

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

RECEIVE

NOV 02 2006

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OCT 23 2006

DEPT. OF WATER RESOURCES
SOUTHERN REGION

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
PD 37-11755					
Copied to AJ 11757					

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)

John + Patricia Scherer
PO Box 1539, Ketchum, ID 83340

4. New Owner/Claimant(s)

John H. Clark

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

New Mailing Address

2557 Beacon Drive

City, State and ZIP Code

Salt Lake City, UT 84108

New Telephone Number

~~801 582-XXXX~~ 801-582-5200

5. Date you acquired the property

9/30/05

* 106 WILLOW CIRCLE
HAILEY, ID. 83333

Ph: (801) 870.6911 (cell)

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 (cubic feet per second or acre-feet per annum)	Description (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 (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)

John H. Clark

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>[Signature]</i>	Date <u>10/23/06</u>	Fee <u>50.00</u>
Received by <i>[Signature]</i>	Date <u>11/1/06</u>	Receipt No. <u>5028997</u>
Processed by _____	AJ Date _____	WR _____ Date _____



Instrument # 526807
HAILEY, BLAINE, IDAHO
2005-08-30 11:53:00 No. of Pages: 1
Recorded for: BLAINE COUNTY TITLE
MARSHA RIEMANN Fee: 3.00
Ex-Officio Recorder Deputy
Index to: WTTTCORP DEED *imp*

RECEIVED
OCT 23 2006
DEPT. OF WATER RESOURCES
SOUTHERN REGION

WARRANTY DEED

FOR VALUE RECEIVED

John R. Scherer and Patricia J. Scherer, husband and wife,

GRANTOR(S), hereby grants, bargains, sells, conveys and warrants unto

John H. Clark, a single man

GRANTEE(S), whose current address is: 2557 Beacon Drive, Salt Lake City, UT 84108

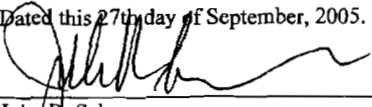
the following described premises, to wit:

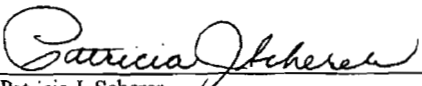
Lot 8, together with an undivided 1/7 interest in Willow Circle, of ZINC SPUR RANCH UNIT 3, according to the official plat thereof recorded June 6, 1977 as Instrument No. 174071, records of Blaine County, Idaho.

Parcel Number: 006400010080 A

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

Dated this 27th day of September, 2005.


John R. Scherer


Patricia J. Scherer

STATE OF Idaho)
) ss.
COUNTY OF Blaine)

On this 27th day of September, 2005, before me, the undersigned, a Notary Public, in and for said State, personally appeared John R. Scherer and Patricia J. Scherer known to me, and/or identified to me on the basis of satisfactory evidence, 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. WITNESS MY HAND AND OFFICIAL SEAL.


Notary Public
Residing at: Gannett, ID
My commission expires: July 9, 2011

7.26.2011



BCT
BLAINE COUNTY TITLE

Instrument # 539981
HAILEY, BLAINE, IDAHO
2006-09-25 01:46:00 No. of Pages: 1
Recorded for : BLAINE COUNTY TITLE
MARSHA RIEMANN Fee: 3.00
Ex-Officio Recorder Deputy
Index to: GRANT DEED

When recorded, return to:

RECEIVED
OCT 23 2006
DEPT. OF WATER RESOURCES
SOUTHERN REGION

GRANT DEED

GRANTOR. John R. Scherer and Patricia J. Scherer, husband and wife

whose current address is: PO Box 1539, Ketchum, ID 83340

for a good and valuable consideration does hereby GRANT, SELL AND CONVEY unto
John H. Clark, a single man

GRANTEE, whose address is 2557 Beacon Drive, Salt Lake City, UT 84108.

the following described real property to wit:

The water rights located at the following legal description

Lot 8, together with an undivided 1/7 interest in Willow Circle, of ZINC SPUR RANCH UNIT
3, according to the official plat thereof recorded June 6, 1977 as Instrument No. 174071, records
of Blaine County, Idaho.

Idaho Department of Water Resources Claim #37-11755 and #11757

TOGETHER with all tenements, hereditaments and appurtenances thereunto appertaining.

TO HAVE AND TO HOLD, the property granted by this deed to grantee, and grantee's heirs and
assigns forever. And Grantor covenants that grantor has not done or suffered anything whereby
the described property has been encumbered in any way whatever.

Dated: September 25, 2006

John R. Scherer

Patricia J. Scherer

STATE OF Idaho

)
) ss.

COUNTY OF Blaine

)

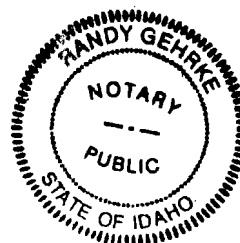
On this 25th day of September, 2006 before me, the undersigned, a Notary
Public, in and for said State, personally appeared John R. Scherer and Patricia J. Scherer known
to me, and or identified to me on the basis of satisfactory evidence, to be the person(s) whose
name is/are subscribed to the within instrument and acknowledged to me that he/she/they
executed the same.

WITNESS MY HAND AND OFFICIAL SEAL.

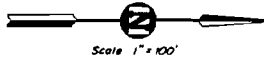
Notary Public

Notary Resides: PICABO, IDAHO

My commission expires: 11/24/2010



PREPARED BY
EDWARDS & HOWARD, INC.

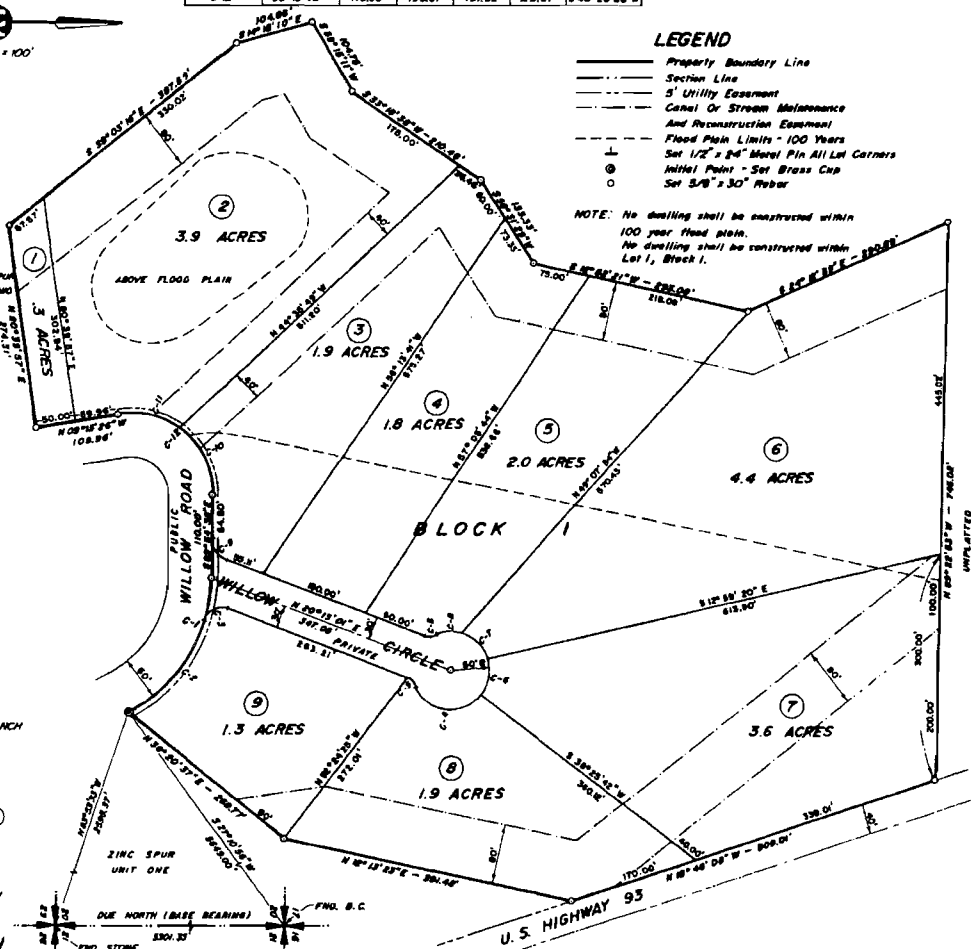
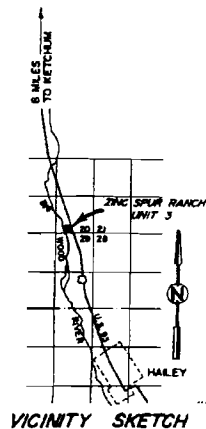


NUMBER	Δ	R	A	C	T	C.B.
C-1	62° 0' 12"	103.43'	280.30'	308.81'	422.88'	S30°54'02"E
C-2	48° 11' 05"	103.83'	163.86'	183.82'	26.74'	S20°22'00"E
C-3	94° 15' 37"	23.05'	37.91'	33.77'	24.64'	S20°24'42"E
C-4	118° 14' 15"	50.00'	101.44'	84.91'	80.39'	S20°30'42"E
C-5	44° 24' 56"	20.00'	16.50'	15.15'	6.17'	S04°57'36"E
C-6	57° 17' 47"	50.00'	80.00'	47.94'	37.38'	N80°13'12"W
C-7	57° 17' 47"	50.00'	50.00'	47.94'	27.32'	S46°22'04"W
C-8	38° 00' 08"	50.00'	33.18'	32.86'	12.22'	S00°06'08"E
C-9	68° 00' 24"	20.00'	24.36'	24.30'	13.86'	S86°40'18"W
C-10	82° 05' 14"	110.00'	100.00'	86.28'	53.78'	N64°02'48"E
C-11	47° 15' 35"	110.00'	80.87'	86.12'	46.08'	N14°35'12"E
C-12	56° 0' 48"	110.00'	190.87'	187.68'	128.81'	S40°25'58"W

LEGEND

- Property Boundary Line
- - - Section Line
- - - 5' Utility Easement
- - - Canal Or Stream Maintenance
- - - And Reconstruction Easement
- - - Flood Plain Limits - 100 Years
- ⊕ Set 1/2" x 24" Metal Pin At Lot Corners
- ⊙ Initial Point - Set Brass Cap
- ⊙ Set 3/8" x 30" Rebar

NOTE: No dwelling shall be constructed within 100 year flood plain.
No dwelling shall be constructed within Lot 1, Block 1.



ZINC SPUR RANCH UNIT THREE

LOCATE IN
S2 S4, SECTION 20
T. 3 N. R. 18 E. B.M.
BLAINE COUNTY, IDAHO
1977

CERTIFICATE OF OWNERS

This is to certify that the undersigned are the owners in fee simple of the following described property, a portion of the S2 S4, Section 20, Township 3 North, Range 18 East, Blaine Meridian, Blaine County, Idaho, more specifically described as follows:

Commencing at the Southeast Corner of said Section 20, Thence N 85° 53' 53" W, 255.53' to the REAL POINT OF BEGINNING, which is the INITIAL POINT of Zinc Spur Ranch-Unit Three.
Thence, N 38° 20' 37" E, 263.77'
Thence, N 12° 13' 23" E, 391.48'
Thence, N 18° 06' 00" W, 508.01'
Thence, N 65° 22' 53" W, 745.03', to left bank of the Big Wood River
Thence, S 24° 12' 59" E, 290.63'
Thence, S 12° 15' 11" W, 288.04'
Thence, S 26° 31' 29" W, 133.93'
Thence, S 33° 16' 38" W, 210.46'
Thence, S 39° 15' 11" W, 104.75'
Thence, S 41° 16' 10" E, 124.06'
Thence, S 39° 03' 16" E, 387.58'
Thence, N 80° 39' 57" E, 274.31', leaving said bank
Thence, N 02° 13' 26" W, 109.96'
Thence, along curve C-12
Thence, S 89° 54' 38" E, 10.00'

Thence, along curve C-1, to the REAL POINT OF BEGINNING. The area contained in this plat (land as described) is 21.74 acres.

The purchaser and/or owner of this lot or parcel understands and agrees that private road construction, maintenance, and snow removal shall be the obligation of the owner, his successors in interest, or homeowners' association, and that Blaine County is in no way obligated to construct, maintain or improve these roads until the roads are brought up to county standards, dedicated, and accepted by the county, and that each owner shall notify in writing any successor in interest of these facts.

The easements indicated on this plat are not dedicated to the public but the right to use said easements are hereby perpetually reserved for public utilities and such other public use as may be determined on this plat. No structures other than for such utility and other design of public uses are to be erected within the lines of said easements.

Gary J. Hibbard
Gary J. Hibbard

Danna G. Hibbard
Danna G. Hibbard

Protective Covenants recorded under instrument No. _____
Dated _____

ACKNOWLEDGEMENT

STATE OF IDAHO)
COUNTY OF BLAINE)

On this 15th day of May, 1977, before me, the undersigned, a Notary Public in and for said State, personally appeared Gary J. Hibbard and Danna G. Hibbard, husband and wife, known to me to be the persons whose names are subscribed to the foregoing Certificate of Owners and acknowledged to me that they executed the same.

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

Kathleen E. Shaw
Notary Public for the State of Idaho

