

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

**RECEIVED**

**SEP 20 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?                       |
|-----------------------|------------------------------|-----------------------|------------------------------|-----------------------|------------------------------|
| 72-116684             | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> |
|                       | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> |
|                       | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> |
|                       | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> |
|                       | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> |

2. Previous Owner's Name: \_\_\_\_\_

Name of current water right holder/claimant

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

James Stewart Swigart  
Name of each new owner as listed on the conveyance document

Wanda Swigart

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

HC 63 Box 1521

Mailing address

CHAILLIS

City

ID

State

83226

ZIP

208-979-5193

Telephone

Biggs@custertel.net

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 of new owner/claimant

Title, if applicable

Date

Signature: \_\_\_\_\_

Signature of new owner/claimant

Title, if applicable

Date

For IDWR Office Use Only:

Received by [Signature]

Date 9/20/2012

Receipt No. 5032801

Receipt Amt. \$25.00

Approved by \_\_\_\_\_

Processed by \_\_\_\_\_

Date \_\_\_\_\_

## DEED

For Value Received CARM-IDA LIVESTOCK, INC., An Idaho Corporation, Grantors, do hereby grant, bargain, sell and convey unto STEW SWIGERT AND WANDA SWIGERT, husband and wife, the Grantees, whose current address is HC 63, Box 1521, Challis, ID 83226 the following described premises, in Custer County, Idaho, to-wit:

## EXHIBIT A

The land referred to in this commitment is situated in the State of Idaho, County of Custer and is described as follows:

## PARCEL "E"

A parcel of land located in SW $\frac{1}{4}$ SW $\frac{1}{4}$ , Section 21, Township 14 North, Range 19 East, Boise Meridian, Custer County, Idaho, more particularly described as follows:

Commencing at the SW corner of said Section 21, from which the S $\frac{1}{4}$  corner of said Section bears South 89°45'39" East a distance of 2648.02 feet, the Basis of Bearing of this description, run thence North 00°04'52" West along the Westerly boundary of said Section a distance of 1321.16 feet to the NW corner of said SW $\frac{1}{4}$ SW $\frac{1}{4}$ ; thence South 89°40'07" East along the Northerly boundary of said SW $\frac{1}{4}$ SW $\frac{1}{4}$  a distance of 970.84 feet to the Point of Beginning; thence continuing South 89°40'07" East along said boundary a distance of 333.66 feet to a point on the Westerly right-of-way of Challis Creek Road; thence South 00°05'40" East along said right-of-way a distance of 326.25 feet to a point on the centerline of a 50 ft. wide easement; thence North 89°42'53" West along said centerline a distance of 333.66 feet; thence North 00°05'40" West a distance of 326.52 feet to the Point of Beginning.

SUBJECT TO AND TOGETHER WITH a 50 ft. wide easement for ingress, egress and utility purposes as shown on the record of survey recorded in the Custer County Courthouse.

## PARCEL "F"

A parcel of land located in the SW $\frac{1}{4}$ SW $\frac{1}{4}$ , Section 21, Township 14 North, Range 19 East, Boise Meridian, Custer County, Idaho, more particularly described as follows:

Commencing at the SW corner of said Section 21, from which the S $\frac{1}{4}$  corner of said Section bears South 89°45'39" East a distance of 2648.02 feet, the Basis of Bearing of this description, run thence North 00°04'52" West along the Westerly boundary of said Section a distance of 666.56 feet; thence South 89°45'39" East a distance of 970.98 feet to the Point of Beginning; thence North 00°05'40" West a distance of 326.52 feet to a point on the centerline of a 50 ft. wide easement; thence South 89°42'53" East along said centerline a distance of 333.66 feet to a point on the Westerly right-of-way of Challis Creek Road; thence South 00°05'40" East along said right-of-way a distance of 326.25 feet; thence North 89°45'39" West a distance of 333.66 feet to the Point of Beginning.

SUBJECT TO AND TOGETHER WITH a 50 ft. wide easement for ingress, egress and utility purposes as shown on the record of survey recorded in the Custer County Courthouse.

## PARCEL "D"

A parcel of land located in the SW $\frac{1}{4}$ SW $\frac{1}{4}$ , Section 21, Township 14 North, Range 19 East, Boise Meridian, Custer County, Idaho, more particularly described as follows:

Commencing at the SW corner of said Section 21, from which the S $\frac{1}{4}$  corner of said Section bears South 89°45'39" East a distance of 2648.02 feet, the Basis of Bearing of this description, run thence North 00°04'52" West along the Westerly boundary of said Section, a distance of 666.56 feet to the Point of Beginning, thence continuing North 00°04'52" West along said boundary a distance of 654.60 feet to the NW corner of said SW $\frac{1}{4}$ SW $\frac{1}{4}$ ; thence South 89°40'07" East along the Northerly boundary of said SW $\frac{1}{4}$ SW $\frac{1}{4}$  a distance of 970.84 feet; thence South 00°05'40" East a distance of 653.03 feet; thence North 89°45'39" West a distance of 970.98 feet to the Point of Beginning.

TOGETHER WITH a 50 ft. wide easement for ingress, egress and utility purposes as shown on the record of survey recorded in the Custer County Courthouse.

All shown by the record of survey recorded March 27, 2008, as instrument 238621, records of Custer County, Idaho.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, their heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantee, that they are the owners in fee simple of said premises; that they are free from all encumbrances excepting therefrom all covenants, conditions and restrictions of record and all easements of sight and of record as recorded in the records of Custer County, Idaho and that they will warrant and defend the same from all lawful claims whatsoever.

245923

Dated: This 31 day of July, 2012.

Brandon McFarland

CARM-IDA LIVESTOCK, INC., An Idaho Corporation

STATE OF IDAHO )

: ss

County of Custer )

I, Patsy Kindt, notary public, do hereby certify that on this 31<sup>st</sup> day of July, 2012, personally appeared before me Brandon McFarland who, being by me first duly sworn, declared that he is the President of CARM-IDA LIVESTOCK, INC., An Idaho Corporation, that he signed the foregoing document as President of the corporation, and that the statements therein contained are true.

Notary Public for: Idaho

Residing at Challis

Commission Expires 3-24-16

Patsy Kindt



STATE OF IDAHO, COUNTY OF CUSTER

I hereby certify that this instrument was filed for record at the request of CCT

at 29 minutes past 2:00

o'clock P.M., this 31<sup>st</sup> day of July, 2012, in my office.

Barbara C. Tierney

Ex-Officio Recorder

By

Kymarie Crisp

Deputy

#13.02