

RECEIVED

MAY 15 2006

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

DEPARTMENT OF WATER RESOURCES

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
45-2592A					
45-13472					
45-2592B					
45-13471					

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) William E. Garrard and Sandra B. Garrard
4. New Owner/Claimant(s) Corporation of the Presiding Bishop of the Church of Jesus Christ of Latter-Day Saints
Name: Corporation (Check one) ☒ and ☐ and/or
a Utah Corporation sole
 New Mailing Address 50 East North Temple Street
 City, State and ZIP Code Salt Lake City, UT 84150
 New Telephone Number 801) 350-7686
5. Date you acquired the property March 22, 2006

SUPPORT DATA

IN FILE # 45-2592A

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) Corporation of the Presiding Bishop of the Church of Jesus Christ of Latter-Day Saints
(include title if applicable) BY: Tony F. Reed

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 CB

Date

5/15/06

Fee

6.100-

Received by

Date

5/15/06

Receipt No.

CDR 233

Processed by

AJ

Date

5/15/06

WR

5/15/06

Date

307435

307435

When recorded return to:
Eric Robinson
Kirton & McConkie
60 East South Temple Suite 1800
Salt Lake City, Utah 84145-0120

With a copy to:
LDS Church Tax Administration
Attn: Prop. No. 507-6544
50 E. North Temple St.
Salt Lake City, Utah 84150

CASSIA COUNTY, IDAHO
LARRY A. MCKELDEN
RECORDED
FEE 18.00 DEPUTY *gm*

2006 MAR 22 PM 4:42

RECORDED AT THE OFFICE OF
LAND TITLE & ESCROW

40779

(Space above for Recorder's use only)

WARRANTY DEED

For value received WILLIAM E. GARRARD AND SANDRA B. GARRARD, also known as Sandra Lee Garrard, collectively Grantor, hereby grant, bargain, sell, and convey unto CORPORATION OF THE PRESIDING BISHOP OF THE CHURCH OF JESUS CHRIST OF LATTER-DAY SAINTS, a Utah corporation sole, Grantee, whose address is 50 East North Temple Street, Salt Lake City, Utah 84150, the following described premises situated in Cassia County, Idaho, to wit:

See Exhibit "A" annexed hereto and incorporated by this reference.

TOGETHER WITH all and singular the tenements, hereditaments and appurtenances thereunto belonging or in any wise appertaining to the property, including all water and water rights, ditches and ditch rights used thereon or appurtenant thereto, which includes but is not limited to the following water right nos. (1) 45-2592A, (2) 45-13472, (3) 45-2592B, and (4) 45-13471.

TOGETHER WITH all apparatus provided or currently owned by Grantor for the receipt or delivery of water provided by the Southwest Irrigation District from the Third Lift Canal.

TOGETHER WITH all rights and privileges held by Grantor, either appurtenant to the land conveyed hereunder or otherwise, in Southwest Irrigation District or Burley Irrigation District or both.

SUBJECT TO:

All reservations in patents.

Taxes for 2006 and subsequent years.

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

Mineral Deed from Mrs. Gennie Buttars, a widow, to Fred Foss, dated May 15, 1952 and recorded June 6, 1952 as Instrument No. 175771 in Book 54 of Deeds, Page 550, records of Cassia County, Idaho. **Statement of Claim and Notice of Intent to Preserve** executed by Ladd Petroleum Corporation, dated September 17, 1984 and recorded September 24, 1984 as Instrument No. 163826 on Film No. 167, records of Cassia County, Idaho. (Covers Parcel No. 1)

Power Line Easement from Golden Valley Farms, Inc., to Idaho Power Company, dated November 29, 1962, and recorded June 11, 1963 as Instrument No. 13380 on Film No. 21, Records of Cassia County, Idaho. (Parcel No. 2)

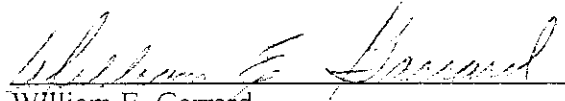
Power Line Easement from Richard Goodfellow and Kathryn Goodfellow, his wife, to Idaho Power Company, a corporation, dated May 16, 1974, and recorded November 22, 1974 as Instrument No. 79745 on Film No. 92, records of Cassia County, Idaho. (Parcel 1)

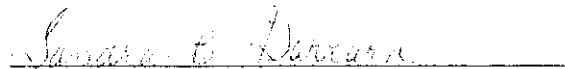
Power Line Easement from Richard Goodfellow and Kathryn Goodfellow, his wife, to Idaho Power Company, a corporation, dated January 20, 1975, and recorded August 25, 1975 as Instrument no. 85274 on Film No. 97, records of Cassia County, Idaho. (Parcel 1)

Agreement For Joint Well and Mainline Easement No. 1 by and between William E. Garrard and Sandra B. Garrard, husband and wife, and Thomas E. Garrard and Kathleen H. Garrard, husband and wife, dated September 23, 1998 and recorded September 24, 1998 as Instrument No. 258067 on Film No. 303, records of Cassia County, Idaho.

TO HAVE AND TO HOLD, the said premises, with their appurtenances, rights, and privileges, unto the said Grantee and to the successors heirs and assigns of the Grantee forever. The Grantors do hereby covenant to and with the said Grantee, that the Grantors are the owner in fee simple of said premises; that the Grantors have good right to convey the same; that the Grantors guarantee the Grantee its successor and assigns the quiet possession thereof; and that said premises is free from all encumbrances except as above described and that Grantors, its heirs, successors, and personal representatives will forever warrant and defend the same from all lawful claims whatsoever.

DATED: this 22nd day of March, 2006.

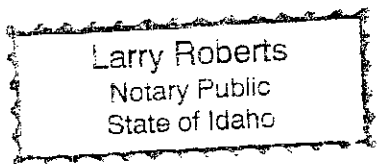

William E. Garrard

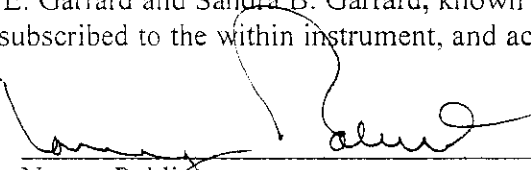

Sandra B. Garrard

[acknowledgment on following page]

STATE OF IDAHO)
) ss.
COUNTY OF CASSIA)

On this 22 day of March, 2006, before me, the undersigned, a Notary Public in and for said State, personally appeared William E. Garrard and Sandra B. Garrard, known or identified to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same as such.





Notary Public
Residing at Burley, ID
My Commission expires 6-30-09.

EXHIBIT A
(Legal Description)

Real Property situated in the County of Cassia, State of Idaho, specifically described as:

PARCEL NO. 1

TOWNSHIP 11 SOUTH, RANGE 22 EAST FROM THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 33: SE¼ EXCEPTING THEREFROM the following described tract:

Part of the NE¼SE¼ more particularly described as follows:

Beginning at the East ¼ corner of said Section 33, said point marked by an iron pipe with brass cap which shall be the Point of Beginning;
Thence South 0°17'12" West (S 0°19' W, rec.) along the section line for 414.34 feet;
Thence North 89°14'56" West (N 89°13'00" W, rec.) for 23.51 feet to a ½ inch rebar;
Thence North 89°14'56" West (N 89°13'00" W, rec.) for 324.82 feet to a ½ inch rebar;
Thence North 0°17'12" East (N 0°19'17" E, rec.) for 409.61 feet to the quarter section line, said point marked be a ½ inch rebar;
Thence South 89°58'23" East (S 89°59'42" E, rec.) along the said quarter Section line for 348.29 feet to the True Point of Beginning.

PARCEL NO. 2

TOWNSHIP 11 SOUTH, RANGE 22 EAST FROM THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 33: SW¼

PARCEL NO. 3:

Easements for the benefit of Parcel No. 1, as created by Agreement For Joint Well and Mainline Easement No 1, by and between William E. Garrard and Sandra B. Garrard, husband and wife, and Thomas E. Garrard and Kathleen H. Garrard, husband and wife, dated September 23, 1998 and recorded September 24, 1998 as Instrument No. 258067 on Film No. 303, records of Cassia County, Idaho, more particularly described as follows:

EASEMENT NO. 1:

TOWNSHIP 11 SOUTH, RANGE 22 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 33: Part of the SW $\frac{1}{4}$, more particularly described as follows:

Beginning at the Southwest corner of said Section 33, said corner marked by a 5/8 inch rebar with a 3 inch Cassia County Survey cap on top which shall be the Point of Beginning;
Thence North 00°00'43" West along the West line of the SW $\frac{1}{4}$ for a distance of 132.33 feet;
Thence North 89°56'00" East for a distance of 117.05 feet;
Thence South 00°00'43" East for a distance of 132.33 feet to the South line of the SW $\frac{1}{4}$;
Thence South 89°56'00" West along said line for a distance of 117.05 feet to the Point of Beginning.

EASEMENT NO. 2:

TOWNSHIP 11 SOUTH, RANGE 22 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 33: Part of the SW $\frac{1}{4}$, more particularly described as follows:

Beginning at the Southwest corner of said Section 33, said corner marked by a 5/8 inch rebar with a 3 inch Cassia County Survey cap on top; Thence North 00°00'43" West along the West line of the SW $\frac{1}{4}$ for a distance of 132.33 feet; Thence North 89°56'00" East for a distance of 103.09 feet to a point which shall be the Point of Beginning;
Thence North 45°24'26" East for a distance of 1734.76 feet;
Thence North 89°57'55" East for a distance of 1308.85 feet;
Thence North 00°01'39" East for a distance of 1303.59 feet to the North line of the SW $\frac{1}{4}$;
Thence North 89°56'48" East along said line for a distance of 4.35 feet to the Center $\frac{1}{4}$ corner;
Thence South 00°07'08" West along the East line of the SW $\frac{1}{4}$ for a distance of 2651.67 feet to the S $\frac{1}{4}$ corner marked by a U.S. General Land Office brass cap;
Thence South 89°56'00" West along the South line of the SW $\frac{1}{4}$ for a distance of 0.13 feet;
Thence North 00°01'39" East for a distance of 1328.07 feet;
Thence South 89°57'55" West for a distance of 1300.64 feet;
Thence South 45°24'26" West for a distance of 1726.67 feet;
Thence North 00°00'43" West for a distance of 14.33 feet;
Thence South 89°56'00" West for a distance of 13.96 feet to the Point of Beginning.

PARCEL NO. 4:

Easement for the benefit of Parcel No. 2, as created by Agreement For Joint Well and Mainline Easement No. 1, by and between William E. Garrard and Sandra B. Garrard, husband and wife, and Thomas E. Garrard and Kathleen H. Garrard, husband and wife, dated September 23, 1998 and recorded September 24, 1998 as Instrument No. 258067 on Film No. 303, records of Cassia County, Idaho, more particularly described as follows:

TOWNSHIP 11 SOUTH, RANGE 22 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 33: Part of the SE¼, more particularly described as follows:

Beginning at the S¼ corner of said Section 33, said corner marked by a U.S. General Land Office brass cap which shall be the Point of Beginning;
Thence North 00°07'08" East along the West line of the SE¼ for a distance of 2651.67 feet to the Center ¼ corner;
Thence North 89°56'48" East along the North line of the SE¼ for a distance of 15.65 feet;
Thence South 00°01'39" West for a distance of 2651.64 feet to the South line of the SE¼.
Thence South 89°53'20" West along said line for a distance of 19.87 feet to the Point of Beginning.

863940/02