

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

DEC 06 2012

DEPT. OF WATER RESOURCES
SOUTHERN REGION

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?
45-14062	Yes ☒	split into	Yes ☐		Yes ☐
	Yes ☐	45-14062	Yes ☐		Yes ☐
	Yes ☐	45-14432	Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐

2. Previous Owner's Name: BENNIE CHATBURN

Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): ADAM WARD

Name of each new owner as listed on the conveyance document

AMANDA WARD

New owner continued Name connector ☐ and ☐ or ☒ and/or

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: 11-29-12

6. 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.

SCANNED

JAN 30 2013

7. Signature: [Signature] Title, if applicable: _____ Date: 11-29-2012

Signature of new owner/claimant

Title, if applicable

Date

Signature: [Signature] Title, if applicable: _____ Date: 11/29/2012

Signature of new owner/claimant

Title, if applicable

Date

For IDWR Office Use Only:

Received by: [Signature] Date: 12-6-2012 Receipt No. S032935 Receipt Amt. \$500-

Approved by: _____ Processed by: _____ Date: _____

WARRANTY DEED

CASSIA COUNTY

Recorded for:

LAND TITLE AND ESCROW

1:31:40 pm 11-30-2012

#49908

2012-005465

No. Pages: 3

Fee: \$16.00

JOSEPH W. LARSEN

County Clerk

Deputy: THERESA

For Value Received

FRANCES C. FIELD, Personal Representative of the ESTATE OF BENNIE GERALD CHATBURN, deceased

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

ADAM WARD and AMANDA WARD, Husband and Wife as community property with right of survivorship

Address: 530 CEDAR DRIVE, BURLEY, ID 83318

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

SEE ATTACHED EXHIBIT 'A'

TOGETHER WITH all water and water rights, ditches and ditch rights used thereon or appurtenant thereto including but not limited to Idaho Department of Water right No. 45-14062.

SUBJECT TO:

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

Taxes for 2012 and subsequent years.

Any assessments levied, or to be levied, by the City of Albion.

Irrigation Easement, by and between Frances C. Field, Personal Representative of the Estate of Bennie Gerald Chatburn, Grantor, to Scott E. Garner, Trustee of the Scott E. Garner Trust, dated the 26th day of April, 2001, Grantee, dated March 7, 2007 and recorded March 21, 2007 as Instrument No. 314605, records of Cassia County, Idaho.

Irrigation Easement, by and between Frances C. Field, Personal Representative of the Estate of Bennie Gerald Chatburn, Grantor, to L. Gregg Vance, Trustee of the L. Gregg Vance Trust, dated the 8th day of February, 2000, Grantee, dated March 7, 2007 and recorded March 22, 2007 as Instrument No. 314621, records of Cassia County, Idaho.

THIS PROPERTY IS BEING CONVEYED WITH THE RESTRICTION THAT NO HOME OR HOMES SHALL BE ALLOWED TO BE PLACED ON THE PROPERTY EXCEPT FOR HOMES THAT ARE BUILT ON THE PREMISES.

This deed is executed pursuant to Letters Testamentary dated December 12, 2005 and recorded March 21, 2007 as Instrument NO. 314596 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.

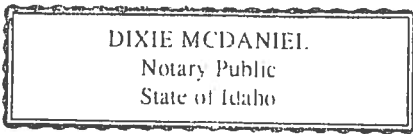
Dated: November 27, 2012

ESTATE OF BENNIE GERALD CHATBURN

BY: Frances C. Field
FRANCES C. FIELD, Personal Representative

STATE OF IDAHO)
 ss.) ss.
COUNTY OF ADA Owyhee)

On this 28 day of November, 2012, before me, the undersigned, a Notary Public in and for said State, personally appeared Frances C. Field, known or identified to me to be the person whose name is subscribed to the within instrument as Personal Representative of the Estate of BENNIE GERALD CHATBURN, and acknowledged to me that she executed the same as such Personal Representative.



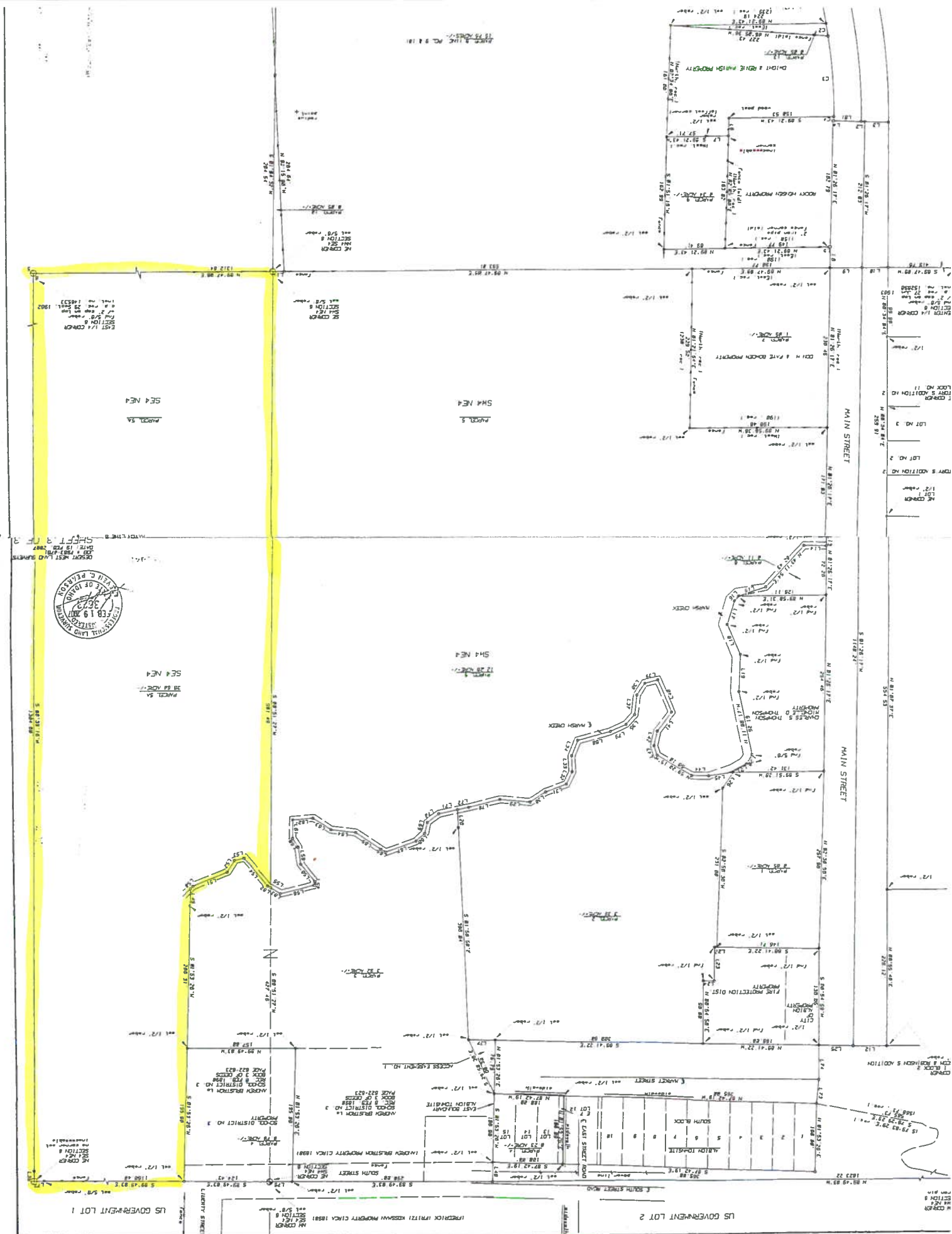
Dixie McDaniel
Notary Public For the State of Idaho
Residing at: Grand View, ID
My Commission expires: 1-12-13

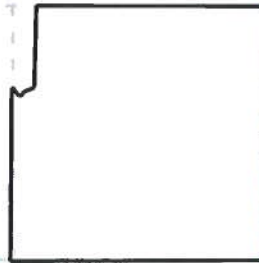
EXHIBIT "A"

TOWNSHIP 12 SOUTH, RANGE 25 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 6: Part of the SE¼NE¼, more particularly described as follows:

Beginning at the Northwest corner of the SE¼NE¼ of Section 6, said corner marked by a 5/8 inch rebar;
thence South 89°49'03" East along the north line of the SE¼NE¼ for a distance of 124.43 feet
to a ½ inch rebar at the Northeast corner of the School District No. 3 property which shall be the
Point of Beginning;
Thence South 89°49'03" East along the north line of the SE¼NE¼ for a distance of 1168.40 feet to a 5/8
inch rebar;
Thence South 89°49'03" East along the north line of the SE¼NE¼ for a distance of 15.00 feet to the
northeast corner of the SE¼NE¼;
Thence South 00°39'16" West along the east line of the SE¼NE¼ for a distance of 15.01 feet to a 5/8 inch
rebar;
Thence South 00°39'16" West along the east line of the SE¼NE¼ for a distance of 1304.80 feet to a 5/8
inch rebar at the East quarter corner of Section 6;
Thence South 89°47'08" West along the south line of the SE¼NE¼ for a distance of 1312.64 feet to a 5/8
inch rebar at the southeast corner of the SW¼NE¼;
Thence North 00°51'27" East along the west line of the SE¼NE¼ for a distance of 901.49 feet to the
centerline of Marsh Creek;
Thence on the centerline of Marsh Creek on the following courses and distances:
South 58°25'13" East for 4.97 feet;
South 39°29'53" East for 52.87 feet;
North 76°19'47" East for 14.35 feet;
North 31°38'43" East for 20.33 feet;
North 68°19'48" East for 54.47 feet;
North 45°48'46" East for 5.12 feet;
Thence leaving said centerline North 01°53'26" East for a distance of 24.95 feet to a ½ inch rebar;
Thence North 01°53'26" East for a distance of 206.31 feet to a ½ inch rebar at the southeast corner of the
School District No. 3 property;
Thence North 01°53'26" East along the east boundary of the School District No. 3 property for a distance
of 195.00 feet to the Point of Beginning.





1/29/2013

Scale: 1 inch= 1000 feet

File:

Tract 1: 38.5955 Acres, Closure: n36.3043w 0.01 ft. (1/534454), Perimeter=5296 ft.

01 /nw,se,ne,6,12s,25e
02 /s89.4903e 124.43
03 s89.4903e 1168.4
04 s89.4903e 15
05 s00.3916w 15.01
06 s00.3916w 1304.8
07 s89.4708w 1312.64
08 n00.5127e 901.49
09 s58.2513e 4.97
10 s39.2953e 52.87
11 n76.1947e 14.35

12 n31.3843e 20.33
13 n68.1948e 54.47
14 n45.4846e 5.12
15 n01.5326e 24.95
16 n01.5326e 206.31
17 n01.5326e 195