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STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

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APR 09 2007

Department of Water Resources
Eastern Region*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 IDWR will produce new water right number(s) for the split(s).

Water Right No(s)	Adjudication Claim No(s)	Split(s)	Water Right No(s)	Adjudication Claim No(s)	Split(s)
74-874					
74-875					
74-876					

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 on file with the county Planning and Zoning or Recorder's Office).

OR

D. 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 or equivalent **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)

IRA D. BROWN

PO BOX 17 LEMHI IDAHO

4. New Owner/Claimant(s)

~~QUERREY BROWN BROWN~~ MARK MCKINNEY

Name Connector (Check one): [] and, [] or, [] and/or

New Mailing Address

2225 HIGHWAY 46

City, State and ZIP Code

GOODING IDAHO 83330

New Telephone Number

(208) 934-4622

5. Date you acquired the property

MAY 1979

6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in line 1, then skip this line and go to line 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 (you may copy this page, if 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 will not be split, skip this area and proceed to line 7)		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Water Right and/or Adjudication Claim Number		
Irrigation		
Stock		
Domestic		
Other		
Totals		
Water Right and/or Adjudication Claim Number		
Irrigation		
Stock		
Domestic		
Other		
Totals		
Water Right and/or Adjudication Claim Number		
Irrigation		
Stock		
Domestic		
Other		
Totals		

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.

7. Signature(s) of New Owner(s) or Claimant(s)

Mark McHenry

(title if applicable)

(title if applicable)

IT IS IMPORTANT TO FILE THIS COMPLETED FORM AT THE APPROPRIATE IDWR OFFICE, WITH PAYMENT OF THE FILING FEE AND THE OWNERSHIP DOCUMENT(S), AS REFERRED TO IN LINE 2.

For IDWR Office Use Only:

Received by _____ Date _____
 Received by _____ Date _____
 Processed by _____ AJ Date _____

Receipt Amt. _____
 Receipt No. _____
 WR _____ Date _____

MEMORANDUM OF SALE

AGREEMENT, made as of this 1st day of May, 1979, between JEM CORPORATION, a Nevada Corporation, Seller, and MARK MCKINNEY, a single man, Buyer;

WITNESSETH:

Seller and Buyer acknowledge that they have entered into a Real Estate Contract for the sale and purchase of real property situate in Lemhi County, Idaho, which real property is more particularly described on Exhibit "A" attached hereto and by this reference made a part hereof as though fully set forth herein.

ESCROW: The parties further represent and agree that the original of said Real Estate Contract, Warranty Deed and associated documents are escrowed at the FIRST NATIONAL BANK, BUTTE, MONTANA. Under said Real Estate Contract it is agreed that title to the real property hereinabove described shall remain in Seller until full payment of the purchase price and interest and performance of other conditions, all as provided therein. This Memorandum of Sale is executed and recorded for the purpose of evidencing the Buyer's interest in the real property above described.

IN WITNESS WHEREOF, the parties have signed this Memorandum of Sale on the date first above written.

146087
No. 146087
State of Idaho) ss
County of Lemhi)
This instrument was filed for
record at the request of
Sherman F. Furey, Jr.
at 4:27 o'clock P M.
June 14 1979
and duly filmed and indexed in the
file of Agreements
Records of Lemhi County, Idaho.
Eleanor Aldous
Ex-Officio Recorder
By Alberta Haden
Deputy
Fees \$3.00 pd.
P.O. Box 1127
Salmon, Idaho 83467

JEM CORPORATION

By Sauveur Elizagoyen
Sauveur Elizagoyen, President

SELLER

Mark McKinney
Mark McKinney

BUYER

INDEXED

STATE OF IDAHO)
) SS.
County of Lemhi)

On this 14th day of June, 1979, before me, the undersigned, a Notary Public in and for said State, personally appeared SAUVEUR ELIZAGOYEN, known to me to be the president of JEM CORPORATION, the corporation that executed the above instrument and acknowledged to me that such corporation executed the same.

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

Notary Public for Idaho
Residing at Salmon, Idaho
My Commission Expires: Life

STATE OF IDAHO)
County of Lemhi) SS.

On this 14th day of June, 1979, before me, the undersigned, a Notary Public in and for said State, personally appeared MARK McKINNEY, known to me to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same.

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

Notary Public for Idaho
Residing at Salmon, Idaho
My Commission Expires: Life

EXHIBIT "A"

Lands situate in Lemhi County, Idaho:

SW $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 18, Township 18 North, Range 25 East, Boise Meridian. Lot 4, SW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 2; S $\frac{1}{2}$ NE $\frac{1}{4}$, Section 3; NE $\frac{1}{4}$ SW $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$, Section 3; NW $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, Section 10, all in Township 17 North, Range 24 East, Boise Meridian.

ALSO: The Northeasterly $\frac{1}{2}$ of the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 3, Township 17 North, Range 24 East, Boise Meridian, more particularly described as follows, to-wit:

Beginning at the Southerly $\frac{1}{4}$ corner of said Section 3, run thence N. 45°02' W. 1867.85 feet to the Northwestern corner of the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 3; thence N. 89°43' E. 1320.0 feet to the Northeasterly corner of the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 3; thence S. 0°13' W. 1320.0 feet to the point of beginning. Containing 20.0 acres.

EXCEPTING THEREFROM: A tract of land lying and being in the SW $\frac{1}{4}$ NE $\frac{1}{4}$ and in the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 18, Township 18 North, Range 25 East, Boise Meridian, more particularly described as follows, to-wit:

Beginning at the Southwesterly corner of the said NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 18, run thence N. 0°19'17" E. along the Westerly boundary of the NW $\frac{1}{4}$ SE $\frac{1}{4}$ and the SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 18, a distance of 1470.0 feet; thence N. 89°49'03" E. 668.58 feet; thence S. 0°14'43" W., 795.65 feet; thence S. 26°34'32" W., 755.63 feet to a point on the Southerly boundary of the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 18; thence S. 89°55' W., 335.16 feet to the point of beginning. Containing 20.0 acres.

Together with all water and water rights, ditches and ditch rights, range and range rights appertaining thereto or used in connection therewith.

Seller reserves to itself one-half of the oil, gas and mineral rights in and of the lands herein sold owned by Seller as of the date hereof.

Together with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining.