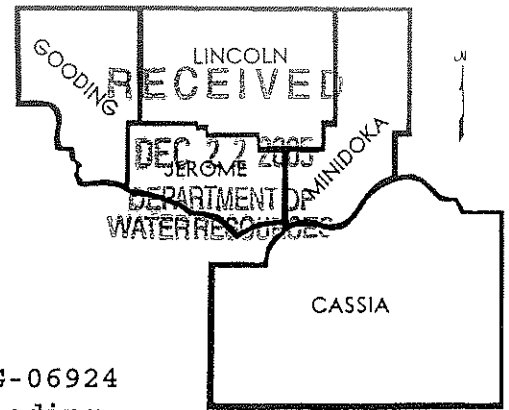


Land Title and Escrow, Inc.

A FULL SERVICE TITLE COMPANY



REFER TO: GG-06924
OFFICE: Gooding

December 20, 2005

Department of Water Resources
Southern Region
P.O. Box 83720
Boise, Idaho 83720

RE: Notice of Change of Water Right Ownership

Cert Mail #70005 0390 0001 1445 2485

Dear Sirs:

At the request of the buyer, we are forwarding to your office the following in connection with the above referenced:

- Notice of Change of Water Right Ownership on
for Water Right Number 37-13421 and 37-11564
- Copy of Deed #214262 P.D. AJ
- Copy of Map

Thank you,

LAND TITLE AND ESCROW, INC.

Debbie Zatica
Escrow Assistant
(208) 934-8477

P.O. Box 473, 546 Main Street
Gooding, Idaho 83330

cc:

COPY

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

RECEIVED

DEC 22 2005

DEPARTMENT OF
WATER RESOURCES

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 (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
37-13421					
37-11564	AJ →				

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) George N. Ogden and Loretta J. Ogden
565 Poplar Street, Bliss, ID 83314
4. New Owner/Claimant(s) George Humphries and Donna Humphries
Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
565 Poplar Street, Bliss, ID 83314
- New Mailing Address _____
- City, State and ZIP Code _____
- New Telephone Number () _____
5. Date you acquired the property December 16, 2005

COPY

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)

George Humphries
George Humphries
Donna Humphries
Donna Humphries

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 <u>12-22-05</u>	Fee <u>\$50.00/x</u>
Receipted by <u>M</u>	Date _____	Receipt No. <u>CD79890</u>
Processed by _____	AJ Date _____	WR _____ Date _____

WARRANTY DEED

#GG-06924

For Value Received

George N. Ogden and Loretta J. Ogden, husband and wife

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto

George Humphries and Donna Humphries, husband and wife
Address: 565 Poplar Street, Bliss, ID 83314

Hereinafter called the Grantee, the following described premises situated in Gooding County, Idaho, to-wit:

Lots 2 and 3 in Block 1 of Malad Estates Subdivision, Gooding County, Idaho, as the same is platted in the official plat thereof, now of record in the office of the Recorder of said County.

TOGETHER WITH all water and water rights, ditches and ditch rights used thereon or appurtenant thereto including but not limited to Idaho Department of Water Resources Water Right No. 37-11564 and 37-13421.

SUBJECT TO:

Instrument # 214262

GOODING, GOODING, IDAHO
2005-12-16 01:38:54 No. of Pages: 2

Recorded for : LAND TITLE
HELEN EDWARDS Fee: 6.00
Ex-Officio Recorder Deputy

All reservations in patents or deeds in the chain of title.

Taxes subsequent to the year 2005, which are not yet due or payable.

Assessments levied or to be levied by any local irrigation district.

Assessments of the Malad Estates Homeowners Association.

COPY

Easement for erecting and maintaining poles and transmission lines over the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 27, Township 6 South, Range 13 East, Boise Meridian, contained in Judgment in the case of The Beaver River Power Company, a corporation, Plaintiff, vs. Ida Bell Waddington Frost, John Doe Frost, her husband, John William Waddington, a minor, and Andrew Jackson Waddington, a minor, Defendants, dated July 18, 1912, recorded July 18, 1912 in Book 2 Page 34, Gooding County records.

Conditions and restrictions contained in Warranty Deed given by Fred Leach and Nettie M. Leach, husband and wife, first parties, to the State of Idaho, second party, dated August 24, 1955, recorded November 26, 1955 in Book 46 Page 329 as Instrument Number 128569, Gooding County records, affecting the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 27, Township 6 South, Range 13 East, Boise Meridian.

Conditions and restrictions contained in Warranty Deed given by Fred Leach and Nettie M. Leach, husband and wife, first parties, to the State of Idaho, second party, dated August 6, 1957, recorded October 16, 1957 in Book 49 Page 124 as Instrument Number 133379, Gooding County records, affecting the NE $\frac{1}{4}$ SW $\frac{1}{4}$ and SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 27, Township 6 South, Range 13 East, Boise Meridian.

Conditions and restrictions contained in Quitclaim Deed by and between the Idaho Department of Highway, acting by and through the Idaho Board of Highway Directors, party of the first part, and Fred Leach and Nettie M. Leach, husband and wife, parties of the second part, dated June 26, 1957, recorded March 26, 1958 in Book 49 Page 226 as Instrument Number 134666, Gooding County records, affecting the NE $\frac{1}{4}$ SW $\frac{1}{4}$ and SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 27, Township 6 South, Range 13 East, Boise Meridian.

Reservation for easement to convey domestic water through pipeline contained in Warranty Deed given by Fred Leach and Nettie M. Leach, husband and wife, parties of the first part, to Wilbert B. Cline and Ruth C. Cline, husband and wife, parties of the second part, dated December 17, 1958, recorded February 3, 1959 in Book 49 Page 443 as Instrument Number 136711, Gooding County records, pertaining to the NE $\frac{1}{4}$ SW $\frac{1}{4}$ and a Tract of land in Lot 1 of Section 27, Township 6 South, Range 13 East, Boise Meridian.

Reservation for a domestic spring located over the NE $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$ and Lot 2 of Section 27, Township 6 South, Range 13 East, Boise Meridian, as contained in Quitclaim Deed dated August 15, 1975, recorded September 8, 1975 as Instrument Number 56218, Gooding County records, and Warranty Deed dated December

11, 1972, recorded October 20, 1978 as Instrument Number 72869, Gooding County records.

Power Line Easement given by W. B. Cline and Ruth C. Cline, husband and wife, to Idaho Power Company, a corporation, dated February 17, 1976, recorded November 15, 1976 as Instrument Number 61948, Gooding County records, affecting the NE $\frac{1}{4}$ SW $\frac{1}{4}$ and a tract of land in Lot 1, Section 27, Township 6 South, Range 13 East, Boise Meridian.

Easements as set forth on the recorded plat of said subdivision.

Malad Estates Subdivision Declaration of Protective Covenants dated July 23, 1979, recorded July 27, 1979 as Instrument Number 77995, Gooding County records. Malad Estates Subdivision Declaration of Protective Covenants dated September 10, 1979, recorded September 18, 1979 as Instrument Number 78881, Gooding County records. AMENDMENTS to Declaration of Protective Covenants of Malad Estates Subdivision dated May 2, 1984 recorded June 6, 1984 as Instrument Number 108608, Gooding County records. AMENDMENT to Declaration of Protective Covenants of Malad Estates Subdivision dated May 14, 1988, recorded May 23, 1988 as Instrument Number 132268, Gooding County records.

TO HAVE AND TO HOLD, the said premises, with their appurtenances unto the said Grantee and to the successors heirs and assigns of the Grantee forever. The Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that they are free from all incumbrances except as above described and that Grantor will warrant and defend the same from all lawful claims whatsoever.

Dated: December 16, 2005

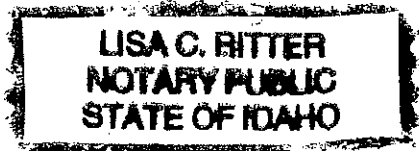
George N. Ogden
George N. Ogden

Loretta J. Ogden
Loretta J. Ogden

COPY

STATE OF IDAHO)
) ss.
COUNTY OF Gooding)

On this 16 day of December, 2005, before me, the undersigned, a Notary Public in and for said State, personally appeared George N. Ogden and Loretta J. Ogden, 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.



[Signature]
Notary Public
Residing at: Hagerman, ID
My Commission expires: 10/0/10

MALAD ESTATES SUBDIVISION

A SUBDIVISION OF A PORTION OF LOT 2, THE NE¹/₄SW¹/₄ AND SW¹/₄SE¹/₄
SECTION 27, T6S, R13E, BM. GOODING COUNTY, IDAHO

Owner:
Malad River Development Company
Hagerman, Idaho

Engineers:
Newton-Schofer Johnson
Twin Falls, Idaho

Scale: 1"=200'

LEGEND

- 1/4" 1/4" Rebar Set As Property Corner
- 1/4" 1/4" Rebar Set As Boundary And Block Corners
- Boundary Line
- Lot Line
- Cross Cap
- Lot Number
- Block Number
- Utility Easement 20' Wide



THIS PLAT IS MADE SOLELY FOR THE PURPOSE OF
ASSISTING IN LOCATING THE LAND, AND THE CO.
ASSUMES NO LIABILITY FOR VARIATIONS, IF ANY,
WITH AN ACTUAL SURVEY.

CURVE DATA

Sample Curve

Curve	Δ	R	T	L	LC	LC Bearing
C-1	1°27'20"	25.49	0.5	237.48	531°10'05"E	
Curve Δ	F	T	L	LC	LC Bearing	
C-2	10°27'05"	247.465	336.66	852.66	89.110	82°50'48"E
C-3	0°47'50"	4299.65	29.88	58.76	58.76	51°10'05"E
C-4	29°38'12"	318.00	64.18	164.49	162.66	N 58°33'30"W
C-5	5°18'05"	5704.53	264.16	527.96	527.75	N 42°40'25"W
C-6	2°08'02"	5704.53	106.24	212.46	212.45	N 42°40'25"W
C-7	2°21'56"	5704.53	117.76	236.60	236.48	N 42°40'25"W
C-8	2°21'31"	170.00	35.14	68.51	68.55	N 72°35'14"E
C-9	12°09'56"	265.00	26.24	56.27	56.16	N 72°35'14"E
C-10	60°01'54"	125.00	72.21	130.97	125.03	97°55'00"E
C-11	3°39'34"	1655.00	49.99	99.96	99.98	57°41'50"E
C-12	29°39'48"	255.00	91.96	176.63	175.02	62°11'45"E
C-13	11°39'45"	260.00	29.02	97.70	97.55	51°41'41"E
C-14	29°58'44"	225.00	51.90	102.02	101.14	82°51'52"E
C-15	25°15'12"	155.00	34.76	68.52	67.78	57°03'10"W
C-16	26°30'00"	625.00	152.38	295.25	315.55	52°18'35"N
C-17	78°14'10"	55.00	10.33	34.12	31.55	52°18'35"N
C-18	50°18'01"	134.24	37.45	73.11	72.22	N 50°16'40"E
C-19	4°25'10"	125.00	4.82	26.4	26.4	53°20'14"W
C-20	17°57'29"	125.00	15.80	31.84	31.21	43°06'24"E
C-21	21°10'47"	102.25	16.70	36.97	36.76	54°33'49"E
C-22	3°38'28"	125.00	6.35	16.27	16.49	53°52'35"E
C-23	57°25'16"	10.00	6.10	10.02	9.61	54°20'41"E
C-24	57°25'16"	10.00	6.10	10.02	9.61	57°20'56"E
C-25	57°25'16"	10.00	6.10	10.02	9.61	57°25'57"W

Curve	Δ	R	T	L	LC	LC Bearing
C-27	25°54'44"	250.00	57.07	113.35	112.39	N 75°11'25" E
C-28	25°54'44"	200.00	46.13	90.68	89.91	52°51'52" E
C-29	25°15'12"	130.00	29.12	57.80	56.82	57°10'16" W
C-30	25°15'12"	100.00	20.32	40.34	39.34	N 78°03'26" E
C-31	90°00'00"	10.00	10.00	15.71	14.14	N 78°03'26" E
C-32	11°39'43"	455.00	46.47	92.61	92.45	51°41'41" E
C-33	57°17'53"	505.00	23.55	46.22	46.65	51°41'41" E
C-34	67°22'04"	505.00	56.13	56.10	56.10	51°02'54" E
C-35	39°39'48"	250.00	82.95	159.22	156.06	62°41'45" E
C-36	10°10'47"	250.00	39.80	79.07	78.81	N 77°51'15" W
C-37	25°15'12"	250.00	58.20	114.76	113.96	N 77°51'15" W
C-38	5°39'34"	150.00	50.79	101.56	101.53	57°41'50" E
C-39	3°39'34"	150.00	49.20	98.36	98.32	N 77°41'50" W
C-40	60°01'54"	100.00	57.77	104.78	102.06	57°41'50" E
C-41	35°06'02"	150.00	51.80	99.75	97.92	57°41'50" E
C-42	21°55'52"	150.00	29.02	57.42	57.07	57°41'50" E
C-43	12°09'52"	240.00	26.58	50.96	50.86	57°41'50" E
C-44	1°09'52"	290.00	30.90	61.66	61.62	57°41'50" E
C-45	25°21'31"	145.00	29.97	59.11	58.71	48°01'01" E
C-46	25°21'31"	145.00	40.31	79.50	78.95	N 77°35'46" E
C-47	1°35'16"	467.65	64.80	129.59	129.56	N 77°35'46" E
C-48	5°28'19"	467.65	23.62	46.64	46.60	N 77°35'46" E
C-49	5°28'19"	467.65	128.15	256.25	256.20	N 77°35'46" E
C-50	25°30'00"	575.00	46.03	264.02	263.08	N 77°35'46" E
C-51	25°41'41"	675.00	148.39	291.38	288.74	53°55'41" E
C-52	1°41'41"	625.00	2.76	19.61	19.61	53°55'41" E
C-53	0°48'12"	5704.53	59.94	79.98	79.98	N 53°50'12" W
C-54	2°41'41"	625.00	2.76	19.61	19.61	N 53°50'12" W

POINT OF BEGINNING

Original Section Corner
Lot 27

POINT OF COMMENCEMENT
Quarter Corner - Containing 16 Acres