

Transfer No. 76619

Receipt No. E035909

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1**

1. Applicant Information DIANE K CARVER TRUST
6460 E SIDEHILL LANE
IDAHO FALLS ID 83401
(208)569-1507

Will this transfer result in an ownership change? X Yes No

2. Current Water Right**Part 2 Attached for Each Right**

	Origin/Basis	Rate	Volume	Acre Limit	Total Acres	Source
25-14262	WR/Decreed	0.02	3.8		1.1	GROUND WATER

3. Purpose of Transfer (Change Proposed)**Part 3A Attached for Each Proposed Right****Part 3B Attached for Each Split Right**

Right	Split	POD	POU	Add POD	Period of Use	Nature of Use
25-14262	NO	YES	NO	NO	NO	NO

Describe the reason for the proposed changes

Applicant is seeking to change the point of diversion to their domestic well. An ownership Change will also occur within this transfer.

4. FOR CHANGES IN NATURE OF USE ONLY

A. Describe the expected quantity of the return flows and location of discharge after the proposed change

B. Describe the effects on other water uses resulting from the proposed change

5. Total Amounts Transferred

	Rate	Acre Limit	Total Acres	Volume
25-14262	0.02 cfs		1.1	3.8 af
TOTAL	0.02 cfs		1.1	3.8 af

RECEIVED**JUN 18 2010**

Department of Water Resources
Eastern Region

76 61 9

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge. I understand that any willful misrepresentations made in this application may result in voiding its approval.



(Signature of Applicant)



(Title or Office)

Transfer No. 76619

Receipt No. _____

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2**

Current Water Right No. 25-14262

Priority Date: August 10, 1966

Origin: Water Right

Basis: Decreed

Status: Active

Source: GROUND WATER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	04/01 11/01	0.02 CFS	3.8 AFA	
Total Diversion		0.02 CFS	3.8 AFA	

Source and Point(s) of Diversion:

GROUND WATER SENE Sec. 30 Twp 02N Rge 39E BONNEVILLE
County

PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals	
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE		
02N	39E	19																	1.1	1.1

Total Acres: 1.1

Conditions/Remarks:

1. This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

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Documentation of Ownership of the Current Place of Use
Warranty Deed

Is this property subject to any liens, deeds of trust, mortgages, or contracts or other encumbrances?
NO

Describe the effect on the current place of use for this water right if the place of use is changed pursuant to this transfer

No change.

To your knowledge, has any portion of the water right undergone a period of five(5) or more consecutive years of non-use?
NO

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Receipt No. _____

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3A**

Proposed Water Right No. 25-14262

Priority Date: August 10, 1966

Origin: Water Right

Basis: Decreed

Status: Active

Source: GROUND WATER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	04/01 11/01	0.02 CFS	3.8 AFA	
	Total Diversion	0.02 CFS	3.8 AFA	

Source and Point(s) of Diversion:

GROUND WATER SESE Sec. 19 Twp 02N Rge 39E BONNEVILLE
County

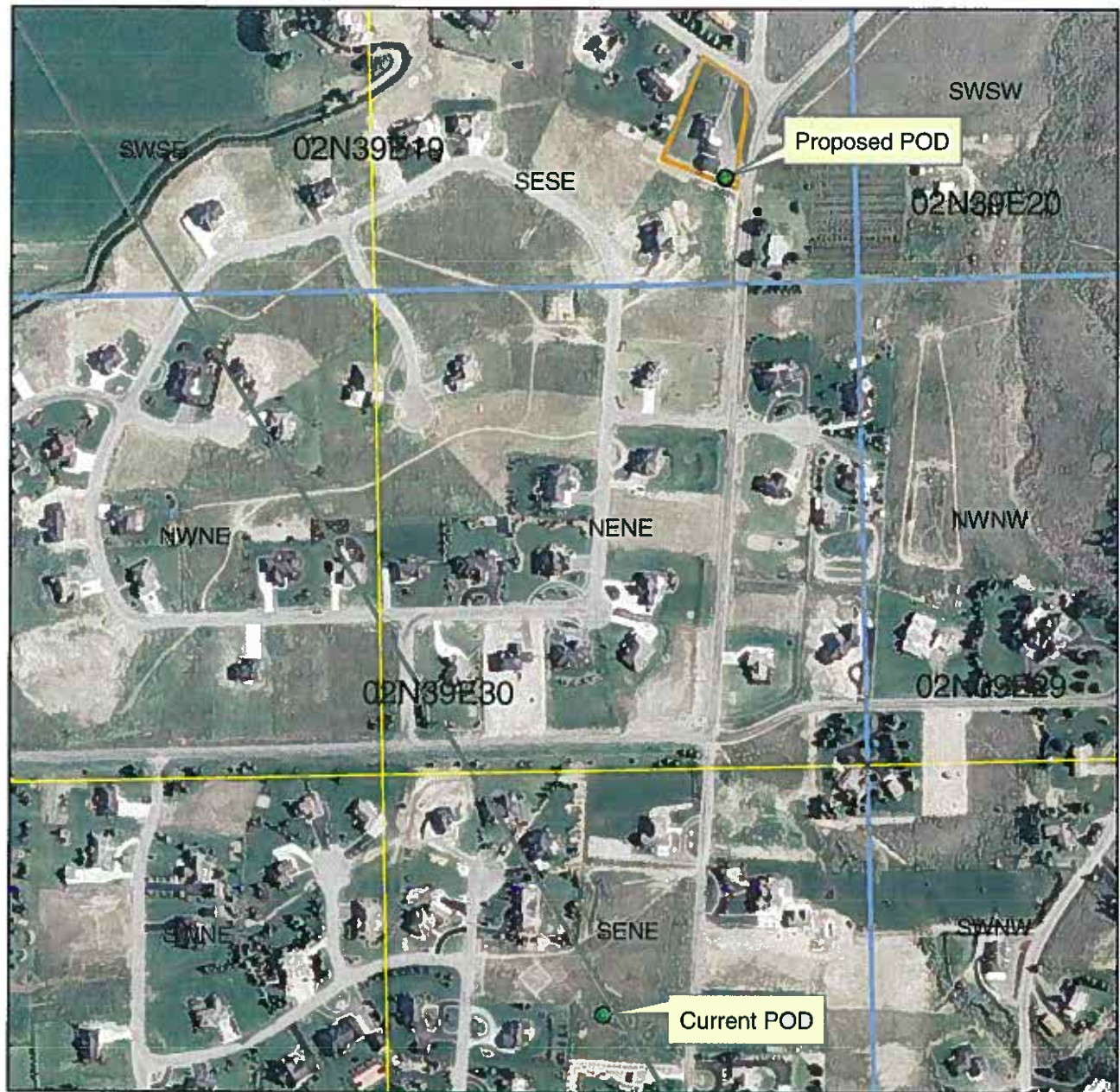
Describe the proposed diversion system

Point of Diversion # 1 Domestic well to underground sprinkler system.

PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
02N	39E	19																1.1	1.1

Total Acres: 1.1



Legend

- Place of use
- Township/Range
- Sections
- QQ
- modelgrid

0 0.03 0.06 0.12 Miles

1 inch = 0.09 miles



Parcel Report

Report Date: 6/15/2010 9:22:11 AM

PIN	RPO44710020060
Parcel Type	SUBDIVISION
Subdivision Name	MCDANIEL AMENDED # 1
Jurisdiction	O - RURAL PLATTED
Status	ACTIVE
Effective Year	2008
TAG	030-0000
Origin Date	2/6/2009
Sales Letter	NO
Recording Address	--
Legal Description	LOT 6, BLOCK 2,
Acreage	1.270
Notes	DONE OUT OF RPO447 0020010 6/16/2000 FOR 2001

Quadrant	Section	Township	Range
SE	19	2N	39E

Ownership	Ownership (%)
DIANE K CARVER TRUST	--

Situs Address
6460 E SIDEHILL LN

Instrument Number	Type	Description	Date	Notes
1208242	WD	WARRANTY DEED	12/6/2005	--
1167390	WD	WARRANTY DEED	10/15/2004	--
1045234	WD	WARRANTY DEED	4/11/2001	--
1024690	P	PLAT-MAP	6/14/2000	--

No Change Reason History.

Parcel Mother(s)
-- NONE --

Parcel Children
-- NONE --

76619

UPON RECORDING RETURN TO:
Gregory P. Meacham
Meacham & Decker, PLLC
1970 E 17th Street, Ste. 103
Idaho Falls, Idaho 83404
(208) 522-0022

2
BONNEVILLE COUNTY RECORDER
980576 MAR 3 '98 PM 1:21

CORPORATION WARRANTY DEED

WARRANTY DEED made this 1st day of October, 1998, by **McDaniel Farms, Inc.** a corporation created and existing under and by virtue of the laws of the State of Idaho, and duly authorized to transact business in the State of Idaho, with its principal place of business at 2425 S 60 E, Idaho Falls, Idaho 83406, herein referred to as Grantor, and **Hillpoint Properties LLC**, whose mailing address is 2425 S 60 E, Idaho Falls, Idaho 83406, herein referred to as Grantee, witnesseth:

Grantor, for and in consideration of the sum of Ten Dollars (\$10.00) and other good and valuable consideration, the receipt whereof is hereby acknowledged has granted, bargained, and sold, and does, by these presents, grant, bargain, sell, convey, and confirm unto Grantee and to its successors and assigns forever, all the following described real estate situate in the County of Bonneville, State of Idaho:

SECTION 19: SW1/4 SE1/4 and SE1/4 SE1/4, South and East of the Gardner Canal.

EXCEPTING THEREFROM THE FOLLOWING DESCRIBED PROPERTY:

All of the above described property lying within the boundaries of McDaniel Subdivision, Division No. 1, Bonneville County, Idaho, according to the recorded plat thereof.

Beginning at a point that is N56°32'02"W 1476.48 feet from the Southeast Corner of Section 19, Township 2 North, Range 39, East of the Boise Meridian, said Point of Beginning being also the Point of Beginning of a Quit Claim Deed Instrument No. 344666, Bonneville County Records, and running thence S88°55'W 50.00 feet; thence S4°54'W 376.56 feet; thence N71°20'E 96.24 feet; thence N58°20'E 154.00 feet; thence N44°10'41"E 103.05 feet; thence N0°24'11"W 217.67 feet; thence S79°09'W 201.85 feet; thence N48°02'W 16.32 feet to the Point of Beginning.

Beginning at the Southeast corner of Section 19, Township 2 North, Range 39, East of The Boise Meridian, and running thence N0°38'E 376.14 feet along the Section line; thence N89°22'W 119.97 feet; thence S6°23'W 378.00 feet, more or less, to the South line of said Section 19; thence S89°22'E 157.40 feet along said South line to the Point of Beginning.

That portion of the following described property lying East of the Gardner Canal:

Beginning at a point that is N56°32'02"W 1476.48 feet and S08°55'W 50.00 feet from the Southeast corner of Section 19, Township 2 North, Range 39,

East of the Boise Meridian, and running thence S88°55'W 150.00 feet; thence S4°54'W 426.00 feet; thence N.71°20'E 162.76 feet; thence N4°54'E 376.56 feet to the Point of Beginning.

That certain property conveyed to Bonneville County for roadway purposes by that certain Quit Claim Deed recorded as Instrument No. 448370, records of Bonneville County, Idaho.

SECTION 30: N1/2 NE1/4, South of Gardner Canal

EXCEPTING THEREFROM THE FOLLOWING DESCRIBED PROPERTY:

Beginning at a point that is West 2156.56 feet along the Section line an South 166.65 feet from the Northeast corner of Section 30, Township 2 North, Range 39, East of the Boise Meridian, said point being on the South side of the Gardner Canal and running thence N68°17'30"W 247.75 feet along said canal; thence S56°03'30"W 79.35 feet along said canal; thence S15°50'15"W 92.12 feet along said Canal; thence N87°24'20"E 127.50 feet; thence N80°43'30"E 198.61 feet to the Point of Beginning.

Beginning at the Northeast corner of Section 30, Township 2 North, Range 39, East of the Boise Meridian; running thence S00°13'46"W along the Section line 47.67 feet; thence N87°13'41"W 186.89 feet, more or less, to the centerline of Foothill Road; thence N0°42'49"E along said centerline 40.80 feet, more or less, to a point that bears N89°22'00"W along the Section line from the Point of Beginning; thence S89°22'00"E along the Section line 183.52 feet, more or less, to the Point of Beginning.

That portion lying within the boundaries of Quail Ridge Estates, Division No. 1, 2 an 3, Bonneville County, Idaho, according to the recorded plat thereof.

That portion lying within the boundaries of Bit O' Heaven Subdivision, Bonneville County, Idaho, according to the record plat thereof.

That certain property conveyed to Bonneville County for roadway purposes by that certain Quit Claim Deed record as Instrument No. 448371, records of Bonneville County, Idaho.

AND ALSO: NE1/4 NW1/4, South and East of Gardner Canal.

All of Quail Ridge Estates Division No. 3, Bonneville County, Idaho, according to the recorded plat thereof.

Lots 1, 2, 3, 4 and 5, Block 2, McDaniel Subdivision, Division No.1, Bonneville County, Idaho, according to the recorded plat thereof.

TOGETHER with all and singular the tenements, hereditaments, and appurtenances thereunto belonging or in anywise appertaining, specifically including the reversion and reversions, remainder and remainders, rents, issues, and profits thereof; and all estate, right, title and interest in and to the property, as well in law as in equity.

TO HAVE AND TO HOLD, all and singular the above-described premises together with the appurtenances unto grantee and to his heirs and assigns forever.

And Grantor and its successors shall and will warrant and by these presents forever defend the premises in the quiet and peaceable possession of Grantee, Grantee's successors and assigns against Grantor and its successors and against all and every person and persons whomsoever lawfully claiming the same.

IN WITNESS WHEREOF, Grantor has caused these presents to be subscribed by its president, and its corporate seal to be hereunto affixed and attested by its secretary, both acting pursuant to a resolution adopted by the board of directors, a certified copy of which has been delivered to the grantee.

ATTEST:

Its: Secretary

STATE OF IDAHO

County of MADISON

INSTRUMENT NO.	990576
DATE	3-3-99
By	George Z. McDaniel
INST CODE	235
MAILED PGS	3
FE	9-
NOTARY PUBLIC FOR IDAHO	
COUNTY OF BONNEVILLE	
I hereby certify that the within instrument was recorded.	
Donald Longmore,	
County Recorder	
By	<u>Christal</u> Deputy
Request of	

On this 7th day of October, 1998, before me, the undersigned, Ron Murray, a Notary Public in and for the State of Idaho, personally appeared George Z. McDaniel, who, being by me first duly sworn, declared that he is the president of McDaniel Farms, Inc., that he signed the foregoing document as president of the corporation, and that the statements therein contained are true.

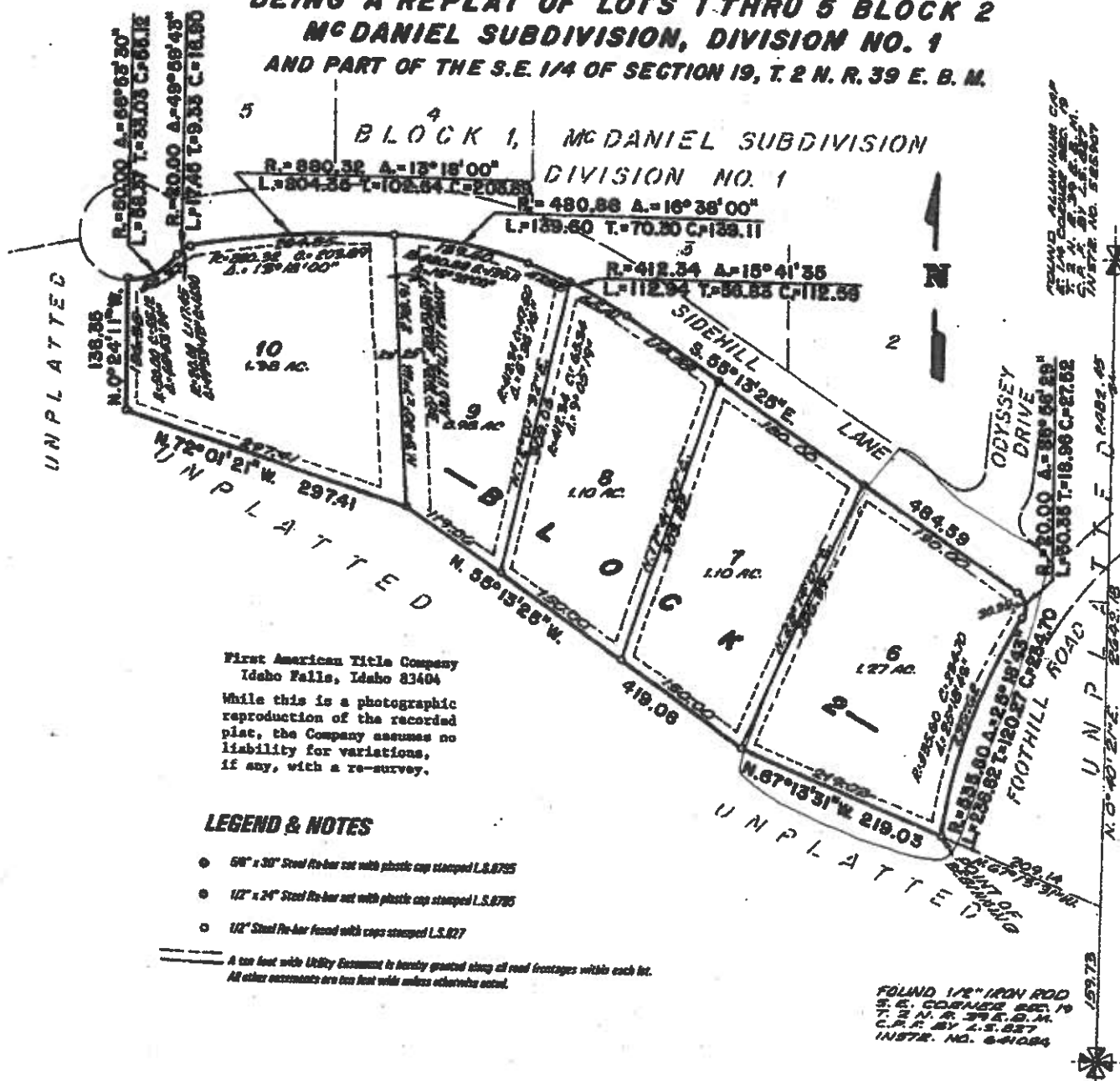
IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year hereinabove first written.



Ronald C. Murray
NOTARY PUBLIC FOR IDAHO
Residing at: Rexburg ID
My Commission Exp.: 8/31/01

Zee medians

**BEING A REPLAT OF LOTS 1 THRU 5 BLOCK 2
MC DANIEL SUBDIVISION, DIVISION NO. 1
AND PART OF THE S.E. 1/4 OF SECTION 19, T. 2 N. R. 39 E. B. M.**



76 61 9

CARVER
6460 E. SIDE HILL LN
IDAHO FALLS, IDAHO 83401

FILE No. 00025357

INSTRUMENT NO.

WARRANTY DEED

FOR VALUABLE CONSIDERATION RECEIVED HILLPOINT PROPERTIES LLC, AN IDAHO LIMITED LIABILITY COMPANY Grantor(s), do hereby grant, bargain, sell and convey unto JASON RICHARD STODDART and TIFFANY MIKESELL STODDART, HUSBAND AND WIFE Grantee(s), whose current address is 360 N. WOODRUFF # 4, IDAHO FALLS, ID 83401, the following described real estate situated in Bonneville County, State of Idaho, to wit:

Lot 6, Block 2, First Amended Plat of the McDaniel Subdivision, Division No. 1, County of Bonneville, State of Idaho, according to the plat recorded June 14, 2000, under Instrument No. 1024690.

INSTRUMENT NO.	1045234
DATE	4-11-01
INST. CODE	205
IMAGED PGS	1
FEE	3.00
STATE OF IDAHO) COUNTY OF BONNEVILLE) ss	
I hereby certify that the within instrument was recorded.	
Ronald Longmore, County Recorder	
By	<i>[Signature]</i> Deputy
Request of	JTT

TO HAVE AND TO HOLD the described premises, together with all tenements, hereditaments and appurtenances thereunto belonging, unto the Grantee, his/her/it successors and assigns forever, Grantor does hereby covenant to and with the Grantee that he/she is the owner in fee simple of said premises and that he/she will warrant and defend the same from all lawful claims whatsoever.

DATED: APRIL 11, 2001

George Z McDaniel
HILLPOINT PROPERTIES LLC BY GEORGE Z. MCDANIEL

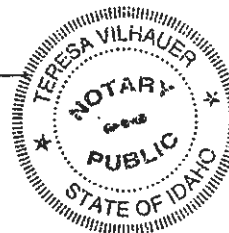
STATE OF IDAHO

COUNTY OF BONNEVILLE

ON THIS 11 DAY OF APRIL, 2001, BEFORE ME, THE UNDERSIGNED, A NOTARY PUBLIC IN AND FOR SAID STATE, PERSONALLY APPEARED GEORGE Z MCDANIEL, KNOWN OR IDENTIFIED TO ME TO BE THE MANAGING MEMBER OF THE LIMITED LIABILITY COMPANY THAT EXECUTED THE WITHIN AND FOREGOING INSTRUMENT AND ACKNOWLEDGED TO ME THAT SUCH COMPANY EXECUTED THE SAME.

IN WHITNESS WHEREOF, I HAVE HEREUNTO SET MY HAND AND AFFIXED MY OFFICIAL SEAL THE DAY AND YEAR IN THIS CERTIFICATE FIRST ABOVE WRITTEN.

Teresa Vilhauer
NOTARY PUBLIC
RESIDING AT: RIGBY, IDAHO
COMM EXP.: 08-19-2002



Idaho Title & Trust
P.O. Box 50367
Idaho Falls, ID 83404

Idaho Title & Trust
400 Memorial Drive, PO BOX 50367, Idaho Falls, ID 83402

1167390 OCT15'04 AM1146

AFTER RECORDING MAIL TO:

Susan L. Dubois and Donald P. Dubois
6460 East Sidehill Lane
Idaho Falls, ID 83401

INSTRUMENT NO.	1167390
DATE	10-15-04
INST. CODE	305
IMAGED PGS	30
FEE	6.30
STATE OF IDAHO) ss	
COUNTY OF BONNEVILLE)	
I hereby certify that the within instrument was recorded.	
Ronald Longmore, County Recorder	
By	K Swanson
Deputy	
Request of	Jates

WARRANTY DEED

File No.: 101547 (da)

Date: October 13, 2004

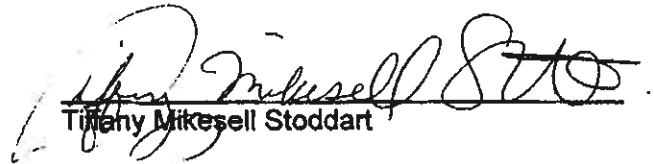
For Value Received, **Jason Richard Stoddart and Tiffany Mikesell Stoddart, husband and wife**, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **Susan L. Dubois and Donald P. Dubois, wife and husband**, hereinafter called the Grantee, whose current address is **6460 East Sidehill Lane, Idaho Falls, ID 83401**, the following described premises, situated in **Bonneville County, Idaho**, to-wit:

Lot 6, Block 2, First Amended Plat of McDaniel Subdivision, Division No. 1, Bonneville County, Idaho, according to the official plat recorded June 14, 2000, as Instrument No. 1024690.

SUBJECT TO all easements, right of ways, covenants, restrictions, reservations, applicable building and zoning ordinances and use regulations and restrictions of record, and payment of accruing present year taxes and assessments as agreed to by parties above.

TO HAVE AND TO HOLD the said premises, with its appurtenances, unto the said Grantee, and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U.S. Patent reservations, restrictions, easements of record and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.

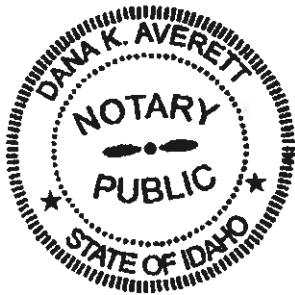

Jason Richard Stoddart


Tiffany Mikesell Stoddart

101547
First American Title Co.
2004 Jennie Lee Dr.
P.O. Box 3432
Idaho Falls, ID 83404

STATE OF Idaho)
)
) ss.
COUNTY OF Bonneville)

On this **Fourteenth day of October, 2004**, before me, a Notary Public in and for said State, personally appeared **Jason Richard Stoddart and Tiffany Mikesell Stoddart**, known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged to me that he/she/they executed the same.



Dana K. Averett

Notary Public for the State of Idaho

Residing at: Blackfoot ID

My Commission Expires: 9.23.05

