty-eight and six tenths (148.6) feet to point "D"; thence South eighty-nine degrees and forty-five minutes East (S 89° 45' E) two hundred twenty-one feet along the North Boundary Line of Lot Three (3) said Township and Range to a point "G"; thence South ten degrees and seventeen minutes West (S 10° 17' W) along the Snake River one hundred sixty-nine (169) feet to point "H"; thence generally in a westerly direction to the point of commencement at point "C".

EXCEPTING AND RESERVING to the Grantors (Dale Bell and Lila Bell) a strip of land on the East side of the Western boundary of the aforesaid described land from point "A" to point "C", twenty (20) feet in width, for the purpose of a roadway.

PARCEL II. Also the northern part of Lot (6), Section thirty-three (Sec. 33) Township eight South Tp. 8 S.) Range fourteen East Boise Meridian (R. 14 E., B.M.,) described as follows: Beginning at the quarter corner stone common to Sections Thirty-two and Thirty-three (Sec. 32 & 33); Township Eight South (Tp. 8 S.) Range 14 East of the Boise Meridian (R. 14 E., B.M.) thence South eighty-nine degrees and forty-five minutes East (S 89° 45' E) one thousand two hundred forty-eight (1,248) feet along the North Boundary Line of Lot Six (6) said township and range to a point on the edge of the Snake River designated as "N"; thence South one degree and four minutes East (S 1° 4' E) two

hundred seventy-six (276) feet to a point "O"; thence North eighty-one degrees and thirty-four minutes West (N 81° 34' W) one hundred forty-one (141) feet to a point "P"; thence North one degree and thirty-four minutes West (N 1° 34' W) one hundred fifty-eight feet to a point "Q"; thence North eighty-eight degrees and no minutes West (N 88° 0' W) three hundred sixty-six (366) feet to a point "R"; where a spike is driven in a ten inch deciduous tree; thence North seventy degrees and thirty-seven minutes West (N 70° 37' W) one hundred fifty-three (153) feet to point "S"; thence North eighty-nine degrees and forty-five minutes West (N 89° 45' W) six hundred (600) feet to a point "T"; thence North naught degrees and four minutes West (N 0° 4' W) thirty-seven (37) feet to the place of beginning. Containing two and three tenths (2.3) acres, more or less.

EXCEPTING AND RESERVING to Grantors (Dale Bell and Lila Bell) an easement and right to use the existing road located on the above-described parcel II and that portion of Parcel II necessary to construct a twenty (20) foot road to the twenty (20) foot strip of land reserved in Parcel I from point 'A' to point "C".

PARCEL III. Together with all water and water rights appurtenant to Parcels I and II, under and by virtue of Water License No. 15650, Water District No. 60 with date of priority the 10th day of November, 1922, issued to J.W. Banbury of Wendell, County of Gooding, State of Idaho on the 18th day of October, 1923, together with all water appropriated and used under said permit at the Banbury Natatorium, located in Lot three (3) of Section Thirty-three (33), Township Eight (8) South, Range Fourteen (14) East of the Boise Meridian; said water right being water of Blind Springs, a tributary of Snake River, for the purpose of irrigation and domestic use under Permit No. 15650; point of diversion being located on the Southwest Quarter of the Northeast Quarter (SW 1/4 NE 1/4) of Section Thirty-three (33), Township Eight (8) South, Range Fourteen (14) East of the Boise Meridian, in Gooding County, Idaho;

TOGETHER with and all singular the tenements, hereditaments and appurtenances thereunto belonging, or in anywise appertaining.

PARCEL IV. Together with all gas, oil and minerals that now or may be hereafter discovered under the land hereinafter described, together with the right to enter any portion of the hereinafter-described land conveyed for the purpose of prospecting for or developing gas, oil or minerals under the following described real estate, to wit:

All of Lot Six (6), Section Thirty-three (33) Township Eight (8), South Range Fourteen (14) East of the Boise Meridian except that piece of land described as follows:

Beginning at the quarter corner common to Sections 32 and 33, Tp. 8, S., Range 14, E., B.M., said point being marked with a stone; thence East along the quarter section line common to Lots 3 and 6 to a point on the West bank of Snake River, said point being South Eighty-nine Degrees and forty-five minutes East (S. 89° 45' E) one thousand, two hundred forty-eight (1,248) feet; thence South one degree and four minutes East (S 1° 4' E) two hundred seventy-six (276) feet; thence North eighty-one degrees and thirty-four minutes West (N 81° 34' W) one hundred and forty-one (141) feet; thence North one degree and thirty-four minutes West (N 1° 34' W) one hundred fifty-eight (158) feet; thence North eighty-eight degrees and no minutes West (N 88° 00' W) three hundred sixty-six (366) feet to a spike driven in a ten inch deciduous tree; thence North seventy degrees and thirty-seven minutes West (N 70° 37' W) one hundred fifty-three (153) feet to a point forty (40) feet South of the North line of said Lot six (6); thence North eighty-nine degrees and forty-five minutes West (N 89° 45' W) six hundred (600) feet; thence North naught degrees and four minutes West (N 0° 4' W) forty (40) feet to the place of beginning. Together with a water right consisting of thirty-six (36) shares of water from the Banbury Pipe Line.

EXCEPTING AND RESERVING to the Sellers from Parcels I and II a water right in Water License No. 15650 in the amount of .125 c.f.s. and further excepting and reserving to the sellers a water right in the hot water well located on Parcel II in the amount of c.f.s., together with a right-of-way for the conveyance of hot and cold water by pipelines over and across Parcels I and II from the hot water well head and from the source of the water on the

subject property of the water under License No.
15650 to property North of Parcel I owned by the
sellers (Dale Bell and Lila Bell).

DISTRICT COURT
TWIN FALLS CO. IDAHO
FILED

2011 APR -8 PM 1:41

BY _____ CLERK

DEPUTY

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HOLLIFIELD LAW OFFICE
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P.O. Box 66
Twin Falls, Idaho 83303-0066
Telephone: (208) 734-5610
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TWIN FALLS COUNTY

Recorded for:

WILLIAM HOLLIFIELD
4:36:50 PM 06-25-2012

2012-011869

No. Pages: 1 Fee: \$ 10.00

KRISTINA GLASCOCK

County Clerk

Deputy: BHUNTER

Attorney for Applicant

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS
MAGISTRATE DIVISION

In the Matter of the Estate of) Case No. SP 99-403
)
)
HARRY H. HUTTANUS and) **LETTERS TESTAMENTARY**
SOPHIA R. HUTTANUS,)
)
)
Deceased.)
_____)

1. HERBERT C. DEUEL and BLANCHE H. DEUEL were duly appointed and qualified as general Co-Personal Representatives of the estates of the above-named decedent on the 29th day of April, 1999, by the Court with all authority pertaining thereto.

2. Administration of the estate is unsupervised.

These letters are issued to evidence the appointment, qualification, and authority of the said Co-Personal Representatives or special administrator. These Letters Testamentary are valid as of the date of this signing.

WITNESS, my signature and the Seal of this Court, this 8th day of April, 2011.

Kristina Glascock
MAGISTRATE JUDGE

State of Idaho
County of Twin Falls

I hereby certify the foregoing to be a full, true, and correct copy of the original on file in the above entitled action.

KRISTINA GLASCOCK
CLERK OF THE DISTRICT COURT

By *Kristina Glascock*
COURT SERVICES