

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 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)
2-21913 VI	2-10392				

RECEIVED

JUN 25 2008

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 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) Herbert & Ray Martierth

4. New Owner/Claimant(s) Glen & Kevin Ruston
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address 2534 N Taughbridge Ave.

City, State and ZIP Code Meridian ID 83646-7315

New Telephone Number (208) 577-8112 Email: glen@idahowatersolutions.co

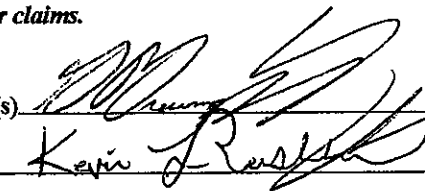
316106

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 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)  (title if applicable)
Kevin L. Russell (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 _____ Receipt Amt. _____
 Received by _____ Date _____ Receipt No. _____
 Processed by ASHER AJ Date 6-26-08 WR _____ Date _____

OK to change 6-25-08 NCAP prepared ms
 Notice of Change in Water Right Ownership - Form, Page 2 of 2

Canyon County Parcel Information

5880 East Franklin Rd., Suite 150 Nampa, ID 83687
Tel. (208) 465-6555 Fax (208) 465-6556

Canyon Account #: R28751027A0

Property Identification #: 01N03W029500

Property Address: Sky Ranch Rd
Nampa, ID 83686

Parcel City Code: Nampa

Owner Information:

Name: Rushton Kevin
XI Fel

Address: 1015 Caldwell Blvd
Nampa, ID 83651

Assessor Information

Legal Description: 02-1N-3W SE TX 06393 IN SESE

Township/Range/Section: 1N3W02 Quarter:SE

Acres: 22.44

School District: 131

Instrument #: 200649644

Subdivision:

Plat Instr. #:

Lot:

Block:

Assessed Values

Land Value: \$185,600

Improvement Value: \$0

Total Value: \$185,600

Residential Characteristics

Main Floor: 0	Second Floor Sq. Ft.: 0	Half Baths: 0	Bedrooms: 0
Lower Floor Sq. Ft.: 0	Year Built: 0	Full Baths: 0	Carport Sq. Ft.: 0
Upper Floor Sq. Ft.: 0	Garage Area: 0	Decks: 0	Fireplaces: 0
Attic Sq.Ft.: 0	Attic Finished Sq. Ft.: 0	Deck Sq. Ft.: 0	AC:
Basement Sq.Ft.: 0	Bsmnt Finished Sq. Ft.: 0	Porches: 0	
Total Sq. Ft.: 0		Porch Sq. Ft.: 0	

Treasurer Information

Year: 2007 **Tax:** \$1,673

Assessor Land Categories

Use Code	Value
12	\$24,800
12A	\$160,800

INSTRUMENT NO. 20060404



Pioneer Title Co.

GOING BEYOND

8151 W. Rifleman Ave. / Boise
Idaho 83704 / (208) 377-2700

NOTARY FEE 10-

PIONEER-CALDWELL

BY G. NOEL HALES
CANYON CHRY REGORBER

2006 MAY 11 PM 4 30

RECORDED

200636535

Re-recorded To correct
Legal description

PC604202

WARRANTY DEED

For Value Received

Herbert R. Montierth, a married man as his sole and separate property

hereinafter referred to as Grantor, does hereby grant, bargain, sell, warrant and convey unto

Kevin Rushton and Carla Rushton, husband and wife as to a 1/3 undivided interest, Glenn Brewington, an unmarried man as to a 1/3 undivided interest, Edward C. Wong, an unmarried man as to an undivided 1/6 interest and Fei Xi, an unmarried woman as to an undivided 1/6 interest

hereinafter referred to as Grantee, whose current address is c/o Homes of Idaho, 1015 Caldwell Blvd., Nampa, Id 83651

the following described premises, to-wit:

SEE EXHIBIT A ATTACHED HERETO AND MADE A PART HEREOF.

SUBJECT TO THE FOLLOWING RESTRICTIONS, each of which is a restriction on use running with the land:

No residential building having less than 1,800 square feet of living area shall be constructed on the premises;

No residential building constructed off the premises will be located on the premises; and

Each residential building constructed on the premises will have a garage large enough for the storage of not less than two passenger vehicles.

To HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, his heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that Grantor is the owner in fee simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U.S. Patent reservations, restrictions, easements of record, and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.

Dated: May 3, 2006

Herbert R. Montierth
Herbert R. Montierth

STATE OF IDAHO. County of ADA, ss.

On this 5th day of May, in the year of 2006, before me the undersigned, notary public personally appeared Herbert R. Montierth 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.



Kathy Cooney

Kathy Cooney
Notary Public of IDAHO
Residing at Boise, ID
Commission expires: August 15, 2009

No warranties of any kind are implied nor representations made by Pioneer Title Company regarding this document or its affect on the land it involves.

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nor representations made by Pioneer
Title Company regarding this document
or its affect on the land it involves.

File No.: 200604202

EXHIBIT A

A portion of the Southeast Quarter of the Southeast Quarter of Section 2, Township 1 North, Range 3 West of the Boise Meridian, Canyon County, Idaho described as:

COMMENCING at the Southeast corner of Section 2, Township 1 North, Range 3 West of Boise Meridian, Canyon County, Idaho and running thence

South 89° 54' 17" West 589.11 feet along the South line of said section to the POINT OF BEGINNING; thence ~~89°~~

South 89° 54' 17" West 736.69 feet along said South line; thence

North 00° 10' 04" East 1,326.88 feet; thence

North 89° 53' 53" East 736.67 feet; thence

South 00° 10' 00" West 1,326.97 feet to the POINT OF BEGINNING.

(Known as Parcel 16)

SUBJECT TO AND TOGETHER WITH:

A 30 foot wide irrigation easement along the North side of the above described property and which lies 15 feet each side of the following described centerline:

COMMENCING at the Southeast corner of Section 2, Township 1 North, Range 3 West of the Boise Meridian, Canyon County, Idaho and running thence

North 00° 09' 44" East 1,327.03 feet along the East line of said section to the POINT OF BEGINNING; thence

South 89° 53' 53" West 2,651.35 feet; thence

South 89° 54' 26" West 2,651.45 feet to the West line of said Section.

200649844

RECORDED

2006 JUN 23 PM 12:55

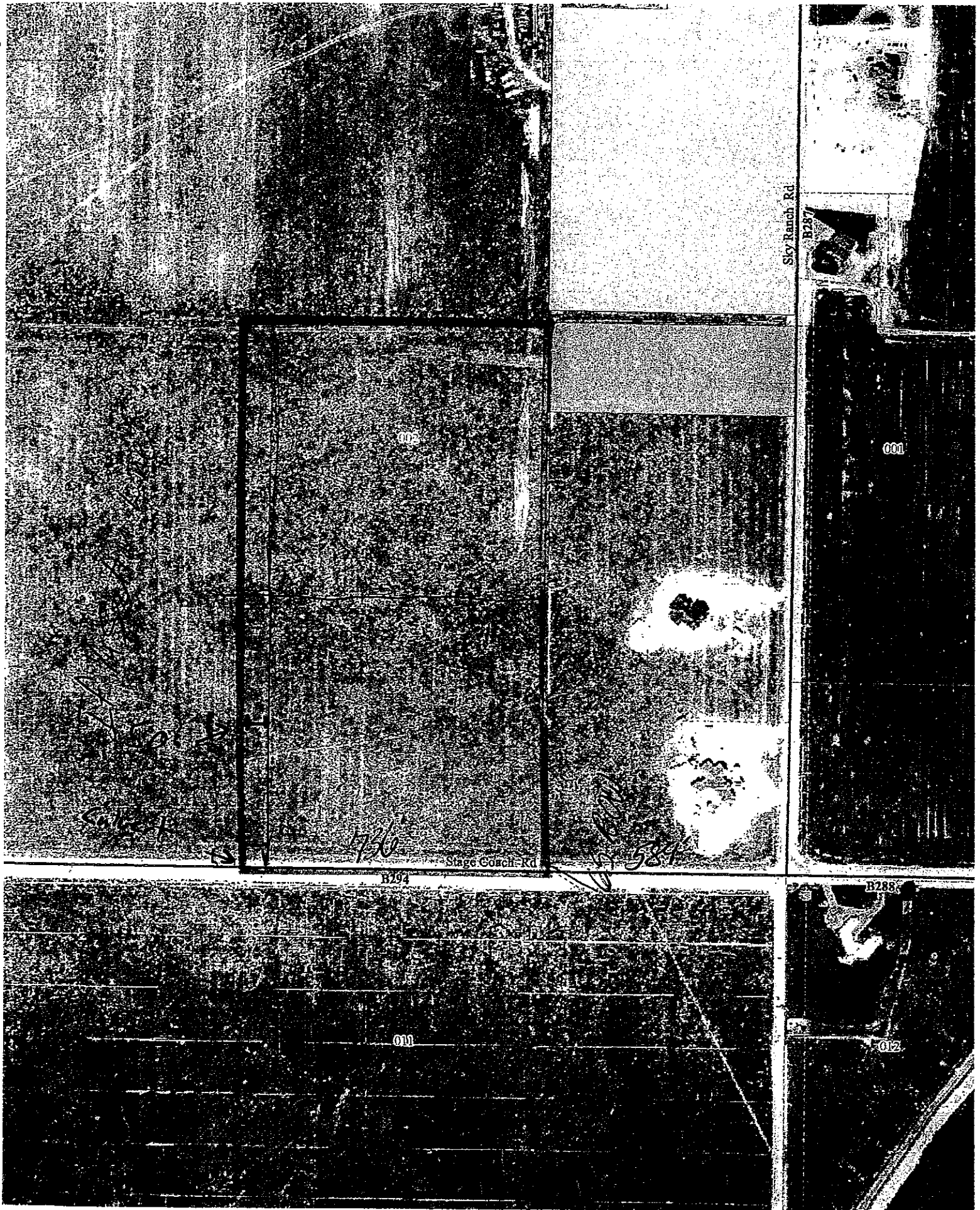
CLERK OF DISTRICT COURT

BY DM RECORDER

PIONEER-CALDWELL

REQUEST

TYPE DM FEE 10



Allison Brewington