

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

DEV
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MAR 09 2005

**DEPARTMENT OF
 WATER RESOURCES**

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
 Incomplete forms will be returned.

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
45-7672	Blacker	X			
2	45-14343	Mendoza			

2. The following **REQUIRED** information must be submitted with this form:

A. The appropriate **FILING FEE**. See instructions for fee amounts.

B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.

C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant(s) Marvin L. Blacker
459 S 400 W, Burley, ID 83318
4. New Owner/Claimant(s) Ricardo Mendoza and Bertha Mendoza
 Name Connector (Check one): [] and, [] or, ☒ and/or
434 South 326 West
 New Mailing Address
 City, State and ZIP Code Burley, ID 83318
 New Telephone Number (208) 677-4818
5. Date you acquired the property 03/04/2005

SUPPORT DATA

IN FILE # 45-7672

6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 7. If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number <u>45-7672</u>		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation		<u>3.41 acres (new split for buyer)</u>
Stock		
Domestic		
Other		
Total		

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation		
Stock		
Domestic		
Other		
Total		

7. Signature of New Owner(s) or Claimant(s) X Ricardo mendoza
(include title if applicable) X Bertha mendoza

For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.

For Office Use Only
 Received by SM Date 3-9-05 Fee \$100.00
 Received by SM Date 3-9-05 Receipt No. 0077067
 Processed by _____ AJ Date _____ WR 5/26/11 Date _____
SN

300809

WARRANTY DEED

RECEIVED

COPY

MAR 09 2005

DEPARTMENT OF
WATER RESOURCES

For Value Received

MARVIN BLACKER and LOVEL L. BLACKER, husband and wife

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

RICARDO MENDOZA and BERTHA MENDOZA, husband and wife

Address: 434 SOUTH 326 WEST, BURLEY, ID 83318

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

See Attached Exhibit 'A'

TOGETHER WITH all water and water rights, ditches and ditch rights used thereon or appurtenant thereto.

SUBJECT TO:

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

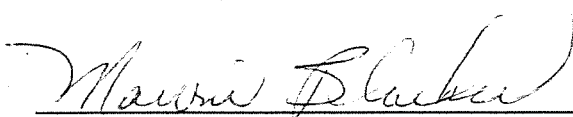
Taxes for 2005 and subsequent years, a lien, but not yet due or payable.

Terms and conditions contained in Second Amended Agreement Between Adjoining And Adjacent Property Owners Creating Easement For Roadway by and between Michael Chesley and Christine Chesley, husband and wife, etal, dated March 30, 1998 and recorded April 3, 1998 as Instrument No. 254737 on Film No. 298, records of Cassia County, Idaho.

Easement For Ingress And Egress executed by Marvin Blacker and Lovel L. Blacker, husband and wife, Grantor to Forestall Investment, Inc., an Idaho corporation, Grantee, dated April 1, 1998 and recorded April 3, 1998 as Instrument No. 254739 on Film No. 298, records of Cassia County, Idaho.

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.

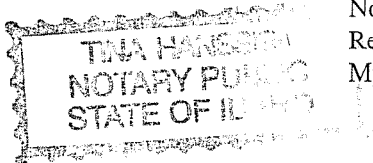
Dated: **March 1, 2005**


MARVIN BLACKER


LOVEL L. BLACKER

STATE OF IDAHO)
) ss.
COUNTY OF CASSIA)

On this 3rd day of **March, 2005**, before me, the undersigned, a Notary Public in and for said State, personally appeared **MARVIN BLACKER** and **LOVEL L. BLACKER**, 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.



Tina Hansen
Notary Public
Residing at: Reupert, ID
My Commission expires: 05/07/09

EXHIBIT 'A'

TOWNSHIP 11 SOUTH, RANGE 22 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 15: Part of the E $\frac{1}{2}$ NE $\frac{1}{4}$, more particularly described as follows:

Beginning at the Northwest corner of the E $\frac{1}{2}$ NE $\frac{1}{4}$ of said Section 15, said corner marked by a 5/8 inch rebar; thence South 00°01'22" East along the West line of the E $\frac{1}{2}$ NE $\frac{1}{4}$ for a distance of 1285.80 feet to the Northwest corner of the Holm Country Estates Subdivision (vacated); thence North 89°57'30" East along the North line of the Holm Country Estates Subdivision (vacated) for a distance of 1.29 feet to a ½ inch rebar; thence North 89°57'30" East continuing along said line for a distance of 250.00 feet to a ½ inch rebar which shall be the Point of Beginning;
Thence North 89°57'30" East continuing along said line for a distance of 132.06 feet to a ½ inch rebar at the Northeast corner of the Holm Country Estates Subdivision (vacated);
Thence South 38°39'10" East along the Easterly side of the Holm Country Estates Subdivision (vacated) for a distance of 703.72 feet to a ½ inch rebar;
Thence South 89°56'50" West for a distance of 345.59 feet to the centerline of the vacated Syringa Drive of the Holm Country Estates Subdivision (vacated);
Thence North 00°06'21" West along the centerline of the vacated Syringa Drive for a distance of 199.96 feet;
Thence South 89°53'46" West for a distance of 25.00 feet to the Northeast corner of Lot 17 of Block 1 of the Holm Country Estates Subdivision (vacated) marked by a ½ inch rebar;
Thence South 89°53'46" West along the North line of Lot 17 for a distance of 200.00 feet to the Northwest corner of Lot 17 of Block 1 of the Holm Country Estates Subdivision (vacated) marked by a ½ inch rebar;
Thence North 00°06'21" West for a distance of 350.25 feet to the Point of Beginning.

RECORDED AT THE REQUEST OF
LAND TITLE & ESCROW

2005 MAR 8 PM 2 48

CASSIA COUNTY, IDAHO
LARRY A. MICKELSEN
RECORDER
FEE 900 DEPUTY *46*

300809

NORTHWEST CORNER
E2 NE4
SECTION 15
5/8" rebar
400 SOUTH ROAD

S 89°54'11"W
1321.21'

1/4 CORNER
ION 15
3. Iron pipe
"cap
rec. 23 AUG.
no. 283431

SECOND AMENDED AGREEMENT BETWEEN
ADJOINING AND ADJACENT PROPERTY
OWNERS CREATING EASEMENT FOR
COMMON ROAD
REC. 3 APR. 1998
INST. NO. 254737

CERTIFICATE OF SURVEY

I, Steven C. Pearson, a Registered Professional
Land Surveyor, Idaho License No. 3623, do hereby
certify that this Record of Survey has been prepared
from a survey made on the ground under my supervision
and that this map is an accurate representation of
said survey.



BASIS OF BEARING *

NOTE

- o - SET IRON PIN (1/2" x 24" rebar)
w/ L.S. no. attached.
- - NO CORNER SET.

OTHER SURVEY CONTROL FOUND
OR SET AS NOTED.

T.11 S...
CASSIA

EASEMENT FOR INGRESS AND EGRESS
REC. 3 APR. 1998
INST. NO. 254737

WEST CORNER
E4
ON 15
rebar

L2

1/2" rebar

N 89°57'30"E

250.00'

set 1/2" rebar

N 89°57'30"E

132.06'

1/2" rebar

N 89°55'09"E
1323.68'

ACCESS EASEMENT (SEE
DWLS # 4155-9681)

LINE	BEARING	DISTANCE
L 1	S 00°01'22"E	45.39'
L 2	N 89°57'30"E	1.29'
L 3	N 89°57'30"E	1.03'
L 4	S 89°53'46"W	25.00'
L 5	S 89°56'50"W	25.00'

PRE
PRO
LAR
REC
PRO
DWL
REC
PRO
DWL
REC
EAS
MAR
REC
PRO
CLY
REC
PRO
SEC
REC
PRO
ROB
REC
HOL
REC
PRO
AND
REC
DWL

POPLAR DRIVE (VACATED)

LOT 1

LOT 20

LOT 2

LOT 19

LOT 3

LOT 18

LOT 4

LOT 17

LOT 5

LOT 16

LOT 6

LOT 15

LOT 7

LOT 14

PARCEL 1
3.41 ACRES +/-

S 89°53'46"W
200.00'

find 1/2" rebar
MENDOZA PROPERTY

LOT 17

MENDOZA PROPERTY

LOT 16

find 1/2" rebar

N 89°56'50"E

200.00'

BLOCK 1

SYRINGA DRIVE (VACATED)

LOT 1

LOT 2

LOT 3

LOT 4

ROSE DRIVE (VACATED)

E Syringa Drive
(vacated)

LOT 2

S 89°56'50"W

345.59'

BLOCK 2

LOT 3

LOT 4

LOT 12

LOT 11