

OK JC  
4-12-05

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

Please print or type. Attach pages with additional information. Instructions are on the back of this page.  
 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<br>Right<br>No(s). | Adjudication<br>Claim No(s). | Split | Water<br>Right No(s). | Adjudication<br>Claim No(s). | Split |
|--------------------------|------------------------------|-------|-----------------------|------------------------------|-------|
|                          | 21-2045 ✓                    |       |                       | 21-7076 ✓                    |       |
|                          | 21-2102 ✓                    |       |                       | 21-12538 ✓                   |       |
|                          | 21-2104 ✓                    |       |                       | 21-12539 ✓                   |       |
|                          | 21-4025 ✓                    |       |                       |                              |       |
|                          | 21-7075 ✓                    |       |                       |                              |       |

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 rights(s) or claims(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 your water rights(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 North Fork Highlands Partnership
4. New Owner/Claimant(s) North Fork Highlands Property Owners Association, Inc.  
 Name connector (check one): [ ] and [ ] or, [ ] and/or  
 New Mailing Address 444 B. Street  
 City, State and ZIP Code Idaho Falls, ID 83402  
 New Telephone Number \_\_\_\_\_
5. Date you acquired the property \_\_\_\_\_

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<br>(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<br>(cubic feet per second or acre-feet per annum) | Description<br>(acres, number and type of stock, homes, etc.) |
| Irrigation                                                                                                              | _____                                                                      | _____                                                         |
| Stock                                                                                                                   | _____                                                                      | _____                                                         |
| Domestic                                                                                                                | _____                                                                      | _____                                                         |
| Other _____                                                                                                             | _____                                                                      | _____                                                         |
| <b>TOTAL</b>                                                                                                            | _____                                                                      | _____                                                         |

| DESCRIPTION OF YOUR PORTION OF WATER RIGHT<br>(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<br>(cubic feet per second or acre-feet per annum) | Description<br>(acres, number and type of stock, homes, etc.) |
| Irrigation                                                                                                              | _____                                                                      | _____                                                         |
| Stock                                                                                                                   | _____                                                                      | _____                                                         |
| Domestic                                                                                                                | _____                                                                      | _____                                                         |
| Other _____                                                                                                             | _____                                                                      | _____                                                         |
| <b>TOTAL</b>                                                                                                            | _____                                                                      | _____                                                         |

7. Signature of New Owner(s) Or Claimant(s) North Fork Highlands Property Owners Association, Inc.  
(include title if applicable) by L. H. Smith Treasurer

For Snake River Basin Adjudication Claims: Please attached a notice of Appearance completed by your attorney, if you wish IDWR to correspond with him or her for all matters related to your claims.

**For Office Use Only**

Received by \_\_\_\_\_ Date \_\_\_\_\_ Fee \_\_\_\_\_  
 Receipted by \_\_\_\_\_ Date \_\_\_\_\_ Receipt No. \_\_\_\_\_  
 Processed by \_\_\_\_\_ Date \_\_\_\_\_ WR \_\_\_\_\_ Date \_\_\_\_\_

**QUITCLAIM DEED  
FOR  
WATER RIGHTS**

THIS INDENTURE is made this 20 day of August, 2004, between, North Fork Highlands Partnership, referred to herein as the "GRANTOR" and North Fork Highlands Property Owners Association, Inc., whose business mailing address is 444 B. Street, Idaho Falls, Idaho 83402, referred to herein as the "GRANTEE",

WITNESSETH, that the GRANTOR, for an in consideration of the sum of Ten and ~~No/100~~ Dollars (\$10.00) lawful money of the United States of America and other good and valuable consideration to GRANTOR, in hand paid by the GRANTEE, the receipt whereof is hereby acknowledged, does by these presents remise, release and forever QUITCLAIM unto the GRANTEE, and to GRANTEE's successors and assigns forever, all right, title and interest now owned or hereafter acquired by the Grantor in all the following described water rights or portions thereof in the County of ~~Bonneville~~ Fremont, State of Idaho, to-wit:

| <u>Water Right No.</u> | <u>Priority Date</u> | <u>Source</u>        | <u>Amount</u> |
|------------------------|----------------------|----------------------|---------------|
| 21-2045                | Dec. 3, 1911         | Spring Creek         | 1.0 cfs       |
| 21-2102                | Sept. 20, 1949       | Green Canyon Springs | 0.8 cfs       |
| 21-2104                | March 20, 1953       | Blue Creek           | 0.6 cfs       |
| 21-4025                | May 1, 1960          | Blue Creek           | 1.83 cfs      |
| 21-7075                | Aug. 8, 1975         | Green Canyon Springs | 2.41 cfs      |
| 21-7076                | Aug. 8, 1975         | Blue Creek           | 2.47          |
| 21-12538               |                      |                      |               |
| 21-12539               |                      |                      |               |

TOGETHER, with the tenements, hereditaments and appurtenances thereunto belonging or in any wise appertaining, and any reversions, remainders, or rents, issues and profits therefrom.

**490509**  
CORN NO. 8 Day Sept 20 2004  
10:00 O'Clock A M  
ABBIE MACE  
FREMONT CO RECORDER  
Recorded at Request of Hadden Kidwell Hadden  
PO Box 50130  
IFI 83405-0130

**490321**  
CORN NO. 30 Day Aug 2004  
15:00 O'Clock A M  
ABBIE MACE  
FREMONT CO RECORDER  
Recorded at Request of Kent W. Foster

TO HAVE AND TO HOLD the said water rights unto the GRANTEE, and to GRANTEE's successors and assigns forever.

In construing this Quitclaim Deed and where the context so requires, the singular includes the plural.

IN WITNESS WHEREOF, the GRANTOR has executed the within instrument the day and year first above written.

North Fork Highlands Partnership

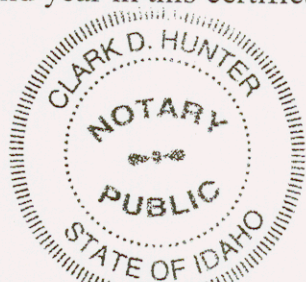
By: [Signature]  
Its: General Partner

STATE OF IDAHO            )  
                                      )ss.  
County of Bonneville    )

On this 20 day of August, 2004, before me a notary public in and for said State, personally appeared D. Lynn Smith known or identified to me (or proved to me on the oath of \_\_\_\_\_) to be the <sup>a general partner</sup> president, or vice-president, or secretary or assistant secretary, of the <sup>partnership</sup> corporation that executed the instrument or the person who executed the instrument on behalf of said <sup>partnership</sup> corporation, and acknowledged to me that such <sup>partnership</sup> corporation executed the same.

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

(seal)



Clark D. Hunter  
Notary Public for Idaho  
Residing at Idaho Falls, ID  
My commission expires: 8-7-2008

G:\WPDATA\KWF\4973 NORTH FORK HIGHLANDS, LLC\Quitclaim Deed NFHPOA.wpd:cdv

