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JUN -2 2003

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

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MAY 30 2003
Department 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
45-10625					

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)

June Waters

4. New Owner/Claimant(s)

Ivan H. Garner and/or Julie Ann Garner

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

New Mailing Address

279 W. 100 S.

City, State and ZIP Code

Burley, ID 83318

New Telephone Number

(208) 654-4111

5. Date you acquired the property

March 5, 2003

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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)

Julie Ann Garner

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 [Signature] Date 5/31/03 Fee 25.00
 Received by [Signature] Date 5/31/03 Receipt No. 5025886
 Processed by AJ Date _____ WR _____ Date _____

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WARRANTY DEED

#36972

For Value Received

JUNE FRANCIS WATERS

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto

IVAN L. GARNER and JULIE ANN GARNER, husband and wife
Address: 279 WEST 100 SOUTH, BURLEY, ID 83318

Hereinafter called the Grantee, the following described premises situated in CASSIA County, Idaho, to-wit:

See Attached Exhibit 'A'

TOGETHER WITH all water and water rights, ditches and ditch rights used thereon or appurtenant thereon.

SUBJECT TO:

All reservations in patents or deeds in the chain of title.

Taxes for 2003 and subsequent years, a lien, but not yet due or payable.

Assessments of the Burley Irrigation District and the rights and powers of said District as by law provided.

Access and irrigation easement as shown on Desert West Land Survey recorded October 26, 1992 as Instrument No. 221599, records of Cassia County, Idaho.

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

Dated: **March 5, 2003**

June Francis Waters
JUNE FRANCIS WATERS

-Continued-

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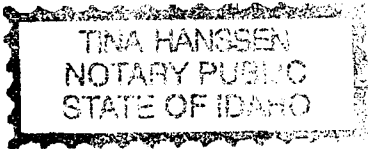
FEB 24 2004

STATE OF IDAHO)

) ss.

COUNTY OF CASSIA)

On this 5th day of March, 2003, before me, the undersigned, a Notary Public in and for said State, personally appeared JUNE FRANCIS WATERS known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that she executed the same.



Tina Hansen
Notary Public
Residing at: Rupert, ID
My Commission expires: 5/7/2003

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EXHIBIT 'A'

PARCEL NO. 1:

TOWNSHIP 10 SOUTH, RANGE 22 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 35: Part of the NW¼NW¼, more particularly described as follows:

Beginning at the Northeast corner of the NW¼NW¼ of said Section 35;
thence South 89°45'00" West along section line for 163.04 feet to a
½ inch rebar which shall be the Point of Beginning;
Thence South 00°01'57" East for a distance of 328.50 feet to a ½ inch rebar;
Thence South 89°42'11" West for a distance of 84.97 feet to a ½ inch rebar;
Thence South 89°42'11" West for a distance of 8.19 feet to a point on the
centerline of the H Canal;
Thence North 07°58'49" West along the approximate centerline of the H Canal
for a distance of 49.71 feet to a ½ inch rebar;
Thence North 34°17'17" West along the approximate centerline of said H
Canal for a distance of 337.07 feet to a point on section line;
Thence North 89°45'00" East along section line for a distance of 289.76 feet
to the Point of Beginning.

PARCEL NO. 2:

TOWNSHIP 10 SOUTH, RANGE 22 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 35: Part of the NW¼NW¼, more particularly described as follows:

Beginning at the Northeast corner of the NW¼NW¼ of said Section 35,
said corner marked by a 5/8 inch rebar; thence South 0°01'57" East
along the East side of the NW¼NW¼ for 328.37 feet to a ½ inch
rebar which shall be the Point of Beginning;
Thence South 00°01'57" East along the East side of the NW¼NW¼ for a
distance of 687.09 feet to a ½ inch rebar;
Thence South 00°01'57" East along the East side of the NW¼NW¼ for a
distance of 10.97 feet to a point on the approximate centerline of the
H Canal;
Thence along a curve to the right along the approximate centerline of the H
Canal for 295.98 feet to a point, said curve having a radius of 246.45
feet with a central angle of 68°48'40" with a long chord bearing of
North 42°23'10" West for a distance of 278.51 feet;
Thence North 07°58'49" West along the approximate centerline of the H Canal
for a distance of 495.82 feet to a point;
Thence North 89°42'11" East for a distance of 8.19 feet to a ½ inch rebar;
Thence North 89°42'11" East for a distance of 248.01 feet to the Point of
Beginning.

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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 45-10625

NAME AND ADDRESS: JUNE WATERS
279 W 100 S
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: 03/16/1980

POINT OF DIVERSION: T10S R22E S35 NWNW 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

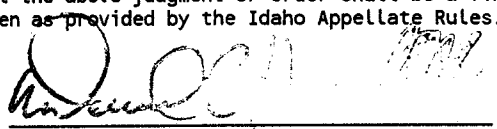
PLACE OF USE: Domestic Within Cassia County
T10S R22E S35 NWNW

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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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

IVAN L GARNER
JULIE ANN GARNER
279 W 100 S
BURLEY ID 83318

RE: Change of Ownership for Water Right 45-10625

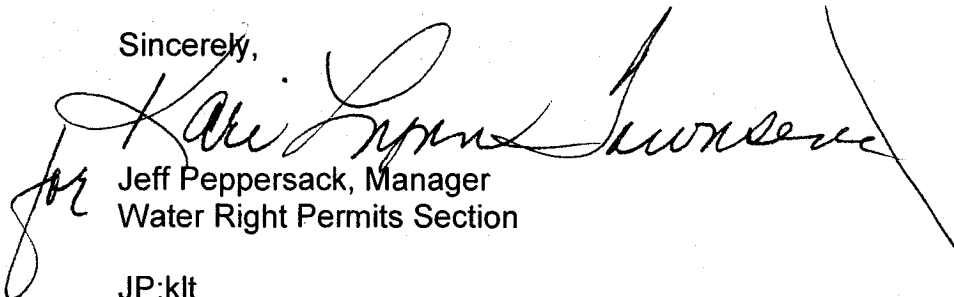
Dear Water Right Holder(s):

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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