

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

RECEIVED
AUG 12 2009
DEPT. OF WATER RESOURCES
SOUTHERN REGION

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
<u>43-10450</u>	_____	___	_____	_____	___
<u>43-10445</u>	_____	___	_____	_____	___
<u>43-10449</u>	_____	___	_____	_____	___
_____	_____	___	_____	_____	___
_____	_____	___	_____	_____	___

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) Peter J. & Sylvia T. Grush
4. New Owner/Claimant(s) Todd and Robin Carpenter
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address 2023 E. 1700 S.
- City, State and ZIP Code Malta, ID 83342
- New Telephone Number ()
5. Date you acquired the property 8-10-09

SUPPORT DATA
IN FILE # 43-10445

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 _____		
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	_____	_____

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) *Roll Carpenter*
(include title if applicable) *Roll Carpenter*

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 *[Signature]* Date 8/12/09 Fee 75.00
 Receipted by *[Signature]* Date 8/12/09 Receipt No. 5031035
 Processed by _____ AJ Date _____ WR _____ Date _____

WARRANTY DEED

CASSIA COUNTY
RECORDED FOR:
LAND TITLE AND ESCROW #46759
4:14:39 pm 08-10-2009
2009-004052
NO. PAGES: 2 FEE: \$6.00
LARRY A. NICKELSEN
COUNTY CLERK
DEPUTY: VIKI

For Value Received

P BARS COMPANY, L.L.C., an Idaho limited liability company who acquired title as P BARS COMPANY LLC

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

TODD CARPENTER and ROBIN CARPENTER, Husband and Wife as community property with right of survivorship

Address: 2023 E. 1700 S. Malta, ID 83342

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

**TOWNSHIP 13 SOUTH, RANGE 26 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO**

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Section 25: Part of the SW $\frac{1}{4}$ NE $\frac{1}{4}$, more particularly described as follows:

**Beginning at an iron pin in the Northwest corner of the SW $\frac{1}{4}$ NE $\frac{1}{4}$ of said Section 25,
which shall be the True Point of Beginning;
Thence North 89°39'1" East along the 1/16th section line for 1000 feet to an iron pin;
Thence South 0°01'25" West for 997.13 feet to an iron pin;
Thence South 43°08'31" West for 85.84 feet to a P.K. nail on the centerline of the
County road;
Thence North 46°51'29" West along centerline for 1289.56 feet to a P.K. nail on the $\frac{1}{4}$
section line;
Thence North 0°01'25" East along $\frac{1}{4}$ section line for 171.86 feet to an iron pin, the True
Point of Beginning.**

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 2009 and subsequent years, a lien, but not yet due or payable.

Right of Way contained in Warranty Deed from Glen R. Kunau and Dona Kunau, husband and wife, to Peter J. Grush and Sylvia T. Grush, husband and wife, dated April 3, 1979 and recorded April 13, 1979 as Instrument No. 115549, and re-recorded on April 13, 1979 as Instrument No. 115828 on Film No. 125, records of Cassia County, Idaho, which reads as follows: "Less a 25 foot wide County Road right of way along the Southwesterly side."

Agreement for Electric Service between Raft River Rural Electric Cooperative, Inc., an Idaho rural electric Cooperative, and Peter Grush, dated November 3, 1993 and recorded November 10, 1993 as Instrument No. 227543 on Film No. 250, records of Cassia County, Idaho, covering the NE¼ of Section 25, Township 13 South, Range 26 East of the Boise Meridian.

Agreement for Electric Service between Raft River Rural Electric Cooperative, Inc., an Idaho rural electric Cooperative, and Peter Grush, dated January 7, 1994 and recorded January 14, 1994 as Instrument No. 228710 on Film No. 252, records of Cassia County, Idaho, covering the NE¼ of Section 25, Township 13 South, Range 26 East of the Boise Meridian.

Agreement for Electrical Service and Easement between Raft River Rural Electric Cooperative, Inc., an Idaho rural electric Cooperative of Malta, as Seller, and P Bar S Company aka P Bar S Dairy Inc, Peter Grush and Sylvia Grush, as Consumer, dated January 26, 2006, and recorded February 27, 2006 as Instrument No. 306903, records of Cassia County, Idaho, covering the SW¼NE¼ of Section 25 Township 13 South Range 26 East of the Boise Meridian.

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: August 10, 2009

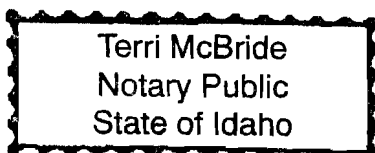
P BAR S COMPANY, L.L.C.

BY: Peter J. Grush
PETER J. GRUSH, Manager

BY: Sylvia T. Grush
SYLVIA T. GRUSH, Manager

STATE OF IDAHO)
)ss.
COUNTY OF CASSIA)

On this 10th day of **August, 2009**, before me, the undersigned, a Notary Public, personally appeared **PETER J. GRUSH and SYLVIA T. GRUSH** known or identified to me to be the managers of P Bar S Company, L.L.C. the limited liability company that executed the foregoing instrument, and acknowledged to me that such limited liability company executed the same.



Terri McBride
Notary Public
Residing at: Boise
My Commission Expires: 2-5-14