



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street • P.O. Box 83720 • Boise, Idaho 83720-0098

Phone: (208) 287-4800 • Fax: (208) 287-6700 • Web Site: www.idwr.idaho.gov

July 16, 2007

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Interim Director

LAND TITLE & ESCROW INC
PO BOX 349
JEROME ID 83338

RE: Notice of Change of Ownership for Water Rights 36-4259 & 36-8523

Dear Shellie Gregorio:

Our letter of May 9, 2007 (copy enclosed) requesting USDA Farm Service Agency Aerial Photo and description of the portion of divided water right for the above referenced water rights ownership change remain unanswered. Therefore, I am returning the Notice of Change in Water Right Ownership request. Copies of your ownership change request information will be kept in our files for reference.

If, at a later date, you wish to reinstate this request you may send the enclosed ownership change request form along with the required support data we will be happy to complete the request for you.

Please feel free to contact the Department if you have any questions.

Sincerely,

A handwritten signature in cursive script, appearing to read 'Pamela Skaggs', is written over the typed name.

FDS Pamela S. Skaggs
Water Rights Supervisor

Enclosure

cc: Daniel R. Lloyd & Mona Lisa Tierney-Lloyd

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

RECEIVED
SEP 13 2006
DEPARTMENT OF
WATER RESOURCES

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
36-4259		X			

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) Mary Chugg Allen
734 Golf Course Road, Jerome, ID 83338
4. New Owner/Claimant(s) Daniel R. Lloyd and Mona Lisa Tierney-Lloyd
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
P. O. Box 3167
 New Mailing Address
Paso Robles, CA 93447
 City, State and ZIP Code
 New Telephone Number () _____
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 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>36-4259</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	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other <u>Wastewater</u>	<u>4.62cfs</u>	<u>350.30 acres</u>
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 (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)
(include title if applicable)

Daniel R. Ball
Monte Lisa LeRoy Lloyd

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 _____ Date _____ Fee \$100.00
 Receipted by AMB Date 9-13-06 Receipt No. 008215
 Processed by _____ AJ Date _____ WR _____ Date _____

WARRANTY DEED

#J-35501

Instrument # 2065107

JEROME COUNTY, JEROME, IDAHO
2006-08-22 02:38:57 No. of Pages: 3
Recorded for : LAND TITLE & ESCROW
CHERYL WATTS Fee: 9.00
Ex-Officio Recorder Deputy *Cheryl Watts*

For Value Received

MARY CHUGG ALLEN and HERB ALLEN, wife and husband

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

DANIEL R. LLOYD and MONA LISA TIERNEY-LLOYD, husband and wife
Address: P. O. Box 3167, Paso Robles, CA 93447

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

See attached Schedule A

SUBJECT TO:

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

See Attached Schedule B

TOGETHER WITH all water and water rights, ditches and ditch rights used thereon or appurtenant thereto including but not limited to 75% of Water Right #36-4259 and all of Water Right #36-8523 with the State of Idaho Department of Water Resources.

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 15, 2006

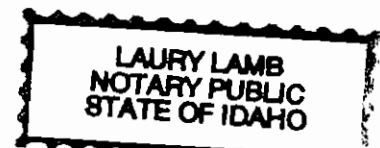
Mary Chugg Allen
MARY CHUGG ALLEN

Herb Allen
HERB ALLEN

STATE OF IDAHO)
COUNTY OF Jerome) ss.

On this 31 day of August, 2006, before me, the undersigned, a Notary Public in and for said State, personally appeared MARY CHUGG ALLEN and HERB ALLEN, 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.

Laurie Lamb
Notary Public
Residing at: Jerome
My Commission expires: 4/2/2010



SCHEDULE A

Order Number: J-35501

PARCEL NO. 1:

TOWNSHIP 9 SOUTH, RANGE 17 EAST OF THE BOISE MERIDIAN,
JEROME COUNTY, IDAHO

Section 20: That part of the W $\frac{1}{2}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$ lying North of the North boundary of the
Golf Course Road Right of Way.

PARCEL NO. 2:

TOWNSHIP 9 SOUTH, RANGE 17 EAST OF THE BOISE MERIDIAN,
JEROME COUNTY, IDAHO

A parcel of land in the S $\frac{1}{2}$ of Section 17 and
a parcel of land in the N $\frac{1}{2}$ of Section 20, more particularly described as follows:

Commencing at the West Quarter corner of Section 17 from which the section
corner common to Sections 17, 18, 19 and 20 lies on a bearing of South 0°14'02"
East a distance of 2643.70 feet;

Thence from the said West quarter corner on a bearing of South 89°55'32" East
along the East-West center quarter line and the North boundary of the
SW $\frac{1}{4}$ for a distance of 1315.03 feet to the West one-sixteenth corner
center to center of Section 17 and the Northwest corner of the E $\frac{1}{2}$ of the
SW $\frac{1}{4}$ said Section 17;

Thence along the Westerly boundary of said E $\frac{1}{2}$ of the SW $\frac{1}{4}$ on a bearing of
South 00°05'33" East a distance of 45.49 feet to the REAL POINT OF
BEGINNING;

Thence from this REAL POINT OF BEGINNING and along the approximate
fence line on a bearing of South 88°07'41" East a distance of 3948.35 feet
to the Easterly boundary of Section 17;

Thence along the Easterly boundary of Section 17 on a bearing of South 0°20'01"
West a distance of 179.80 feet;

Thence on a bearing of North 89°39'59" West a distance of 150.00 feet;

Thence on a bearing of South 0°20'01" West a distance of 300.00 feet;

Thence on a bearing of South 89°39'59" East a distance of 150.00 feet to the
Easterly boundary of Section 17;

Thence along the Easterly boundary of Section 17 on a bearing of South 0°20'01"
West a distance of 1989.23 feet to the section common to Sections 16, 17,
20 and 21;

Thence along the East-West center quarter line and the South boundary of the

**CONTINUATION
SCHEDULE A**

Order Number: J-35501

SE $\frac{1}{4}$, Section 17 on a bearing of South 89°58'40" West a distance of 1309.58 feet to the East one-sixteenth corner common to Sections 17 and 20 and the Northeast corner of the W $\frac{1}{2}$ NE $\frac{1}{4}$, Section 20;

Thence along the Easterly boundary of said W $\frac{1}{2}$ NE $\frac{1}{4}$, Section 20 on a bearing South 0°03'37" East a distance of 2639.68 feet to the East one-sixteenth center to center corner and the Southeast corner of said W $\frac{1}{2}$ NE $\frac{1}{4}$, Section 20;

Thence along the South boundary of the W $\frac{1}{2}$ NE $\frac{1}{4}$ and the East-West center quarter line of Section 20 on a bearing of North 89°58'44" West a distance of 308.13 feet to the Northeasterly rights of way boundary of Golf Course Road;

Thence along the said Northeasterly rights of way boundary of Golf Course Road the following courses and curves;

Thence North 59°53'15" West a distance of 738.46 feet;

Thence along a Tangent curve to the left having a central angle of 4°41'44" , a Radius of 2898.00 feet, an Arc length of 237.50 feet, a Tangent length of 118.82 feet, a Long Chord of 237.43 feet on a bearing of North 62°14'07" West;

Thence North 64°34'59" West a distance of 520.71 feet;

Thence along a Tangent curve to the right having a central angle of 16°51'09", a Radius of 922.00 feet, an Arc length of 271.19 feet, a Tangent length of 136.58 feet, a Long Chord of 270.21 feet on a bearing of North 56°09'25" West;

Thence North 47°43'50" West a distance of 896.79 feet;

Thence along a Tangent curve to the left having a central angle of 4°03'58", a Radius of 1943.00 feet, an Arc length of 137.89 feet, a Tangent length of 68.97 feet, a Long Chord of 137.86 feet on a bearing of North 49°45'51" West to the Westerly boundary of the E $\frac{1}{2}$ NW $\frac{1}{4}$, Section 20;

Thence along the Westerly boundary of the E $\frac{1}{2}$ SW $\frac{1}{4}$, Section 20 on a bearing of North 0°00'45" West a distance of 1091.29 feet to the Northwest corner of the E $\frac{1}{2}$ NW $\frac{1}{4}$, Section 20 and the West one-sixteenth corner common to Sections 17 and 20;

Thence along the Westerly boundary of the E $\frac{1}{2}$ SW $\frac{1}{4}$, Section 17 on a bearing of North 0°05'33" West a distance of 2599.44 feet to the REAL POINT OF BEGINNING.

End of Schedule A