

DE ✓

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

RECEIVED

APR 10 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
PD	37-21117					
PD	37-21118					
PD	37-20950					
PD	37-10069					

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) David Dawson
P.O. Box 2541 Hailey, ID 83333

4. New Owner/Claimant(s) Dennis D. Clark and Cherry A. Clark
 Name Connector (Check one): ☒ and, ☐ or, ☐ and/or

New Mailing Address P.O. Box 3005

City, State and ZIP Code Bonnars Ferry, ID 59844

New Telephone Number 208 946 7800

5. Date you acquired the property March 31, 2009

SUPPORT DATA

IN FILE # 37-10069

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)
(include title if applicable)

Dennis D. Clark

Cherry A. Clark

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 <u>[Signature]</u>	Date <u>4-10-09</u>	Fee \$ <u>100</u>
Receipted by <u>[Signature]</u>	Date <u>4/13/09</u>	Receipt No. <u>5030810</u>
Processed by <u>AJ</u>	Date _____	WR _____ Date _____

WARRANTY DEED

#GG-09820

For Value Received

David M. Dawson and Kelly Dawson, husband and wife

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

Dennis D. Clark and Cherry A. Clark, husband and wife as community property with rights of survivorship

Address: PO Box 3005, Bonners Ferry, ID 83805

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

TOWNSHIP 5 SOUTH, RANGE 15 EAST OF THE BOISE MERIDIAN, GOODING COUNTY, IDAHO

Section 33: S½SW¼

TOGETHER WITH all water and water rights, ditches and ditch rights used thereon or appurtenant thereto including but not limited to 80.0 Shares of Capital Stock from the Big Wood Canal Company and Water Right Numbers 37-21117; 37-21118; 37-20950 and 37-10069 with the Idaho Department of Water Resources.

SUBJECT TO:

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

Taxes for 2009 and subsequent years, taxes are an accruing lien, not yet due or payable.

Assessments of the American Falls Reservoir District No. 2 and the rights and powers of said District as by law provided.

Assessments of the Big Wood Canal Company and the rights and powers of said Company as by law provided.

Right of way for canals, laterals and waste ditches of Big Wood Canal Company.

Power Line Easement given by Everett Mellies and Florence Mellies to Idaho Power Company, a corporation, dated November 23, 1964, recorded May 4, 1965 as Instrument Number 14607, Gooding County records, affecting S½SW¼ of Section 3, Township 5 South, Range 15, East the Boise Meridian.

Depredation Release Agreement, dated September 30, 2002 by and between Idaho Department of Fish and Game and David Dawson, also known as D & B Trees, recorded October 25, 2002 as Instrument Number 197481 records of Gooding County, Idaho.

Instrument # 229899

GOODING, GOODING, IDAHO

4-1-2009 01:53:18 No. of Pages: 2

Recorded for : LAND TITLE

DENISE M. GILL Fee: 6.00

Ex-Officio Recorder Deputy

D. Houser

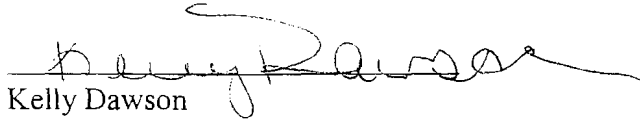
Page 2 of Warranty Deed

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: March 30, 2009



David M. Dawson



Kelly Dawson

STATE OF IDAHO)
) ss.
COUNTY OF Gooding)

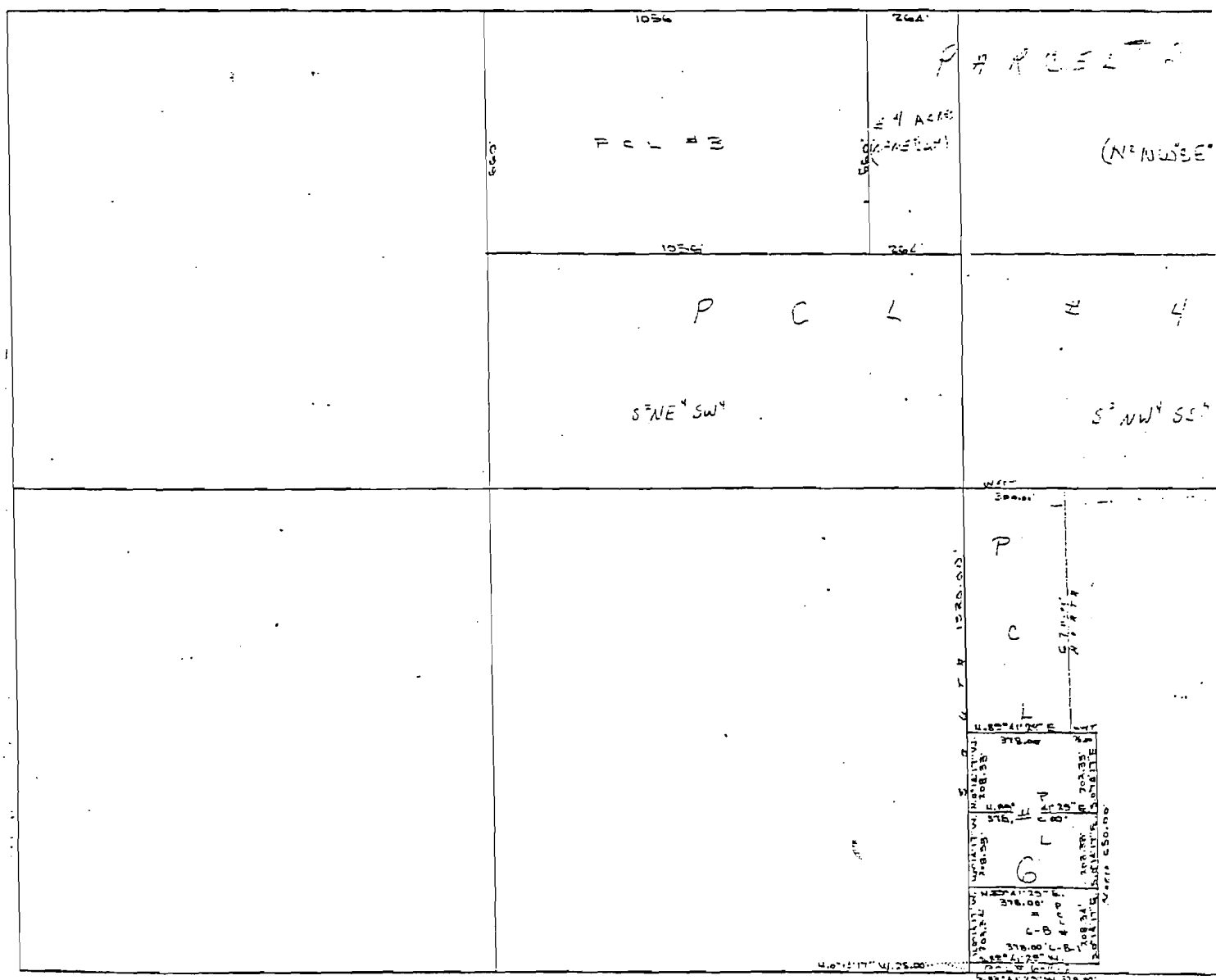
On this 31 day of **March, 2009**, before me, the undersigned, a Notary Public in and for said State, personally appeared **David M. Dawson and Kelly Dawson**, known or identified to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.



Notary Public
Residing at: Gooding, ID
My Commission expires: 10/8/10

Lisa A. ...
Notary Public
State of ...

SOUTH
HALF



THIS PLAT IS MADE SOLELY FOR THE PURPOSE OF ASSISTING IN LOCATING THE LAND, AND THE CO. ASSUMES NO LIABILITY FOR VARIATIONS, IF ANY, WITH AN ACTUAL SURVEY.