

RECEIVED

DEC 01 2006

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

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
PD 37-12011					

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) JANET L. KIMBALL MICHAEL C. KIMBALL
Box 801 HAILEY ID. 83333
4. New Owner/Claimant(s) CRAIG W. SPILLER CATHERINE ANN STEWART
Name Connector (Check one): ☒ and, ☐ or, ☐ and/or
- New Mailing Address P.O. Box 4273.
- City, State and ZIP Code LETICIA IDAHO 83340
- New Telephone Number (208) 788-8944
5. Date you acquired the property 06/2000

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	_____	_____

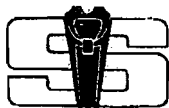
7. Signature of New Owner(s) or Claimant(s) _____
(include title if applicable)

[Handwritten Signature]
Catherine Stewart

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 amb Date 12-01-06 Fee \$25.00
 Received by amb Date 12-01-06 Receipt No. CD 82740
 Processed by _____ AJ Date _____ WR _____ Date _____



WARRANTY DEED

For Value Received **MICHAEL G. KIMBALL, ALSO SHOWN OF RECORD AS MIKE KIMBALL, AND ALSO SHOWN OF RECORD AS MICHAEL KIMBALL, AN UNMARRIED MAN**

the Grantor hereby grants, bargains, sells, conveys and warrants unto **CRAIG WILLIAM SPILLER AND CATHERINE ANN STEWART, HUSBAND AND WIFE**

the Grantee whose current address is: **P.O. BOX 4273, KETCHUM, ID 83340**

the following described premises, to-wit:

Lot 44 of INDIAN CREEK SUBDIVISION NO. 3, Blaine County, Idaho, according to the official plat thereof, recorded in Book 13 of Plats, page 15, records of Blaine County, Idaho.

Instrument # 439580

HAILEY BLAINE, IDAHO

2000-05-26 01:37:00 No. of Pages: 1

Recorded for: BLAINE COUNTY TITLE

MARSHA RIEMANN Fee: 3.00

Ex-Officio Recorder Deputy

Index to: WTYIC/CORP DEED

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: **May 23, 2000**

Michael G. Kimball
MICHAEL G. KIMBALL

State of *Idaho*

ss.

County of *Blaine*

On this *24th* day of *May*, *2000*, before me, the undersigned, a Notary Public, in and for said State, personally appeared **MICHAEL G. KIMBALL**

_____, 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* executed the same.

WITNESS MY HAND AND OFFICIAL SEAL.

Kathy Seal

KATHY SEAL



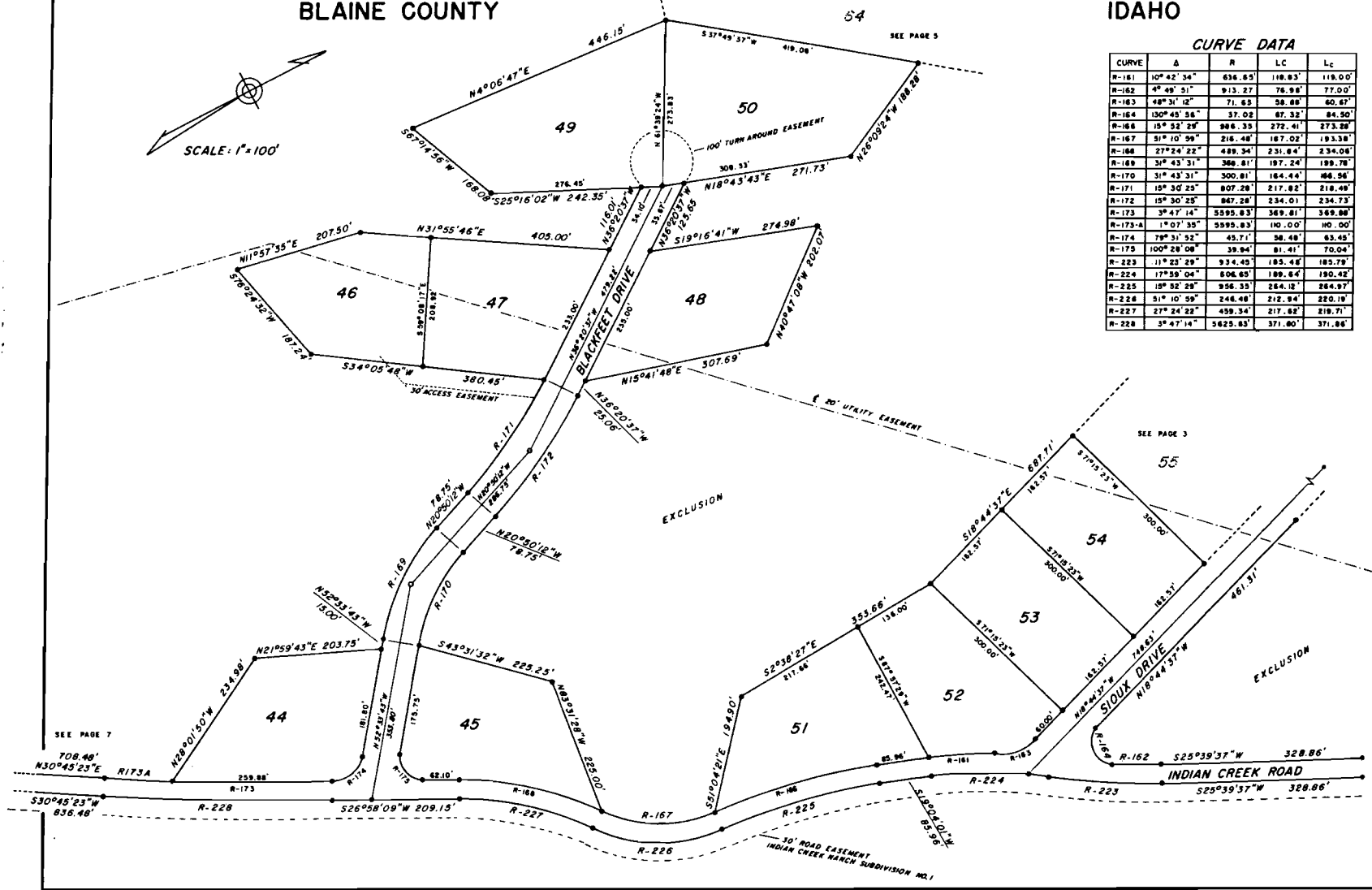
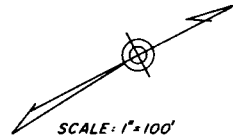
INDIAN CREEK RANCH SUBDIVISION NO. 3

SECS. 27, 28, & 33, T3N, R18E, BM.

BLAINE COUNTY

IDAHO

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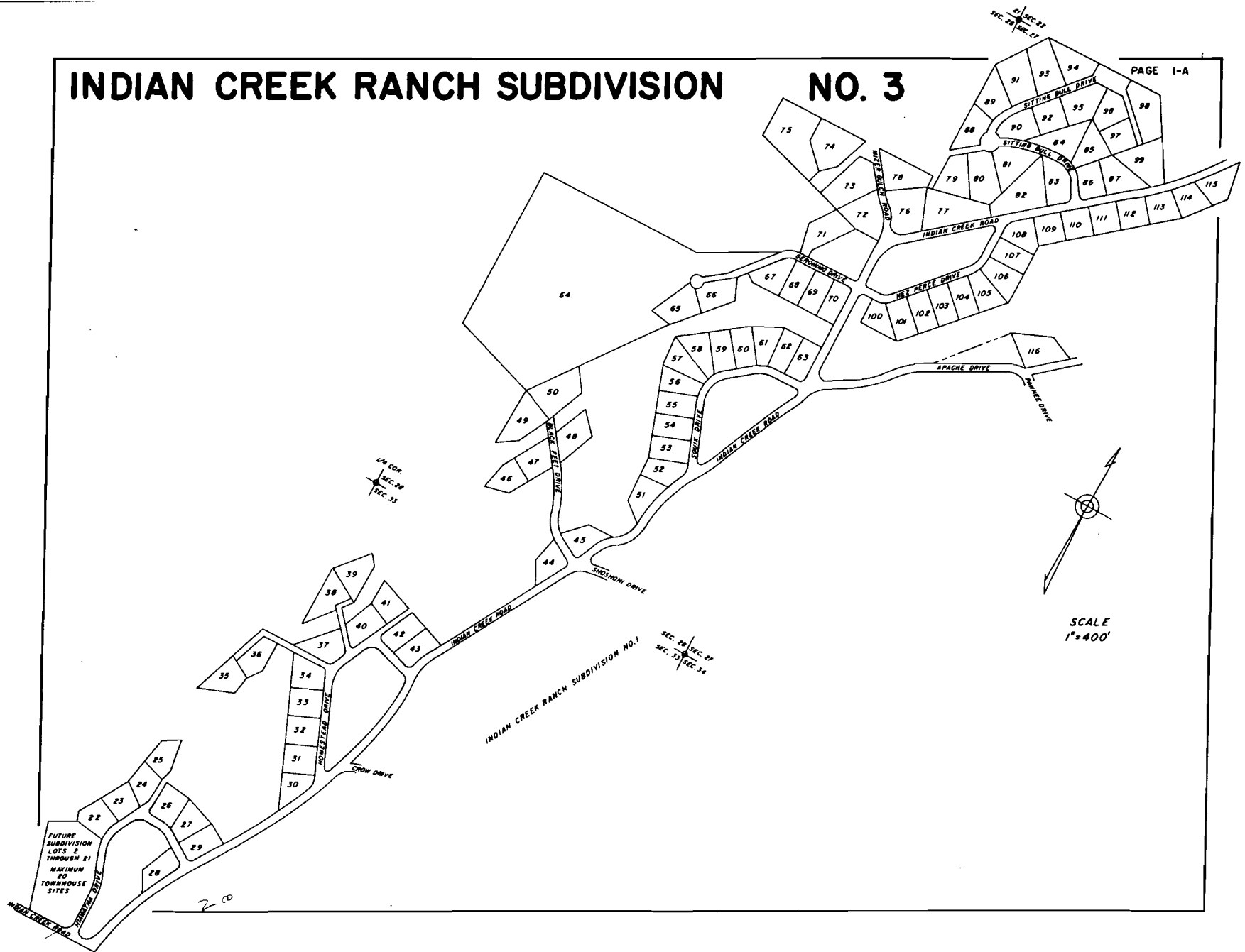
CURVE DATA

CURVE	Δ	R	LC	Lc
R-161	10° 42' 34"	636.65	118.83	119.00'
R-162	4° 49' 51"	913.27	76.96	77.00'
R-163	48° 31' 12"	71.65	38.88	60.67'
R-164	130° 45' 56"	37.02	67.32	84.50'
R-165	15° 52' 29"	886.35	272.41	273.28'
R-167	51° 10' 59"	218.48	187.02	193.38'
R-168	27° 24' 22"	489.34	231.84	234.08'
R-169	51° 43' 31"	366.81	197.24	199.78'
R-170	51° 43' 31"	500.81	164.44	166.56'
R-171	15° 30' 25"	807.28	217.82	218.49'
R-172	15° 30' 25"	867.28	234.01	234.73'
R-173	3° 47' 14"	5595.83	369.81	369.80'
R-173-A	1° 07' 35"	5595.83	100.00'	100.00'
R-174	79° 51' 52"	45.71	58.49	63.45'
R-175	100° 28' 08"	39.84	81.41	70.04'
R-223	11° 23' 29"	934.45	185.48	185.79'
R-224	17° 59' 04"	606.65	189.64	190.42'
R-225	15° 52' 29"	956.35	264.12	264.97'
R-226	51° 10' 59"	246.48	212.94	220.19'
R-227	27° 24' 22"	459.34	217.82	219.71'
R-228	3° 47' 14"	5625.83	371.80	371.86'

INDIAN CREEK RANCH SUBDIVISION

NO. 3

PAGE 1-A



IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA)
Case No. 39576)
PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 37-12011

NAME AND ADDRESS: JANET L KIMBALL
MICHAEL G KIMBALL
PO BOX 801
HAILEY, ID 83333

SOURCE: GROUNDWATER

QUANTITY: 0.04 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
GALLONS PER DAY.

PRIORITY DATE: 08/01/1981

POINT OF DIVERSION: T03N R18E S28 SWESE Within Blaine County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Domestic 1 HOME	01-01 TO 12-31	0.04 CFS

PLACE OF USE: Domestic Within Blaine County
T03N R18E S28 SESE

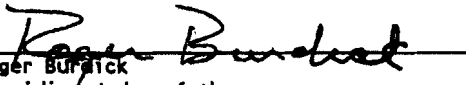
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.

THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS
NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT
ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY
DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE
ENTRY OF A FINAL UNIFIED DECREE. I.C. SECTION 42-1412(6).

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.


Roger Burdick
Presiding Judge of the
Snake River Basin Adjudication

RETURN ORIGINAL TO:
FIRST NATIONWIDE MORTGAGE CORPORATION
POST CLOSING/RECERTIFICATION DEPARTMENT
P.O. BOX 960
FREDERICK, MARYLAND 21705-0960

BCT# 00009518

[Space Above This Line For Recording Data]

0016697021

DEED OF TRUST

THIS DEED OF TRUST ("Security Instrument") is made on MAY 24TH 2000 . The grantor is CRAIG WILLIAM SPILLER AND CATHERINE ANN STEWART ("Borrower"). The trustee is BLAINE COUNTY TITLE ASSOCIATES ("Trustee"). The beneficiary is FIRST NATIONWIDE MORTGAGE CORPORATION , which is organized and existing under the laws of THE STATE OF DELAWARE , and whose address is 5280 CORPORATE DRIVE, FREDERICK, MARYLAND 21701 ("Lender"). Borrower owes Lender the principal sum of TWO HUNDRED SIXTY FOUR THOUSAND AND NO / 100 Dollars (U.S. \$ 264,000.00). This debt is evidenced by Borrower's note dated the same date as this Security Instrument ("Note"), which provides for monthly payments, with the full debt, if not paid earlier, due and payable on JUNE 01, 2030 . This Security Instrument secures to Lender: (a) the repayment of the debt evidenced by the Note, with interest, and all renewals, extensions and modifications of the Note; (b) the payment of all other sums, with interest, advanced under paragraph 7 to protect the security of this Security Instrument; and (c) the performance of Borrower's covenants and agreements under this Security Instrument and the Note. For this purpose, Borrower irrevocably grants and conveys to Trustee, in trust, with power of sale, the following described property located in BLAINE County, Idaho:

AS PER LEGAL DESCRIPTION ATTACHED HERETO AND MADE A PART HEREOF BY REFERENCE.

which has the address of 99 INDIAN CREEK ROAD BLAINE COUNTY, Idaho 83333 ("Property Address");

TOGETHER WITH all the improvements now or hereafter erected on the property, and all easements, appurtenances, and fixtures now or hereafter a part of the property. All replacements and additions shall also be covered by this Security Instrument. All of the foregoing is referred to in this Security Instrument as the "Property."

BORROWER COVENANTS that Borrower is lawfully seised of the estate hereby conveyed and has the right to grant and convey the Property and that the Property is unencumbered, except for encumbrances of record. Borrower warrants and will defend generally the title to the Property against all claims and demands, subject to any encumbrances of record.