

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

RECEIVED
 DEC 23 2005
 Department of Water Resources
 Southern Region

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
 Incomplete forms will be returned.

RECEIVED

DEC 28 2005

DEPARTMENT OF
 WATER RESOURCES

1. Water Right Number(s) 45-10146, 45-10147

Adjudication Claim Number(s) _____

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

A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE, or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.

AND

B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually on file with the county.)

OR

C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency (formerly ASCS) AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.

3. Name and Address of Former Owner/Claimant(s)

Clarence L. Lott Degeuer

4. New Owner/Claimant(s)

Luis M. ! Sharon Bethen Court

New Mailing Address

2928 SOUTH 2300 EAST

City, State and ZIP Code

WENDELL ID 83355

New Telephone Number

(208) 536-6148

SUPPORT DATA

IN FILE #

45-10146

5. Date you acquired the property DEC. 20, 2005

SUPPORT DATA

6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.

Number of acres actually irrigated _____ Number and type of stock _____

Diversion rate in CFS _____ Number of homes _____ Other uses _____
cubic feet per second

If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.

7. Signature of New Owner/Claimant(s)

[Signature]
[Signature]

Date 12-19-05

Date 12-19-05

8. (Corporations or other organizations must submit a list of directors/officers demonstrating authority to sign form.)
 For Snake River Basin Adjudication Claims: If you are represented by an attorney and you want IDWR to correspond directly with your attorney for all matters related to your claims, please attach a Notice of Appearance completed by your attorney.

Rec'd 1.6.06 - \$25.00 - #C079993 - Keri Lypner

received: 12/27/05

received

12/27/05

check

#5028249

\$25.00

TitleFact, Inc.
163 Fourth Avenue North
P.O. Box 486
Twin Falls, Idaho 83303

**** SPACE ABOVE FOR RECORDER ****

TWIN FALLS COUNTY
Recorded for
TITLEFACT
4:34:03 pm 12-20-2005
2005-029122
No. Pages: 2 Fee: \$ 6.00
KRISTINA GLASCOCK
County Clerk
Deputy: CKULIK

WARRANTY DEED

FOR VALUE RECEIVED **CLARENCE A. DEGNER, also shown of record as CLARENCE DEGNER, and LOIS A. DEGNER, also shown of record as LOIS DEGNER, husband and wife,** hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **LUIS M. BETTENCOURT and SHARON L. BETTENCOURT, husband and wife,** hereinafter called Grantee, whose address is: 2928 S 2300 E. Wendell Idaho 83355, the following described premises in Twin Falls County, Idaho; to-wit:

PARCEL NO. 1

Township 11 South, Range 19 East, Boise Meridian, Twin Falls County, Idaho
Section 33: A tract of land in the NE $\frac{1}{4}$ more particularly described as follows:
BEGINNING at the Southeast corner of said NE $\frac{1}{4}$;
THENCE 800 feet Northerly along the East boundary of the NE $\frac{1}{4}$;
THENCE approximately 1132 feet Southwesterly to a point on the South boundary of the NE $\frac{1}{4}$, 800 feet West of the POINT OF BEGINNING;
THENCE 800 feet Easterly along the South boundary of the NE $\frac{1}{4}$ to the POINT OF BEGINNING.
SUBJECT TO Highway District right of way

EXCEPTING THEREFROM a triangular tract of land described as:
COMMENCING at the Southeast corner of said NE $\frac{1}{4}$;
THENCE 800 feet Northerly along the East boundary of the NE $\frac{1}{4}$ to the POINT OF BEGINNING;
THENCE Southwesterly to a point which lies approximately 80 feet Southeast at a right angle from the center point of the approximately 1132-foot course;
THENCE Southwesterly to a point on the South boundary of said NE $\frac{1}{4}$, 800 feet West of the Southeast corner of said NE $\frac{1}{4}$;
THENCE approximately 1132 feet Northeasterly to the POINT OF BEGINNING.

AND EXCEPTING THEREFROM a tract of land described as a part of the SE $\frac{1}{4}$ NE $\frac{1}{4}$ of said Section 33, more particularly described as follows:
BEGINNING at a point 30 feet North of the Southeast corner of said SE $\frac{1}{4}$ NE $\frac{1}{4}$;
THENCE North 450 feet;
THENCE West 195 feet;
THENCE South 450 feet;
THENCE East 195 feet to the POINT OF BEGINNING.

SUBJECT TO AND TOGETHER WITH a right of way across the South 30 feet and the East 30 feet of the described property for access to a well, buried pipeline and concrete ditch; and a 30-foot-wide right of way for access to a buried pipeline from a point which commences approximately 195 feet West of the Southeast corner of said NE $\frac{1}{4}$;
THENCE running generally Northwest to a pivot irrigation system;
With right of ingress and egress to service said well, pipelines and ditch.

PARCEL NO. 2

Township 11 South, Range 19 East, Boise Meridian, Twin Falls County, Idaho
Section 33: Part of the SE $\frac{1}{4}$ NE $\frac{1}{4}$ more particularly described as follows:
BEGINNING at a point 30 feet North of the Southeast corner of said SE $\frac{1}{4}$ NE $\frac{1}{4}$;
THENCE North 450 feet;
THENCE West 195 feet;
THENCE South 450 feet;
THENCE East 195 feet to the POINT OF BEGINNING.
EXCEPT Highway right of way

SUBJECT TO AND TOGETHER WITH a right of way across the South 30 feet and the East 30 feet of the described property for access to a well, buried pipeline and concrete ditch; and a 30-foot-wide right of way for access to a buried pipeline from a point which commences approximately 195 feet West of the Southeast corner of said NE $\frac{1}{4}$;
THENCE running generally Northwest to a pivot irrigation system;
With right of ingress and egress to service said well, pipelines and ditch.

PARCEL NO. 3

Township 11 South, Range 19 East, Boise Meridian, Twin Falls County, Idaho

Section 33: A tract of land in the Southeast corner of the SE¼ thereof, more particularly described as follows:
BEGINNING at the Southeast corner of said SE¼;
THENCE North 320 feet;
THENCE West 215 feet;
THENCE South 320 feet;
THENCE East 215 feet to the POINT OF BEGINNING.
SUBJECT TO Highway District right of way
AND SUBJECT TO a right of way across the South 60 feet and the East 30 feet thereof with right of ingress and egress to service a well and buried pipeline.

PARCEL NO. 4

Township 11 South, Range 19 East, Boise Meridian, Twin Falls County, Idaho

Section 34: A tract of land in the Southwest corner of the NW¼ thereof, more particularly described as follows:
BEGINNING at the Southwest corner of said NW¼;
THENCE North 242 feet;
THENCE East 180 feet;
THENCE South 242 feet;
THENCE West 180 feet to the POINT OF BEGINNING.

SUBJECT TO Highway District right of way

AND SUBJECT TO a right of way across the South 20 feet of the West 147 feet thereof with right of ingress and egress to service a hydrant and buried pipeline.

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 said 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 encumbrances except as described above; and that Grantor will warrant and defend the same from all lawful claims whatsoever.

Dated: December 19, 2005

Clarence A. Degner
CLARENCE A. DEGNER

Lois A. Degner
LOIS A. DEGNER

* * * * *

STATE OF IDAHO
County of Twin Falls

On this 20th day of December, 2005, before me, a Notary Public in and for said State, personally appeared **CLARENCE A. DEGNER, also shown of record as CLARENCE DEGNER, and LOIS A. DEGNER, also shown of record as LOIS DEGNER, husband and wife**, known or identified to me to be the persons whose names are subscribed to the foregoing instrument and acknowledged to me that they executed the same.

IN WITNESS WHEREOF I have hereunto set my hand and official seal the day and year first above written.

Susan Moore
Notary Public for Idaho
Residing at Twin Falls
Commission expires 11-28-2008

