

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
OCT 17 2005
 WATER RESOURCES
 WESTERN REGION

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
65-2457					

RECEIVED
from W.A.
DEC 15 2005
 Department of Water Resources

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) MC SHELLEY FAMILY TRUST
- FRANK & MELITA SHELLEY
4. New Owner/Claimant(s) TUMBLEWEED DEVELOPMENT GROUP, LLC
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address PO BOX 161
- City, State and ZIP Code PAYETTE, IDAHO 83661
- New Telephone Number (208) 642-3435
5. Date you acquired the property OCTOBER 5, 2005

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)

Stanley W. Chene
 MAKES MEMBER

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 *[Signature]* AJ Date *12-23-05* WR _____ Date _____

Deed does not match WR or Claim FOLL

Page 1

03/28/2005

IDaho DEPARTMENT OF WATER RESOURCES
Adjudication Claim Report 65-2457

WATER RIGHT NUMBER: 65-2457

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	M C SHELLEY FAMILY TRUST C/O FRANK & MELITA SHELLEY 960 NW 14TH AVE PAYETTE, ID 83661
Original Owner	WALTER RUSSELL RT 4 CALDWELL, ID 83605

well
1.4
Vistair

Priority Date: 04/27/1945

Basis: Decreed

Status: Active

SourceTributary

GROUND WATER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	3/15 to 11/15	1.200 CFS	
	<u>Total Diversion:</u>	1.200 CFS	

Location of Point(s) of Diversion

GROUND WATER

PAYETTE County

NE1/4SW1/4

Sec. 26, Twp 09N, Rge 05W, B.M.

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE					
09N	05W	26																80.0	

Total Acres: 80

Conditions of Approval:Remarks:

1. General

THIS RIGHT WHEN COMBINED WITH RIGHTS OF LOWER PAYETTE DITCH CO. SHALL
PROVIDE NO MORE THAN .02 CFS/ACRE.

Comments:Dates and Other Information:

329916
WARRANTY DEED

P20398

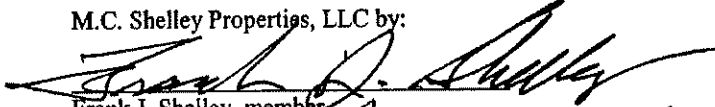
For Value Received, M.C. Shelley Properties, LLC, an Idaho Limited Liability Company, and Franklin Jefferson Shelley, a married man as his sole and separate property, the Grantors, do hereby grant, bargain, sell and convey unto
Tumbleweed Development Group, LLC
an Idaho Limited Liability Company
whose address is PO Box 161, Payette, ID 83661,
the Grantee, the following described premises, to-wit:

SEE EXHIBIT A WHICH IS MADE A PART HEREOF BY THIS REFERENCE.

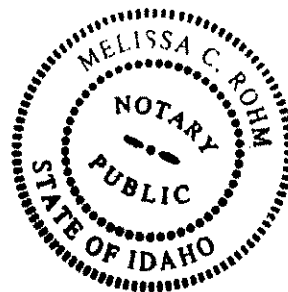
TO HAVE AND TO HOLD the premises with their appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantees, that they are the owners in fee simple of said premises that said premises are free from all encumbrances except the 2005 taxes and assessments and that they will warrant and defend the same from all lawful claims whatsoever.

Dated: September 30, 2005

M.C. Shelley Properties, LLC by:


Frank J. Shelley, member


Franklin Jefferson Shelley

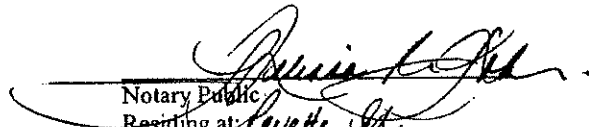


State of Idaho)

ss

County of Payette)

On this 3rd day of October, 2005 before me Melissa C. Rohn, a notary public in and for said State, personally appeared Franklin Jefferson Shelley known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same.


Notary Public

Residing at: Payette, ID

Commission Expires: 09-03-2011

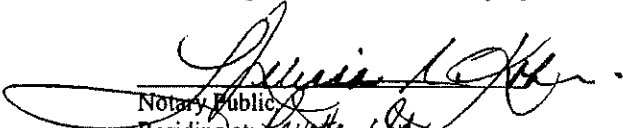


State of Idaho)

ss

County of Payette)

On this 3rd day of October, 2005 before me Melissa C. Rohn, a notary public in and for said State, personally appeared Frank Jefferson Shelley known to me to be a member of the Limited Liability Company that executed the within instrument or the person who executed the instrument on behalf of said company, and acknowledged to me that such company executed the same.


Notary Public

Residing at: Payette, ID

Commission Expires: 09-03-2011

Instrument # 329916

PAYETTE COUNTY

2005-10-05

04:08:00 No. of Pages: 4

Recorded for: AMERITITLE

BETTY J DRESSEN

Ex-Officio Recorder Deputy

Index to: WARRANTY DEED

Fee: 12.00

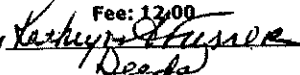


EXHIBIT A

Parcel I

In Township 9 North, Range 5 West, Boise Meridian, Payette County, Idaho:

In Section 26: The SW1/4SW1/4 EXCEPTING the South 652.87 feet of the West 717.3 feet thereof;
ALSO EXCEPTING the North 653.83 feet of the West 738.28 feet;

ALSO EXCEPT a tract of land in the SW1/4SW1/4 described as follows:

Commencing at the Northwest corner of said SW1/4SW1/4;
Thence North 89°40'40" East along the North boundary of said SW1/4SW1/4 a distance of
738.28 feet to the TRUE POINT OF BEGINNING;
Thence South 0°26'00" East along a line parallel with the said West boundary a distance of
654.70 feet;
Thence North 89°29'06" East, a distance of 586.60 feet;
Thence North 0°26'00" West a distance of 652.73 feet;
Thence South 89°40'40" West along the North boundary of said SW1/4SW1/4 a distance of
586.6 feet to the TRUE POINT OF BEGINNING.

Parcel II

In Township 9 North, Range 5 West, Boise Meridian, Payette County, Idaho:

In Section 26:

A tract of land situated in the SE1/4SW1/4 described as follows:
Commencing at the Southeast corner of said SE1/4SW1/4;
Thence South 89°28'30" West and coincident with the South line of said SE1/4SW1/4 1273.18
feet to the Point of Beginning;
Thence North 00°24'08" West 328.51 feet;
Thence North 89°26'30" West 25.00 feet;
Thence North 1°34'29" West 973.80 feet to a point on the North line thereof;
Thence South 89°40'13" West and coincident with said North line 8.19 feet to the Northwest
corner of said SE1/4SW1/4;
Thence South 0°24'08" East and coincident with the West line thereof 1302.18 feet to a point
on the South line of said SE1/4SW1/4;
Thence North 89°28'30" East and coincident with said South line 52.30 feet to the Point of
Beginning.

AND a parcel of land situated in the SE1/4SW1/4 and SW1/4SE1/4 more particularly described as
follows:

Beginning at the South Quarter corner of said Section 26;
Thence North 00°22'17" West and coincidental with the East line of SE1/4SW1/4 of said
Section, 25.00 feet to the TRUE POINT OF BEGINNING;
Thence South 89°28'30" West, 1273.18 feet;
Thence North 00°24'08" West 303.51 feet;
Thence North 89°28'30" West 25.00 feet;
Thence North 01°34'29" West 973.80 feet;
Thence North 89°40'13" East, and coincident with the North line of said SE1/4SW1/4 1317.99
feet;

Thence South 89°55'39" East and coincidental with the North line of said SW1/4SE1/4 1321.39 feet;
Thence South 00°15'53" East and coincidental with the East line of said SW1/4SE1/4 676.73 feet;
Thence North 89°45'00" West 290.4 feet and parallel with the South line of said Section;
Thence South 00°15'53" East and parallel with the East line of said SW1/4SE1/4 600.00 feet;
Thence North 89°45'00" West 1027.94 feet to the TRUE POINT OF BEGINNING.

SAVE AND EXCEPT the West 50 feet of the SW1/4SE1/4.

AND EXCEPTING FROM BOTH PARCEL I and II the following described parcel:

A portion of the SW1/4SW1/4 and of the SE1/4SW1/4 of Section 26, Township 9 North, Range 5 West of the Boise Meridian and is more particularly described as follows:

Commencing at the Southeast corner of said SE1/4SW1/4;
Thence South 89°28'30" West along the Southerly boundary of said SE1/4SW1/4 a distance of 1273.18 feet to the TRUE POINT OF BEGINNING;
Thence continuing South 89°28'30" West a distance of 186.02 feet along said Southerly boundary and along the Southerly boundary of said SW1/4SW1/4;
Thence North 0°28'00" West parallel with the Easterly boundary of said SW1/4SW1/4 a distance of 328.51 feet;
Thence North 89°28'30" East parallel with said Southerly boundary of said SW1/4 a distance of 186.02 feet;
Thence South 0°28'00" East parallel with said Easterly boundary of said SW1/4SW1/4 a distance of 328.51 feet to the TRUE POINT OF BEGINNING

FURTHER EXCEPTING FROM PARCEL II:

Township 9 North, Range 5 West, B.M., Payette County, Idaho:

Section 26: A portion of the SW1/4SE1/4 more particularly described as follows:

Commencing at the South Quarter corner of said Section:
thence North 00°22'17" West and coincident with the West line of the Southwest Quarter of the Southeast Quarter of said Section 26 a distance of 25.00 feet;
thence South 89°45'00" East and parallel with the South line of said Southwest Quarter of the Southeast Quarter, 1027.94 feet;
thence North 00°25'53" West and parallel with the East line of said Southwest Quarter of the Southeast Quarter, 600 feet to the True Point of Beginning;
thence South 89°45'00" East and parallel with the South line of said Southwest Quarter of the Southeast Quarter, 290.40 feet;
thence North 00°25'53" West along the East line of said SW1/4SE1/4 a distance of 676.73 feet, more or less, to the NE corner of said SW1/4SE1/4;
thence North 89°45'00" West along the North line of said SW1/4SE1/4 290.40 feet;
thence South 00°25'53" East a distance of 676.73 feet, more or less, to the True Point of Beginning.

FURTHER EXECPTING FROM PARCEL II:

In Township 9 North, Range 5 West, Boise Meridian, Payette County, Idaho:

In Section 26: A parcel of land situated in the SW¼SE¼, more particularly described as follows:
Beginning at the South ¼ corner of said Section 26;

Order No. 0020398

329916

thence North 00°22'17" West and coincidental with the West line of said SW¼SE¼ of said Section, 25.00 feet;
thence South 89°45'00" East 1027.94 feet to the True Point of Beginning;
thence North 00°15'53" West and parallel with the East line of said SW¼SE¼ 500.00 feet;
thence North 89°45'00" West 500.00 feet;
thence South 00°15'53" East and parallel with the East line of said SW¼SE¼ 500.00 feet;
thence South 89°45'00" East 500.00 feet to the True Point of Beginning.

Parcel III

Lot 1 of Block 4 of the Replat of Vistair Subdivision as set forth on the Official Plat, Book 5, Page 46, Plat Records, Payette County, Idaho.

329917

P20398

WARRANTY DEED

For Value Received, Melita Ellen Shelley, an unmarried woman, the Grantor, does hereby grant, bargain, sell and convey unto Tumbleweed Development Group, LLC an Idaho Limited Liability Company whose address is PO Box 161, Payette, ID 83661, the Grantee, the following described premises, to-wit:

SEE EXHIBIT A WHICH IS MADE A PART HEREOF BY THIS REFERENCE

TO HAVE AND TO HOLD the premises with their appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantees, that they are the owners in fee simple of said premises that said premises are free from all encumbrances except the 2005 taxes and assessments and that they will warrant and defend the same from all lawful claims whatsoever.

Dated:

Melita Ellen Shelley
Melita Ellen Shelley

Instrument # 329917

PAYETTE COUNTY

2005-10-05

04:10:00 No. of Pages: 4

Recorded for: AMERITITLE

BETTY J DRESSEN

Ex-Officio Recorder Deputy

Index to: WARRANTY DEED

Fee: 12.00

State of Idaho)

ss

County of Bonner)

On this 4 day of September, 2005 before me Melita Ellen Shelley a notary public in and for said State, personally appeared Melita Ellen Shelley known or identified to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

Emily Wohall
Notary Public

Residing at: Sandpoint, Idaho

Commission Expires: 9/9/2011



EXHIBIT A

Parcel I

In Township 9 North, Range 5 West, Boise Meridian, Payette County, Idaho:

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Thence North 89°40'40" East along the North boundary of said SW1/4SW1/4 a distance of
738.28 feet to the TRUE POINT OF BEGINNING;
Thence South 0°26'00" East along a line parallel with the said West boundary a distance of
654.70 feet;
Thence North 89°29'06" East, a distance of 586.60 feet;
Thence North 0°26'00" West a distance of 652.73 feet;
Thence South 89°40'40" West along the North boundary of said SW1/4SW1/4 a distance of
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Parcel II

In Township 9 North, Range 5 West, Boise Meridian, Payette County, Idaho:

In Section 26:

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AND a parcel of land situated in the SE1/4SW1/4 and SW1/4SE1/4 more particularly described as
follows:

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Thence North 89°28'30" West 25.00 feet;
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Thence North 89°40'13" East, and coincident with the North line of said SE1/4SW1/4 1317.99
feet;

Thence South 89°55'39" East and coincidental with the North line of said SW1/4SE1/4 1321.39 feet;
Thence South 00°15'53" East and coincidental with the East line of said SW1/4SE1/4 676.73 feet;
Thence North 89°45'00" West 290.4 feet and parallel with the South line of said Section;
Thence South 00°15'53" East and parallel with the East line of said SW1/4SE1/4 600.00 feet;
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Thence South 89°28'30" West along the Southerly boundary of said SE1/4SW1/4 a distance of 1273.18 feet to the TRUE POINT OF BEGINNING;
Thence continuing South 89°28'30" West a distance of 186.02 feet along said Southerly boundary and along the Southerly boundary of said SW1/4SW1/4;
Thence North 0°28'00" West parallel with the Easterly boundary of said SW1/4SW1/4 a distance of 328.51 feet;
Thence North 89°28'30" East parallel with said Southerly boundary of said SW1/4 a distance of 186.02 feet;
Thence South 0°28'00" East parallel with said Easterly boundary of said SW1/4SW1/4 a distance of 328.51 feet to the TRUE POINT OF BEGINNING

FURTHER EXCEPTING FROM PARCEL II:

Township 9 North, Range 5 West, B.M., Payette County, Idaho:

Section 26: A portion of the SW1/4SE1/4 more particularly described as follows:

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thence South 89°45'00" East and parallel with the South line of said Southwest Quarter of the Southeast Quarter, 1027.94 feet;
thence North 00°25'53" West and parallel with the East line of said Southwest Quarter of the Southeast Quarter, 600 feet to the True Point of Beginning;
thence South 89°45'00" East and parallel with the South line of said Southwest Quarter of the Southeast Quarter, 290.40 feet;
thence North 00°25'53" West along the East line of said SW1/4SE1/4 a distance of 676.73 feet, more or less, to the NE corner of said SW1/4SE1/4;
thence North 89°45'00" West along the North line of said SW1/4SE1/4 290.40 feet;
thence South 00°25'53" East a distance of 676.73 feet, more or less, to the True Point of Beginning.

FURTHER EXECPTING FROM PARCEL II:

In Township 9 North, Range 5 West, Boise Meridian, Payette County, Idaho:

In Section 26: A parcel of land situated in the SW¼SE¼, more particularly described as follows:
Beginning at the South ¼ corner of said Section 26;

Order No. 0020398

329917

thence North 00°22'17" West and coincidental with the West line of said SW¼SE¼ of said Section, 25.00 feet;
thence South 89°45'00" East 1027.94 feet to the True Point of Beginning;
thence North 00°15'53" West and parallel with the East line of said SW¼SE¼ 500.00 feet;
thence North 89°45'00" West 500.00 feet;
thence South 00°15'53" East and parallel with the East line of said SW¼SE¼ 500.00 feet;
thence South 89°45'00" East 500.00 feet to the True Point of Beginning.

Parcel III

Lot 1 of Block 4 of the Replat of Vistair Subdivision as set forth on the Official Plat, Book 5, Page 46, Plat Records, Payette County, Idaho.