

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

AUG 14 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?
63-9757	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐

2. Previous Owner's Name: Dana Gies and F. John Gies
Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): Dan Wall
Name of each new owner as listed on the conveyance document

Cindy Wall

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

P.O. Box G

Mailing address

Kimberly

ID

83314

City

State

ZIP

208-420-6333

cindyann1@cox.net

Telephone

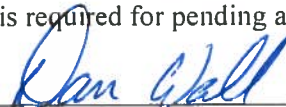
Email

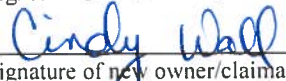
4. If the water rights and/or adjudication claims were split, how did the division occur?
- ☐ The water rights or claims were divided as specifically identified in a deed, contract, or other conveyance document.
- ☐ The water rights or claims were divided proportionately based on the portion of their place(s) of use acquired by the new owner.

5. Date you acquired the water rights and/or claims listed above: 8-10-12

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.

7. Signature:  Title, if applicable Date

Signature:  Title, if applicable Date

For IDWR Office Use Only:

Received by DM

Date 8-14-2012

Receipt No. 5032738
5032739

Receipt Amt. \$20-
\$5-

Approved by _____ Processed by _____ Date _____

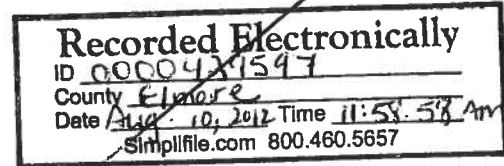
Re-recorded to correct Grantor's name.

WARRANTY DEED

File #12446

For Value Received

F. John Gies and Dana Gies, husband and wife



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

Dan Wall and Cindy Wall, husband and wife, as community property with rights of survivorship

Address: P.O. Box G, Kimberly, ID 83314

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

See Exhibit A attached hereto.

TOGETHER WITH all water and water rights, ditches and ditch rights used thereon or appurtenant thereto including but not limited to Water Right No. 63-9757 from the Idaho Department of Water Resources.

SUBJECT TO:

Patent Reservations as follows..."Subject to any vested and accrued water rights for mining, agricultural, manufacturing or other purposes and rights to ditches and reservoirs used in connection with such water rights as may be recognized and acknowledged by the local customs, laws and decisions of courts and also subject to the right of a proprietor of a vein or lode to extract and remove his ore therefrom, should the same be found to penetrate or intersect the premises hereby granted, as provided by laws. And there is reserved from the lands hereby granted, a right of way thereon for ditches or canals constructed by the authority of the United States."

Patent No: 62732

Recorded: September 13, 1909

Instrument No: 9694

Book 15 of Patents at Page 573, of Official Records

Idaho Power Company Pole Line Easement; on, over and across Lots 3 and 6, NE1/4NW1/4, Sec. 30, T2N, R10E, BM, Elmore County, Idaho;

Granted by: J.H. Prout and Mrs. J.H. Prout

To: Idaho Power Company

Recorded: November 17, 1921

Instrument No: 30450

Book 36 of Miscellaneous Records at Page 287, of Official Records.

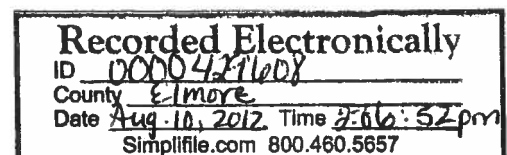
A Grant of Easement, dated September 6, 2006, for an exclusive easement for ingress and access over and across a portion of NE1/4NW1/4 of Sec. 30, T2N, R10E, B.M.

Grantor(s): Susie Taylor, aka Charlet J. Taylor, as to an undivided fifty percent (50%) interest and Mike Taylor and Kimberly L. Taylor, husband and wife, as to an undivided fifty percent (50%) interest

Grantee: C. Jack Coon

Recorded: September 8, 2006

Instrument No: 379928, of Official Records.



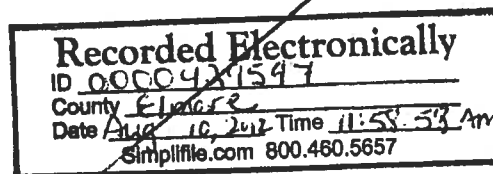
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Grantee: C. Jack Coon

Recorded: September 8, 2006

Instrument No: 379928, of Official Records.

Instrument # 0000429608

ELMORE COUNTY, ID

02:06:52 PM

Aug 10, 2012

No. of Pages: 4

Fee: \$19.00

BARBARA STEELE, Recorder

DE, Deputy

WARRANTY DEED

File #12446

For Value Received

Instrument # 0000429597
ELMORE COUNTY, ID
11:58:58 AM Aug 10, 2012
For LAND TITLE AND ESCROW, INC. -
No. of Pages: 3 Fee: \$16.00
BARBARA STEELE, Recorder
DE, Deputy

F. **John Gies and Dana Gies, husband and wife**

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See Exhibit A attached hereto.

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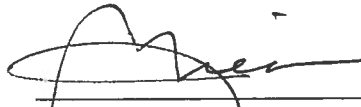
Page 2 of Warranty Deed

Right of Access to and from the land, if any, is not established of record and assurance of such right is excluded.

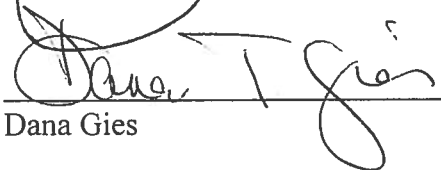
Encroachments, overlaps, boundary line disputes, and other matters which would be disclosed by an accurate survey and inspection of the premises including, but not limited to, insufficient or impaired access and matters contradictory to any survey plat shown by the public records.

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: August 10, 2012



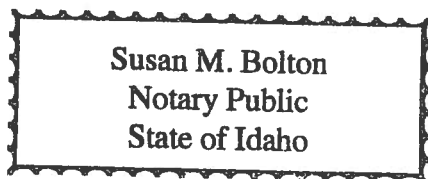
F. John Gies

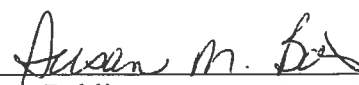


Dana Gies

STATE OF IDAHO)
) ss.
COUNTY OF GOODING)

On this 1st day of **August, 2012**, before me, the undersigned, a Notary Public in and for said State, personally appeared **John Gies and Dana Gies**, 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: Gooding, ID
My Commission expires: 10-16-2016

EXHIBIT "A"

Parcel 1:

Township 2 North, Range 10 East, Boise Meridian, Elmore County, Idaho

Section 30: Commencing at a point which is located South 23°44' West 720.7 feet from the North Quarter Corner of said Section 30, T2N, R10E, B.M., Elmore County, Idaho, being the Northeast Corner of said Morris Tract, and running thence South along the East boundary of said Morris Tract, a distance of 364 feet to the REAL POINT OF BEGINNING; Thence continuing from the Real Point of Beginning, South 296 feet to the Southeast corner of said Morris Tract; running thence North 89°44' West 367.8 feet to the Southwest corner of Said Morris Tract; running thence North along the West boundary of said tract a distance of 296 feet; running thence South 89°44' East 367.8 feet to the REAL POINT OF BEGINNING.

SAVE AND EXCEPT therefrom the following:

Township 2 North, Range 10 East, Boise Meridian, Elmore County, Idaho

Section 30: Commencing at a point which is located South 23°44' West 720.7 feet from the North Quarter Corner of Section 30, T2N, R10E, B.M. And running thence South 660 feet to a point which is the Southeast Corner of said Morris Tract, the REAL POINT OF BEGINNING; Thence continuing from the Real Point of Beginning North 89°44' West 147.6 feet; running thence North 147.6 feet; running thence South 89°44' East 147.6 feet more or less to the East boundary line of said Morris Tract; running thence South 147.6 feet to the Southeast Corner of said Morris Tract, the REAL POINT OF BEGINNING.

AND SAVE AND EXCEPT therefrom the following:

Township 2 North, Range 10 East of the Boise Meridian, Elmore County, Idaho

Section 30: Commencing at a point which is located South 23°44' West 720.7 feet from the North Quarter Corner of Section 30, T2N, R10E, B.M. and running thence South 660 feet to a point, which is the Southeast Corner of said Morris Tract; thence North 89°44' West 147.6 feet to the TRUE POINT OF BEGINNING; Thence continuing North 89°44' West 50.0 feet; thence North 147.6 feet; thence South 89°44' East 50.0 feet; Thence South 147.6 feet to the TRUE POINT OF BEGINNING.

Parcel 2:

Township 2 North, Range 10 East, Boise Meridian, Elmore County, Idaho

Section 30: A portion of the NE1/4NW1/4 more particularly described as follows:

Beginning at the C-E-E-NW 1/256 corner;

**Thence N 89°58'46" E 34.72 feet to a standard Forest Service Monument;
Thence N 00°21'19" W 147.60 feet to the TRUE POINT OF BEGINNING;
Thence N 00°21'19" W 148.40 feet to a point;
Thence S 89°59'41" E 103.47 feet to a point;
Thence S 5°50'34" E 149.09 feet to a point;
Thence S 89°58' W 117.73 feet to the TRUE POINT OF BEGINNING.**