

POOR QUALITY ORIGINAL

RECEIVED

MAY 17 2002

Department of Water Resources
Southern Region

222217

WARRANTY DEED

RECEIVED

JUN - 5 2002

Department of Water Resources

For Value Received NEWWORLD DEVELOPMENT CORPORATION, an Idaho corporation,

the grantor , does hereby grant, bargain, sell and convey unto ROCKLAND K. JUDD and

ELLEN KATHRYN JUDD, husband and wife,

the grantees , whose current address is Route 3, Box 3106, Burley, Idaho 83318

the following described premises, to-wit:

SEE EXHIBIT "A" WHICH IS ATTACHED HERETO AND BY REFERENCE
MADE A PART HEREOF AS THOUGH SET FORTH FULLY HEREIN.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees ,
their heirs and assigns forever. And the said Grantor does hereby covenant to and with
the grantees that it ~~xxx~~ is the owner in fee of said premises, that said premises
are free from all encumbrances,

and that ~~xxx~~ it will warrant and defend the same from all lawful claims whatsoever.

Dated: December 29th 1992

NEWWORLD DEVELOPMENT CORPORATION

[Signature]
Rockland K. Judd, President

[Signature]

STATE OF Idaho , COUNTY OF Cassia
On this 29th day of December, 1992,
before me, a notary public in and for said State, personally appeared Rockland K. Judd, the
President of Newworld Development Corp.,
known to me to be the person whose name
is subscribed to the within instrument, and acknowledged to me that he executed the same for
his own behalf and for the purposes and consideration therein expressed.

[Signature]
Notary Public
My Comm. Expires 12-31-94

STATE OF IDAHO, COUNTY OF

I hereby certify that this instrument was filed for
record at the request of
at _____ minutes past _____ o'clock in
this _____ day of _____
19____, in my office, and duly recorded in Book
of Deeds at page _____

Ex. Off. a Recorder

By _____

Deputy

Fee \$

Mail to

MICROFILMED

FEB 24 2004

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JUN - 5 2002

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MAY 17 2002

POOR QUALITY ORIGINAL

550203

Exhibit "A" Department of Water Resources

Parcel #1Department of Water Resources
Southern Region

Part of the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 5 of Township 11 South, Range 23 East of the Boise Meridian, Cassia County, State of Idaho.

Beginning at the South $\frac{1}{4}$ section corner of Section 5 of T. 11 S., R. 23 EB., B.M. said point marked by a 3" Cassia County survey cap; Thence N 88°53'37" E (Basis of Bearing) along section line for 659.99 feet to a P.K. Nail which shall be the Point of Beginning.

Thence N. 0°47'57" E for 309.17 feet to a $\frac{1}{4}$ " rebar;
Thence N 88°53'37" E for 20.0 feet to a $\frac{1}{4}$ " rebar;
Thence S 0°47'57" W for 309.17 feet to a P.K. Nail on section line;
Thence S 88°53'37" W along said section line for 20.0 feet to the Point of Beginning.

Parcel # 2

Township 11 South, Range 23 East of the Boise Meridian, Cassia County, Idaho

Section 5: Part of the SW $\frac{1}{4}$ SE $\frac{1}{4}$ described as follows:
Beginning at the South quarter section corner of said Section 5, said point marked by a 3 inch Cassia County survey cap; thence North 88°53'37" East (Basis of Bearing) along section line for 679.99 feet to a P.K. Nail which shall be the Point of Beginning.

Thence North 0°47'57" East for 309.17 feet to a $\frac{1}{4}$ inch rebar;
Thence North 88°53'37" East for 319.19 feet to a $\frac{1}{4}$ inch rebar;
Thence South 0°50'24" West for 309.17 feet to a P.K. Nail on section line;
Thence South 88°53'37" West along said section line for 318.97 feet to the Point of Beginning.

Subject to a 25 foot wide county road right-of-way along the south side.

SAVE AND EXCEPT PARCEL #3

Part of the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 5 of Township 11 South, Range 23, East of the Boise Meridian, Cassia County, State of Idaho.

Beginning at the South $\frac{1}{4}$ section corner of Section 5 of T. 11 S., R. 23 B.B.M. said corner marked by a 3" Cassia County

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FEB 24 2004

POOR QUALITY ORIGINAL

550203

survey cap; thence N 88°53'37" E along section line for 968.96 feet to the Point of Beginning;
Thence North 0°50'24" East for 309.17 feet to a point;
Thence North 88°43'37" East for 40.00 feet to a 1/2 inch rebar;
Thence South 0°50'24" West for 309.17 feet to a P.R. Nail on section line for 40.00 feet to the Point of Beginning.

FEE 9.00 DEPUTY CLERK
13:43. Day 3/16
Burley

1992 DEC -9 P 1:10
CASSIA COUNTY, IDAHO
FRANK B. KEATING
RECORDER

RECORDED AT THE REQUEST OF
Rocklund Judd
FILM 240

222217

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FEB 24 2004

222218

LOAN No.

Order No.

THIS DEED OF TRUST, Made this _____ day of December, 1992,
BETWEEN Rocklund K. Judd and Ellen Kathryn Judd, husband and wife, herein called GRANTOR,
whose address is: Route 3 Box 3106, Burley, Idaho 83318
CASSIA COUNTY ABSTRACT COMPANY, Ltd., an Idaho corporation, herein called TRUSTEE, and
Clara C. Judd and Alecia L. Judd, husband and wife of Route 3, Box 3088, Burley, Id 83318
herein called BENEFICIARY, WITNESSETH:
That Grantor does hereby irrevocably GRANT, BARGAIN, SELL AND CONVEY TO TRUSTEE IN TRUST,
State of Idaho, do hereby certify that the foregoing is a true and correct copy of the original as the same appears from the records of the County Clerk of Cassia County, Idaho.

07/28/1998 12:10

2087363037

IDWR SOUTHERN REGION

PAGE 02

Form G-248/G-1409(0) February 3, 1997

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STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES

JUL 29 1998

NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP
Department of Water Resource
Southern Region

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
Incomplete forms will be returned.

1. Water Right No(s):

45-11023

X Adjudication Claim No(s):

39576

2. The following REQUIRED information must be submitted with this form:

X A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.
AND

X B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually attached to your deed or on file with the county.)

OR

C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.

X 3. Name and Address of Former Owner/Claimant

Melrose Bernice BurgesRT # 3 Box 3106 Bx F. Id.

X 4. New Owner/Claimant(s)

Rockland K or Ellen KATHRYN Judd

Name Connector (Check one): [] and, [] or, [] and/or

New Mailing Address

14 E. 300S.

City, State and ZIP Code

Burley, Id. 83318

New Telephone Number

(208) 678-7592

X 5. Date you acquired the property

01/26/90

6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.

Number of acres you irrigate _____ Number and type of stock _____

Diversion rate in CFS _____ Number of homes _____ Other uses _____

If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.

X 7. Signature of New Owner or Claimant(s)

[Signature]

(Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign form.)

8. For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him or her for all matters related to your claims..

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FEB 24 2004

42-242-1409(6) 1/9/97

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES

NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

RECEIVED

MAY 17 2002

Department of Water Resources
Southern Region

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
Incomplete forms will be returned.

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JUN - 5 2002

1. Water Right No(s).: 45-11023 & or A45-11023
Adjudication Claim No(s).: - SRBA - Department of Water Resources

2. The following REQUIRED information must be submitted with this form:

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AND

B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually attached to your deed or on file with the county.)

OR

C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.

3. Name and Address of Former Owner/Claimant

Melrose / Berniece Burgess

4. New Owner/Claimant(s)

2848 Almo

New Mailing Address

Burley Id. 83318

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

Rockland K. / Ellen K. Judd

City, State and ZIP Code

14 E 300 S. Burley Id. 83318

New Telephone Number

(208) 678-7592

5. Date you acquired the property

01/30/90

6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.

Number of acres you irrigate 2.6 Acres

Number and type of stock Horses & Cattle (5)

Diversion rate in CFS

Number of homes

①

Other uses

If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance

7. Signature of New Owner or Claimant(s)

[Signature]

(Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign form.)

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FEB 2 4 2004

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Department of Water Resources
Southern Region

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For Value Received NEWWORLD DEVELOPMENT CORPORATION, an Idaho corporation,

the grantor , does hereby grant, bargain, sell and convey unto ROCKLAND E. JUDD and ELLEN KATHRYN JUDD, husband and wife,

the grantees , whose current address is Route 3, Box 3106, Burley, Idaho 83318

the following described premises, to-wit:

SEE EXHIBIT "A" WHICH IS ATTACHED HERETO AND BY REFERENCE
MADE A PART HEREOF AS THOUGH SET FORTH FULLY HEREIN.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees ,
their heirs and assigns forever. And the said Grantor does hereby covenant to and with
the grantees that it ~~has~~ is the owner in fee of said premises, that said premises
are free from all encumbrances,

and that ~~has~~ it will warrant and defend the same from all lawful claims whatsoever.

Dated: December 9th 1992

NEWWORLD DEVELOPMENT CORPORATION

Rockland E. Judd, President

Rockland E. Judd

STATE OF Idaho , COUNTY OF Cassia
On this 9th day of December, 1992,
before me, a notary public in and for said State, personally appeared Rockland E. Judd, the
President of Newworld Development Corp.,
known to me to be the person whose name
is subscribed to the within instrument, and acknowledged to me that he executed the same for
the purposes and on behalf of said corporation.

Rockland E. Judd
Notary Public

STATE OF IDAHO, COUNTY OF
I hereby certify that this instrument was filed for
record at the request of
at _____ minutes past _____ o'clock m.
this _____ day of _____
19____, in my office, and duly recorded in Book
of Deeds at page _____

By _____
Ex-Officio Recorder
Fee \$ _____
Mail to _____

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MAY 17 2002

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Exhibit "A" Attachment of Water Resources

Parcel #1Department of Water Resources
Southern Region

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Thence North 88°43'37" East for 40.00 feet to a 1/2 inch rebar;
Thence South 0°50'24" West for 309.17 feet to a P.K. Nail on section line for 40.00 feet to the Point of Beginning.

RECORDED AT THE REQUEST OF
Rocklund K. Judd
FILM 240
MAY 22 - 9 P 1:10
CASSIA COUNTY, IDAHO
FRANK B. KEATING
RECORDER
FEE 9.00 DEPUTY DM
KE 43. Day 3/16
Burley

222217

MICROFILMED

FEB 24 2004

Owner's No.

222218

Loan No.

THIS DEED OF TRUST, Made this _____ day of December, 1982
BETWEEN Rocklund K. Judd and Ellen Kathryn Judd, husband and wife, herein called GRANTOR,
whose address is Route 3 Box 3106, Burley, Idaho 83318
CASSIA COUNTY ABSTRACT COMPANY, Ltd., an Idaho corporation, herein called TRUSTEE, and
Glenn C. Judd and Alecia L. Judd, husband and wife of Route 3, Box 3088, Burley, Id 83318
herein called BENEFICIARY, WITNESSETH:
That Grantor does hereby irrevocably GRANT, BARGAIN, SELL AND CONVEY TO TRUSTEE IN TRUST,
State of Idaho described as

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 45-11023

NAME AND ADDRESS: BERNIECE BURGESS
MELROSE BURGESS
RT 3 BOX 3106
BURLEY, ID 83318

SOURCE: GROUNDWATER

QUANTITY: 0.04 CFS

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

PRIORITY DATE: 06/01/1983

POINT OF DIVERSION: T11S R23E S05 SWSE Within Cassia 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 T11S R23E S05 SWSE Within Cassia County

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.

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.


Daniel C. Hurlbutt, JR.
Presiding Judge
Snake River Basin Adjudication

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FEB 24 2004

SCANNED

SEP 18 2003



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

January 29, 2004

ROCKLAND K JUDD
ELLEN KATHRYN JUDD
14 E 300 S
BURLEY ID 83318

RE: Change of Ownership for Water Right 45-11023

Dear Water Right Holder(s):

The department acknowledges receipt of correspondence changing ownership of the above referenced water right to you. The department has modified its records to reflect the change in ownership and has enclosed a computer-generated report for your records.

Please note that as of July 1, 1996, water right owners are required to report any change of water right ownership and any change of mailing address of the owner of a water right to the department. Notice of the change must be provided to the department within 120 days of the change. Change reporting forms are available from any office of the department.

Please feel free to contact this office if you have any questions regarding this matter.

Sincerely,


Jeff Peppersack, Manager
Water Right Permits Section

JP:klt

Enclosure

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FEB 24 2004