

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 Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
36-7687					

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)
 on back. is
4. New Owner/Claimant(s)
 address.
- Name Connector (Check one): ☒ and, ☐ or, ☐ and/or
- New Mailing Address
- City, State and ZIP Code
- New Telephone Number
5. Date you acquired the property

Alfred Peterson Living Trust
 1/2 David G. Gibbons and Jason Gibbons
 Arnold & Cecilia Patterson
 875 West 300 North
 Paul Idaho 83347
 208) 438-2157
 May 19, 2004

RECEIVED
 JUN 17 2004
 Department of Water Resources
 Southern Region

RECEIVED
 JUN 18 2004
 DEPARTMENT OF
 WATER RESOURCES

Address

David Gibbons

2341 Burton Ave.

Burley Id. 83318

Jason Gibbons.

209 E 15th

Rupert Idaho.

83350

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) _____ 6/17/04
(include title if applicable) _____ 6-17-04

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 6/18/04 Fee 25.00
 Received by [Signature] Date 6/18/04 Receipt No. 5026849
 Processed by _____ AJ Date _____ WR _____ Date _____

water right #
36-7687

WARRANTY DEED

#38960MC

472414

For Value Received

David G. Gibbons and Jason Gibbons, Successor Trustees under the Alfred and Alice Peterson Living Trust, dated July 17, 1995

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

Arnold F. Patterson and Cecilia S. Patterson, husband and wife
Address: 875 West 300 North
Paul, Idaho 83347

RECEIVED
JUN 17 2004
Department of Water Resources
Southern Region

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

PARCEL NO. 1:

**TOWNSHIP 9 SOUTH, RANGE 22 EAST OF THE BOISE MERIDIAN,
MINIDOKA COUNTY, IDAHO**

Section 3: Part of Farm Tract A of said Section 3, lying North of the West right of way of the 3AB922 lateral, more particularly described as follows:

Beginning at the Southeast section corner of said Section 3, said corner marked by a 5/8 inch rebar which shall be the Point of Beginning;

Thence North 89°42'13" West (West rec.) along the South section line for a distance of 669.44 feet (665 feet rec.) to a p.k. nail on the South right of way of the 3AB922 lateral;

Thence along said right of way for the following courses and distances:

Thence North 00°17'47" East (North 00°17'30" East rec.) for a distance of 54.74 feet to a ½ inch rebar;

Thence North 17°18'11" West for a distance of 867.44 feet to a ½ inch rebar;

Thence North 17°18'11" West for a distance of 90.95 feet;

Thence North 51°10'23" West for a distance of 718.31 feet;

Thence South 71°20'42" West for a distance of 794.42 feet;

Thence North 48°36'32" West for a distance of 477.17 feet;

Thence North 15°14'40" West for a distance of 266.18 feet;

Thence North 46°27'26" West for a distance of 631.45 feet;

Thence North 77°48'47" West for a distance of 61.81 feet to the West line of Farm Tract A;

Thence North 00°17'50" East along said line for a distance of 1782.93 feet to Tract Corner No. 2 of Tract A marked by a U.S.B.R. iron pipe with brass cap on top;

Thence South 89°33'37" East along the North line of Farm Tract A for a distance of 3185.00 feet to Tract Corner No. 1 marked by a U.S.B.R. iron pipe with brass cap on top;

Thence South 00°10'24" East along the East section line for a distance of 1320.61 feet to the East ¼ section corner marked by a U.S.R.S. iron pipe with brass cap on top;

Thence South 00°18'51" East along the East section line for a distance of 2627.74 feet to

the Point of Beginning.

EXCEPTING THEREFROM the following described tracts:

Tract No. 1:

Beginning at the East ¼ corner of said Section 3, said corner marked by a U.S.

Government iron pipe with brass cap; thence South 00°19'53" East (South 00°19'

East rec.) along the East section line for a distance of 442.88 feet to a ½ inch rebar; thence

North 89°36'16" West for a distance of 2272.34 feet to a ½ inch rebar; thence South

29°10'10" East for a distance of 22.04 feet to the Point of Beginning;

Thence South 89°36'16" East for a distance of 189.45 feet to a point;

Thence South 11°53'08" East for a distance of 15.29 feet to a ½ inch rebar;

Thence South 11°53'08" East for a distance of 274.91 feet to a ½ inch rebar;

Thence South 85°39'42" West for a distance of 85.32 feet to a ½ inch rebar;

Thence South 85°39'42" West for a distance of 1.25 feet to a point;

Thence North 29°10'10" West for a distance of 334.22 feet to the Point of Beginning.

Tract No. 2:

Beginning at the South quarter Section corner of said Section 3, said point marked by a

U.S. Government Brass Cap; thence North 31°22'34" East for 1590.14 feet to

a 1/2 inch rebar on the Northeasterly Right-of-Way of an existing irrigation lateral which shall be the Point of Beginning;

Thence South 71°20'50" West along said Right-of-Way for 458.25 feet to a 1/2 inch rebar;

Thence North 48°36'24" West along said Right-of-Way for 434.17 feet to a 1/2 inch rebar;

Thence North 15°14'32" West along said Right-of-Way for 265.18 feet to a 1/2 inch rebar;

Thence North 46°27'18" West along said Right-of-Way for 636.89 feet to a 1/2 inch rebar;

Thence South 89°36'16" East for 828.29 feet to a 1/2 inch rebar;

Thence South 29°10'10" East for 949.88 feet to a 1/2 inch rebar which shall be the Point of Beginning.

Tract No. 3:

Beginning at the East quarter section corner of said Section 3, said point marked by a U.S.

Government Brass Cap; thence South 0°19'53" East (South 0°19' East recorded)

along section line for 442.88 feet to a 1/2 inch rebar which shall be the Point of Beginning;

Thence South 0°19'53" East (South 0°19' East recorded) along section line for 19.17 feet to a point;

Thence North 89°36'16" West for 2261.70 feet to a point;

Thence North 29°10'10" West for 22.04 feet to a 1/2 inch rebar;

Thence South 89°36'16" East for 2272.34 feet to the Point of Beginning.

Tract No. 4:

Beginning at the Southeast section corner of said Section 3, said corner marked by a 5/8 inch rebar;

thence North 89°42'13" West (West rec.) along the South section line for a distance of

669.44 feet (665 feet rec.) to a p.k. nail on the West right of way of the 3AB922 lateral;

thence North 00°17'47" East (North 00°17'30" East rec.) for a distance of 54.74 feet to a ½

inch rebar; thence North 17°18'11" West for a distance of 599.77 feet; thence North 72°41'49" East for a distance of 49.00 feet to a ½ inch rebar on the North right of way of the 3AB922 lateral which shall be the Point of Beginning;
Thence North 17°18'11" West along said right of way for a distance of 298.57 feet to a ½ inch rebar;
Thence South 89°42'13" East for a distance of 337.40 feet to a ½ inch rebar;
Thence South 00°18'51" East for a distance of 284.61 feet to a ½ inch rebar;
Thence North 89°42'13" West for a distance of 83.82 feet to a ½ inch rebar;
Thence North 89°42'13" West for a distance of 166.34 feet to the Point of Beginning.

PARCEL NO. 2:

TOWNSHIP 9 SOUTH, RANGE 22 EAST OF THE BOISE MERIDIAN,
MINIDOKA COUNTY, IDAHO

Section 3: Lots 1 and 2

RESERVING UNTO THE GRANTORS, THEIR SUCCESSORS AND ASSIGNS AN ACCESS EASEMENT FOR THE BENEFIT OF TRACT 4 IN PARCEL 1 DESCRIBED HEREIN, SAID ACCESS EASEMENT IS MORE PARTICULARLY DESCRIBED AS FOLLOWS:

Part of Farm Tract A in Section 3 of Township 9 South, Range 22 East of the Boise Meridian, Minidoka County, State of Idaho

Beginning at the Southeast section corner of Section 3 of T.9 S., R.22 E., B.M., said corner marked by a 5/8" rebar; Thence North 89°42'13" West (West rec.) along the south section line for a distance of 669.44 feet (665' rec.) to a P. K. Nail on the west right of way of the 3AB922 lateral which shall be the Point of Beginning;

Thence North 00°17'47" East (N 00°17'30" E rec.) along said right of way for a distance of 54.74 feet to a ½" rebar;

Thence North 17°18'11" West continuing along said right of way for a distance of 867.44 feet to a ½" rebar;

Thence North 30°21'57" West for a distance of 119.26 feet;

Thence North 55°50'08" East for a distance of 79.93 feet;

Thence South 63°30'13" East for a distance of 53.23 feet;

Thence South 07°42'29" East for a distance of 80.82 feet;

Thence North 89°42'13" West for a distance of 20.20 feet;

Thence North 07°42'29" West for a distance of 67.42 feet;

Thence North 63°30'13" West for a distance of 30.95 feet;

Thence South 55°50'08" West for a distance of 49.51 feet;

Thence South 30°21'57" East for a distance of 102.83 feet;

Thence South 17°18'11" East for a distance of 872.82 feet;

Thence South 00°17'47" West for a distance of 57.84 feet to the south section line;

Thence North 89°42'13" West along said line for a distance of 20.00 feet to the Point of Beginning.

TOGETHER WITH all water and water rights, ditches and ditch rights used thereon or appurtenant thereto.

SUBJECT TO:

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

Taxes for 2003 and subsequent years.

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

Power Line Easement from Alfred Peterson and Alice B. Peterson, his wife, to Idaho Power Company, a corporation, dated December 8, 1959, and recorded February 18, 1960, as Instrument No. 142853, records of Minidoka County, Idaho.

Reservations contained in U.S. Patent to Alfred Peterson and Alice Peterson, dated March 12, 1970 and recorded September 23, 1976 as Instrument No. 263820, records of Minidoka County, Idaho.

Power Line Easement from Alfred Peterson and Alice B. Peterson, his wife, to Idaho Power Company, a corporation, dated August 20, 1982, and recorded January 18, 1983, as Instrument No. 329965, records of Minidoka County, Idaho.

Power Line Easement executed by Alfred Peterson and Alice B. Peterson, his wife, Grantors to Idaho Power Company, a corporation, its licensees, successors and assigns, Grantee, dated April 1, 1992 and recorded December 31, 1992 as Instrument No. 405095, records of Minidoka County, Idaho.

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

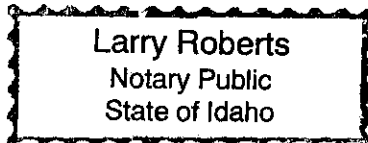
ALFRED AND ALICE PETERSON LIVING TRUST
dated July 17, 1995

By: David G. Gibbons
David G. Gibbons, Successor Trustee

By: Jason Gibbons
Jason Gibbons, Successor Trustee

STATE OF IDAHO)
) ss.
COUNTY OF Cassia)

On this 19th day of May, 2004, before me, the undersigned, a Notary Public in and for said State, personally appeared **David G. Gibbons and Jason Gibbons**, known or identified to me to be the persons whose names are subscribed to the within instrument as Successor Trustees of the **Alfred and Alice Peterson Living Trust dated July 17, 1995**, and acknowledged to me that they executed the same as such Successor Trustees.



[Signature]

Notary Public
Residing at: Burley, ID
My Commission expires: 6-30-09

Instrument # **472414**
MINIDOKA COUNTY, RUPERT, IDAHO
2004-05-20 10:53:31 No. of Pages: 5
Recorded for : BURLEY LAND TITLE
DUANE SMITH Fee: 15.00
Ex-Officio Recorder Deputy *lil*

34 35
-3 2

T164
2888
187

T2689
3637

T-9S
R-22E
Sec. 3
C10

194.0

5
38.5

T170

T2690
3637

T2671
3349

35.2

11
23.2
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18
10.0
19
12.7

71.3

2
8.6

3 2
10 11

T178
1747

3
7.2

Peterson Farming Trust

% Arnold Peterson
6751 300 North
Paul, Minn 55347

438-2154

8
12.2

1
28.9

2
31.8

4
47.7