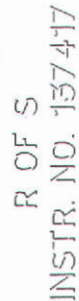


OF A PORTION OF SECTION 8 AND SECTION 17,
TOWNSHIP 6 NORTH, RANGE 2 WEST,
BOISE MERIDIAN
GEM COUNTY, IDAHO

R O F S
INST'R NO.'S
136169, 167423



BASIS OF BEARINGS:

THE BASIS OF BEARINGS FOR THIS SURVEY IS THE EAST
LINE OF THE NORTHEAST 1/4 OF SECTION 8,
TOWNSHIP 6 NORTH, RANGE 2 WEST, BOISE MERIDIAN
AS SHOWN ON THAT CERTAIN RECORD OF SURVEY FILED
AS INSTR. NO. 184767, RECORDS OF GEM COUNTY, IDAHO
i. e. N 00°02'32" W

LEGEND:

- * FOUND BRASS CAP MONUMENT
 * FOUND 5/8" IRON PIN
 ● FOUND 1/2" IRON PIN
 ■ FOUND 5/8" IRON PIN SET ALUMINUM CAP STAMPED PLS 6552
 ○ SET 1/2" IRON PIN W/PLASTIC CAP PLS 6552
 — BARBED WIRE FENCE
 — G. DITCH

NOTE:

FISCHER LAND SURVEYING, INC. ASSUMES NO LIABILITY FOR PRESENT OR FUTURE COMPLIANCE OR NON-COMPLIANCE WITH COUNTY PLANNING AND ZONING ORDINANCE RESTRICTIONS AS THEY PERTAIN TO BUILDING PERMITS AND THE ISSUANCE THEREOF.

SURVEY FOR:

BETH SERMERSHEIM
9655 W. BEACON LIGHT ROAD
STAR. ID 83669

Fischer land Surveying Inc.



PROFESSIONAL LAND SURVEYING
404 So. Washington Ave.
Emmett, Idaho 83617
Phone: (208) 365-4146



Instr. No.: 192568

STATE OF IDAHO } ss.
COUNTY OF GEM }

Recorded at the request of
Beth Sermersheim

Time:

Date: _____ No: _____
Instr: _____

Recorded as a Survey

Thelma R. Kolodziej, Clerk
Ex-officio Recorder

Deputy

Fee: \$5.00

INDEX No. 624-08-2-0-0

NOVEMBER 1996
JOB No. 105-96

RECEIVED

JAN 14 2003

RECEIVED

JAN 10 2003

STATE OF IDAHO Department of Water Resources
DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

WATER RESOURCES
WESTERN 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
65-03496					
65-03520					

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)

Edna L. Magnuson

4. New Owner/Claimant(s)

Daryl and Beth Sermersheim

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

New Mailing Address

5211 W. Hwy 52

City, State and ZIP Code

Emmett, ID 83617

New Telephone Number

(208) 365-3768

5. Date you acquired the property

11-20-1996

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)

David J. Linsley
Beck M. Seimersheim

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 <i>JH</i>	Date <i>1-10-03</i>	Fee <i>\$50⁰⁰</i>
Received by <i>JH</i>	Date <i>1-10-03</i>	Receipt No. <i>0029964</i>
Processed by _____	AJ Date _____	WR _____ Date _____

1966

WARRANTY DEED

INSTRU NO. 142549

PAGES 1 of 2

FOR VALUE RECEIVED MICHAEL W. FREDERICK and VIRGINIA F. FREDERICK, husband and wife

THE GRANTOR s, do hereby grant, bargain, sell and convey unto DARYL J. SERMERSHEIM and BETH M. SERMERSHEIM, husband and wife

THE GRANTEE s, whose current address is 5211 W. Highway 52
Emmett, Idaho 83617

the following described premises, in Gen
to wit:

County, Idaho,

(Continued)

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; are free from all encumbrances EXCEPT: current year taxes, conditions, covenants, restrictions, reservations, easements, rights and rights of way, apparent or of record

and that t he y will warrant and defend the same from all lawful claims whatsoever.

DATED: November 19, 1996

Michael W. Frederick
Michael W. Frederick

Virginia F. Frederick
Virginia F. Frederick

STATE OF IDAHO, COUNTY OF Gen

On this 19th day of November , 19 96 , before me, a notary public in and for the said State, personally appeared Michael W. Frederick
Virginia F. Frederick

known or identified to me to be the person s whose name s are subscribed to the within instrument, and acknowledged to me that they executed the same.

Residing at
Commission Expires 01/02/98



Judy Murphy
Idaho Notary Public

Legal Description (Continued)

TRACT I

That portion of the W 1/2 of the SE 1/4 of Section 8, Township 6 North, Range 2 West, B.M., Gem County, Idaho, described as follows:

COMMENCING at the Northeast corner of the SE 1/4 of Section 8, T. 6 N., R. 2 W., B.M., Gem County, Idaho, marked by a 1/2" iron pin; thence North 89°18'37" West, 1287.68 feet, along the North line of said SE 1/4, to the Northeast corner of the W 1/2 of said SE 1/4; thence South 00°34'43" West, 40.00 feet, along the East line of said W 1/2, to a point on the Southerly right-of-way of State Highway 52 marked by a set 1/2" iron pin with plastic cap PLS 6552 and being THE REAL POINT OF BEGINNING; thence continuing South 00°34'43" West, 2564.33 feet to the Southeast corner of said W 1/2 of the SE 1/4; thence North 88°52'37" West, 330.01 feet, along the South line of said W 1/2; thence North 00°34'43" East, 2561.83 feet to a point on the Southerly right-of-way of said State Highway 52 marked by a set 1/2" iron pin with plastic cap PLS 6552 and referred to hereinafter as Point "A"; thence South 89°18'37" East, 330.00 feet, along said right-of-way to the REAL POINT OF BEGINNING.

TRACT II

That portion of the SW 1/4 of the SE 1/4 and the SE 1/4 of the SW 1/4 of Section 8, Township 6 North, Range 2 West, B.M., Gem County, Idaho, described as follows:

COMMENCING at the Southeast corner of Section 8, T. 6 N., R. 2 W., B.M., Gem County, Idaho, marked by a brass capped monument; thence North 88°52'37" West, 1646.08 feet, along the South line of the SE 1/4 of said Section 8 to the REAL POINT OF BEGINNING; thence continuing North 88°52'37" West, 986.05 feet to the South quarter corner of said Section 8 marked by a 5/8" iron pin with aluminum cap stamped PLS 6552; thence North 88°53'21" West, 306.49 feet, along the South line of the SE 1/4 of the SW 1/4 of said Section 8 to a point on the Easterly right-of-way of the U.S.B.R. Drain Ditch marked by a set 1/2" iron pin with plastic cap PLS 6552; thence North 16°06'53" West, 482.32 feet, along said right-of-way, to a set 1/2" iron pin with plastic cap PLS 6552; thence North 08°50'53" West, 123.66 feet, along said right-of-way, to the centerline of a drain ditch; thence along said drain ditch centerline the following courses and distances:
 South 88°13'11" East, 498.63 feet;
 North 67°21'49" East, 321.82 feet;
 North 43°41'25" East, 724.39 feet;
 North 64°09'26" East, 60.99 feet;
 North 81°09'38" East, 73.65 feet;
 South 88°15'53" East, 34.66 feet to a point referred to hereinafter as Point "B"; thence leaving said centerline South 00°34'43" West, 1279.9° feet to the REAL POINT OF BEGINNING.

TRACT III

That portion of the NE 1/4 of the NW 1/4 of Section 17, Township 6 North, Range 2 West, B.M., Gem County, Idaho, described as follows:

BEGINNING at the Northeast corner of the NE 1/4 of the NW 1/4 of Section 17, T. 6 N., R. 2 W., B.M., Gem County, Idaho, marked by a 5/8" iron pin with aluminum cap stamped PLS 6552; thence South 00°00'38" West, 516.54 feet along the East line of said NE 1/4 of the NW 1/4, to a point on the Easterly right-of-way of the U.S.B.R. Drain Ditch marked by a set 1/2" iron pin with plastic cap PLS 6552; thence North 36°13'53" West, 434.04 feet, along said right-of-way, to a set 1/2" iron pin with plastic cap PLS 6552; thence North 16°06'53" West, 179.41 feet, along said right-of-way, to a point on the North line of said NE 1/4 of the NW 1/4 marked by a set 1/2" iron pin with plastic cap PLS 6552; thence South 88°53'21" East, 306.49 feet, along said North line, to the REAL POINT OF BEGINNING.

192549

Gem County, IDAHO) ss
Recorded at request of
Alliance Title & Escrow

Time 3:58 PM

Date November 20, 1996

Instr. No. 192549

Recorded as a Deed

Thelma R. Kolodziej, Clerk
Ex-officio Recorder

By: Judith A. Bohannon
Deputy

Fees \$ 6.00

RECORD OF SURVEY

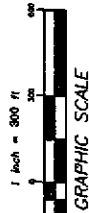
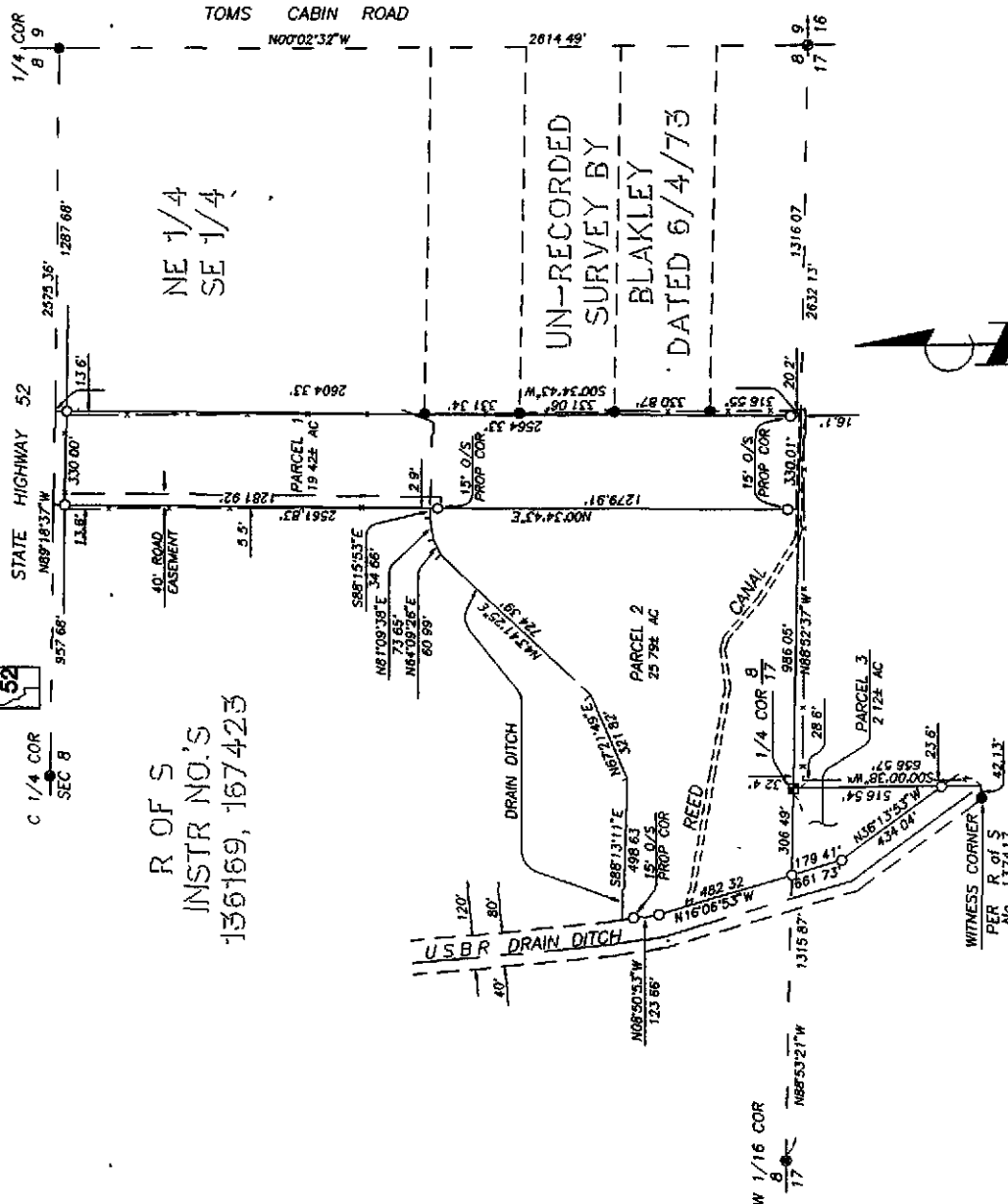
OF A PORTION OF SECTION 8 AND SECTION 17,
TOWNSHIP 6 NORTH, RANGE 2 WEST, BOISE MERIDIAN
GEM COUNTY, IDAHO

R OF S INSTR. NO 184767



C 1/4 COR
SEC 8

R OF S
INSTR NO'S
136169, 167423



R OF S
INSTR. NO. 137417

BASIS OF BEARINGS

THE BASIS OF BEARINGS FOR THIS SURVEY IS THE EAST LINE OF THE NORTHEAST 1/4 OF SECTION 8, TOWNSHIP 6 NORTH, RANGE 2 WEST, BOISE MERIDIAN AS SHOWN ON THAT CERTAIN RECORD OF SURVEY FILED AS INSTR. NO. 184767, RECORDS OF GEM COUNTY, IDAHO 10 N 00°02'32" W

LEGEND.

- FOUND BRASS CAP MONUMENT
- FOUND 5/8" IRON PIN
- FOUND 1/2" IRON PIN
- FOUND 5/8" IRON PIN SET ALUMINUM CAP STAMPED PLS 6552
- SET 1/2" IRON PIN W/PLASTIC CAP PLS 6552
- X-X-X- BARBED WIRE FENCE
- - - - - DITCH

NOTE

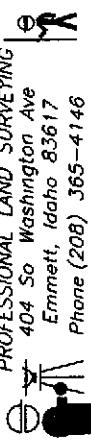
FISCHER LAND SURVEYING, INC. ASSUMES NO LIABILITY FOR PRESENT OR FUTURE CHANGES IN ZONING ORDINANCES OR BUILDING PERMITS AND THE ISSUANCE THEREOF

SURVEY FOR

BETH SERMERSHEIM
9655 W BEACON LIGHT ROAD
STAR, ID 83669

Fischer Land Surveying, Inc.

PROFESSIONAL LAND SURVEYING
404 So Washington Ave
Emmett, Idaho 83617
Phone (208) 365-4146



Instr No **192568**

STATE OF IDAHO } SS.
COUNTY OF GEM

Recorded of the request of
Beth Sermersheim

Date

Instr No.

Recorded as a Survey

Thelma R Kolodziej, Clerk
Ex-officio Recorder

Fee \$5.00

Deputy

INDEX No 624-08-2-0-0

NOVEMBER 1996
JOB No 105-96

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA)
Case No. 39576)
PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 65-03496

NAME AND ADDRESS: EDNA L MAGNUSON
5211 HWY 52
EMMETT, ID 83617

SOURCE: GROUNDWATER

QUANTITY: 0.04 CFS
2.60 AFY

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
GALLONS PER DAY.

THIS RIGHT WHEN COMBINED WITH RIGHT 65-03497 SHALL PROVIDE NO
MORE THAN .02 CFS NOR 1.2 AFA FOR DOMESTIC.

PRIORITY DATE: 09/25/1948

POINT OF DIVERSION: T06N R02W S08 NWSE Within Gem County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Domestic 1 HOME	01-01 TO 12-31	0.04 CFS 1.20 AFY
	Stockwater	01-01 TO 12-31	0.02 CFS 1.40 AFY

PLACE OF USE:	Stockwater		Within Gem County
	T06N R02W S08	NWSE	
	Domestic		Within Gem County
	T06N R02W S08	NWSE	

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.


Daniel C. Hurlbutt, JR.
Presiding Judge
Snake River Basin Adjudication



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

September 29, 2004

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

DARYL SERMERSHEIM
BETH M SERMERSHEIM
5211 W HWY 52
EMMETT ID 83617

RE: Change of Ownership for Water Right 65-3520, 65-3496

Dear Water Right Holders:

The department acknowledges receipt of correspondence changing ownership of the above referenced water rights to you. The department has modified its records to reflect the changes in ownership and has enclosed computer-generated reports for your records.

Please note that as of July 1, 1996, water right owners are required to report any change of water right ownership and any change of mailing address of the owner of a water right to the department. Notice of the change must be provided to the department within 120 days of the change. Change reporting forms are available from any office of the department.

Please feel free to contact this office if you have any questions regarding this matter.

Sincerely,

A handwritten signature in black ink, appearing to read 'JP' followed by a stylized surname.

for Jeff Peppersack, Manager
Water Right Permits Section

JP:eja

Enclosures