

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

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
 Incomplete forms will be returned.

RECEIVED
SEP 15 2004
DEPARTMENT OF
WATER RESOURCES

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 is 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
✓ A73-00041	73-4007A (portion)		73-12030	73-13031	
✓ A73-00257	73-10390 (portion)				
✓ A73-00136					
✓ A73-00139A					
✓ A73-252					

2. The following **REQUIRED** information must be submitted with this form:

- A. The appropriate **FILING FEES**. 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) E. Duane Moen of HC 62 Box 2330, May, Idaho 83253
4. New Owner/Claimant(s) D & K MOEN RANCH, L.L.C., an Idaho limited liability company.
Name Connector (Check one): [] and [] or, [] and/or
- New Mailing Address c/o Kent L. Moen, 811 Pahsimeroi Road
- City, State and ZIP Code May, Idaho 83253
- New Telephone Number (208) 876-4002
5. Date you acquired the property Aug 23 2004

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) Edward Duane Moen
(include title if applicable) E. Duane Moen, Co-Manager
Kent L. Moen
Kent L. Moen, Co-Manager

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 KB Date 9/15/04 Fee D
 Received by KB Date _____ Receipt No. _____
 Processed by KB AJ Date 10/14/04 WR _____ Date _____

229774

Custer County Reg. of Jim Bennett
 Time 10:45 A.M. Date 8-22-2004
 Ethel M. Pack, Clerk
 Deputy Betsy Broughton \$ 3.00

259805

WARRANTY DEED

FOR VALUE RECEIVED E. Duane Moen, a single man, of HC 62 Box 2330, May, Idaho 83253, Grantor does Bargain, Sell and Convey unto Kent L. Moen, a married man, of 811 Pahsimeroi Road, May, Idaho 83253, Grantee a one-fourth (25%) undivided interest in common in the following described premises, in Lemhi County, Idaho or Custer County, Idaho to-wit:

The East Half of the Southeast Quarter (E1/2SE1/4), the Southwest Quarter of the Southeast Quarter (SW1/4SE1/4) and the East Half of the Northeast Quarter (E1/2NE1/4), of Section Twenty-two (22); The Southwest Quarter (SW1/4), South Half of the Northwest Quarter (S1/2NW1/4), South Half of the Southeast Quarter (S1/2SE1/4), and the North Half of the Northwest Quarter (N1/2NW1/4) of Section Twenty-three (23); the West Half of the Northwest Quarter (W1/2NW1/4) and the Northeast Quarter of the Northwest Quarter (NE1/4NW1/4) of Section Twenty-six (26), and the Northeast Quarter of the Northeast Quarter (NE1/4NE1/4) and the Southeast Quarter of the Northeast Quarter (SE1/4NE1/4) of Section Twenty-seven (27), all in Township 15 North, Range 21 E. Boise Meridian, Lemhi County, Idaho.

Together with all appurtenances.

TO HAVE AND TO HOLD the said premises, with its appurtenances, unto the said Grantee, his administrators, successors and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that he is the owner in fee simple of said premises; that the property is free from all encumbrances save and excepting therefrom all covenants, conditions and restrictions of record and all easements of sight and of record as recorded in the records of Lemhi County, Idaho, and that he will warrant and defend the same from all lawful claims whatsoever.

Dated: August 9, 2004

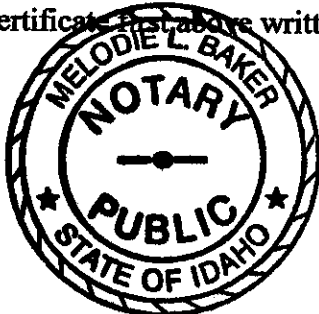
E. Duane Moen

E. Duane Moen, also known as Edward Duane Moen

STATE OF Idaho)
 County of Custer)
 SS:

On this 9th day of August, 2004, before me, a Notary Public in and for said State, personally appeared, , E. Duane Moen, a single man, to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that he executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and seal the day and year in this certificate first above written.



Melodie L. Baker
 Notary Public
 My Commission Expires on 10/23/06

WARRANTY DEED

FOR VALUE RECEIVED E. Duane Moen a single man and Kent L. Moen and Marty Moen, husband and wife, Grantors do Bargain, Sell and Convey unto D & K MOEN RANCH, L.L.C., an Idaho limited liability company, of c/o Kent L. Moen, 811 Pahsimeroi Road, May, Idaho 83253, Grantee all of either parties equity, right, title and interest in the following described premises, in Lemhi County, Idaho, (the same being a 25% undivided interest held by Kent L. Moen and an 75% undivided interest held by E. Duane Moen) to-wit:

The East Half of the Southeast Quarter (E1/2SE1/4), the Southwest Quarter of the Southeast Quarter (SW1/4SE1/4) and the East Half of the Northeast Quarter (E1/2NE1/4), of Section Twenty-two (22); The Southwest Quarter (SW1/4), South Half of the Northwest Quarter (S1/2NW1/4), South Half of the Southeast Quarter (S1/2SE1/4), and the North Half of the Northwest Quarter (N1/2NW1/4) of Section Twenty-three (23); the West Half of the Northwest Quarter (W1/2NW1/4) and the Northeast Quarter of the Northwest Quarter (NE1/4NW1/4) of Section Twenty-six (26), and the Northeast Quarter of the Northeast Quarter (NE1/4NE1/4) and the Southeast Quarter of the Northeast Quarter (SE1/4NE1/4) of Section Twenty-seven (27), all in Township 15 North, Range 21 E. Boise Meridian, Lemhi County, Idaho.

Together with all appurtenances.

TO HAVE AND TO HOLD the said premises, with its appurtenances, unto the said Grantee, its successors and assigns forever. And the said Grantors do hereby covenant to and with the said Grantee, that they are the owners in fee simple of said premises; that the property is free from all encumbrances save and excepting therefrom all covenants, conditions and restrictions of record and all easements of sight and of record as recorded in the records of Lemhi County, Idaho, and that he will warrant and defend the same from all lawful claims whatsoever.

Dated: August 9, 2004

Edward Duane Moen

E. Duane Moen, also known as Edward Duane Moen

Kent L. Moen

Kent L. Moen

Marty Moen

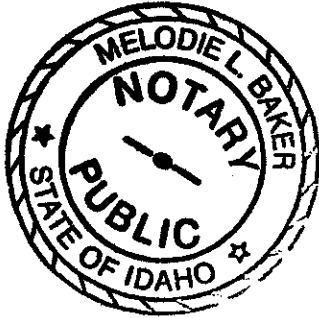
Marty Moen

STATE OF Idaho)
 County of Custer)
 SS:

On this 9th day of August, 2004, before me, a Notary Public in and for said State, personally appeared, , E. Duane Moen a single man and Kent L. Moen and Marty Moen,

husband and wife to me to be the persons whose names are subscribed to the foregoing instrument and acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and seal the day and year in this certificate first above written.



Melodie L. Baker
Notary Public
My Commission Expires on 10/23/06

State of Idaho)
County of Lemhi) SS No. 259886
This instrument was filed for record at the request
of James R. Bennetts
at 1:20 o'clock Pm 27 Aug 2004
and duly filmed and indexed in the records of Lemhi
County Terri J. Morton
Ex-Officio Recorder
By H. Baumgardner Deputy
Fee 6.00
Return to _____

229829
Custer County Req. of
James R. Bennetts
Time 12:29 P M Date 8/30/2004
Ethel M. Peck, Clerk
Lura Baker \$6.00
Deputy

73-4007A

Split

Change of ownership dated 8/23/04

Duane man 73-12030

remaining 118.0 acres

$$2.8 \text{ cfs} / 140 \text{ acres} (118 \text{ ac}) = 2.36 \text{ cfs}$$

D & K Moor Ranch LLC

73-12031

15N 21E 522 SWSE 22.0 acres

0.44 cfs

