

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

RECEIVED

MAY 11 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<br>Right No(s). | Adjudication<br>Claim No(s). | Split | Water<br>Right No(s). | Adjudication<br>Claim No(s). | Split |
|-----------------------|------------------------------|-------|-----------------------|------------------------------|-------|
| <u>29-4302</u>        |                              |       | <u>29-10147</u>       |                              |       |
| <u>29-7006</u>        |                              |       | <u>29-10148</u>       |                              |       |
| <u>29-11463</u>       |                              |       | <u>29-10149</u>       |                              |       |
| <u>29-11465</u>       |                              |       | <u>29-10152</u>       |                              |       |
| <u>29-11483</u>       |                              |       |                       |                              |       |

RECEIVED  
MAY 16 2005  
Department of Water Resources

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

- ✓ A. The appropriate **FILING FEE**. See instructions for fee amounts. ~~\$75.00~~ \$225-
- ✓ 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)

Martin Bastian

685 N 5400 W

4. New Owner/Claimant(s)

Malad, Idaho

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

New Mailing Address

Lynn + Christine Bastian

City, State and ZIP Code

16580 S. Marsh Valley Rd. Arimo, Idaho

83214

New Telephone Number

208 897 5066

5. Date you acquired the property

Dec. 4, 1995

SUPPORT DATA

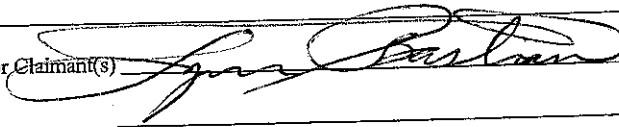
IN FILE # 29-4302

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<br>(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<br>(cubic feet per second or acre-feet per annum) | Description<br>(acres, number and type of stock, homes, etc) |
| Irrigation                                                                                                              | _____                                                                      | _____                                                        |
| Stock                                                                                                                   | _____                                                                      | _____                                                        |
| Domestic                                                                                                                | _____                                                                      | _____                                                        |
| Other _____                                                                                                             | _____                                                                      | _____                                                        |
| <b>Total</b>                                                                                                            | _____                                                                      | _____                                                        |

| DESCRIPTION OF YOUR PORTION OF WATER RIGHT<br>(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<br>(cubic feet per second or acre-feet per annum) | Description<br>(acres, number and type of stock, homes, etc) |
| Irrigation                                                                                                              | _____                                                                      | _____                                                        |
| Stock                                                                                                                   | _____                                                                      | _____                                                        |
| Domestic                                                                                                                | _____                                                                      | _____                                                        |
| Other _____                                                                                                             | _____                                                                      | _____                                                        |
| <b>Total</b>                                                                                                            | _____                                                                      | _____                                                        |

7. Signature of New Owner(s) or Claimant(s)  
(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 5-11-05 Fee \$225 -  
 Receipted by JC Date 5-11-05 Receipt No. E 030869  
 Processed by \_\_\_\_\_ AJ Date \_\_\_\_\_ WR \_\_\_\_\_ Date \_\_\_\_\_

# Warranty Deed

95018899

For Value Received Merlin S. Bastian and Vern K. Bastian, Co-Trustees of the Merlin S. Bastian Family Trust dated October 15, 1979 and Merlin S. Bastian, a married man as his sole and separate property

the grantor S, do hereby grant, bargain, sell and convey unto Lynn Bastian and Christine Bastian, husband and wife

whose current address is  
1463 E. Arimo Road  
Arimo, Idaho 83214

the grantee, the following described premises, in Bannock & Oneida County Idaho, to wit:

(LEGAL DESCRIPTION ATTACHED HERETO AND MADE A PART HEREOF)

SIGNED AND RECORDED CONCURRENTLY IN ONEIDA AND BANNOCK COUNTIES

Microfilm No. 122412  
21 Day December 19 95  
At 3:05 O'clock P. M.  
Shirley Blaisdell  
Oneida Co. Recorder  
Fee \$ 15.00 Deputy  
Recorded at Request of  
G.L. Scott

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee S, their heirs and assigns forever And the said Grantor S do hereby covenant to and with the said Grantees, that they are the owner in fee simple of said premises; that they are free from all incumbrances except all 1995 taxes, easements of record, conditions and restrictions of record along with a mortgage and UCC-1 filing of record which are being amended and modified.

and that he Y will warrant and defend the same from all lawful claims whatsoever

Dated: December 4, 1995

Merlin S. Bastian  
Merlin S. Bastian, Co-Trustee of the  
Merlin S. Bastian Family Trust  
Merlin S. Bastian  
Merlin S. Bastian, a married man as his  
sole and separate property

Vern K. Bastian  
Vern K. Bastian, Co-Trustee of the  
Merlin S. Bastian Family Trust

STATE OF IDAHO, COUNTY OF  
On this 6th day of December, 19 95  
before me a notary public in and for said State, personally appeared

Merlin S. Bastian

NOTARY SEAL

known to me to be the person whose name is  
subscribed to the within instrument, and acknowledged to me that  
he executed the same

Jan Williams  
Notary Public  
Residing at Malad City, Idaho  
Comm Expires 5-6-97

95018899

NO. 95018899  
RECORDED AT REQUEST OF  
ALLIANCE TITLE  
95 DEC 19 P3:02

OFFICE OF THE CLERK OF THE  
IDAHO  
RECORDED  
EES 15.00

BANNOCK COUNTY:52  
95018899TOWNSHIP 10 SOUTH, RANGE 36 EAST, B.M.,

SECTION 12: THE SW $\frac{1}{4}$ SE $\frac{1}{4}$  EXCEPTING THEREFROM THE FOLLOWING DESCRIBED TRACT:

BEGINNING AT THE NORTHWEST CORNER OF SW $\frac{1}{4}$ SE $\frac{1}{4}$ , THENCE EAST 15 RODS, THENCE SOUTH 30 RODS, THENCE WEST 15 RODS, THENCE NORTH 30 RODS TO THE POINT OF BEGINNING;

SECTION 13: THE SW $\frac{1}{4}$  AND THE S $\frac{1}{2}$ NW $\frac{1}{4}$ ;

SECTION 14: THE N $\frac{1}{2}$ NE $\frac{1}{4}$ , THE S $\frac{1}{2}$ SE $\frac{1}{4}$  THE E $\frac{1}{2}$ SW $\frac{1}{4}$ ;

SECTION 25: THE NE $\frac{1}{4}$ SW $\frac{1}{4}$ ,

THAT PORTION OF THE SE $\frac{1}{4}$ SW $\frac{1}{4}$  LYING NORTHEASTERLY OF A ROAD RUNNING IN A NORTHWESTERLY DIRECTION TO THE RANCH OF ROBERT E. COLE, SAID ROAD NOW KNOWN AS MEADOWBROOK RANCH ROAD AND FORMERLY KNOWN AS HAWKINS ROAD.

A TRACT IN THE SE $\frac{1}{4}$ NE $\frac{1}{4}$  DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT 173 FEET SOUTH OF THE NORTHEAST CORNER THEREOF, THENCE SOUTH 1147 FEET TO THE SOUTH LINE OF THE SE $\frac{1}{4}$ NE $\frac{1}{4}$ , THENCE WEST 737 FEET TO THE EAST LINE OF THE COUNTY ROAD, THENCE NORTHEASTERLY ALONG SAID ROAD 1379 FEET TO THE POINT OF BEGINNING,

THE SE $\frac{1}{4}$ , EXCEPTING THEREFROM THE SOUTH 474 FEET OF THE WEST 525 FEET TO THE SE $\frac{1}{4}$ SE $\frac{1}{4}$ , ALSO EXCEPTING THEREFROM THE FOLLOWING DESCRIBED TRACT:

BEGINNING AT THE SOUTH QUARTER CORNER OF SECTION 25, THENCE NORTH 87°50' EAST 1200 FEET, THENCE NORTH 1°58' EAST 654.02 FEET TO THE REAL POINT OF BEGINNING, THENCE SOUTH 86°49' WEST 208.7 FEET, THENCE NORTH 3°11' WEST 417.4 FEET, THENCE NORTH 86°49' EAST 208.7 FEET, THENCE SOUTH 3°11' WEST 417.4 FEET TO THE REAL POINT OF BEGINNING;

SECTION 36: THE N $\frac{1}{2}$ SE $\frac{1}{4}$  AND THE NE $\frac{1}{4}$  EXCEPTING THEREFROM A TRACT IN THE S $\frac{1}{2}$ NE $\frac{1}{4}$  DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTHWEST CORNER OF THE TRACT

VKB. MSA

122412

95018899

53  
WHICH BEARS NORTH 89°45' EAST 252 FEET DISTANT FROM THE SOUTHWEST CORNER OF THE NE¼ OF SECTION 36, THENCE NORTH 89°45' EAST 1278 FEET TO THE SOUTHEAST CORNER OF THE TRACT, THENCE NORTH 692.80 FEET TO THE NORTHEAST CORNER OF THE TRACT, THENCE SOUTH 89°45' WEST 1437.60 FEET TO A CORNER AT THE WAGON BRIDGE IN THE LANE, THENCE SOUTH 31°46' WEST ALONG THE CENTER LINE OF LANE 175.60 FEET, THENCE SOUTH 203.50 FEET, THENCE NORTH 89°45' EAST 252 FEET, THENCE SOUTH 340 FEET TO THE PLACE OF BEGINNING.

TOWNSHIP 10 SOUTH, RANGE 37 EAST, B.M..

SECTION 19: LOT 8;

SECTION 30: LOTS 1,2,3,4,6,7 AND 8,

THE NE¼NW¼, EXCEPTING THEREFROM A TRACT IN THE NE¼NW¼ DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHEAST CORNER THEREOF, THENCE SOUTH 30 RODS, THENCE WEST 80 RODS, THENCE NORTH 30 RODS, THENCE EAST 80 RODS;

SECTION 31: LOT 1, EXCEPTING THEREFROM THE FOLLOWING;  
BEGINNING AT THE WEST QUARTER CORNER OF SECTION 31, THENCE NORTH 89°56' EAST 502.79 FEET, THENCE NORTH 0°05' EAST 1329.14 FEET, THENCE NORTH 89°55' EAST 238.22 FEET TO A TRUE POINT OF BEGINNING, THENCE NORTH 39°43'30" EAST 173.15 FEET, THENCE NORTH 18°22' EAST 269.31 FEET, THENCE NORTH 6°32' WEST 273.33 FEET, THENCE NORTH 89°52'30" EAST 913.54 FEET, THENCE SOUTH 0°29' EAST 661.30 FEET, THENCE SOUTH 89°55' WEST 1087.60 FEET, MORE OR LESS, TO A TRUE POINT OF BEGINNING,

LOTS 2 AND 3, EXCEPTING THEREFROM THE FOLLOWING:

BEGINNING AT THE WEST QUARTER OF SECTION 31, THENCE NORTH 89°56' EAST 205.96 FEET TO A TRUE POINT OF BEGINNING, THENCE NORTH 14°30' WEST 196.03 FEET, THENCE NORTH 37°52' EAST 235.51 FEET, THENCE NORTH 15°42' EAST 365.78 FEET, THENCE NORTH 27°20' WEST 239.34 FEET, THENCE NORTH 43°34' EAST 311.55 FEET, THENCE SOUTH 0°05' WEST 1165.63 FEET, THENCE SOUTH 89°56' WEST 296.83 FEET, MORE OR LESS TO A TRUE POINT OF BEGINNING;

THAT PORTION OF LOT 4 DESCRIBED AS FOLLOWS:

BEGINNING AT THE WEST QUARTER CORNER OF SECTION 31, THENCE NORTH 89°56' EAST 502.79 FEET, THENCE NORTH

VKB. MSB.

122412

95018899

54  
 0°05' EAST 1196.39 FEET TO A TRUE POINT OF  
 BEGINNING, THENCE NORTH 0°05' EAST 132.75 FEET,  
 THENCE NORTH 89°55' EAST 192.47 FEET, THENCE SOUTH  
 55°22' WEST 234.08 FEET, MORE OR LESS, TO THE TRUE  
 POINT OF BEGINNING;

THAT PORTION OF LOTS 5, 6, 7, AND 8, DESCRIBED AS FOLLOWS:

BEGINNING AT THE WEST QUARTER CORNER OF SECTION 31,  
 THENCE NORTH 89°56' EAST 174.09 FEET, THENCE SOUTH  
 14°43'30" EAST 167.17 FEET, THENCE SOUTH 51°11'  
 EAST 328.57 FEET, THENCE SOUTH 3°27'30" EAST 168.72  
 FEET, THENCE SOUTH 43°25' EAST 134.78 FEET, THENCE  
 SOUTH 15°13'30" WEST 505.86 FEET, THENCE SOUTH  
 50°24' WEST 98.72 FEET, THENCE SOUTH 54°17' EAST  
 142.59 FEET, THENCE SOUTH 18°04'30" WEST 89.29  
 FEET, THENCE SOUTH 50°49'30" WEST 386.71 FEET,  
 THENCE SOUTH 75°08'30" WEST 160.41 FEET, THENCE  
 NORTH 1637.98 FEET, MORE OR LESS, TO THE WEST  
 QUARTER CORNER OF SECTION 31;

ONEIDA COUNTY

PARCEL 1:

TOWNSHIP 14 SOUTH, RANGE 35 EAST, BOISE MERIDIAN:

SECTION 22: E½NE½, EXCEPT: W½SW½NE½NE½; N½NE½NE½

PARCEL 2:

TOWNSHIP 14 SOUTH, RANGE 35 EAST, BOISE MERIDIAN:

SECTION 23: NW¼; EXCEPT: BEGINNING AT THE NORTH QUARTER  
 CORNER OF SAID SECTION 23; THENCE SOUTH 300 FEET; THENCE  
 WEST 200 FEET; THENCE NORTH 300 FEET; THENCE EAST 200  
 FEET TO THE POINT OF BEGINNING.  
 ALSO EXCEPT: NW¼NW¼NW¼; NW¼NE¼NW¼NW¼

V.K.B. M.S.B.

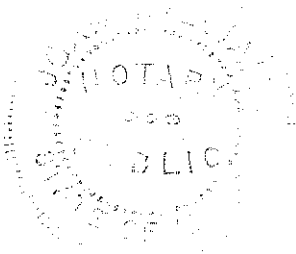
STATE OF IDAHO            )  
                              : ss.  
COUNTY OF ONEIDA        )

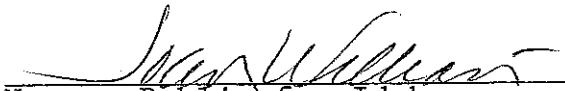
55

95018899

On this 16th day of December, 1995, personally appeared before me, a notary public in and for the State of Idaho, VERN K. BASTIAN and MERLIN S. BASTIAN, known to me to be the Trustees of the Merlin S. Bastian Family Trust dated October 15, 1979, and acknowledged to me that they executed the within document as such Trustees.

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

**NOTARY SEAL**

  
\_\_\_\_\_  
Notary Public for Idaho  
Residing at Malad City, Idaho  
My Commission Expires: 5-6-97

1423

# WARRANTY DEED

577724

AUG 19 2005

For Value Received

DEPARTMENT OF  
WATER RESOURCES

MERLIN S. BASTIAN and CHRISTIE C. BASTIAN, husband and wife

the grantors, do hereby grant, bargain, sell and convey unto

LYNN S. BASTIAN and LILLIAN C. BASTIAN, husband and wife

whose current address is

*See Record, Book, 210*

the grantees, the following described premises, in Bannock County Idaho, to wit:

Township 10 South, Range 36 East in Bannock County, Idaho, to wit;  
Section 12: Southeast Quarter Southwest Quarter except; Beginning at the Northeast corner of Southeast Quarter Southwest Quarter and running thence West 15 rods, thence South 30 rods, thence East 15 rods, thence North 30 rods to point of beginning.

Section 13: North half North West Quarter

Section 14: North half Southeast Quarter, South half Northeast Quarter, Southeast Quarter Northwest Quarter...

Together with an easement for construction and maintenance of power lines over and across the following described property to wit: Northwest Quarter of the Southwest Quarter Section 13, Township 10 South, Range 36 E.B.M...

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantees, that they are the owners in fee simple of said premises; that they are free from all incumbrances except matters of public record...

and that they will warrant and defend the same from all lawful claims whatsoever.

Dated: June 9, 1977

*Merlin S. Bastian*  
MERLIN S. BASTIAN

CHRISTIE C. BASTIAN

STATE OF IDAHO COUNTY OF BANNOCK

STATE OF IDAHO, COUNTY OF Bannock  
On this Ninth day of June, 1977,  
before me, a notary public in and for said State, personally  
appeared

MERLIN S. BASTIAN and CHRISTIE C.  
BASTIAN, husband and wife

**NOTARY SEAL**

known to me to be the person(s) whose names are

577724

RECORDED AT REQUEST

Am. Land Title Co.

JUN 9 3 37 PM '77