

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)
<u>21-00396</u>					
<u>21-53H</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 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)	<u>Nancy Cole & Sherman Cole</u>
		<u>P.O. Box 128, Chester, Idaho 83421</u>
4.	New Owner/Claimant(s)	<u>Timothy MacDowell or Angela Macdowell</u>
		Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
	New Mailing Address	<u>920 North 2950 East</u>
	City, State and ZIP Code	<u>St. Anthony, Idaho 83445</u>
	New Telephone Number	<u>(208) 624-0905</u>

RECEIVED
JUL 10 2007

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) _____

Kimberly McDowell
Angela McDowell

(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 _____

Receipt Amt. _____

Received by _____

Date _____

Receipt No. _____

Processed by _____ AJ

Date _____

WR _____ Date _____

AFTER RECORDING MAIL TO:

Timothy Ker MacDowell and Angela Rae MacDowell
 920 North 2950 East
 St. Anthony, ID 83445

Microfilm No. **492210**
 4:00 Day **Dec** 20 **04**
 O'Clock **2**
 ABBIE MACE
 FREMONT CO RECORDER
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 Recorded at Request of
 First American Title Company

First American Title Company

WARRANTY DEEDFile No.: **102578-RX (II)**Date: **November 29, 2004**

For Value Received, **Sherman Cole and Nancy Lee Cole, Trustees of The Sherman Cole and Nancy Lee Cole 2004 Trust**, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **Timothy Ker MacDowell and Angela Rae MacDowell, husband and wife**, hereinafter called the Grantee, whose current address is **920 North 2950 East, St. Anthony, ID 83445**, the following described premises, situated in **Fremont County, Idaho**, to-wit:

Legal Description attached hereto as Exhibit A, and by this referenced incorporated herein.

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.

The Sherman Cole and Nancy Lee Cole
 2004 Trust

Sherman Cole - Trustee
 Sherman Cole, Trustee

Nancy Lee Cole - Trustee
 Nancy Lee Cole, Trustee

Date: 11/29/2004

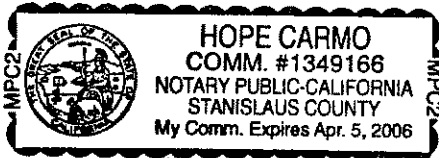
492210

Warranty Deed
- continued

File No.: 102578-RX (II)

STATE OF CALIFORNIA)
COUNTY OF STANISLAUS)
SS.

On this December 1, 2004, before me, a Notary Public in and for said State, personally appeared **Sherman Cole and Nancy Lee Cole**, known or identified to me to be the person(s) whose name(s) are subscribed to the within instrument as Trustees of the **The Sherman Cole and Nancy Lee Cole 2004 Trust Trust**, and acknowledged to me that they executed the same as such Trustees.



Hope Carmo
Notary Public of California
Residing at: Modesto, California
Commission Expires: April 5, 2006

492210

Date: 11/29/2004

Warranty Deed
- continued

File No.: 102578-RX (II)

EXHIBIT A**PARCEL 1:**

A TRACT OF LAND IN THE SW $\frac{1}{4}$ OF SECTION 13, TOWNSHIP 8 NORTH, RANGE 41 E.B.M., FREMONT COUNTY, IDAHO, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS: COMMENCING AT THE S $\frac{1}{4}$ CORNER OF SECTION 13, THENCE N. 0°18'06" E. ALONG THE NORTH-SOUTH CENTERLINE OF SAID SECTION 477.46 FEET; THENCE W. 1286.58 FEET TO A POINT IN THE CENTER OF THE COUNTY ROAD; THENCE N. 0°34'20" E. 512.46 FEET ALONG THE CENTERLINE OF SAID ROAD; TO A POINT OF A CURVATURE TO THE RIGHT HAVING A RADIUS 323.77 FEET; THENCE ALONG THE CENTERLINE OF SAID CURVE 21.59 FEET TO THE TRUE POINT OF BEGINNING; THENCE CONTINUING ALONG SAID CURVE 77.63 FEET; THENCE CONTINUING ALONG SAID ROADWAY CENTERLINE N. 18°07'48" E. 124.21 FEET; THENCE E. 305.31 FEET; THENCE S. 11°22'23" E. 197.88 FEET; THENCE W. 398.11 FEET MORE OR LESS TO THE POINT OF BEGINNING.

PARCEL 2:

A TRACT OF LAND IN THE SW $\frac{1}{4}$ OF SECTION 13, TOWNSHIP 8 NORTH, RANGE 41 E.B.M., FREMONT COUNTY, IDAHO, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS: COMMENCING AT THE S $\frac{1}{4}$ CORNER OF SECTION 13, THENCE N. 0°18'06" E. ALONG THE NORTH-SOUTH CENTERLINE OF SAID SECTION 1205.46 FEET; THENCE W. 600.27 FEET TO THE TRUE POINT OF BEGINNING; THENCE CONTINUING W. 325.00 FEET; THENCE S. 11°22'23" E. 197.88 FEET; THENCE E. 285 FEET; THENCE N. 0°17'20" E. 194.00 FEET TO THE TRUE POINT OF BEGINNING.

PARCEL 3:

A TRACT OF LAND IN THE SW $\frac{1}{4}$ OF SECTION 13, TOWNSHIP 8 NORTH, RANGE 41 E.B.M., FREMONT COUNTY, IDAHO, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS: COMMENCING AT THE S $\frac{1}{4}$ CORNER OF SECTION 13, THENCE N. 0°18'06" E. 477.46 FEET AND W. 1286.58 FEET, AND N. 0°34'20" E. 484.46 FEET TO THE POINT OF BEGINNING, THENCE N. 0°34'20" E. 28 FEET; TO A POINT OF CURVATURE TO THE RIGHT HAVING A RADIUS OF 323.77 FEET; THENCE ALONG THE CENTERLINE OF SAID CURVE 21.59 FEET; THENCE E. 398.11 FEET; THENCE S. 82°55'34" W. 402.39 FEET TO THE POINT OF BEGINNING.