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AUG 18 2008

DEPT. OF WATER RESOURCES
SOUTHERN REGION

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.

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)
45-7650					

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)

WALLACE L BAKER (466E 200 S Burley Id 83318)

Lois W BAKER

1117 E 1500 S - Bountiful UT 84010

4. New Owner/Claimant(s)

Jimmy R Oliver

Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address P.O. Box 666

(mail to)
P.O. Box 666 - (466E 200 S Burley Id 83318)

City, State and ZIP Code Burley Id 83318

Burley Id 83318

New Telephone Number

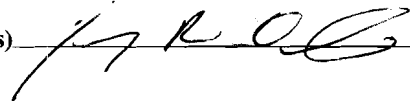
(208) 260-2500 Email: NA

5. Date you acquired the property MAY - 6 - 2007

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 <u>45-7650</u>		
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 
 Received by 
 Processed by _____ AJ

Date _____
 Date 8/18/08
 Date _____

Receipt Amt. _____
 Receipt No. 5030343
 WR _____ Date _____

315756

WARRANTY DEED

#43262

~~315629~~

RE-RECORD TO CORRECT BUYERS MIDDLE INITIAL

For Value Received

**WALLACE LEE BAKER, as Sole Trustee under the WALLACE L. and LOIS W. BAKER
FAMILY TRUST**

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

**R. L.
JIMMY OLIVER and JANET B. OLIVER, husband and wife
Address: 14939 W. Redfield Road, Surprise, AZ 85379**

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

**TOWNSHIP 10 SOUTH, RANGE 24 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO**

Section 31: A portion of Lot 5, more particularly described as follows:

Commencing at the Southwest corner of said Section 31, Thence North 87°56'00" East
along the Southerly boundary of said Section 31 for 818.10 feet to the Real Point of Beginning;
Thence North 87°56'00" For 168.2 feet;
Thence North 0°16'06" East for 259 feet;
Thence South 87°56'00" West for 168.2 feet
Thence South 0°16'06" West for 259 feet to the Real 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 2007 and subsequent years, a lien, but not yet due or payable.

Assessments of the Burley Irrigation District and the rights and powers of said District as by law provided.

Right of Way Contract from George D. Johnson and Gladys M. Johnson, his wife, to Pacific Northwest Pipeline Corporation, a Delaware corporation, dated July 29, 1955 and recorded August 25, 1955 as Instrument No. 187274, in Book 9 of Bills of Sale and Agreements on Page 193, records of Cassia County, Idaho, granting said corporation the right to construct and maintain petroleum pipelines over and across Lots 4 and 5 of said Section 31, Township 10 South, Range 24 East of the Boise Meridian.

County Road right-of-way as disclosed by Warranty Deed by and between George D. Johnson and Gladys M. Johnson, husband and wife, as Grantors, to Wallace L. Baker and Lois Baker, husband and wife, as Grantees, dated June 15, 1989 and recorded June 20, 1989 as Instrument No. 202553 on Film No. 207, records of Cassia County, Idaho, which reads as follows: "SUBJECT TO a county road right-of-way over the South 25 feet of said property."

Restrictive Covenants, dated February 5, 1993 and recorded February 5, 1993 as Instrument No. 223048 on Film No. 241; re-recorded February 11, 1993 as Instrument No. 223122 on Film No. 241, records of Cassia County, Idaho.

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.

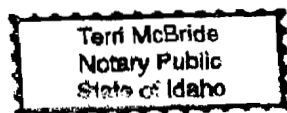
Dated: May 2, 2007

WALLACE L. and LOIS W. BAKER FAMILY TRUST

BY: Wallace L. Baker
WALLACE LEE BAKER, Sole Trustee

STATE OF IDAHO)
) ss.
COUNTY OF CASSIA)

On this 2nd day of May, 2007, before me, the undersigned, a Notary Public in and for said State, personally appeared WALLACE LEE BAKER, known or identified to me to be the person whose name is subscribed to the within instrument as Trustee of the WALLACE L. BAKER and LOIS W. BAKER FAMILY TRUST, and acknowledged to me that he executed the same as such Trustee.



Terri McBride
Notary Public
Residing at: Rupert
My Commission expires: 2-5-08

315756
CASSIA COUNTY, IDAHO
LARRY A. MICKELSEN
RECORDER
FEE 6.00 DEPUTY 26
2007 MAY 7 PM 3 03
RECORDED AT THE REQUEST OF
LAND TITLE & ESCROW

315629
CASSIA COUNTY, IDAHO
LARRY A. MICKELSEN
RECORDER
FEE 6.00 DEPUTY 26
2007 MAY 2 PM 4 07
RECORDED AT THE REQUEST OF
LAND TITLE & ESCROW

Donald J. Chisholm, Esquire
Chisholm Law Office
223 East Main Street
P.O. Box 1118
Burley, Idaho 83318
Telephone: (208)678-9181
Fax: (208)878-4998
ISB # 1134

CLERK OF DISTRICT COURT
CASSIA COUNTY, IDAHO
JUL 7 2 40 PM
JURY ROOM
CITY

Attorney for Plaintiff

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF CASSIA

JIMMY ROYCE OLIVER,

Plaintiff.

vs.

JANET LOUISE OLIVER,

Defendant.

CASE NO. CV-2008-386

DECREE OF DIVORCE

The Plaintiff and his attorney, Donald J. Chisholm, and the Defendant and her attorney, Michael F. McCarthy, of Idaho Legal Aid Services, Inc., filed a stipulation in open court for entry of a judgment and decree of divorce in the following form. Pursuant to the stipulation the court finds as follows:

1. Plaintiff has been a resident of the State of Idaho for at least six (6) weeks prior to filing this action for divorce.

2. The Defendant is not in the military service of the United States nor any of its allies and is not entitled to the benefits of the Servicemember's Civil Relief Act.

3. The parties were married April 13, 1987 at Waco, Texas and since said date have been and now are husband and wife.

4. No children have been born of the marriage of Plaintiff and Defendant and none are expected.

5. The marriage of the parties is troubled by irreconcilable differences which make it impossible for the parties to live together successfully as husband and wife. The parties should be granted a divorce from one another on the ground of irreconcilable differences.

6. The following division of property and allocation of debt between the parties is fair and equitable.

Upon the foregoing,

IT IS HEREBY ORDERED, ADJUDGED AND DECREED AS FOLLOWS:

1. The parties are granted a divorce from one another on the ground of irreconcilable differences.

② The Plaintiff is awarded the residence at 466 East 200 South, Burley, Idaho, more particularly described as follows:

TOWNSHIP 10 SOUTH, RANGE 24 EAST OF THE BOISE MERIDIAN, CASSIA COUNTY, IDAHO

Section 31: A portion of Lot 5, more particularly described as follows:

Commencing at the Southwest corner of said Section 31, Thence North 87°56'00" East along the Southerly boundary of said Section 31 for 818-10 feet to the Real Point of Beginning;

Thence North 87°56'00" for 168.2 feet;

Thence North 0°16'06" East for 259 feet;

Thence South 87°56'00" West for 168.2 feet;

Thence South 0°16'06" West for 259 feet to the Real Point of Beginning.

SUBJECT TO property taxes and assessments for 2008 and the Wells Fargo Home Mortgage loan balance secured by a deed of trust on the property.

3. Notwithstanding the fact that Plaintiff is awarded the community residence, the Defendant shall have until August 7, 2008, to vacate the residence in a neat, clean and orderly condition.

4. The Defendant is awarded a cash settlement of \$4,000.00 which shall be paid as follows:

- A. \$500.00 on July 8, 2008.
- B. \$500.00 when Defendant vacates the community residence.
- C. \$3,000.00 in six bi-weekly installments of \$500.00 each beginning two weeks after Defendant has vacated the residence. Defendant's receipt of each installment payment, except the July 8, 2008, payment, shall be contingent upon her surrendering the residence in a timely manner and in a neat, clean and orderly condition. Unless the attorneys for the parties agree otherwise, payments shall be made through Chisholm Law Office trust account.

5. Plaintiff is awarded the following items:

Built in appliances in home
His clothing and personal effects

6. The 2005 Chevrolet Silverado pickup which is encumbered by a lien in favor of First National Bank of Central Texas shall be surrendered by Defendant for repossession within three (3) days of entry of this decree.

7. When Defendant has surrendered the 2005 Chevrolet Silverado pickup to a secure lot approved by the lienholder, she shall receive the 1985 Chevrolet pickup VIN 1GCGC34W7FJ167822. The title thereto which shall be transferred into her own name.

8. The Defendant is awarded the household appliances which are not built in, including the side by side refrigerator. The Defendant is awarded the 1985 Chevrolet pickup on the conditions set forth above. The Defendant is awarded her clothing and personal effects.

9. Each party shall pay and discharge any indebtedness he or she has incurred in his or her own name since the filing of the bankruptcy proceedings of the parties. The Plaintiff shall pay and discharge the indebtedness on the home mortgage and hold the Defendant harmless therefrom.

10. The parties will request that all criminal charges against the other be dismissed.

11. The civil protection orders shall be modified to provide that Plaintiff shall have exclusive use of the home at 456 East 200 South, Burley, Idaho 83318, from and after August 7, 2008. With

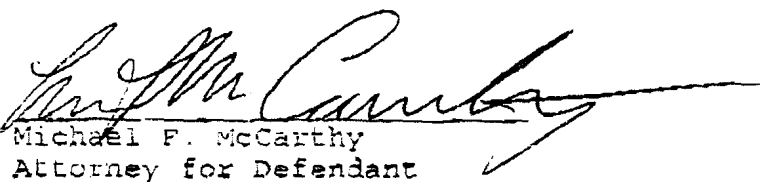
that exception, the civil protection orders in CV-2008-540 and CV-2008-559, as modified, shall remain in effect for six (6) months from the date of this decree.

12. Each party shall pay his or her own costs and attorney fees.

Dated this 7 day of July, 2008.

Jul-7-08 2:16PM
Magistrate

Approved:


Michael F. McCarthy
Attorney for Defendant


Donald J. Chisholm
Attorney for Plaintiff

CLERK'S CERTIFICATE OF SERVICE

I certify that on July 7, 2008, I served a true and correct copy of the foregoing **DECREE OF DIVORCE** upon the persons named below, as indicated:

Donald J. Chisholm
P.O. Box 1118
Burley, Idaho 83318

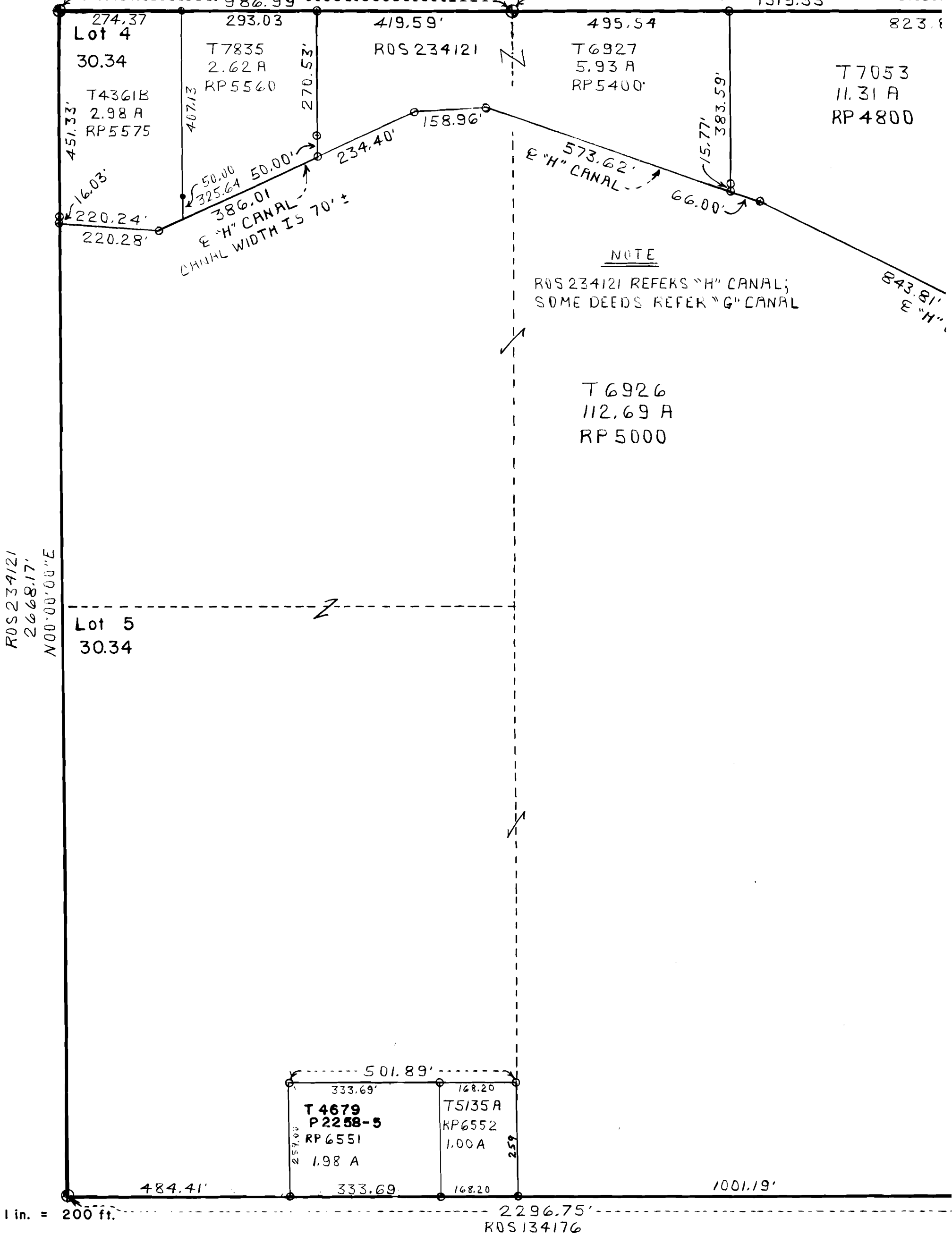
____ U.S. Mail, postage prepaid, first class, Burley, Idaho addressed as above indicated.
____ Attorney's Mail basket at the Cassia County Courthouse, Burley, Idaho.
____ By Fax to fax number: (208) 878-4998

Michael F. McCarthy
P.O. Box 1296
Twin Falls, Idaho 83303-1296

____ U.S. Mail, postage prepaid, first class, Burley, Idaho addressed as above indicated.
____ Attorney's Mail basket at the Cassia County Courthouse, Burley, Idaho.
____ By Fax to fax number: (208) 734-7067

Clerk of the Court

By: _____
Deputy Clerk



[Handwritten signature]
J. R. Oliver
468 E