

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

DEV

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)
35-7271	WR- Decreed				

2. The following **REQUIRED** information must be submitted with this form:

- A. The appropriate **FILING FEE**. See instructions for fee amounts. \$25.00
- 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)

C ROSS Babb
 Po Box 737
 Aberdeen ID 83210

4. New Owner/Claimant(s)

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

New Mailing Address

514 W Riverston Rd

City, State and ZIP Code

Blackfoot Id 83221

New Telephone Number

(208) 221-5676 Email: WilliamD2@simplot.com

RECEIVED

APR 01 2008

5. Date you acquired the property _____
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) *D. Smith D. Williams* _____
 _____ (title if applicable)
D. Smith D. Williams _____
 _____ (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]*
 Receipted by *[Signature]*
 Processed by _____ AJ

Date *8-1-08*
 Date *8-1-08*
 Date _____

Receipt Amt. *25.00*
 Receipt No. *E033911*
 WR _____ Date _____

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

03/10/2008

WATER RIGHT NO. 35-7271

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	C ROSS BABB PO BOX 737 ABERDEEN, ID 83210 (208)397-4422

Priority Date: 02/11/1973

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	4/01	10/31	0.87 CFS	184 AFA
Total Diversion			0.87 CFS	

Location of Point(s) of Diversion:

GROUND WATER	SWNWSW	Sec. 03	Township 05S	Range 31E	BINGHAM County
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Place(s) of use:

Place of Use Legal Description: IRRIGATION BINGHAM County

--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
05S	31E	3		NWSW	30		SWSW	16						

Total Acres: 46

Conditions of Approval:

1.	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.
2.	E02	USE OF THIS RIGHT IS COMBINED WITH WATER FROM ABERDEEN SPRINGFIELD CANAL CO.

Dates:

Licensed Date:

Decreed Date: 01/31/2002

Permit Proof Due Date: 8/2/1978

Permit Proof Made Date: 1/1/1900

Permit Approved Date: 2/7/1973

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

RECORDING REQUESTED BY
First American Title Company

AND WHEN RECORDED MAIL TO:
First American Title Company
2240 East Center
Pocatello, ID 83201

CLACK, J. L.
BLACK, J. L.
FEE 10 DEP C

2006 MAY 11 PM 3:58

RECORDED AT THE REQUEST OF
FIRST AMERICAN TITLE COMPANY

567016

Space Above This Line for Recorder's Use Only

WARRANTY DEED

File No.: **161941-P (ts)**

Date: **May 09, 2006**

For Value Received, **Larry Babb and Kris Babb, husband and wife**, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **Douglas D. Williams, an unmarried person**, hereinafter called the Grantee, whose current address is **Bareground, Aberdeen, ID 83210**, the following described premises, situated in **Bingham County, Idaho**, to-wit:

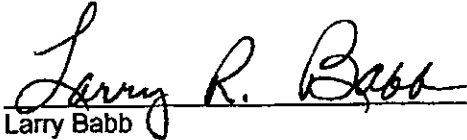
Township 5 South, Range 31 E.B.M., Bingham County, Idaho

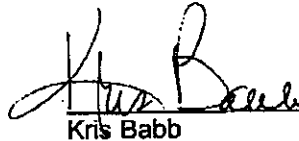
Section 3: W $\frac{1}{2}$ SW $\frac{1}{4}$. EXCEPT: That portion lying East of the right-of-way of the High Line Canal of the Aberdeen-Springfield Canal Company.

ALSO EXCEPT: Part of Section 3, Township 5 South, Range 31 E.B.M., Bingham County, Idaho, described as: Beginning at a point on the E. line of a county road that is N. 88°19'00" E. 21.95 feet along the Section line from the SW corner of said Section 3, and running thence N. 88°19'00" E. 148.62 feet; thence along the Westerly bank of the Aberdeen Springfield canal the next 5 calls N. 76°02'43" E. 240.61 feet; thence N. 46°13'08" E. 197.57; thence N. 11°06'04" E. 141.57 feet; thence N. 03°51'46" E. 108.04 feet; thence N. 05°37'25" E. 121.55 feet; thence leaving said canal bank S. 88°16'46" W. 584.15 feet along a fence line; thence S. 01°19'44" E. 549.38 feet along said road right-of-way to the point of beginning.

SUBJECT TO all easements, right of ways, covenants, restrictions, reservations, applicable building and zoning ordinances and use regulations and restrictions of record, and payment of accruing present year taxes and assessments as agreed to by parties above.

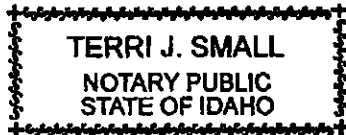
TO HAVE AND TO HOLD the said premises, with its appurtenances, unto the said Grantee, and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U.S. Patent reservations, restrictions, easements of record and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.


Larry Babb


Kris Babb

STATE OF Idaho)
COUNTY OF ~~Bonneville~~ Bingham 18)
SS.

On this **Eleventh day of May, 2006**, before me, a Notary Public in and for said State, personally appeared **Larry Babb and Kris Babb**, 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.




Notary Public for the State of Idaho
Residing at: Pocatello, Idaho
My Commission Expires: 4-28-2011

567016

BINGHAM COUNTY
5-30-2008 12:53:41 No. of Pages: 2
Recorded for : ALLIANCE
SARA J. STAUB Fee: 6.00
Ex-Officio Recorder Deputy

Order No.: AT-3020811232-B

FOR VALUE RECEIVED

Saxon Mortgage Services, Inc., an Idaho Corporation

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

Douglas D Williams,

whose current address is

614 W Riverton Road Blackfoot, ID 83221

the grantee(s), the following described premises, in Bingham County, Idaho, TO WIT:

Part of Section 3, Township 5 South, Range 31 East, Boise Meridian, Bligham County, Idaho,
described as:

Beginning at a point on the East line of a County Road that is North 88 19'00" East 21.95 feet along the Section line from the SW corner of said Section 3, and running thence North 88 19'00" East 148.62 feet; thence along the Westerly Bank of the Aberdeen-Springfield Canal the next 5 calls North 76 02'43" East 248.61 feet; thence North 46 13'08" East 197.57 feet; thence North 11 06'04" East 141.57 feet; thence North 03 51'46" East 108.04 feet; thence North 05 37'25" East 121.55 feet; thence leaving said Canal Bank South 88 16'46" West 584.15 feet along a fence line; thence South 01 19'44" East 549.38 feet along said road right-of-way to the point of Beginning.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee(s), that (s)he is/are the owner(s) in fee simple of said premises; that no encumbrances were initiated during the ownership of the undersigned nor is the undersigned aware of any such.

And that (s)he will warrant and defend the same from all lawful claims whatsoever.

Dated: MAY 12, 2008

Saxon Mortgage Services, Inc

By: _____

Alicia Leamon, Assistant Vice President

State of Colorado

County of Jefferson

On this 12 day of MAY, 2008, before me, a Notary Public in and for said state, personally appeared Alicia Leamon, Assistant Vice President known to me to be the _____ of the Corporation, and acknowledged to me that pursuant to a Resolution of the Board of Directors, he/she/they executed the foregoing in said Corporation name and acknowledged to me that said corporation executed same; ~~that he/she/they are Secretary and Treasurer~~

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

AMANDA L HENRY-NIEBUR
Notary Public
State of Colorado


 Notary Public for the State of Colorado
 Residing at: Jefferson County
 Commission Expires: 10-29-2011

Order No.: «TitlNbr»

**LEGAL DESCRIPTION
EXHIBIT 'A'**

«Detailed_Legal»

**Part of Section 3, Township 5 South, Range 31 East, Boise Meridian, Bingham County, Idaho,
described as:**

**Beginning at a point on the East line of a County Road that is North 88°19'00" East 21.95 feet along
the Section line from the SW corner of said Section 3, and running thence North 88°19'00" East
148.62 feet; thence along the Westerly Bank of the Aberdeen-Springfield Canal the next 5 calls
North 76°02'43" East 240.61 feet; thence North 46°13'08" East 197.57 feet; thence North 11°06'04"
East 141.57 feet; thence North 03°51'46" East 108.04 feet; thence North 05°37'25" East 121.55 feet;
thence leaving said Canal Bank South 88°16'46" West 584.15 feet along a fence line; thence South
01°19'44" East 549.38 feet along said road right-of-way to the Point of Beginning.**

594990



RE-11 ADDE UM # ONE

(1,2,3, etc.)



Date: APRIL 26, 2006

THIS IS A LEGALLY BINDING CONTRACT. READ THE ENTIRE DOCUMENT INCLUDING ANY ATTACHMENTS. IF YOU HAVE ANY QUESTIONS, CONSULT YOUR ATTORNEY AND/OR ACCOUNTANT BEFORE SIGNING.

This is an ADDENDUM to the Purchase and Sale Agreement and Receipt for Earnest Money.
("Addendum" means that the information below is added material for the agreement (such as lists or descriptions) and/or means the form is being used to change, correct or revise the agreement (such as modification, addition or deletion of a term)).

PURCHASE AND SALE AGREEMENT DATED: APRIL 26, 2006

ID # 20051298

ADDRESS: 40 ACRES NEAR ABERDEEN, IDAHO

BUYER(S): DOUGLAS D. WILLIAMS

SELLER(S): LARRY AND CHRIS BABB

The undersigned parties hereby agree as follows:

THE LEGAL DESCRIPTION IS AS FOLLOWS:

The West Half of the Southwest Quarter, (W1/2SW1/4) of Section Three (3), Township Five (5) South, Range Thirty-one (31), E.B.M.

Less:

Beginning at a point on the E. Line of a county road that is N. 88°19'00" E. 21.95 feet along the Section line from the SW corner of said Section 3, and running thence N. 88°19'00" E. 148.62 feet; thence along the Westerly bank of the Aberdeen Springfield canal the next 5 calls N. 76°02'43" E. 240.61 feet; thence N. 46°13'08" E. 197.57; thence N. 11°06'04" E. 141.57 feet; thence N. 03°51'46" E. 108.04 feet; thence N. 05°37'25" E. 121.55 feet; tehnce leaving said canal bank S. 88°16'46" W. 584.15 feet along a fence line; thence S. 01°19'44" E. 549.38 feet along said road right-of-way to the point of beginning.

with all appurtenances.

To the extent the terms of this ADDENDUM modify or conflict with any provisions of the Purchase and Sale Agreement including all prior Addendums or Counter Offers, these terms shall control. All other terms of the Purchase and Sale Agreement including all prior Addendums or Counter Offers not modified by this ADDENDUM shall remain the same. Upon its execution by both parties, this agreement is made an integral part of the aforementioned Agreement.

BUYER: D. WilliamsDate: 5/1/06BUYER: Larry R. Babb

Date: _____

SELLER: Chris BabbDate: 5/1/06SELLER: Chris BabbDate: 5/1/06

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