

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

RECEIVED**MAR 30 2006****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.

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
<u>45-2362D</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
<u>45-2362F</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
<u>45-11144B</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
<u>45-12460B</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>

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**.

Name and Address of Former Owner/Claimant(s) William E. Garrard and Sandra Garrard
195 West 700 South
Burley, ID 83318

New Owner/Claimant(s) Thomas E. Garrard and Kathleen H. Garrard
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address 159 West 700 South

City, State and ZIP Code Burley, ID 83318

New Telephone Number (208) 678-9356

Date you acquired the property March 23, 2006

SUPPORT DATA**IN FILE # 45-2362D**

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	_____	

Signature of New Owner(s) or Claimant(s)
(include title if applicable)

Thomas E. Garrard

Kathleen H. Garrard

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 KLT

Date 3.30.06

Fee \$25.00 x 4 = \$100.00

Received by CB

Date 3.31.06

Receipt No. C080791

Processed by _____ AJ

Date _____

WR _____

Date 3/31/06

307429

WARRANTY DEED

#40952

MAR 31 2006
RECEIVED

MAR 31 2006

DEPARTMENT OF
WATER RESOURCES

For Value Received

William E. Garrard and Sandra B. Garrard, also known as Sandra Lee Garrard, husband and wife

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

Thomas E. Garrard and Kathleen H. Garrard, husband and wife

Address: 159 West 700 South
Burley, Idaho 83318

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

PARCEL NO 1:

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

Section 36: W $\frac{1}{2}$ NW $\frac{1}{4}$ EXCEPTING THEREFROM the following described tract:

Beginning at the Northwest corner of said Section 36, said corner marked by a brass cap which shall be the Point of Beginning;
Thence North 89°25'24" East along the North line of Section 36 for a distance of 500.90 feet;
Thence South 00°11'54" West for a distance of 24.35 feet to a $\frac{1}{2}$ inch rebar;
Thence South 00°11'54" West for a distance of 179.40 feet to a $\frac{1}{2}$ inch rebar;
Thence South 46°05'36" West for a distance of 226.96 feet to a $\frac{1}{2}$ inch rebar;
Thence South 39°24'27" West for a distance of 419.58 feet to a $\frac{1}{2}$ inch rebar;
Thence South 89°52'16" West for a distance of 52.89 feet to a $\frac{1}{2}$ inch rebar;
Thence South 89°52'16" West for a distance of 25.10 feet to the West line of Section 36;
Thence North 00°38'56" East along the West line of Section 36 for a distance of 680.51 feet to the Point of Beginning.

PARCEL NO 2:

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

Section 36: W $\frac{1}{2}$ SW $\frac{1}{4}$

RECORDED AT THE REQUEST OF
LAND TITLE & ESCROW

2006 MAR 22 PM 4 31

CASSIA COUNTY, IDAHO
LARRY A. MICKELSEN
RECORDER
FEE 985 DEPUTY
9/14

307429

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 Resources Adjudication Nos. 45-2362D, 45-2362F, 45-11144B and 45-12460B.

SUBJECT TO:

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

Taxes for 2006 and subsequent years.

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

Reservation and Exception contained in the State of Idaho Deed dated December 22, 1950, and recorded January 16, 1956 as Instrument No. 188622 in Book 2, Page 426, records of Cassia County.

Power Line Easement between Wade Baker and Afton Baker, husband and wife, to Idaho Power Company, a corporation, dated February 4, 1958, and recorded February 14, 1959 as Instrument No. 200375 in Book 16 of Miscellaneous, records of Cassia County, Idaho.

Right-of-way disclosed by Warranty Deed executed by Melvin H. Garrard and Ruth S. Garrard, husband and wife, to William E. Garrard and Sandra Lee Garrard, husband and wife, dated July 22, 1976 and recorded September 1, 1976 as Instrument No. 92994 on Film No. 103, records of Cassia County, Idaho.

Power Line Easement from William E. Garrard and Sandra B. Garrard, as Grantors, to Idaho Power Company, a corporation, as Grantee, dated September 7, 1976 and recorded November 8, 1976 as Instrument No. 94235 on Film No. 104, records of Cassia County, Idaho.

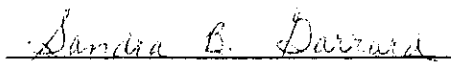
Grant of Easement from Thomas E. Garrard and Kathleen H. Garrard, husband and wife, and William E. Garrard and Sandra B. Garrard, husband and wife, Grantors, to Wade Baker and Afton Baker, husband and wife, Grantees, dated July 8, 1986 and recorded September 11, 1986 as Instrument No. 181940 on Film No 184, records of Cassia County, Idaho.

Agreement For Joint Well and Mainline Easement No. 2 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. 258063 on Film No. 303, 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.

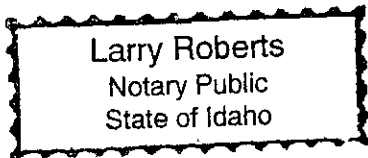
Dated: March 23, 2006

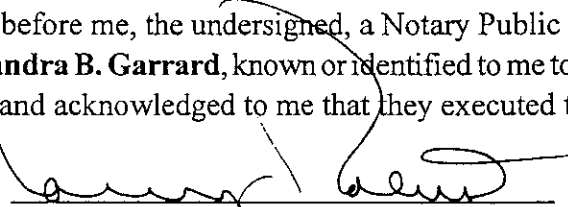

William E. Garrard


Sandra B. Garrard

STATE OF IDAHO)
) ss.
COUNTY OF Cassia)

On this 22~~1~~ 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.





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