

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

RECEIVED

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DEC 21 2005

Department of Water Resources
Eastern 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
31-10167					
31-175					
31-97					
31-99					
31-98					

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)

See Deed

4. New Owner/Claimant(s)

Kay R. & Leslie Garner

Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address

2013 S. 65th W.

City, State and ZIP Code

Idaho Falls, Idaho 83402

New Telephone Number

208 523 8393

5. Date you acquired the property

11 - 2005

SUPPORT DATA

IN FILE # 31-97

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) Kay R. Larmer
(include title if applicable) _____

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 jc Date 12-21-05 Fee \$125 -
 Receipted by jc Date 12-21-05 Receipt No. E031508
 Processed by _____ AJ Date _____ WR _____ Date _____

WARRANTY DEED

KATHRYN ORTON aka KATHRYN GARNER ORTON, a married woman, dealing with her sole and separate property;
STEPHEN R. GARNER, a married man, dealing with his sole and separate property;
WAYNE E. GARNER, a married man, dealing with his sole and separate property;
RUTH GARNER aka RUTH SCHOENHARDT, an unmarried person;
CHARLOTTE G. NEEDS, a married woman dealing with her sole and separate property;
CARMEN GARNER, Trustee of THE REED EARL GARNER AND CARMEN G. GARNER FAMILY TRUST, dated
July 14, 1999;
JOYCE GARNER, a widow;
JOYCE GARNER as Trustee of THE MORGAN K. GARNER TESTAMENTARY TRUST;
NELLIS H. GARNER, a widow;
ROGER W. GARNER, a married man, dealing with his sole and separate property;
JILL BECK, a married woman, dealing with her sole and separate property,
as GRANTORS,

for good and valuable considerations, the receipt of which is hereby acknowledged, does hereby grant, bargain, sell and convey unto

KAY R. GARNER and LESLIE GAE GARNER, husband and wife,

as GRANTEE, whose address is 2013 S. 65th West, Idaho Falls, ID 83401, and Grantee's successors and assigns, all of the following described real property, to-wit:

Township 10 North, Range 38 East of the Boise Meridian, Clark County, Idaho

Section 17: SW1/4SW1/4.

Microfilm No. **051246**
5 Day **Dec** 20 **05**
 At **9:40** O'Clock **M**

Microfilm No. **051228**
28 Day **NOVEMBER** 20 **05**
 At **4:13** O'Clock **P** **M**

Section 18: S1/2SE1/4.

CONNIE S. OWEN
 Clark Co. Recorder

CONNIE S. OWEN
 Clark Co. Recorder

Section 19: Government Lots 1 and 2.

Fee \$ **21-**
Becky Doodstrom Deputy.

Fee \$ **21-00**
Becky Doodstrom Deputy

E1/2NW1/4.

Recorded at Request of
Ameritite

Recorded at Request of
Ameritite

NE1/4.

NE1/4SW1/4.

NW1/4SE1/4.

SE1/4SW1/4 lying Westerly of the centerline of Camas Creek.

Section 19: That portion of the NE1/4SE1/4 lying North of a straight line extended between the Southwest corner and the Northeast Corner of the S1/2 of said NE1/4SE1/4.

Section 20: NW1/4NW1/4 less 1 acre in the Northwest corner thereof belonging to School District #161.

Section 30: NE1/4NW1/4 lying Westerly of the centerline of Camas Creek. Government Lots 1 and 2 lying Northerly and Westerly of the centerline of Camas Creek.

TOGETHER WITH the BLM and Forrest Service Leases set out in Exhibit "A" attached hereto and made a part hereof.

ALSO TOGETHER WITH all water rights including but not limited to the rights listed on Exhibit "B" attached hereto and made a part hereof.

051228

SUBJECT TO the 2005 general taxes and assessments, all existing patent reservations, easements, right of ways, protective and restrictive covenants, zoning ordinances and applicable building codes, laws and regulations.

TOGETHER WITH any and all improvements, water and ditch rights, easements, tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and any reversion, remainder, rents, issues, and profits thereof.

Grantor, for himself and his successors and assigns, does hereby warranty and agree to forever defend the Grantee, and Grantee's successors and assigns, in the quiet and peaceful possession of said premises against the lawful claims of any and all persons.

In construing this Deed and where the context so requires, the singular includes the plural, and the masculine, the feminine and neuter.

Dated: _____

Kathryn Orton by Carmen Garner
Kathryn Garner Orton by Carmen Garner, Attorney-in-Fact

Stephen R. Garner by Carmen Garner
Stephen R. Garner, by Carmen Garner, Attorney-in-Fact

Wayne E. Garner by Carmen Garner
Wayne E. Garner by Carmen Garner, Attorney-in-Fact

Ruth Garner by Carmen Garner
Ruth Garner, by Carmen Garner, Attorney-in-Fact

Charlotte G. Needs by Carmen Garner
Charlotte G. Needs, by Carmen Garner, Attorney-in-Fact

THE REED EARL GARNER AND CARMEN G. GARNER FAMILY TRUST

By: Carmen Garner
Carmen Garner, Trustee

Joyce Garner
Joyce Garner

THE MORGAN K. GARNER TESTAMENTARY TRUST

By: Joyce Garner, Trustee
Joyce Garner, Trustee

Nellis H. Garner
Nellis H. Garner

Roger W. Garner
Roger W. Garner

Jill Beck
Jill Beck

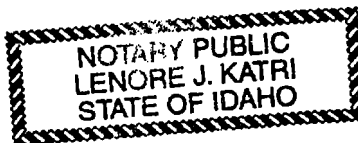
STATE OF IDAHO)

COUNTY OF BONNEVILLE) ss

On 11/23/05, before me, the undersigned, personally appeared CARMEN GARNER, known or identified to me to be the person whose name is subscribed to the within instrument as Attorney-in-Fact of KATHRYN GARNER ORTON, and acknowledged to me that she subscribed the name of KATHRYN GARNER ORTON to the within instrument as Principal and her own name as Attorney-in-Fact.

Lenore J. Katri
Notary Public for the State of Idaho

Commission Expiration Date: 1/30/09



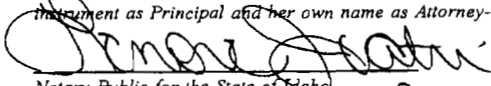
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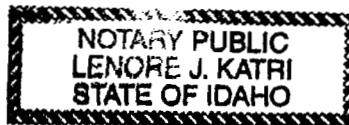
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COUNTY OF BONNEVILLE

On 11/23/05, before me, the undersigned, personally appeared CARMEN GARNER, known or identified to me to be the person whose name is subscribed to the within instrument as Attorney-in-Fact of STEPHEN R. GARNER, and acknowledged to me that she subscribed the name of STEPHEN R. GARNER to the within instrument as Principal and her own name as Attorney-in-Fact.


Notary Public for the State of Idaho

Commission Expiration Date: 1/30/09

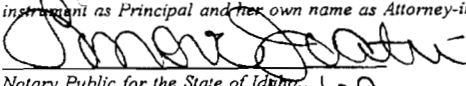


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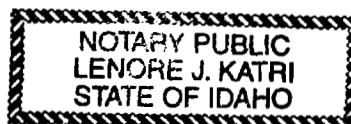
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COUNTY OF BONNEVILLE

On 11/23/05, before me, the undersigned, personally appeared CARMEN GARNER, known or identified to me to be the person whose name is subscribed to the within instrument as Attorney-in-Fact of WAYNE E. GARNER, and acknowledged to me that she subscribed the name of WAYNE E. GARNER to the within instrument as Principal and her own name as Attorney-in-Fact.


Notary Public for the State of Idaho

Commission Expiration Date: 1/30/09

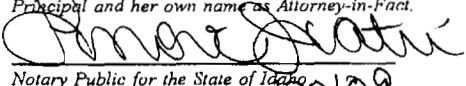


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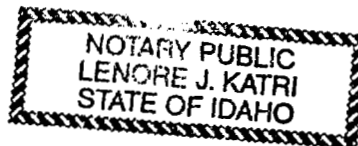
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COUNTY OF BONNEVILLE

On 11/23/05, before me, the undersigned, personally appeared CARMEN GARNER, known or identified to me to be the person whose name is subscribed to the within instrument as Attorney-in-Fact of RUTH GARNER, and acknowledged to me that she subscribed the name of RUTH GARNER to the within instrument as Principal and her own name as Attorney-in-Fact.


Notary Public for the State of Idaho

Commission Expiration Date: 1/30/09

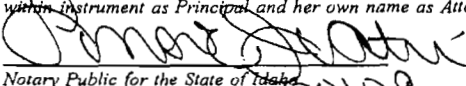


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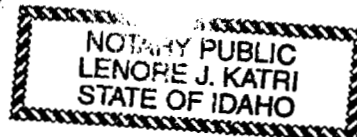
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COUNTY OF BONNEVILLE

On 11/23/05, before me, the undersigned, personally appeared CARMEN GARNER, known or identified to me to be the person whose name is subscribed to the within instrument as Attorney-in-Fact of CHARLOTTE G. NEEDS, and acknowledged to me that she subscribed the name of CHARLOTTE G. NEEDS to the within instrument as Principal and her own name as Attorney-in-Fact.


Notary Public for the State of Idaho

Commission Expiration Date: 1/30/09

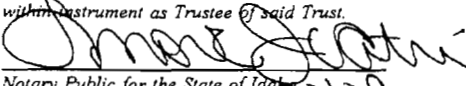


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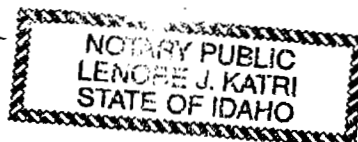
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COUNTY OF BONNEVILLE

On 11/23/05, before me, the undersigned, personally appeared CARMEN GARNER, known or identified to me to be the person whose name is subscribed to the within instrument as Trustee of THE REED EARL GARNER AND CARMEN G. GARNER FAMILY TRUST, and acknowledged to me that she executed the within instrument as Trustee of said Trust.


Notary Public for the State of Idaho

Commission Expiration Date: 1/30/09



STATE OF IDAHO

)

COUNTY OF BONNEVILLE

) ss

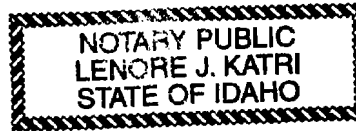
051228

On 11/23/05 before me, the undersigned, personally appeared JOYCE GARNER, known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that she executed the same.

[Signature]

Notary Public for the State of Idaho

Commission Expiration Date: 1/30/09



STATE OF IDAHO

)

COUNTY OF BONNEVILLE

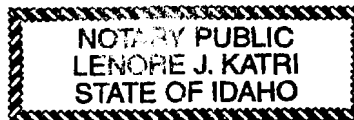
) ss

On 11/23/05 before me, the undersigned, personally appeared JOYCE GARNER, known or identified to me to be the person whose name is subscribed to the within instrument as Trustee of THE MORGAN K. GARNER TESTAMENTARY TRUST, and acknowledged to me that she executed the within instrument as Trustee of said Trust.

[Signature]

Notary Public for the State of Idaho

Commission Expiration Date: 1/30/09



STATE OF IDAHO

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COUNTY OF BONNEVILLE

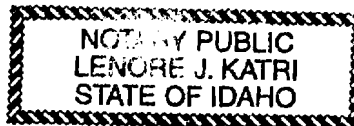
) ss

On 11/23/05 before me, the undersigned, personally appeared NELLIS H. GARNER, known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that she executed the same.

[Signature]

Notary Public for the State of Idaho

Commission Expiration Date: 1/30/09



STATE OF IDAHO

)

COUNTY OF BONNEVILLE

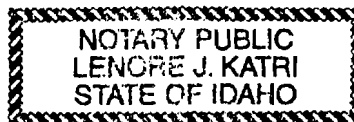
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On 11/23/05 before me, the undersigned, personally appeared ROGER W. GARNER, known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same.

[Signature]

Notary Public for the State of Idaho

Commission Expiration Date: 1/30/09



STATE OF IDAHO

)

COUNTY OF BONNEVILLE

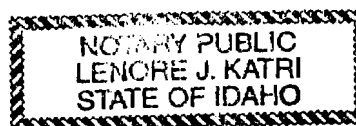
) ss

On 11/23/05 before me, the undersigned, personally appeared JILL BECK, known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that she executed the same.

[Signature]

Notary Public for the State of Idaho

Commission Expiration Date: 1/30/09



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Exhibit A

Personal Property

Quantity

1 ½ Miles

1

2

1

2

1

1

5 miles

5 miles

1 ¼" waterline 160 PSI pipe

Water Trough

Water Hydrants

Old Ranch House

Small Barns

Set of Pole Corrals

Loading Chute

Post, Barbwire, and Net Fence

Post and Barbwire

051228

Exhibit

Description of state of Idaho Leases

County	Acres	Subdivision Description	Sec	tpw	Rge
Clark	529.90	NE, E2W2, L1-4 (W2W2), N2SE	18	10 N	38 E
Clark	65.35	L3(NWSW), L4(SWSW)	19	10 N	38 E

051228

Exhibit C

Description of Water Rights

Water Right Number	31-10167
Water Right Number	31-175
Water Right Number	31-97
Water Right Number	31-99
Water Right Number	31-98