



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 1341 Fillmore Street, Suite 200 • Twin Falls, Idaho 83301-3380

Phone: (208) 736-3033 • Fax: (208) 736-3037 • Web Site: www.idwr.idaho.gov

C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Interim Director

November 9, 2011

CITY OF WENDELL
PO BOX 208
WENDELL ID 83355

Dear Sir or Madam,

A change of ownership form was sent to the office on 11/09/2011. In researching the form, I found this right was changed back in February of this year. I am returning your check #30118 for \$25 and I am included a copy of the changed right. Please contact me if you have any questions.

Sincerely,

A handwritten signature in blue ink, appearing to read 'Carrie Hahn', is written over a faint, light blue circular stamp.

Carrie Hahn
Clerk

RECEIVED

NOV 09 2011

DEPT. OF WATER RESOURCES
SOUTHERN 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?
#36-2509	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐

2. Previous Owner's Name: Joseph and Kay A. Hults and Robert J. and Kathi L. Meyers
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): City of Wendell
Name of each new owner as listed on the conveyance document
Brad Christopherson, Mayor
New owner continued ☐ Name connector ☐ and ☐ or ☐ and/or ☐
PO Box 208
Mailing address
Wendell ID 83355
City State ZIP
208-536-5161 cityofwendell@cablene.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: February 1, 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:  Mayor 11-8-2011
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 _____ Receipt No. _____ Receipt Amt. _____

Approved by _____ Processed by _____ Date _____

BARGAIN AND SALE DEED

PARCEL 1

After recording, please return to:

City of Wendell.
Attention: Brad Christopherson, Mayor
375 1st Avenue East
Wendell, Idaho 83355

Instrument # 236741
GOODING, GOODING, IDAHO
2-1-2011 10:44:50 No. of Pages: 4
Recorded for : LAND TITLE AND ESCROW, INC
DENISE M. GILL Fee: 19.00
Ex-Officio Recorder Deputy *AK*

GG-10672

SPACE ABOVE THIS LINE FOR RECORDER'S USE ONLY

BARGAIN AND SALE DEED

FOR VALUE RECEIVED, the receipt and sufficiency of which is hereby acknowledged, Joseph and Kay A. Hults, husband and wife, whose address is 1425 E 3200 S., Wendell, ID 83355 and Robert J. Meyers and Kathi L. Meyers, husband and wife, whose address is 3921 N 3300 E., Twin Falls, ID 83301-0348 (hereinafter referred to as the "Grantor"), hereby BARGAINS, SELLS, and CONVEYS its interest in the real property described in **Exhibit A**, attached hereto and by this reference made a part hereof (the "Premises"), unto City of Wendell, State of Idaho, whose current address is 375 1st Avenue East, Wendell, Idaho 83355 (hereinafter referred to as the "Grantee").

TO HAVE AND TO HOLD the Premises, with their appurtenances unto Grantee, and Grantee's heirs and assigns forever.

TOGETHER WITH Grantor's right, title and interest in and to all water and water rights, ditch or irrigation company shares, to 35 Shares of North Side Canal Stock and well right, rights of way adjacent thereto, all mineral rights appurtenant thereto including Department of Water Resources Water Right #36-2509, and all and singular tenements, hereditaments, and appurtenances thereto belonging or in anywise appertaining, the reversion and reversions, remainder and remainders, rents, issues and profits thereof, and all estate, right, title, and interest in and to the Premises.

SUBJECT TO the current taxes and assessments and those certain reservations, liens, encumbrances, covenants, conditions, restrictions, rights-of-way, liabilities and easements set forth on **Exhibit B** attached hereto and by this reference made a part hereof.

DATED this 1st day of February 2011.

Joseph A. Hults Jr.

Joseph Hults

Kay Hults

Kay Hults

EXHIBIT A

TOWNSHIP 8 SOUTH, RANGE 15 EAST OF THE BOISE MERIDIAN, GOODING COUNTY, IDAHO

Section 5: W $\frac{1}{2}$ SE $\frac{1}{4}$; E $\frac{1}{2}$ SE $\frac{1}{4}$; E $\frac{1}{2}$ SW $\frac{1}{4}$

EXCEPTING THEREFROM

A parcel of land located in the SE $\frac{1}{4}$ SE $\frac{1}{4}$, more particularly described as follows:

Commencing at the Southeast corner of Section 5, which is THE TRUE POINT OF
BEGINNING;

Thence North 0°25'29" East, 660.00 feet along the East boundary of Section 5, to a point on said
boundary;

Thence South 45°16'14" West, 935.89 feet to a point on the South boundary of Section 5;

Thence South 89°53'00" East, 660.00 feet along the South boundary of Section 5 to THE TRUE
POINT OF BEGINNING.

BARGAIN AND SALE DEED

PARCEL 2

After recording, please return to:

City of Wendell,
Attention: Brad Christopherson, Mayor
375 1st Avenue East
Wendell, Idaho 83355

Instrument # 236742

GOODING, GOODING, IDAHO

2-1-2011 10:46:19 No. of Pages: 4

Recorded for : LAND TITLE AND ESCROW, INC

DENISE M. GILL Fee: 19.00

Ex-Officio Recorder Deputy

GG-10672

SPACE ABOVE THIS LINE FOR RECORDER'S USE ONLY

BARGAIN AND SALE DEED

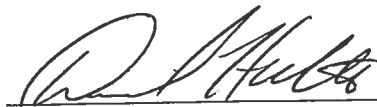
FOR VALUE RECEIVED, the receipt and sufficiency of which is hereby acknowledged, David Hults and Nicole Hults, husband and wife, whose address is 3095 S. 1900 E., Wendell, ID 83355 (hereinafter referred to as the "Grantor"), hereby BARGAINS, SELLS, and CONVEYS its interest in the real property described in **Exhibit A**, attached hereto and by this reference made a part hereof (the "Premises"), unto City of Wendell, State of Idaho, whose current address is 375 1st Avenue East, Wendell, Idaho 83355 (hereinafter referred to as the "Grantee").

TO HAVE AND TO HOLD the Premises, with their appurtenances unto Grantee, and Grantee's heirs and assigns forever.

TOGETHER WITH all of Grantor's right, title and interest in and to all water and water rights, ditch or irrigation company shares, 5 shares of North Side Canal Stock and well right, rights of way adjacent thereto, all mineral rights appurtenant thereto, and all and singular tenements, hereditaments, and appurtenances thereto belonging or in anywise appertaining, the reversion and reversions, remainder and remainders, rents, issues and profits thereof, and all estate, right, title, and interest in and to the Premises.

SUBJECT TO the current taxes and assessments and those certain reservations, liens, encumbrances, covenants, conditions, restrictions, rights-of-way, liabilities and easements set forth on **Exhibit B** attached hereto and by this reference made a part hereof.

DATED this 31st day of January, 2011.



David Hults



Nicole Hults

EXHIBIT A

TOWNSHIP 8 SOUTH, RANGE 15, EAST OF THE BOISE MERIDIAN, GOODING COUNTY, IDAHO

Section 5: A parcel of land located in the SE¼SE¼, more particularly described as follows:

Commencing at the Southeast corner of Section 5, which is THE TRUE POINT OF BEGINNING;

Thence North 0°25'29" East, 660.00 feet along the East boundary of Section 5, to a point on said boundary;

Thence South 45°16'14" West, 935.89 feet to a point on the South boundary of Section 5;

Thence South 89°53'00" East, 660.00 feet along the South boundary of Section 5 to THE TRUE POINT OF BEGINNING.