

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

RECEIVED

APR 28 2006

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
Incomplete forms will be returned.

DEPARTMENT OF WATER RESOURCES

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
36-7513					
36-10567					
36-8787 - PERMIT - NEEDS ASSIGNMENT					

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) Cheryl Davis and James W. Davis
3060-A South 2200 East, Wendell, ID 83355

4. New Owner/Claimant(s) Kenneth A. Brandsma and Debra K. Brandsma
Name Connector (Check one): [] and, [] or, [] and/or
2169 East 3200 South, Wendell, ID 83355

New Mailing Address

City, State and ZIP Code

New Telephone Number ()

5. Date you acquired the property April 24, 2006

SUPPORT DATA
IN FILE # 36-7513

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 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 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)

Kenneth A. Brandsma
Kenneth A. Brandsma
Debra K. Brandsma
Debra K. Brandsma

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>13</u>	Date	<u>4.28.06</u>	Fee	<u>\$25.00 x 2 = \$50.00</u>
Received by	<u>13</u>	Date	<u>4.28.06</u>	Receipt No.	<u>C081087</u>
Processed by	_____	AJ Date	_____	WR	_____

WARRANTY DEED

#GG-07249

Instrument # 215971

GOODING, GOODING, IDAHO

2006-04-24

04:00:29 No. of Pages: 2

Recorded for : LAND TITLE

DENISE M. GILL

Fee: 6.00

Ex-Officio Recorder Deputy

For Value Received

James W. Davis and Cheryl J. Davis, husband and wife

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

Kenneth A. Brandsma and Debra K. Brandsma, husband and wife

Address: 2169 East 3200 South, Wendell, ID 83355

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

PARCEL NO. 1:

TOWNSHIP 8 SOUTH, RANGE 15, EAST OF THE BOISE MERIDIAN, GOODING COUNTY, IDAHO

Section 1: SW $\frac{1}{4}$; EXCEPT Highway described as follows:

A parcel of land being on the Easterly side of the centerline of the County Road Survey of Grade Separation No. 1 as shown on the plans of Interstate 80N, Project No. I-80N-3 (22) 159 Highway Survey now on file in the office of the Department of Highways of the State of Idaho and being a portion of the SW $\frac{1}{4}$ SW $\frac{1}{4}$ of said Section 1;

Beginning at the Southwest corner of the SW $\frac{1}{4}$ SW $\frac{1}{4}$ of said Section 1;

Thence North 0°34'59" East along the West line of said SW $\frac{1}{4}$ SW $\frac{1}{4}$, 127.0 feet, more or less, to a point that bears North 23°10'59" East, 203.00 feet from Station 1768+39.74 of said Interstate 80N, Project No. I-80N-3 (22) 159, Highway Survey, and being the real point of beginning;

Thence continuing North 0°34'59" East, 1,191.64 feet to a point coincident with Station 64+19 of the County Road Survey of Grade Separation No. 1 as shown on the plans of said Interstate 80N, Highway Survey;

Thence South 89°25'01" East, 113.36 feet;

Thence South 2°14'00" East, 1,018.97 feet to a point in a line parallel with and 30.0 feet Easterly from the centerline and opposite Station 14+82.22 of Frontage Road No. 4 Survey as shown on the plans of said Interstate Highway Survey;

Thence Southeasterly along said parallel line being a 288.31 foot radius curve left 436.77 feet to a point opposite Station 10+00 of said Frontage Road No. 4 Survey;

Thence South 87°09'11" East, 100.06 feet to a point that bears North 0°58'00" East, 26.66 feet from Station 9+00 of said Frontage Road No. 4 Survey;

Thence South 0°58'00" West, 25.0 feet to a point in the South line of said SW $\frac{1}{4}$ SW $\frac{1}{4}$;

Thence North 89°12'00" West along said South line 244.0 feet, more or less to a point in the Northeasterly right of way line of the Union Pacific Railroad, North Side Branch;

Thence Northwesterly along said Northeasterly railroad right of way line 336.0 feet, more or less to the real point of beginning.

County Road Survey (Grade Separation No. 1) Station Reference: 52+30 to 64+19

The bearings as shown in the above land description, unless otherwise noted, are from the Idaho Plane Coordinate Systems, based on the transverse mercator projection for the Central Zone of Idaho. To convert to geodetic bearings, a correction of 0°26'44" must be subtracted from all Northeast and Southwest bearings and added to all Northwest and Southeast bearings.

TOGETHER WITH all water and water rights, ditches and ditch rights used thereon or appurtenant thereto including but not limited to State of Idaho, Department of Water Right No. 36-7513, 36-10567, 36-8787.

SUBJECT TO:

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

Taxes for 2006 and subsequent years, taxes are an accruing lien, not yet due or payable.

Assessments of the North Side Canal Company and the rights and powers of said Company as by law provided.

Right of way for canals, laterals and waste ditches of the North Side Canal Company, Ltd.

Terms and Conditions contained in Second Judgment and Decree Condemnation by and between The State of Idaho, ex rel C. Ed Flandro, Howard B. Thomason and Lloyd F. Barron, Idaho Board of Highway Directions, plaintiff and C. Edward Gunning and Ann B. Gunning, husband and wife; Sophia A. Gunning, a widow; The Federal Land Bank of Spokane, a corporation; The Idaho First National Bank, a national banking institution, defendants, dated April 10, 1970, recorded April 10, 1970 as Instrument Number 031681, Gooding County records.

^{1/2}
^{1/2}
Power Line Easement given by Sophia A. Gunning and C. Edward Gunning and Ann B. Gunning, his wife to Idaho Power Company, a corporation, dated March 21, 1975, recorded December 21, 1975 as Instrument Number 57497, Gooding County records, affecting the NW¹/₄SW¹/₄ of Section 1, Township 8 South, Range 15, East of the Boise Meridian.

~~Power Line Easement given by E. J. Laudert and Evelyn M. Laudert, husband and wife, to Idaho Power Company, a corporation, dated June 8, 1987, recorded January 8, 1988 as Instrument Number 138559, Gooding County records.~~

Order of the Board of Directors of the North Snake Ground Water District, on the petitions for annexation of land and facilities into the North Snake Ground Water District, dated June 18, 2002, recorded July 18, 2002 as Instrument No. 196111, records of Gooding 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: April 21, 2006

James W. Davis
James W. Davis

Cheryl J. Davis
Cheryl J. Davis

STATE OF IDAHO)
) ss.
COUNTY OF Gooding)

On this 21st day of **April, 2006**, before me, the undersigned, a Notary Public in and for said State, personally appeared **James W. Davis and Cheryl J. Davis**, 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.

Becky Shubert
Notary Public
Residing at: Gooding ID
My Commission expires: 02-23-2011

