

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.

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
2-2159					
2-2354					
2-2398					
2-7184					
2-7229					
2-7284					

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) Lance D. and Lisa I. Funk
3853 Rast Road, American Falls, ID 83211
4. New Owner/Claimant(s) Cowley Companies, Inc., SMT Investors, LP, Cowley Revocable Living Trust
Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
New Mailing Address 625 South 5th St., #E2
City, State and ZIP Code Phoenix, AZ 85004
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 (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) See Attached Signature Page
(include title if applicable) _____

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.

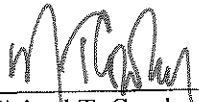
For Office Use Only

Received by [Signature] Date 11-15-06 Fee _____
 Received by _____ Date _____ Receipt No. _____
 Processed by _____ AJ Date _____ WR _____ Date _____

06-960

Signature page

Cowley Companies Incorporated
an Arizona corporation



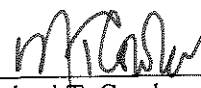
Michael T. Cowley, Vice President

SMT Investors Limited Partnership
an Arizona limited partnership
By: MRW Management Company
an Arizona corporation
its General Partner



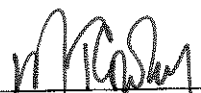
Michael T. Cowley, Vice President

Cowley Revocable Living Trust dated July 25, 1996



Michael T. Cowley, Trustee

SMT Investors Limited Partnership
An Arizona limited partnership
By: MRW Management Company
an Arizona corporation
its General Partner



Michael T. Cowley, Vice President

DNA Management, L.L.C.
an Arizona limited liability company
By: The Cowley Revocable Living Trust dated July 25, 1996
Its: Manager and Member



Michael T. Cowley, Trustee

WARRANTY DEED

FOR VALUE RECEIVED

Lance D Funk aka Lance Funk and Lisa I Funk aka Lisa Funk aka Lisa Irigoyen
Funk, husband and wife

GRANTOR(S), does(do) hereby GRANT, BARGAIN, SELL and CONVEY unto

Cowley Companies Incorporated, an Arizona corporation, an undivided .16863% interest
SMT Investors Limited Partnership, an Arizona limited partnership, an undivided 61.68232% interest
Cowley Revocable Living Trust dated July 25, 1996, an undivided 11.12053% interest
DNA Management, L.L.C., an Arizona limited liability company, an undivided 27.02852% interest
Phoenix, AZ 85004

GRANTEE(S), whose current address is: 625 S 5th St #E2 Elmore County, State of Idaho,
the following described real property in
more particularly described as follows, to wit:

(See Attached)

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee(s), and Grantee(s) heirs and assigns forever. And the said Grantor(s) does(do) hereby covenant to and with the said Grantee(s), that Grantor(s) is/are the owner(s) in fee simple of said premises; that said premises are free from all encumbrances, EXCEPT those to which this conveyance is expressly made subject and those made, suffered or done by the Grantee(s); and subject to reservations, restrictions, dedications, easements, rights of way and agreements, (if any) of record, and general taxes and assessments, (including irrigation and utility assessments, if any) for the current year, which are not yet due and payable, and that Grantor(s) will warrant and defend the same from all lawful claims whatsoever, except those of record.

Dated: October 12, 2006

Lance D Funk
Lance D Funk

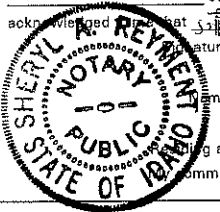
Lisa I Funk my Lance D Funk
Lisa I Funk
her attorney in fact

STATE OF Idaho, County of Elmore, ss.

On this 1st day of November
in the year of 2006, before me, the undersigned, a Notary
Public in and for said State, personally appeared
Lance D Funk & Lisa I Funk SAR

known or identified to me to be the person SAR whose name
is Lisa I Funk subscribed to the within instrument, and
acknowledged that she executed the same.

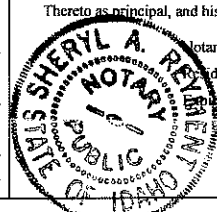
Signature: Sheryl A. Reymond
Name: SHERYL A REYMENT
(type or print)
Residing at: Mountain Home
Commission expires: 12-27-11



STATE OF Idaho)
COUNTY OF Elmore)

On this 1st day of November
in the year 2006, before me, a Notary Public, personally
appeared Lance D Funk
known or identified to me to be the person whose name is
subscribed to the within instrument as the attorney in fact of
Lisa I Funk and acknowledged to me
that he subscribed the name of the above
thereto as principal, and his/her attorney in fact.

Signature: Sheryl A. Reymond
Residing at: Mountain Home
Commission Expires: 12-27-11



LEGAL DESCRIPTION

TRACT I:

Township 5 South, Range 6 East, Boise Meridian, Elmore County, Idaho

Section 23: A parcel of land in the SE1/4SE1/4 being more particularly described as follows:

Beginning at the Southeast corner of said Section;
thence N00°05'26"W, along the East line of said Section, 512.16 feet;
thence S87°35'30"W, leaving said East line, 421.74 feet;
thence S02°22'48"E, 511.50 feet to a point on the South line of said Section;
thence N87°37'33"E, along the South line of said Section, 401.28 feet to the TRUE POINT OF BEGINNING.

TRACT II:

Section 24: A part of the S1/2 of Section 24, Township 5 South, Range 6 East, Boise Meridian, Elmore County, Idaho, described as follows:

Beginning at the Southwest corner of said Section;
Thence N00°05'26"W, along the West line of said Section, 512.16 feet to the SW corner of Tract 37 in said Section and shown on the 1993 BLM official plat;
Thence along the south line of said Tract 37 the following courses:
N89°38'51"E, 120.30 feet;
Thence N68°53'49"E, 721.38 feet;
Thence N83°00'49"E, 487.74 feet;
Thence N72°53'49"E, 548.46 feet;
Thence N61°49'49"E, 618.42 feet to a point on the S1/16 line;
Thence S89°40'41"E, along said 1/16 line, 327.25 feet to the Southwest corner of the NW1/4SE1/4 (S1/16 corner);
Thence N00°04'51"W, along the West line of said NW1/4SE1/4, a distance of 118.95 feet to the Southwest corner of Tract 38 as shown on the 1993 BLM official plat;
Thence, along the Southerly line of said Tract 38 the following courses;
N87°32'00"E, 1231.56 feet;
thence N88°04'00"E, 939.83 feet;
thence S09°26'00"E, 196.68 feet;
thence S24°54'00"E, 139.92 feet;
thence S47°50'00"E, 157.74 feet;
thence S57°16'00"E, 211.20 feet;
thence S50°26'00"E, 162.44 feet to a point on the East line of said Section 24, thence S00°14'28"W, leaving said Southerly line of Tract 38 and along the East line of said Section, 859.50 feet to the Southeast corner of said Section;

(See Attached)

LEGAL DESCRIPTION

Thence N89°49'06"W, along the South line of said Section,
5350.14 feet to the TRUE POINT OF BEGINNING.:

TRACT III:

Section 25: All of said section described as follows:
Beginning at the Southeast corner of said Section;
thence N00°15'22"W, along the East line of said Section, 5260.20
feet to the Northeast corner of said Section;
thence N89°49'06"W, leaving said East line and along the North
line of said Section, 5350.14 feet to the Northwest corner of
said Section;
thence S00°41'49"E, leaving said North line and along the West
line of said Section 5315.71 feet to the Southwest corner of
said Section;
thence N89°35'16"E, leaving said West line and long the South
line of said Section, 5309.09 feet to the TRUE POINT OF
BEGINNING.

TRACT IV:

Section 26: The SE1/4 and part of the NE1/4 of Section 26,
Township 5 South, Range 6 East of the Boise Meridian, Elmore
County, Idaho, described as follows:
Beginning at the Southeast corner of said Section;
thence S89°35'16"W, along the South line of said Section,
2654.55 feet to the S1/4 corner of said Section;
thence N00°58'21"W, leaving said South line and long the
North/South centerline of said Section, 4201.76 feet to the most
Southerly corner of Tract 37 as shown on the 1993 ELM official
plat;
thence leaving said North/South centerline, along the South line
of said Tract 37 the following courses;
N71°01'18"E, 847.24 feet;
thence N85°29'55"E, 501.60 feet;
thence N70°22'55"E, 383.46 feet;
thence N66°16'55"E, 560.34 feet;
thence N15°27'55"E, 336.95 feet;
thence N02°22'48"W, 122.95 feet to a point on the North line of
said Section;
thence N87°37'33"E, along said North line, 401.28 feet to the
Northeast corner of said Section;
thence S00°41'49"E, leaving said North line and along the East
line of said Section, 5315.71 feet to the TRUE POINT OF
BEGINNING.

TRACT V:

(See Attached)

LEGAL DESCRIPTION

The N1/2 of Section 36, Township 5 South, Range 6 East of the Boise Meridian, Elmore County, Idaho, described as follows:
Beginning at the Northeast corner of said Section;
Thence S00°35'48"E, along the East line of said Section, 2674.84 feet to the E1/4 corner of said Section;
thence S89°47'50"W, leaving said East line and along the East/West centerline of said Section, 5337.32 feet to the W1/4 corner of said Section;
thence N00°00'47"E, leaving said East/West centerline and along the West line of said Section, 2655.39 feet to the Northwest corner of said Section;
thence N89°35'16"E, along the North line of said Section, 5309.09 feet to the TRUE POINT OF BEGINNING.

AND ALSO

U.S. Government Lots 1, 2, 3 and 4 in Section 36, Township 5 South, Range 6 East of the Boise Meridian, more particularly described as follows:
Beginning at the W1/4 corner of said Section 36, said point being monumented with a 1967 BLM Brass Cap monument;
thence N89°47'50"E, along the East/West Centerline of said Section, 5337.32 feet to a 1967 BLM Brass Cap monument at the E1/4 corner of said Section;
thence S00°07'10"E, along the East line of said Section, 851.88 feet;
thence S70°28'55"W, leaving said East line, 1415.83 feet to a point being the line common to U.S. Government Lots 1 and 2;
thence S83°12'58"W, 821.40 feet;
thence S79°51'56"W 527.87 feet to a point on the line common to U.S. Government Lots 2 and 3;
thence, S79°51'56"W, 1356.65 feet to a point being on the line common to U.S. Government Lots 3 and 4;
thence, S76°38'52"W, 828.65 feet;
thence N80°43'59" W, 534.96 feet to a point on the West line of said Section 36;
thence, N00°00'47"E, along the West line of said Section 36, a distance of 1839.87 feet to the TRUE POINT OF BEGINNING.
Lots being subject to a blanket easement for a right of way and reservoir and power development shown on deed Instrument No. 81194.

TOGETHER WITH all water rights and ditch rights appurtenant to said property.

Instrument # 372637
Elmore County, Idaho
04:11pm Jan. 12, 2006
For: GUARANTY TITLE INC
No. of Pages: 4 Fee: \$12.00
GAIL L. BEST, Recorder
Deputy: DLE

WARRANTY DEED

FOR VALUE RECEIVED **SIDNEY D. WING** and **KIM E. WING**, husband and wife, an undivided **50% interest**, and **ELWOOD D. WING** and **NAOMI WING**, husband and wife, an undivided **25% interest**, and **MICHAEL E. WING** and **JULIE WING**, husband and wife, an undivided **25% interest**, all as tenants in common, collectively hereinafter referred to as the Grantor, does hereby grant, bargain, sell and convey unto **LANCE D. FUNK** and **LISA I. FUNK**, husband and wife, collectively referred to as the Grantees, whose current address is **3942 Rast Road, American Falls, Idaho 83211**, the following described premises located in Elmore County, State of Idaho, to-wit:

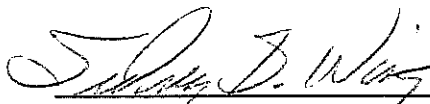
All as more particularly set forth on Exhibit "A," which Exhibit "A" is incorporated herein by reference as if set forth in full.

TOGETHER with the appurtenances and all water rights including but not limited to #2-7284, #2-2354, #2-7184, #2-2398, #2-2159 and #2-7229, thereunto belonging or in anywise appertaining, and all the estate and rights of the Grantors in and to such premises, but subject to current year taxes and assessments, all covenants, easements and reservations and restrictions of record.

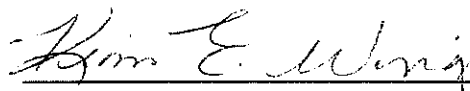
TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees, their heirs and assigns forever, and the said Grantors do hereby covenant to and with the said Grantees, that they are the owners in fee simple of said premises; that said premises are free from all encumbrances except as stated above in this Deed.

Grantors further covenant and agree that they will warrant and defend the same from all lawful claims whatsoever except as set forth above.

DATED this 11 day of January, 2006.



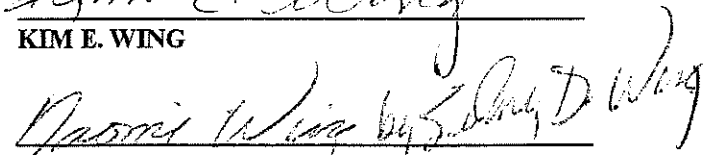
SIDNEY D. WING



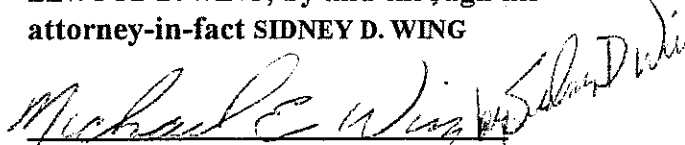
KIM E. WING



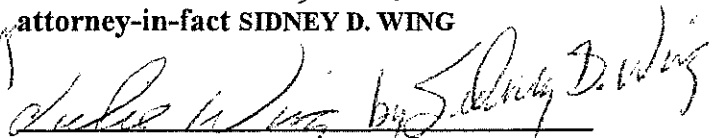
ELWOOD D. WING, by and through his attorney-in-fact SIDNEY D. WING



NAOMI WING, by and through her attorney-in-fact SIDNEY D. WING



MICHAEL E. WING, by and through his attorney-in-fact SIDNEY D. WING



JULIE WING, by and through her attorney-in-fact SIDNEY D. WING

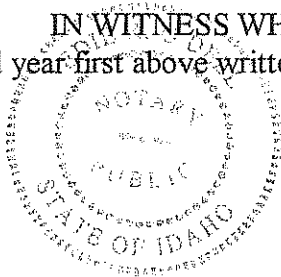
STATE OF IDAHO)

County of Canyon)

SS:

On this 11 day of January, 2006, before me, the undersigned, a Notary Public in and for said State, personally appeared **SIDNEY D. WING** and **KIM E. WING**, husband and wife, known to me to be the persons whose names are subscribed to the within and foregoing instrument and acknowledged to me that they executed the same.

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



Eddie R. O'Neill
NOTARY PUBLIC for Idaho

Residing at _____
My Commission Expires: _____

Residing in Nampa, Idaho
My Commission Expires 4/17/09

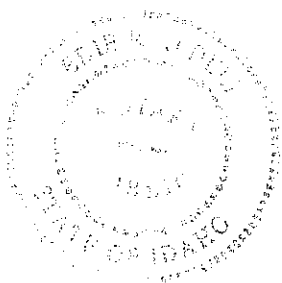
STATE OF IDAHO)

County of Canyon)

SS:

On this 11 day of January, 2006, before me, the undersigned, a Notary Public in and for said State, personally appeared **SIDNEY D. WING**, who, being by me duly sworn, did say that he is the attorney-in-fact of **ELWOOD D. WING** and **NAOMI WING**, and **MICHAEL E. WING** and **JULIE WING**, and that said instrument was signed on behalf of said **ELWOOD D. WING** and **NAOMI WING**, and **MICHAEL E. WING** and **JULIE WING**, by authority, and said **SIDNEY D. WING** acknowledged to me that he, as such attorney-in-fact, executed the same.

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



Eddie R. O'Neill
NOTARY PUBLIC for Idaho

Residing at _____
Commission Expires: _____

Residing in Nampa, Idaho
My Commission Expires 4/17/09

LEGAL DESCRIPTION

TRACT I:

Township 5 South, Range 6 East, Boise Meridian, Elmore County, Idaho

Section 23: A portion of the SE1/4SE1/4 being more particularly described as follows:

Commencing at the Southeast Corner of Section 23 Township 5 South, Range 6 East, Elmore County, Boise Meridian, and running thence N0°03' E a distance of 512.16 feet, running thence S89°07' W a distance of 421.74 feet, running thence S2°17' E 511.5 feet, thence N 89°12' E 401.28 feet to the POINT OF BEGINNING.

TRACT II:

Section 24: A portion on the S1/2 SW1/4 and the E1/2 SAVE AND EXCEPT the following two parcels:

SAVE AND EXCEPT:

Tract 38, Township 5 South, Range 6 East, Boise Meridian, Elmore County, Idaho, described on the official plat of survey accepted January 20, 1993, on file at the Bureau of Land Management, Idaho State Office, in Boise, Idaho, having the following boundaries:

Beginning at the 1/4 section corner of Section 13 and 24, Township 5 South, Range 6 East, Boise Meridian, Elmore County, Idaho, which is identical with Angle Point 1, Tract 38, Township 5 South, Range 6 East, thence South 0°02' W., on the North and South center line of Section 24, 2,628.78 feet to the center 1/4 section corner of Section 24, identical with Angle Point 2, Tract 38; thence South 0°01' W., 1,172.82 feet on the North and South center line of Section 24 to Angle point 3, Tract 38; thence North 87°32' E., 1,231.56 feet to Angle Point 4, Tract 38; thence North 88°04' E., 939.84 feet to Angle Point 5, Tract 38; thence South 9°26' E., 196.68 feet to Angle Point 6, Tract 38; thence South 24°54' E., 139.92 feet to Angle Point 7, Tract 38; thence South 47°50' E., 157.74 feet to Angle Point 8, Tract 38; thence South 57°16' E., 211.20 feet to Angle Point 9, Tract 38; thence South 50°26' E., 162.36 feet to Angle Point 10, on the East boundary of Section 24 thence North 0°18' E., 1,724.58 feet on the East boundary of Section 24, to the East 1/4 Section corner of Section 24 only, identical with Angle Point 11, Tract 38; thence North 58°37' W., 889.68 feet to Angle Point 12, Tract 38; thence

(See Attached)

SDW
Hew
L.F.

LEGAL DESCRIPTION

North 24°15' W., 970.20 feet to Angle Point 13, Tract 38; thence North 20°41' W., 1,304.82 feet to Angle Point 14, Tract 38; thence North 57°33' W., 578.16 feet to Angle Point 15, Tract 38; thence South 67°21' W., 628.98 feet to the 1/4 Section corner of Sections 13 and 24 and POINT OF BEGINNING.

SDW
Ku
L.F.

AND ALSO SAVE AND EXCEPT

Commencing at the Southwest Corner of Section 24, Township 5 South, Range 6 East, Elmore County, Boise Meridian, and running thence N 0°03' E a distance of 512.16 feet to the POINT OF BEGINNING, thence running N 89°07' E a distance of 128.04 feet, thence N 68°20' E 721.38 feet, thence N 82°27' E 487.74 feet, thence N 72°20' E 548.46 feet, thence N 61°16' E 618.42 feet, thence N 89°47' W 2,346.96 feet to the S 1/16 section corner, thence S 0°03' W 804.54 feet to the POINT OF BEGINNING.

TRACT III:

Section 25: All

TRACT IV: Section 26: E1/2 SAVE AND EXCEPT the following described parcel

Commencing at the North Quarter Corner of Section 26, Township 5 South, Range 6 East, Elmore County, Boise Meridian, and running thence S 0°52' East a distance of 1,022.34 feet on the North and South Centerline, thence N72°03' E 822.36 feet, thence North 87°04' E 501.60 feet, thence North 71°57' E 383.46 feet, thence North 67°51' East a distance of 560.34 feet, thence North 17°02' East 338.58 feet, thence North 2°17' West 121.44 feet, thence South 89°12' West 2,278.32 feet to the POINT OF BEGINNING.

TRACT V:

Section 36: N1/2, U.S. Government Lots 1, 2, 3, and 4