

DEV

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SEP 23 2011
DEPARTMENT OF
WATER RESOURCES

STATE 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?
67-2169A	Yes ☐		Yes ☐		Yes ☐
67-4470	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐

2. Previous Owner's Name: C. Bruce Kerner and Julie R. Kerner
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Greg Amaral, Trustee of the Greg Amaral Ltd. Pension Plan & Trust
Name of each new owner as listed on the conveyance document

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

1606 Amaral Court

Mailing address _____

Fairfield CA 94534

City _____ State _____ ZIP _____

707-864-1196 Amaralranch@aol.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: _____

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):
 - o \$25 per *undivided* water right.
 - o \$100 per *split* water right.
 - o No fees required for pending adjudication claims.

SUPPORT DATA
IN FILE # 47-2149A

⑦ Signature: [Signature] Trustee Title, if applicable 9/13/11 Date

Signature of new owner/claimant _____

Signature: _____ Title, if applicable _____ Date _____

Signature of new owner/claimant _____

For IDWR Office Use Only

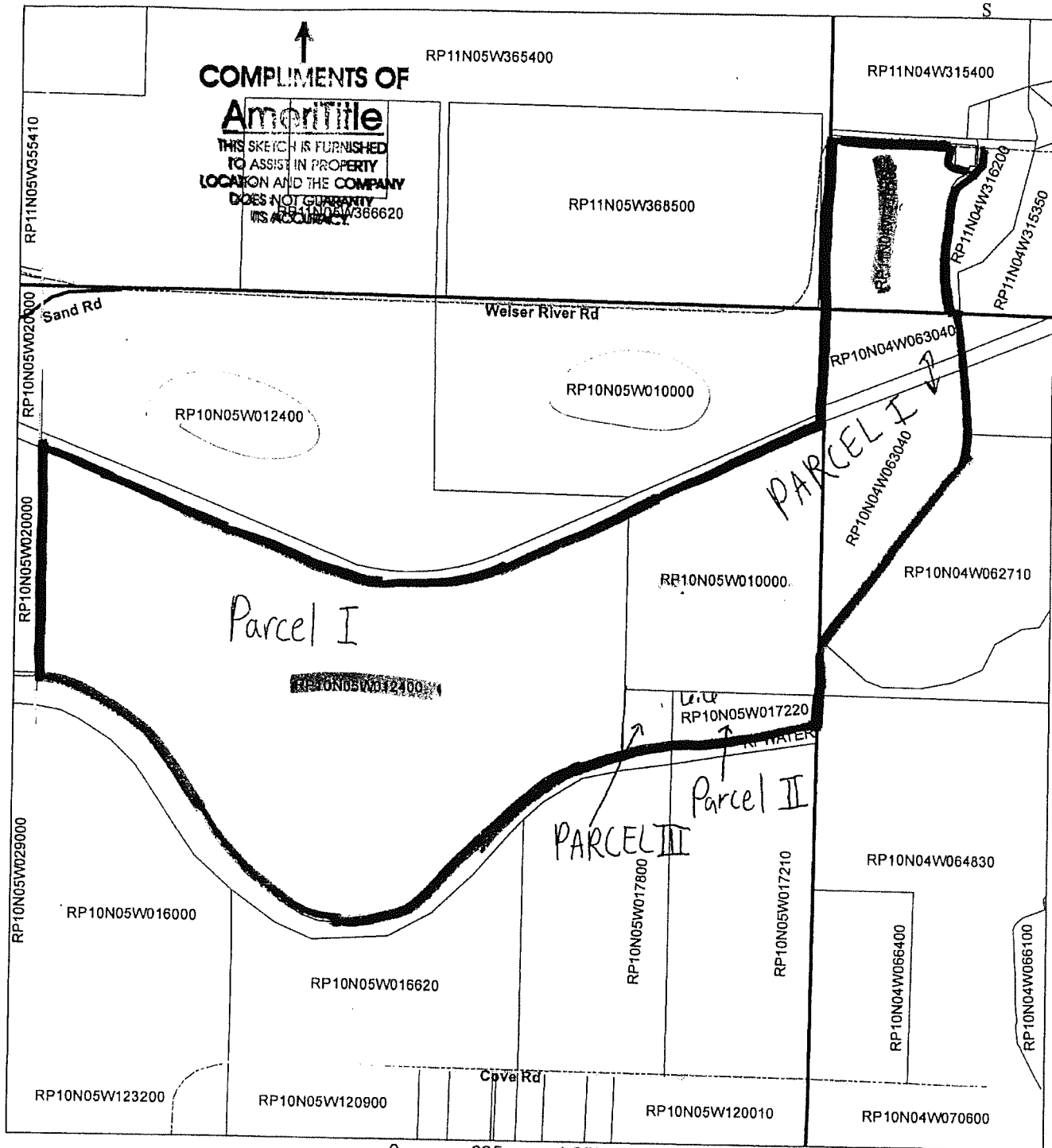
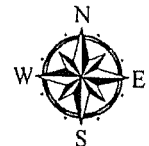
Received by SK7 Date 9/23/2011 Receipt No. 0094012 Receipt Amt. 200-

Approved by _____ Processed by [Signature] Date 9-27-11

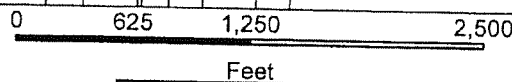
⑥
9-13-11



THIS MAP CREATED BY THE OFFICE OF THE
WASHINGTON COUNTY ASSESSOR
PUBLIC TERMINAL



1 inch = 904.3 feet



BASED ON GOVERNMENT SURVEYS & OFFICIAL RECORDS
ON FILE AT THE OFFICE OF THE COUNTY RECORDER OF
WASHINGTON COUNTY, IDAHO.
FOR ASSESSMENT PURPOSES ONLY
DOES NOT GUARANTEE BOUNDARIES

Legend			
	TOWNSHIP LINES		STATE HWY
	SECTION LINES		PAVED
	1/4 SECTION LINES		PAVED
	RIVERS		GRAVEL
			GRAVEL/DIRT
			CITY
			NATIONAL FOREST
			PRIVATE

Instrument # 218284

STATE OF IDAHO, COUNTY OF WASHINGTON

9-19-2011 04:30:00 No. of Pages: 7

Recorded for : AMERITITLE

BETTY J THOMAS

Ex-Officio Recorder Deputy *Betty J Thomas* Fee: 28.00

Index to: DEED

Recording Requested By And
When Recorded Mail To:

AmeriTitleP.O. Box 591Weiser, Idaho 83672

14933

PERSONAL REPRESENTATIVE'S DEED

THIS DEED, made and executed by Carl Bruce Kerner, also known as Bruce Kerner, as Personal Representative of the estate of Milton Kerner, deceased, and as Personal Representative of the estate of Lola Kerner, deceased, hereinafter collectively referred to as "Grantors," to Greg Amaral, Trustee of the Greg Amaral Ltd. Pension Plan & Trust, hereinafter referred to as "Grantee," whose address is 1606 Amaral Court, Fairfield, California 94534.

WHEREAS, Carl Bruce Kerner, also known as Bruce Kerner, is the qualified Personal Representative of said estate of Milton Kerner, filed as Probate Number CV 2006-00036 in Washington County, Idaho;

WHEREAS, Carl Bruce Kerner, also known as Bruce Kerner, is the qualified Personal Representative of said estate of Lola Kerner, filed as Probate Number CV 2010-2565 in Washington County, Idaho;

THEREFORE, for valuable consideration received, Grantors hereby transfer and convey to Grantee the following described real property in Washington County, Idaho.

All of the Grantors' interest in the following described parcel:

Legal description attached hereto as Exhibit "A" and incorporated herein by reference.

TOGETHER WITH all improvements, easements, hereditaments, and appurtenances thereto, and all tenements, reversions, remainders, rights-of-way and water rights in anywise appertaining to the property herein described.

SUBJECT TO taxes and assessments for the year 2011 and all subsequent years, and to such rights, easements, liens, encumbrances, covenants, rights-of-way, reservations, restrictions, and zoning regulations as appear of record or based upon the premises, and to any state of facts an accurate survey or inspection of the premises would show.

EXECUTED this 16 day of September, 2011.

Carl Bruce Kerner

Carl Bruce Kerner, also known as
Bruce Kerner

"Personal Representative of the
Estate of Milton Kerner,
deceased"

Carl Bruce Kerner

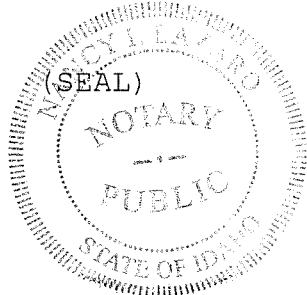
Carl Bruce Kerner, also known as
Bruce Kerner

"Personal Representative of the
Estate of Lola Kerner, deceased"

STATE OF IDAHO)
 : ss.
County of WASHINGTON)

On this 19 day of SEPTEMBER, 2011, before me, the undersigned, a Notary Public in and for said State, personally appeared Carl Bruce Kerner, also known as Bruce Kerner, known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same as Personal Representative of the estate of Milton Kerner and as Personal Representative of the estate of Lola Kerner.

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



Notary Public for Idaho
Commission expires: 10/31/13

EXHIBIT A

IN WASHINGTON COUNTY, IDAHO:

PARCEL I:

IN TOWNSHIP 10 NORTH, RANGE 5 WEST OF THE BOISE MERIDIAN:

SECTION 1: All that part of Lot 1 and the S $\frac{1}{2}$ NE $\frac{1}{4}$ lying southerly of the centerline of the Pacific and Idaho Northern Railroad, now known as the Friends of the Weiser River Trail, Inc.;

AND

All that part of Lot 4, S $\frac{1}{2}$ NW $\frac{1}{4}$ and the SW $\frac{1}{4}$ lying southerly of the centerline of the Pacific and Idaho Northern Railroad, now known as the Friends of the Weiser River Trail, Inc., and northerly of the South bank of the Weiser River;

AND

All that part of the W $\frac{1}{2}$ SE $\frac{1}{4}$ lying northerly of the South bank of the Weiser River;

IN TOWNSHIP 10 NORTH, RANGE 5 WEST OF THE BOISE MERIDIAN and IN TOWNSHIP 10 NORTH, RANGE 4 WEST OF THE BOISE MERIDIAN:

Beginning at the Southerly corner common to Townships 10 and 11 North, Ranges 4 and 5 West of the Boise Meridian;
thence North on the West line of Section 31, Township 11 North, Range 4 West of the Boise Meridian, 1186 feet;
thence East 1382.5 feet;
thence South 56.5 feet;
thence South 13°08' West 559.1 feet;
thence South 41°38' West 307.8 feet;
thence South 64°31' West 187.2 feet;
thence South 4°31' East 600.5 feet to the center line of the right of way of Pacific and Idaho Northern Railroad, now known as the Friends of the Weiser River Trail, Inc.; thence South 5°57' East 620.6 feet;
thence South 30°12' West 190 feet;
thence South 37°43' West 859.3 feet;
thence South 33°36' West 511.5 feet;
thence South 75° West 90 feet, more or less, to a point on the West line of Section 6, Township 10 North, Range 4 West of the Boise Meridian;
thence North on said West line 1500 feet to the center line of the right of way of the Pacific and Idaho Northern Railroad, now known as the Friends of the Weiser River Trail Inc.;
thence North on said West line of said Township 10 North, Range 4 West of the Boise Meridian 743.5 feet to the place of beginning. Describing all that part of Lot 4 and the Southeast quarter of the Southwest quarter of Section 31,

Township 11 North, Range 4 West of the Boise Meridian, lying West of the center line of Mann Creek, except a strip of land of uniform width of 140.5 feet along the North side of said Lot 4 and the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of said Section 31; and also all that part of Lots 4 and 5 of Section 6, Township 10 North, Range 4 West of the Boise Meridian lying North and West of the center line of Mann Creek.

SAVE AND EXCEPT the right of way of the Pacific and Idaho Northern Railroad, now known as the Friends of the Weiser River Trail, Inc.

ALSO SAVE AND EXCEPT A parcel of land situated within Government Lot 4 and the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 31, Township 11 North, Range 4 West, Boise Meridian, Washington County, Idaho, which parcel of land is more particularly described as follows:

Beginning at the southwest corner of Government Lot 4 of Section 31, T.11N., R.4W., B.M.;

Thence N 89°45'37"E, a distance of 823.86 feet along the south line of said Government Lot 4 to the TRUE POINT OF BEGINNING on the easterly side of an existing private road;

Thence N 7°35'20"W, a distance of 80.05 feet along the easterly side of said road;

Thence N 2°42'43"E, a distance of 732.05 feet along the easterly side of said road;

Thence N 28°59'54"E, a distance of 44.02 feet along the easterly side of said road;

Thence N 52°32'15"E, a distance of 111.08 feet along the easterly side of said road;

Thence N 26°06'46"E, a distance of 40.45 feet along the easterly side of said road;

Thence N 4°11'38"E, a distance of 144.23 feet along the easterly side of said road to a point within the right-of-way of Weiser River Road, which point bears S 89°51'34"W, a distance of 355.11 feet (formerly westerly 365 feet, more or less, Quitclaim Deed Inst. No. 161228) from the west abutment of the County Road bridge crossing Mann Creek;

Thence N 89°51'34"E, a distance of 372 feet, more or less, within the right-of-way of said Weiser River Road to a point within the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of said Section 31, said point being on the centerline of Mann Creek;

Thence leaving the right-of-way of said Weiser River Road bearing southwesterly along the centerline of Mann Creek to a point on the south line of said Government Lot 4;

Thence S 89°45'37"W, a distance of 50 feet, more or less, along the south line of said Government Lot 4 to the TRUE POINT OF BEGINNING.

SUBJECT TO a 20 foot wide ingress-egress easement, the easterly line of said easement being the westerly boundary of the above described parcel of land.

ALSO SAVE AND EXCEPT A parcel of land situated within Government Lot 4 of Section 31, Township 11 North, Range 4 West, Boise Meridian, Washington County, Idaho, which parcel of land is more particularly described as follows:

Beginning at the southwest corner of Government Lot 4 of Section 31, T.11N., R.4W., B.M.;

Thence N 36°56'12"E, a distance of 1383.89 feet to the TRUE POINT OF BEGINNING, which point bears S 76°21'15"E, a distance of 877.25 feet from the northwest corner of said Government Lot 4, and which point is within the right-of-way of Weiser River Road;

Thence S 87°47'58"E, a distance of 125.11 feet within the right-of-way of said Weiser River Road to a point which bears N 19°26'18"W, a distance of 1161.94 feet from the southeast corner of said Government Lot 4, and which bears westerly a distance of 417.14 feet (formerly west 426 feet, Warranty Deed Inst. No. 160822) from the east

abutment of the County Road bridge crossing Mann Creek;

Thence leaving the right-of-way of Weiser River Road bearing S 2°02'42"W, a distance of 141.54 feet;

Thence S 28°08'33"W, a distance of 36.63 feet;

Thence N 87°55'32"W, a distance of 111.62 feet;

Thence N 2°54'16"E, a distance of 174.74 feet to the TRUE POINT OF BEGINNING.

TOGETHER WITH A 30 foot wide nonexclusive ingress-egress, utility, and irrigation easement within the NW1/4 of Section 1, Township 10 North, Range 5 West, Boise Meridian, Washington County, Idaho, said easement being 15 feet wide on each side of the following described centerline:

Beginning at a point in the center of the Friends of Weiser River Trail right-of-way (former Pacific and Idaho Northern Railroad) which point bears S 49°49'49"E, a distance of 2689.79 feet from the northwest corner of Section 1, T.10N, R.5W., B.M., and S60°07'25"W, a distance of 3642.85 feet from the northeast corner of said Section 1;

Thence N 15°59'58"E, a distance of 62.82 feet;

Thence N 0°24'01"W, a distance of 45.94 feet;

Thence N 11°53'09"W, a distance of 310.28 feet;

Thence N 25°56'40"W, a distance of 92.21 feet;

Thence N 45°39'18"W, a distance of 124.33 feet;

Thence N 8°35'32"E, a distance of 46.77 feet to the point of ending on the northerly shoulder of the canal road along the southerly side of the Galloway Canal, which point bears S 70°20'43"W, a distance of 3533.79 feet from the northeast corner of said Section 1, and S 59°32'44"E, a distance of 2188.07 feet from the northwest corner of said Section 1.

SUBJECT TO the right-of-way of the Galloway Canal.

ALSO SUBJECT TO the right-of-way of the Friends of Weiser River Trail (former PIN Railroad).

ALSO a 30 foot wide nonexclusive ingress-egress, utility, and irrigation easement within the NW1/4 of Section 1, Township 10 North, Range 5 West, Boise

Meridian, Washington County, Idaho, said easement being 15 feet wide on each side of the following described centerline:

Beginning at a point in the center of the Friends of Weiser River Trail right-of-way (former Pacific and Idaho Northern Railroad) which point bears S 49°49'49"E, a distance of 2689.79 feet from the northwest corner of Section 1, T.10N, R.5W., B.M., and S 60°07'25"W, a distance of 3642.85 feet from the northeast corner of said Section 1;

Thence N 15°59'58"E, a distance of 62.82 feet;

Thence N 0°24'01"W, a distance of 45.94 feet;

Thence N 11°53'09"W, a distance of 310.28 feet;

Thence N 25°56'40"W, a distance of 92.21 feet;

Thence N 45°39'18"W, a distance of 124.33 feet to the TRUE POINT OF BEGINNING;

Thence N 46°26'30"W, a distance of 55.48 feet;

Thence N 6°20'00"E, a distance of 40.39 feet to the point of ending at the center of the bridge over the Galloway Canal.

SUBJECT TO the right-of-way of the Galloway Canal.



IDWD
Order No. 0014933

Instrument # 218283

STATE OF IDAHO, COUNTY OF WASHINGTON

9-19-2011 04:30:00 No. of Pages: 2

Recorded for : AMERITITLE

BETTY J THOMAS

Ex-Officio Recorder Deputy

Index to: DEED

Fee: 13.00

Deborah Warren

WARRANTY DEED

For Value Received,

C. Bruce Kerner aka Carl Bruce Kerner and Julie R. Kerner, husband and wife

GRANTOR(s), do(es) hereby GRANT, BARGAIN, SELL and CONVEY unto

Greg Amaral, Trustee of the Greg Amaral Ltd. Pension Plan & Trust

GRANTEE(s), whose address is: **1606 Amaral Court, Fairfield, CA 94534**

the following described real property, to-wit:

SEE EXHIBIT A WHICH IS MADE A PART HEREOF BY THIS REFERENCE

TO HAVE AND TO HOLD the premises with its appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantees, that they are the owners in fee simple of said premises that said premises are free from all encumbrances except the current year's taxes and assessments, conditions, covenants, restrictions, reservations, easements, rights and rights of way, apparent or of record and that they will warrant and defend the same from all lawful claims whatsoever.

DATED this 19 day of SEPT, 2011.

C. Bruce Kerner

C. Bruce Kerner

Julie R. Kerner

Julie R. Kerner

STATE OF IDAHO)

)ss

COUNTY OF Washington)

On this 19 day of September, 2011 before me, a notary public in and for said State, personally appeared C. Bruce Kerner and Julie R. Kerner 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.

Walter J. Lazard
Notary Public for Idaho

Residing at: *Wesley, Id*

My Commission Expires: *10/31/13*

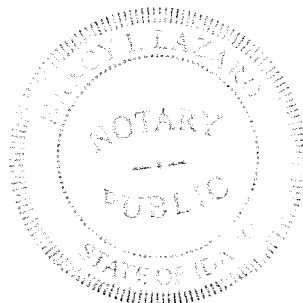


EXHIBIT "A"

The $E\frac{1}{2}W\frac{1}{2}E\frac{1}{2}SE\frac{1}{4}$ and the $E\frac{1}{2}E\frac{1}{2}SE\frac{1}{4}$ of Section 1, Township 10 North, Range 5 West of the Boise Meridian, lying northerly of the Weiser River.