

decreed

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

RECEIVED

SEP 04 1998

Department of Water Resources
Southern Region

Please print or type. Attach pages with additional information. Instructions are on the back of this page.

Incomplete forms will be returned.

RECEIVED

SEP 15 1998

DEPARTMENT OF WATER RESOURCES

1. Water Right Number(s) 45-10640
Adjudication Claim Number(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 on file with the county.)
 - OR
 - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency (formerly ASCS) AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.
3. Name and Address of Former Owner/Claimant(s) Robert E. Sargent, (Deceased)
4. New Owner/Claimant(s) Harlan Bulter and Elvira Bulter
 Name connector (Check one): ☒ AND, ☐ OR, ☐ AND/OR
 New Mailing Address 1337 W. 300 S.
 City, State and ZIP Code Murtaugh Id. 83344
 New Telephone Number (208) 432-5598
5. Date you acquired the property 5-8-97
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 actually irrigated _____ Number and type of stock _____

Diversion rate in CFS _____ Number of homes _____ Other uses _____
cubic feet per second

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/Claimant(s) Harlan Bulter Elvira Bulter
 Date 9-4-98 9-4-98
 Date 9-4-98

MICROFILMED

JUN 16 2000

8. For Snake River Basin Adjudication Claims: If you are represented by an attorney and you want IDWR to correspond directly with your attorney for all matters related to your claims, please attach a Notice of Appearance completed by your attorney.

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, and, if a required claim for the water right has not been filed, to file the needed claim.

Separate brochures are available from IDWR describing the adjudication of water rights and the requirement to notify IDWR of changes in ownership. If you would like any of these brochures, or if you have questions about completing this form, please contact your nearest IDWR office or call 1-800-451-4129.

If you need additional space to describe or explain any of the items on the form, please attach additional sheets to the form as you may require.

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 believe there are water rights for the property but the numbers are unknown, you may wish to call IDWR or come into an office of 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. If the property you have purchased is only a portion of the property owned by the former owner/seller, 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, 222 Shoshone St. E., Twin Falls, ID 83301-6105 (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

223654

DEED OF DISTRIBUTION

THIS DEED, made this 19 day of March, 1993 between WILLIAM F. SARGENT, Personal Representative of the Estate of GEORGE ESTLE SARGENT, deceased, of Murtaugh, Idaho, ("Grantor"), and ROBERT E. SARGENT, as his sole and separate property, of 36144 Tolouse Street, Newark, California 94560, ("Grantee").

WHEREAS, William F. Sargent, Grantor, is the duly appointed and acting Personal Representative of the Estate of George Estle Sargent, deceased; and

WHEREAS, Robert E. Sargent, Grantee, is entitled to receive distribution of the property hereinafter described in this Deed and the terms of the Last Will and Testament of the decedent, and pursuant to the provisions of the Idaho Uniform Probate Code; and

Letters Testamentary are recorded in the office of the County Recorder of the County of Cassia, State of Idaho, as Instrument number 220841.

NOW, THEREFORE, WITNESSETH:

The Grantor for valuable consideration, and for the purposes of distributing certain real property from the Estate of George Estle Sargent, deceased, does by these presents hereby distribute, grant, bargain, convey and confirm to the Grantee and the heirs and assigns of Grantee forever, all that certain parcel of land situate, lying and being in the County of Cassia, State of Idaho, to-wit:

PARSONS, SMITH, STONE & FLETCHER
LAWYERS
SUNLEY, IDAHO

1 That property more particularly described on
2 Exhibit A attached hereto and made a part
hereof by reference.

3 together with all and singular the tenements, hereditaments, and
4 appurtenances thereunto belonging or in anywise appertaining,
5 the reversion and reversions, remainder and remainders, rents,
6 issues and profits thereof;

7 TO HAVE AND TO HOLD, all and singular the premises,
8 together with appurtenances, unto the Grantee and the heirs and
9 assigns of Grantee forever.

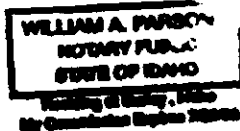
10 IN WITNESS WHEREOF, Grantor has executed this Deed the
11 day and year first above written.

12 ESTATE OF GEORGE ESTLE SARGENT

13 BY William F. Sargent
14 Personal Representative

15 STATE OF IDAHO)
16) ss
17 County of Cassia)

18 On this 19 day of March, in the year 1993, before
me, the undersigned, a Notary Public in and for said State,
19 personally appeared WILLIAM F. SARGENT, known or identified to
me to be the person whose name is subscribed to the within
20 instrument as Personal Representative of the Estate of George
Estle Sargent and acknowledged to me that he executed the same
21 as such Personal Representative.



William A. Parsons
24 Notary Public for Idaho
25 Residing at _____
26 My commission expires on _____

MICROFILMED

Page 2 - Deed of Distribution JUN 16 2000

EXHIBIT A

Part of the NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 12 of Township T1 South, Range 20 East of the Boise Meridian, Cassia County, State of Idaho.

Beginning at the Northeast corner of Section 12 of T.11 S., R.20 E., B.M. said corner marked by a 5/8" rebar; Thence N 89°52'59" W along section line for 1651.49 feet to a 1/2" rebar which shall be the Point of Beginning;

THENCE South 58 degrees 34 minutes 41 seconds West along the centerline of an irrigation lateral for a distance of 601.34 feet to a 1/2" rebar;

THENCE North 00 degrees 02 minutes 07 seconds West for a distance of 314.55 feet to a 1/2" rebar on section line;

THENCE South 89 degrees 52 minutes 59 seconds East along section line for a distance of 513.35 feet to the Point of Beginning.

Said property contains 1.85 acres more or less and is subject to a 25 foot wide county road right of way along the north side and a 24 foot wide irrigation lateral and ditch easement along the south side.

RECORDED AT THE OFFICE OF
CLERK OF DISTRICT COURT
FILM 243
MAR 19 3 35
CASSIA COUNTY, IDAHO
FRANK B. HEARNS
RECORDER
FEE 9.00
223654

MICROFILMED

JUN 16 2000

WARRANTY DEED

①
#28366

248901

For Value Received

**KAREN MAUREEN PIJUAN, PERSONAL REPRESENTATIVE OF THE ESTATE OF
ROBERT E. SARGENT, ALSO KNOWN AS ROBERT ESTLE SARGENT, DECEASED**

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

**HARLAN D. BULLER and ELVIRA R. BULLER, HUSBAND AND WIFE
Address: 1337 WEST 300 SOUTH, MURTAUGH, IDAHO 83344**

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

**TOWNSHIP 11 SOUTH, RANGE 20 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO**

Section 12: Part of the NW $\frac{1}{4}$ NE $\frac{1}{4}$, more particularly described as follows:

Beginning at the Northeast corner of said Section 12, said corner marked by a 5/8 inch rebar; Thence North 89°52'59" West along section line for 1651.49 feet to a 1/2 inch rebar which shall be the Point of Beginning; Thence South 58°34'41" West along the centerline of an irrigation lateral for a distance of 601.34 feet to a 1/2 inch rebar; Thence North 00°02'07" West for a distance of 314.55 feet to a 1/2 inch rebar on section line; Thence South 89°52'59" East along section line for a distance of 513.35 feet to the Point of Beginning.

SUBJECT TO:

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

Taxes for 1997 and subsequent years.

Assessments of the Milner Low Lift Irrigation District and the rights and powers of said District as by law provided.

Right-of-Way Deed, from C.C. Metts and Lova Metts to Salt Lake Pipe Line Company, a Nevada Corporation, dated August 9, 1949 and recorded August 30, 1949 as Instrument No. 166725 in Book 14 of Miscellaneous, Page 30, records of Cassia County, Idaho.

Easement disclosed by Deed of Distribution executed by William F. Sargent, Personal Representative of the Estate of George Estle Sargent, deceased, to Robert E. Sargent, as his sole and separate property, dated March 19, 1993 and recorded March 19, 1993 as Instrument No. 223654 on Film No. 242, records

MICROFILMED

JUN 16 2000

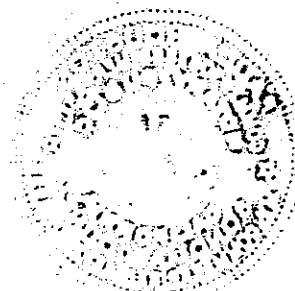
of Cassia County, Idaho, which reads as follows: "SUBJECT TO a 60 foot wide county road right of way along the North side and a 24 foot wide irrigation lateral and ditch easement along the South side."

THIS WARRANTY DEED IS EXECUTED PURSUANT TO LETTERS TESTAMENTARY IN THE MATTER OF THE ESTATE OF ROBERT ESTLE SARGENT, DECEASED, RECORDED JANUARY 7, 1997 AS INSTRUMENT NO. 246877 ON FILM NO. 283, RECORDS OF CASSIA 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 1, 1997

Karen Maureen Pijuan
KAREN MAUREEN PIJUAN, PERSONAL
REPRESENTATIVE OF THE ESTATE OF
ROBERT ESTLE SARGENT, ALSO KNOWN
AS ROBERT E. SARGENT



STATE OF _____)
COUNTY OF _____) ss.

On this _____ day of MAY, 1997, before me, the undersigned, a Notary Public in and for said State, personally appeared KAREN MAUREEN PIJUAN, known or identified to me to be the person whose name is subscribed to the within instrument as Personal Representative of the Estate of ROBERT ESTLE SARGENT, and acknowledged to me that SHE executed the same as such Personal Representative.

see attachment
Notary Public
Residing at:
My Commission expires:

MICROFILMED

JUN 16 2000

CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

No. 5807

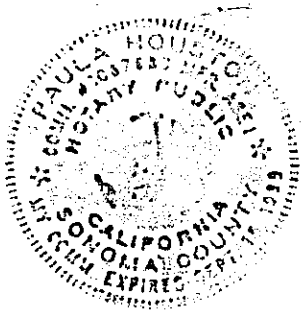
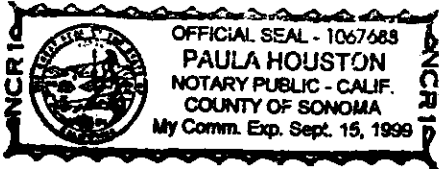
State of California

County of Sonoma

On May 6, 1997 before me, Paula Houston, Notary Public
DATE NAME, TITLE OF OFFICER - E.G., "JANE DOE, NOTARY PUBLIC"

personally appeared Karen M. Pijuan
NAME(S) OF SIGNER(S)

☐ personally known to me - OR - ☒ proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.



WITNESS my hand and official seal.

Paula Houston
SIGNATURE OF NOTARY

OPTIONAL

Though the data below is not required by law, it may prove valuable to persons relying on the document and could prevent fraudulent reattachment of this form.

CAPACITY CLAIMED BY SIGNER

- ☐ INDIVIDUAL
☐ CORPORATE OFFICER

TITLE(S)

- ☐ PARTNER(S) ☐ LIMITED
☐ GENERAL

☐ ATTORNEY-IN-FACT

☐ TRUSTEE(S)

☐ GUARDIAN/CONSERVATOR

☒ OTHER: Personal Representative

DESCRIPTION OF ATTACHED DOCUMENT

Warranty Deed
TITLE OR TYPE OF DOCUMENT

two
NUMBER OF PAGES

5-1-97
DATE OF DOCUMENT

MICROFILMED

SIGNER IS REPRESENTING:
NAME OF PERSON(S) OR ENTITY(IES)

Estate of Robert Estle
Sargent

JUN 16 2000

NONE
SIGNER(S) OTHER THAN NAMED ABOVE

RECORDED AT THE REQUEST OF
LAND TITLE & ESCROW

FILM 287

1997 MAY -8 P 3 59

248901

CASSIA COUNTY, IDAHO
GERRILL M. ROSKELLEY
RECORDER

900 DEPUTY ba

State of Idaho } ss
County of Cassia }

I hereby certify that the foregoing instrument
is a true and correct copy of the original
as recorded in this office.

On Aug 12-98

[Signature]

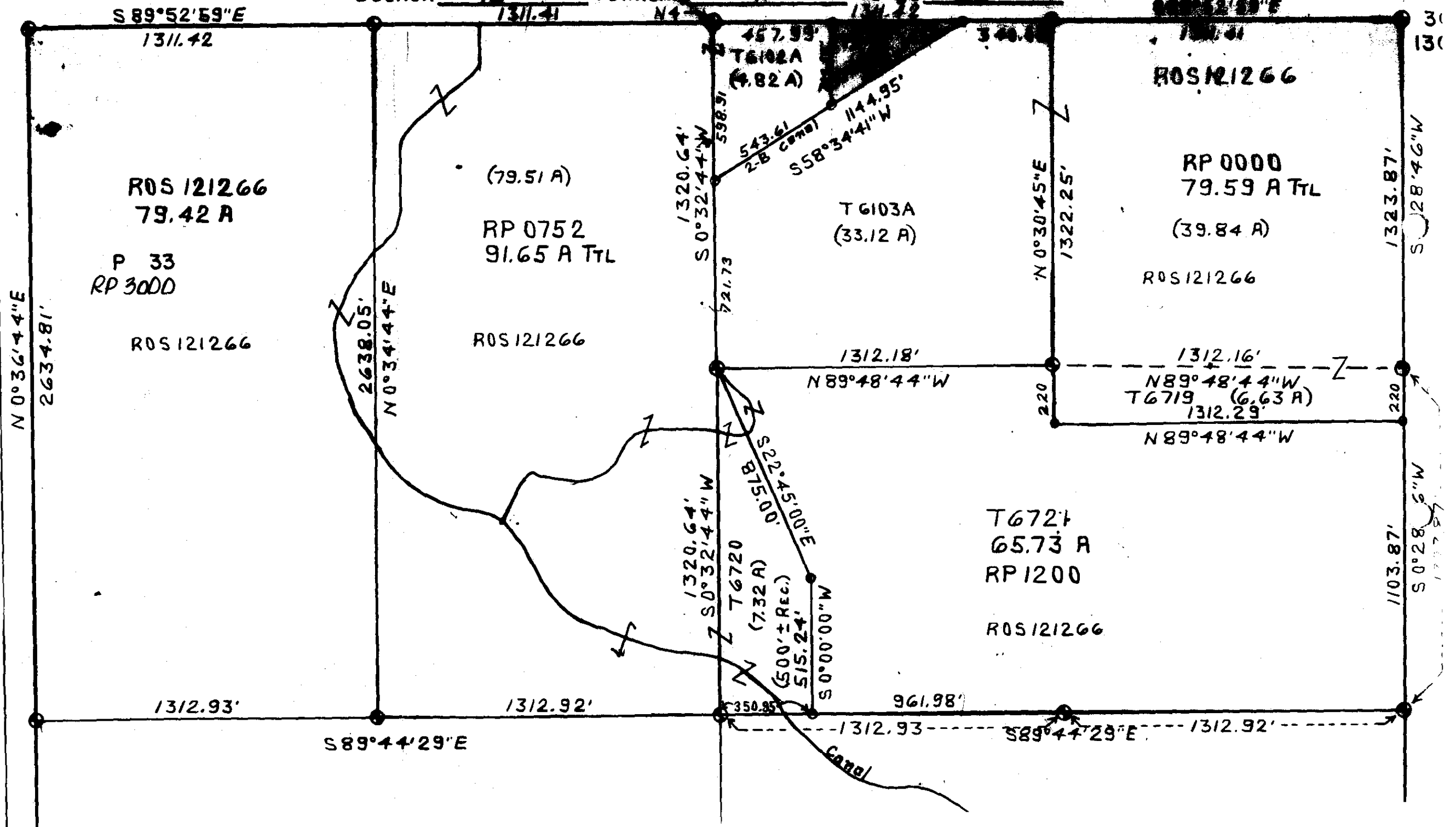
Clerk of the District Court, Ex-officio
and Recorder Cassia County, Idaho

By Barbara A. Mai
Deputy

MICROFILMED
JUN 16 2000

FULL SECTION ON ROS 121266

Section 12 Township 11 Range 20



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
Case No. 39576) I.R.C.P. 54(b) FOR
) Water Right 45-10640

NAME AND ADDRESS: G ESTLE SARGENT
WILLIAM F SARGENT
RT 1
MURTAUGH, ID 83344

SOURCE: GROUNDWATER

QUANTITY: 0.04 CFS

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

PRIORITY DATE: 12/19/1955

POINT OF DIVERSION: T11S R20E S12 NW1/4 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
T11S R20E S12 NW1/4

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



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

HARLAN BULLER
ELVIRA BULLER
1337 W 300 S
MURTAUGH ID 83344

RE: Water Right 45-10640

Dear Mr. & Mrs. Buller:

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,

L. GLEN SAXTON, Chief
Water Allocations Bureau

LGS:klt

Enclosure

MICROFILMED
JUN 16 2000