

# STATE OF IDAHO

## DEPARTMENT OF WATER RESOURCES

### NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

RECEIVED

JUL 09 2004

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, 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>22-415A</u>        |                              |       | <u>22-10375</u>       | <u>(525)</u>                 | <u>(Balance)</u>  |
| <u>22-416A</u>        |                              |       | <u>22-10273</u>       | <u>(525)</u>                 | <u>home place</u> |
| <u>22-13127</u>       |                              |       |                       |                              |                   |
| <u>22-13128</u>       |                              |       |                       |                              |                   |
|                       |                              |       |                       |                              |                   |

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WATER RESOURCES

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Department of Water Resources  
Eastern Region

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

- A. The appropriate **FILING FEE**. See instructions for fee amounts. \$50 \$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) are 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)

Delos + Verla Lusk

4. New Owner/Claimant(s)

Mary Louise BarneyName Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address

943 South 7th West

City, State and ZIP Code

Sugar City, ID 83448

New Telephone Number

( ) 208 656-0075

5. Date you acquired the property

August 15, 2003

SCANNED

APR 24 2005

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 _____                                                                                                             | _____                                                                      | _____                                                        |
| Total                                                                                                                   | _____                                                                      | _____                                                        |

| 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 _____                                                                                                             | _____                                                                      | _____                                                        |
| Total                                                                                                                   | _____                                                                      | _____                                                        |

7. Signature of New Owner(s) or Claimant(s)  
(include title if applicable)

*Mary Louise Barney*

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 QC Date 7-12-04 Fee \$25-  
 Receipted by QC Date 7-12-04 Receipt No. E030040  
 Processed by \_\_\_\_\_ AJ Date \_\_\_\_\_ WR \_\_\_\_\_ Date \_\_\_\_\_

SCANNED

**Instrument # 306113**

REXBURG, MADISON, IDAHO

2003-08-20

10:30:00 No. of Pages: 2

Recorded for : RIGBY THATCHER

MARILYN R. RASMUSSEN

Fee: 6.00

Ex-Officio Recorder Deputy

## **PERSONAL REPRESENTATIVES' DEED**

FOR VALUE RECEIVED, **Mary Louise Barney and Galen B. Lusk, as Co-Personal Representatives of the Estates of DeLos D. Lusk and Verla B. Lusk**, deceased, with the Estates pending in Madison County, Idaho under Case No. CV-02-297, of 2366 N. 1000 E., Sugar City, Idaho 83448, ("Grantors"), do hereby grant, bargain, confirm, and convey unto **Mary Louise Barney**, as her sole and separate property, with the rents, issues and profits to remain sole and separate, of 2366 N. 1000 E., Sugar City, Idaho 83448, ("Grantee"), the following described real property located in Madison County, State of Idaho, to wit:

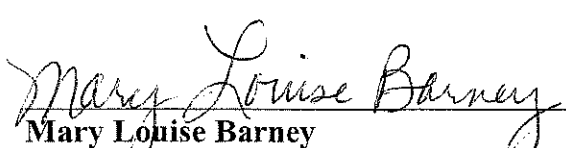
Commencing at the NW Corner of N $\frac{1}{2}$ SW $\frac{1}{4}$  of Sec. 9, Twp. 6 N., Rge. 40 E., Boise Mer., Madison County, Idaho, and running thence E. 2274 feet; thence S 1320 feet, more or less to the S line of said N $\frac{1}{2}$ SW $\frac{1}{4}$ ; thence W. 2066 feet; thence N. 350.0 feet, more or less; thence W. 208 feet; thence N. 214.5 feet; thence E. 185 feet; thence N. 135 feet; thence W. 185 feet; thence N. 620.5 feet, to the point of beginning.

Containing 66.79 acres, more or less.

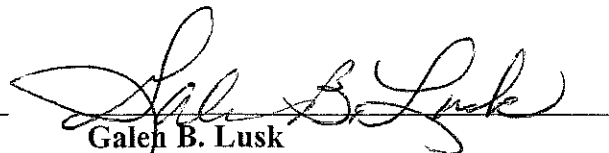
Together with all water rights, improvements, and appurtenances thereto.

Subject to easements for County road, ditches and utilities.

DATED This 15 day of August, 2003.

  
**Mary Louise Barney**

As Co-Personal Representative of the Estates  
of DeLos D. Lusk and Verla B. Lusk, deceased

  
**Galen B. Lusk**

As Co-Personal Representative of the Estates of  
DeLos D. Lusk and Verla B. Lusk, deceased

**Personal Representatives' Deed — Page 1 of 2**

S:\LUSKD&V.PR2

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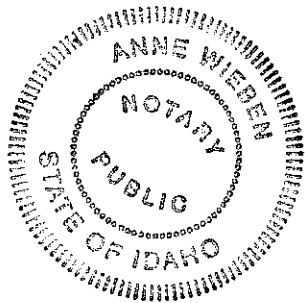
**Acknowledgment by Personal Representatives**

STATE OF IDAHO )

ss.

County of Madison )

On this 15<sup>th</sup> day of August, 2003, before me, the undersigned, a Notary Public in and for said State, personally appeared **Mary Louise Barney** and **Galen B. Lusk**, known to me to be the Co-Personal Representatives of the **Estates of DeLos D. Lusk and Verla B. Lusk**, deceased, and acknowledged to me that they executed the same as such Co-Personal Representatives.



*Anne Wieben*

Notary Public for Idaho

Residing at Rexburg

My Commission expires: 7/27/2007

100.5'

1573.5'

558'

(4817)

T-7

*Debra Luke*  
#368

(4811)

T-115

*Debra Luke*  
223887 223887  
223888 223889  
223889 240489  
240493 240490  
240495 240491  
251274 240492

T-49

T-108

(5105)

*James S. Thomas*  
*of New Virgin*

223479  
223450  
240512

T-76

(5259)

*Matthew Thomas*

*of New Virgin*

148512  
228511

1541

(4821)

T-111

*Rob*

*of New Virgin*

*of New Virgin*

*of New Virgin*

*of New Virgin*

(4819)

T-113

*Rob*

*of New Virgin*

*of New Virgin*

(4825)

T-114

*Rob*

*of New Virgin*

*of New Virgin*

(4816)

T-110

*Rob*

*of New Virgin*

*of New Virgin*

T-32

(6624)

*Mayotte R. Bennett*  
#349

264

(6012)

*Ellen Marie*

*of New Virgin*

*of New Virgin*

*of New Virgin*

(6020)

T-77

*of New Virgin*

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(5258)

T-105

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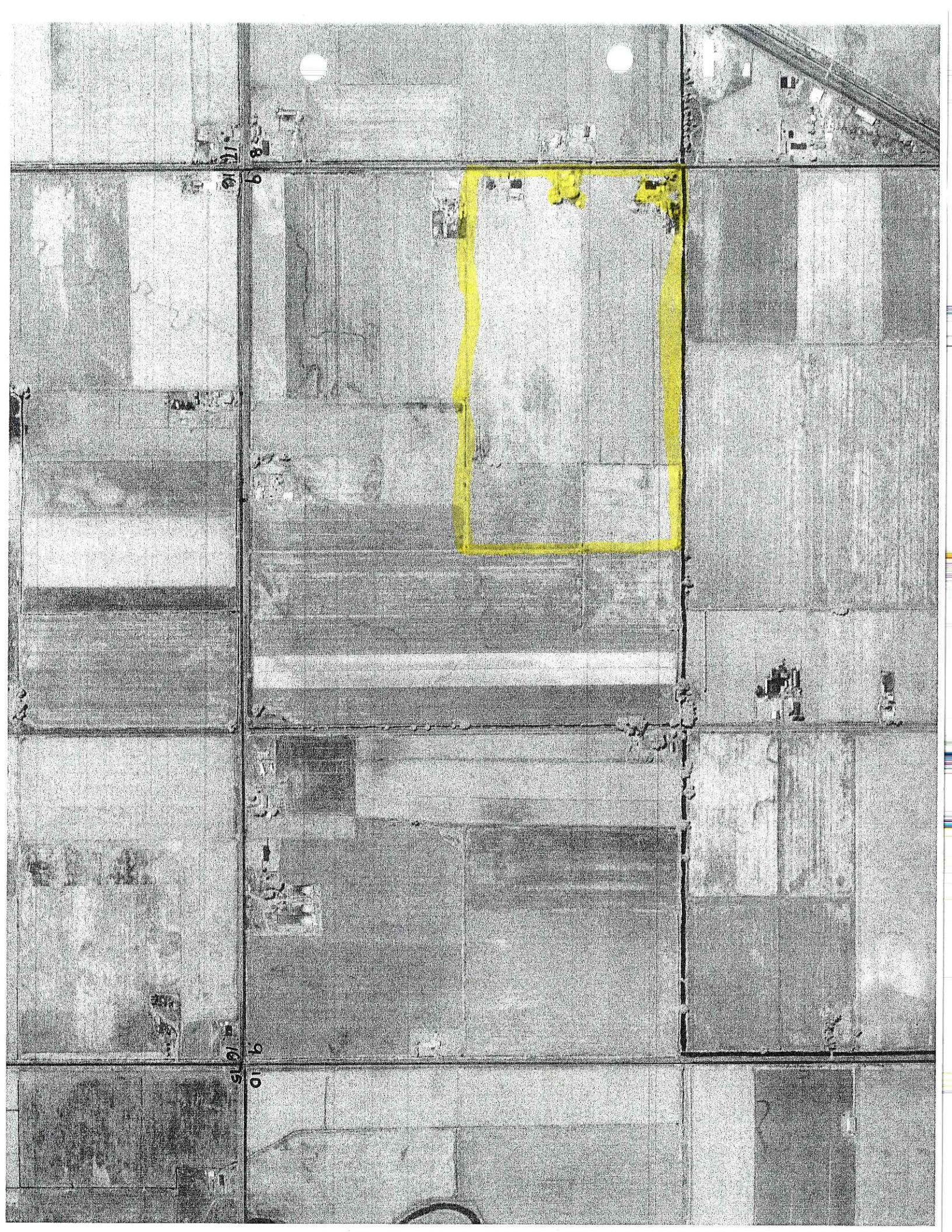
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6/25/04

PMO100 - PARCEL MASTER INQUIRY

11:14:58

PARCEL: RP 06N40E094817 A

BARNEY MARY LOUISE

\*TREND

F10=SW F12=RC F14=HO  
F17=DD F19=SP F23=AG  
LEGAL DESCRIPTION

TAX 7  
09-06-40  
PP TO P01120

2366 N 1000 E

CODE AREA 22-0000 OWNER CD

SUGAR CITY ID 83448

PARC TYPE LOC CODE  
EFFDATE EXPDATE

943 S 7 W 83448

PREV PARCEL

| CAT    | RY   | QUANTITY | UN | VALUE  | HO MRKT | HO EXMP | CB MRKT | OTHER |
|--------|------|----------|----|--------|---------|---------|---------|-------|
| 1      | 2002 | 22500    | AC | 6084   |         |         |         |       |
| 10     | 2002 | 1000     | AC | 12500  |         |         |         |       |
| 19     | 2002 | 1500     | AC |        |         |         |         |       |
| 31     | 2000 |          |    | 98492  |         |         |         |       |
| TOTALS |      | 25000    |    | 131186 | 98492   | 49246   |         |       |

FKeys: F2=TX F3=Exit F5=SS F6=NLM F7=LG A  
F8=CT F13=TM F18=HS F20=Strch F22=EU

22-10273  
home & stock water