

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

JUN 01 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?
36-4243	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐

2. Previous Owner's Name: Edith V. Thomason
Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): Timothy D. Thomason
Name of each new owner as listed on the conveyance document

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

P. O. Box 475

Mailing address

Jerome, ID 83338
City 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: June 3, 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):
 - o \$25 per *undivided* water right.
 - o \$100 per *split* water right.
 - o No fee is required for pending adjudication claims.

7. Signature: Timothy D. Thomason Title, if applicable Date 5/31/2011
Signature of new owner/claimant

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

For IDWR Office Use Only:

Received by SBP Date 6/1/2011 Receipt No. 0093218 Receipt Amt. \$25 -

Approved by Processed by 12 Date 6-7-11

PERSONAL REPRESENTATIVE'S DEED

THIS INDENTURE, made this 11th day of May, 2011, by and between the **ESTATE OF EDITH V. THOMASON, aka EDITH THOMASON**, Deceased, by DANIEL P. THOMASON and TIMOTHY D. THOMASON, Co-Personal Representatives, the "Grantor" and **TIMOTHY D. THOMASON**, a single man, whose address is Post Office Box 475, Jerome, Idaho 83338, referred to hereinafter as the "Grantee",

RECITALS

- A. EDITH V. THOMASON died testate on February 7, 2011;
- B. By Order of the Magistrate Division of the District Court of the Fifth Judicial District, Jerome County, Idaho, dated the 25th day of February, 2011, DANIEL P. THOMASON and TIMOTHY D. THOMASON were appointed Co-Personal Representatives of the Estate of the decedent.

NOW, THEREFORE, by virtue and in exercise of the powers so given by the laws of the State of Idaho, and of every other power and authority hereunto enabling, the Grantor, the Co-Personal Representatives as aforesaid, do hereby convey unto the said Grantee all the Decedent's right, title and interest in that real property situated in Jerome County, State of Idaho, more particularly described as:

TOWNSHIP 8 SOUTH, RANGE 18 EAST, BOISE MERIDIAN,
JEROME COUNTY, IDAHO

Section 32: Part of the E $\frac{1}{2}$ NW $\frac{1}{4}$ described as follows:

Beginning at the Northeast corner for Section 32;
Thence North 89°49'32" West 2648.83 feet along the northerly boundary of Section 32 to the North Quarter corner for Section 32;
Thence South 0°18'30" East 1033.65 feet along the Easterly boundary of the E $\frac{1}{2}$ NW $\frac{1}{4}$;
Thence South 89°41'30" West 4.73 feet to an existing fence and the TRUE POINT OF BEGINNING;
Thence South 0°02'47" East 480.34 feet to the center of the Northside Canal Company "H-1" Canal;
Thence southwesterly along the center of said canal the following courses;
South 45°00'05" West 151.94 feet;
South 38°19'06" West 77.83 feet;
South 78°55'53" West 58.30 feet;
North 80°16'42" West 81.77 feet;
South 75°19'32" West 36.32 feet to the northerly right of way of State Highway 25, Project No. 37-E;
Thence North 50°02'42" West 722.80 feet along said right of way;
Thence South 83°46'20" East 61.71 feet along an existing fence line to a point on a non-tangent curve;

STATE OF IDAHO)

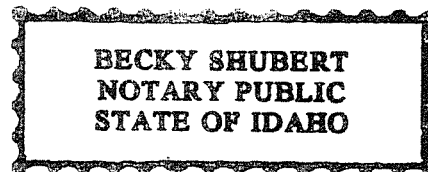
SS:

County of Jerome)

On this 31st day of May, 2011, before me, the undersigned, a Notary Public in and for said County and State, personally appeared TIMOTHY D. THOMASON, Co-Personal Representative of the Estate of EDITH V. THOMASON, Deceased, known to me to be the person whose name is subscribed to the within and foregoing instrument, and who acknowledged to me that he executed the same on behalf of the Estate.

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

Becky Shubert
NOTARY PUBLIC for Idaho
Residing at: Jerome ID
Commission Expires: 02-23-2017



Instrument # 2112744

JEROME COUNTY, JEROME, IDAHO

5-31-2011

11:44:19 No. of Pages: 4

Recorded for : LAND TITLE AND ESCROWE

MICHELLE EMERSON

Fee: 19.00

Ex-Officio Recorder Deputy

J. 2011 501

TRUSTEE'S DEED

FOR VALUE RECEIVED,

THE **JACK D. THOMASON TESTAMENTARY TRUST**, DANIEL P. THOMASON and TIMOTHY D. THOMASON, Successor Co-Trustees, the "Grantor", does hereby convey unto **TIMOTHY D. THOMASON**, an unmarried man, whose address is Post Office Box 475, Jerome, Idaho 83338, the, the "Grantee", all of its right, title and interest in the following described premises located in Jerome County, Idaho, to wit:

TOWNSHIP 8 SOUTH, RANGE 18 EAST, BOISE MERIDIAN,
JEROME COUNTY, IDAHO

Section 32: Part of the E $\frac{1}{2}$ NW $\frac{1}{4}$ described as follows:

Beginning at the Northeast corner for Section 32;

Thence North 89°49'32" West 2648.83 feet along the northerly boundary of Section 32 to the North Quarter corner for Section 32;

Thence South 0°18'30" East 1033.65 feet along the Easterly boundary of the E $\frac{1}{2}$ NW $\frac{1}{4}$;

Thence South 89°41'30" West 4.73 feet to an existing fence and the TRUE POINT OF BEGINNING;

Thence South 0°02'47" East 480.34 feet to the center of the Northside Canal Company "H-1" Canal;

Thence southwesterly along the center of said canal the following courses;

South 45°00'05" West 151.94 feet;

South 38°19'06" West 77.83 feet;

South 78°55'53" West 58.30 feet;

North 80°16'42" West 81.77 feet;

South 75°19'32" West 36.32 feet to the northerly right of way of State Highway 25, Project No. 37-E;

Thence North 50°02'42" West 722.80 feet along said right of way;

Thence South 83°46'20" East 61.71 feet along an existing fence line to a point on a non-tangent curve;

Thence northeasterly 619.64 feet along the arc of a curve left having a radius of 624.74 feet and a chord of North 80°11'31" East 595.09 feet;

Thence North 67°37'24" East 253.68 feet along an existing fence to the TRUE

POINT OF BEGINNING. Together with all water and water rights, ditches and ditch rights, used thereon or appurtenant thereto, including but not limited to 10.0 shares of Capital Stock in North Side Canal company and IDWR No. 36-4243. This parcel contains 6.76 acres, more or less. 

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, his heirs and assigns forever. The said Grantor does hereby covenant to and with the said

Grantee, that it is the owner of said premises; that it will warrant and defend the same from all lawful claims whatsoever, except as hereinabove specifically provided, and the specific exceptions listed below:

1. The first one-half of the 2010 taxes are paid, the balance is due and payable, but not delinquent until after June 20, 2011.
2. Taxes for 2011 and subsequent years, a lien, but not yet due or payable.
3. Assessments of the North Side Canal Company and the rights and powers of said Company as by law provided.
4. 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.
5. Conditions and restrictions contained in Right Of Way Deed Instrument No. 52096 shown in Book 102 of Deeds, Page 365, recorded January 23, 1933, records of Jerome County, Idaho.
6. Terms and conditions contained in Quitclaim Deed Instrument No. 52462 shown in Book 100 of Deeds, Page 156, recorded March 17, 1933, records of Jerome County, Idaho.
7. Power Line Easement given by C.C. Wilburn and Katherine Wilburn, husband and wife to Idaho Power Company, a corporation, dated July 30, 1951, recorded October 17, 1952 in Book 150 of Deeds, Page 133 as Instrument Number 116196, Jerome County records, affecting the E1/2NW1/4 of Section 32, Township 8 South, Range 18 East, Boise Meridian.
8. Power Line Easement given by Jack D. Thomason and Edith V. Thomason, husband and wife, to Idaho Power Company, a corporation, dated May 21, 1973, recorded March 26, 1974 as Instrument Number 204942, Jerome County records, affecting the NE1/4NE1/4; SE1/4NW1/4; Section 32, Township 8 South, Range 18 East, Boise Meridian.
9. Terms and conditions as set forth in Warranty Deed by and between Edith V. Thomason, an unmarried woman; the Jack D. Thomason Testamentary Trust, Edith V. Thomason Trustee; and J & E Farms, L.L.C., an Idaho limited liability company, "Grantors" and KLS&M Family Limited Partnership, an Idaho limited partnership, "Grantee", dated January 2, 2008, recorded January 2, 2008 as Instrument Number 2080017, Jerome County records.
10. Matters disclosed on Land Division Survey Plat, recorded January 25, 2010 as Instrument Number 2100347, Jerome County records.

DATED THIS 11th day of May, 2011.

“GRANTOR”

JACK D. THOMASON TESTAMENTARY TRUST

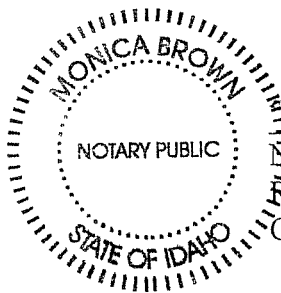

DANIEL P. THOMASON,
Successor Co-Trustee


TIMOTHY D. THOMASON
Successor Co-Trustee

STATE OF IDAHO)
 ss:
County of Jerome)

On this 11th day of May, 2011, before me, the undersigned, a Notary Public in and for said County and State, personally appeared DANIEL P. THOMASON, Successor Co-Trustee of the JACK D. THOMASON TESTAMENTARY TRUST, known to me to be the person whose name is subscribed to the within and foregoing instrument, and who acknowledged to me that he executed the same on behalf of said trust.

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



Maureen
 NOTARY PUBLIC for Idaho
 Residing at: Jerome, ID
 Commission Expires: 5-29-2013

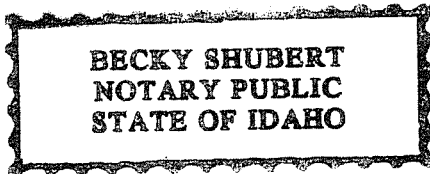
STATE OF IDAHO)

SS:

County of Jerome)

On this 31st day of May, 2011, before me, the undersigned, a Notary Public in and for said County and State, personally appeared TIMOTHY D. THOMASON, Successor Co-Trustee of the JACK D. THOMASON TESTAMENTARY TRUST, known to me to be the person whose name is subscribed to the within and foregoing instrument, and who acknowledged to me that he executed the same on behalf of said trust.

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

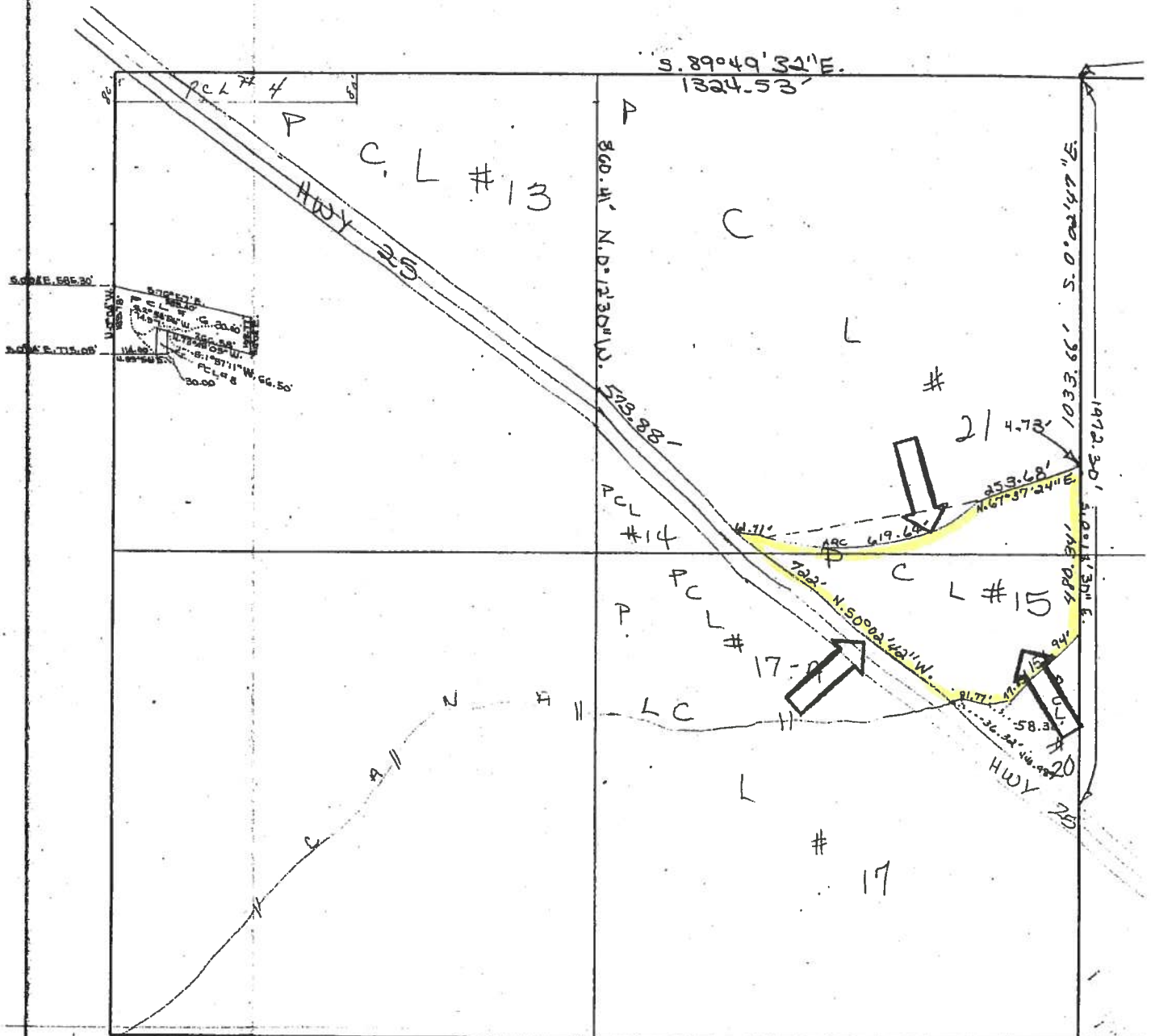


Becky Shubert
NOTARY PUBLIC for Idaho
Residing at: Jerome ID
Commission Expires: 02/23/2017

COUNTY

nw 4

NORT
HALF



This plat is made solely for the purpose of assisting in locating the land, and the company assumes no liability for variations, if any, with an actual survey.