

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

RECEIVED
RECEIVED
MAY 20 2004
MAY 19 2004
DEPARTMENT OF WATER RESOURCES
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
45-11002					

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)

Robert & Freda Schenk
 Burley Idaho 83319
 Schenk Land & Cattle L.P.

4. New Owner/Claimant(s)

Name Connector (Check one): ☐ and, ☒ or, ☐ and/or

New Mailing Address

1390 S 50 W

City, State and ZIP Code

Oakley ID 83346

New Telephone Number

(208) 862-9219

5. Date you acquired the property

7-10-2000

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)

Dellam Schen

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 *[Signature]* Date 5/19/04 Fee 250
 Received by *[Signature]* Date 5/19/04 Receipt No. 5026755
 Processed by _____ AJ Date _____ WR _____ Date _____

642

270578

270578

RECORDING REQUESTED BY AND
WHEN RECORDED MAIL TO:

Bailey Law Group, P.C.
3090 Gentry Way, Suite 150
Meridian, Idaho 83642
(208) 466-2054

CASSIA COUNTY, IDAHO
DARRELL M. ROSKELLEY
RECORDER
FEE 900 DEPUTY bm

'00 AUG 10 PM 1 36

RECORDED AT THE REQUEST OF

Bailey Law Group

(SPACE ABOVE LINE FOR RECORDER'S USE)

BARGAIN AND SALE DEED

◆ ◆ ◆

ROBERT W. SCHENK and FREDONA W. SCHENK, Husband and Wife, Grantors, for good and valuable consideration, the receipt of which is hereby acknowledged, do hereby grant, bargain, sell and convey to SCHENK LAND AND CATTLE, L.P., an Idaho Limited Partnership, Grantee, whose address is #2 River Run Drive, Burley, Idaho, 83318, that certain real property located in Cassia County, Idaho, more particularly described on Exhibit A attached hereto and made a part hereof by this reference.

TOGETHER WITH all improvements, easements, hereditaments and appurtenances thereto, and subject to such rights, easements, covenants, restrictions and zoning regulations as appear of record or based upon the premises.

IN WITNESS WHEREOF, Grantors have hereunto subscribed their names to this instrument this 10th day of July, 2000.

GRANTORS:

Robert W. Schenk
ROBERT W. SCHENK

Fredona W. Schenk
FREDONA W. SCHENK

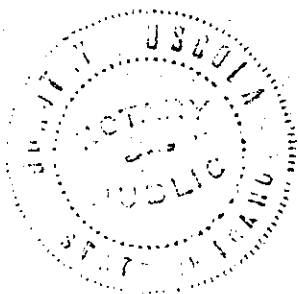
STATE OF IDAHO)

ss.

County of Cassia)

On this 10th day of July, 2000, before me, the undersigned Notary Public in and for said State, personally appeared ROBERT W. SCHENK and FREDONA W. SCHENK, known or identified to me to be the persons who executed said within instrument, and acknowledged to me that they executed the 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.



Laurie W. Schenk
NOTARY PUBLIC, State of Idaho
Residing at Barley St.
Commission expires: 5-15-2004

EXHIBIT A

Parcel # 1:

TOWNSHIP 12 SOUTH, RANGE 23 EAST OF THE BOISE MERIDIAN, CASSIA COUNTY,
IDAHO

Section 30: E1/2SE1/4 and Lots 3 and 4

Parcel # 2:

TOWNSHIP 12 SOUTH, RANGE 23 EAST OF THE BOISE MERIDIAN, CASSIA COUNTY,
IDAHO

Section 31: Part of the N1/2N1/2 of said Section 31, described as follows:

Beginning at the Northeast corner of Section 31, said corner marked by a 5/8" rebar which shall
be the Point of Beginning;

Thence South 0°28'08" East along section line for 85.00 feet to a 1/2" rebar;

Thence North 89°18'05" West for 2610.70 feet to a 1/2" rebar on section line;

Thence North 0°05'26" West along section line for 85.00' to a 5/8" rebar at the Northwest corner
of section 31;

Thence South 89°18'05" East along section line for 2610.14 feet to the Point of Beginning.

SUBJECT TO a 25 foot wide county road right-of-way along the West, North and East sides.

TOGETHER WITH A POND EASEMENT described as follows;

Beginning at the Northeast corner of Section 31, said corner marked by a 5/8" rebar; thence
South 0°28'08" East along section line for 85.00 feet to a 1/2" rebar which shall be the Point
of Beginning.

Thence South 0°28'08" East along section line for 778.52 feet to a 1/2" rebar;

Thence North 35°12'29" West for 960.96 feet to a point;

Thence South 89°18'05" East for 547.71 feet to the Point of Beginning.

SUBJECT TO a 25 foot wide county road right-of-way along the East side.