

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

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JUL 01 2004

Department of Water Resources
Southern 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
47-11852 -	5025954		pd	July 7 2003	
47-11849 -	copied to AJ				

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WATER RESOURCES

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)

DAVID STOUT
3347 E 3400N

4. New Owner/Claimant(s)

KIMBELLY ID 83341

Name Connector (Check one): [] and, [] or, [] and/or

New Mailing Address

3347 E 3400N

City, State and ZIP Code

Kimberly ID 83341

New Telephone Number

(208) 423-4783

5. Date you acquired the property

March 1 2001

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) _____

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 KRC Date 7/1/04 Fee 25.00
 Received by _____ Date 7/7/03 Receipt No. 5025954
 Processed by _____ AJ Date _____ WR _____ Date _____

WARRANTY DEED

Order No.:4072001035

FOR VALUE RECEIVED

David R. Stout and Londa Stout, Husband and Wife

the grantor(s), do(es) hereby grant, bargain, sell and convey unto

Jonathan R. Fortner and Margaret Mae Fortner, Husband and Wife

whose current address is

3347 E 3400 N KIMBERLY, ID 83341

the grantee(s), the following described premises, in Twin Falls County, Idaho, TO WIT:

PARCEL NO. 1

Township 11 South, Range 18 East of the Boise Meridian, Twin Falls County, Idaho
Section 7: A parcel of land located in the NW1/4, also known as the North 125 feet of Parcel No. 3 of CANYON LAND, Twin Falls County, Idaho, according to the Map of Survey thereof, recorded in Book 28 of Miscellaneous, page 1859, records of Twin Falls County, Idaho, more particularly described as follows:

BEGINNING at a point which lies on the Northerly boundary of said NW1/4 and lies South 89°50'40" West, 680.73 feet from the Northeast corner of said NW1/4;
THENCE South 0°42'41" East, 125.00 feet;
THENCE South 89°50'49" West, 348.54 feet;
THENCE North 1°11'52" West, 125.00 feet to a point on the Northerly boundary of said NW1/4;
THENCE North 89°58'40" East 350.00 feet to the REAL POINT OF BEGINNING.

SUBJECT TO: A county road right of way which affects the Northerly 25 feet and an access road easement which affects the Easterly 25 feet of said parcel.

SUBJECT TO AND TOGETHER WITH: The benefits of the roadway and utility easements as reflected on the Map of Survey, recorded in Book 28 of Miscellaneous, page 1859, records of Twin Falls County, Idaho.

PARCEL NO. 2

Township 11 South, Range 18 East of the Boise Meridian, Twin Falls County, Idaho.
Section 7: A parcel of land located in the NW1/4, also known as a portion of Parcel No. 3 of CANYON LAND, Twin Falls County, Idaho, according to the Map of Survey thereof, recorded in Book 28 of Miscellaneous, page 1859, records of Twin Falls County, Idaho, more particularly described as follows:

BEGINNING at a point which lies on the Northerly boundary of said NW1/4 and lies South 89°50'40" West, 680.73 feet from the Northeast corner of said NW1/4;
THENCE South 0°42'41" East, 125.00 feet to the TRUE POINT OF BEGINNING;
THENCE South 89°50'40" West 348.54 feet;
THENCE South 1°11'52" East 125.00 feet;
THENCE North 89°50'40" East 347.08 feet;
THENCE North 0°42'41" West 125.00 feet to the TRUE POINT OF BEGINNING.

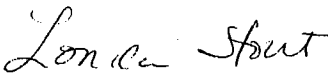
SUBJECT TO AND TOGETHER WITH: The benefits of the roadway and utility easements as reflected on the Map of Survey, recorded in Book 28 of Miscellaneous, page 1859, records of Twin Falls County, Idaho.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee(s), that (s)he is/are the owner(s) in fee simple of said premises; that they 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 (s)he will warrant and defend the same from all lawful claims whatsoever.

Dated: February 27, 2001


David R. Stout


Londa Stout

State of Idaho

County of

Twin Falls

On this 28 day of Feb., 2001, before me, a Notary Public in and for said state, personally appeared David R. Stout and Linda Stout

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

Linda S. Walker
Notary Public for the State of Idaho

Residing at:

Commission Expires:



Linda S. Walker
Notary Public State of Idaho
311 2nd. Street North
Twin Falls, ID. 83301
Comm. Expires 10/30/2001