

DE ✓

RECEIVED
JUL 11 2006
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 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
<u>27-7155</u>		✓			

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) WALLOBYS RETREAT, INC
152 N 200 E, BLACKFOOT 83221
4. New Owner/Claimant(s) PEGGY J BARNES
Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address 149 N 200 E
- City, State and ZIP Code BLACKFOOT, ID 83221
- New Telephone Number 208 782-9633
5. Date you acquired the property 8/27/2001

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 <u>27-7155</u>		
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	<u>0.05</u>	<u>9.5 ACRES</u>
Stock		
Domestic	<u>0.02</u>	<u>1 HOME</u>
Other		
Total	<u>0.05</u>	

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) Beggy J. Barnes
(include title if applicable)

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>MWH</u>	Date <u>6/19/2006</u>	Fee <u>\$100</u>	
Received by <u>MWH</u>	Date <u>6/19/2006</u>	Receipt No. <u>E032002</u>	
Processed by _____	AJ Date _____	WR _____	Date _____

561296

503553

WARRANTY DEED

*Re-recorded To Add
Easement*

FOR VALUE RECEIVED WALLOBY'S RETREAT, INC., of 151 North 200 East, Blackfoot, Idaho 83221, the Grantor, does hereby grant, bargain, and convey unto PEGGY J. BARNES, a married person, of 200 East 149 North, Blackfoot, Idaho 83221 the Grantees, the following described premises to-wit:

Part of the E ½ NE 1/4 of Section 36, Township 4 South, Range 39 East, B.M., Bingham County, Idaho described as:

Beginning at a point that is S 0° 10' 57" W 1759.00 feet along the section line to the point of beginning from the northeast corner of said Section 36 and running thence S 0° 10' 57" W 444.75 feet along the section line; thence N 89° 46' 13" W 1266.97 feet; thence N 0° 09' 03" E 134.73 feet; thence N 89° 46' 13" W 50.00 feet to the west line of E ½ NE 1/4 of said Section; thence N 0° 09' 03" E 310.30 feet along the said west line; thence S 89° 45' 29" E 1317.22 feet to the point of beginning.

Parcel contains 13.30 acres together with all improvements thereon.

Also a 1/6 ownership in the water rights owned by Grantor in 70 Creek, Claude's Creek and a deep well (together with a 1/6 ownership in the related pump, generator and storage tank) used for irrigation and domestic water, said well located on the following described property:

Part of the E ½ NE 1/4 of Section 36, Township 4 South, Range 39 East, B.M., Bingham County, Idaho described as:

Beginning at a point that is S 00° 10' 57" W 1319.20 feet along the section line and N 89° 44' 43" W 817.88 feet and N 00° 15' 17" E 27.66 feet to an existing Well.

The parcel granted herein is subject to the following:

Waterline Easement:

Part of the NE 1/4 of Section 36 Township 4 South, Range 39 E.B.M. Bingham County Idaho described as:

A 15 foot Waterline Easement 7.5 feet each side of the following described center line:

RECORDED IN THE RECORDS OF

Peggy Barnes
2005 DEC -8 PM 2:24

RECORDED IN THE RECORDS OF
IDaho
12-DEP-2

Beginning at a point that is S 00 °10'57" W 1319.20 feet along the section line and N 89 °44'43" W 817.88 feet and N 00 °15'17" E 27.66 feet to an existing Well being the True Point of Beginning from the NE Corner of Said Section 36 and running Thence S 42 °53'00" W 95.33 feet; Thence S 58 °25'54" W 291.42 feet to the center of an existing water storage tank; Thence S 56 °56'38" W 223.56 feet to the Point of Terminus.

Waterline Easement:

Part of the NE¼ of Section 36 Township 4, South, Range 39 E.B.M. Bingham County Idaho described as:

A 15 foot Water Line Easement 7.5 feet each side of the following described center line:

Beginning at a point that is N 89°43'58" W 1318.19 feet along the section line and S 0°09'04" W 1618.07 feet and S 89°50'57" E 31.05 feet to the True Point of Beginning from the NE corner of Said Section 36 and running thence S 0°09'03" W 451.84 feet to the Point of Terminus.

Roadway and Waterline Easement:

Beginning at a point that is N 89° 43' 58" W 1318.19 feet along the section line and S 0° 09' 03" W 1080.48 feet from the northeast corner of said Section 36 to the True Point of Beginning and running thence S 89° 50' 57" E 50.00 feet; thence S 0° 09' 03" W 989.46 feet; thence N 89° 46' 13" W 50.00 feet to the west line of E ½ NE 1/4 of said Section; thence N 0° 09' 03" E along the said west line to the point of beginning.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantees, that they are the owners in fee simple of said premises; that said premises are free from all encumbrances and that they will warrant and defend the same from all lawful claims whatsoever.

DATED and signed this 27 Day of August 2001.

WALLOBY'S RETREAT, INC.

BY: Nettie R. Baron
NETTIE R. BARON, President

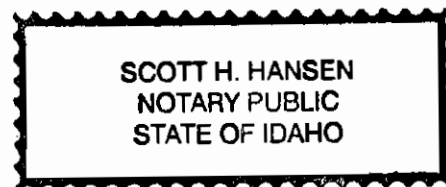
STATE OF IDAHO)
) ss.
County of Bingham)

On this 27 day of August 2001, before me, a notary public, personally appeared NETTIE R. BARON known to me to be the President, of the corporation that executed the instrument or the persons who executed the instrument on behalf of said corporation, and acknowledged to me that such corporation executed the same.

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

Scott H. Hansen
Notary Public for State of Idaho
Residing at Blackfoot

My cmn exprs: 9.15.04



RECORDED AT THE REQUEST OF
Nettie Baron
660 N Shilling
Blackfoot ID 83221
2001 AUG 27 PM 1:35
FEE 9.00 DEP 0
CLERK
BLACKFOOT, IDAHO
CLERK OF COUNTY RECORDS

503553



HARPER - LEAVITT ENGINEERING, INC.

CIVIL & STRUCTURAL ENGINEERING, MATERIALS TESTING & LAND SURVEYING

985 N. Capital Ave. • P.O. Box 50691
Idaho Falls, Idaho 83405
(208) 524-0212
Fax (208) 524-0229

800 W. Judicial St. • P.O. Box 866
Blackfoot, Idaho 83221
(208) 785-2977
Fax (208) 785-2990

FOR: WALLOBYS RETREAT
JOB NO. 2001127
BY: saj ck bdj
DATE: June 22, 2001

50 FOOT ACCESS EASEMENT

Part of the E ½ NE 1/4 of Section 36, Township 2 South, Range 36 East, B.M., Bingham County, Idaho described as:

A 50 foot Access Easement 25 feet each side of the following described center line:

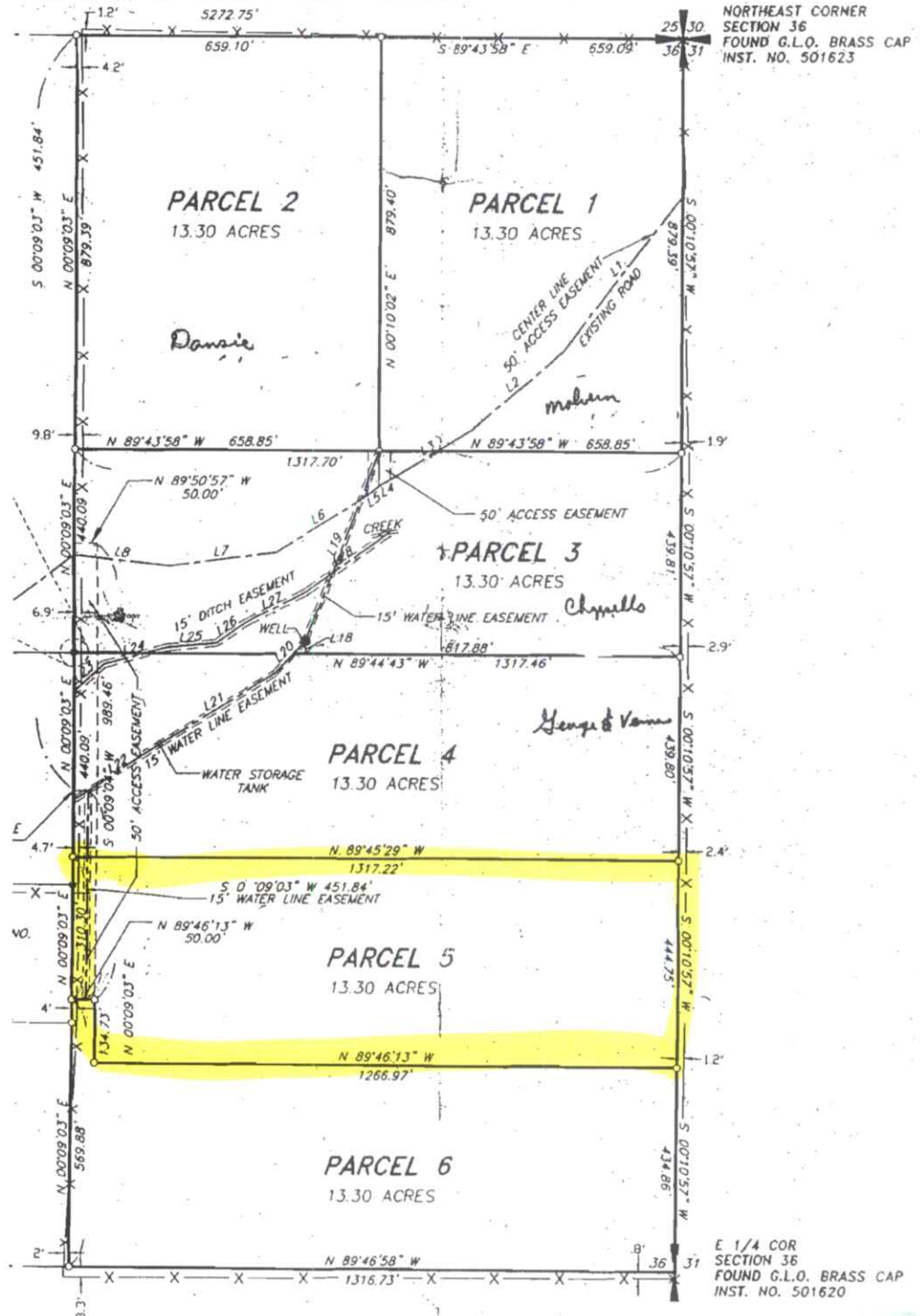
Beginning at a point that is S 0° 10' 57" W 334.09 feet along the section line to the True Point of Beginning from the NE Corner of Said Section 36 and running Thence S 37° 59' 30" W 420.36 feet; thence S 49° 24' 58" W 256.50 feet; thence S 59° 50' 57" W 210.72 feet; thence S 61° 48' 09" W 23.34 feet; thence S 53° 08' 38" W 36.90 feet; thence S 58° 09' 12" W 231.11 feet; thence S 82° 54' 23" W 234.58 feet; thence N 83° 38' 53" W 206.32 feet; thence S 53° 41' 48" W 616.48 feet; thence S 27° 33' 35" W 110.79 feet; thence S 54° 22' 52" W 147.42 feet; thence S 61° 20' 48" W 302.47 feet; thence S 20° 07' 48" W 46.76 feet; thence S 09° 29' 42" E 448.61 feet; thence S 48° 56' 03" W 88.25 feet; thence N 82° 57' 45" W 233.84 feet; thence S 82° 47' 22" W 147.24 feet to the West line of the E ½ NE 1/4 of Said Section 36, being the Point of Terminus.

561296

**THE NE 1/4 OF
SECTION 36, T. 4 S., R. 39 E.B.M.
BINGHAM COUNTY, IDAHO**

Harpe

RECORD OF INST. NO. 503439



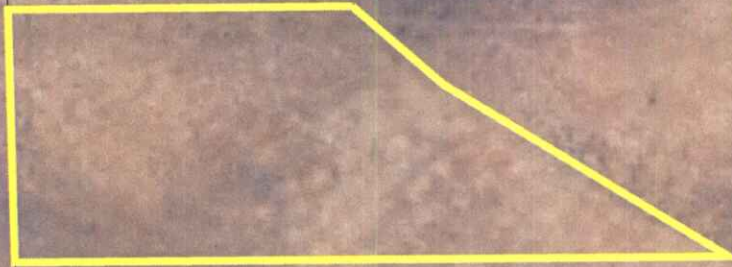
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FEB 21 1981

per

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JUN 29 2006
DEPARTMENT OF WATER RESOURCES

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

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Incomplete forms will be returned.

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Water Right No(s)	Adjudication Claim No(s)	Split	Water Right No(s)	Adjudication Claim No(s)	Split
27-7155		☒			

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) WALLOBYS RETREAT INC
152 N 200 E, BLACKFOOT, ID 83221
4. New Owner/Claimant(s) LEOLA C ROBERTS
Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address 152 N 200 E
- City, State and ZIP Code BLACKFOOT, ID 83221
- New Telephone Number (208) 782-9676
5. Date you acquired the property 10/4/2001

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 <u>27-7155</u>		
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	<u>0.08</u>	<u>14.3 ACRES</u>
Stock		
Domestic	<u>0.02</u>	<u>1 HOME</u>
Other		
Total	<u>0.08</u>	

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) Desha C Roberts
(include title if applicable) _____

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 MWH Date 6/19/2006 Fee \$ 100
 Received by MWH Date 6/19/2006 Receipt No. E032003
 Processed by _____ AJ Date _____ WR _____ Date _____

AMENDED WARRANTY DEED

FOR VALUE RECEIVED WALLOBY'S RETREAT, INC., of 151 North 200 East, Blackfoot, Idaho 83221, the Grantor, does hereby grant, bargain, and convey unto LEOLA C ROBERTS, an individual, of 200 East 152 North, Blackfoot, Idaho 83221 the Grantees, the following described premises to-wit:

Part of the E ½ NE 1/4 of Section 36, Township 4 South, Range 39 East, B.M., Bingham County, Idaho described as:

Beginning at a point that is S 0° 10' 57" W 2203.75 feet along the section line to the point of beginning from the northeast corner of said Section 36 and running thence S 0° 10' 57" W 434.86 feet along the section line to the East 1/4 corner of said section; thence N 89° 46' 58" W 1316.73 feet to the Southwest corner of said E ½ NE 1/4; thence N 0° 09' 03" E 569.88 feet along said west line; thence S 89° 46' 13" E 50.00 feet; thence S 0° 09' 03" W 134.73 feet; thence S 89° 46' 13" E 1266.97 feet to the point of beginning.

Parcel contains 13.30 acres together with all improvements thereon.

Also a 1/6 ownership in the water rights owned by Grantor in 70 Creek, Claude's Creek and a deep well (together with a 1/6 ownership in the related pump, generator, and storage tank) used for irrigation and domestic water, said well located on the following described property:

Part of the E ½ NE 1/4 of Section 36 Township 4 South, Range 39 E.B.M. Bingham County Idaho described as:

Beginning at a point that is S 00°10'57" W 1319.20 feet along the section line and N 89°44'43" W 817.88 feet and N 00°15'17" E 27.66 feet to an existing Well.

The parcel granted herein is subject to the following:

Waterline Easement:

Part of the NE 1/4 of Section 36 Township 4 South, Range 39 E.B.M. Bingham County Idaho described as:

A 15 foot Waterline Easement 7.5 feet each side of the following described center line:

Beginning at a point that is S 00 °10'57" W 1319.20 feet along the section line and N 89 °44'43" W 817.88 feet and N 00 °15'17" E 27.66 feet to an existing Well being the True Point of Beginning from the NE Corner of Said Section 36 and running Thence S 42 °53'00" W 95.33 feet; Thence S 58 °25'54" W 291.42 feet to the center of an existing water storage tank; Thence S 56 °56'38" W 223.56 feet to the Point of Terminus.

Waterline Easement:

Part of the NE¼ of Section 36 Township 4, South, Range 39 E.B.M. Bingham County Idaho described as:

A 15 foot Water Line Easement 7.5 feet each side of the following described center line:

Beginning at a point that is N 89°43'58" W 1318.19 feet along the section line and S 0°09'04" W 1618.07 feet and S 89°50'57" E 31.05 feet to the True Point of Beginning from the NE corner of Said Section 36 and running thence S 0°09'03" W 451.84 feet to the Point of Terminus.

Roadway and Waterline Easement:

Beginning at a point that is N 89° 43' 58" W 1318.19 feet along the section line and S 0° 09' 03" W 1080.48 feet from the northeast corner of said Section 36 to the True Point of Beginning and running thence S 89° 50' 57" E 50.00 feet; thence S 0° 09' 03" W 989.46 feet; thence N 89° 46' 13" W 50.00 feet to the west line of E ½ NE 1/4 of said Section; thence N 0° 09' 03" E along the said west line to the point of beginning.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantees, that they are the owners in fee simple of said premises; that said premises are free from all encumbrances and that they will warrant and defend the same from all lawful claims whatsoever.

DATED and signed this _____ Day of October 2001.

WALLOBY'S RETREAT, INC.

BY: Nettie R. Baron
NETTIE R. BARON, President

STATE OF IDAHO)
) ss.
County of Bingham)

On this 4 day of October 2001, before me, a notary public, personally appeared NETTIE R. BARON known to me to be the President, of the corporation that executed the instrument or the persons who executed the instrument on behalf of said corporation, and acknowledged to me that such corporation executed the same.

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



Ming Perschen
Notary Public for State of Idaho
Residing at Blackfoot
4-4-2003

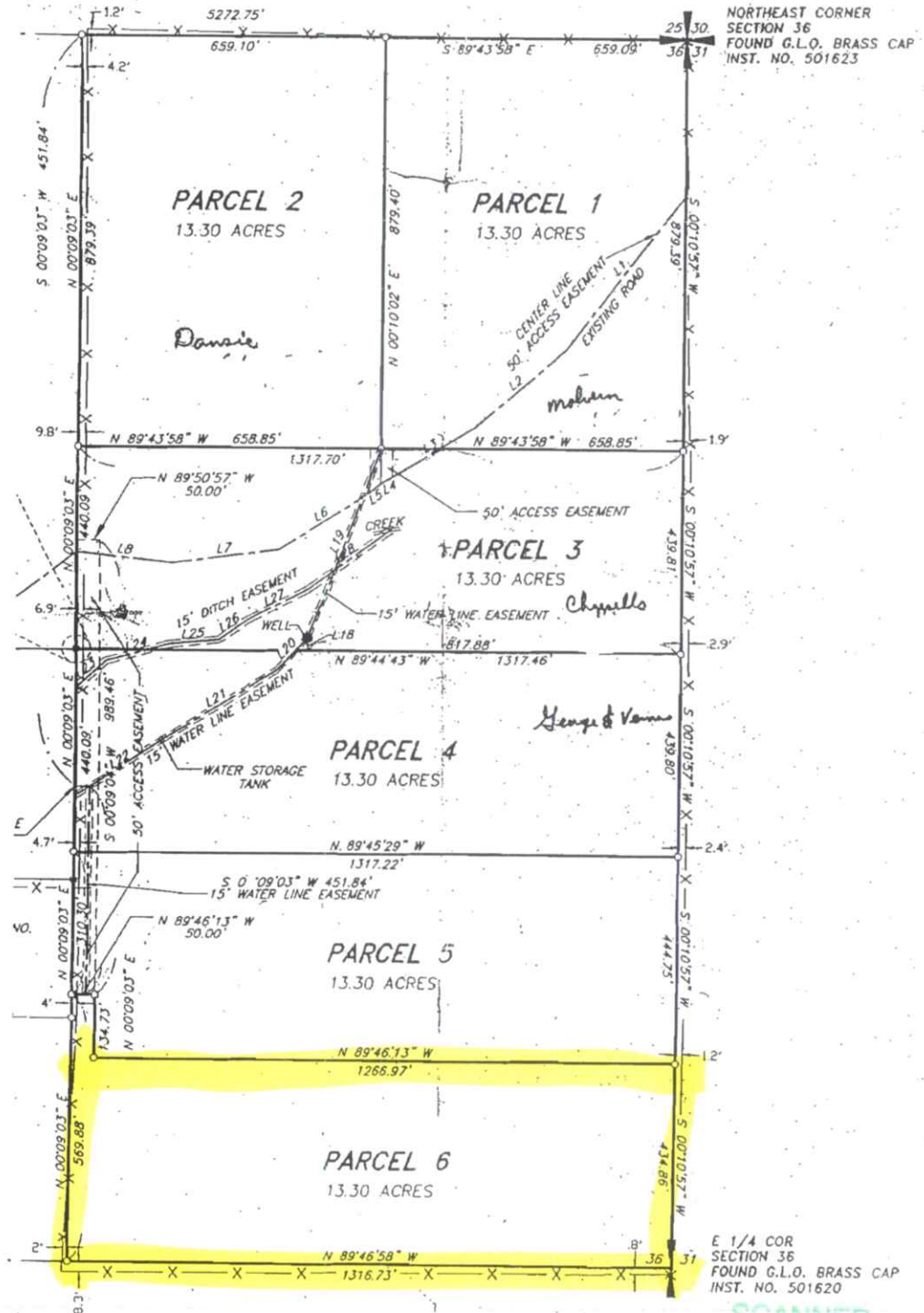
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2001 OCT -4, AM 9:17
OFFICE OF THE CLERK OF
COUNTY OF IDAHO
073110.DOC

THE NE 1/4 OF
SECTION 36, T. 4 S., R. 39 E.B.M.
BINGHAM COUNTY, IDAHO

Harpe

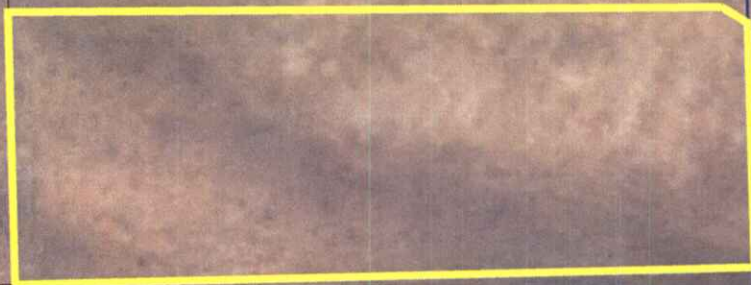
RECORD OF INST. NO. 503439



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SWNE



SCANNED
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