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Documents

In File

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

RECEIVED
JUL 08 2005
 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
47-10308					

RECEIVED

JUL 13 2005

**DEPARTMENT OF
 WATER RESOURCES**

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) THOMAS FARMS, INC.
4. New Owner/Claimant(s) BLICK + ECKERT, LLC
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address P.O. BOX 635
- City, State and ZIP Code CASTLEFORD, ID 83321
- New Telephone Number (208) 537-6724
5. Date you acquired the property JUNE 30, 2005

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]
[Handwritten Signature]

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 JD Date 7/11/05 Fee \$25.00
 Received by JD Date 1.19.06 Receipt No. C030112
 Processed by _____ AJ Date _____ WR _____ Date _____

52939SM

TitleFact, Inc.
P.O. Box 486
Twin Falls, Idaho 83303

TWIN FALLS COUNTY
RECORDED FOR:
TITLEFACT
3:36:06 pm 06-30-2005
2005-014153
NO. PAGES: 2 FEE: \$6.00
KRISTINA GLASCOCK
COUNTY CLERK
DEPUTY: CHIC:

RECEIVED
JUL 08 2005
Department of Water Resources
Southern Region

CORPORATION WARRANTY DEED

FOR VALUE RECEIVED **THOMAS FARMS, INC., an Idaho corporation**, a corporation duly organized and existing under the laws of the state of Idaho, grantor, does hereby Grant, Bargain, Sell and Convey unto **BLICK & ECKERT, L.L.C., an Idaho Limited Liability Company**, Grantee, whose address is: P.O. Box 635, CASTLEFORD, ID 83321-0635, the following described real estate, situated in Twin Falls County, Idaho, to-wit:

Township 10 South, Range 16 East, Boise Meridian, Twin Falls County, Idaho
Section 16: E $\frac{1}{2}$ NE $\frac{1}{4}$
SUBJECT TO Highway District right of way.

EXCEPT:

A parcel of land being on both sides of the centerline of U.S. Highway No. 30 and the Westerly side of the centerline of U.S. Highway No. 93, Project No. NH-F-2390 (101) Highway Survey as shown on the plans thereof now on file in the office of the Idaho Transportation Department, and being a portion of the NE $\frac{1}{4}$ NE $\frac{1}{4}$ and the SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 16, Township 10 South, Range 16 East, Boise Meridian, described as follows, to-wit:
BEGINNING at the Northeast corner of Section 16, Township 10 South, Range 16 East, Boise Meridian, which bears North 0°22'20" East 76.59 feet from Station 509+49.68 of said U.S. Highway No. 30 and is coincident with Station 1278+41.90 of said U.S. Highway No. 93, Project No. NH-F-2390 (101) Highway Survey;
THENCE South 0°29'37" West 2641.11 feet along the East line of said Section 16 to the East quarter corner thereof, coincident with Station 1252+00.79 of said U.S. Highway No. 93 Survey;
THENCE North 89°42'31" West 75.0 feet along the South boundary of the SE $\frac{1}{4}$ NE $\frac{1}{4}$ of said Section 16 to a point in a line parallel with and 75.0 feet Westerly from the centerline and bears North 89°30'23" West from Station 1252+00.63 of said U.S. Highway No. 93 Survey;
THENCE North 0°29'37" East along said parallel line 1299.37 feet to a point opposite Station 1265+00.0 of said U.S. Highway No. 93 Survey;
THENCE North 7°12'51" West 368.17 feet to a point in a line parallel and/or concentric with and 80.0 feet Westerly from the centerline and opposite Station 513+01.28 of Ramp AE Survey as shown on the plans of said Highway Surveys and bears North 89°30'23" West 124.38 feet from Station 1268+64.85 of said U.S. Highway No. 93 Survey;
THENCE along said last parallel and/or concentric line as follows:
Northwesterly along a 961.74-foot radius curve left 1244.84 feet to a point opposite Station 499+52.89 of said Ramp AE Survey, which bears South 0°22'20" West - 140.95 feet from Station 499+46.57 of said U.S. Highway No. 30 Survey;
North 85°48'49" West 320.06 feet to a point on the West boundary of the NE $\frac{1}{4}$ NE $\frac{1}{4}$ of said Section 16, that bears South 0°22'20" West 119.66 feet from Station 496+27.21 of said U.S. Highway No. 30 Survey;
THENCE North 0°26'47" East 195.45 feet along said West line to the Northwest corner of said NE $\frac{1}{4}$ NE $\frac{1}{4}$ that bears North 0°22'20" East 75.79 feet from Station 496+27.47 of said U.S. Highway No. 30 Survey;
THENCE South 89°39'44" East 1322.22 feet along the North line of said Section 16 to the PLACE OF BEGINNING.

Highway Station Reference: 496+27.21 to 509+49.68.

TO HAVE AND TO HOLD, the said premises, with their appurtenances unto the said Grantee and the Grantee's heirs and assigns forever. And the Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that are free from all encumbrances except as described above and that Grantor will warrant and defend the same from all lawful claims whatsoever.

IN WITNESS WHEREOF, The Grantor, pursuant to a resolution of its Board of Directors has caused its corporate name to be hereunto subscribed by its President and its Secretary.

Dated: June 16, 2005

THOMAS FARMS, INC.

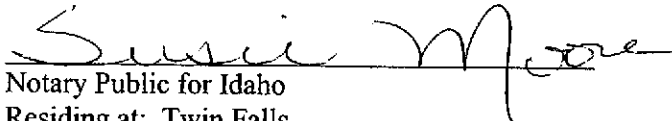
BY: Michael Thomas
MICHAEL THOMAS, President

* * * * *

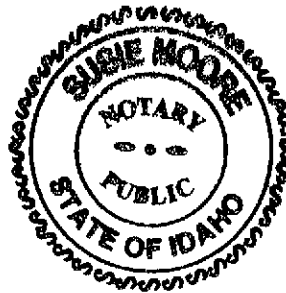
STATE OF IDAHO
County of Twin Falls

On this 17th day of June, 2005, before me, the undersigned, Notary Public in and for said State, personally appeared ~~MICHAEL~~ **THOMAS**, known to me to be the President of the corporation that executed this instrument, or the person who executed the instrument on behalf of said corporation, and acknowledged to me that such corporation executed the same.

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



Notary Public for Idaho
Residing at: Twin Falls
My Commission expires: 11-28-2008



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 47-10308

NAME AND ADDRESS: THOMAS FARMS INC
RT 3 BOX 445
BUHL, ID 83316

SOURCE: GROUNDWATER

QUANTITY: 0.06 CFS

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

PRIORITY DATE: 01/01/1917

POINT OF DIVERSION: T10S R16E S16 NENE Within Twin Falls County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Domestic 2 HOUSES	01-01 TO 12-31	0.06 CFS
	Stockwater	01-01 TO 12-31	0.03 CFS

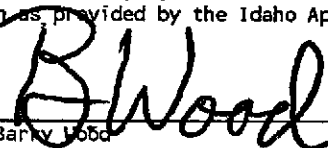
PLACE OF USE:	Stockwater		Within Twin Falls County
	T10S R16E S16	NENE	
	Domestic		Within Twin Falls County
	T10S R16E S16	NENE	

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.


Barry Wood
Administrative District Judge
Presiding Judge of the
Snake River Basin Adjudication



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street, P.O. Box 83720, Boise, ID 83720-0098

Phone: (208) 287-4800 Fax: (208) 287-6700 Web Site: www.idwr.idaho.gov

February 24, 2006

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

BLICK & ECKERT LLC
PO BOX 635
CASTLEFORD ID 83321

RE: Change in Ownership for Water Rights 47-10308

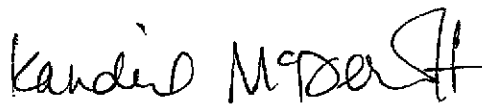
Dear Water Right Holder(s)

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,


for Jeff Peppersack, Manager
Water Rights Permit Section

JP:klm
Enclosure



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street, P.O. Box 83720, Boise, ID 83720-0098

Phone: (208) 287-4800 Fax: (208) 287-6700 Web Site: www.idwr.idaho.gov

January 11, 2006

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

BLICK & ECKERT LLC
PO BOX 635
CASTLEFORD ID 83321

RE: Change in Ownership for Water Right No. 47-10308

Dear Water Right Holders:

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. All ownership change notices received after June 30, 2000 must include the appropriate filing fees in order to be processed. We have determined that the filing fee for your notice will be **\$25**.

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 questions, please contact Kari Lynn Townsend at 208-287-4952.

Sincerely,

Kandice L. McDermott
Records Analyst

/klm