

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

RECEIVED
JUL 27 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 IDWR will produce new water right number(s) for the split(s).

Water Right No(s)	Adjudication Claim No(s)	Split(s)	Water Right No(s)	Adjudication Claim No(s)	Split(s)
AS 47-4064					
AS 47-7348					
PD 36-15512					

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 on file with the county Planning and Zoning or Recorder's Office).
- OR**
- D. 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 or equivalent **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)

DALE AND LILA BELL
1128 B BANBURY ROAD
BOHL IDAHO 83316

4. New Owner/Claimant(s)

STEVEN AND CHERYL KLEINBART
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address

~~428~~ PO BOX 718

City, State and ZIP Code

HAGERMAN, ID 83332

New Telephone Number

(208) 543-5135 Email: STEVEK @ BALANCEDACTION.
(360) 333-3137

5. Date you acquired the property

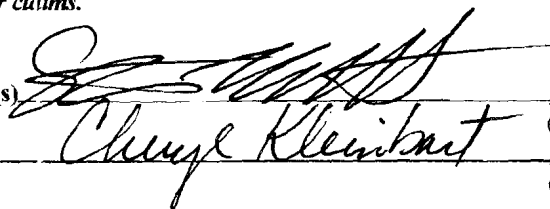
6/19/2009

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)



(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

SK

Date

7-30-09

Receipt Amt.

\$25.00

Received by

C. SKINNER

Date

7/30/2009

Receipt No.

5031017

Processed by

 AJ

Date

WR

Date

WARRANTY DEED

For Value Received

DALE BELL and LILA BELL, Husband and Wife

the grantor(s), do(es) hereby grant, bargain, sell, and convey unto

STEVE KLEINBART and CHERYL KLEINBART, Husband and Wife

the grantee(s), whose current address is

P.O. BOX 1031, LA CONNER, WA 98257

the following described premises, to-wit:

See Attached Legal

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee(s), his/her/their heirs and assigns forever. And the said Grantor(s) do(es) hereby covenant to and with the said Grantee(s), that he/she/they are owner(s) 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 visit upon the premises, and that he/she/they will warrant and defend the same from all claims whatsoever.

Dated: June 18th, 2009

Dale Bell
DALE BELL

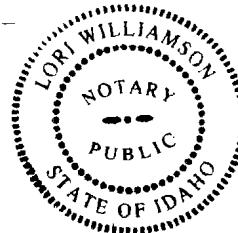
Lila Bell
LILA BELL

STATE OF IDAHO
COUNTY OF TWIN FALLS

On This 18th day of June, in the year 2009, before me, a Notary Public in and for said State, personally appeared **DALE BELL and LILA BELL**, 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.

WITNESS my hand and official seal.

Lori Williamson
Notary Public of Idaho
Residing at Twin Falls, ID
Commission Expires: January 26, 2010



PROPERTY DESCRIPTION
DALE AND LILA BELL
PARCEL 1

A PARCEL OF LAND IN GOV'T. LOTS 2 AND 3 OF SECTION 33, TOWNSHIP 8 SOUTH, RANGE 14 EAST, BOISE MERIDIAN, TWIN FALLS COUNTY, IDAHO AND BEING MORE SPECIFICALLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE WEST QUARTER CORNER OF SECTION 33, T. 8 S., R. 14 E., B.M. WHICH BEARS NORTH 00° 04' 00" WEST A DISTANCE OF 2641.84 FEET FROM THE SOUTHWEST SECTION CORNER OF SAID SECTION 33, THENCE ON A BEARING OF SOUTH 89° 45' 00" EAST A DISTANCE OF 815.00 FEET TO THE REAL POINT OF BEGINNING:

THENCE FROM THE REAL POINT OF BEGINNING ON A BEARING OF NORTH 02° 49' 00" EAST A DISTANCE OF 491.00 FEET;

THENCE ON A BEARING OF NORTH 17° 11' 00" EAST A DISTANCE OF 703.50 FEET;

THENCE ON A BEARING OF NORTH 05° 28' 00" EAST A DISTANCE OF 148.60 FEET;

THENCE CONTINUING ON A BEARING OF NORTH 05° 28' 00" EAST A DISTANCE OF 246.00 FEET;

THENCE TO A POINT ON THE WEST SNAKE RIVER BANK ON A BEARING OF NORTH 80° 08' 00" EAST A DISTANCE OF 253.81 FEET;

THENCE ALONG THE WEST SNAKE RIVER BANK ON A BEARING OF SOUTH 10° 17' 00" WEST A DISTANCE OF 294.06 FEET;

THENCE CONTINUING ALONG THE WEST SNAKE RIVER BANK ON A BEARING OF SOUTH 10° 17' 00" WEST A DISTANCE OF 169.00 FEET;

THENCE ON A BEARING OF NORTH 84° 36' 51" WEST A DISTANCE OF 185.46 FEET;

THENCE ON A BEARING OF SOUTH 17° 11' 00" WEST A DISTANCE OF 705.16 FEET;

THENCE ON A BEARING OF SOUTH 02° 49' 00" WEST A DISTANCE OF 487.58 FEET;

THENCE ON A BEARING OF NORTH 89° 45' 00" WEST A DISTANCE OF 20.02 FEET, TO THE REAL POINT OF BEGINNING;

THE AREA CONTAINED IN THE ABOVE DESCRIBED PARCEL 1 IS 2.75 ACRES ±.

(BASIS OF BEARINGS: SECTION LINE FROM THE SOUTHWEST CORNER TO THE WEST QUARTER CORNER OF SECTION 33, T. 8 S., R. 14 E., B.M., ALL IN TWIN FALLS COUNTY, IDAHO. SAID SECTION LINE BEING NORTH 00° 04' 00" WEST.)

CB

Schedule B - Section II (Cont')

Order Number: T090464

13. Power Line Easement and the terms and conditions thereof, in favor of Idaho Power Company, a corporation, recorded June 1, 1950 as Instrument No. 399959.
14. Right-of-Way granted to The Banbury Pipe Company, a corporation, for the purpose of constructing, maintaining, inspecting, operating, protecting, repairing, replacing, altering or removing a pipeline or pipelines, recorded August 16, 1960 as Instrument No. 495741.
15. Reservations and easements contained in Warranty Deed, given by Harry J. Van Devender and Freda A. Van Davender, husband and wife to Dale Bell and Lila Bell, husband and wife, recorded July 7, 1967 as Instrument No. 578372.
16. Easement for ingress and egress and the terms and conditions thereof in favor of Dale Bell and Lila Bell, husband and wife, called the grantors, recorded May 19, 1978 as Instrument No. 696873.
17. Reservations and easements contained in Warranty Deed, given by Dale Bell and Lila Bell, husband and wife, grantors to Harry H. Huttanus and Sophia R. Huttanus, husband and wife, grantee, recorded May 19, 1976 as Instrument No. 696873.
18. Right-of-way granted to Mountain States Telephone and Telegraph Company to operate, construct and maintain telephone and telegraph lines, recorded October 2, 1989 as Instrument No. 976482, records of Twin Falls Idaho.
19. Any claim arising from the difference in the mean high water line of the Snake River and the meander line as shown by the Original Government Survey.
20. The title to a portion of this property may have been lost due to changes in the mean high water line of the Snake River. This policy is subject to any claim or loss arising from the mean high water line not being coincidental with the Original Government Survey.

NOTE: We have done a judgment and lien search for matters recorded in the County Recorder and filed with the Secretary of State pursuant to Chapter 19, Title 45, Idaho Code against all parties involved in this transaction, and as of the commitment date, we find: NONE

NOTE: As an accommodation and not part of this commitment, no liability is assumed by noting the following conveyances describing all or a part of the subject property, which have been recorded within the 12 months: NONE

Ch

No. T090464

EXHIBIT "A"

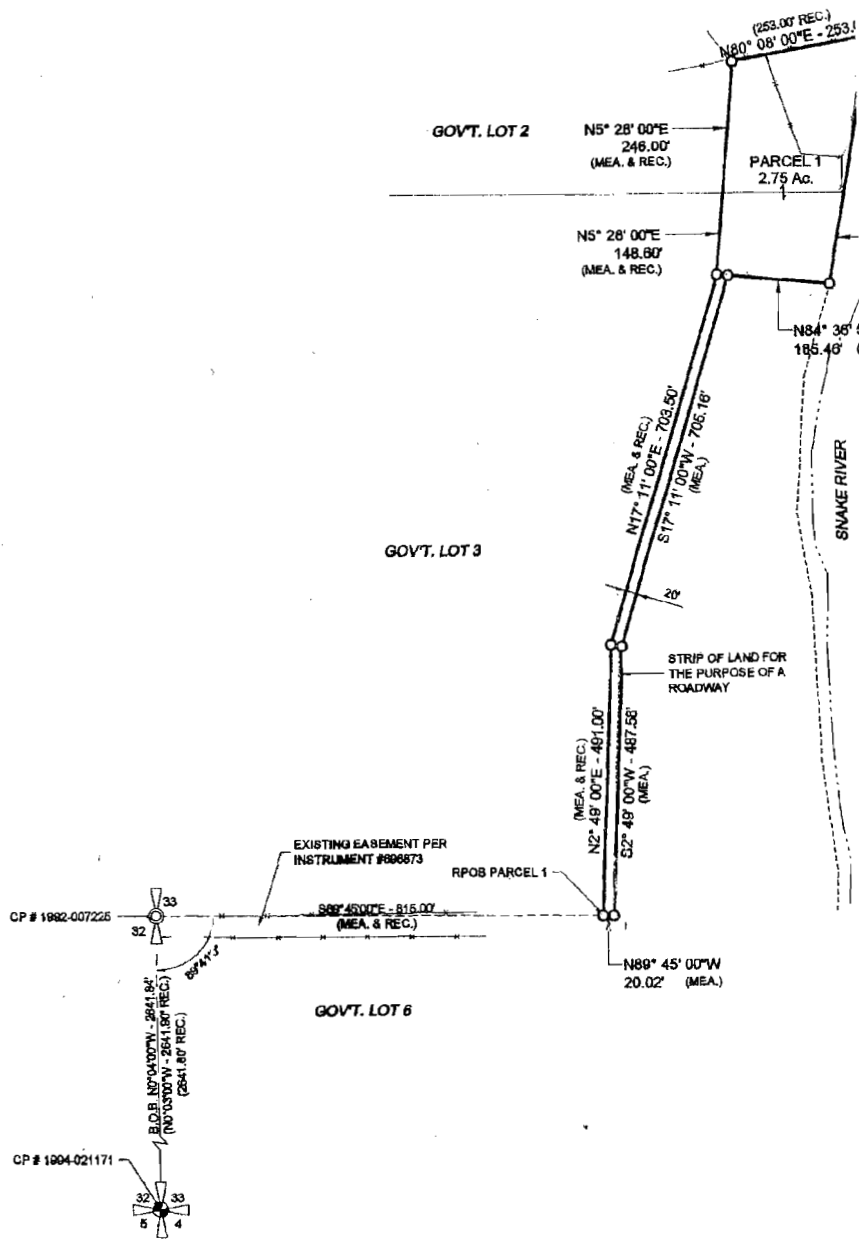
A parcel of land in Government Lots 2 and 3 of Section 33, Township 8 South, Range 14 East, Boise Meridian, Twin Falls County, Idaho and being more specifically described as follows:

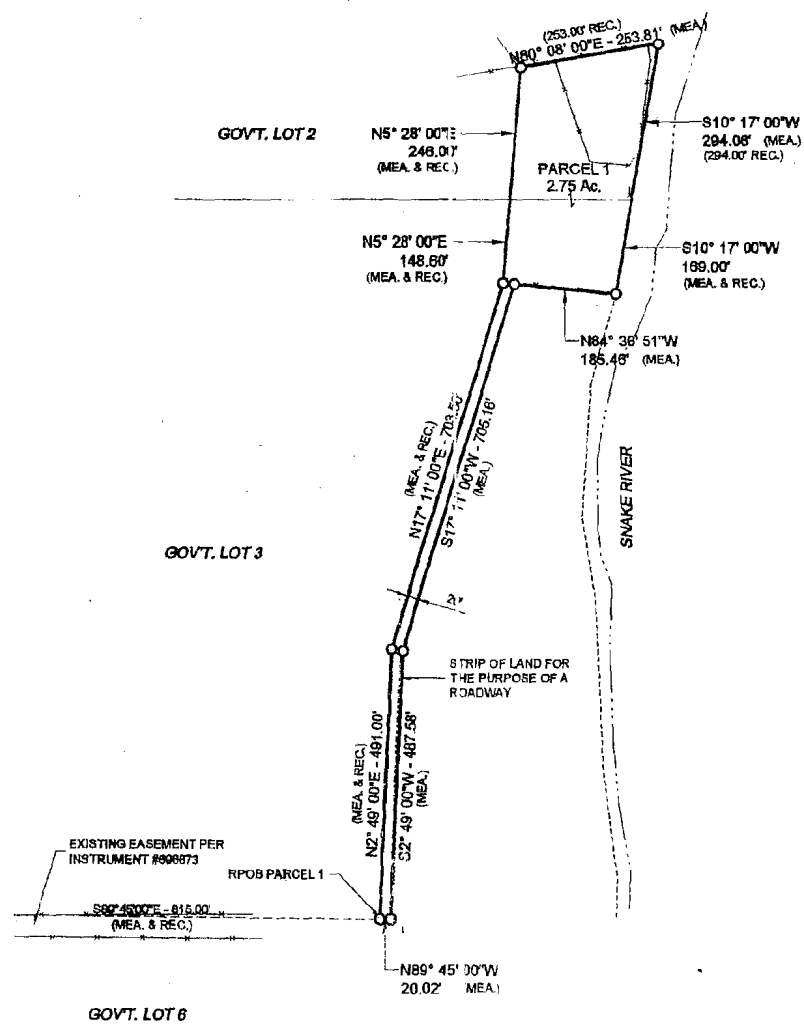
Commencing at the West Quarter corner of Section 33, Township 8 South, Range 14 East, Boise Meridian which bears North 00°04'00" West a distance of 2641.84 feet from the Southwest Section corner of said Section 33, Thence on a bearing of South 89°45'00" East a distance of 815.00 feet to the REAL POINT OF BEGINNING:

THENCE from the REAL POINT OF BEGINNING on a bearing of North 02°49'00" East a distance of 491.00 feet;
THENCE on a bearing of North 17°11'00" East a distance of 703.50 feet;
THENCE on a bearing of North 05°28'00" East a distance of 148.60 feet;
THENCE continuing on a bearing of North 05°28'00" East a distance of 246.00 feet;
THENCE to a point on the West Snake River Bank on a bearing of North 80°08'00" East a distance of 253.81 feet;
THENCE along the West Snake River Bank on a bearing of South 10°17'00" West a distance of 294.06 feet;
THENCE continuing along the West Snake River Bank on a bearing of South 10°17'00" West a distance of 169.00 feet;
THENCE on a bearing of North 84°36'51" West a distance of 185.46 feet;
THENCE on a bearing of South 17°11'00" West a distance of 705.16 feet;
THENCE on a bearing of South 02°49'00" West a distance of 487.58 feet;
THENCE on a bearing of North 89°45'00" West a distance of 20.02 feet, to the REAL POINT OF BEGINNING.

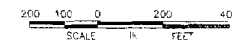
Surveyed 1965-11-14

ALTA Corporation - 10/17/01





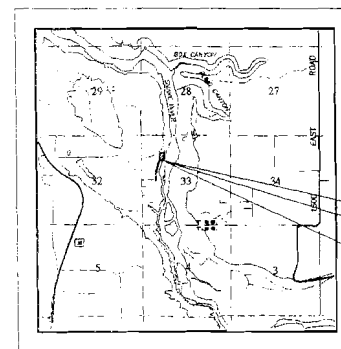
RECORD OF SURVEY
FOR
DALE BELL
GOV'T LOTS 2 & 3, SECTION 33
T. 8 S., R. 14 E., B.M.
TWIN FALLS COUNTY, IDAHO
2009
2.75 ACRES



LEGEND

	BOUNDARY LINE
	RIGHT OF WAY
	SECTION LINE
	QUARTER LINE
	FENCE (BARB WIRE)
	EDGE OF GRAVEL
	BRASS CAP (BC)
	FOUND 5/8" REBAR
	FOUND 1/2" REBAR
	SET 1/2" 24" REBAR & CAP
	SET 5/8" 30" REBAR & CAP
	CORNER PERPETUATION NUMBER
	ACRE
	REAL POINT OF BEGINNING
	RECORD
	MEASURE

REF:
WARRANTY DEED #696873 & #578370
RECORD OF SURVEY #1999-001139
#585609 & #532682



VICINITY MAP
NOT TO SCALE

SURVEYOR'S STATEMENT

I, RICHARD H. CARLSON, A PROFESSIONAL LAND SURVEYOR LICENSED IN THE STATE OF IDAHO, HEREBY STATE THAT THE SURVEY SHOWN HEREON WAS DONE UNDER MY SUPERVISION AND CONFORMS TO LOCAL STANDARDS AND STATE OF IDAHO CODES RELATING THERETO AND THIS MAP REPRESENTS SAID

6/16/09
D.B.

RICHARD H. CARLSON, PLS 918



TWIN FALLS COUNTY
RECORDING DIVISION
2009-013731

RIEDEL
Engineering
202 FALLS AVENUE
TWIN FALLS, IDAHO 83401

DALE BELL
RECORD OF SURVEY
SHEET 1 OF 1

DATE: 6/16/09, 4:11 PM

