

dlv

RECEIVED
JAN 30 2006
DEPARTMENT OF
WATER RESOURCES

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
35-7770					
35-4004					
35-2450					

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

- A. The appropriate **FILING FEE**. See instructions for fee amounts. \$ 75 -
- 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) Mark R Bair
SherriLynn Bair
4. New Owner/Claimant(s) Deloy Ward Karl Cook
Name Connector (Check one): ☐ and, ☐ or, ☒ and/or
- New Mailing Address 1305 S 2nd East
- City, State and ZIP Code Rexburg Idaho 83440
- New Telephone Number 208 356-5190
5. Date you acquired the property July 9 2004

RECEIVED

JAN 24 2006

Department of Water Resources
Eastern Region

SUPPORT DATA

IN FILE # 35-2450

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 JC

Date

1-25-06

Fee

\$75 -

Receipted by JC

Date

1-25-06

Receipt No.

E 031588

Processed by _____

AJ

Date

WR

Date

WARRANTY DEED

For Value Received, Deloy Z. Ward and Viola J. Ward, husband and wife, the Grantors, do hereby grant, bargain, sell, and convey unto Karl T. Cook and Molly M. Cook, husband and wife, of 703 W 7th South, Rexburg, ID 83440, the Grantees, an undivided one-half interest in the following-described premises, to-wit:

Township 1 South, Range 32, E.B.M., Bingham County, Idaho

Section 25: That portion lying North of the Northeasterly line of the State Highway.

Section 26: That portion of the NE $\frac{1}{4}$ NE $\frac{1}{4}$ lying North of the Northeasterly line of the State Highway.

EXCEPTING THEREFROM: Commencing at the common corner of Section 23, 24, 25, and 26 in Township and Range aforesaid; thence on a bearing North 89°56' West 91.4 feet; thence South 33°24' W 935.5 feet to the Point of Beginning; thence South 33°24' West 100 feet; thence South 56°36' E 150 feet along the highway right of way; thence North 33°24' East 100 feet; thence North 56°36' West 150 feet to the point of beginning.

ALSO EXCEPTING THEREFROM: Part of Section 26, Township 1 South, Range 32 E.B.M., Bingham County, Idaho, described as:

Beginning at a point that is South 89°34'07" E 3314.36 feet along the North line of said Section 26 from the NW corner of said Section 26 to the intersection of the Northerly line of Taber Road Federal Aid Project No. 84 A the True Point of Beginning; and running thence South 89°34'07" East 1526.73 feet along said North line of said Section 26, (said point being North 89°34'07" West 457.10 feet from the Northeast corner of said Section 26); thence South 00°26'54" West 553.32 feet; thence South 04°49'03" East 475.52 feet; thence North 56°23'00" West 1876.04 feet along the Northerly Right-of-Way of said Taber Road to the Point of Beginning.

Together with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining.

Subject to all existing rights-of-ways for public highways, protective covenants, utility lines, existing roadways, irrigation ditches and all building, zoning and other restrictions of use and all encumbrances of record.

Subject to note secured by a mortgage in favor of Northwest Farm Credit Services, which the Grantors agree to pay.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantees, that they are the owners in fee simple of