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Department of Water Resources  
Southern Region

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

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<br>Right No(s). | Adjudication<br>Claim No(s). | Split | Water<br>Right No(s). | Adjudication<br>Claim No(s). | Split |
|-----------------------|------------------------------|-------|-----------------------|------------------------------|-------|
| 36-10725              |                              |       |                       |                              |       |
|                       |                              |       |                       |                              |       |
|                       |                              |       |                       |                              |       |
|                       |                              |       |                       |                              |       |
|                       |                              |       |                       |                              |       |

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) Loren Wert and Rita Wert  
3115 South 1700 East, Wendell, ID 83355
4. New Owner/Claimant(s) Double V, L.L.C.  
Name Connector (Check one): ☐ and, ☐ or, ☐ and/or  
New Mailing Address 1587 East 3100 South, Wendell, ID 83355  
City, State and ZIP Code \_\_\_\_\_  
New Telephone Number ( ) \_\_\_\_\_
5. Date you acquired the property March 14, 2002

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6. If the change in ownership affects the entire water right for each water right 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<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**  
(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) Ray VanderVegt  
(include title if applicable) Ray VanderVegt, Member

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.

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**For Office Use Only**

|                                |                     |                            |
|--------------------------------|---------------------|----------------------------|
| Received by <u>[Signature]</u> | Date <u>3/25/02</u> | Fee <u>25.00</u>           |
| Received by <u>[Signature]</u> | Date <u>3/25/02</u> | Receipt No. <u>5024608</u> |
| Processed by _____             | AJ Date _____       | WR _____ Date _____        |

# WARRANTY DEED

#GG-03194A

For Value Received

**Loren P. Wert and Rita A. Wert, husband and wife**

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

**Double V, L.L.C.**

**Address: 1587 East 3100 South, Wendell, ID 83355**

**Instrument # 194358**

GOODING, GOODING, IDAHO

2002-03-14

02:16:22 No. of Pages: 2

Recorded for : LAND TITLE

HELEN EDWARDS

Ex-Officio Recorder Deputy

Fee: 6.00

*H. Edwards*

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

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

**Section 12:** That part of the NE $\frac{1}{4}$ NE $\frac{1}{4}$  and the S $\frac{1}{2}$ NE $\frac{1}{4}$  lying South and East of W-18 lateral of the North Side Canal Company, Limited, described as follows:

Beginning at a point 577.3 feet South of the Northwest corner of the SW $\frac{1}{4}$ NE $\frac{1}{4}$  of said Section 12;  
Thence North 78°16' East, 1384 feet;  
Thence North 63 feet;  
Thence North 38°32' East, 1688 feet;  
Thence North 58°52' East, 273.8 feet to the East line of said Section 12;  
Thence South along said Section line to the Southeast corner of the NE $\frac{1}{4}$  of said Section;  
Thence West along South line of the NE $\frac{1}{4}$ , 2640 feet, more or less, to the center of said Section;  
Thence North to THE POINT OF BEGINNING.

## SUBJECT TO:

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

**Taxes for 2002 and subsequent years, taxes are an accruing lien, not yet due or 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 ditches of the North Side Canal Company, Ltd.**

**Power Line Easement given by Murray W. Mull and Connie L. Mull, husband and wife, to Idaho Power Company, a corporation, dated May 13, 1975, recorded December 24, 1975 as Instrument Number 57488, Gooding County records, affecting a portion of the NE $\frac{1}{4}$ NE $\frac{1}{4}$ , S $\frac{1}{2}$ NE $\frac{1}{4}$  lying South and East of "W-18" lateral of the North Side Canal Company, Limited, in Section 12, Township 8 South, Range 14, East Boise Meridian.**

**TOGETHER WITH all water and water rights, ditches and ditch rights used thereon or appurtenant thereto including but not limited to 82.71 shares of Capital Stock in North Side Canal Company and also including any licensed domestic or irrigation water rights, licenses with the State of Idaho, including Water Right No. 36-10725.**

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: March 13, 2002

*Loren P. Wert*  
Loren P. Wert

*Rita A. Wert*  
Rita A. Wert

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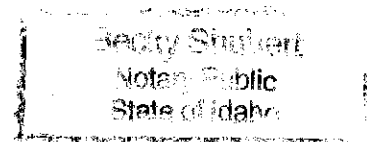
STATE OF IDAHO

COUNTY OF Gooding

) ss.

On this 3<sup>rd</sup> day of **March, 2002**, before me, the undersigned, a Notary Public in and for said State, personally appeared **Loren P. Wert** and **Rita A. Wert**, known or identified to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

Betsy Schubert  
Notary Public  
Residing at: Wendell, ID  
My Commission expires: 02-23-05



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809  
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86  
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2  
5.0

12  
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1454

T-909

4518

407

3  
2.5

5  
1.7

2 832  
3.0 7/184

1645  
T-1555

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JAN 15 1997

Department of Water Resources

JAN 10 PM 12:37

DISTRICT COURT-SRBA  
TWIN FALLS CO., IDAHO  
FILED \_\_\_\_\_

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

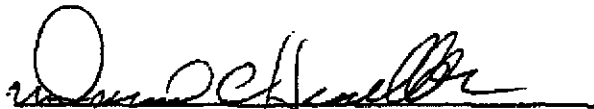
) ORDER OF PARTIAL DECREE  
)  
) For Water Right 36-10725  
)

On November 19, 1996, a *Special Master's Report and Recommendation* was filed for the above water right. No Challenges were filed to the *Special Master's Report and Recommendation* and the time for filing Challenges has now expired.

Pursuant to I.R.C.P. 53(e)(2) and *SRBA Administrative Order 1*, Section 14a, this court has reviewed the Findings of Fact and Conclusions of Law contained in the *Special Master's Report* and wholly adopts them as its own.

Therefore, IT IS ORDERED that water right 36-10725 be decreed as set forth in the attached *Partial Decree Pursuant to I.R.C.P. 54(b)*.

DATED January 10, 1997.

  
DANIEL C. HURLBUTT, JR.  
Presiding Judge  
Snake River Basin Adjudication

ORDER OF PARTIAL DECREE  
1/9/97

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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 36-10725

1997 JAN 10 PM 12:37  
DISTRICT COURT-5TH  
TWIN FALLS CO., IDAHO  
FILED

NAME & ADDRESS: RITA WERT  
LOREN WERT  
3115 SOUTH 1700 EAST  
WENDELL ID 83355

SOURCE: GROUNDWATER

QUANTITY: 0.04 CFS

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

PRIORITY DATE: 12/31/1912

POINT OF DIVERSION: T08S R14E S12 NENENE Within GOODING County

| PURPOSE AND<br>PERIOD OF USE: | PURPOSE OF USE   | PERIOD OF USE | QUANTITY |
|-------------------------------|------------------|---------------|----------|
|                               | STOCKWATER       | 01-01 12-31   | 0.02 CFS |
|                               | DOMESTIC 1 HOUSE | 01-01 12-31   | 0.04 CFS |

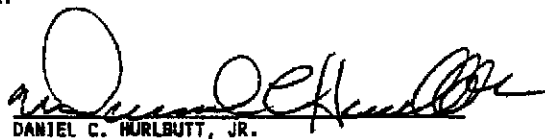
PLACE OF USE: STOCKWATER Within GOODING County  
T08S R14E S12 NENE

DOMESTIC Within GOODING County  
T08S R14E S12 NENE

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.

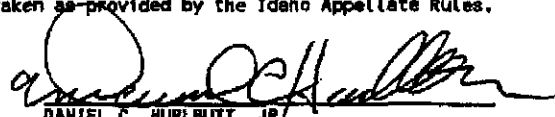
DATED: JAN 10 1997

  
DANIEL C. HURLBUTT, JR.  
PRESIDING JUDGE  
Snake River Basin Adjudication

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.

DATED: JAN 10 1997

  
DANIEL C. HURLBUTT, JR.  
PRESIDING JUDGE  
Snake River Basin Adjudication

PARTIAL DECREE PURSUANT TO I.R.C.P. 54(b)  
Water Right 36-10725

PAGE 1  
DEC-23-1996

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MAR 27 2002



State of Idaho

## DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098  
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: [www.idwr.state.id.us](http://www.idwr.state.id.us)

DIRK KEMPTHORNE  
Governor

KARL J. DREHER  
Director

March 27, 2002

DOUBLE V LLC  
1587 E 3100 S  
WENDELL ID 83355

RE: Change of Ownership for Water Right 36-10725

Dear Water Right Holder(s):

The department acknowledges receipt of correspondence changing ownership of the above referenced water right to you. The department has modified its records to reflect the change in ownership and has enclosed a computer-generated report 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,

Jeff Peppersack, Manager  
Water Right Permits Section

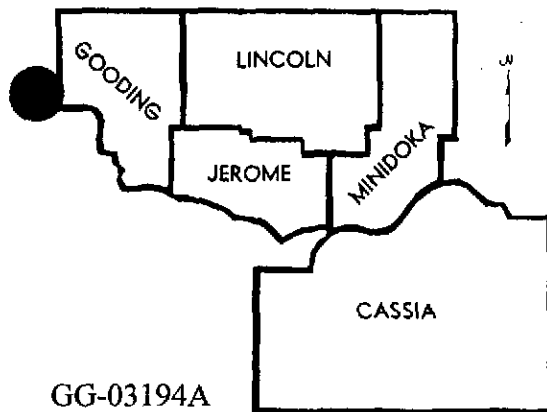
JP:klt

Enclosure

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# Land Title and Escrow, Inc.

A FULL SERVICE TITLE COMPANY



March 18, 2002

REFER TO:

GG-03194A

OFFICE:

Gooding

Idaho Department of Water Resources  
1341 Fillmore Street, Ste 200  
Twin Falls, ID 83301

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MAR 19 2002  
Department of Water Resources  
Southern Region

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MAR 26 2002  
Department of Water Resources

RE: Change of Ownership

Dear Sir/Madam:

Please find enclosed our check #15404 in the amount of \$25.00 representing fees on the above referenced.

If you have any questions, please do not hesitate to call.

Very Truly Yours,

LAND TITLE AND ESCROW, INC.

*Becky Shubert*

Becky Shubert  
(208)934-8477  
P.O. Box 473, 706 Main Street  
Gooding, Idaho 83330

BOX 177, BURLEY, IDAHO 83318  
PHONE 678-3524 - FAX 678-4435

BOX 348, JEROME, IDAHO 83338  
PHONE 324-3357 - FAX 324-8961

BOX 473, GOODING, IDAHO 83330  
PHONE 934-8477 - FAX 934-5880

BOX 111, RUPERT, IDAHO 83350  
PHONE 436-0608 - FAX 436-1198

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