

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

OCT 30 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?
36-10006	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐

2. Previous Owner's Name: Elmo M. Burgess and Ila G. Burgess
Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): Craig J. Louder and Erica Louder
Name of each new owner as listed on the conveyance document

New owner continued Name connector ☐ and ☐ or ☐ and/or
307 South 35 West Road, Jerome, ID 83338
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: October 26, 2012

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):
 - o \$25 per *undivided* water right.
 - o \$100 per *split* water right.
 - o No fee is required for pending adjudication claims.

7. Signature: Craig Louder

Signature of new owner/claimant
Craig J. Louder

Title, if applicable

Date

10/25/12

Signature: Erica Louder

Signature of new owner/claimant
Erica Louder

Title, if applicable

Date

10/25/2012

For IDWR Office Use Only:

Received by Am

Date 10-30-2012

Receipt No. 5032877

Receipt Amt. \$25-

Approved by

Processed by

Date

WARRANTY DEED

Instrument # 2124569 #J-41022
JEROME COUNTY, JEROME, IDAHO
10-26-2012 04:04:34 No. of Pages: 2
Recorded for : LAND TITLE AND ESCROW
MICHELLE EMERSON Fee: 13.00
Ex-Officio Recorder Deputy 

For Value Received

David Elmo Burgess, as Personal Representative in the matter of the Estate of Elmo Mayer Burgess, deceased, under Jerome County District Case No. CV2007-228, pursuant to Amended Letters Testamentary recorded as Instrument Number 2124568.

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

Craig J. Louder and Erica R. Louder, husband and wife, as community property with right of Survivorship
Address: 307 South 35 West Road, Jerome, ID 83338

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

PARCEL NO. 1:

Lot 5 of HILLVIEW ESTATES SUBDIVISION NO. 2, a subdivision amending Lots 7, 8 and 9 in Block 1 of Hillview Estates Subdivision located in Government Lot 2, Section 1, Township 9 South, Range 16 East of the Boise Meridian, Jerome County, Idaho, according to the official plat thereof, recorded November 7, 2006 as Instrument Number 2066754, Jerome County records.

PARCEL NO. 2:

An access easement over the West 12½ feet of Lot 1 and the East 12½ feet of Lot 2 of Hillview Estates Subdivision No. 2, as disclosed by Quitclaim Deed recorded April 25, 2007 as Instrument Number 2072470, Jerome County records.

SUBJECT TO:

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

Taxes for 2012 and subsequent years, a lien, but not yet due or payable.

Assessments of the North Side Canal Company and the rights and powers of said Company as by law provided.

Right of way for roads, canals, laterals and waste ditches as contained in an Agreement by and between the State of Idaho, and the Twin Falls North Side Land and Water Company, dated August 21, 1907, recorded in Book 15 Page 589, Jerome County records.

Power Line Easement given by George Crozier, a widower, to Idaho Power Company, a corporation, dated September 19, 1950, recorded March 22, 1951 in Book 142 Page 461 as Instrument Number 112328, Jerome County records, granting to said corporation, a right of way and easement for erection and maintenance of an electric transmission line over and across Lot 1 of Section 1, Township 9 South, Range 16 East Boise Meridian.

Declaration of Protective Restrictions and Covenants impressed upon Hillview Estates, recorded April 17, 1974 in Book 184 Page 868, as Instrument Number 205514, and amended by document recorded December 17, 1974 in Book 184 Page 984 as Instrument Number 209191, Jerome County records. Second Amendment to Declaration of Protective Restrictions and Covenants of Hillview Estates dated ____, recorded March 3, 1977 in Book 184 Page 1397 as Instrument Number 223392, Jerome County records.

Declaration of Protective Restrictions and Covenants impressed upon Hillview Estates Subdivision No. 2, recorded November 7, 2006, as Instrument Number 2066755, Jerome County records.

Easements and setback lines as shown on the recorded plat of Hillview Estates Subdivision No. 2.

Sanitary Restrictions as shown on the recorded plat of Hillview Estates Subdivision No. 2.

Conditions and Restrictions as shown on the recorded plat of Hillview Estates Subdivision No. 2.

Road Maintenance Agreement by and between Elmo M. Burgess, a married man, Marc J. and Pamela V. Basti, husband and wife, and David E. and Kathleen G. Burgess, husband and wife Trustees of the David E. and Kathleen G. Burgess Living Trust, dated October 6, 2006, recorded November 7, 2006, as Instrument Number 2066756, Jerome County records.

10B PR
11.83
TOGETHER WITH all water and water rights, ditches and ditch rights used thereon or appurtenant thereto including but not limited to ~~10~~ shares water, North Side Canal Company Ltd and State of Idaho, Department of Water Resources Water right number 36-10006.

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 encumbrances except as above described and that Grantor will warrant and defend the same from all lawful claims whatsoever.

Dated: October 25, 2012

Estate of Elmo Mayer Burgess, deceased

David Elmo Burgess

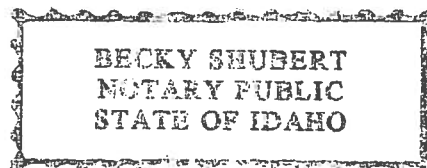
by: David Elmo Burgess, as Personal Representative

STATE OF IDAHO)
) ss.

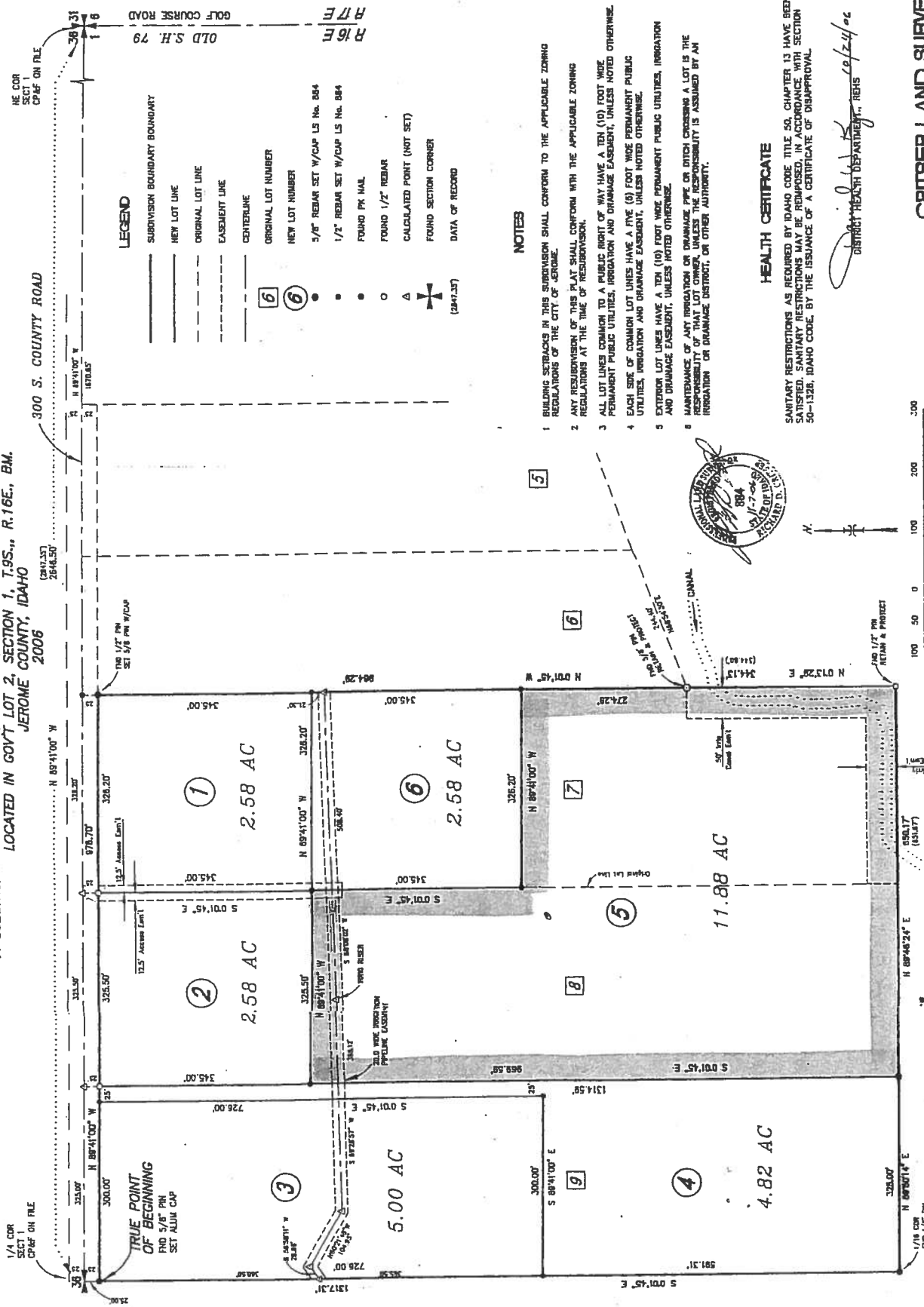
COUNTY OF Jerome)

On this 26th day of October, 2012, before me, the undersigned, a Notary Public in and for said State, personally appeared David Elmo Burgess, known or identified to me to be the person whose name is subscribed to the within instrument as Personal Representative of the Estate of Elmo Mayer Burgess, and acknowledged to me that he executed the same as such Personal Representative.

Becky Shubert
Notary Public
Residing at: Jerome ID
My Commission expires: 02-23 2017



PLAT OF HILLVIEW ESTATES SUBDIVISION No. 2 A SUBDIVISION AMENDING LOTS 7, 8 AND 9, BLOCK 1 OF HILLVIEW ESTATES SUBDIVISION LOCATED IN GOVT LOT 2, SECTION 1, T9S., R.16E., BM. JEROME COUNTY, IDAHO 2006



LEGEND

---	SUBDIVISION BOUNDARY
---	NEW LOT LINE
---	ORIGINAL LOT LINE
---	EASEMENT LINE
---	CENTERLINE
6	ORIGINAL LOT NUMBER
6	NEW LOT NUMBER
•	5/8" REBAR SET W/CAP LS No. 884
•	1/2" REBAR SET W/CAP LS No. 884
•	FOUND PM NAIL
•	FOUND 1/2" REBAR
Δ	CALCULATED POINT (NOT SET)
+	FOUND SECTION CORNER
+	DATA OF RECORD

NOTES

- BUILDING SETBACKS IN THIS SUBDIVISION SHALL CONFORM TO THE APPLICABLE ZONING REGULATIONS OF THE CITY OF JEROME.
- ANY RESUBDIVISION OF THIS PLAT SHALL CONFORM WITH THE APPLICABLE ZONING REGULATIONS AT THE TIME OF RESUBDIVISION.
- ALL LOT LINES EXCEPT TO A PUBLIC RIGHT OF WAY HAVE A TEN (10) FOOT WIDE PERMANENT PUBLIC UTILITIES, IRRIGATION AND DRAINAGE EASEMENT, UNLESS NOTED OTHERWISE.
- EACH SIDE OF COMMON LOT LINES HAVE A FIVE (5) FOOT WIDE PERMANENT PUBLIC UTILITIES, IRRIGATION AND DRAINAGE EASEMENT, UNLESS NOTED OTHERWISE.
- EXTERIOR LOT LINES HAVE A TEN (10) FOOT WIDE PERMANENT PUBLIC UTILITIES, IRRIGATION AND DRAINAGE EASEMENT, UNLESS NOTED OTHERWISE.
- MAINTENANCE OF ANY IRRIGATION OR DRAINAGE PIPE OR DITCH CROSSING A LOT IS THE RESPONSIBILITY OF THE OWNER OF THE LOT. UNLESS THE RESPONSIBILITY IS ASSIGNED BY AN IRRIGATION OR DRAINAGE DISTRICT, OR OTHER AUTHORITY.



HEALTH CERTIFICATE

SANITARY RESTRICTIONS AS REQUIRED BY IDAHO CODE TITLE 50, CHAPTER 13 HAVE BEEN SATISFIED. SANITARY RESTRICTIONS MAY BE REMOVED, IN ACCORDANCE WITH SECTION 50-1326, IDAHO CODE, BY THE ISSUANCE OF A CERTIFICATE OF DISAPPROVAL.

District Health Department, REHS
 10/24/06