

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

FEB 02 2011

DEPT. OF WATER RESOURCES
SOUTHERN REGION

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?
36-2509	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐

2. Previous Owner's Name: Joseph Hults, Kay A. Hults, Robert J. Meyers, Kathi L. Meyers

Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): City of Wendell

Name of each new owner as listed on the conveyance document

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

375 1st Avenue East P.O. Box 208

Mailing address

Wendell

ID

83355

City

State

ZIP

208-536-5161

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: 2/1/2011

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

7. Signature: [Signature]
Signature of new owner/claimant

[Signature]
Title, if applicable

1-31-2011
Date

Signature: _____
Signature of new owner/claimant

Title, if applicable

Date

For IDWR Office Use Only:

Received by [Signature] Date 2/7/11

Receipt No. 5031784

Receipt Amt. 2500

Approved by _____ Processed by _____ Date _____

BARGAIN AND SALE DEED

PARCEL 1

After recording, please return to:

City of Wendell
Attention: Brad Christopherson, Mayor
375 1st Avenue East
Wendell, Idaho 83355

Instrument # 236741
GOODING, GOODING, IDAHO
2-1-2011 10:44:50 No. of Pages: 4
Recorded for : LAND TITLE AND ESCROW, INC
DENISE M. GILL Fee: 19.00
Ex-Officio Recorder Deputy 

GG-10672

SPACE ABOVE THIS LINE FOR RECORDER'S USE ONLY

BARGAIN AND SALE DEED

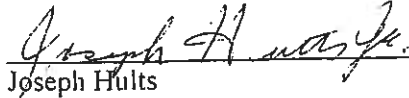
FOR VALUE RECEIVED, the receipt and sufficiency of which is hereby acknowledged, Joseph and Kay A. Hults, husband and wife, whose address is 1425 E 3200 S., Wendell, ID 83355 and Robert J. Meyers and Kathi L. Meyers, husband and wife, whose address is 3921 N 3300 E., Twin Falls, ID 83301-0348 (hereinafter referred to as the "Grantor"), hereby BARGAINS, SELLS, and CONVEYS its interest in the real property described in **Exhibit A**, attached hereto and by this reference made a part hereof (the "Premises"), unto City of Wendell, State of Idaho, whose current address is 375 1st Avenue East, Wendell, Idaho 83355 (hereinafter referred to as the "Grantee").

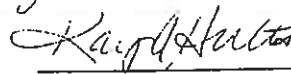
TO HAVE AND TO HOLD the Premises, with their appurtenances unto Grantee, and Grantee's heirs and assigns forever.

TOGETHER WITH Grantor's right, title and interest in and to all water and water rights, ditch or irrigation company shares, to 35 Shares of North Side Canal Stock and well right, rights of way adjacent thereto, all mineral rights appurtenant thereto including Department of Water Resources Water Right #36-2509, and all and singular tenements, hereditaments, and appurtenances thereto belonging or in anywise appertaining, the reversion and reversions, remainder and remainders, rents, issues and profits thereof, and all estate, right, title, and interest in and to the Premises.

SUBJECT TO the current taxes and assessments and those certain reservations, liens, encumbrances, covenants, conditions, restrictions, rights-of-way, liabilities and easements set forth on **Exhibit B** attached hereto and by this reference made a part hereof.

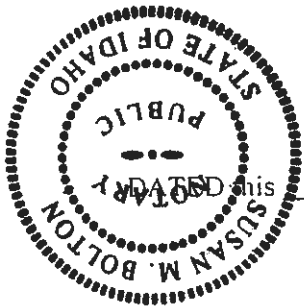
DATED this 1st day of February 2011.


Joseph Hults


Kay Hults

STATE OF IDAHO)
) ss
County of Gooding)

On this 1st day of February, in the year 2011, before me, Susan M. Bolton, a Notary Public in and for said State, personally appeared Joseph Hults and Kay Hults, husband and wife, 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.



Susan M. Bolton
Notary Public for Idaho
Residing at Gooding, Idaho
My Commission Expires: 10-16-2016

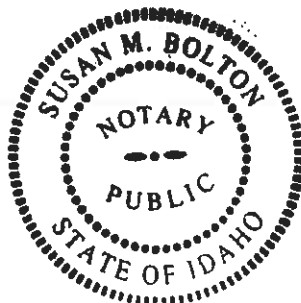
DATED this 1st day of February 2011.

Robert J. Meyers
Robert Meyers

Kathi Meyers
Kathi Meyers

STATE OF IDAHO)
) ss
County of Gooding)

On this 1st day of February, in the year 2011, before me, Susan M. Bolton, a Notary Public in and for said State, personally appeared Robert Meyers and Kathi Meyers, husband and wife, 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.



Susan M. Bolton
Notary Public for Idaho
Residing at Gooding, Idaho
My Commission Expires: 10-16-2016

EXHIBIT A

TOWNSHIP 8 SOUTH, RANGE 15 EAST OF THE BOISE MERIDIAN, GOODING COUNTY, IDAHO

Section 5: $W\frac{1}{2}SE\frac{1}{4}$; $E\frac{1}{2}SE\frac{1}{4}$; $E\frac{1}{2}SW\frac{1}{4}$

EXCEPTING THEREFROM

A parcel of land located in the $SE\frac{1}{4}SE\frac{1}{4}$, more particularly described as follows:

Commencing at the Southeast corner of Section 5, which is THE TRUE POINT OF BEGINNING;

Thence North $0^{\circ}25'29''$ East, 660.00 feet along the East boundary of Section 5, to a point on said boundary;

Thence South $45^{\circ}16'14''$ West, 935.89 feet to a point on the South boundary of Section 5;

Thence South $89^{\circ}53'00''$ East, 660.00 feet along the South boundary of Section 5 to THE TRUE POINT OF BEGINNING.

EXHIBIT B

Taxes subsequent to the year 2010, a lien, but not yet due or payable.

Assessments of the North Side Canal Company and the rights and powers of said Company as by law provided.

Right of way for canals, laterals and waste ditches of the North Side Canal Company, Ltd.

Power Line Easement given by D.F. Detweiler, a single man to Idaho Power Company, a corporation, dated October 7, 1930, recorded February 27, 1931 as Instrument Number 52045 of Book 3 Misc, Page 390, Gooding County records, affecting the NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 5, Township 8 South, Range 15 E.B.M.

Power Line Easement given by N.H. Leland and Elsie Leland, husband and wife to Idaho Power Company, a corporation, dated April 20, 1936, recorded July 20, 1936 as Instrument Number 65188 of Book 4 Misc, Page 63, Gooding County records, affecting the W $\frac{1}{2}$ SE $\frac{1}{4}$ of Section 5, Township 8 South, Range 15 E.B.M.

Power Line Easement given by William H. Grout and Luella A. Grout, his wife to Idaho Power Company, a corporation, dated November 14, 1967, recorded August 27, 1968 as Instrument Number 26195, Gooding County records, affecting the SE $\frac{1}{4}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 5, Township 8 South, Range 15, E.B.M.

Easement or Right of Way to Property and Option to Grantor to re-purchase the ground by and between David E. Hults and Nicole L. Hults, Grantee and Joseph Hults Jr. and Kay A. Hults, Grantor dated April 2, 2001, recorded April 2, 2001 as Instrument Number 189974, Gooding County records, affecting the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 5, Township 8 South, Range 15, E.B.M.

Bargain and Sale Deed executed by Joseph and Kay Hults and Robert and Kathi Meyers