

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

RECEIVED

JUL 19 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, 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
A03-02050		NO			

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) are 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) BY ENTERPRISES, RAY BURZOTA, PABLO YZQUIERDO
P.O. BOX 54, WEISER, ID 83672
4. New Owner/Claimant(s) MARK A. PORT OR JEANNE M. GETTLE OR MICHAEL N. GETTLE
 Name Connector (Check one): ☐ and, ☒ or, ☐ and/or
- New Mailing Address 1410 EAST 9TH ST.
- City, State and ZIP Code WEISER, ID 83672
- New Telephone Number (208) 549-3121
5. Date you acquired the property 7/12/04

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) Jeanne M. Little
(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 DB Date 7-20-04 Fee 0
 Received by _____ Date _____ Receipt No. _____
 Processed by _____ AJ Date _____ WR _____ Date _____

File Number: W10631

EXHIBIT "A"

A parcel of land situated within Government Lot 2 of Section 34, Township 11 North, Range 6 West, Boise Meridian, Washington County, Idaho, more particularly described as follows:

Beginning at the Center of Section 34, T.11N., R.6W., B.M.;

Thence S 0°14'07" E, a distance of 128.31 feet along the west line of Government Lot 2 of said Section 34 to the TRUE POINT OF BEGINNING;

Thence N 0°14'07" W, a distance of 915.68 feet along the west line of Government Lot 2 of said Section 34 to a point, which point is South 1852.63 feet from the N¹/₄ corner of said Section 34;

Thence N 89°50'56" E, parallel to the north line of said Government Lot 2 of said Section 34, a distance of 940.50 feet to a point;

Thence S 0°14'07" E, parallel to the west line of said Government Lot 2 of said Section 34, a distance of 479.64 feet to a point on the northwesterly bank of the Snake River;

Thence Southwesterly along the northwesterly bank of the Snake River to a point which is N 89°45'53" E 599.64 feet from the true point of beginning;

Thence S 89°45'53" W, a distance of 599.64 feet to the TRUE POINT OF BEGINNING.

WARRANTY DEED

For Value Received

B.Y. ENTERPRISES, an Idaho partnership

does hereby GRANT, BARGAIN, SELL AND CONVEY unto

MARK A. PORT, a unmarried person and JEANNE M. GETTLE, a married person as her sole and separate property

whose current address is 1410 EAST 9TH ST.
WEISER, ID 83672

the following described premises, to-wit:

IN WASHINGTON COUNTY, IDAHO:

SEE ATTACHED EXHIBIT "A"

Instrument # 194339
WEISER, WASHINGTON, IDAHO
2004-07-12 03:58:00 No. of Pages: 2
Recorded for : AMERITITLE
SHARON WIDNER
Ex-Officio Recorder Deputy *J. M. McPherson*
Index to: DEED

Together with all water, water rights, ditches and ditch rights appurtenant thereto and in anywise belonging.

Subject to all valid outstanding reservations, easements, rights-of-way, restrictions, dedications, mineral leases, mineral reservations and mineral conveyances of record.

(The consideration paid for this conveyance was paid by an accommodator pursuant to an IRC 1031 tax deferred exchange.)

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said grantee/s heirs and assigns forever. And the said grantor/s do hereby covenant to and with the said grantee/s that he is /are the owner/s in fee simple of said premises; that they are free from all encumbrances, excepting reservations, easements, encumbrances, restrictions and rights of way appearing of record and/or existing and that he will warrant and defend the same from all lawful claims whatsoever.

Dated: JULY 9, 2004

B.Y. ENTERPRISES

Ray Burzota
BY: RAY BURZOTA, Partner

Pablo Yzquierdo
BY: PABLO YZQUIERDO, Partner

STATE OF IDAHO, COUNTY OF WASHINGTON

STATE OF IDAHO, COUNTY OF WASHINGTON

On this 7th day of JULY, 2004, before me, a notary public in and for the said State, Personally appeared

On this 9th day of July, 2004, before me, a notary public in and for said State, Personally appeared

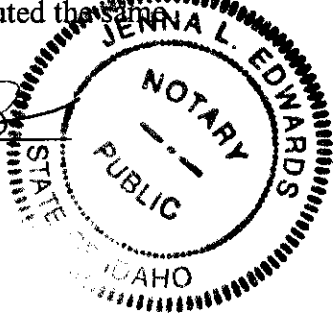
~~RAY BURZOTA AND PABLO YZQUIERDO~~

RAY BURZOTA

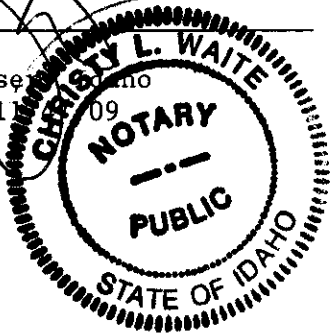
Known or identified to me to be (one of) the partners in the partnership of B.Y. ENTERPRISES and the partners who subscribed said partnership name to the foregoing instrument, and acknowledged to me that they executed the same in said partnership name.

known or identified to me to be one of the partners in the partnership of B.Y. ENTERPRISES and the partners who subscribed said partnership name to the foregoing instrument, and acknowledged to me that they executed the same in said partnership name.

Jenna L. Edwards
Notary Public
Residing at WEISER, ID
Comm. Expires 3/27/09



Christy L. Waite
Notary Public
Residing at: Weiser, Idaho
Comm. Expires: 11/09



N1/4 Cor.
CP&F Inst. No. 157774

N 89° 50' 56" E
940.50'

479.64'

GOVT. LOT 2

POINT ON LINE

RIVER

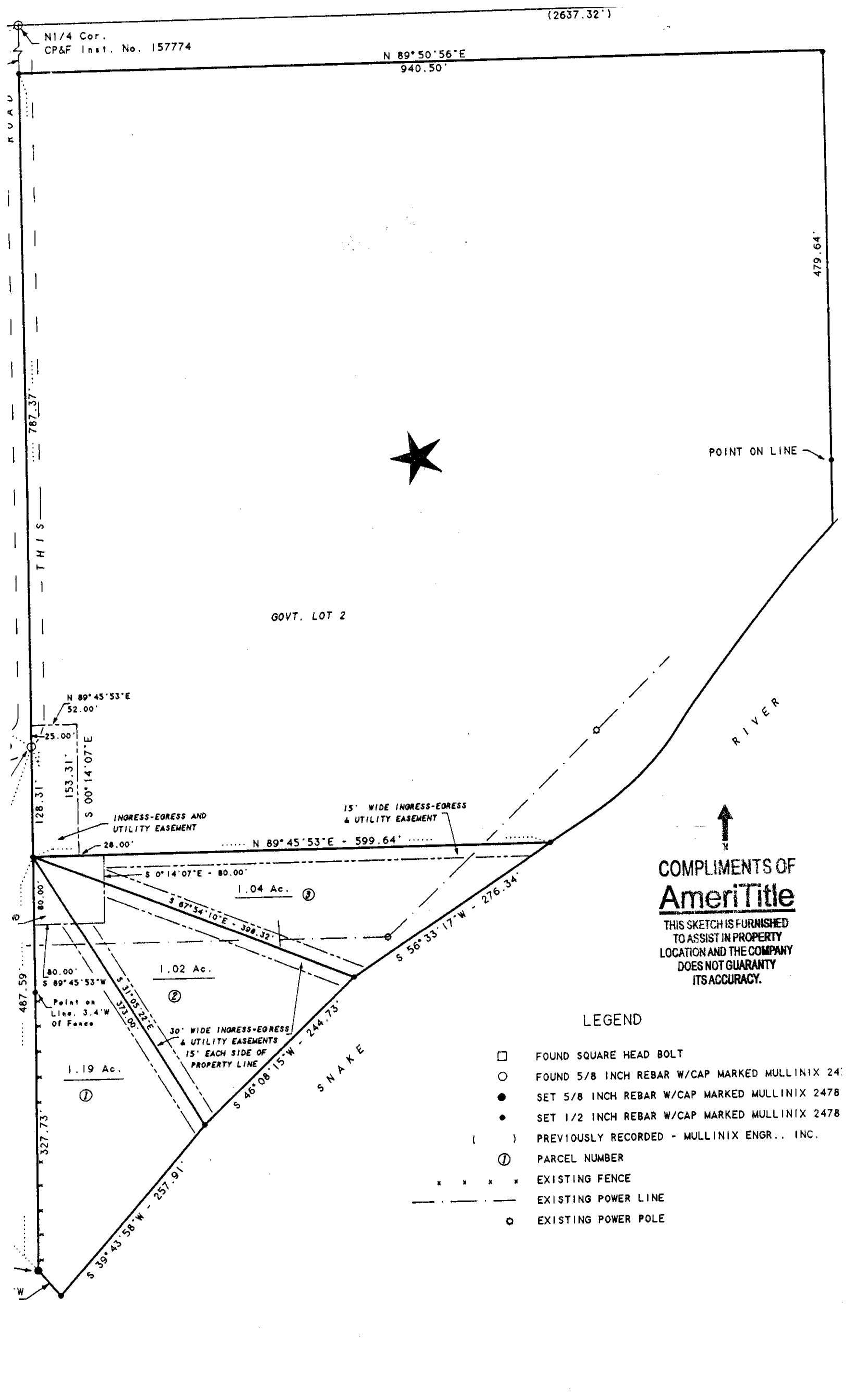


COMPLIMENTS OF
AmeriTitle

THIS SKETCH IS FURNISHED
TO ASSIST IN PROPERTY
LOCATION AND THE COMPANY
DOES NOT GUARANTY
ITS ACCURACY.

LEGEND

- FOUND SQUARE HEAD BOLT
- FOUND 5/8 INCH REBAR W/CAP MARKED MULLINIX 2478
- SET 5/8 INCH REBAR W/CAP MARKED MULLINIX 2478
- SET 1/2 INCH REBAR W/CAP MARKED MULLINIX 2478
- () PREVIOUSLY RECORDED - MULLINIX ENGR., INC.
- ① PARCEL NUMBER
- x x x x EXISTING FENCE
- — — — EXISTING POWER LINE
- EXISTING POWER POLE



AmeriTitle

Escrow Trust Account
P.O. Box 591 · 128 E. Main Street
Weiser, ID 83672
(208) 414-1792

BANK OF THE WEST
34 E. Main Street
Weiser, ID 83672

90-78
1211

12111

2004-147
WATER TRANSFER FEE
B.Y. ENTERPRISES

--Two Hundred Fifty and 00/100

DATE	AMOUNT
July 12, 2004	\$ *****250.00

PAY TO THE STATE OF IDAHO DEPT. OF WATER RESOURCES
ORDER OF

2 SIGNATURES REQUIRED

072111- 212100Z 212001333

check returned. See letter dated 7-20-04