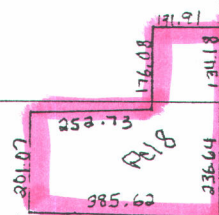
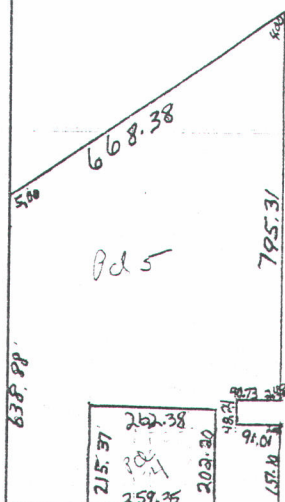


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SEP 12 2002

Department of Water Resources
Southern Region

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 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
45-10628					

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) Gareld S. Marchant
4. New Owner/Claimant(s) Noree Garcia **NEWMAN**
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address 124 S. 10th St. 2785 450 E
- City, State and ZIP Code Burley, ID 83318
Rupert, ID 83350
- New Telephone Number () _____
5. Date you acquired the property 8-16-02

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MAR 16 2004

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)

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 <u>[Signature]</u>	Date <u>9/13/02</u>	Fee <u>\$25.00</u>
Receipted by <u>[Signature]</u>	Date <u>3.2.04</u>	Receipt No. <u>C 072825</u>
Processed by _____	AJ Date _____	WR _____ Date _____

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MAR 15 2004

283446

WARRANTY DEED

FOR VALUE RECEIVED, Gareldene M. Jacobs, as Trustee of the Gareld Stanley Marchant Testamentary Trust and as Trustee of the Merna Ellis Marchant Testamentary Trust, whose address is 278 South 450 East, Burley, Idaho, referred to as the "Grantor", hereby grants, bargains, sells and conveys unto **Noree Garcia**, a single woman, whose address is: 124 S. 10th St. ^{Rupert,} Idaho 83350, hereinafter referred to as the "Grantee", all the following described property situated in Cassia County, Idaho, to-wit:

TOWNSHIP 11 SOUTH, RANGE 23, EAST OF THE BOISE MERIDIAN:

Section 1:

Part of the NE $\frac{1}{4}$ SE $\frac{1}{4}$ and part of the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 1 of Township 11 South, Range 23 East of the Boise Meridian, Cassia County, State of Idaho:

Beginning at the Northeast corner of the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 1 of Township 11 South, Range 23 East, Boise Meridian, said corner marked by a 5/8" rebar which shall be the Point of Beginning;

Thence South 00 degrees 13 minutes 02 seconds East along the east line of the SE $\frac{1}{4}$ SE $\frac{1}{4}$ for a distance of 236.64 feet; Thence South 88 degrees 52 minutes 18 seconds West for a distance of 25.00 feet to a 1/2" rebar;

Thence South 88 degrees 52 minutes 18 seconds West for a distance of 360.62 feet to a 1/2" rebar; Thence North 00 degrees 13 minutes 02 seconds West for a distance of 201.07 feet to a 1/2" rebar;

Thence North 89 degrees 15 minutes 59 seconds East for a distance of 228.55 feet to a 1/2" rebar; Thence North 89 degrees 15 minutes 59 seconds East for a distance of 24.18 feet;

Thence North 00 degrees 04 minutes 54 seconds East for a distance of 21.29 feet to a 1/2" rebar; Thence North 00 degrees 04 minutes 54 seconds East for a distance of 154.79 feet to a 1/2" rebar;

WARRANTY DEED - 1

C:\Documents and Settings\Steve\My Documents\AGREE\Marchant.Trsts.WD.Garcia.wpd

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MAR 15 2004

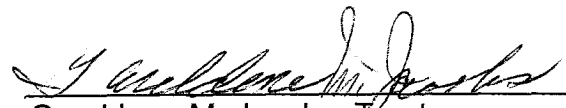
Thence South 89 degrees 08 minutes 32 seconds East for a distance of 106.91 feet to a ½" rebar; Thence South 89 degrees 08 minutes 32 seconds East for a distance of 25.00 feet to the east line of the NE¼SE¼;

Thence South 00 degrees 14 minutes 15 seconds East along said line for a distance of 134.18 feet to the Point of Beginning.

Subject to encumbrances of record or as apparent.

TO HAVE AND TO HOLD, the said premises, with their appurtenances unto the said Grantee and to the Grantee's successors and assigns 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 the said premises are free from all encumbrances except as above-described and that Grantor will warrant and defend the same from all lawful claims whatsoever.

DATED this 15th day of August, 2002.

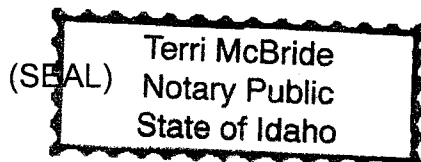

Gareldene M. Jacobs, Trustee
of the Gareld Stanley Marchant
Testamentary Trust


Gareldene M. Jacobs, Trustee
of the Merna Ellis Marchant
Testamentary Trust

STATE OF IDAHO)
) ss.
County of CASSIA)

On this 15th day of August, 2002, before me, the undersigned, a Notary Public in and for the said State, personally appeared Gareldene M. Jacobs, ~~trustee of~~ the Trustee of the Gareld Stanley Marchant Testamentary Trust and as Trustee of the Merna Ellis Marchant Testamentary Trust, known to me to be the person whose name is subscribed to the within and foregoing instrument and acknowledged to me that she executed the same in such capacity and as the trustee of said trusts.

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




Notary Public for Idaho
Residing at Rupert
Commission Expires 2-5-08

RECORDED AT THE REQUEST OF
LAND TITLE & ESCROW

'02 AUG 23 PM 3 23

CASSIA COUNTY, IDAHO
DARRELL M. ROSKELLEY
RECORDER
FEE 9.00 DEPUTY [Signature]

283446

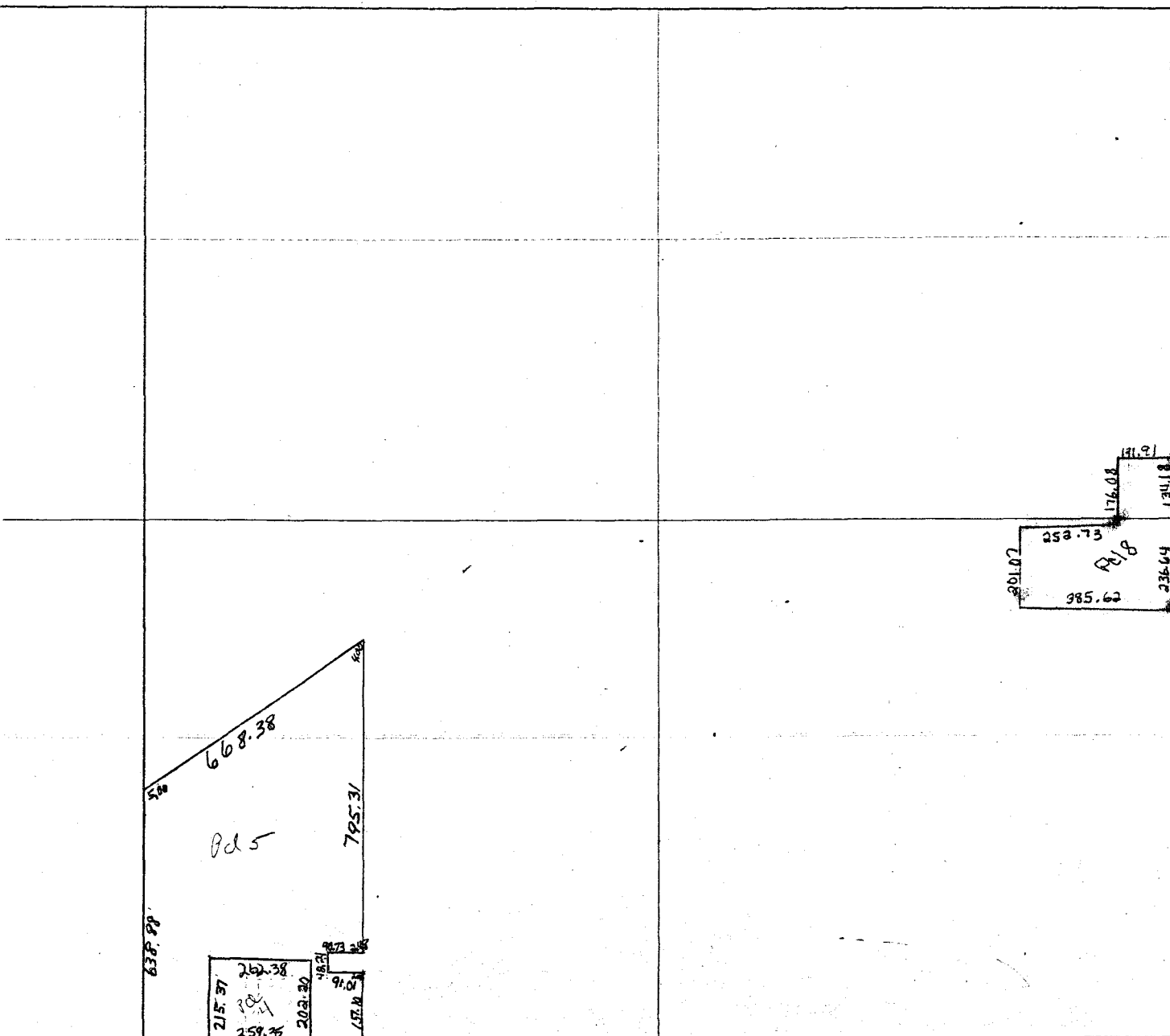
WARRANTY DEED - 3

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MAR 15 2004

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APR 15 2006

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 45-10628

NAME AND ADDRESS: GARELD S MARCHANT
MERNA E MARCHANT
278 S 450 E
BURLEY, ID 83318

SOURCE: GROUNDWATER

QUANTITY: 0.11 CFS

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

PRIORITY DATE: 12/31/1912

POINT OF DIVERSION: T11S R23E S01 NESE 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
	Stockwater	01-01 TO 12-31	0.07 CFS

PLACE OF USE:	Stockwater		Within Cassia County
	T11S R23E S01	NESE	
	Domestic		Within Cassia County
	T11S R23E S01	NESE	

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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MAR 16 2004



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

March 2, 2004

NOREE GARCIA NEWMAN
278 S 450 E
BURLEY ID 83318

RE: Change of Ownership for Water Right 45-10628

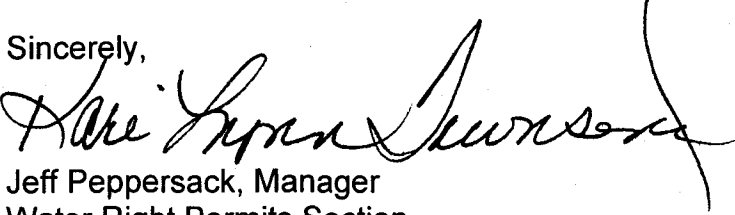
Dear Water Right Holder(s):

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. Also enclosed is a receipt for the \$25.00 filing fee.

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,

for 
Jeff Peppersack, Manager
Water Right Permits Section

JP:klt

Enclosures

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MAR 16 2004

RECEIVED

MAR 10 2004

Department of Water Resources

State of Idaho
Department of Water Resources
Attn: Kari Lynn Townsend
1301 North Orchard Street
Boise ID 83706-0098

RE: Change in Ownership of Decreed Water Right 45-10628

Dear Ms. Townsend:

Enclosed is a \$25.00 check for Water Right # 45-10628. Also, please change the name and address to;

Noree Newman
278 South 450 East
Burley ID 83318

Sincerely,


Noree Newman

MICROFILMED

MAR 16 2004



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

February 11, 2004

NOREE GARCIA
124 S 10TH ST
RUPERT ID 83350

RE: Change in Ownership of Decreed Water Right 45-10628

Dear Ms. Garcia:

The Department of Water Resources acknowledges receipt of your Notice of Change in Water Right Ownership. Our review of your notice indicates that additional information is required before we can process the change. The information required is indicated below:

 X Filing Fee of \$25 per water right

Effective July 1, 2000, the legislature enacted House Bill No. 545 requiring a filing fee for a change in water right ownership. The fee is **\$25** per water right, except for ownership changes resulting in the division of a water right, which is \$100 per water right. We have determined that the filing fee for your notice will be **\$25.00**.

Because the Department cannot process the ownership change without proper fees, we will hold any action on your notice pending receipt of the necessary fees. If we do not receive the necessary fees within **30 days** we will return your notice and all attachments and your notice will not be processed.

Please note that water right owners are required to report any change in water right ownership and/or mailing address to the Department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee. Contact any office of the Department or visit the Department's homepage (<http://www.idwr.state.id.us>) on the Internet to obtain the proper forms and instructions.

If you have any questions regarding this matter, please call me at 208-327-7941.

Sincerely,

Kari Lynn Townsend
Secretary

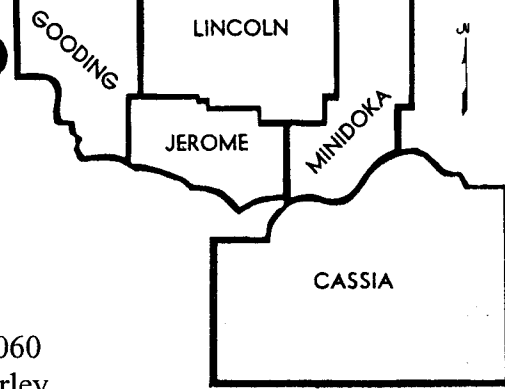
KLT:k

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MAR 15 2004

Land Title and Escrow, Inc.

A FULL SERVICE TITLE COMPANY



REFER TO: 36060
OFFICE: Burley

September 11, 2002

Idaho Department of Water Resources
1341 Fillmore St., Ste. 200
Twin Falls, ID 83301

RECEIVED
SEP 12 2002
Department of Water Resources
Southern Region

RE: Notice of Change

Dear Agent:

Enclosed for your records please find a Notice of Change in Water Right Ownership for Noree Garcia. The acreage is approximately 2.3 acres so I am not sending an aerial photo, hopefully what I have sent will suffice.

Should you have any questions concerning this matter, please do not hesitate to contact me at 878-3524.

Very truly yours,
Land Title and Escrow, Inc.

A handwritten signature in black ink, appearing to read "Terri L. McBride".

Terri L. McBride
Escrow Officer

MICROFILMED

MAR 15 2003

BOX 177, BURLEY, IDAHO 83318
PHONE 878-3524 • FAX 878-4435

BOX 349, JEROME, IDAHO 83338
PHONE 324-3357 • FAX 324-8961

BOX 473, GOODING, IDAHO 83330
PHONE 934-8477 • FAX 934-5890

BOX 111, RUPERT, IDAHO 83350
PHONE 436-0606 • FAX 436-1199