

DE

#47933MC

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

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

RECEIVED
NOV 02 2010
DEPT. OF WATER RESOURCES
SOUTHERN REGION

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
36-2634					
36-7501					

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**.

Name and Address of Former Owner/Claimant(s) Grancer D. Jenkins
360 North 850 West
Paul, ID 83347

New Owner/Claimant(s) Carney Farms
Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address 1250 West 225 North

City, State and ZIP Code Paul, ID 83347

New Telephone Number (208) 431-5349

Date you acquired the property October 25, 2010

SUPPORT DATA

IN FILE # 36-2634

5. Date you acquired the property _____

6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in line 1, then skip this line and go to line 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 (you may copy this page, if 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 will not be split, skip this area and proceed to line 7)		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Water Right and/or Adjudication Claim Number _____		
Irrigation		
Stock		
Domestic		
Other		
Totals		
Water Right and/or Adjudication Claim Number _____		
Irrigation		
Stock		
Domestic		
Other		
Totals		
Water Right and/or Adjudication Claim Number _____		
Irrigation		
Stock		
Domestic		
Other		
Totals		

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.

7. Signature(s) of New Owner(s) or Claimant(s) CARNEY FARMS

By: Gary Carney
Gary Carney, Partner

(title if applicable)

(title if applicable)

IT IS IMPORTANT TO FILE THIS COMPLETED FORM AT THE APPROPRIATE IDWR OFFICE, WITH PAYMENT OF THE FILING FEE AND THE OWNERSHIP DOCUMENT(S), AS REFERRED TO IN LINE 2.

For IDWR Office Use Only:

Received by [Signature]
Received by B Walker
Processed by _____ A.J.

Date 11.2.2010
Date 11/2/10
Date _____

Receipt Amt. \$50
Receipt No. 5031667
WR _____ Date _____

WARRANTY DEED

#47933MC

For Value Received

Robert Danel Jenkins, a married man contracting with his sole and separate property

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

Carney Farms, an Idaho partnership
Address: 1250 West 225 North
Paul, Idaho 83347

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

TOWNSHIP 9 SOUTH, RANGE 22 EAST, BOISE MERIDIAN,
MINIDOKA COUNTY, IDAHO

Section 7: E $\frac{1}{4}$ NW $\frac{1}{4}$ and W $\frac{1}{4}$ NE $\frac{1}{4}$

TOGETHER WITH all water and water rights, ditches and ditch rights used thereon or appurtenant thereto including but not limited to State of Idaho, Department of Water Resources Adjudication Nos. 36-2634 and 36-7501.

SUBJECT TO:

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

Taxes for 2010 and subsequent years.

Assessments levied, or to be levied, by Magic Valley Ground Water District.

TO HAVE AND TO HOLD, the said premises, with their appurtenances unto the said Grantee and to the successors 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: October 25, 2010


Robert Danel Jenkins

Instrument # 509877

MINIDOKA COUNTY, RUPERT, IDAHO

10-26-2010 04:31:13 No. of Pages: 1

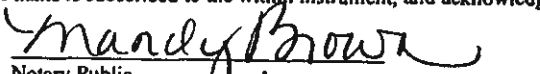
Recorded for : BURLEY LAND TITLE

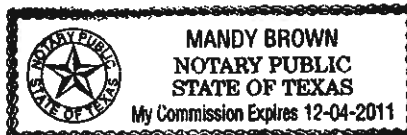
DUANE SMITH Fee: 10.00

Ex-Officio Recorder Deputy 

STATE OF TEXAS)
COUNTY OF Hill) ss.

On this 25 day of October, 2010, before me, the undersigned, a Notary Public in and for said State, personally appeared Robert Danel Jenkins, known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same.


Notary Public
Residing at: Hillsboro Texas
My Commission expires: 12-4-2011



Steven A. Tuft
TUFT LAW OFFICE, P.A.
1918 Overland Avenue
Post Office Box 759
Burley, Idaho 83318
Telephone: (208) 878-2922
Facsimile: (208) 678-1166
Idaho State Bar No. 1785

(SPACE BELOW FOR FILING STAMP ONLY)

Instrument # 509463

MINIDOKA COUNTY, RUPERT, IDAHO

9-27-2010 10:53:10 No. of Pages: 3

Recorded for : TUFT LAW OFFICE, PA

DUANE SMITH Fee: 15.00

Ex-Officio Recorder Deputy

K. Watson

Attorney for Petitioner

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF MINIDOKA
MAGISTRATE DIVISION

IN THE MATTER OF THE ESTATE
OF:

Case No. CV 2010- 632

JOYCE LEE TANNER JENKINS,
Deceased.

DECREE VESTING ESTATE
IN SURVIVING SPOUSE

The petition of Grancer Danel Jenkins for a decree vesting an estate in her as surviving spouse of Joyce Lee Tanner Jenkins having come before the Court for hearing, and the Court being advised in the premises, makes the following findings:

1. Joyce Lee Tanner Jenkins died on May 23, 1997 in Lubbock County Texas. At the time of her death, decedent owned as interest in real estate located Minidoka County, Idaho. The decedent died intestate.

2. The decedent was survived by the following heirs:

Name	Relationship	Address
Grancer Danel Jenkins c/o Robert Danel Jenkins Personal Representative or Executor of the Estate of Grancer Danel Jenkins	spouse	295 HCR 2424 Hillsboro, Texas 76645
Robert Danel Jenkins	son	295 HCR 2424 Hillsboro, Texas 76645
Pam Timmons	daughter	1305 So. 2900 East Hazelton, Idaho 83335
Chuck Fine, Jr.	son	P.O. Box 2253 West Port, WA 98595

DECREE VESTING ESTATE IN SURVIVING SPOUSE - 1

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1 3. The decedent, Joyce Lee Tanner Jenkins, and the Petitioner,
2 Grancer Danel Jenkins, were married on September 16, 1946 in Haskell County,
3 Texas, and they remained married until the date of decedent's death.

4 4. The decedent left an estate, as described in Petitioner's petition,
5 consisting solely of community property, and that as surviving spouse, Petitioner is
6 entitled to a decree of this court declaring and establishing that all said community
7 property became fully vested on the date of decedent's death in the petitioner as the
8 sole heir of the decedent, as her surviving spouse and sole heir under the law of the
9 state of Idaho.

10 5. All notice has been given as required by law.

11 **NOW THEREFORE, IT IS ORDERED, ADJUDGED AND DECREED**
12 that the Petitioner, Grancer Danel Jenkins is the surviving spouse and therefore the
13 Estate of Grancer Danel Jenkins is sole heir of the decedent, and that the following
14 described real property was the community property of the said Petitioner and
15 decedent, and said real property is now and hereby vested in, and quieted in, and
16 distributed to Grancer Danel Jenkins free and clear of all right, title, and claim or
17 demand of any person or persons claiming or attempting to claim under the said
18 Joyce Lee Tanner Jenkins, deceased, as heir or otherwise, except as a proper
19 creditor.

20 The real property or other property so decreed and distributed is more
21 particularly described as follows:

22 1. Real estate in Minidoka County, Idaho described as:

23 Certain real estate in Minidoka County, Idaho described more completely as:

- 24 A. Township 9 South, Range 22 East of the Boise Meridian, Idaho;
25 Section 1, Tract D (30.99 acres)
- 26 B. Township 9 South, Range 22 East of the Boise Meridian, Idaho;
27 Section 1, Tract B (159.89 acres)
- 28 C. Township 9 South, Range 22 East of the Boise Meridian, Idaho;
 Section 7, W $\frac{1}{2}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$ (160.00 acres)

 Also, the petitioner, Grancer Danel Jenkins, is declared to the sole
owner and person entitled to the following personal property:

1. Household furniture, furnishings and personal effects.
2. Such other personal property as the decedent owned or had in
interest in at the time of his death.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that any
other real or personal property not now known or is hereafter discovered which may
belong to said decedent or said estate located in the State of Idaho or in which the
said decedent may have had an interest, be, the same hereby is distributed and
vested in Grancer Danel Jenkins absolutely.

DECREE VESTING ESTATE IN SURVIVING SPOUSE - 2

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DATED this 27th day of September, 2010.


Larry R. Duff, Magistrate Judge



State of Idaho)
County of Minidoka) ss
I hereby certify the foregoing to be a full true
and correct copy of the original on file in the
above entitled action.

Dated: September 27, 2010

Duane Smith, Minidoka County Court Clerk

By: 
Deputy Clerk

DECREE VESTING ESTATE IN SURVIVING SPOUSE - 3

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PERSONAL REPRESENTATIVE'S DEED

THIS INDENTURE, made this 30th day of September, 2010, by and between Robert Danel Jenkins, as Personal Representative of the Estate of Grancer Danel Jenkins, the party of the first part, and Robert Danel Jenkins, a married man, as his sole and separate property, the party of the second part, whose address is 295 HCR 2424, Hillsboro, Texas 76645.

WITNESSETH:

WHEREAS, under and by virtue of the law in such cases made and provided, the party of the first part has heretofore been appointed and has qualified as and is the duly appointed qualified and acting Personal Representative of the estate of Grancer Danel Jenkins, deceased; and

WHEREAS, on the 13th day of September, 2010, the Honorable Larry R. Duff, presiding, appointing the party of the first part Personal Representative of the Estate of Grancer Danel Jenkins, deceased, and said Letters Testamentary were recorded in the records of the County Recorder of Minidoka County, State of Idaho, on September 13, 2010 as Instrument Number 509184; and

WHEREAS, the party of the first part, by virtue of the governing law of the State of Idaho in such case is made and provided, has power over the title to the real property hereinafter described on Exhibit "A" and the authority to transfer and convey the same,

NOW, THEREFORE, the said Robert Danel Jenkins, Personal Representative of the Estate of Grancer Danel Jenkins, deceased, party of the first part herein, pursuant to the authority conferred upon him hereinbefore specified, and pursuant to the order of the aforementioned court, has granted, bargained, sold and conveyed and by these presents does grant, bargain, sell, and convey unto the said party of the second part, and to its assigns, forever, all of the right, title, interest and estate of the said Grancer Danel Jenkins, deceased, at the time of his death or as much thereof as he owned or had an interest in, and also all the right, title, and interest that said Estate may have acquired by operation of the law or otherwise other than or in addition to that of the decedent at the time of his death, and also all of the right, title, interest, and estate of the heirs and devisees of said decedent, in and to all that certain real property located and situated in the County of Minidoka, State of Idaho, and more particularly described on Exhibit "A" attached hereto.

TOGETHER with all and singular the tenements, hereditaments, and appurtenances thereunto belonging or in anywise appertaining, and all improvements appurtenant thereto or reasonably necessary to the use thereof, the reversion and reversions, remainder and remainders, rents, issues and profits thereof, and all estate, right, title, and interest in and to the said property as well in law as in equity of the said Grancer Danel Jenkins, deceased, and of the party of the first part.

PERSONAL REPRESENTATIVE'S DEED - 1

TO HAVE AND TO HOLD all and singular the above mentioned and described premises, together with appurtenances, unto the party of the second part, and to her heirs and assigns forever; and that said party of the first part and its successors hereby covenant to and with the party of the second part and with its assigns and successors that said party of the first part is the duly appointed, qualified and acting Personal Representative of the Estate of Grancer Danel Jenkins, deceased, having full power and authority to convey all the right, title, interest and Estate of said decedent and his heirs, devisees, and assigns in and to the real property described on Exhibit "A"; and that the party of the first part and his successors shall and will warrant and by these presents will forever defend such title to said premises and the quiet and peaceable possession of the party of the second part and its assigns and successors thereto against the said Grancer Danel Jenkins, deceased, and his heirs, devisees and assigns and against all and every person and persons whomsoever and against all lawful claims and demands whatsoever.

IN WITNESS WHEREOF, the party of the first part, the Personal Representative of the Estate of Grancer Danel Jenkins, deceased, as aforesaid, has hereunto set his hand and seal the day and year first above written.


Robert Danel Jenkins
Personal Representative of
the Estate of Grancer Danel Jenkins

STATE OF TEXAS

)

) ss.

County of ELLIS

)

On this 30TH day of September, 2010, before me the undersigned, a Notary Public in and for said State, personally appeared **Robert Danel Jenkins**, known to me to be the Personal Representative of the Estate of Grancer Danel Jenkins, and known to me to be the person whose name is subscribed to the within and foregoing instrument and acknowledged to me that he executed the same on behalf of said estate.

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



Cathy White

Notary Public for TEXAS

Residing at: ENNIS, TEXAS

Commission Expires: JULY 5, 2011

EXHIBIT "A"

The following real property located in Minidoka County, Idaho:
Township 9 South, Range 22 East of the Boise Meridian, Idaho; Section 7,
W $\frac{1}{2}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$.

Instrument # 509635

MINIDOKA COUNTY, RUPERT, IDAHO

10-8-2010 10:01:34 No. of Pages: 4

Recorded for : TUFT LAW OFFICE, PA

DUANE SMITH

Fee: 19.00

Ex-Officio Recorder Deputy *K. Watson*

PERSONAL REPRESENTATIVE'S DEED - 4

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