

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

RECEIVED

MAR 18 2005

Department of Water Resources
Southern Region

MAR 22 2005

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 one 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
~~37-1134~~	37-797	-			
	37-1175A	-			
	37-7116	-			
	37-12868	-			
37-1134		-			

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)

Clifford J. Simms (deceased)

17816 Hwy 30, Bliss, ID 83314

4. New Owner/Claimant(s)

Barbara J. Simms, trustee

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

New Mailing Address

n/c ~~Clifford J. Simms Family Trust~~
Simms Credit Shelter Trust

City, State and ZIP Code

n/c

New Telephone Number

n/c

5. Date you acquired the property

TRUSTS
Jan Trust 11/13/91

Credit Shelter 6/21/94

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)
(include title if applicable)

Barbara J. Simms, Trustee
C.G. Simms Family Trust
Simms Credit Shelter Trust

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 *[Signature]* Date *3/13/05* Fee *\$25.*
 Receipted by *[Signature]* Date *3/14/05* Receipt No. *SD27475*
 Processed by _____ AJ Date _____ WR _____ Date _____

WARRANTY DEED

FOR VALUE RECEIVED Clifford J. Simms, Jr. Family Trust, by Barbara J. Simms, successor Trustee to Clifford J. Simms, deceased, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto Simms Credit Shelter Trust, Barbara J. Simms, Trustee, 17816 Highway 30, Bliss, ID 83314, hereinafter called the Grantee, an undivided one-half interest in the following described premises, in Gooding County, Idaho, to-wit:

Township 6 South, Range 13, East of the Boise Meridian,
Gooding County, Idaho

PARCEL 1

Section 34: A parcel of land, described as follows:

Beginning at the Northeast corner of Section 34;
Thence South along the East line of Section 34, 625.6 feet to
THE TRUE POINT OF BEGINNING;
Thence Southwesterly to a point 276 feet North of the
Southwest corner NE1/4NE1/4;
Thence South along West line E1/2NE1/4 and NE1/4SE1/4,
2818 feet, more or less, to a point 6 rods or (99 feet) North of
the Southwest corner of the NE1/4SE1/4;
Thence East parallel to South line of NE1/4SE1/4, 1320 feet
to the East line of Section 34;
Thence North along said East line of Section 34, 3235.4 feet,
more or less, to THE POINT OF BEGINNING;

EXCEPTING THEREFROM the tracts conveyed to the State
of Idaho for Highway purposes as set forth in the following
instruments:

- (a) Deed dated August 9, 1955, recorded August 31, 1955 in
Book 46 Deeds, Page 286
- (b) Deed dated August 9, 1955, recorded October 5, 1955 in
Book 46 Deeds, Page 304
- (c) Deed dated August 10, 1955, recorded October 5, 1955 in
Book 46 Deeds, Page 306
- (d) Second Judgment and Decree of Condemnation dated
March 20, 1964, recorded March 20, 1964, as microfilmed
Instrument No. 10908, records of Gooding County, Idaho

PARCEL II

Section 35: A parcel of land, described as follows:

Beginning at the Northwest corner of Section 35;
Thence South along the West line of Section 35, 625.6 feet to
THE TRUE POINT OF BEGINNING;
Thence Northeasterly 207.3 feet to a point 577 feet South of the
North line of said Section;
Thence Southeasterly 571.9 feet to a point 610 feet South of the
North line of said Section;
Thence Southeasterly to a point in the East line of the
NW1/4NW1/4 and 685 feet South of the Northeast corner of
said NW1/4NW1/4 of said Section;
Thence South along said East line of the NW1/4NW1/4

635 feet to the Southeast corner of NW1/4NW1/4;
Thence East along the North line of the SE1/4NW1/4, 435
feet;
Thence South 1°15' West, 2670 feet;
Thence North 88°0' East, 800 feet;
Thence South 41°0' East, 330 feet;
Thence South 38°40' West, 880 feet;
Thence South 70°30' West, 880 feet to a point on the West line
of SE1/4SW1/4 and 124 feet North of the Southwest corner of
SE1/4SW1/4;
Thence North along West line of the SE1/4SW1/4, 1196 feet
to the Northwest corner of said SE1/4SW1/4;
Thence West along the South line of the NW1/4SW1/4 to the
Southwest corner of said NW1/4SW1/4;
Thence North along West line of Section 35, 3334.4 feet to
THE POINT OF BEGINNING.

EXCEPTING THEREFROM the following described tract of
land located in the W1/2NW1/4, described as follows:

Beginning at the Northwest corner of said Section 35;
Thence South 625.6 feet along the West line of said Section 35;
Thence North 76°32' East, 207.3 feet;
Thence South 86°42' East, 43.43 feet to THE TRUE POINT
OF BEGINNING;

Thence South 8°13' East, 792.43 feet;
Thence North 78°41' East, 980.86 feet to the East line of the
NW1/4NW1/4 of said Section 35;
Thence North 486.41 feet along said East line;
Thence North 82°12' West, 552.56 feet;
Thence North 86°42' West, 528.47 feet to THE TRUE POINT
OF BEGINNING;
A strip of land 50 feet in width in the NW1/4NW1/4 of Section
35, the centerline which is described as follows for road
easements:
Beginning at the Northwest corner of said Section 35:
Thence South 625.6 feet along the section line common to said
Sections 34 and 35;
Thence North 76°32' East, 207.3 feet to THE TRUE POINT
OF BEGINNING;
Thence South 86°42' West, 43.43 feet.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto
the said Grantee and to 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 incumbrances except as described above and
that Grantor will warrant and defend the same from all lawful claims whatsoever.

Dated this 21 day of June, 1994.

CLIFFORD J. SIMMS, JR. FAMILY TRUST

By: Barbara J. Simms
Barbara J. Simms, Trustee

STATE OF IDAHO

County of Twin Falls

)
) ss.
)

On this 21st day of June, 1994, before me, the undersigned, a notary public in and for said county and state, personally appeared Barbara J. Simms, known to me to be the person whose name is subscribed to the foregoing instrument as trustee for the Clifford J. Simms, Jr. Family Trust, and acknowledged to me that she executed the same as trustee of said Trust.

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

Karan Nordart
NOTARY PUBLIC FOR IDAHO
Residing at: Buhl, Idaho
My Commission Expires: May 1998

WLN/31036wd.524

157582

STATE OF IDAHO COUNTY OF GOODING

Filed for record at the request of Hepworth, et al

58 min. past 9 o'clock A M. on 23

of June 1994 12.00

Idaho Notary Public Recorder

By Christa Solis Deputy

WARRANTY DEED

For Value Received CLIFFORD J. SIMMS, JR. and BARBARA J. SIMMS, husband and wife, hereinafter called the "Grantors," hereby grant, bargain, sell and convey unto CLIFFORD J. SIMMS, JR. FAMILY TRUST, whose address is 17816 U.S. Highway 30, Bliss, Idaho 83314, hereinafter called the "Grantee," certain real property located in Gooding County, Idaho, and more particularly described as follows, to-wit:

Township 6 South, Range 13, East of the Boise Meridian, Gooding County, Idaho

Parcel I:

Section 34: A parcel of land described as follows:

BEGINNING at the Northeast corner of Section 34;

Thence South along the East line of Section 34, 625.6 feet to the TRUE POINT OF BEGINNING; Thence Southwesterly to a point 276 feet North of the Southwest corner of NE1/4NE1/4;

Thence South along the West line of E1/2NE1/4 and NE1/4SE1/4, 2818 feet, more or less, to a point 6 rods or (99 feet) North of the Southwest corner of the NE1/4SE1/4;

Thence East parallel to the South line of NE1/4SE1/4, 1320 feet to the East line of Section 34;

Thence North along said East line of Section 34, 3235.4 feet, more or less, to the POINT OF BEGINNING.

EXCEPTING THEREFROM the tracts conveyed to the State of Idaho for Highway purposes as set forth in the following instruments:

(a) Deed dated August 9, 1955, recorded August 31, 1955 in Book 46 of Deeds, page 286

(b) Deed dated August 9, 1955, recorded October 5, 1955 in Book 46 of Deeds, page 304

(c) Deed dated August 10, 1955, recorded October 5, 1955 in Book 46 of Deeds, page 306

(d) Second Judgment and Decree of Condemnation dated March 20, 1964, recorded March 20, 1964, as microfilmed instrument No. 10908, records of Gooding County, Idaho.

H&N

Hepworth
Nungester
& Lezimiz

WARRANTY DEED - 1

Jan.
cys, Jr. to Trusts

Parcel 11:

Section 35: A parcel of land described as follows:

BEGINNING at the Northwest corner of Section 35;

Thence South along the West line of Section 35, 625.6 feet to the TRUE POINT OF BEGINNING;
Thence Northeasterly 207.3 feet to a point 577 feet South of the North line of said Section;
Thence Southeasterly 571.9 feet to a point 610 feet South of the North line of said Section;
Thence Southeasterly to a point in the East line of the NW1/4NW1/4 and 685 feet South of the Northeast corner of said NW1/4NW1/4 of said Section;

Thence South along said East line of the NW1/4NW1/4, 635 feet to the Southeast corner of NW1/4NW1/4;

Thence East along the North line of the SE1/4NW1/4, 435 feet;

Thence South 1° 15' West 2670 feet;

Thence North 88° 0' East 800 feet;

Thence South 41° 0' East 330 feet;

Thence South 38° 10' West 880 feet;

Thence South 70° 30' West 880 feet to a point on the West line of SE1/4SW1/4 and 124 feet North of the Southwest corner of SE1/4SW1/4;

Thence North along West line of the SE1/4SW1/4, 1196 feet to the Northwest corner of said SE1/4SW1/4;

Thence West along the South line of the NW1/4SW1/4 to the Southwest corner of said NW1/4SW1/4;

Thence North along West line of Section 35, 3334.4 feet to the POINT OF BEGINNING.

EXCEPTING THEREFROM the following described tract of land located in the W1/2NW1/4, described as follows:

BEGINNING at the Northwest corner of said Section 35;

Thence South 625.6 feet along the West line of said Section 35;

Thence North 76° 32' East 207.3 feet;

Thence South 86° 42' East 43.43 feet to the TRUE POINT OF BEGINNING;

Thence South 8° 13' East 792.43 feet;

Hepworth
Nungester
& Lezama

WARRANTY DEED - 2

1 STATE OF IDAHO)
2 County of Lincoln) ss.

3 On this 13 day of November, 1991, before me,
4 a notary public in and for said county and state, personally
5 appeared CLIFFORD J. SIMMS, JR. and BARBARA J. SIMMS, husband and
6 wife, known to me to be the persons whose names are subscribed to
7 the within instrument and acknowledged to me that they executed the
8 same.

9 IN WITNESS WHEREOF, I have hereunto set my hand and
10 affixed my official seal, the same day and year in this certificate
11 first above written.

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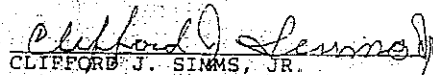
1 Thence North 78°41' East 980.86 feet to the
2 East line of the NW1/4NW1/4 of said Section 35;
3 Thence North 486.41 feet along said East line;
4 Thence North 82°12' West 552.56 feet;
5 Thence North 86°42' West 528.47 feet to the
6 TRUE POINT OF BEGINNING

7 ALSO EXCEPTING a strip of land 50 feet in
8 width in the NW1/4NW1/4 of Section 35, the
9 centerline which is described as follows for
10 road easements:

11 BEGINNING at the Northwest corner of said
12 Section 35;
13 Thence South 625.6 feet along the section line
14 common to said Sections 34 and 35;
15 Thence North 76°32' East 207.3 feet to the TRUE
16 POINT OF BEGINNING;
17 Thence South 86°42' West 43.13 feet.

18 To have and to hold the said premises, with their
19 appurtenances unto the said Grantee and to the Grantee's heirs and
20 assigns forever. The Grantors hereby covenant to and with the
21 Grantee, that the Grantors are the owners in fee simple of said
22 premises; that they are free from all encumbrances except as
23 described above and that Grantors will warrant and defend the same
from all lawful claims whatsoever.

24 Dated this 13 day of November, 1991.

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26 CLIFFORD J. SIMMS, JR.

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28 BARBARA J. SIMMS

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WARRANTY DEED - 3