

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES

NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

RECEIVED
SEP 11 1998
Department of Water Resources
Southern Region

RECEIVED

SEP 16 1998

Department of Water Resources

1. Water Right No(s): 45-12583
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 for parcel of ten acres or less. (These are usually attached to your deed or on file with the county.)
OR
 - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.
3. Name and Address of Former Owner/Claimant Gerald Ira Frost and Verlee R. Frost
1658 Albion Ave., Burley, ID 83318
4. New Owner/Claimant(s) Ruth M. Crane
Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
New Mailing Address 313 East 27th St.
City, State and ZIP Code Burley, ID 83318
New Telephone Number (208) 678-9299
5. Date you acquired the property July 27, 1998
6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.
Number of acres you irrigate _____ Number and type of stock _____
Diversion rate in CFS _____ Number of homes _____ Other uses _____
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.
7. Signature of New Owner or Claimant(s) Ruth M. Crane
(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..

MICROFILMED

INSTRUCTIONS

This form has been prepared to assist new owners of property to comply with the requirements of Sections 42-248 and 42-1409(6), Idaho Code. Section 42-248 requires certain property holders to notify the Department of Water Resources (IDWR) of any change in mailing address or ownership of all or part of a water right record on file with IDWR. Section 42-1409(6) provides that new property owners must notify IDWR of any change in ownership of a water right during an adjudication of water rights. Required claims may be filed by a new owner.

Separate brochures are available from IDWR describing the adjudication of water rights and the requirement to notify IDWR of changes in ownership. Please contact your nearest IDWR office, or call 1-800-451-4129, if you would like more information or need help completing this form. Please attach additional sheets to the form if you require additional space to describe or explain any of the items on the form.

1. If there are water rights associated with the property, the seller should be able to provide you with the water right or adjudication claim number(s). Please enter these number(s) at **Item 1**. If you or the seller believes there are water rights for the property but the numbers are unknown, you may wish to contact IDWR for assistance in identifying the water rights for the property in question. If claims for the rights are required, and have not been filed, IDWR will so advise you.
2. The information described at **Item 2** is required, since IDWR cannot process the requested change without documentation of ownership. The preferred types of documentation are shown; contact IDWR if you have difficulty obtaining this information. Do not obtain a new survey for purposes of this form before contacting IDWR.
3. Please provide the name and address of the former owner of the water right and/or adjudication claim at **Item 3**.
4. The name, mailing address, and telephone number of the new owner(s) is entered at **Item 4**. Please indicate the relationship between multiple owners by using the connector 'and', 'or', or 'and/or'. If an 'and' is used, all parties must sign this form. If an 'and/or' or 'or' is used, all parties may sign. However, only one of the named parties is required to sign.
5. At **Item 5**, please provide the date the property in question was acquired. This may be the date of "closing" in the case of a real estate transaction or the date of court order for other types of ownership changes.
6. You may be purchasing only a portion of the total water right held by the seller. This means the water right held by the seller may be "split" to provide your share of the right in question. Be sure to include a description of the portion of the water right you have purchased at **Item 6**.

Please provide as much detail as possible concerning your water right: include the number of homes, irrigated acreage if more than 1/2 acre is irrigated, type and number of stock if your right is for stockwater, etc. In the absence of information to the contrary, IDWR will assume the intent is to split the rights *proportionately*.

7. The new owner(s) must sign the form in the space(s) provided at **Item 7**. Corporations and other organizations must submit a list of directors or officers demonstrating the authority of the director or officer to sign the form.
8. There is no filing fee. When complete, you should retain a copy and return the original of the form to the IDWR office nearest you:

IDWR Western Region
2735 Airport Way
Boise, ID 83705-5082
(208) 334-2190

IDWR Southern Region
1341 Fillmore St., Suite 200
Twin Falls, ID 83301-3380
(208) 736-3033

IDWR Northern Region
1910 Northwest Blvd., Suite 210
Coeur d'Alene, ID 83814-2615
(208) 769-1450

IDWR Eastern Region
900 N. Skyline Dr., Suite A
Idaho Falls, ID 83402-1718
(208) 525-7161

257660

WARRANTY DEED

#30318

For Value Received

GERALD IRA FROST and VERLEE R. FROST, HUSBAND AND WIFE

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

RUTH M. CRANE; a widow
Address: 313 East 27th, Burley, Idaho 83318

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

TOWNSHIP 10 SOUTH, RANGE 23 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Sections 26 and 35 : Beginning at a point where the North boundary line of the right-of-way of the Raft River Highway (FAPN0131-4) intersects the West boundary line of the NE $\frac{1}{4}$ NE $\frac{1}{4}$ of said Section 35;
Thence South 87°02' East along the North boundary line of said Raft River Highway right-of-way a distance of 75 feet;
Thence North 216 feet;
Thence North 87°02' West a distance of 75 feet;
Thence South a distance of 216 feet to the Point of Beginning

SUBJECT TO:

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

Taxes for 1998 and subsequent years.

Assessments of the Burley Irrigation District.

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: July 30, 1998

Gerald Ira Frost
GERALD IRA FROST

Verlee Frost
VERLEE R. FROST

STATE OF IDAHO)
) ss.
COUNTY OF CASSIA)

On this 25 day of AUGUST, 1998, before me, the undersigned, a Notary Public in and for said State, personally appeared GERALD IRA FROST and VERLEE R. FROST, 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.

BARBARA EHLE
☆ NOTARY PUBLIC ☆
STATE OF IDAHO

RESIDING AT BURLEY, ID
MY COMMISSION EXPIRES 6-12-2003

Notary Public
Residing at: Burley, Idaho
My Commission expires: 6-12-2003

RECORDED AT THE REQUEST OF
LAND TITLE & ESCROW

FILM 302

1998 SEP -1 P 4: 18

257660

CASSIA COUNTY, IDAHO
BARRELL M. ROSKELLEY
RECORDER

FEES 300 DEPUTY Am
LAND TITLE & ESCROW

MICROFILMED
JUN 19 2000

260304

No #

DEED OF RECONVEYANCE

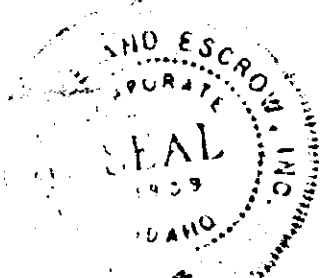
LAND TITLE AND ESCROW, INC., an Idaho Corporation, as Trustee in the Deed of Trust executed by Ruth M. Crane, recorded September 1, 1998, as Instrument No. 257661, records of Cassia County, Idaho, pursuant to the written request of the Beneficiary, does hereby Grant and Reconvey unto the parties entitled thereto:

Ruth M. Crane

without warranty, all the estate and interest derived to it by or through said Deed of Trust, in the lands therein described.

The corporate name subscribed by its President is pursuant to a resolution authorizing the execution of this reconveyance duly adopted by its Board of Directors.

Dated: January 20, 1999



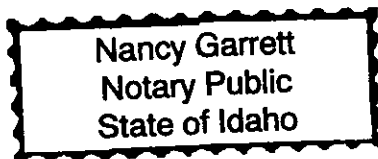
LAND TITLE AND ESCROW, INC.

BY:

Larry Roberts
Larry Roberts, President

STATE OF IDAHO)
) ss.
COUNTY OF Cassia)

On this 20th day of January, 1999, before me, the undersigned, a Notary Public in and for said State, personally appeared LARRY ROBERTS, known or identified to me to be the President of the corporation that executed the instrument or the person who executed the instrument on behalf of said corporation, and acknowledged to me that such corporation executed the same.



Nancy Garrett
Notary Public
Residing at: Burley, ID
My Commission expires: 2-5-02

DESCRIPTION: 26-10-23 & 35-10-23, EBM, Cassia Co.

RECORDED AT THE REQUEST OF
LAND TITLE & ESCROW
FILM 307
1999 JAN 20 P 4: 05
260304
CASSIA COUNTY, IDAHO
DANIEL M. ROSKELLEY
RECORDER
FEE \$20 DEPUTY *[Signature]*
LAND TITLE & ESCROW

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JUN 13 2003

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CLAIM A 45-12503 INIT KKC
T. R. S. Q/Q
P/D LOS 23E 35 NW WENIE large
PHOTO ortho photo BB-79
DT.&ID. 1976 Flight 200%

PACIFIC 4187

06-350

4203

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JUN 19 2000

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)
) PARTIAL DECREE PURSUANT TO
) I.R.C.P. 54(b) FOR
Case No. 39576)
) Water Right 45-12583

NAME AND ADDRESS: GERALD FROST
VERLEE FROST
1658 ALBION AVE
BURLEY, ID 83318

SOURCE: GROUNDWATER

QUANTITY: 0.04 CFS

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

PRIORITY DATE: 09/01/1956

POINT OF DIVERSION: T10S R23E S35 NWNENE Within Cassia County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Domestic 1 HOME	01-01 TO 12-31	0.04 CFS

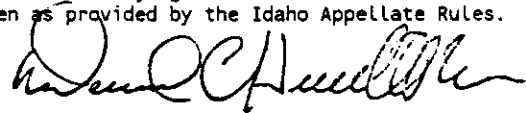
PLACE OF USE: Domestic Within Cassia County
T10S R23E S35 NENE

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.

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.



Daniel C. Hurlbutt, JR.
Presiding Judge
Snake River Basin Adjudication

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JUL 24 1998



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

July 9, 1999

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

RUTH M CRANE
313 EAST 27TH ST
BURLEY ID 83318

RE: Change of Ownership for Water Right 45-12583

Dear Ms. Crane:

The paperwork that you submitted for change of ownership on the above referenced water right has been forwarded to me for handling.

Included in the documents that you furnished is a *Commitment for Title Insurance/ Agreement to Issue Policy*. We require a copy of a **deed, title policy or contract of sale** as indicated by the highlighted areas on the enclosed Notice of Change of Water Right Ownership form. The unnecessary documents are returned for your files.

We will be happy to complete your request for change of ownership upon receipt of the appropriate documents.

If you have any questions regarding this matter, please call me at 208-327-7941.

Sincerely,

Kari Lynn Townsend
Secretary

/k

Enclosures

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JUN 19 2000



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

July 19, 1999

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

RUTH M CRANE
313 E 27TH ST
BURLEY ID 83318

RE: Decreed Water Right 45-12583

Dear Ms. Crane:

The department acknowledges receipt of correspondence changing ownership of the above referenced decreed 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 the department if you have questions.

Sincerely,

A handwritten signature in cursive script, appearing to read "L. Glen Saxton".

for L. GLEN SAXTON, Chief
Water Allocations Bureau

LGS:klt

Enclosure

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JUN 19 2000