

ALSCOTT

501 Baybrook Court
Boise, Idaho 83706-3963
P.O. Box 70001 • Boise, Idaho 83707-0101

TELEPHONE: (208) 424-3840

FAX: (208) 424-3850

May 20, 2004

RECEIVED
MAY 27 2004
WATER RESOURCES
WESTERN REGION

Ms. Denise Buffington
Western Region Office
Idaho Department of Water Resources
2735 Airport Way
Boise, Idaho 83705-5082

RE: Water Right No. 79-14083

Dear Denise:

Enclosed is a Notice of Change in Water Right Ownership form requesting the transfer of ownership of the above referenced water right to Joseph B. Scott.

Note that there is two warranty deeds attached. The first is for a one-half interest, which was purchased June 25, 2003, and the second for purchase of the remaining one-half May 6, 2004. Mr. Scott is now owner of the entire property.

Please find enclosed a check in the amount of \$25.00 for the filing fee.

If you have any questions, please do not hesitate to call me at 424-3865.

Thank you for your help in this matter.

Sincerely,



Dennis Moyer
Vice President of Real Estate

DM/kmm

Enclosures

cc: JB Scott
Bob Payne

Form 42-248/42-14096) July, 2000

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

RECEIVED

MAY 27 2004

WATER RESOURCES
 WESTERN REGION

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
79-14083					

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) Robert Payne Jr 831 6th Ave
Lewiston, Idaho 83501
4. New Owner/Claimant(s) Joseph B. Scott
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address P.O. Box 70001
- City, State and ZIP Code Boise, Idaho 83707-0101
- New Telephone Number (208) 424-3840
5. Date you acquired the property May 6, 2004

Form 42-248/42-1409(6) July, 2000

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)
(include title if applicable)

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>DB</u>	Date <u>5-27-04</u>	Fee <u>\$25-</u>
Received by <u>DB</u>	Date <u>5-27-04</u>	Receipt No. <u>W031763</u>
Processed by _____	AI Date _____	WR _____ Date _____

130867

RECEIVED

MAY 27 2004

WATER RESOURCES
WESTERN REGION

Instrument # 130867

NEZPERCE, LEWIS, IDAHO

2004-05-10 04:15:14 No. of Pages: 2

Recorded for: JOSEPH B. SCOTT

CATHY LARSON

Fee: 6.00

Ex-Officio Recorder Deputy *Anne V. Crea*
ADT P.O. Box 70001, Boise, ID 83707

Dennis Moyer

Alscott Real Estate

WARRANTY DEED

ROBERT WILLIAM PAYNE, JR., a single man, "Grantor," for and in consideration of \$10.00 and other good and valuable consideration grants and conveys to JOSEPH B. SCOTT, a married man dealing with his sole and separate property, "Grantee," whose address is P.O. Box 70001, Boise, Idaho, 83707-0101, the property described below, all of which is located in Lewis County, State of Idaho:

All right, title, and interest of Grantor being an undivided one-half interest in the following described real property situated in the County of Lewis, State of Idaho described as follows:

That part of the Government Lot 1, Section 27, Township 31 North, Range 3 West of the Boise, Meridian, described as follows:

Commencing at the Center North 1/16 corner of said Section 27; thence N.89°48'17"W., 100.00 feet to the Point of Beginning; thence continuing N.89°48'17"W., 435.60 feet; thence S.0°06'24"W., 500 feet more or less to the mean high water line of the Salmon River; thence Easterly along said high water line 435.60 feet more or less to a point 500.00 feet S.0°06'24"W., of the Point of Beginning; thence N.0°06'24"E., 500.00 feet to the Point of Beginning;

TOGETHER WITH such easements as Grantor may now have or may hereafter acquire providing ingress and egress between the above-described property and the public road known as the "Eagle Creek Road"

SUBJECT to rights of the State of Idaho in and to portions of the land, if any, lying in the bed or former bed of the Salmon River which is the boundary for the property and any adverse claim based on the assertion that the location of the Salmon River forming the boundary has changed or moved.

SUBJECT to an easement for the purpose of access to and egress from adjacent property, recorded June 25, 1985, as Instrument No. 95454 of the official Lewis County records.

SUBJECT to an easement for the purpose of access to and egress from adjacent property, recorded August 4, 1997, as Instrument No. 120010 of the official Lewis County records and subject to taxes for 2004.

TOGETHER WITH ALL AND SINGULAR the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and all the estate, right, title, interest, claim or demand whatsoever of the Grantor either in law or equity of, in and to the above described and

129668

WARRANTY DEED

ROBERT WILLIAM PAYNE, JR., a single man, "Grantor", for and in consideration of \$10.00 and other good and valuable consideration grants and conveys to JOSEPH B. SCOTT, a married man dealing with his sole and separate property, "Grantee", the property described below, all of which is located in Lewis County, State of Idaho:

An undivided one-half interest in the following described real property situated in the County of Lewis, State of Idaho described as follows:

That part of the Government Lot 1, Section 27, Township 31 North, Range 3 West of the Boise Meridian, described as follows:

Commencing at the Center North 1/16 corner of said Section 27; thence N.89°48' 17"W., 100.00 feet to the Point of Beginning; thence continuing N.89°48' 17"W., 435.60 feet; thence S.0°06'24"W., 500 feet more or less to the mean high water line of the Salmon River; thence Easterly along said high water line 435.60 feet more or less to a point 500.00 feet S.0°06'24"W., of the Point of Beginning; thence N.0°06'24"E., 500.00 feet to the Point of Beginning;

TOGETHER WITH such easements as Grantors may now have or may hereafter acquire providing ingress and egress between the above-described property and the public road known as the "Eagle Creek Road"

SUBJECT to rights of the State of Idaho in and to portions of the land, if any, lying in the bed or former bed of the Salmon River which is the boundary for the property and any adverse claim based on the assertion that the location of the Salmon River forming the boundary has changed or moved.

SUBJECT to an easement for the purpose of access to and egress from adjacent property, recorded June 25, 1985, as Instrument No. 95454 of the official Lewis County records.

SUBJECT to an easement for the purpose of access to and egress from adjacent property, recorded August 4, 1997, as Instrument No. 120010 of the official Lewis County records.

Subject to taxes for 2003; rights of the public in and to adjacent streets and alleys; and any and all encumbrances of record.

With the execution of this deed, Grantor and Grantee own this property as tenants in common. Both tenants in common have purchase rights if this property is to be transferred to a third party as defined in the AGREEMENT FOR THE OWNERSHIP OF REAL PROPERTY SALMON RIVER PROPERTY executed by the parties and recorded in Lewis County, Idaho.

TOGETHER WITH ALL AND SINGULAR the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and all the estate, right, title, interest, claim or demand whatsoever of the Grantors either in law or equity of, in and to the above described and bargained premises.

TO HAVE AND TO HOLD the said promises above bargained and described with the appurtenances, unto the Grantee, their heirs and assigns, forever.

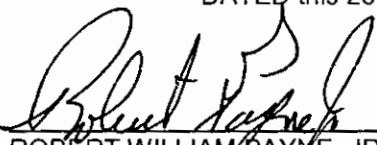
AND the Grantor, for themselves, their heirs, executors and administrators, do covenant, grant, bargain and agree to and with the Grantees, their heirs and assigns, that at the time of the ensealing and delivery of these presents they are well seized of the premises conveyed as of

good, sure, perfect, absolute and indefeasible estate of inheritance in law, in fee simple, and have good right, full power and lawful authority to grant, bargain, sell and convey the same in the manner and form aforesaid; and that the same are free and clear of all former or other grants, bargains, sales, liens, taxes, assessments and encumbrances of any kind whatsoever, except those stated above.

AND the Grantors shall and will warrant and forever defend the above bargained premises in the quiet and peaceable possession of the Grantees, their heirs and assigns, against all and every person or persons lawfully claiming title, or to claim the whole or any part thereof.

The Grantee's address is: P.O. Box 70001
Boise, Idaho 83707-0101

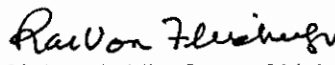
DATED this 25th day of June, 2003.

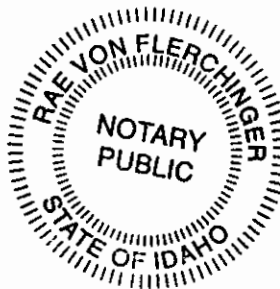

ROBERT WILLIAM PAYNE, JR.

STATE OF IDAHO)
) ss.
County of Nez Perce)

On this day personally appeared before me, the undersigned, a notary in and for the State of Idaho, ROBERT WILLIAM PAYNE, JR., a single man, to me known to be the individual described in and who executed the within and foregoing instrument, and acknowledged that he signed the same as his free and voluntary act and deed, for the uses and purposes therein mentioned.

GIVEN under my hand and official seal this 25 day of June, 2003.


Notary Public, State of Idaho
Residing at Lewiston, Clarkston WA
My Commission expires: 10/29/04



Instrument # 129668
NEZPERCE, LEWIS, IDAHO
2003-06-27 09:10:56 No. of Pages: 2
Recorded for : LEWIS COUNTY ABSTRACT CO., LTD.
CATHY LARSON Fee: 6.00
Ex-Officio Recorder Deputy Anne V. Cua
DT LCAC

Idaho Department of Water Resources Receipt

Receipt ID W031763

Payment Amount \$25.00 Date Received 5/27/2004 10:53:22 AM Region Western Status
Payment Type Check Check Number 009678

Payer SCOTT, JOSEPH B

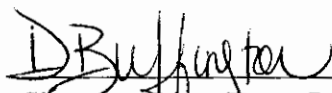
Comment CHANGE OF OWNERSHIP: 79-14083

Fee Detail

Amount Description

Fund FD PCA SO

\$25.00 OWNERSHIP CHANGES/SECURITY INTERESTS 0229 21 62140 1155



Signature Line (Dept. Representative)