

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

SEP 07 2011

Notice of Change in Water Right Ownership

DEPARTMENT OF
WATER RESOURCES

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?
36-4227	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐

2. Previous Owner's Name: Bonny Ross and David Ross
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Stanley M. Allen and Barbra J. Allen and John B. Lothspeich
Name of each new owner as listed on the conveyance document and Janet M. Lothspeich

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

P O Box 14

Mailing address

Jerome ID 83338

City

208

State

ZIP

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: _____
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] Title, if applicable _____ Date 8-30-11

Signature: [Signature] Title, if applicable _____ Date 8-30-11

Signature of new owner/claimant John B. Lothspeich

Signature of new owner/claimant Janet M. Lothspeich

For IDWR Office Use Only:

Received by SK7

Date 9-7-2011

Receipt No. 0093903

Receipt Amt. \$25-

Approved by _____

Processed by [Signature]

Date 1-31-12

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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Notice of Change in Water Right Ownership

DEPARTMENT OF
WATER RESOURCES

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Water Right/Claim No.	Split?	Water Right/Claim No.	Split?	Water Right/Claim No.	Split?
36-4227	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐

2. Previous Owner's Name: Bonny Ross and David Ross

Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): Stanley M. Allen and Barbra J. Allen and John B. Lothspeich

Name of each new owner as listed on the conveyance document and Janet M. Lothspeich

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

P.O. Box 14

Mailing address

Jerome

City

10

State

83338

ZIP

208-644-1475

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.

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 - \$25 per *undivided* water right.
 - \$100 per *split* water right.
 - No fee is required for pending adjudication claims.

7. Signature: [Signature]

Signature of new owner/claimant

Stanley M. Allen

Title, if applicable

8/30/2011

Date

Signature: [Signature]

Signature of new owner/claimant

Barbra J. Allen

Title, if applicable

8/30/2011

Date

For IDWR Office Use Only:

Received by SR7

Date 9.7.2011

Receipt No. 0093903

Receipt Amt. \$25-

Approved by _____

Processed by _____

Date _____

COPY

WARRANTY DEED

#J-40303

For Value Received

Instrument # 2114112

JEROME COUNTY, JEROME, IDAHO

8-31-2011 11:06:09 No. of Pages: 2

Recorded for : LAND TITLE & ESCROW

MICHELLE EMERSON

Fee: 13.00

Ex-Officio Recorder Deputy

Bench

David Ross and Bonny Ross, husband and wife

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

Stanley M. Allen and Barbra J. Allen, husband and wife, as community property with right of survivorship and John B. Lothspeich and Janet M. Lothspeich, husband and wife, as community property with right of survivorship
Address: P.O. Box 14, Jerome, ID 83338

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

**TOWNSHIP 8 SOUTH, RANGE 17 EAST OF THE BOISE MERIDIAN,
JEROME COUNTY, IDAHO**

Section 30: A parcel of land located in the NE $\frac{1}{4}$ NE $\frac{1}{4}$, described as follows:

Commencing at the Northeast corner of said Section 30, from which the North quarter corner bears North 89°50'12" West, 2638.89 feet;
Thence North 89°50'12" West along the North boundary of the NE $\frac{1}{4}$ of Section 30 for a distance of 210.00 feet to THE TRUE POINT OF BEGINNING;
Thence South 00°02'13" East parallel with the East boundary of the NE $\frac{1}{4}$ of Section 30 for a distance of 410.00 feet;
Thence North 89°50'12" West parallel with the North boundary of the NE $\frac{1}{4}$ of Section 30 for a distance of 315.00 feet;
Thence North 00°02'13" West parallel with the East boundary of the NE $\frac{1}{4}$ of Section 30 for a distance of 410.00 feet to a point on the North boundary of the NE $\frac{1}{4}$ of Section 30;
Thence South 89°50'12" East along the North boundary of the NE $\frac{1}{4}$ of Section 30 for a distance of 315.00 feet to THE TRUE POINT OF BEGINNING.

SUBJECT TO:

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

Taxes for 2011 and subsequent years, a lien, but not yet due or payable.

Assessments of the North Side Canal Company and the rights and powers of said Company as by law provided.

Right of way for roads, canals, laterals and waste ditches as contained in an Agreement by and between the State of Idaho, and the Twin Falls North Side Land and Water Company, dated August 21, 1907, recorded in Book 15 Page 589, Jerome County records.

Reservations as set forth in Patent from The United States of America, to Northern Pacific Railroad Company, its successors and assigns, dated May 19, 1910, recorded June 18, 1910 in Book 22 of Deeds at Page 511, as Instrument Number 17160, Jerome County records.

State of Idaho Easement No. 3060 by and between the State of Idaho, acting by and through the State Board of Land Commissioners, and The Idaho Fish and Game Department, as party of the first part, and Idaho Power Company, as party of the second part, dated November 14, 1967, recorded December 13, 1967 as Instrument Number 174324, Jerome County records.

State of Idaho Easement No. 3079 by and between the State of Idaho, acting by and through the State Board of Land Commissioners, party of the first part, and The Idaho Power Company, party of the second part, dated April 9, 1968, recorded June 13, 1968 as Instrument Number 177184, Jerome County records.

Reservations in State of Idaho Deed dated March 27, 1997, recorded July 29, 1997 as Instrument Number 973145, Jerome County records.

Memorandum of Ground Lease by and between David Ross and Bonny Ross, husband and wife, Lessor, and USCOC of Idaho RSA #5, Inc., a Delaware corporation, dba United States Cellular Wireless Communications, Lessee, dated October 14, 1998, and recorded June 18, 1999 as Instrument Number 993129, Jerome County records.

MEMORANDUM OF PERPETUAL EASEMENT, by and between David Ross and Bonny Ross, husband and wife and ID Holding, LLC d/b/a Verizon Wireless, dated October 25, 2010, recorded December 2, 2010 as Instrument Number 2105203, Jerome County records.

Subject to a 25.00 foot wide county road easement along the North boundary of the before described parcel as disclosed in Quitclaim Deed dated August 17, 1999, recorded August 20, 1999 as Instrument Number 994341, Jerome County records.

A Domestic Well Agreement by and between Richard L. Falconburg and Sandi J. Falconburg, husband and wife, and David Ross and Bonny Ross, husband and wife, dated September 14, 2000, and recorded September 14, 2000 as Instrument Number 2004103, Jerome County records.

Terms and conditions of an unrecorded Option and Site Lease Agreement dated September 1, 2000 by and between David Ross and Bonny Ross, husband and wife (Lessor) and TW Wireless, L.L.C. (Lessee).

ASSIGNMENT AND ASSUMPTION OF LEASE by and between Qwest Wireless, L.L.C., a Delaware limited liability company, successor by merger to TW Wireless, L.L.C. ("Assignor"), and UbiquiTel Leasing Company, a Delaware corporation ("Assignee"), dated June 10, 2005, recorded June 21, 2005 as Instrument Number 2053250, re-recorded June 23, 2005 as Instrument Number 2053305, Jerome County records.

ASSIGNMENT AND ASSUMPTION OF LEASE by and between UbiquiTel Leasing Company, a Delaware corporation and UbiquiTel Operating Company, a Delaware corporation "Assignors" and Tower Equity 1 LLC, a Delaware limited liability company, "Assignee", dated September 23, 2008, recorded February 2, 2009 as Instrument Number 2090436, Jerome County records.

SUBORDINATION, NON-DISTURBANCE AND ATTORNMENT AGREEMENT between First Federal Saving Bank of Twin Falls ("Lender") and TowerCo Assets LLC, a Delaware limited liability company ("Tenant"), dated February 2, 2009, recorded February 9, 2009 as Instrument Number 2090558, Jerome County records.

MEMORANDUM OF AGREEMENT by and between David Ross and Bonny Ross ("Landlord") and TowerCo Assets LLC, a Delaware limited liability company ("Tenant"), dated January 29, 2009, recorded March 2, 2009 as Instrument Number 2090964, Jerome County records.

ASSIGNMENT AND ASSUMPTION OF GROUND LEASE by and between David Ross and Bonny Ross, husband and wife ("Assignor") and TCO Assets Land LLC, a Delaware limited liability company ("Assignee"), dated June 29, 2009, recorded July 7, 2009 as Instrument Number 2093353, Jerome County records.

NON-DISTURBANCE AND ATTORNMENT AGREEMENT between First Federal Savings Bank of Twin Falls ("Lender"), TowerCo Assets LLC, a Delaware limited liability company ("Tenant") and TCO Assets Land LLC, a Delaware limited liability company ("Grantee"), dated April 22, 2009, recorded July 7, 2009 as Instrument Number 2093354, Jerome County records.

Terms and conditions of Easement Agreement by and between David Ross and Bonny Ross, husband and wife, ("Grantor") and TCO Assets Land LLC, ("Grantee"), dated June 29, 2009, recorded July 7, 2009 as Instrument Number 2093352, Jerome County records.

ASSIGNMENT AND ASSUMPTION OF GROUND LEASE by and between David Ross and Bonny Ross, husband and wife ("Assignor"), and TCO Assets Land LLC, a Delaware limited liability company ("Assignee"), dated June 29, 2009, recorded July 7, 2009 as Instrument Number 2093353, Jerome County records.

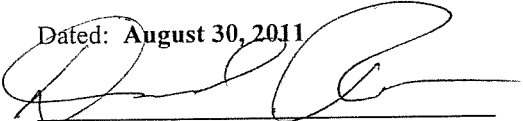
NON-DISTURBANCE AND ATTORNMENT AGREEMENT by and between First Federal Savings Bank of Twin Falls ("Lender"), TowerCo Assets LLC, a Delaware limited liability company ("Tenant") and TCO Assets Land LLC, a Delaware limited liability company ("Grantee"), dated April 22, 2009, recorded July 7, 2009 as Instrument Number 2093354, Jerome County records.

Memorandum of Perpetual Easement by and between David Ross and Bonny Ross, husband and wife, ("Grantor") and ID Holding, LLC d/b/a Verizon Wireless, ("Grantee"), dated October 25, 2010, recorded December 2, 2010 as Instrument Number 2105203, Jerome County records.

NON-DISTURBANCE AND ATTORNMENT AGREEMENT by and among ID Holding, LLC d/b/a Verizon Wireless, ("Grantee"), David Ross and Bonny Ross, husband and wife, ("Grantor") and First Federal Savings Bank of Twin Falls ("Lender"), dated October 25, 2010, recorded December 2, 2010 as Instrument Number 2105204, Jerome County records.

TOGETHER WITH all water and water rights, ditches and ditch rights used thereon or appurtenant thereto including but not limited to 4.2 shares of Capital Stock in North Side Canal Company and State of Idaho Department of water resources Water Right No 36-4227.

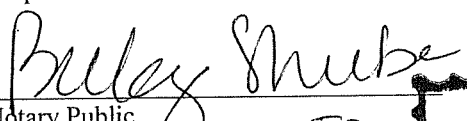
TO HAVE AND TO HOLD, the said premises, with their appurtenances unto the said Grantee and to the successors heirs and assigns of the Grantee forever. The Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that they are free from all incumbrances except as above described and that Grantor will warrant and defend the same from all lawful claims whatsoever.

Dated: August 30, 2011

David Ross


Bonny Ross

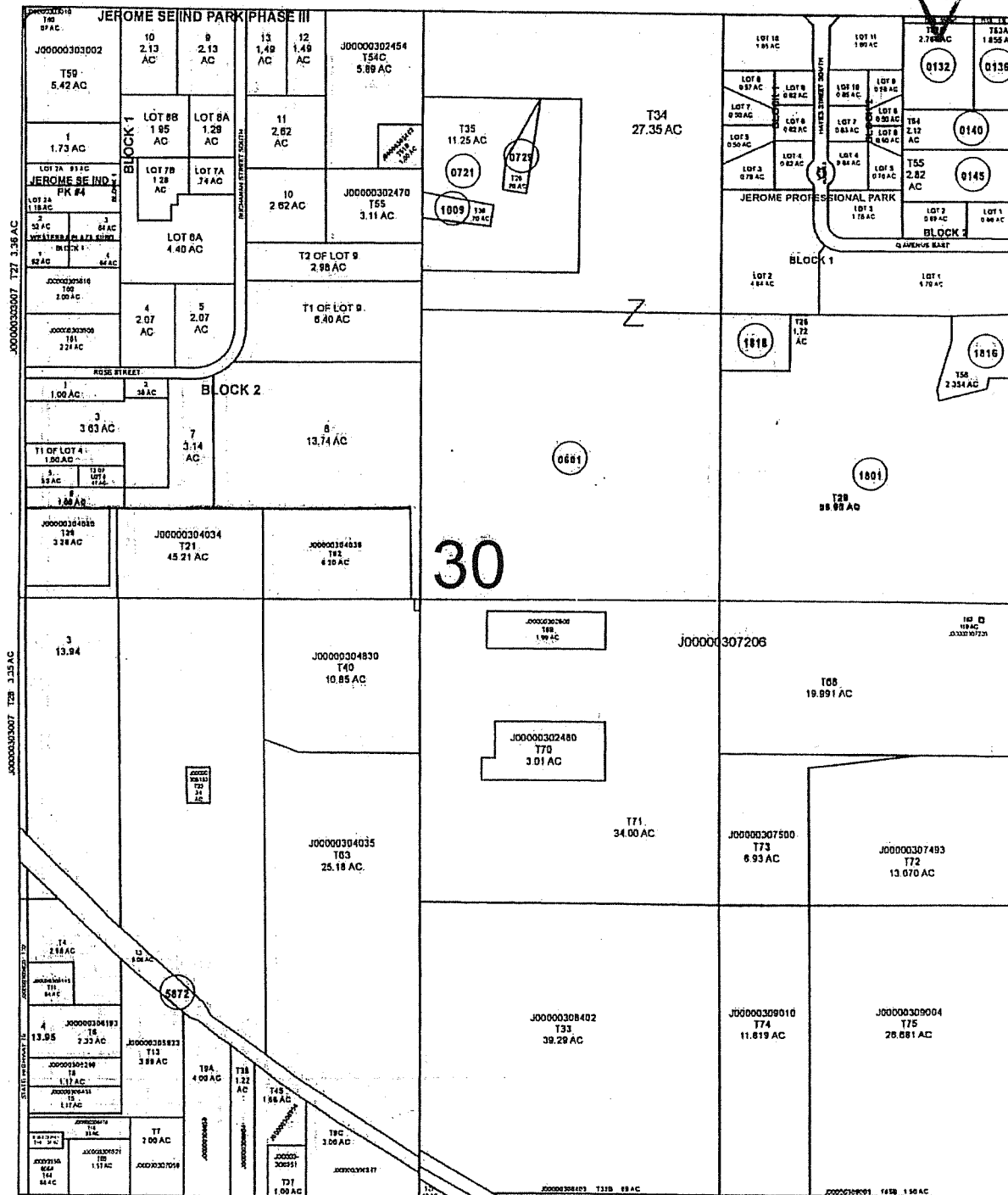
STATE OF IDAHO)
) ss.
COUNTY OF Jerome)

On this 30th day of August, 2011, before me, the undersigned, a Notary Public in and for said State, personally appeared David Ross and Bonny Ross, 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: Jerome ID
My Commission expires 02-23-2017

BECKY SHUBERT
NOTARY PUBLIC
STATE OF IDAHO

SECTION 30 TOWNSHIP 8 SOUTH RANGE 17 EAST JEROME COUNTY IDAHO



We have taken extreme care to insure accuracy.
However, we assume no responsibility for errors or omissions.
These maps are intended for assessment purposes only
and are not to be used as a legal document.
All canals and ditches are approximated from aerial maps.



500 0 500
Feet

DATE PRINTED 02/28/2011
JEROME COUNTY ASSESSORS OFFICE

30-8-17

#42-A has
-drawn to
urvey #2052198
4 & #42-A-1

PCL #44-1
315' x 410'

*PCL #7300
see survey

*PCL #47
is 40' x 40'
*PCL #47-A
15'esmt

10'esmt
PCL #46-A-1

PCL #40-A

