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WATER RESOURCES
WESTERN REGION**COPY**

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.

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
PD	63-21579	A63-21579	___	_____	_____	___
AT	63-21580	A63-21580	___	_____	_____	___
	_____	_____	___	_____	_____	___
	_____	_____	___	_____	_____	___
	_____	_____	___	_____	_____	___

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**.

SEE ATTACHMENT A

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

SEE ATTACHMENT B

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) Gerald Kramer
PO Box 370, Parma, Idaho 83660
4. New Owner/Claimant(s) Tree Top Ranches, LP
Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
914 Houston Road
Boise, Idaho 83706
New Mailing Address
City, State and ZIP Code
New Telephone Number (208) 377-0998
5. Date you acquired the property April 22, 1997

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)

Larry D. Williams, Partner, Tree Top Ranches, LP

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.

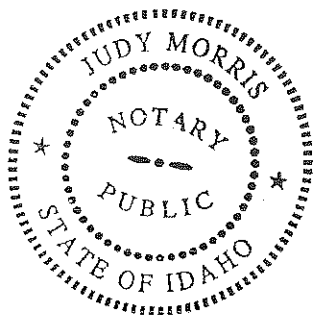
For Office Use Only

Received by lgarvey Date 8-21-06 Fee 25
 Received by lgarvey Date 8-24-06 Receipt No. W034608
 Processed by _____ AJ Date _____ WR _____ Date _____

DEED - 1

STATE OF IDAHO)
) ss.
County of Ada)

On this 1st day of June, 1999, before me, Judy Morris, a
notary public, personally appeared **Marianne Williams**, personally known or proved to me on
the basis of satisfactory evidence to be the person whose name is subscribed to the within
instrument, and acknowledged to me that she executed the same.



Judy Morris
NOTARY PUBIC
Commission expires: 3/12/03

Exhibit "A"

PARCEL I

The South Half of the Southeast Quarter, Section 15, Township 5 North, Range 5 West, Boise Meridian, Canyon County, Idaho.

EXCEPTING THEREFROM

A parcel of land being on the Westerly side of the centerline of U.S. Highway 95, Project No. F-3311(5) Highway Survey as shown on the plans thereof now on file in the office of the Department of Highways of the State of Idaho, and being a portion of the Southeast Quarter of the Southeast Quarter of Section 15, Township 5 North, Range 5 West, Boise Meridian, Canyon County, Idaho, described as follows, to-wit:

BEGINNING at the Southeast corner of Section 15, Township 5 North, Range 5 West, Boise Meridian, Canyon County, Idaho; thence

South $89^{\circ} 45' 19''$ West along the South line of the Southeast Quarter of the Southeast Quarter of said Section 15 a distance of 132 feet, more or less, to a point in a line parallel with and 25 feet distant Westerly from the centerline of a proposed County Road Connection Survey as shown on the plans of said U.S. Highway 95 Project No. F-3311(5) Highway Survey and which point bears

South $89^{\circ} 45' 19''$ West a distance of 140 feet from Station 349+1248 of said Highway Survey; thence along said parallel line as follows:

North $0^{\circ} 14' 41''$ West a distance of 1,013.11 feet to a point opposite Station 13+14.83 of said proposed County Road Connection Survey, which point bears

South $89^{\circ} 45' 19''$ West a distance of 140 feet from Station 359+25.59 of said Highway Survey, Northerly, Northwesterly and Westerly along a 293.31-foot-radius curve left 457.96 feet to a point in the Southerly right of way line of an existing County East and West Road, which point bears South $0^{\circ} 17' 49''$ West a distance of 25 feet from Station 18+11.82 of said proposed County Road Connection Survey; thence

North $0^{\circ} 17' 49''$ East a distance of 25 feet; more or less, to a point in the North line of said Southeast Quarter of the Southeast Quarter; thence

Easterly along said North line a distance of 153 feet, more or less, to point in the Southwesterly right of way line of the Oregon Short Line Railroad; thence

South $54^{\circ} 28'$ East along said railroad right of way line a distance of 330 feet, more or less, to a point in the East line of said Southeast Quarter of the Southeast Quarter; thence

Southerly along said East line a distance of 1,133 feet, more or less, to the PLACE OF BEGINNING.

U.S. Highway 95 Station reference: 349+1248 to 360+43.09.

ALSO EXCEPTING THEREFROM the right of way of the Oregon Shortline Railroad.

ALSO EXCEPTING THEREFROM

A portion of the Southwest Quarter of the Southeast Quarter of Section 15, Township 5 North, Range 5 West, Boise Meridian, Canyon County, Idaho, being more particularly described as follows:

COMMENCING at the Northwest corner of said Southwest Quarter of the Southeast Quarter; thence

South 89° 49' 17" East (formerly South 89° 49' 15" East) along the North boundary of said Southwest Quarter of the Southeast Quarter a distance of 140 feet to the TRUE POINT OF BEGINNING; thence continuing

South 89° 49' 17" East (formerly South 89° 49' 15" East) along the North boundary of said Southwest Quarter of the Southeast Quarter a distance of 610 feet; thence

South 00° 10' 43" West perpendicular to said North boundary a distance of 253 feet; thence

North 89° 49' 17" West parallel with said North boundary a distance of 423.84 feet; thence

North 36° 10' 00" West a distance of 314.11 feet to the TRUE POINT OF BEGINNING.

PARCEL II

The East Half of the Northwest Quarter and the Northeast Quarter of the Southwest Quarter; the Northeast Quarter; the North Half of the Southeast Quarter; the Southeast Quarter of the Southeast Quarter and Lots 1 and 2, all in Section 22, Township 5 North, Range 5 West, Boise Meridian, Canyon County, Idaho;

AND

The Southwest Quarter of the Northwest Quarter; the West Half of the Northwest Quarter of the Southwest Quarter of Section 23, Township 5 North, Range 5 West, Boise Meridian, Canyon County, Idaho.

EXCEPTING THEREFROM

A tract of land being on both sides of the centerline of U.S. Highway No. 95, Project No. F-3311(5) Highway Survey as shown on the plans thereof now on file in the office of the Department of Highways of the State of Idaho, and lying over and across the East Half of the East Half, Section 22, the West Half of the Northwest Quarter of the Southwest Quarter and the Southwest Quarter of the Northwest Quarter of Section 23, Township 5 North, Range 5 West, Boise Meridian, Canyon County, Idaho, described as follows, to-wit:

COMMENCING at the Southeast corner of Section 22, Township 5 North, Range 5 West, Boise Meridian, Canyon County, Idaho; thence

South 89° 59' 43" West along the South line of said Section 22 a distance of 42.22 feet to a point in a line parallel with and 50.0 feet Easterly from the centerline of said U.S. Highway 95, Project No. F-3311(5) Highway Survey and being the REAL POINT OF BEGINNING; thence

Northerly along said parallel line being an 8,235.11-foot radius curve left 345 feet, more or less, to a point in the East line of said Section 22; thence

Northerly along said East line a distance of 964 feet, more or less, to the Southwest corner of the Northwest Quarter of the Southwest Quarter of Section 23, Township 5 North, Range 5 West, Boise Meridian, Canyon County, Idaho; thence

Easterly along the South line of said Northwest Quarter of the Southwest Quarter a distance of 66 feet, more or less, to a point in a line parallel with and 50 feet Easterly from the centerline of said Highway Survey; thence along said parallel line as follows:

Northerly along an 8,235.11-foot radius curve left 55 feet, more or less, to a point opposite Station 307+64.68, back equals 310+05.16 ahead and

North $0^{\circ} 16' 16''$ West, back equals North $0^{\circ} 14' 41''$ West ahead of said Highway Survey; thence continuing along said last parallel line

North $0^{\circ} 14' 41''$ West a distance of 1,273 feet, more or less, to a point in the North line of said Northwest Quarter of the Southwest Quarter; thence leaving said last parallel line

Easterly along said North line a distance of 10 feet, more or less, to a point in a line parallel with and 60 feet Easterly from the centerline of said Highway Survey; thence

North $0^{\circ} 14' 41''$ West along said last parallel line a distance of 1,316 feet, more or less, to a point in the North line of the Southwest Quarter of the Northwest Quarter of said Section 23; thence

Westerly along said last North line a distance of 71 feet, more or less, to the Southeast corner of the Northeast Quarter of the Northeast Quarter of said Section 22; thence

Northerly along the East line of said Section 22 a distance of 1,320 feet, more or less, to the Northeast corner thereof; thence

South $89^{\circ} 45' 19''$ West along the North line of said Section 22 a distance of 132 feet, more or less, to a point in a line parallel with and 140 feet Westerly from the centerline of said Highway Survey; thence

South $0^{\circ} 14' 41''$ East along said last parallel line a distance of 187.48 feet to a point opposite Station 347+25 of said Highway Survey; thence

South $32^{\circ} 51' 50''$ East a distance of 148.41 feet to a point in a line parallel with and 60 feet Westerly from the centerline and opposite Station 346+00 of said Highway Survey; thence

South $0^{\circ} 14' 41''$ East along said last parallel line a distance of 2,322 feet, more or less, to a point in the South line of the Southeast Quarter of the Northeast Quarter of said Section 22; thence

Easterly along said last South line a distance of 10 feet, more or less, to a point in a line parallel with and 50 feet Westerly from the centerline of said Highway Survey; thence along said last parallel line as follows:

South $0^{\circ} 14' 41''$ East a distance of 1,273 feet, more or less, to a point opposite said Station 307+64.68, back equals 310+05.16 ahead, Southerly along an 8,135.11-foot radius curve right 1,371.13 feet to a point in the South line of said Section 22; thence leaving said last parallel line

North $89^{\circ} 59' 43''$ East along said last South line a distance of 101.42 feet, more or less, to the REAL POINT OF BEGINNING.

Highway Station Reference: 293+93.3 to 349+12.48.

JOW
Mw

WARRANTY DEED

For value received, GERALD L. KRAMER, aka JERRY KRAMER, a single man, dealing with his sole and separate property, of P.O. Box 370, Parma, Idaho 83660, Grantor, does hereby convey, grant, bargain, and sell unto LARRY D. WILLIAMS and MARIANNE WILLIAMS, husband wife, of 914 Houston, Boise, Idaho 83706, Grantees, the following described premises in Canyon County, Idaho, to wit:

See EXHIBIT A, attached hereto and made a part hereof by reference.

TOGETHER With all water, water rights, ditches and rights of way for ditches appurtenant thereto, and together with all tenements, hereditaments and appurtenances thereto belonging or used in connection therewith.

To have and to hold said premises, with their appurtenances unto the said Grantees, Grantees' heirs and assigns forever. Grantor does hereby covenant to and with Grantees that Grantor is the owner in fee simple of said premises; that said premises are free from all encumbrances and that Grantor will warrant and defend the same from all lawful claims whatsoever, subject only to the following encumbrances:

1. Restrictions imposed by law, ordinance or regulation by any governmental entity, department or agency;
2. Restrictions contained in any covenants of record affecting the premises;
3. All rights of way or easements, affecting the premises regardless of how evidenced or acquired and whether the same appear of record or not;
4. Taxes and assessments of all taxes units not yet due and payable, pro rated as of the date of closing;
5. Reservations in patents or state grants or in acts authorizing the issuance thereof;
6. All repayment contracts between irrigation districts within which said premises are situated and any government or agency; and
7. The bonded debt of all taxing units within which said premises are located.

DATE: 4-22-97

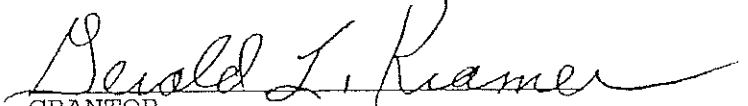

GRANTOR

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Northerly along said parallel line being an 8,235.11-foot radius curve left 345 feet, more or less, to a point in the East line of said Section 22; thence

(continued)

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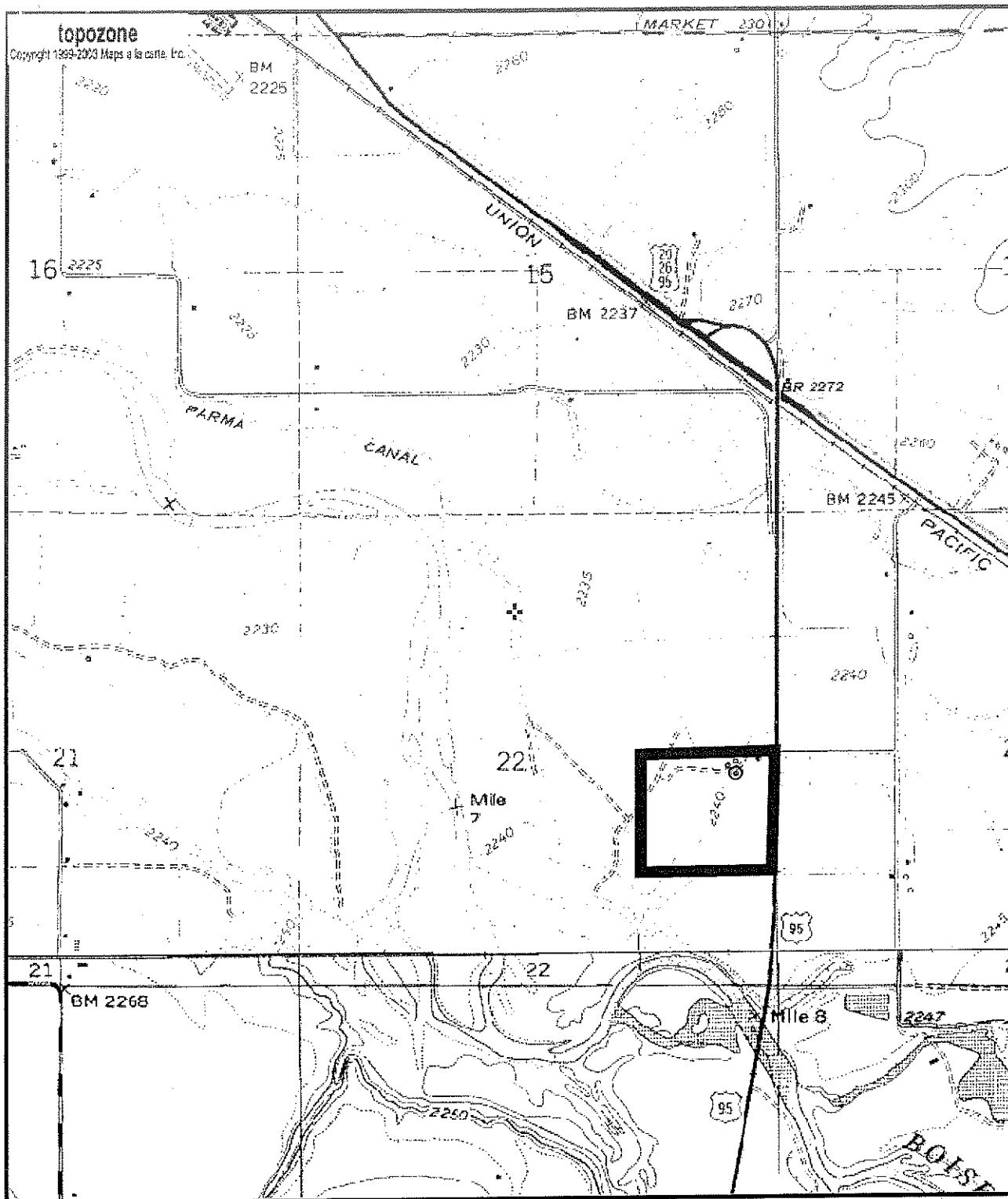
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Highway Station Reference: 293+93.3 to 349+12.48.



Moffatt Thomas

MOFFATT THOMAS BARRETT ROCK & FIELDS, CHTD.

Eugene C. Thomas
John W. Barrett
R. B. Rock
Richard C. Fields
John S. Simko
John C. Ward
D. James Manning
Gary T. Dance
Larry C. Hunter
Randall A. Peterman
Mark S. Prusynski
Stephen R. Thomas
Glenna M. Christensen
Gerald T. Husch
Scott L. Campbell
Robert B. Burns

Michael E. Thomas
Patricia M. Olsson
Bradley J. Williams
Lee Radford
Michael O. Roe
David S. Jensen
James L. Martin
C. Clayton Gill
David P. Gardner
John O. Fitzgerald, II
Julian E. Gabiola
Angela Schaer Kaufmann
Michael W. McGreaham
Paul D. McFarlane
Kimberly D. Evans Ross
Jon A. Stenquist

Tyler J. Henderson
Jason G. Murray
Mark C. Peterson
Andrew J. Waldera
Tyler J. Anderson
Dylan B. Lawrence
Russell G. Metcalf
Benjamin C. Ritchie

Robert E. Bakes, *of counsel*
Morgan W. Richards, *of counsel*

Willis C. Moffatt, 1907-1980
Kirk R. Helvie, 1956-2003

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AUG 21 2006

WATER RESOURCES
WESTERN REGION

August 18, 2006

Boise
Idaho Falls
Pocatello
Twin Falls

US Bank Plaza Building
101 S Capitol Blvd 10th Fl
PO Box 829
Boise Idaho 83701 0829

208 345 2000
800 422 2889
208 385 5384 Fax
www.moffatt.com

Lori Graves
Idaho Department of Water Resources
Western Region Office
2735 Airport Way
Boise, ID 83705

Re: Water Rights 63-21579 and 63-21580
MTBR&F File No. 22567.0

Dear Lori:

In response to your recent letters concerning the above-referenced water rights, I am enclosing an original and one copy of the change of water right ownership form and supporting documentation. Please file the original, receive-stamp the copy, and return the copy in the enclosed self-addressed, stamped envelope. ✓ DB

Please note that we are in the process of obtaining evidence to support the claimed priority date for water right 63-21580, and should be able to provide you with such evidence in the near future. Thank you for your assistance to this matter. If you have any questions, please do not hesitate to contact me.

Sincerely,



Tiffany M. Hudak
Paralegal

/tmh

Enclosure

cc: Larry Williams (w/encl.)