

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

OCT 07 2011

Notice of Change in Water Right Ownership

DEPT. OF WATER RESOURCES
SOUTHERN REGION

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?
36-14103	Yes ☐		Yes ☐		Yes ☐
36-8503	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐

2. Previous Owner's Name: BARRY S. CANNEDY
Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): Dennis Kulhanek and Maxine Kulhanek
Name of each new owner as listed on the conveyance document

New owner continued ☒ and ☐ or ☐ and/or
645 CANYON Drive
Mailing address
TWIN FALLS ID 83301
City State ZIP
1-208-420-6989 magichomes@msn.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: 9-15-99

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] 10-7-11
Signature of new owner/claimant Title, if applicable Date

Signature: [Signature]
Signature of new owner/claimant Title, if applicable Date

For IDWR Office Use Only:

Received by C. Sanner Date 10/7/2011 Receipt No. 5032174 Receipt Amt. 50.00
Approved by _____ Processed by _____ Date _____

SUPPORT DATA

#3-28706

WARRANTY DEED

For Value Received

9 9 4 7 3 3

Dale W. Thompson and Jean M. Thompson, husband and wife

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

Dennis Kulhanek and Maxine Kulhanek, husband and wife

Address: 393 East 400 South, Jerome, ID 83338

RECORDED AT THE REQUEST
Land Title & Escrow, Inc.

SEP 15 4 10 PM '99

JEROME COUNTY, IDAHO

FEES 6.00 DEP CB

Hereinafter called the Grantee, the following described premises situated in Jerome 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 2.33 shares of capital stock in North
SUBJECT TO: Side Canal Company, Ltd.

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

Taxes for 1999 and subsequent years, which are a lien, but not yet due and 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.

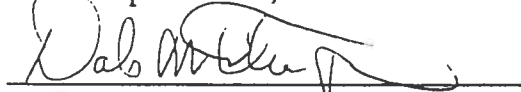
Easement contained in Right of Way Deed from A. S. Henson and Verna E. Henson, husband and wife, to State of Idaho, dated May 11, 1951, recorded July 10, 1951 in Book 141 Page 479 as Instrument Number 113588, Jerome County records, affecting the E $\frac{1}{2}$ NE $\frac{1}{4}$ of Section 10, Township 9 South, Range 17, East Boise Meridian.

Power Line Easement given by William A. Brooks and Irene E. Brooks, husband and wife, to Idaho Power Company, a corporation, dated December 6, 1971, recorded August 4, 1972 in Book 184 Page 590 as Instrument Number 195560, Jerome County records, affecting the NW $\frac{1}{4}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 10, Township 9 South, Range 17, East Boise Meridian.

Grant of Easement by and between Tri-River Chemical Company, Inc., a Washington corporation, doing business as UAP Northwest, Grantor, and Barry Scott Cannedy, single, man, Grantee, dated April 18, 1996, recorded April 23, 1996 as Instrument Number 961736, Jerome County 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: September 15, 1999



Dale W. Thompson



Jean M. Thompson

EXHIBIT "A"

Order Number: J-28706

PARCEL NO. 1

TOWNSHIP 9 SOUTH, RANGE 17, EAST OF THE BOISE MERIDIAN,
JEROME COUNTY, IDAHO

Section 10: That part of the NE $\frac{1}{4}$ NE $\frac{1}{4}$, described as follows:

Beginning at the Northeast corner of Section 10;
Thence North 89°08' West, 59.17 feet along the Northerly boundary of Section 10,
to a point in the Westerly right-of-way of U.S. Highway 93, THE TRUE POINT
OF BEGINNING;
Thence North 89°08' West, 346.00 feet along the Northerly boundary of
Section 10;
Thence South 0°30' East, 229.00 feet;
Thence North 89°08' West, 307.95 feet;
Thence South 32°50' West, 39.65 feet;
Thence South 89°08' East, 674.95 feet to a point in the Westerly right-of-way of
U.S. Highway 93;
Thence North 0°30' West, 124.41 feet along the Westerly right of way of said
highway to a right of way monument marked "P.C. Sta. 380+93";
Thence North 0°10' West, 138.22 feet along said Westerly right of way to THE
TRUE POINT OF BEGINNING.

PARCEL NO. 2

A drainfield easement parcel affecting the NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 10, Township 9
South, Range 17 East, Boise Meridian, Jerome County, Idaho, as created by Grant of
Easement given by Tri-River Chemical Company, Inc., a Washington corporation,
doing business as UAP Northwest, Grantor, to Barry Scott Cannedy, a single man,
Grantee, dated April 18, 1996, recorded April 23, 1996 as Instrument Number
961736, Jerome County records, more particularly described as follows:

Beginning at the Northeast corner for Section 10;
Thence North 89°08' West 59.17 feet to the Westerly boundary of U.S.
Highway 93;
Thence South 0°10' East 138.22 feet along said Westerly boundary to a Brass Cap
and Concrete Right-of-Way Monument stamped "P.C. Station 380+93";
Thence South 0°30' East 124.41 feet along said Right of Way;
Thence North 89°08' West 239.00 feet to THE TRUE POINT OF
BEGINNING;
Thence South 0°30' East 60.00 feet;
Thence North 89°08' West 20.00 feet;
Thence North 0°30' West 60.00 feet;
Thence South 89°08' East 20.00 feet to THE TRUE POINT OF BEGINNING.



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

October 11, 2011

C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Interim Director

DENNIS KULHANEK
MAXINE KULHANEK
645 CANYON DR
TWIN FALLS ID 83301

RE: Change of Ownership for Water Right No(s). 36-8503 and 36-14103

Dear Water Right Holder(s):

The department acknowledges receipt of correspondence changing ownership of the above referenced water right(s) to you. The department has modified its records to reflect the change in ownership and has enclosed computer-generated reports for your records.

Updating the ownership record for a water right does not reconfirm the validity of the right. When processing an ownership change notice, the department does not review the history of water use to determine if the right has been forfeited through five years or more of non-use. To read more about water right forfeiture, including how to protect a water right from forfeiture, please see Sections 42-222 and 42-223, Idaho Code.

Also, please note that Section 42-248, Idaho Code, requires you or the owner of this water right to maintain current ownership and address records on file with the department. Forms to file a change of ownership of a water right and/or a change in the address of the water right owner are available from any department office, or at the department's website at: www.idwr.idaho.gov.

Please feel free to contact this office if you have any questions regarding this matter.

Sincerely,

Trish Fawcett
Technical Records Specialist

Enclosure(s)