

DEPARTMENT OF WATER RESOURCES

NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

RECEIVED

SEP 06 2007

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

**DEPARTMENT OF
WATER RESOURCES**

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
45-10587					

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**.

Name and Address of Former Owner/Claimant(s) Henry L. & Sherry Sellers

New Owner/Claimant(s) Gaylen, Virginia M., Dana and Lorri Osterhout
Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address 466 W. 90 N.

City, State and ZIP Code Burley, ID 83318

New Telephone Number ()

Date you acquired the property 8-29-07

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 _____		
Water Use	Diversion Rate or Volume	Description
	(cubic feet per second or acre-feet per annum)	(acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

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	Description
	(cubic feet per second or acre-feet per annum)	(acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

Signature of New Owner(s) or Claimant(s)
(include title if applicable)

Virginia M. Osterhout
Don C. Osterhout *Lorrie Osterhout*

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 <i>AMB</i>	Date <i>9.6.07</i>	Fee <i>\$25.00</i>
Received by <i>AMB</i>	Date <i>9.6.07</i>	Receipt No. <i>C084878</i>
Processed by _____	Date _____	WR _____ Date _____

WARRANTY DEED

For Value Received

#43906
CASSIA COUNTY
RECORDED FOR:
LAND TITLE & ESCROW
2:24:59 pm 08-29-2007
2007-317941
NO. PAGES: 2 FEE: \$6.00
LARRY A. MICKELSEN
COUNTY CLERK
DEPUTY: WLMARR

HENRY LEON SELLERS and SHERRY N. SELLERS, husband and wife

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

**GAYLEN OSTERHOUT and VIRGINIA M. OSTERHOUT, husband and wife &
DANA OSTERHOUT and LORRIE OSTERHOUT, husband and wife
Address: 466 West 90 North, Burley, ID 83318**

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

PARCEL NO. 1:

Part of Tract No. 2 of the Riverview Acreage, Cassia County, Idaho, as the same is platted in the official plat thereof, now of record in the office of the Recorder of said County, more particularly described as follows:

Beginning at a point 699 feet West and 24 feet South of the Northeast corner of the NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 25,
Township 10 South, Range 22 East, Boise Meridian; thence West parallel with the North boundary
line of the said Section 310 feet to the True Point of Beginning;
Thence West 160 feet;
Thence South 328 feet;
Thence East parallel with the North boundary line of said Section 160 feet;
Thence North 328 feet to the True Point of Beginning.

PARCEL NO. 2:

The West 370 feet of Tract No. 3 of the Riverview Acreage, Cassia County, Idaho, as the same is platted in the official plat thereof, now of record in the office of the Recorder of said County.

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.

Reservation contained in Warranty Deed between Long Sand and Gravel Company, a co-partnership, composed of Jean E. Long and Wayne W. Long, co-partners, and Jean E. Long, a widow and Wayne W. Long and Marla Long, husband and wife, parties of the first part, and Cleo Coster and Florence Coster, his wife, parties of the second part, dated June 20, 1956 and recorded July 13, 1956 as Instrument No. 190536 in Book 59 of Deeds on Page 192, records of Cassia County, Idaho, which reads as follows: "The Parties of the first part reserve the right to all the crushed gravel now situated on the above described premises; it being understood that said gravel is to be removed when the same has been sold by the parties of the first part." (Parcel No. 2)

Effect of Resolution Of Cassia County Idaho Board Of Commissioners Resolution No. 98-6-2, dated June 8, 1998 and recorded June 23, 1998 as Instrument No. 256295 on Film No. 300, records of Cassia County, Idaho, wherein notice is given of the intention to create a Local Improvement District.

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.

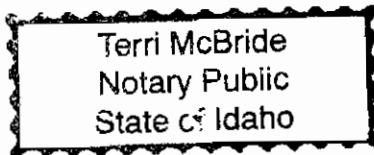
Dated: August 24, 2007

Henry Leon Sellers
HENRY LEON SELLERS

Sherry N. Sellers
SHERRY N. SELLERS

STATE OF IDAHO)
) ss.
COUNTY OF CASSIA)

On this 24th day of **August, 2007**, before me, the undersigned, a Notary Public in and for said State, personally appeared **HENRY LEON SELLERS and SHERRY N. SELLERS**, 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.



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