

RECEIVED

OCT 10 2008

DEPARTMENT OF
WATER RESOURCES

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

Please print or type. Attach pages with additional information. Instructions are included at the end of this form. Incomplete forms will be returned.

DEV

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)
Dec 36-16634					
Dec 36-16636					
Dec 36-16638					

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) LUIS M. BETTENCOURT
2930 S. 2300 E.
Wendell, ID 83355

4. New Owner/Claimant(s) Jon F. Mirkin and Shannan R. Mirkin
Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address 126 East 700 North

City, State and ZIP Code Jerome, ID 83338

New Telephone Number () _____ Email: _____

5. Date you acquired the property October 6, 2008

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)

Jon t. Davis
Shannan R. Minkin (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 [Signature]
 Received by [Signature]
 Processed by AJ

Date 10/10/08
 Date 10/10/08
 Date 10/10/08

Receipt Amt. 087424
 Receipt No. 1500
 WR _____ Date _____

Instrument # 2085528

JEROME COUNTY, JEROME, IDAHO

10-7-2008

03:44:53 No. of Pages: 2

Recorded for: LAND TITLE & ESCROW

MICHELLE EMERSON Fee: 6.00

Ex-Officio Recorder Deputy

For Value Received.

Luis M. Bettencourt and Sharon L. Bettencourt, husband and wife

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

Jon F. Mirkin and Shannan R. Mirkin, husband and wife**Address: 126 East 700 North, Jerome, ID 83338**Hereinafter called the Grantee, the following described premises situated in **Jerome** County, Idaho, to-wit:**PARCEL NO. 1:****TOWNSHIP 7 SOUTH, RANGE 16 EAST OF THE BOISE MERIDIAN,
JEROME COUNTY, IDAHO**Section 25: That part of the SW $\frac{1}{4}$, described as follows:

Commencing at the Southwest corner of said SW $\frac{1}{4}$;
Thence North 0°00'00" West, 2645.69 feet to the Northwest corner of said SW $\frac{1}{4}$;
Thence South 89°27'20" East, 2470.16 feet along the Northerly boundary of said SW $\frac{1}{4}$ to the center of the North Side Canal Company "U" Canal;
Thence along the center of said "U" Canal the following courses and distances:
South 0°45'08" East, 361.42 feet;
Thence South 8°55'56" West, 207.76 feet;
Thence South 33°48'01" West, 599.74 feet;
Thence South 5°13'28" West, 235.41 feet;
Thence South 15°21'46" East, 446.43 feet;
Thence South 31°43'02" West, 634.02 feet;
Thence South 2°24'24" West, 370.22 feet to the Southerly boundary of said SW $\frac{1}{4}$;
Thence North 89°28'41" West, 1856.94 feet to THE POINT OF BEGINNING.

EXCEPTING THEREFROM the following described parcel of land:

Commencing at the Southwest corner of said Section 25;
Thence North 1894.80 feet along the Westerly boundary of said Section 25 to THE TRUE POINT OF BEGINNING;
Thence North 314.05 feet along the Westerly boundary of said Section 25;
Thence North 88°16'04" East, 420.87 feet;
Thence South 1°39'53" West, 314.46 feet;
Thence South 88°16'04" West, 411.74 feet to THE TRUE POINT OF BEGINNING.

AND EXCEPTING THEREFROM the following described parcel of land:

Commencing at the Southwest corner of said Section 25;
Thence South 89°28'41" East, 141.37 feet along the Southerly boundary of said Section 25, to THE TRUE POINT OF BEGINNING;
Thence South 89°28'41" East, 399.13 feet along the Southerly boundary of said Section 25;
Thence North 13°04'18" West, 466.62 feet;
Thence South 58°52'41" West, 342.94 feet;
Thence South 273.64 feet to THE TRUE POINT OF BEGINNING.

PARCEL NO. 2:**TOWNSHIP 7 SOUTH, RANGE 16 EAST OF THE BOISE MERIDIAN,
JEROME COUNTY, IDAHO**Section 25: That part of the NW $\frac{1}{4}$ SW $\frac{1}{4}$, described as follows:

Commencing at the Southwest corner of said Section 25;
Thence North 1894.80 feet along the Westerly boundary of said Section 25 to THE TRUE POINT OF BEGINNING;
Thence North 314.05 feet along the Westerly boundary of said Section 25;
Thence North 88°16'04" East, 420.87 feet;
Thence South 1°39'53" West, 314.46 feet;
Thence South 88°16'04" West, 411.74 feet to THE TRUE POINT OF BEGINNING.

PARCEL NO. 3:

TOWNSHIP 7 SOUTH, RANGE 16 EAST OF THE BOISE MERIDIAN,
JEROME COUNTY, IDAHO

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

Commencing at the Southwest corner of said Section 25;
Thence South 89°28'41" East, 141.37 feet along the Southerly boundary of said Section 25 to THE TRUE POINT OF BEGINNING;
Thence South 89°28'41" East, 399.13 feet along the Southerly boundary of said Section 25;
Thence North 13°04'18" West, 466.62 feet;
Thence South 58°52'41" West, 342.94 feet;
Thence South 273.64 feet to THE TRUE POINT OF BEGINNING.

SUBJECT TO:

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

Taxes for 2008 and subsequent years, 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 roads, canals, laterals and waste ditches as contained in an Agreement by and between the State of Idaho, and the Twin Falls North Side Land and Water Company, dated August 21, 1907, recorded in Book 15 Page 589, Jerome County records.

Grant of Easement given by Mrs. Calvin R. Nix, widow of Calvin R. Nix, to North Side Canal Company, Ltd., dated February 20, 1970, recorded March 9, 1970 in Book 184 Misc. Page 333 as Instrument Number 183898, Jerome County records, pertaining to an easement for a canal located in SW $\frac{1}{4}$ of Section 25, Township 7 South, Range 16, East Boise Meridian.

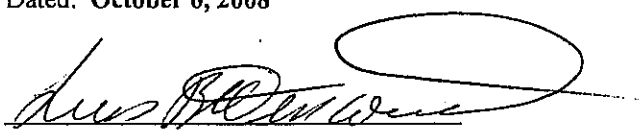
Terms and conditions of a Well Agreement by and between Randall Farms, Ltd., a limited partnership, party of the first part, and David A. Randall and Kerry S. Randall, husband and wife, as party of the second part, dated May 8, 1980, recorded May 9, 1980 as Instrument Number 249681, Jerome County records, affecting a portion of the SW $\frac{1}{4}$ of Section 25, Township 7 South, Range 16, East Boise Meridian.

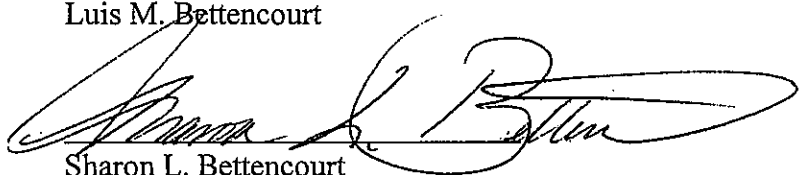
Power Line Easement given by David A. Randall (general partner) to Idaho Power Company, a corporation, dated April 7, 1980, recorded November 5, 1980 as Instrument Number 253278, Jerome County records, affecting a portion of the SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 25, Township 7 South, Range 16, East Boise Meridian.

TOGETHER WITH all water and water rights, ditches and ditch rights used thereon or appurtenant thereto including but not limited to 90 shares of capital stock in North Side Canal Company, ltd. and water right nos. 36-16634, 36-16636 and 36-16638.

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.

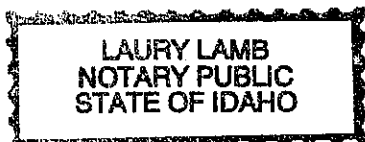
Dated: October 6, 2008

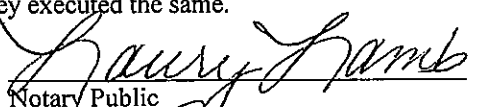

Luis M. Bettencourt


Sharon L. Bettencourt

STATE OF IDAHO)
) ss.
COUNTY OF Jerome)

On this 6 day of October, 2008, before me, the undersigned, a Notary Public in and for said State, personally appeared Luis M. Bettencourt and Sharon L. Bettencourt, 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: Jerome
My Commission expires: 4/2/2010

SECTION 25 TOWNSHIP 7 SOUTH RANGE 16 EAST JEROME COUNTY IDAHO

74100



We have taken extreme care to insure accuracy. However, we assume no responsibility for errors or omissions. All canals and ditches are approximated from aerial maps.



DATE PRINTED 02/07/2007
TRACY L. PERKINS
JEROME COUNTY ASSESSORS C