

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

RECEIVED
APR 06 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 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
<u>22-2222</u>	<u>Same</u>	<u> </u>	<u>22-11192</u>	<u>~~Same~~</u>	<u> </u>
<u>22-2287</u>	<u>Same</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
<u>22-11185</u>	<u>Same</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
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2. The following **REQUIRED** information must be submitted with this form:

- A. The appropriate **FILING FEE**. See instructions for fee amounts. \$25
- 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**.

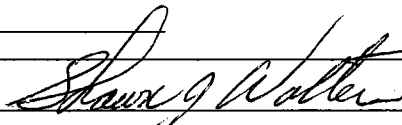
3. Name and Address of Former Owner/Claimant(s) Windy Ridge Farms, Inc.
11096 E. Highway 33, Newdale, Idaho 83436
4. New Owner/Claimant(s) Shawn J. Walters & Patrice Walters, W. Jeffrey Walters & Mona Walte
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address 3360 3360 North 8800 East
- City, State and ZIP Code Newdale, Idaho 83436
- New Telephone Number (208) 458-4656
5. Date you acquired the property October 25, 2002

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)


Shawn J. Walters

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 3-30-05 Fee \$25 -
 Receipted by JC Date 3-30-05 Receipt No. E030732
 Processed by _____ AJ Date _____ WR _____ Date _____

WARRANTY DEED

For Value Received **Windy Ridge Farms, Inc., an Idaho Corporation**

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto

W. Jeffrey Walters and Mona Walters, husband and wife and Shawn J. Walters and Patrice Walters, husband and wife

whose address is: **85 Crest View Dr., Rexburg, ID 83440**

Hereinafter called the Grantee, the following described premises situated in Both **Fremont & Madison County, ID**, to-wit:

Parcel 1:

Township 7 North, Range 41 E.B.M., Fremont County, Idaho.

Section 36: ALL, EXCEPT State Highway No. 33,

ALSO EXCEPT: That portion of the SW $\frac{1}{4}$ of said Section 36, more particularly described as follows: Beginning at the Southwest corner of said Section 36; thence along the West section line N. 00°01'00" W. a distance of 1627.01 feet; thence S. 88°18'33" E. a distance of 2117.84 feet to the West bank of the Canyon Creek Canal; running thence along the West bank S. 00°45'28" W. a distance of 867.14 feet; thence along said West bank S. 40° 00'48" E. a distance of 429.63 feet to the Norwest corner of the City of Newdale property; thence along the West side of the City of Newdale property S. 00°00'13" W. a distance of 368.41 feet to the South section line; thence West along the section line a distance of 2380.87 feet to the Point of Beginning.

ALSO EXCEPT: That portion of the S $\frac{1}{2}$

of said Section 36, more particularly described as follows: Beginning at a point which is West 2520.53 feet and North 77.84 feet from the Southeast corner of said section; running thence along the toe of the Canyon Creek Canal N. 45°20'19" W. a distance of 89.20 feet; thence along said toe N. 77°35'14" W. a distance of 101.20 feet; thence along said toe N. 41°38'43" W. a distance of 275.13 feet; thence S. 00°00'13" W. a distance of 289.87 feet to the North right of way of State Highway 33; thence along said right of way S. 89°52'59" E. a distance of 344.80 feet to the Point of Beginning.

Parcel 2:

Township 6 North, Range 41 E.B.M., Madison County, Idaho

Section 1: Lot 1, EXCEPT State Highway No. 33.

→ **Township 6 North, Range 42 E.B.M., Madison County, Idaho**

Section 6: Lot 4, EXCEPT State Highway No. 33.
NNNN

Township 7 North, Range 42 E.B.M., Madison County, Idaho

Section 31: W $\frac{1}{2}$

SW $\frac{1}{4}$, EXCEPT State Highway No. 33.

SUBJECT TO all easements, right of ways, covenants, restrictions, reservations, applicable building and zoning ordinances and use regulations and restrictions of record, and payment of accruing present year taxes and assessments as agreed to by parties above.

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 said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U. S. Patent reservations, restrictions, easements of record, and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.

Dated: October 25, 2002

Windy Ridge Farms, Inc.

BY: *Carma J. Haws*
Carma J. Haws, President

Microfilm No. 477528
28 Day Oct 20 02
At 11:50 O'Clock P M
ABBE MACE
FREMONT CO RECORDER
Fee \$ 6 Deputy

First American Title Company

Instrument # 299160

REXBURG, MADISON, IDAHO
2002-10-28 04:00:00 No. of Pages: 2
Recorded for: FIRST AMERICAN TITLE
MARILYN R. RASMUSSEN Fee: 6.00
Ex-Officio Recorder Deputy *M*

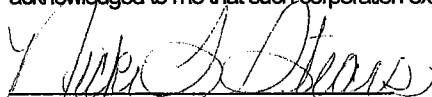
STATE OF Idaho

477528

)ss.

COUNTY OF MADISON

On this 25th day of October, 2002, before me the undersigned, personally appeared Carma J. Haws, known or identified to me (or proved to me on the oath of), to be the president, or vice president, or secretary or assistant secretary, of the corporation that executed the instrument or the person who executed the instrument on behalf of said corporation, and acknowledged to me that such corporation executed the same.



Notary Public of Idaho
Residing at: Madison County, Idaho
Commission Expires: 01/03/06

NICKI L. STEARS
STATE OF IDAHO
NOTARY--PUBLIC