

RECEIVED

FEB 27 2012

Department of Water Resources
Eastern RegionSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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?
29-2450 OK	Yes ☐	29-363B OK	Yes ☐	29-364B OK	Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐

2. Previous Owner's Name:

DIAMOND T RANCH, LLC

SUPPORT DATA

Name of current water right holder/claimant

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

ADAM M. CARTER

IN FILE # 29-363B

Name of each new owner as listed on the conveyance document

PATTY A CARTER

New owner continued

Name connector

☒ and ☐ or ☐ and/or

1634 WEST ARIMO ROAD

Mailing address

ARIMO

ID

83214

City

State

ZIP

208-240-0782

apckcarter@yahoo.com

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: January 20, 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):
 - \$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

Date

2/27/2012

Receipt No.

E0373560

Receipt Amt.

\$75.-

Approved by

Processed by

Date

2/28/2012

OFFICIAL RECORD BKG 348 FEE 16.00 DEPUTY MEW
BANNOCK COUNTY IDAHO RECORDED AT REQUEST OF

Alliance Title - Pocatello

21111573 2011 Aug 05 PM 04:11:00
Electronically Recorded by Simplifile

WARRANTY DEED

Order No.:3011118909KF

FOR VALUE RECEIVED

Diamond T Ranch, LLC

the grantor(s), do(es) hereby grant, bargain, sell and convey unto

A. Ladd Carter and Jane Carter, Husband and Wife

whose current address is

1775 W. 950 S. Pingree, ID 83262

the grantee(s), the following described premises, in Bannock County, Idaho, TO WIT:

Parcel 1:

COMMENCING at the Southwest corner of the Southeast $\frac{1}{4}$ of Section 4, Township 10 South, Range 36 East, Boise Meridian, Bannock County, Idaho;
Thence running North $26\frac{1}{4}$ rods;
Thence East $53\frac{1}{2}$ rods;
Thence South $26\frac{1}{4}$ rods;
Thence West $53\frac{1}{2}$ rods to the POINT OF BEGINNING.

Parcel 2:

The Southwest $\frac{1}{4}$ of the Southwest $\frac{1}{4}$ of Section 4, Township 10 South, Range 36 East, Boise Meridian, Bannock County, Idaho.

Excepting Therefrom:

COMMENCING at the Northeast corner of the Southwest $\frac{1}{4}$ of the Southwest $\frac{1}{4}$ of Section 4;
Thence South 37 rods;
Thence West 14 rods;
Thence North 37 rods;
Thence East 14 rods to the PLACE OF BEGINNING.

Also Excepting:

COMMENCING at the Northwest corner of the Southwest $\frac{1}{4}$ of the Southwest $\frac{1}{4}$ of said Section 4;
Thence South $35\frac{1}{2}$ rods;
Thence East 11 rods;
Thence North $35\frac{1}{2}$ rods;
Thence West 11 rods to the PLACE OF BEGINNING.

Instrument: 21111573 Page 4

Also Excepting:

A portion of the Southwest $\frac{1}{4}$ of the Southwest $\frac{1}{4}$ of Section 4, Township 10 South, Range 36 East, Boise Meridian, Bannock County, Idaho, described as follows:

COMMENCING at the Northwest corner of the Southwest $\frac{1}{4}$ of the Southwest $\frac{1}{4}$ of said Section 4;
Thence East 181.5 feet to the POINT OF BEGINNING;
Thence East 300 feet;
Thence South 352 feet;
Thence West 300 feet;
Thence North 352 feet to the POINT OF BEGINNING.

Also Excepting:

A portion of the Southwest $\frac{1}{4}$ of the Southwest $\frac{1}{4}$ of Section 4, Township 10 South, Range 36 East, Boise Meridian, Bannock County, Idaho, described as follows:

COMMENCING at the Northwest corner of the Southwest $\frac{1}{4}$ of the Southwest $\frac{1}{4}$ of said Section 4;
Thence East 481.5 feet to the POINT OF BEGINNING;
Thence East to a point that is 231 feet West of the West $\frac{1}{16}$ Section line;
Thence South 585.75 feet;
Thence West to a point that is 181.5 feet East of the West Section line;
Thence North 233.75 feet;
Thence East 300 feet;
Thence North 352 feet to the POINT OF BEGINNING.

Also:

BEGINNING at the Southeast corner of the Southwest $\frac{1}{4}$ of Section 4, Township 10 South, Range 36 East, Boise Meridian, Bannock County, Idaho;
Thence West 80 rods;
Thence North 80 rods;
Thence West 65 rods;
Thence Northeast at an angle of 6° , 65 rods and 6 feet;
Thence Southeast at an angle 20.4° , 81 $\frac{1}{4}$ rods;
Thence South 71 rods to PLACE OF BEGINNING.

Excepting Therefrom:

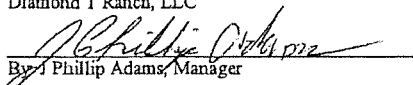
BEGINNING at the Northeast $\frac{1}{4}$ of the Southwest $\frac{1}{4}$ of the Southwest $\frac{1}{4}$ of said Section 4;
Thence West 65 rods;
Thence Northeast at an angle of 6° , 65 rods and 6 feet to the West $\frac{1}{16}$ line;
Thence South to the Northeast corner of the Southwest $\frac{1}{4}$ of the Southwest $\frac{1}{4}$, being the POINT OF BEGINNING.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee(s), that (s)he is/are the owner(s) in fee simple of said premises; that they are free from all encumbrances Except: Current Year Taxes, conditions, covenants, restrictions, reservations, easements, rights and rights of way, apparent or of record.

And that (s)he will warrant and defend the same from all lawful claims whatsoever.

Dated: 8/01/2011

Diamond T Ranch, LLC


By: J Phillip Adams, Manager

Instrument: 21111573 Page:0

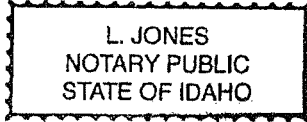
State of Idaho

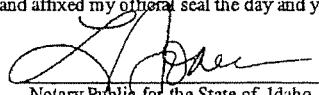
County of Bannock

} ss.
}

On this 4th day of August, 2011, before me, a Notary Public in and for said state, personally appeared J Phillip Adams known or identified to me to be the Manager in the Limited Liability Company known as Diamond T Ranch, LLC who executed the foregoing instrument, and acknowledged to me that he executed the same in said LLC name.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.





Notary Public for the State of Idaho
Residing at: Pocatello
Commission Expires: 06-01-13

Alliance Title - Boise Production Center

21201048 2012 Jan 20 PM 04:37:00
Electronically Recorded by Simplifile

[Signature]
CERTIFY THIS AS A TRUE COPY OF
THE ORIGINAL DOCUMENT
ALLIANCE TITLE & ESCROW CORP.

WARRANTY DEED

ATEC Order No.:126095

FOR VALUE RECEIVED

A. Ladd Carter and Jane Carter, husband and wife

the grantor(s), do(es) hereby grant, bargain, sell and convey unto

Adam M. Carter and Patty A. Carter, Husband and Wife

whose current address is

1634 West Arimo Road
Arimo, ID 83214

the grantee(s), the following described premises, in Bannock County, Idaho, TO WIT:

Parcel 1:

COMMENCING at the Southwest corner of the Southeast $\frac{1}{4}$ of Section 4, Township 10 South, Range 36 East, Boise Meridian, Bannock County, Idaho;
Thence running North $26 \frac{1}{4}$ rods;
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Also Excepting:



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Thence East to a point that is 231 feet West of the West $\frac{1}{16}$ Section line;
Thence South 585.75 feet;
Thence West to a point that is 181.5 feet East of the West Section line;
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Thence East 300 feet;
Thence North 352 feet to the POINT OF BEGINNING.

Also:

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Thence Southeast at an angle 20.4° , 81 $\frac{1}{4}$ rods;
Thence South 71 rods to PLACE OF BEGINNING.

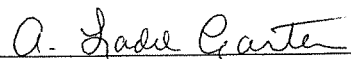
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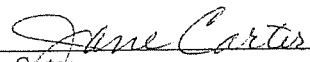
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Thence South to the Northeast corner of the Southwest $\frac{1}{4}$ of the Southwest $\frac{1}{4}$, being the POINT OF BEGINNING.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee(s), that (s)he is/are the owner(s) in fee simple of said premises; that they are free from all encumbrances Except: Current Year Taxes, conditions, covenants, restrictions, reservations, easements, rights and rights of way, apparent or of record.

And that (s)he will warrant and defend the same from all lawful claims whatsoever.

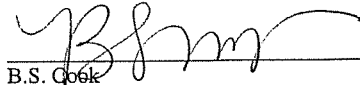
Dated: January 20, 2012


A. Ladd Carter

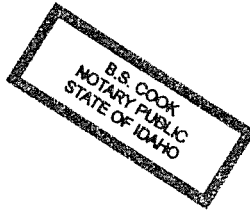

Jane Carter

State of Idaho } ss
County of Bannock }

On this 20th day of January, 2012, before me, B.S. Cook, a Notary Public in and for said state, personally appeared A. Ladd Carter and Jane Carter, known or identified to me to be the person(s) whose name(s) is/are subscribed to the within Instrument and acknowledged to me that he/she/they executed same.
IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.



B.S. Cook
Notary Public for the State of Idaho
Residing at: Pocatello, ID
Commission Expires: 04-21-15



Water Rights

Water Right Report

Page 1 of 3

[Close](#)IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

12/23/2011

WATER RIGHT NO. 29-2450

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	DIAMOND T RANCH LLC 1705 N HWY 38 BRIGHAM CITY , UT 84302 (435)723-5474
Original Owner	WAYNE N WHEATLEY 1859 W ARIMO RD ARIMO, ID 83214 (208)254-3538
Original Owner	MEADOWBROOK RANCH C/O RALPH WHEATLEY 10053 S MARSH CREEK RD MC CAMMON, ID 83250 (208)254-3186

Priority Date: 07/18/1961

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15	11/15	1 CFS	178.5 AFA
Total Diversion			1 CFS	

Location of Point(s) of Diversion:

<http://www.idwr.idaho.gov/apps/ExtSearch/RightReportAJ.asp?BasinNumber=29&SequenceNumber=245...> 12/23/2011

Water Rights

Water Right Report

Page 2 of 3

GROUND WATER|SESW|Sec. 04|Township 10S|Range 36E|BANNOCK County|

Place(s) of use:

Place of Use Legal Description: IRRIGATION BANNOCK County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
10S	36E	4		SWSW	22		SESW	29						

Total Acres: 51

Conditions of Approval:

1.	C18	THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.
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Dates:

Licensed Date:

Decreed Date: 03/22/2004

Permit Proof Due Date:

Permit Proof Made Date:

Permit Approved Date:

Permit Moratorium Expiration Date:

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date:

Protest Deadline Date:

Number of Protests: 0

Other Information:

State or Federal: S

Owner Name Connector:

Water District Number:

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

<http://www.idwr.idaho.gov/apps/ExtSearch/RightReportAJ.asp?BasinNumber=29&SequenceNumber=245...> 12/23/2011

Water Rights

Water Right Report

Page 1 of 2

[Close](#)IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

12/23/2011

WATER RIGHT NO. 29-363B

Owner Type	Name and Address
Current Owner	DIAMOND T RANCH LLC 1705 N HWY 38 BRIGHAM CITY , UT 84302 (435)723-5474

Priority Date: 05/01/1886

Basis: Decreed

Status: Active

Source	Tributary
GARDEN CREEK	MARSH CREEK

Beneficial Use	From	To	Diversion Rate	Volume
IRRIGATION	04/01	10/31	0.11 CFS	
Total Diversion			0.11 CFS	

Location of Point(s) of Diversion:

GARDEN CREEK	SWSW	Sec. 04	Township 10S	Range 36E	BANNOCK County
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Place(s) of use:

Place of Use Legal Description: IRRIGATION BANNOCK County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
10S	36E	4		SWSE	7									

<http://www.idwr.idaho.gov/apps/ExtSearch/RightReportAJ.asp?BasinNumber=29&SequenceNumber=363...> 12/23/2011

Water Rights

Water Right Report

Page 2 of 2

Total Acres: 7

Conditions of Approval:

1.	C05	RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.
2.	C18	THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.
3.	E56	USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 7 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 29-00363B, 29-00364B
4.	C03	RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION PURSUANT TO SECTION 42-1425, IDAHO CODE.

Dates:

Licensed Date:

Decreed Date: 08/27/2004

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date:

Protest Deadline Date:

Number of Protests: 0

Other Information:

State or Federal:

Owner Name Connector:

Water District Number:

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Combined Acres Limit: 7

Combined Volume Limit:

Combined Rate Limit:

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Cary Act Number:

Mitigation Plan: False

<http://www.idwr.idaho.gov/apps/ExtSearch/RightReportAJ.asp?BasinNumber=29&SequenceNumber=363...> 12/23/2011

Water Rights

Water Right Report

Page 1 of 2

[Close](#)IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

12/23/2011

WATER RIGHT NO. 29-364B

Owner Type	Name and Address
Current Owner	DIAMOND T RANCH LLC 1705 N HWY 38 BRIGHAM CITY, UT 84302 (435)723-5474

Priority Date: 05/01/1904

Basis: Decreed

Status: Active

Source	Tributary
GARDEN CREEK	MARSH CREEK

Beneficial Use	From	To	Diversion Rate	Volume
IRRIGATION	04/01	10/31	0.15 CFS	
Total Diversion			0.15 CFS	

Location of Point(s) of Diversion:

GARDEN CREEK	SWSW	Sec. 04	Township 10S	Range 36E	BANNOCK County
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Place(s) of use:

Place of Use Legal Description: IRRIGATION BANNOCK County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
10S	36E	4		SWSE	7									

<http://www.idwr.idaho.gov/apps/ExtSearch/RightReportAJ.asp?BasinNumber=29&SequenceNumber=364...> 12/23/2011

Water Rights

Water Right Report

Page 2 of 2

Total Acres: 7

Conditions of Approval:

1.	C18	This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
2.	C03	RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION PURSUANT TO SECTION 42-1425, IDAHO CODE.
3.	E56	USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 7 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 29-00363B, 29-00364B
4.	C05	RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.

Dates:

Licensed Date:

Decreed Date: 03/22/2004

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date:

Protest Deadline Date:

Number of Protests: 0

Other Information:

State or Federal:

Owner Name Connector:

Water District Number:

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Combined Acres Limit: 7

Combined Volume Limit:

Combined Rate Limit:

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Cary Act Number:

Mitigation Plan: False

<http://www.idwr.idaho.gov/apps/ExtSearch/RightReportAJ.asp?BasinNumber=29&SequenceNumber=364...> 12/23/2011