

DELOG MH

6-10-04

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

RECEIVED

JUN 10 2004

Department of Water Resources
Eastern 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
25-7022	A B	8/23/04.			
25-14009					

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. Violet P. Butler
 Name and Address of Former Owner/Claimant(s) Seventy Creek Ranch, LLC
4. 3030 N 45th W
- New Owner/Claimant(s) Idaho Falls, Id 83402
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address
- City, State and ZIP Code
- New Telephone Number (208) 523-1596
5. Date you acquired the property 9-10-01

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)

Jana Passey

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 _____ Date _____ Fee _____
 Received by _____ Date _____ Receipt No. _____
 Processed by _____ AJ Date _____ WR _____ Date _____

WARRANTY DEED**1. Date**

Effective as of September 10, 2001.

2. Parties

Grantors: Ronda Butler, Linda Alldridge, Tana Passey, Pamela Nelson, and Saundra Zarella as tenants in common. Each grantor holding a one-fifth (1/5) undivided interest in the property described in section 3. The property is the sole and separate property of each grantor.

Current addresses:

Ronda Butler, 6471 East 1st St., Idaho Falls, ID 83401
 Linda Alldridge, 714 N. 3900 E., Rigby, ID 83442
 Tana Passey, 3030 N. 45 W., Idaho Falls, ID 83402
 Pamela Nelson, 13186 N. Yellowstone Hwy.,
 Idaho Falls, ID 83401
 Saundra Zarella, 1615 Shasta Acres, Mount Shasta,
 CA 96067

Grantee: Seventy Creek Ranch LLC, an Idaho Limited Liability Company.

Current address: 3030 N. 45th W., Idaho Falls, ID 83402

3. Property

Transferred interest: All of grantors' interests, each grantor holding a one-fifth (1/5) undivided interest as tenants in common.

Idaho County: Bingham

Description:

Part of the SE $\frac{1}{4}$ SW $\frac{1}{4}$ and part of the SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 32, Township 2 South, Range 40 East Boise Meridian, in Bingham County, Idaho described as:

Beginning at a point that is South 89°56'30" West 1134.97 feet from the South $\frac{1}{4}$ Stone of Section 32 along the Section line to the point of beginning; thence North 00°03'30" West 1193.83 feet; thence South 89°56'30" West 937.00 feet; thence South 00°03'30" East 1193.83 feet; thence North 89°56'30" East 937.00 feet to the point of beginning. Containing 25.66 acres

Together with a common easement with the Seller to provide access to the above described property along the existing Lane of 20 feet width, the South edge of which is the North side of the above described property, and which extends East at a bearing of North 89°55'22" East 1595 feet, more or less, to the County road.

Together with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining.

Subject to all existing rights-of-ways for public highways, protective covenants, utility lines, existing roadways, irrigation ditches and all building, zoning and other restrictions of use and all encumbrances of record.

Subject to a first right of refusal in favor of Ben W. Hunter and Elna E. Hunter herein, and their son Joseph T. Hunter, of 27 N 600 W, Blackfoot, Idaho 83221, and their daughter Nicki Ann Dalton, of 276 Lansing, Blackfoot, ID 83221, hereinafter referred to collectively as "Hunters", with respect to the sale of the subject property. The said right of refusal shall terminate at such time the Hunters dispose of all interest they may have in any adjoining real property, or until the death of the last survivor of the Hunters above named, which ever shall first occur.

Together with:

All improvements, water, water rights, ditches, ditch rights, easements, tenements, hereditaments, appurtenances, reversions, remainders, rents, issues, and profits.

Subject to:

Rights of way for roads and ditches now existing on the property plus all easements and rights-of-way of record, if any, covenants, restrictions, reservations, applicable building and zoning ordinances, use regulations and restrictions, and accruing taxes.

Taxes and assessments for 2001 and all subsequent years.

All facts, rights, claims and interest ascertainable by inspection of the property or by inquiry of persons in possession.

Unpatented mining claims, reservations and exceptions and patents or in acts authorizing their issuance.

4. Consideration

Ten Dollars and other good and valuable consideration, receipt of which is acknowledged.

5. Grant

Grantors, for the consideration listed above hereby grants, bargains, sells, conveys and confirms to grantee, his heirs, successors and assigns, the transferred interest in the property described in this deed.

6. Warranties

Grantors, for themselves, their heirs, successors and assigns, covenants with grantee, heirs, successors, and assigns as follows:

Grantors are currently the owner of the property as described in this deed.

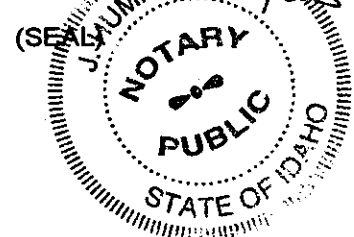
STATE OF IDAHO

County of Bonneville

On December 31, 2001 before me,
J. Humphrey, an Idaho notary public,
personally appeared Linda Alldridge, known or identified
to me to be the person who executed this instrument and
acknowledged to me that she executed the same.

In witness, I have set my hand and affixed my official seal
the day and year in this certificate first above written.

Notary Public for Idaho
Residing at Idaho Falls
Commission expires: 05-04



STATE OF IDAHO

County of Bonneville

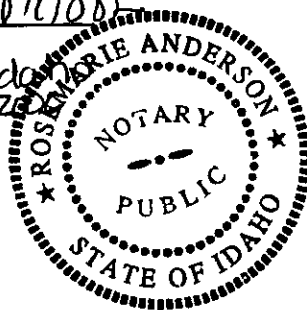
On December 31, 2001 before me,
Rosemarie Anderson, an Idaho notary public,
personally appeared Tana Passey, known or identified to
me to be the person who executed this instrument and
acknowledged to me that she executed the same.

In witness, I have set my hand and affixed my official seal
the day and year in this certificate first above written.

Rosemarie Anderson

Notary Public for Idaho
Residing at: Idaho Falls, Idaho
Commission expires: 02-16-2004

(SEAL)



RECORDED AT THE REQUEST OF
BLACKFOOT, IDAHO

900 SEP 25

2002 JAN -3 PM 12:21

Beard, St. Clair

2105 Coronado St

Id. Falls, ID

83404

507635

STATE OF IDAHO

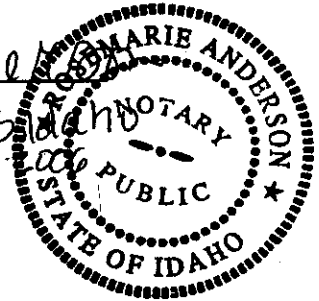
County of Bonneville

On December 31, 2001 before me,
Rosemarie Anderson, an Idaho notary public,
personally appeared Pamela Nelson, known or identified
to me to be the person who executed this instrument and
acknowledged to me that she executed the same.

In witness, I have set my hand and affixed my official seal
the day and year in this certificate first above written.

Rosemarie Anderson
Notary Public for Idaho
Residing at: Idaho Falls, Idaho
Commission expires: 02-16-2004

(SEAL)



STATE OF CALIFORNIA

County of Riverside

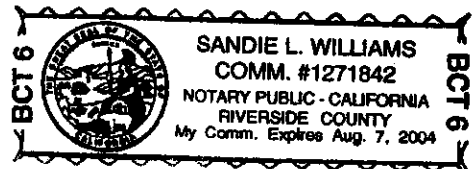
On December 20, 2001 before me,
Sandie L. Williams, an Idaho notary public,
personally appeared Sandra Zarella, known or identified
to me to be the person who executed this instrument and
acknowledged to me that she executed the same.

In witness, I have set my hand and affixed my official seal
the day and year in this certificate first above written.

Sandie L. Williams

Notary Public for California
Residing at: Palm Desert
Commission expires: 8-7-04

(SEAL)



The property described in this deed is free from all encumbrances, except as otherwise shown in this deed or of record.

Grantors and their heirs and successors will forever warrant and defend the quiet and peaceful possession of the property granted by this deed to grantee, his heirs, successors and assigns against the lawful claims of all persons.

7. Construction

In construing this deed, and where the context so requires, the singular includes the plural and the masculine, the feminine and the neuter.

Ronda Butler
Ronda Butler

Linda L. Aldridge
Linda Aldridge

Tana Passey
Tana Passey

Pamela Nelson
Pamela Nelson

Saundra Zarella
Saundra Zarella

STATE OF IDAHO

County of Bonneville

On December 31, 2001 before me, J. Humphrey, an Idaho notary public, personally appeared Ronda Butler, known or identified to me to be the person who executed this instrument and acknowledged to me that she executed the same.

In witness, I have set my hand and affixed my official seal the day and year in this certificate first above written.

J. Humphrey
Notary Public for Idaho
Residing at Edinburg, Texas
Commission expires: 10.5.04

(SEAL)

