

DE ✓

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESRECEIVED
DEC 30 2011
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?
36-2295	Yes ☐		Yes ☐		Yes ☐
36-8200	Yes ☐		Yes ☐		Yes ☐
36-10547	Yes ☐		Yes ☐		Yes ☐
36-10549	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐

2. Previous Owner's Name: William P. Kearley and Susan L. Kearley
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Joseph Hults and Kay Hults
Name of each new owner as listed on the conveyance document
- Kay Hults
New owner continued ☐ Name connector ☐ and ☐ or ☒ and/or
- 1425 East 3200 South
Mailing address
- Wendell ID 83355
City State ZIP
- 208-536-2143 Kayhults@onewest.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: 12-28-11
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: Kay Hults _____
Signature of new owner/claimant Title, if applicable Date
- Signature: Joseph Hults _____
Signature of new owner/claimant Title, if applicable Date

For IDWR Office Use Only:

Received by [Signature] Date 12/30/11 Receipt No. 5032292 Receipt Amt. \$100.00

Approved by _____ Processed by _____ Date _____

WARRANTY DEED

#GG-11524

Instrument # 239812

GOODING, GOODING, IDAHO

12-28-2011 03:21:22 No. of Pages: 2

Recorded for : LAND TITLE AND ESCROW

DENISE M. GILL

Fee: 13.00

Ex-Officio Recorder Deputy



For Value Received

William P. Kearley and Susan L. Kearley, husband and wife

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

Joseph Hults and Kay Hults, husband and wife, as community property with rights of survivorship

Address: 1425 East 3200 South, Wendell, ID 83355

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

**TOWNSHIP 8 SOUTH, RANGE 14, EAST OF THE BOISE MERIDIAN,
GOODING COUNTY, IDAHO**

Section 14: N½SW¼, EXCEPT 41 foot highway right of way as set forth in Book 33 Deeds Page 473, and ALSO the S½NW¼, EXCEPT a strip of land for highway purposes as set forth in Deeds in Book 33 Page 211 and page 212.

TOGETHER WITH all water and water rights, ditches and ditch rights used thereon or appurtenant thereto including but not limited to Water Rights No.36-2295, No. 36-8200, No. 36-10547 and No. 36-10549 from the Idaho Department of Water Resources.

SUBJECT TO:

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

Taxes subsequent to the year 2011, a lien, but not yet due or payable.

Right of way for canals, laterals and waste ditches of the North Side Canal Company, Ltd.

Easement in Right of Way Deed from D. H. McNulty and Dorothy Jahn McNulty, husband and wife, to the State of Idaho, dated October 9, 1941, recorded December 3, 1941 as Instrument Number 82229, Gooding County records, granting an easement adjacent to the highway right of way for relocation of all irrigation and drainage ditches and structures and such surface drain ditches as may be necessary to the proper construction of the highway.

Easement in Right of Way Deed from Almon C. Wilder and Minnie A. Wilder, husband and wife, and Harriet A. Wilder Terry and George E. Terry, wife and husband, to the State of Idaho, dated December 1, 1941, recorded August 3, 1942 as Instrument Number 84834, Gooding County, granting an easement adjacent to the highway right of way for relocation of all irrigation and drainage ditches and structures and such surface drain ditches as may be necessary to the proper construction of the highway.

Grant of Easement given by Melvin H. Wilson, Nelson H. Wilson, and Floyd H. Commons, to North Side Canal Company, Ltd., dated December 24, 1956, recorded February 21, 1957 as Instrument Number 131925, Gooding County records, granting an easement 30 feet in width over a portion of the W½ of Section 14, Township 8 South, Range 14, East Boise Meridian.

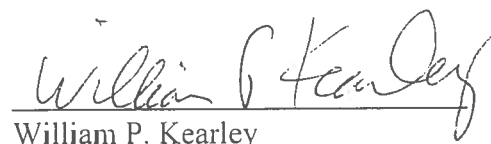
Power Line Easement given by Floyd H. Commons and Shirley E. Commons, husband and wife, to Idaho Power Company, a corporation, dated March 21, 1956, recorded January 24, 1958 as Instrument Number 134146, Gooding County records, affecting the NW¼SW¼ of Section 14, Township 8 South, Range 14, East Boise Meridian.

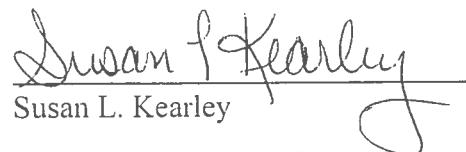
Power Line Easement given by Floyd H. Commons and Shirley E. Commons, husband and wife, to Idaho Power Company, a corporation, dated February 15, 1956, recorded January 24, 1958 as Instrument Number 134148, Gooding County records, affecting the SE¼NW¼ of Section 14, Township 8 South, Range 14, East Boise Meridian.

Power Line Easement given by Floyd H. Commons and Shirley E. Commons, husband and wife, to Idaho Power Company, a corporation, dated July 5, 1957, recorded May 7, 1958 as Instrument Number 134907, Gooding County records, affecting the SW¼NW¼ of Section 14, Township 8 South, Range 14, East Boise Meridian.

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.

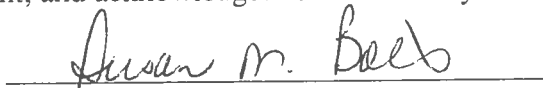
Dated: December 28, 2011

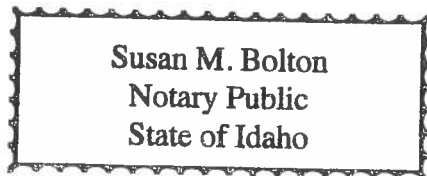

William P. Kearley


Susan L. Kearley

STATE OF IDAHO)
) ss.
COUNTY OF GOODING)

On this 28th day of **December, 2011**, before me, the undersigned, a Notary Public in and for said State, personally appeared **William P. Kearley and Susan L. Kearley**, 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





Land Title and Escrow, Inc.

Focused on Service, Positioned for the Future

GG-11524

Gooding

December 29, 2011

Department of Water Resources
Southern Region
1341 Fillmore Suite 200
Twin Falls, Idaho 83301

RE: Notice of Change of Water Right Ownership

Cert Mail #7011 1570 0002 2980 0432

Dear Sirs:

At the request of the buyer, we are forwarding to your office the following in connection with the above referenced:

- Notice of Change of Water Right Ownership for Water Right Number's 36-2298;6-8200; 36-10547; 36-10549
- Copy of Deed #239812

Thank you,

LAND TITLE AND ESCROW, INC.

Debbie Zatica
Escrow Assistant
(208)934-8477

P.O. Box 473, 546 Main Street
Gooding, Idaho 83330

cc:

Box 177 • Burley, Idaho • 83318
Ph: 208.878.3524
Fx: 208.878.4435
lteb@pmt.org

Box 5375 • Twin Falls, Idaho • 83303-5375
Ph: 208.933.2650
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Box 473 • Gooding, Idaho • 83330
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lteg@pmt.org

Box 111 • Rupert, Idaho • 83350
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