

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

DE ✓
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 AUG 29 2007
 DEPARTMENT OF
 WATER RESOURCES

Please print or type. Attach pages with additional information. Instructions are included at the end of this form. Incomplete forms will be returned.

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case IDWR will produce new water right number(s) for the split(s).

Water Right No(s)	Adjudication Claim No(s)	Split(s)	Water Right No(s)	Adjudication Claim No(s)	Split(s)
13-7351					

2. The following **REQUIRED** information must be submitted with this form:

- A. The appropriate **FILING FEE**. See instructions for fee amounts. \$25
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are on file with the county Planning and Zoning or Recorder's Office).
- OR**
- D. If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency or equivalent **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant(s)

TONY R + TRINY GUILLEN
3503 ATLANTIC AVE

4. New Owner/Claimant(s)

LONG BEACH, CA 90807

Name Connector (Check one): [] and, [] or, [] and/or

New Mailing Address

JOHN + KATHERINE GARIZ

City, State and ZIP Code

6621 E. PACIFIC COAST Hwy #230
LONG BEACH, CA 90803

New Telephone Number

(562) 5964024

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5. Date you acquired the property

8-10-05

6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in line 1, then skip this line and go to line 7. If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (you may copy this page, if necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right will not be split, skip this area and proceed to line 7)		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Water Right and/or Adjudication Claim Number		
Irrigation		
Stock		
Domestic	.04	
Other		
Totals	.04	
Water Right and/or Adjudication Claim Number		
Irrigation		
Stock		
Domestic		
Other		
Totals		
Water Right and/or Adjudication Claim Number		
Irrigation		
Stock		
Domestic		
Other		
Totals		

For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.

7. Signature(s) of New Owner(s) or Claimant(s)

(title if applicable)

(title if applicable)

IT IS IMPORTANT TO FILE THIS COMPLETED FORM AT THE APPROPRIATE IDWR OFFICE, WITH PAYMENT OF THE FILING FEE AND THE OWNERSHIP DOCUMENT(S), AS REFERRED TO IN LINE 2.

For IDWR Office Use Only:

Received by QC
 Received by QC
 Processed by _____ AJ

Date 8-27-07
 Date 8-27-07
 Date _____

Receipt Amt. \$25-
 Receipt No. E033290
 WR _____ Date _____

Settlement Statement

U.S. Department of Housing
and Urban Development

CMB Approval No. 2502-1265

** FINAL **

Type Of Loan FHA ☐ 2 ☐ FmHA ☐ 3 ☐ Conv. Unins. VA ☐ 5 ☐ Conv. Ins.		6. File Number NTF-3165	7. Loan Number	8. Mortgage Insurance Case Number
te: This form is furnished to give you a statement of actual settlement costs. Amounts paid to and by the settlement agent are shown. Items marked "(p.o.c)" were paid to the closing, they are shown here for informational purposes and are not included in the totals				
Name and Address of Borrower TH. R. GARR CO-TRUSTEE HERNIE E. GARR CO-TRUSTEE 1 E. PACIFIC COAST HIGHWAY, STE 230 LA BEACH CA 92803		Name and Address of Seller THE GUILLEN FAMILY TRUST 4112 BUTON DRIVE LAKEWOOD CA 90712		Name and Address of Lender
Property Location 1307.01 3764 EAST STATION CREEK ROAD PRESTON ID 83263		H. Settlement Agent NORTHERN TITLE COMPANY OF IDAHO 82-0522129 Place of Settlement 96 SOUTH STATE STREET PRESTON, IDAHO 83263 Settlement Date 8/10/2005 Disbursement Date 8/31/2005		
Summary of Borrower's Transaction Gross Amount Due From Borrower Contract Sales Price 600,000.00 Personal Property Settlement Charges to borrower (line 1400) 1,807.00 PRORATED 05 TX PD \$587.12		K. Summary of Seller's Transaction 400. Gross Amount Due to Seller 401. Contract Sales Price 402. Personal Property 403. 404. 405.		
Adjustments for items paid by seller in advance City/Town Taxes to County Taxes to Assessments to		Adjustments for items paid by seller in advance 406. City/Town Taxes to 407. County Taxes to 408. Assessments to 409. 410. 411. 412.		
Gross Amount Due From Borrower 601,807.00 Amounts paid By Or In Behalf Of Borrower Deposit or earnest money 10,000.00 Principal amount of new loan(s) 250,000.00 Existing loan(s) taken subject to FUNDS FROM 1031 EXCHANGE 117,188.42 FUNDS FROM 1031 EXCHANGE 131,719.90 DOWN PYMT TO NTC 99,000.00		420. Gross Amount Due To Seller 500. Reductions in Amount Due To Seller 501. Excess deposit (see instructions) 502. Settlement charges to seller (line 1400) 503. Existing loan(s) taken subject to 504. Payoff of first mortgage loan 505. Payoff of second mortgage loan 506. 507. 508. 509.		
Adjustments for items unpaid by seller City/Town Taxes to 1/1/2005 to 8/31/2005 County Taxes 1/1/2005 to 8/31/2005 Assessments to		Adjustments for items unpaid by seller 510. City/Town Taxes to 511. County Taxes to 512. Assessments to 513. 514. 515. 516. 517. 518. 519.		
I. Total paid By/For Borrower 607,908.32 J. Cash At Settlement From/To Borrower Cash amount due from borrower (line 120) 607,908.32 Less amounts paid by/for borrower (line 100) 607,908.32		520. Total Reduction Amount Due Seller 600. Cash At Settlement To/From Seller 601. Gross Amount due to seller (line 420) 602. Less reductions in amt due seller (line 520)		
1. Cash ☐ From ☒ To Borrower (6,101.32)		603. Cash ☒ To ☐ From Seller		

I, HUD-1 settlement which I have prepared is a true and accurate account of this transaction. I have caused or will cause the funds to be disbursed in accordance with this settlement.

NTF-3165
JOHN R. GARR TRUSTEE
6621 E. PACIFIC COAST HIGHWAY, STE 230
LONG BEACH, CA 90803

231125 1--

Recorded at the request of
NORTHERN TITLE

SEP 01 2005 4:3
a.m. p.m.

V. ELLIOTT LARSEN, RECORDER
By Shauna Geddes Deput
FRANKLIN COUNTY, IDAHO

TRUSTEE'S DEED

ANTONIO R. GUILLEN, TRUSTEE, PURSUANT TO THE TERMS OF THE NON-MARITAL TRUST ("TRUST B") OF THE GUILLEN FAMILY TRUST DATED APRIL 22, 1996, AS THEIR INTEREST MAY APPEAR IF ANY, Grantor(s) of LAKEWOOD, County of LOS ANGELES, State of CA, hereby ~~CONVEY~~ **AND WARRANT** to JOHN R. GARR and KATHERINE E. GARR, CO-TRUSTEES OF THE GARR FAMILY TRUST, DATED SEPTEMBER 26, 2001, Grantee(s) of LONG BEACH, County of LOS ANGELES, State of CA for the sum of TEN DOLLARS AND OTHER GOOD AND VALUABLE CONSIDERATION, the following described tract of land in Franklin County, State of Idaho:

See Attached Exhibit "A"

Subject to easements, restrictions and rights of way of record, and taxes for the year 2005 and thereafter.

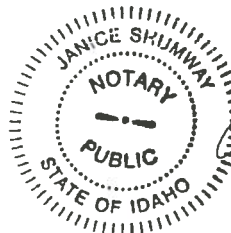
Witness, the hand(s) of said Grantor(s), this August 10, 2005.

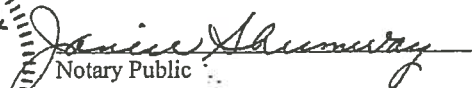

ANTONIO R. GUILLEN, TRUSTEE

State of Idaho)
County of Franklin)

On August 10, 2005, personally appeared before me ANTONIO R. GUILLEN the signer(s) of the within instrument, who duly acknowledged to me that he executed the same.

Residing: Preston, Idaho
Expires: 3-12-2011




Notary Public

"EXHIBIT A"

A PORTION OF THE SE $\frac{1}{4}$ SE $\frac{1}{4}$ OF SECTION 21, T14S, R40E OF THE BOISE MERIDIAN, AND MORE PARTICULARLY DESCRIBED AS FOLLOWS: COMMENCING AT A POINT NORTH 89° 49' WEST 1028.4 FEET FROM THE SOUTHEAST CORNER OF SECTION 21, AND RUNNING THENCE NORTH 0° 25' WEST 107.5 FEET; THENCE NORTH 3° 10' WEST 374.77 FEET; THENCE NORTH 15° 45' WEST 191.79 FEET; THENCE NORTH 00° 10' EAST 202.84 FEET; THENCE NORTH 33° 20' EAST 467 FEET; THENCE NORTH 38° 20' EAST 73.19 FEET TO THE SIXTEENTH LINE; THENCE WEST 520.7 FEET TO THE SIXTEENTH LINE; THENCE SOUTH 80 RODS ALONG THE SIXTEENTH LINE TO THE SECTION LINE; THENCE EAST 291.6 FEET ALONG THE SECTION LINE TO THE POINT OF BEGINNING. THE GRANTORS RESERVE THE RIGHT TO TRAVEL OVER AND ACROSS THE ABOVE-DESCRIBED PREMISES FOR THE PURPOSE OF MAINTAINING THE FENCE LINE. (1307.01)

TOWNSHIP 14 SOUTH, RANGE 40 EAST OF THE BOISE MERIDIAN.

SECTION 21: BEGINNING AT THE NORTHWEST CORNER OF THE NE $\frac{1}{4}$ NE $\frac{1}{4}$ OF SAID SECTION 28, TOWNSHIP AND RANGE AFORESAID, AND RUNNING THENCE SOUTH 266 FEET, MORE OR LESS, TO A POINT 10 FEET BELOW THE PRESTON RIVERDALE AND MINK CREEK CANAL; THENCE NORTH 63° WEST 380 FEET, MORE OR LESS, TO THE UPPER SIDE OF GLENCOE DUGWAY, AT THE BOTTOM OF WATER HOLLOW; THENCE NORTHEASTERLY ALONG THE UPPER SIDE OF SAID DUGWAY TO A POINT 600 FEET, MORE OR LESS, NORTH OF THE POINT OF BEGINNING; THENCE SOUTH 600 FEET, MORE OR LESS, TO THE POINT OF BEGINNING. (1312.00)

SECTION 27: NW $\frac{1}{4}$ SW $\frac{1}{4}$ (1345.00)

SLCTION 28: E $\frac{1}{4}$ NE $\frac{1}{4}$, E $\frac{1}{4}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$ (1348.00)

EXCEPTING THEREFROM: COMMENCING AT THE NORTHEAST CORNER OF SECTION 28, AND RUNNING THENCE NORTH 89° 49' WEST 626.5 FEET; THENCE SOUTH 15° 55' EAST 486 FEET; THENCE SOUTH 15° 10' EAST 186.5 FEET; THENCE SOUTH 26° 20' EAST 296.72 FEET; THENCE SOUTH 54° 40' EAST 117 FEET; THENCE SOUTH 35° 15' EAST 98 FEET; THENCE SOUTH 8° 05' EAST 236.12 FEET; THENCE SOUTH 6° 50' WEST 304.18 FEET; THENCE SOUTH 15° 10' WEST 213.81 FEET; THENCE SOUTH 39° 10' EAST 354 FEET MORE OR LESS, TO THE EAST LINE OF SECTION 28, THENCE NORTH ALONG THE SECTION LINE 2075.6 FEET, MORE OR LESS, TO THE PLACE OF BEGINNING.

ALSO EXCEPTING THEREFROM: BEGINNING AT A POINT 266 FEET SOUTH OF THE NORTHWEST CORNER OF THE NE $\frac{1}{4}$ NE $\frac{1}{4}$ OF SAID SECTION 28, SAID POINT BEING 10 FEET BELOW PRESTON, RIVERDALE, MINK CREEK CANAL, RUNNING THENCE SOUTH 77 RODS, THENCE NORTH 31° EAST 68 RODS, MORE OR LESS, TO A POINT 10 FEET NORTH OF SAID CANAL, THENCE FOLLOWING THE MEADERINGS OF SAID CANAL TO THE POINT OF BEGINNING.

SECTION 33: N $\frac{1}{4}$ NE $\frac{1}{4}$ (1407.00)

TOGETHER WITH A RIGHT TO TRAVEL OVER THE FOLLOWING DESCRIBED PROPERTY:

BEGINNING AT THE SOUTHEAST CORNER OF THE NW $\frac{1}{4}$ SE $\frac{1}{4}$ OF SECTION 28, TOWNSHIP AND RANGE AFORESAID, AND RUNNING THENCE NORTH 82.5 FEET, MORE OR LESS, THENCE SOUTHWEST TO A POINT 495 FEET, MORE OR LESS, WEST OF THE POINT OF BEGINNING; THENCE EAST 247.5 FEET, MORE OR LESS, TO THE POINT OF BEGINNING.

Mitigation Plan: False

Close

TO Whom it may CONCERN,

I CANNOT LOCATE the seller, TONY GUILLEN.
PLEASE ACCEPT THE FOLLOWING.

VTY,

JOHN GARZ



State of Idaho

DEPARTMENT OF WATER RESOURCES

15 W Center Street, Soda Springs, Idaho 83276-1575

Phone: (208) 547-3993 FAX: (208) 547-3939 www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

August 13, 2007

JOHN GARR
6621 E PACIFIC COAST HWY STE 230
LONG BEACH, CA 90803

Ref: Permit 13-7351

Subject: Assignment of Permit

Dear John,

The Franklin County Assessor's office has identified you as the new land owner of property under the above referenced permit with the Idaho Department of Water Resources (Department). In our permitting process the next step is a required field inspection of the use of water under the permit. The permit however is personal property and did not go with the land when you purchased the property. The law requires an assignment of permit from the permittee to you and a filing fee of \$25.00. I've enclosed a print out from our database of the current owner of the permit.

Please include a copy of your warranty deed with the signed form and filing fee. Return it to Sharla Cox at the following address.

Attention: Sharla Cox
IDWR
900 N Skyline Dr. Suite A
Idaho Falls, ID 83402-1718

If you have any questions please don't hesitate to call me at 547-3993 or Sharla in our Idaho Falls office at 525-7161.

Respectfully,

Cindy E. Bird

Enclosure: Printout of permit
Assignment of Permit