



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

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
Incomplete forms will be returned.

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AUG 05 1998

Department of Water Resources
Southern Region

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Department of Water Resources

1. Water Right Number(s) WR5809NP

Adjudication Claim Number(s) 36-11017

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

A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE, or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.

AND

B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually on file with the county.) OR

C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency (formerly ASCS) AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.

3. Name and Address of Former Owner/Claimant(s) MICHAEL A. GALLAGHER

P.O. BOX 731, WENDELL, IDAHO 83355

4. New Owner/Claimant(s) GEORGE NUNES AND JOHN NUNES

Name connector (Check one): ☐ AND, ☐ OR, ☐ AND/OR

New Mailing Address 2933 SOUTH 1500 EAST, WENDELL, IDAHO 83355

City, State and ZIP Code _____

New Telephone Number () -

5. Date you acquired the property July 31, 1998

6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.

Number of acres actually irrigated _____ Number and type of stock _____

Diversion rate in CFS _____ Number of homes _____ Other uses _____
cubic feet per second

If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.

7. Signature of New Owner/Claimant(s) George Nunes Date 7-31-98

John Nunes Date _____

(Corporations or other organizations must submit a list of directors/officers demonstrating authority to sign form.)

8. For Snake River Basin Adjudication Claims: If you are represented by an attorney and you want IDWR to correspond directly with your attorney for all matters related to your claims, please attach a Notice of Appearance filed by your attorney.

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INSTRUCTIONS

This form has been prepared to assist new owners of property to comply with the requirements of Sections 42-248 and 42-1409(6), Idaho Code. Section 42-248 requires certain property holders to notify the Department of Water Resources (IDWR) of any change in mailing address or ownership of all or part of a water right record on file with IDWR. Section 42-1409(6) provides that new property owners must notify IDWR of any change in ownership of a water right during an adjudication of water rights, and, if a required claim for the water right has not been filed, to file the needed claim.

Separate brochures are available from IDWR describing the adjudication of water rights and the requirement to notify IDWR of changes in ownership. If you would like any of these brochures, or if you have questions about completing this form, please contact your nearest IDWR office or call 1-800-451-4129.

If you need additional space to describe or explain any of the items on the form, please attach additional sheets to the form as you may require.

1. If there are water rights associated with the property, the seller should be able to provide you with the water right or adjudication claim number(s). Please enter these number(s) at Item 1. If you or the seller believe there are water rights for the property but the numbers are unknown, you may wish to call IDWR or come into an office of IDWR for assistance in identifying the water rights for the property in question. If claims for the rights are required, and have not been filed, IDWR will so advise you.
2. The information described at Item 2 is required, since IDWR cannot process the requested change without documentation of ownership. The preferred types of documentation are shown; contact IDWR if you have difficulty obtaining this information. Do not obtain a new survey for purposes of this form before contacting IDWR.
3. Please provide the name and address of the former owner of the water right and/or adjudication claim at Item 3.
4. The name, mailing address, and telephone number of the new owner(s) is entered at Item 4. Please indicate the relationship between multiple owners by using the connector "and", "or" or "and/or". If an "and" is used, all parties must sign this form. If an "and/or" or "or" is used, all parties may sign, however only one of the named parties is required to sign.
5. At Item 5, please provide the date the property in question was acquired. This may be the date of "closing" in the case of a real estate transaction or the date of court order for other types of ownership changes.
6. If the property you have purchased is only a portion of the property owned by the former owner/seller, you may be purchasing only a portion of the total water right held by the seller. This means the water right held by the seller may be "split" to provide your share of the right in question. Be sure to include a description of the portion of the water right you have purchased at Item 6.

Please provide as much detail as possible concerning your water right: include the number of homes, irrigated acreage if more than 1/2 acre is irrigated, type and number of stock if your right is for stockwater, etc. In the absence of information to the contrary, IDWR will assume the intent is to split the rights *proportionately*.

7. The new owner(s) must sign the form in the space(s) provided at Item 7. Corporations and other organizations must submit a list of directors or officers demonstrating the authority of the director or officer to sign the form.
8. There is no filing fee. When complete, you should retain a copy and return the original of the form to the IDWR office nearest you:

IDWR Western Region, 2735 Airport Way, Boise, ID 83705-5082 (208) 334-2190

IDWR Southern Region, 222 Shoshone St. E., Twin Falls, ID 83301-6105 (208) 736-3033

IDWR Northern Region, 1910 Northwest Blvd., Suite 210, Coeur d'Alene, ID 83814-2615 (208) 769-1450

IDWR Eastern Region, 900 N Skyline Dr., Suite A, Idaho Falls, ID 83402-1718 (208) 525-7161

WARRANTY DEED

#G-27090

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For Value Received

MICHAEL A. GALLAGHER, A SINGLE MAN
AND
LORRAINE WINMILL, A SINGLE WOMAN

RECEIVED

AUG 06 1998

Department of Water Resources

AUG 05 1998

Department of Water Resources
Southern Region

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

A MARRIED MAN CONTRACTING WITH HIS SOLE AND SEPARATE PROPERTY
GEORGE NUNES AND JOHN NUNES, AS TENANTS IN COMMON AS TO AN
UNDIVIDED ONE HALF INTEREST EACH A MARRIED MAN CONTRACTING WITH HIS SOLE
Address: 2933 South 1500 EAST Wendell Idaho 83320 AND SEPARATE PROPERTY

Hereinafter called the Grantee, the following described premises situated in GOODING County, Idaho, to-wit:

SEE SCHEDULE A ATTACHED

SUBJECT TO:

All reservations in patents or deeds in the chain of title.

Taxes for 1998 and subsequent years, which are a lien, but not yet due and payable.

Assessments of the North Side Canal Company and the rights and powers of said Company as by law provided.

Right of way for canals, laterals and waste ditched of the North Side Canal Company, Ltd.

Power Line Easement given by E.O. Nancoles and Katie M. Nancoles, Husband and wife, to Idaho Power Company, a corporation, dated June 20, 1941, recorded November 12, 1941 in Book 5 Page 10 as Instrument Number 81967, Gooding County records, affecting a portion of the NW1/4SW1/4 of Section 2, Township 8 South, Range 14, East Boise Meridian.

Subject to a right of way as disclosed in Survey recorded August 11, 1978 as Instrument Number 71837, Gooding County records.

Road, Access, and Utility Easement Dedication recorded August 11, 1978 as Instrument Number 71838, Gooding County records.

TO HAVE AND TO HOLD, the said premises, with their appurtenances unto the said Grantee and to the successors heirs and assigns of the Grantee forever. The 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 above described and that Grantor will warrant and defend the same from all lawful claims whatsoever.

Dated: July 24, 1998

Michael A. Gallagher by Lorraine Winmill
MICHAEL A. GALLAGHER, BY attorney in fact
LORRAINE WINMILL, ATTORNEY IN FACT

Lorraine Winmill
LORRAINE WINMILL

176552

STATE OF IDAHO COUNTY OF GOODING

Filed for record at the request of

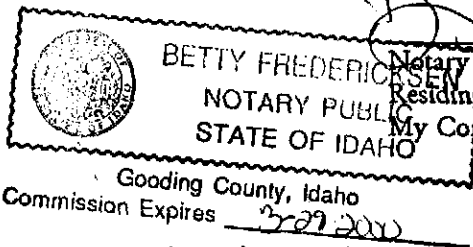
Land Title
37 min. past 3 o'clock PM on this 31
of July 1998 \$12.00
BY R. O. Jensen Deputy

MICROFILMED

JUL 14 2000

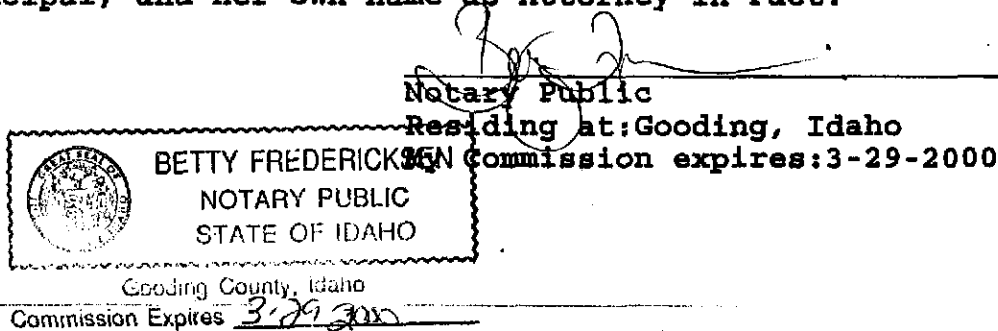
STATE OF IDAHO)
) ss.
COUNTY OF GOODING)

On this 31st day of July, 1998, before me, the undersigned, a Notary Public in and for said State, personally appeared Lorraine Winmill, known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that she executed the same.



STATE OF IDAHO)
) ss.
COUNTY OF GOODING)

On this 31st day of July, 1998, before me, the undersigned, a Notary Public in and for said State, personally appeared Lorraine Winmill, known or identified to me to be the person whose name is subscribed to the within instrument, as the Attorney-In-Fact of Michael A. Gallagher and acknowledged to me that she subscribed the name of Michael A. Gallagher thereto as principal, and her own name as Attorney-In-Fact.



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JUL 14 2000

SCHEDULE A

Order Number: G-27090

Parcel No. 1:

TOWNSHIP 8 SOUTH, RANGE 14, EAST OF THE BOISE MERIDIAN,
GOODING COUNTY, IDAHO

Section 2: NW $\frac{1}{4}$ SW $\frac{1}{4}$, described as follows:

Beginning at the West quarter corner of Section 2;
Thence North 89°54'40" East along the North line of said NW $\frac{1}{4}$ SW $\frac{1}{4}$, 1320.68 feet to the East line of said NW $\frac{1}{4}$ SW $\frac{1}{4}$;
Thence South 00°00'04" West along said East line, 660.04 feet to THE TRUE POINT OF BEGINNING;
Thence continuing South 00°00'04" West along said East line, 660.03 feet to the South line of said NW $\frac{1}{4}$ SW $\frac{1}{4}$;
Thence South 89°57'16" West along said South line, 330.05 feet;
Thence North 00°00'10" East, 660.02 feet;
Thence North 89°57'11" East, 330.02 feet to the East line of the NW $\frac{1}{4}$ SW $\frac{1}{4}$ being THE TRUE POINT OF BEGINNING.

Parcel No. 2:

TOWNSHIP 8 SOUTH, RANGE 14, EAST OF THE BOISE MERIDIAN,
GOODING COUNTY, IDAHO

Section 2: NW $\frac{1}{4}$ SW $\frac{1}{4}$, described as follows:

Beginning at the West quarter corner of Section 2;
Thence South 00°01'21" East along the West line of Section 2, 1319.07 feet to the South line of said NW $\frac{1}{4}$ SW $\frac{1}{4}$;
Thence North 89°57'16" East along said South line, 660.06 feet to THE TRUE POINT OF BEGINNING;
Thence continuing North 89°57'16" East along said South line, 330.03 feet;
Thence North 00°00'10" East, 660.02 feet;
Thence South 89°57'11" West, 330.33 feet;
Thence South 00°01'21" East and parallel to the West line of said Section, 660.02 feet to the South line of said NW $\frac{1}{4}$ SW $\frac{1}{4}$ being THE TRUE POINT OF BEGINNING.

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-Continued-

SCHEDULE A

Order Number: G-27090

Parcel No. 3:

**TOWNSHIP 8 SOUTH, RANGE 14, EAST OF THE BOISE MERIDIAN,
GOODING COUNTY, IDAHO**

Section 2: Part of the $E\frac{1}{2}E\frac{1}{2}SW\frac{1}{4}SW\frac{1}{4}$, described as follows:

Beginning at the Northeast corner of said $SW\frac{1}{4}SW\frac{1}{4}$;
Thence South $00^{\circ}00'04''$ West, 204.00 feet along the East line of said $SW\frac{1}{4}SW\frac{1}{4}$;
Thence South $89^{\circ}57'16''$ West parallel to the North line of said $SW\frac{1}{4}SW\frac{1}{4}$,
330.01 feet to the West line of said $E\frac{1}{2}E\frac{1}{2}SW\frac{1}{4}SW\frac{1}{4}$;
Thence North $00^{\circ}00'17''$ West, 204.00 feet along said West line to the North
line of said $SW\frac{1}{4}SW\frac{1}{4}$;
Thence North $89^{\circ}57'16''$ East, 330.03 feet along said North line, to THE
POINT OF BEGINNING.

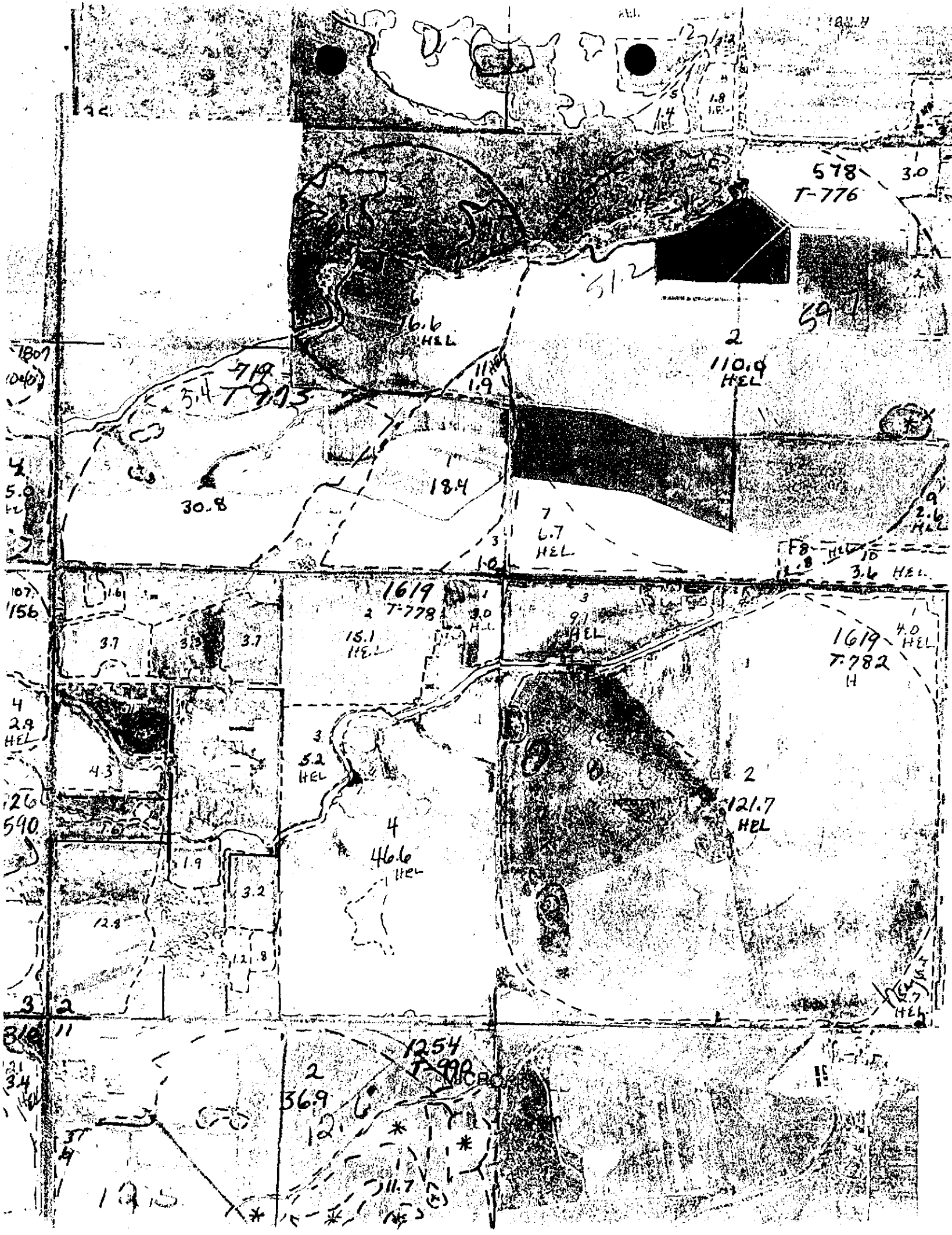
Parcel No. 4:

**TOWNSHIP 8 SOUTH, RANGE 14, EAST OF THE BOISE MERIDIAN,
GOODING COUNTY, IDAHO**

Section 2: That part of the $W\frac{1}{2}E\frac{1}{2}SW\frac{1}{4}SW\frac{1}{4}$, described as follows:

Beginning at the Northwest corner of the $SW\frac{1}{4}SW\frac{1}{4}$;
Thence North $89^{\circ}57'16''$ East along the North boundary of said $SW\frac{1}{4}SW\frac{1}{4}$,
660.07 feet to the Northwest corner of the $W\frac{1}{2}E\frac{1}{2}SW\frac{1}{4}SW\frac{1}{4}$, THE TRUE
POINT OF BEGINNING;
Thence continuing North $89^{\circ}57'16''$ East along the North boundary of said
 $W\frac{1}{2}E\frac{1}{2}SW\frac{1}{4}SW\frac{1}{4}$, 330.04 feet to the East boundary of said
 $W\frac{1}{2}E\frac{1}{2}SW\frac{1}{4}SW\frac{1}{4}$;
Thence South $00^{\circ}00'17''$ East along said East boundary, 659.75 feet;
Thence South $89^{\circ}57'16''$ West parallel to the North boundary of said
 $W\frac{1}{2}E\frac{1}{2}SW\frac{1}{4}SW\frac{1}{4}$, 329.97 feet to the West boundary of said
 $W\frac{1}{2}E\frac{1}{2}SW\frac{1}{4}SW\frac{1}{4}$;
Thence North $00^{\circ}00'39''$ West along said West boundary, 659.75 feet to THE
TRUE POINT OF BEGINNING.

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JUL 14 2000



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)
_____)

1996 NOV 15 AM 10:27
PARTIAL DECREE PURSUANT TO I.R.C.P. 54(b) FOR
DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
Water Right 36-11017

NAME & ADDRESS: MICHAEL A GALLAGHER
PO BOX 731
WENDELL ID 83355

SOURCE: GROUNDWATER

QUANTITY: 0.24 CFS

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

PRIORITY DATE: 08/10/1979

POINT OF DIVERSION: T08S R14E S02 NESW Within GOODING County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	STOCKWATER	01-01 12-31	0.2 CFS
	DOMESTIC 1 HOME	01-01 12-31	0.04 CFS

PLACE OF USE: STOCKWATER Within GOODING County
T08S R14E S02 NESW

DOMESTIC Within GOODING County
T08S R14E S02 NESW

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.

DATED: NOV 15 1996


DANIEL C. HURLBUTT
PRESIDING JUDGE
Snake River Basin Adjudication

MICROFILMED
MAY 22 1997

PARTIAL DECREE PURSUANT TO I.R.C.P. 54(b)
Water Right 36-11017

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JUL 14 2000

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OCT-28-1996



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

April 22, 1999

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

GEORGE NUNES
JOHN NUNES
2933 S 1500 E
WENDELL ID 83355

RE: Decreed Water Right 36-11017

Dear Water Right Holder(s):

The Department is in receipt of the correspondence changing the ownership of the above referenced decreed water right to you. We have modified our records to reflect this change in ownership and a computer generated report is enclosed.

Just a reminder, because of a law that went into effect July 1, 1996, all water right owners are required to report change of address or ownership to the department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee to the water right owner. If you have other water rights that haven't had the ownership updated please contact the department as soon as possible.

If you have any questions regarding this matter, please feel free to contact me at (208) 327-7947.

Sincerely,

Jim JIM JOHNSON, Manager
Water Right Permits Section

JJ:klt
Enclosure

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JUL 14 2000