

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

RECEIVED
JUL 16 2004

WATER RESOURCES
 WESTERN REGION

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

1. Water Right No(s): 63-26829
 Adjudication Claim No(s): _____

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** showing the location of the place of use of the water right(s) or claim(s).
 (These are usually attached to your deed or on file with the county.)

OR

C. If your water right or adjudication claim 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

Florence Morris
25075 Stafford Rd. Caldwell, ID, 83607

4. New Owner/Claimant(s)

Dustin D. Huerta, Katherine J. Huerta
 Name Connector (Check one): ☐ and, ☒ or, ☐ and/or

New Mailing Address

25075 STAFFORD RD. Caldwell, ID, 83607

City, State and ZIP Code

New Telephone Number

208) 412-7287

5. Date you acquired the property

5-15-04

6. Did you acquire all of the former owner's property? If you did, skip this item and go to item 7. If you acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). Describe in detail your portion of each water right or adjudication claim in the spaces in the box below only if the water right(s) or claim(s) need to be split between owners. If necessary, attach additional pages. 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.

Number of acres you irrigate with this water right _____ Number and type of stock _____

Diversion rate in CFS _____ Number of homes you acquired _____ Other uses _____

7. Signature of New Owner(s)
 or Claimant(s)

Dustin D. Huerta
Katherine J. Huerta

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

8. For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him or her for all matters related to your claims.

WARRANTY DEED

FOR VALUE RECEIVED **Dustin Huerta, husband of grantee herein**

the Grantor, does hereby grant, bargain, sell and convey unto **Kathrine Huerta, a married woman and Clyde L. Marchbanks, a married man**

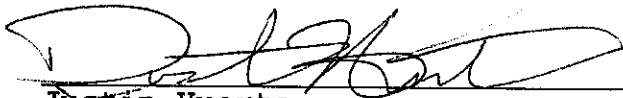
the Grantee, whose address is 19807 Goodson Rd. Caldwell, Id 83607

the following described premises, to-wit:

See attached Exhibit "A", which by this reference is made a part hereof and is comprised of one (1) page.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantees, that they are the owners in fee simple of said premises; that said premises are free from all encumbrances; except for general taxes and assessments for the year 2004 and subsequent years, covenants, conditions, restrictions and easements of record; and that he will warrant and defend the same from all lawful claims whatsoever.

DATED: March 29, 2004

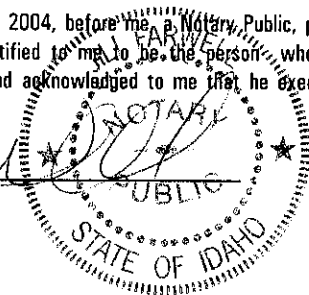


Justin Huerta
Dustin
STATE OF IDAHO

COUNTY OF CANYON

On this 29TH day of March in the year 2004, before me, a Notary Public, personally appeared ~~Justin Huerta~~ known or identified to me to be the person whose name subscribed to the within instrument, and acknowledged to me that he executed the same.


Notary Public
Residing at Caldwell
My Commission Expires 4/5/07



PIONEER TITLE COMPANY
OF CANYON COUNTY

100 10TH AVE SOUTH
NAMPA, IDAHO 83651

610 SOUTH KIMBALL
CALDWELL, ID 83605

PC 57507

Exhibit "A"

A portion of the Southeast Quarter of the Southeast Quarter of Section 25, Township 5 North, Range 4 West of the Boise Meridian, Canyon County, Idaho, more particularly described as follows:

COMMENCING at the Southeast corner of said Southeast Quarter of the Southeast Quarter; thence

North 0° 09' 39" East along the East boundary of said Southeast Quarter of the Southeast Quarter a distance of 438.17 feet to the TRUE POINT OF BEGINNING; thence

North 88° 13' 28" West a distance of 203.64 feet; thence

South 0° 09' 39" West parallel with said East boundary a distance of 68.06 feet; thence

North 88° 13' 28" West a distance of 83.67 feet; thence

North 0° 09' 39" East parallel with said East boundary a distance of 68.06 feet; thence

North 88° 13' 28" West a distance of 64.41 feet; thence

North 0° 09' 39" East parallel with said East boundary a distance of 116.36 feet; thence

North 44° 48' 41" East a distance of 98.60 feet; thence

South 89° 50' 12" East a distance of 282.29 feet to a point on the said East boundary; thence

South 0° 09' 39" West along said East boundary a distance of 196.40 feet to the TRUE POINT OF BEGINNING.

EXCEPTING THEREFROM oil, gas and mineral rights.

This parcel is subject to an ingress-egress easement described as follows:

COMMENCING at the Southeast corner of the Southeast Quarter of the Southeast Quarter of Section 25, Township 5 North, Range 4 West of the Boise Meridian, Canyon County, Idaho; thence

North 0° 09' 39" East along the East boundary of said Southeast Quarter of the Southeast Quarter a distance of 438.17 feet to the TRUE POINT OF BEGINNING; thence

North 88° 13' 28" West a distance of 351.72 feet; thence

North 0° 09' 39" East parallel with said East boundary a distance of 18.00 feet; thence

South 88° 13' 28" East a distance of 351.72 feet to a point on said East boundary; thence

South 0° 09' 39" West a distance of 18.00 feet to the TRUE POINT OF BEGINNING.

This parcel is subject to an irrigation easement along the Westerly boundary as shown on Skinner, Earl, & Associates, Inc., Record of Survey, Job No. NV1795, Drawing No. NV179501, dated November 29, 1995, labeled on survey existing irrigation pipe.

PIONEER TITLE COMPANY
OF CANYON COUNTY

610 SOUTH KIMBALL AVENUE
CALDWELL, IDAHO 83605
PHONE (208)459-1651

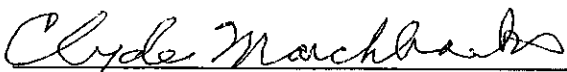
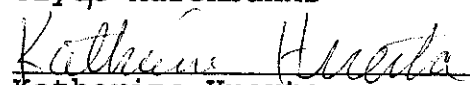
AGREEMENT
PC57507

The undersigned by their signatures below acknowledge the following:

1. That as a part of the escrow services performed by **PIONEER TITLE COMPANY OF CANYON COUNTY**, that we have requested **PIONEER TITLE COMPANY** to prepare the **Warranty Deed (2)**, a copy of which has been reviewed.
2. No legal advice has been offered to me by **PIONEER TITLE COMPANY** nor any of the employees thereof.
3. I/We have been requested by **PIONEER TITLE COMPANY** to seek the advice and counsel of an attorney of my own choosing and at my own expense concerning any aspect of the purchase and sale involved.
4. I/We further declare that all instruments to which I am a party (deeds, promissory notes, deeds of trust, bills of sales, agreements or similar instruments) if stenographically prepared by **PIONEER TITLE COMPANY**, have been prepared under the direction of my lawyers or myself, and particularly declare that copying legal descriptions from title reports into forms of deeds, etc., or reforming of legal descriptions or agreements is or will be done solely at my direction and request.
5. I/We have read and understand the above statements.

DATED: April 5, 2004

BUYER:


Clyde Marchbanks

Katherine Huerta

SELLER:


Florence M. Morris

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 63-26829

NAME AND ADDRESS: AVIS G WILSON
 25075 STAFFORD RD
 CALDWELL, ID 83605

SOURCE: GROUNDWATER

QUANTITY: 0.02 CFS

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

PRIORITY DATE: 05/20/1920

POINT OF DIVERSION: T05N R04W S25 SESE Within Canyon County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Domestic 1 HOME	01-01 TO 12-31	0.02 CFS

PLACE OF USE: Domestic Within Canyon County
 T05N R04W S25 SESE

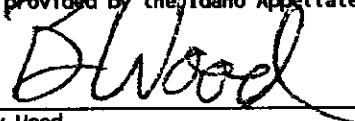
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.

THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS
NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT
ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY
DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE
ENTRY OF A FINAL UNIFIED DECREE. I.C. SECTION 42-1412(6).

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.



Barry Wood
Administrative District Judge
Presiding Judge of the
Snake River Basin Adjudication

1.1.1 Customer Account Maintenance

Customer ID 0110-001-01

1 Name MARCHBANKS, CLYDE
 2 Addr 1 25075 STAFFORD DR.
 3 Zip Code CALDWELL, ID 83605
 4 Care of & KATHERINE HUERTA
 5 Allowance 6.50AF
 6 Carryover 0.00AF
 7 Ytd Usage 0.00AF
 8 Allow Bal 6.50AF
 9 Unit 1 NOTUS CANAL

9A Ground water
 9B Misc
 10 Grav/Pump G
 11 Transfer N
 12 Pink Card Y
 13 Recl Report Y
 14 1st 1/2 Pd Y
 15 Taxes Paid Y
 16 Combo Master
 17 Subdiv Master
 18 Total Acres 1.30

Lin	Tap	Ride	Divn	Tot Acres	Allowance	Ytd Used
1	83.1 NOTUS CANAL,32A	1 KEITHL	1 BC	1.30	6.50AF	AF

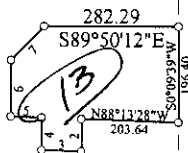
Type field# to change (1-18), F=File, X=Exit, D=Delete
 E=Exit & end, FE=File & end, T=Transfer Water, S=Select Tap Data
 =Customer Accounting Data. L=Curent alot. HL=History alot

1.1.2 Customer Accounting Information Maintenance

Customer Id 0110-001-01 MARCHBANKS, CLYDE Tot Acres: 1.30

1 Excess Amt	0.00	13	
2 Assesment	0.00	14	
3 Const Amt	0.00	15	
4 Past Assmt	0.00	16	FLORENCE MORRIS 5-04
5 Office Chgs	0.00	18	
6 Interest	0.00	19	
7 Total Due	0.00	20	
8 Date Paid	04-07-04	17	CK.NO. 102172-28593 \$.80
9 Assmt Paid	04-07-04		
0 Bill Date			

1 Sec T, R 25-5-4 RIDE
 2 Description PT SE1/4SE1/4 1



CARD
PLAT
MYLAR

LETTER

TAP
COMBO
COMPUTER

Title:		Date: 03-31-2004
Scale: 1 inch = 400 feet	File:	
Tract 1: 1.620 Acres: 70574 Sq Feet: Closure = s49.5830w 0.01 Feet: Precision =1/232871: Perimeter = 1181 Feet		
001=/SE,SE,SE,25,5N,4W	005=N88.1328W 83.67	009=N44.4841E 98.60
002=/N0.0939E 438.17	006=N0.0939E 68.06	010=S89.5012E 282.29
003=N88.1328W 203.64	007=N88.1328W 64.41	011=S0.0939W 196.40
004=S0.0939W 68.06	008=N0.0939E 116.36	