

RECEIVED
MAY 13 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.

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)
PD 36-2580					
PD 36-2395					

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)

Marvin L. Prescott and Alice M. Prescott

4078 N. 3300 E

Twin Falls, ID 83301

4. New Owner/Claimant(s)

Jack VanBeek and Dianne VanBeek

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

New Mailing Address

83 West 600 South

City, State and ZIP Code

Jerome, Id 83338

New Telephone Number

()

Email:

SUPPORT DATA

IN FILE # 36-2395

5. Date you acquired the property May 12, 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) Jack Van Beech (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 _____ Date _____
 Received by KAW Date 5/13/08
 Processed by _____ AJ Date _____

Receipt Amt. \$50
 Receipt No. C086851
 WR _____ Date _____

WARRANTY DEED

#J-37606

Instrument # 2082567

JEROME COUNTY, JEROME, IDAHO
5-12-2008 12:15:20 No. of Pages: 2
Recorded for : LAND TITLE & ESCROW
MICHELLE EMERSON Fee: 6.00
Ex-Officio Recorder Deputy

For Value Received

Marvin L. Prescott and Alice M. Prescott, husband and wife

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

Jack VanBeek and Dianne VanBeek, husband and wife

Address: 83 West 600 South, Jerome, ID 83338

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

SEE EXHIBIT 'A' ATTACHED HERETO:

SUBJECT TO:

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

TOGETHER WITH all water and water rights, ditches and ditch rights used thereon or appurtenant thereto including but not limited to water right No. 36-2580 and 36-2395

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 7, 2008

Marvin L. Prescott
Marvin L. Prescott

Alice M. Prescott
Alice M. Prescott

STATE OF IDAHO)
) ss.
COUNTY OF JEROME)

On this 7th day of May, 2008, before me, the undersigned, a Notary Public in and for said State, personally appeared **Marvin L. Prescott and Alice M/ Prescott**, 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.

Rick Bernsen
Notary Public

Residing at: Jerome, ID

My Commission expires: 7-30-09

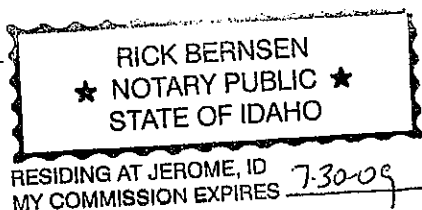


EXHIBIT "A"

Order Number: J-37606

PARCEL NO. 1:

TOWNSHIP 9 SOUTH, RANGE 20, EAST OF THE BOISE MERIDIAN,
JEROME COUNTY, IDAHO

Section 1: NW $\frac{1}{4}$ SE $\frac{1}{4}$; NW $\frac{1}{4}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$; S $\frac{1}{2}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$;

TOWNSHIP 9 SOUTH, RANGE 21, EAST OF THE BOISE MERIDIAN,
JEROME COUNTY, IDAHO

Section 6: Lots 6 and 7; E $\frac{1}{2}$ SW $\frac{1}{4}$;

PARCEL NO. 2:

TOWNSHIP 9 SOUTH, RANGE 20, EAST OF THE BOISE MERIDIAN,
JEROME COUNTY, IDAHO

Section 1: S $\frac{1}{2}$ SE $\frac{1}{4}$;

TOWNSHIP 9 SOUTH, RANGE 21, EAST OF THE BOISE MERIDIAN,
JEROME COUNTY, IDAHO

Section 6: W $\frac{1}{2}$ SE $\frac{1}{4}$;

End of Exhibit "A"

Close

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

05/12/2008

WATER RIGHT NO. 36-2395

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	MARVIN L PRESCOTT 4078 N 3300 E TWIN FALLS, ID 83301 (208)733-1227

Priority Date: 06/12/1959

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15	11/15	3.42 CFS	840 AFA
Total Diversion			3.42 CFS	

Location of Point(s) of Diversion:

GROUND WATER	NESWSW	Sec. 06	Township 09S	Range 21E	JEROME County
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IRRIGATION Use:

Acre Limit: 210

Place(s) of use:

Place of Use Legal Description: IRRIGATION JEROME County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
09S	20E	1		NESE	40		NWSE	33		SWSE	32		SESE	36
	21E	6		NESW	40	6	NWSW	36	7	SWSW	40		SESW	38
				NWSE	37		SWSE	37						

Total Acres: 369

Conditions of Approval:

1.	K06	THIS RIGHT IS LIMITED TO THE IRRIGATION OF 210 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
2.	C05	RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.
3.	F05	RIGHT NO. 36-2580 IS ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE.
4.	C18	THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.

Dates:

Licensed Date:

Decreed Date: 09/17/2002

Permit Proof Due Date:

Permit Proof Made Date:

Permit Approved Date:

Permit Moratorium Expiration Date:

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date:

Protest Deadline Date:

Number of Protests: 0

Other Information:

State or Federal: S

Owner Name Connector:

Water District Number:

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Cary Act Number:
Mitigation Plan: False

Close

Close

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

05/12/2008

WATER RIGHT NO. 36-2580

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	MARVIN L PRESCOTT 4078 N 3300 E TWIN FALLS, ID 83301 (208)733-1227
Original Owner	ROY F COULSON PO BOX 57 HAZELTON, ID 83335 (208)829-5039
Original Owner	LARRY BODILY 501 2ND AVE E WENDELL, ID 83355-5110 (208)536-6568

Priority Date: 11/21/1963

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	05/01	10/31	1.93 CFS	636 AFA
Total Diversion			1.93 CFS	

Location of Point(s) of Diversion:

GROUND WATER|NESWSW|Sec. 06|Township 09S|Range 21E|JEROME County|

IRRIGATION Use:

Acre Limit: 159

Place(s) of use:

Place of Use Legal Description: IRRIGATION JEROME County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
09S	20E	1		NESE	40		NWSE	33		SWSE	32		SESE	36
	21E	6		NESW	40	6	NWSW	36	7	SWSW	40		SESW	38
		7		NWSE	37		SWSE	37						
				NWNE	0.1									

Total Acres: 369.1

Conditions of Approval:

1.	K06	THIS RIGHT IS LIMITED TO THE IRRIGATION OF 159 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
2.	F05	RIGHT NO. 36-2395 IS ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE.
3.	C18	THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.
4.	S40	THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS EARLY AS MARCH 15 AND MAY CONTINUE TO AS LATE AS NOVEMBER 15, PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE OF WATER BEFORE MAY 1 AND AFTER OCTOBER 31 UNDER THIS REMARK IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO SUBORDINATED EARLY OR LATE IRRIGATION USE AND A PRIORITY DATE EARLIER THAN THE DATE A PARTIAL DECREE IS ENTERED FOR THIS RIGHT.
5.	C05	RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.

Dates:

Licensed Date:

Decreed Date: 09/17/2002

Permit Proof Due Date:

Permit Proof Made Date:

Permit Approved Date:

Permit Moratorium Expiration Date:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
Water Supply Bank Enrollment Date Accepted:
Water Supply Bank Enrollment Date Removed:
Application Received Date:
Protest Deadline Date:
Number of Protests: 0

Other Information:

State or Federal: S
Owner Name Connector:
Water District Number:
Generic Max Rate per Acre:
Generic Max Volume per Acre:
Civil Case Number:
Old Case Number:
Decree Plaintiff:
Decree Defendant:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Cary Act Number:
Mitigation Plan: False

Close