

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

JUL 26 2012

Notice of Change in Water Right Ownership

Department of Water Resources
Eastern Region

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?
34-10796	Yes ☐		Yes ☐		Yes ☐
34-89B	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐

2. Previous Owner's Name: JAMES ANDERSON TRUST
Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): FRANK ROSA and SUSAN ROSA
Name of each new owner as listed on the conveyance document

New owner continued ☒ and ☐ or ☐ and/or
355 N 7th
Mailing address
Pocatello ID 83201
City State ZIP
208-232-0001
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: 25 OCT 2011

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: Frank Rosa 26 JUL 12
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 JB Date 7/26/2012 Receipt No. E037843 Receipt Amt. \$50.-
Approved by JB Processed by JB Date 8/31/2012

WARRANTY DEED

For Value Received, Ten Dollars and other good and valuable consideration, JAMES C. ANDERSON TESTAMENTARY TRUST, JAMES O. ANDREASON, TRUSTEE,

the grantor , do hereby grant, bargain, sell and convey unto

O'DONALD CARROLI.,

the grantee , the following described premises, in Butte County, Idaho,

to-wit:

A fraction of the West half of the West Half ($W\frac{1}{2}W\frac{1}{2}$) of Section Five (5), Township Three (3) North, Range Twentyseven (27) E.B.M.

Commencing at the Southwest Corner of the Northwest Quarter ($NW\frac{1}{4}$) of Section Five (5), Township Three (3) North, Range Twenty-seven (27) E.B.M.; thence south 15 feet to the place of beginning; thence East 15 feet; thence North 30 feet; thence East 1180 feet more or less to the State Highway (New in 1955); thence Southeasterly along said right-of-way to the East line of the Northwest Quarter of the Southwest Quarter ($NW\frac{1}{4}SW\frac{1}{4}$) of Section Five (5); thence South to the Southeast Corner of the Northwest Quarter of the Southwest Quarter ($NW\frac{1}{4}SW\frac{1}{4}$) of Section Five (5); thence West 1320 feet more or less to the West Line of the said Northwest Quarter of the Southwest Quarter ($NW\frac{1}{4}SW\frac{1}{4}$) of Section Five (5); thence North 1305 feet more or less to the place of beginning;

Also, the Southwest Quarter of the Southwest Quarter ($SW\frac{1}{4}SW\frac{1}{4}$) of Section Five (5), Township Five (5) North, Range Twenty-seven (27) E.B.M.

Together with a Water Right of 80 inches in Big Lost River, with Storage Rights in the Mackay Reservoir of approximately 3,000 inches when Reservoir is full.

Excepting, however, a parcel of land commencing at the Southwest corner of the Northwest quarter ($NW\frac{1}{4}$) of Section 5, Township 3 North Range 27 East Boise Meridian, thence South 15 feet to the place of beginning; thence East 15 feet; thence North 30 feet; thence East 550 feet; thence South 160 feet to the true Point of Beginning; thence East 165 feet; thence North approximately 43° East 375 feet to a point where this meets the Highway Right-of Way; thence 100 feet South to the West Highway Right-of-Way; thence South approximately 39° West 530 feet; thence West 165 feet to a point; thence North 200 feet to the Point of Beginning.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, his heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that he is the owner in fee simple of said premises; that they are free from all incumbrances

and that he will warrant and defend the same from all lawful claims whatsoever.

Dated: August 15, 1980

Entered	☒
Compared	☒
Indexed	☒

James C. Anderson Testamentary Trust
James C. Anderson Testamentary Trust
By: James O. Anderson
James O. Anderson, Trustee

STATE OF IDAHO, COUNTY OF

On this _____ day of _____, 19____,
before me, a notary public in and for said State personally appeared

STATE OF IDAHO, COUNTY OF

I hereby certify that this instrument was filed for record at the request of William G. Carlson

Pg 14

WARRANTY DEED

For Value Received, Ten Dollars and other good and valuable consideration.

UTAHNA ANDERSON
the grantor , do hereby grant, bargain, sell and convey unto
O'DONALD CARROLL

the grantee , the following described premises, in Butte County, Idaho,
to-wit:

Commencing at the Southwest corner of the Northwest quarter (NW $\frac{1}{4}$) of Section 5, Township 3 North Range 27 East Boise Meridian, thence South 15 feet to the place of beginning; thence East 15 feet; thence North 30 feet; thence East 550 feet; thence South 160 feet to the true point of beginning; thence East 165 feet; thence North approximately 43° East 375 feet to a point where this meets the Highway Right-of-Way; thence 100 feet South along the West Highway Right-of-Way; thence South approximately 39° West 530 feet; thence West 165 feet to a point; thence North 200 feet to the Point of Beginning.

Entered	X
Indexed	X
Recorded	X

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, his heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that she is the owner in fee simple of said premises; that they are free from all incumbrances

and that she will warrant and defend the same from all lawful claims whatsoever.

Dated: August 15, 1990

Utahna Anderson
UTAHNA ANDERSON

By: Irene Bailey
IRENE BAILEY, ATTORNEY-IN-FACT

STATE OF IDAHO, COUNTY OF

On this _____ day of _____, 19____,
before me, a notary public in and for said State personally appeared _____

STATE OF IDAHO, COUNTY OF

I hereby certify that this instrument was filed for record at the request of William G. Carlson

Pg 3

WARRANTY DEED

For Value Received, Ten Dollars and other good and valuable consideration, JAMES C. ANDERSON TESTAMENTARY TRUST, JAMES O. ANDREASON, TRUSTEE,

the grantor , do hereby grant, bargain, sell and convey unto

O'DONALD CARROLI.,

the grantee , the following described premises, in Butte County, Idaho,

to-wit:

A fraction of the West half of the West Half ($W\frac{1}{2}W\frac{1}{2}$) of Section Five (5), Township Three (3) North, Range Twentyseven (27) E.B.M.

Commencing at the Southwest Corner of the Northwest Quarter ($NW\frac{1}{4}$) of Section Five (5), Township Three (3) North, Range Twenty-seven (27) E.B.M.; thence south 15 feet to the place of beginning; thence East 15 feet; thence North 30 feet; thence East 1180 feet more or less to the State Highway (New in 1955); thence Southeasterly along said right-of-way to the East line of the Northwest Quarter of the Southwest Quarter ($NW\frac{1}{4}SW\frac{1}{4}$) of Section Five (5); thence South to the Southeast Corner of the Northwest Quarter of the Southwest Quarter ($NW\frac{1}{4}SW\frac{1}{4}$) of Section Five (5); thence West 1320 feet more or less to the West Line of the said Northwest Quarter of the Southwest Quarter ($NW\frac{1}{4}SW\frac{1}{4}$) of Section Five (5); thence North 1305 feet more or less to the place of beginning; Also, the Southwest Quarter of the Southwest Quarter ($SW\frac{1}{4}SW\frac{1}{4}$) of Section Five (5), Township Five (5) North, Range Twenty-seven (27) E.B.M.

Together with a Water Right of 80 inches in Big Lost River, with Storage Rights in the Mackay Reservoir of approximately 3,000 inches when Reservoir is full.

Excepting, however, a parcel of land commencing at the Southwest corner of the Northwest quarter ($NW\frac{1}{4}$) of Section 5, Township 3 North Range 27 East Boise Meridian, thence South 15 feet to the place of beginning; thence East 15 feet; thence North 30 feet; thence East 550 feet; thence South 160 feet to the true Point of Beginning; thence East 165 feet; thence North approximately 43° East 375 feet to a point where this meets the Highway Right-of Way; thence 100 feet South to the West Highway Right-of-Way; thence South approximately 39° West 530 feet; thence West 165 feet to a point; thence North 200 feet to the Point of Beginning.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, his heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that he is the owner in fee simple of said premises; that they are free from all incumbrances

and that he will warrant and defend the same from all lawful claims whatsoever.

Dated: August 15, 1990

Entered	X
Compared	X
Indexed	X

James C. Anderson Testamentary Trust
James C. Anderson Testamentary Trust
By: James O. Anderson
James O. Andreason, Trustee

STATE OF IDAHO, COUNTY OF

On this _____ day of _____, 19____,
before me, a notary public in and for said State personally appeared _____

STATE OF IDAHO, COUNTY OF

I hereby certify that this instrument was filed for record at the request of William G. Carlson

pg 14

COPY**WARRANTY DEED**

FOR VALUABLE CONSIDERATION RECEIVED O'DONALD CARROLL and
GLEND A CARROLL, Husband and Wife, the Grantor,
 does hereby grant, bargain, sell and convey unto STANLEY H. HARMON and
ELIZABETH A. HARMON, Husband and Wife, the Grantee,
 whose current address is 2337 Highway 20 South, Arco, ID 83213,
 the following described real estate situated in BUTTE County,
 State of Idaho, to-wit:

See attached EXHIBIT A

SUBJECT TO: all easements, rights of way, covenants, restrictions,
 patent reservations, applicable building and zoning ordinances and
 use regulations and restrictions and accruing taxes, of record.

TO HAVE AND TO HOLD the said premises, together with all tenements, hereditaments and appurtenances
 thereunto belonging, unto the said Grantee, his successors and assigns forever. Grantor does hereby covenant
 to and with the said Grantee that IT is the owner in fee simple of said premises and that IT will warrant and
 defend the same from all lawful claims whatsoever.

In construing this Deed and where the context so requires, the singular includes the plural and the
 masculine, the feminine and neuter.

DATED: 1/23/04

O'Donald Carroll

Glenda Carroll

STATE OF NEVADA County of CLARK 2004

On this 23RD day of JANUARY 2004
 before me, _____, a

Notary Public in and for the said State personally
 appeared

O'DONALD CARROLL
GLEND A CARROLL

Known to me to be the person(s) whose name(s)
 subscribed to the within instrument, and acknowledged to me that
 he executed the same

THIS SPACE FOR COUNTY RECORD'S USE ONLY.

NO. 0040251
 RECORDED

JAN 27 2004

10:11 AM PM
 BUTTE COUNTY RECORDER

Kim Garrett

NOTARY PUBLIC
 STATE OF NEVADA

EXHIBIT A

A fraction of the West Half of the West Half ($\frac{1}{2}\frac{1}{2}$) of Section Five (5), Township Three (3) North, Range Twenty-seven (27) East of the Boise Meridian, Butte County, Idaho.

Commencing at the Southwest Corner of the Northwest Quarter ($\text{NW}\frac{1}{4}$) of Section Five (5), Township Three (3) North, Range Twenty-seven (27) East of the Boise Meridian; Thence South 15 feet to the Place of Beginning; Thence East 15 feet; Thence North 30 feet; Thence East 1180 feet, more or less, to the State Highway (New in 1955); Thence Southeasterly along said Right-of-Way to the East line of the Northwest Quarter of the Southwest Quarter ($\text{NW}\frac{1}{4}\text{SW}\frac{1}{4}$) of Section Five (5); Thence South to the Southeast Corner of the Northwest Quarter of the Southwest Quarter ($\text{NW}\frac{1}{4}\text{SW}\frac{1}{4}$) of Section Five (5); Thence West 1320 feet, more or less, to the West line of the said Northwest Quarter of the Southwest Quarter ($\text{NW}\frac{1}{4}\text{SW}\frac{1}{4}$) of Section Five (5); Thence North 1305 feet, more or less, to the Place of Beginning.

ALSO, the Southwest Quarter of the Southwest Quarter ($\text{SW}\frac{1}{4}\text{SW}\frac{1}{4}$) of Section Five (5), Township Three (3) North, Range Twenty-seven (27) East of the Boise Meridian.

EXCEPTING HOWEVER, a parcel of land commencing at the Southwest Corner of the Northwest Quarter ($\text{NW}\frac{1}{4}$) of Section 5, Township 3 North, Range 27 East of the Boise Meridian, Thence South 15 feet; Thence East 15 feet; Thence North 30 feet; Thence East 550 feet; Thence South 160 feet to the TRUE POINT OF BEGINNING; Thence East 165 feet; Thence North approximately 43° East 375 feet to a point where this meets the Highway Right-of-Way; Thence 100 feet South along the West Highway Right-of-Way; Thence South approximately 39° West 530 feet; Thence West 165 feet to a point; Thence North 200 feet to the POINT OF BEGINNING.

WARRANTY DEED

Order No.: 5227LRT

For Valuable Consideration Received

ELIZABETH A. HARMON,

the Grantor, does hereby grant, bargain, sell, convey and warrant unto

ELIZABETH A. HARMON, AN UNMARRIED WOMAN,

the Grantee, whose current address is:

PO Box 448, Arco, ID 83213

the following described premises, to-wit:

See Exhibit "A" attached hereto and made a part hereof.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, his heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that he is the owner in fee simple of said premises; that said premises are free from all encumbrances and that he will warrant and defend the same from all lawful claims whatsoever.

Elizabeth A. Harmon
Elizabeth A. Harmon

10-2-09
Date

State of Idaho

ss.

County of BUTTE

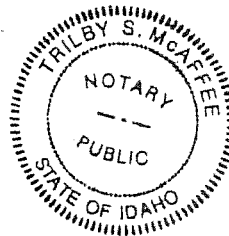
On this 2 day of October, 2009, before me, the undersigned, a Notary Public, in and for said State, personally appeared, ELIZABETH A. HARMON, known to me, and/or identified to me on the basis of satisfactory evidence, to be the person whose name is subscribed to the within instrument and acknowledged to me that she executed the same.

WITNESS MY HAND AND OFFICIAL SEAL

Trilby S. McAffee
Notary Public

Residing at: Arco, Id

Commission Expires: 1-28-2015



NO. JB47188
RECORDED

OCT 02 2009

A.M. 2:30 P.M.
BUTTE COUNTY RECORDER

Trilby S. McAffee

COPY

EXHIBIT "A"

A fraction of the W1/2W1/2 of Section 5, Township 3 North, Range 27 East of the Boise Meridian, Butte County, Idaho, more particularly described as follows:

Commencing at the Southwest corner of the NW1/4 of Section 5, Township 3 North, Range 27 East of the Boise Meridian; thence South 15 feet to the PLACE OF BEGINNING;
thence East 15 feet;
thence North 30 feet;
thence East 1180 feet, more or less, to the State Highway (new in 1955);
thence Southeasterly along said right-of-way to the East line of the NW1/4SW1/4 of Section 5;
thence South to the Southeast corner of the NW1/4SW1/4 of Section 5;
thence West 1320 feet, more or less, to the West line of the said NW1/4SW1/4 of Section 5;
thence North 1305 feet, more or less, to the PLACE OF BEGINNING.

ALSO, the SW1/4SW1/4 of Section 5, Township 3 North, Range 27 East of the Boise Meridian, Butte County, Idaho.

EXCEPTING THEREFROM, A portion of the NW1/4SW1/4 and the SW1/4NW1/4 of Section 5, Township 3 North, Range 27 East of the Boise Meridian, Butte County, Idaho, described as follows:

Beginning 15 feet South of the West Quarter corner of said Section 5;
thence East 15 feet;
thence North 30 feet;
thence East 1180 feet, more or less, to the West boundary line of Highway 20-26;
thence Southeasterly along said West boundary line of highway to the East boundary line of the NW1/4SW1/4 and is 365 feet South of the North boundary line of the NW1/4SW1/4 of said Section 5;
thence West 1320 feet, more or less, to the West line of said NW1/4SW1/4;
thence North 350 feet along said West boundary line to the Point of Beginning.

Mountain West Title & Escrow
2011083886
5297LRT

NO. **0049018**

RECORDED

OCT 25 2011

A.M. 1:26 P.M.

BUTTE COUNTY RECORDER
Ruthie Worland

WARRANTY DEED

ELIZABETH A. HARMON, an unmarried woman, as GRANTOR,

for good and valuable considerations, the receipt of which is hereby acknowledged, does hereby grant, bargain, sell and convey unto

FRANK ROSA and SUSAN ROSA, husband and wife, as GRANTEE,

whose address is 355 N. 7th Avenue, Pocatello, ID 83201

and Grantee's successors and assigns, all of the following described real property, to-wit:

SEE EXHIBIT "A" ATTACHED HERETO AND MADE A PART HEREOF

SUBJECT TO the 2011 and subsequent years general taxes and assessments, all existing patent reservations, easements, right of ways, protective and restrictive covenants, zoning ordinances and applicable building codes, laws and regulations.

ALSO SUBJECT TO an existing Deed of Trust dated January 16, 2004 and recorded January 26, 2004, under Instrument No. 40250, which the Grantee herein does not agree to assume and pay.

TOGETHER WITH any and all improvements, water and ditch rights, easements, tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and any reversion, remainder, rents, issues, and profits thereof.

Grantor, for himself and his successors and assigns, does hereby warrant and agree to forever defend the Grantee, and Grantee's successors and assigns, in the quiet and peaceful possession of said premises against the lawful claims of any and all persons.

In construing this Deed and where the context so requires, the singular includes the plural, and the masculine, the feminine and neuter.

Dated: September 9, 2011.

Elizabeth A. Harmon
ELIZABETH A. HARMON

STATE OF IDAHO)

) ss

COUNTY OF BONNEVILLE)

October 20, 2011

On ~~September 9, 2011~~, before me, the undersigned, personally appeared

ELIZABETH A. HARMON

known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that she executed the same.

Lenore J. Katri

Notary Public for the State of Idaho

Commission Expiration Date: _____

Residing at Idaho Falls, Idaho
My Commission Expires: 01/30/2015

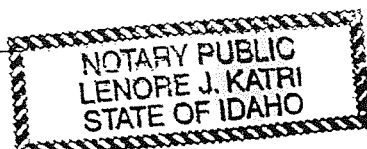


EXHIBIT "A"

PARCEL I:

Commencing at the Southwest corner of the NW1/4 of Section 5, Township 3 North, Range 27 East of the Boise Meridian, Butte County, Idaho;
Thence South 15 feet to the Place of Beginning; thence East 15 feet; thence North 30 feet; thence East 550 feet;
thence South 160 feet to the True POINT OF BEGINNING;
thence East 165 feet;
thence North approximately 43° East, 375 feet to a point where this meets the Highway right-of-way;
thence 100 feet South along the West highway right-of-way;
thence South approximately 39° West, 530 feet;
thence West 165 feet to a point;
thence North 200 feet to the POINT OF BEGINNING.

EXCEPTING THEREFROM: Any portion of the above described property which lies North of a line 15 feet North of the North line of the NW1/4SW1/4.

PARCEL II:

A portion of the NW1/4SW1/4 and the SW1/4NW1/4 of Section 5, Township 3 North, Range 27 East of the Boise Meridian, Butte County, Idaho, described as follows:
Beginning 15 feet South of the West Quarter corner of said Section 5;
thence East 15 feet;
thence North 30 feet;
thence East 1180 feet, more or less, to the West boundary line of Highway 20-26;
thence Southeasterly along said West boundary line of highway to the East boundary line of the NW1/4SW1/4 and is 365 feet South of the North boundary line of the NW1/4SW1/4 of said Section 5;
thence West 1320 feet, more or less, to the West line of said NW1/4SW1/4;
thence North 350 feet along said West boundary line to the Point of Beginning.

EXCEPT that portion described in Parcel I as follows:

Commencing at the Southwest corner of the NW1/4 of Section 5, Township 3 North, Range 27 East of the Boise Meridian, Butte County, Idaho;
Thence South 15 feet to the Place of Beginning; thence East 15 feet; thence North 30 feet; thence East 550 feet;
thence South 160 feet to the True POINT OF BEGINNING;
thence East 165 feet;
thence North approximately 43° East, 375 feet to a point where this meets the Highway right-of-way;
thence 100 feet South along the West highway right-of-way;
thence South approximately 39° West, 530 feet;
thence West 165 feet to a point;
thence North 200 feet to the POINT OF BEGINNING

EA R M

PARCEL III:

A fraction of the W1/2W1/2 of Section 5, Township 3 North, Range 27 East of the Boise Meridian, Butte County, Idaho, more particularly described as follows:
Commencing at the Southwest corner of the NW1/4 of Section 5, Township 3 North, Range 27 East of the Boise Meridian; thence South 15 feet to the PLACE OF BEGINNING;
thence East 15 feet;
thence North 30 feet;
thence East 1180 feet, more or less, to the State Highway (new in 1955);
thence Southeasterly along said right-of-way to the East line of the NW1/4SW1/4 of Section 5;
thence South to the Southeast corner of the NW1/4SW1/4 of Section 5;
thence West 320 feet, more or less, to the West line of the said NW1/4SW1/4 of Section 5;
thence North 1305 feet, more or less, to the PLACE OF BEGINNING.

ALSO, the SW1/4SW1/4 of Section 5, Township 3 North, Range 27 East of the Boise Meridian, Butte County, Idaho.

EXCEPTING THEREFROM, a portion of the NW1/4SW1/4 and the SW1/4NW1/4 of Section 5, Township 3 North, Range 27 East of the Boise Meridian, Butte County, Idaho, described as follows:
Beginning 15 feet South of the West Quarter corner of said Section 5;
thence East 15 feet;
thence North 30 feet;
thence East 1180 feet, more or less, to the West boundary line of Highway 20-26;
thence Southeasterly along said West boundary line of highway to the East boundary line of the NW1/4SW1/4 and is 365 feet South of the North boundary line of the NW1/4SW1/4 of said Section 5;
thence West 1320 feet, more or less, to the West line of said NW1/4SW1/4;
thence North 350 feet along said West boundary line to the Point of Beginning.

EN R N