

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

RECEIVED
NOV - 5 2004
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
36-4122	36-4122				
36-14844	36-14844				

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) Edward E. Kober and Marijane Kober
341 S. 800 E. Jerome, ID 83338
4. New Owner/Claimant(s) Robert P. Henry and Audrey Henry
Name Connector (Check one): ☒ and, ☐ or, ☐ and/or
- New Mailing Address 210 South 875 East
City, State and ZIP Code Jerome, ID 83338
New Telephone Number ()
5. Date you acquired the property 10/29/04

SUPPORT DATA

IN FILE # 36-4122

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) *Audrey Henry*
(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 <u><i>MR</i></u>	Date <u><i>11-5-04</i></u>	Fee <u><i>\$50.00</i></u>	
Received by <u><i>MR</i></u>	Date <u><i>11-5-04</i></u>	Receipt No. <u><i>C0756684</i></u>	
Processed by _____	AJ Date _____	WR _____	Date _____

COPY

J-33510

WARRANTY DEED

FOR VALUE RECEIVED,

EDWARD E. KOBER and MARIJANE KOBER, husband and wife, the "Grantors", do hereby grant, bargain, sell and convey unto **ROBERT P. HENRY and AUDREY HENRY**, husband and wife, whose address is 210 South 875 East, Jerome, Idaho 83338, the "Grantees", the following described premises located in Jerome County, Idaho, to wit:

PARCEL NO. 1:

TOWNSHIP 9 SOUTH, RANGE 18 EAST OF THE BOISE MERIDIAN,
JEROME COUNTY, IDAHO

Section 11: NE $\frac{1}{4}$

EXCEPTING THEREFROM the following described parcels:

TOWNSHIP 9 SOUTH, RANGE 18 EAST OF THE BOISE
MERIDIAN, JEROME COUNTY, IDAHO

Section 11: A parcel of land located in the NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 11, described as follows:

Commencing at the North one quarter corner of said Section 11, from which the Northeast corner of Section 11 bears South 89°52'00" East 2642.96 feet;

Thence South 00°12'27" East along the West boundary of the NE $\frac{1}{4}$ of Section 11 for a distance of 40.0 feet to a point on the Southerly right of way boundary of State Highway #25 and being THE TRUE POINT OF BEGINNING;

Thence South 89°52'00" East along the Southerly right of way boundary of State Highway #25 for a distance of 121.50 feet;

Thence South 00°12'27" East parallel with the West boundary of the NE $\frac{1}{4}$ of Section 11 for a distance of 430.00 feet;

Thence North 89°52'00" West parallel with the North boundary of the NE $\frac{1}{4}$ of Section 11 for a distance of 121.50 feet to

a point on the West boundary of the NE $\frac{1}{4}$ of Section 11;
Thence North 00°12'27" West along the West boundary of the
NE $\frac{1}{4}$ of Section 11 for a distance of 430.00 feet to THE
TRUE POINT OF BEGINNING.

AND FURTHER EXCEPTING THEREFROM:

TOWNSHIP 9 SOUTH, RANGE 18 EAST OF THE BOISE
MERIDIAN, JEROME COUNTY, IDAHO

Section 11: A parcel of land located in the NW $\frac{1}{4}$ NE $\frac{1}{4}$ described
as follows:

Commencing at the North one quarter corner of said Section 11,
from which the Northeast corner of Section 11 bears
South 89°52'00" East 2642.96 feet;
Thence South 00°12'27" East along the West boundary of the
NE $\frac{1}{4}$ of Section 11 for a distance of 40.0 feet to a point on
the Southerly right of way boundary of State Highway #25;
Thence South 89°52'00" East along the Southerly right of way
boundary of State Highway #25 for a distance of 121.50
feet to THE TRUE POINT OF BEGINNING;
Thence continuing South 89°52'00" East along the Southerly
right of way boundary of State Highway #25 for a distance
of 121.50;
Thence South 00°12'27" East parallel with the West boundary of
the NE $\frac{1}{4}$ of Section 11 for a distance of 430.00 feet;
Thence North 89°52'00" West parallel with the North boundary
of the NE $\frac{1}{4}$ of Section 11 for a distance of 121.50 feet;
Thence North 00°12'27" West parallel with the West boundary of
the NE $\frac{1}{4}$ of Section 11 for a distance of 430.00 feet to
THE TRUE POINT OF BEGINNING.

PARCEL NO. 2:

TOWNSHIP 9 SOUTH, RANGE 18 EAST OF THE BOISE MERIDIAN,
JEROME COUNTY, IDAHO

Section 12: W $\frac{1}{2}$ NW $\frac{1}{4}$

Together with all water rights appurtenant thereto, including but not limited to Water Rights Nos. 36-4122 and 36-14844 and 160 shares of stock in the North Side Canal Co., Ltd.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees, their heirs and assigns forever. The said Grantors do hereby covenant to and with the said Grantees, that they are the owners of said premises; that they will warrant and defend the same from all lawful claims whatsoever, except as hereinabove specifically provided, and the specific exceptions listed below:

1. 2004 taxes and subsequent years, taxes are an accruing lien, not yet fully due or payable.
2. Assessments of the North Side Canal Company and the rights and powers of said Company as by law provided.
3. Right of way for roads, canals, laterals and waste ditches as contained in an Agreement by and between the State of Idaho, and the Twin Falls North Side Land and Water Company, dated August 21, 1907, recorded in Book 15 Page 589, Jerome County records.
4. Perpetual easement over and across a strip of land 40 feet wide being the North 40 feet of the N $\frac{1}{2}$ N $\frac{1}{2}$ of Section 11 and the N $\frac{1}{2}$ NW $\frac{1}{4}$ of Section 12, Township 9 South, Range 18 East of the Boise Meridian, for a public highway, granted to the State of Idaho by Instrument dated December 14, 1931, filed January 29, 1932 and recorded in Book 102, page 228, Jerome County records.
5. Power Line easement dated July 28, 1943; filed October 26, 1943 in Book 128, Page 220, Jerome County records; Henry Coiner and Helen Coiner, his wife, grant to the Idaho Power company a right of way and transmission, distribution and telephone lines attached to a line of poles and appurtenance over and across NW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 12, Township 9 South, Range 18 East of the Boise Meridian, together with right of ingress and egress and the right to trim trees.
6. A 20.0 feet wide road and public utilities easement for the purpose of ingress and egress to the balance of the NE $\frac{1}{4}$ of Section 11, Township 9 South, Range 18 East, Boise Meridian, Jerome County, Idaho, said easement being the West 20.0 feet of the above described parcel as disclosed in Warranty Deed dated March 28, 2003, recorded April 17, 2003 as Instrument Number 2032341, Jerome County records.

DATED THIS 29th day of October, 2004.

Edward E. Kober
EDWARD E. KOBER

Marijane Kober
MARIJANE KOBER

STATE OF IDAHO)

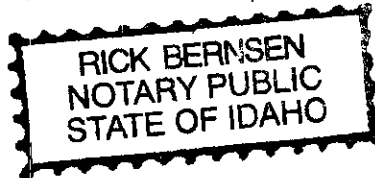
SS:

County of Jerome)

On this 29th day of October, 2004, before me, the undersigned, a Notary Public in and for said County and State, personally appeared EDWARD E. KOBER and MARIJANE KOBER, husband and wife, known to me to be the persons whose names are subscribed to the within and foregoing instrument, and who acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and seal, the day and year in this certificate first above written.

NOTARY PUBLIC for Idaho
Residing at: Jerome, ID
Commission Expires: 7/30/09



NORTH HALF



"This plat is made solely for the purpose of assisting in locating the land, and the company assumes no liability for variations, if any, with an actual survey."

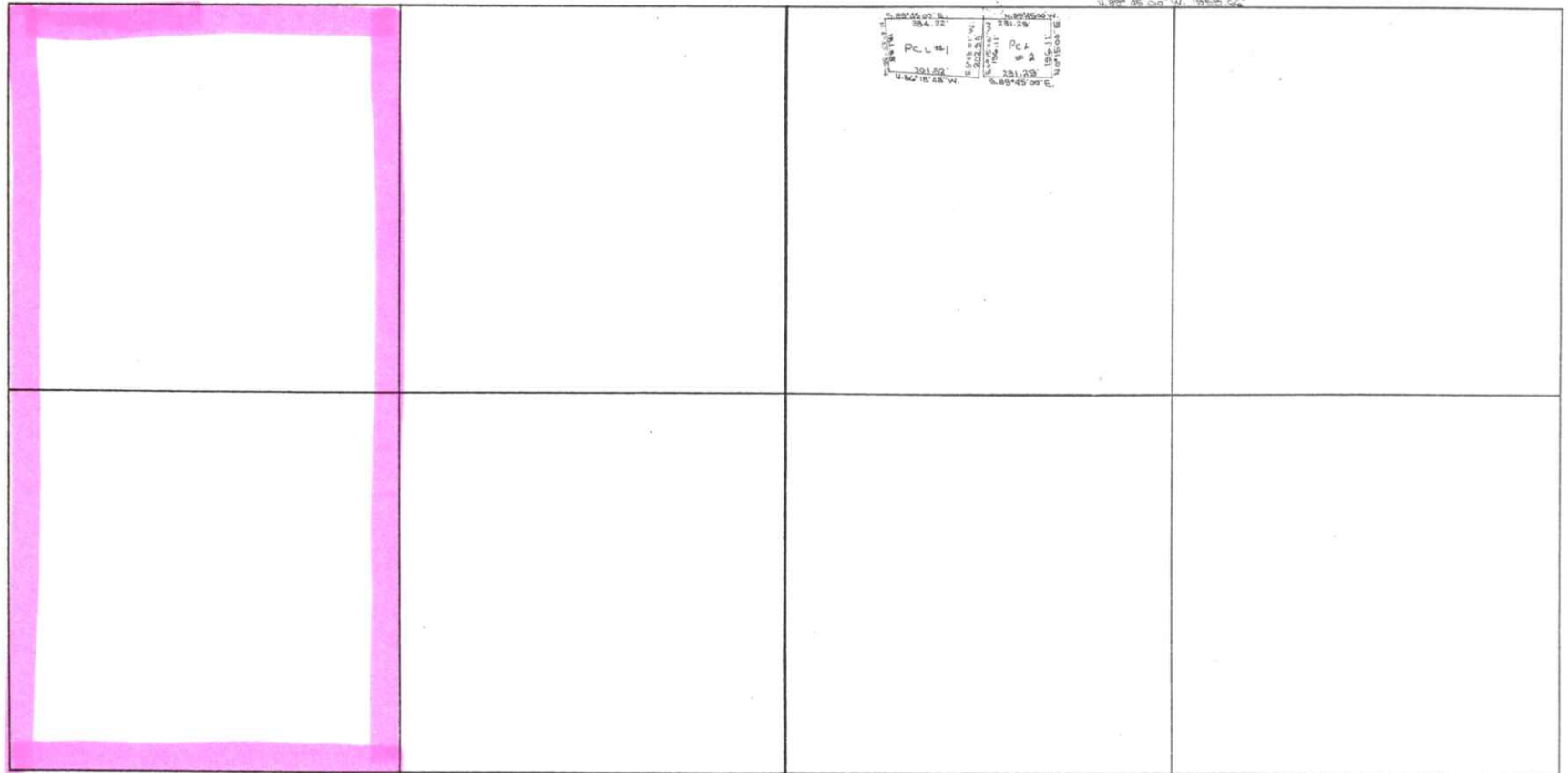
LAND TITLE AND ESCROW, INC.

JEROME COUNTY

SEC. 12 TWP. 9 S

RGE 18 EBM.

NORTH HALF



"This plat is made solely for the purpose of assisting in locating the land, and the company assumes no liability for variations, if any, with an actual survey."