

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

NOV 15 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?
43-2233	Yes ☐		Yes ☐		Yes ☐
43-10075	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐

2. Previous Owner's Name: Bud and Lucy Tracy
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Gibb Smith
Name of each new owner as listed on the conveyance document
Becki Smith
New owner continued ☐ Name connector ☒ and ☐ or ☐ and/or
598 N 200 W
Mailing address
Rupert ID 83350
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: _____
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.

7. Signature: [Signature] Title, if applicable: _____ Date: Nov. 10. 2012
Signature: [Signature] Title, if applicable: _____ Date: Nov. 10, 2012

For IDWR Office Use Only:

Received by _____ Date _____ Receipt No. _____ Receipt Amt. _____
Approved by _____ Processed by _____ Date _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Notice of Change in Water Right Ownership

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OCT 26 2012
DEPT. OF WATER RESOURCES
SOUTHERN REGION

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Water Right/Claim No.	Split?	Water Right/Claim No.	Split?	Water Right/Claim No.	Split?
43-2233	Yes ☐		Yes ☐		Yes ☐
43-10075	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐

2. Previous Owner's Name: Lucy Tracy and Vernon L. (Bud) Tracy
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Gibb Smith
Name of each new owner as listed on the conveyance document
Becki Smith
New owner continued ☐ Name connector ☐ and ☐ or ☐ and/or
598 North 200 West
Mailing address
Rupert ID 83350
City State ZIP
Telephone _____ Email _____

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 - \$100 per *split* water right.
 - No fee is required for pending adjudication claims.

7. Signature: [Signature] Title, if applicable _____ Date 10/24/12
Signature of new owner/claimant
- Signature: [Signature] Title, if applicable _____ Date 10/24/12
Signature of new owner/claimant

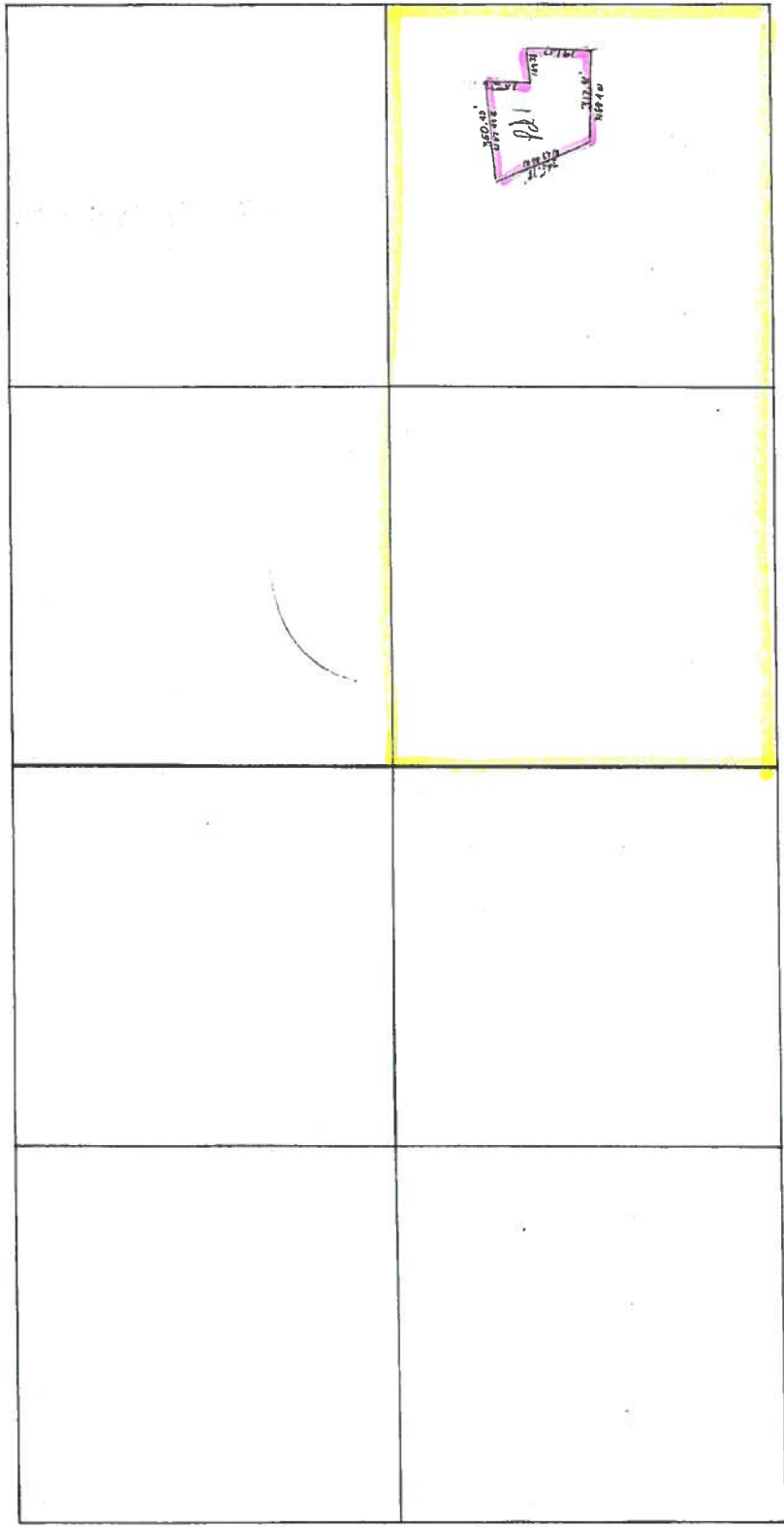
For IDWR Office Use Only:

Received by [Signature] Date 10-26-2012 Receipt No. 5032874 Receipt Amt. \$50-
Approved by _____ Processed by _____ Date _____

SUPPORT DATA
IN FILE # 43-2233

LAND TITLE AND ESCROW, INC. COUNTY Cassia SEC. 17 TWP 14 S RGE 26 EBM.

South 1/2



RECEIVED
OCT 26 2012
DEPT. OF WATER RESOURCES
SOUTHERN REGION

WARRANTY DEED

CASSIA COUNTY
Recorded for:
LAND TITLE AND ESCROW
4:02:23 pm 10-24-2012 #49811
2012-004925
No. Pages: 3 Fee: \$16.00
JOSEPH W. LARSEN
County Clerk
Deputy: HEVANS

For Value Received

BUD TRACY and LUCY TRACY, husband and wife

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

GIBB SMITH and BECKI SMITH, husband and wife as community property with right of survivorship

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

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.

SUBJECT TO:

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

Taxes for 2012 and subsequent years.

Assessments levied, or to be levied, by Raft River Ground Water District.

Terms and conditions contained in the 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.

Terms and conditions contained in the Right of Way Agreement executed by Bud and Lucy Tracy and Terry and Linda Hutchison, dated May 8, 1995 and 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.

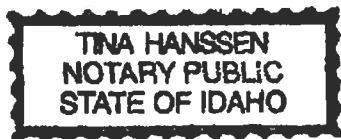
Dated: October 24, 2012


BUD TRACY


LUCY TRACY

STATE OF IDAHO)
) ss.
COUNTY OF CASSIA)

On the 24th day of October, 2012, before me, the undersigned, a Notary Public in and for said State, personally appeared **BUD TRACY** and **LUCY TRACY**, 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.




Notary Public
Residing at: Boise, ID
My Commission expires: 05/07/15

EXHIBIT "A"

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

Section 17: S½SE¼ SAVE AND EXCEPT the following described parcel:

**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.**