

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

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MAY 24 2004

DEPARTMENT OF
WATER RESOURCES

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
36-11581					
36-2371B					

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) Helen C. Miller and Stanley J. Miller
4. New Owner/Claimant(s) Gilbert L. Halbert and Kim M. Halbert
 Name Connector (Check one): ☐ and, ☐ or, ☒ and/or
- New Mailing Address 428 East 900 North
Rupert, ID 83350
- City, State and ZIP Code
- New Telephone Number 208) 431-6474
5. Date you acquired the property May 20, 2004

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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) *Dale J. Hall*
(include title if applicable) *Kim M. Hallert*

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 <u><i>[Signature]</i></u>	Date <u>5/21/04</u>	Fee <u>50.00</u>	
Received by <u><i>[Signature]</i></u>	Date <u>5/21/04</u>	Receipt No. <u>50216762</u>	
Processed by _____	AJ Date _____	WR _____	Date _____

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Southern Region

COPY

WARRANTY DEED

#18355

For Value Received

472409

Stanley J. Miller and Helen C. Miller, husband and wife

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

Gilbert L. Halbert and Kim M. Halbert, husband and wife
Address: 428 East 900 North, Rupert, ID 83350

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

**TOWNSHIP 8 SOUTH, RANGE 25 EAST, BOISE MERIDIAN,
MINIDOKA COUNTY, IDAHO**

SECTION 6: Part of Tract B of Farm Unit B, more particularly described as follows:

**Beginning at the South quarter section corner of Section 6, said corner marked by a $\frac{5}{8}$ inch rebar;
thence North 88°50'00" West along section line for 700.66 feet to a P. K. Nail which shall be the POINT
OF BEGINNING;**

Thence North 88°50'00" West along section line for 362.07 feet to a P.K. Nail;

Thence North 1°10'00 East for 508.28 feet to a $\frac{1}{2}$ inch rebar;

Thence South 88°50'00" East for 362.07 feet to a $\frac{1}{2}$ inch rebar;

Thence South 1°10'00 West for 508.28 feet to the POINT OF BEGINNING.

**TOGETHER WITH all water and water rights, ditches and ditch rights used thereon or appurtenant thereto
including but not limited to State of Idaho, Department of Water Resources Adjudication Nos. 36-11581 and
36-2371B.**

SUBJECT TO:

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

Taxes for 2004 and subsequent years, a lien, but not yet due or payable.

Assessments of the A & B Irrigation District and the rights and powers of said District as by law provided.

**The effect, if any, of a Power Line Easement, dated September 26, 1959, executed by Percy C. Miller and
Muriel Miller, his wife, to Idaho Power Company, a corporation, recorded February 18, 1960 in Book 39 of
Deeds, Page 57, Minidoka County records, granting a right of way and easement for the erection and
continued maintenance of electrical transmission lines and other equipment over the herein described real
property, together with all rights of ingress and egress.**

**A 30 foot wide county road right of way along the South side of the herein described real property, as
disclosed by Survey, prepared by Desert West Land Surveys, recorded October 11, 1989 as Document No.
388065, Minidoka County records.**

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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: May 18, 2004

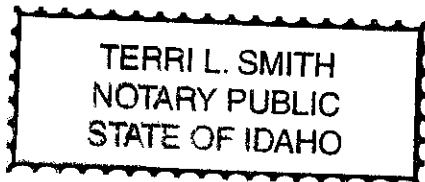
Stanley J. Miller
Stanley J. Miller

Helen C. Miller
Helen C. Miller

STATE OF IDAHO)
) ss.
COUNTY OF MINIDOKA)

On this 19th day of May, 2004, before me, the undersigned, a Notary Public in and for said State, personally appeared **Stanley J. Miller and Helen C. Miller**, 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.

Terri L. Smith
Notary Public
Residing at: Burley, ID
My Commission expires: 08/02/08



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Instrument # 472409

MINIDOKA COUNTY, RUPERT, IDAHO
2004-05-20 09:59:35 No. of Pages: 2
Recorded for : RUPERT LAND TITLE
DUANE SMITH Fee: 6.00
Ex-Officio Recorder Deputy

LOT 7
33.52 ACRES

1662.54

D BOYD CHUGG

389693 1-10-1990

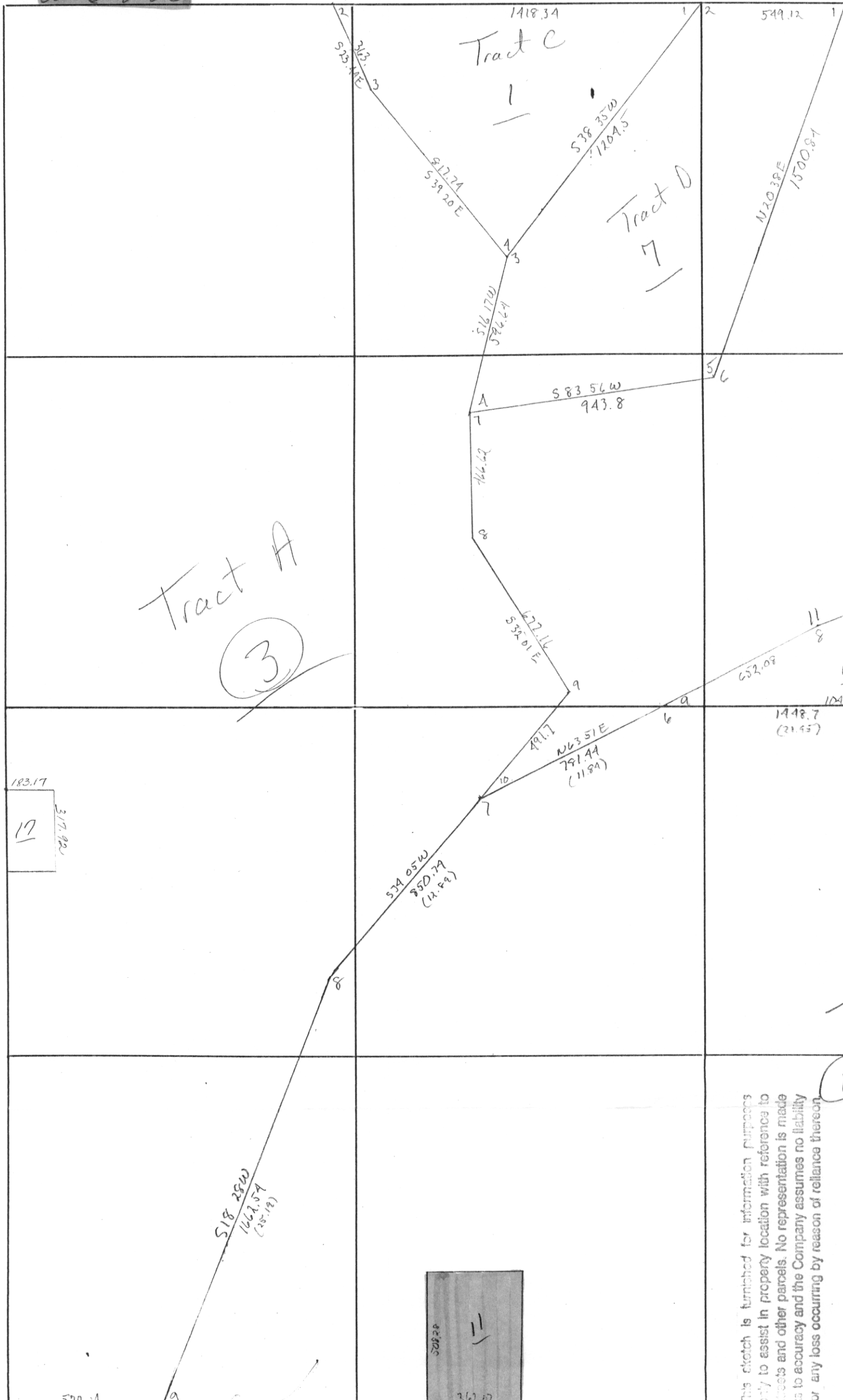
SECTION 890
TAX 890
STANLEY J & HELEN C.
MILLER
389693 1-10-1990

③

④ ⑨

W2 6-8-25

N
↑



This sketch is furnished for information purposes only to assist in property location with reference to tracts and other parcels. No representation is made as to accuracy and the Company assumes no liability for any loss occurring by reason of reliance thereon.