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JUL 15 2010

WATER RESOURCES
WESTERN REGION

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)
PD 63-32505		1			
ADJ 63-32490		1			
PD 63-32503		1			

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) MASCO, 5440 W. Gowen Rd, Boise ID 83709
4. New Owner/Claimant(s) NAMPA HIGHWAY DISTRICT NO.1
Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address 4507 12th Ave Rd
- City, State and ZIP Code Nampa, ID 83686
- New Telephone Number (208) 467-6576 Email: casey@nampahighway1.com

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		63-32505
Irrigation		
Stock		
Domestic		
Other		
Totals		
Water Right and/or Adjudication Claim Number		63-32490
Irrigation		
Stock		
Domestic		
Other		
Totals		
Water Right and/or Adjudication Claim Number		63-32503
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)

Todd Milich
Todd MILICH

Deputy Director
(title if applicable)
Deputy Director
(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 SB Date _____
 Received by JM4 Date 7-15-10
 Processed by _____ AJ Date _____

Receipt Amt. 300.⁰⁰
 Receipt No. W038566
 WR Jan Date 8-17-11

CHANGE OF OWNERSHIP SPLIT
FOR Nampa Hwy District

#	<u>63-32490</u>		
Name	<u>Masco Inc</u>		
Irrigation:			
<u>66</u> acres	<u>0.61</u> cfs	<u>297</u> AF	
Stockwater	_____ cfs	_____ AF	
Domestic	_____ cfs	_____ AF	
TOTAL	<u>0.61</u> cfs	<u>297</u> AF	

#	_____		
Name	<u>Masco</u>		
Irrigation:			
<u>34</u> acres	<u>.32</u> cfs	<u>153</u> AF	
Stockwater	_____ cfs	_____ AF	
Domestic	_____ cfs	_____ AF	
TOTAL	_____ cfs	_____ AF	

#	_____		
Name	<u>Nampa Hwy District</u>		
Irrigation:			
<u>32</u> acres	<u>.30</u> cfs	<u>144</u> AF	
Stockwater	_____ cfs	_____ AF	
Domestic	_____ cfs	_____ AF	
TOTAL	_____ cfs	_____ AF	

02N 02W Sec 34

NWSW 34 acres

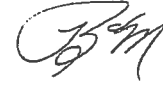
02N 02W Sec 34

NE SW 26 acres

NW SW 5 acres

RECORDING REQUESTED BY AND
WHEN RECORDED RETURN TO:

David T. Krueck
TROUT • JONES • GLEDHILL • FUHRMAN • GOURLEY, P.A.
225 North 9th Street, Suite 820
P.O. Box 1097
Boise, ID 83701



(Space Above For Recorder's Use)

WARRANTY DEED

For the consideration of ten dollars (\$10.00) and other good and valuable consideration, the receipt of which is hereby acknowledged, Knife River Corporation – Northwest, an Oregon corporation, formerly by merger Hap Taylor & Sons, Inc., an Oregon corporation, which acquired title as Masco, Inc., a division of Hap Taylor & Sons, Inc. ("Grantor"), conveys to the Nampa Highway District No. 1, ("Grantee"), whose address is 4507 12th Avenue Road, Nampa, Idaho 83686, and its successors and assigns forever the following described real property:

This parcel is situated in a portion of Northwest Quarter of the Southwest Quarter and the Northeast Quarter of the Southwest Quarter of Section 34, Township 2 North, Range 2 West of the Boise Meridian, Canyon County, Idaho and is more particularly described as follows:
Commencing at the Northeast corner of the said Northeast Quarter of the Southwest Quarter, said point being marked with a 5/8 inch iron rod with yellow plastic cap marked "JUB PLS 944, and referenced in Corner Perpetuation and Filing Instrument No. 200100045, on file in the Office of the Recorder, Canyon County; thence along the north boundary of the said Northeast Quarter of the Southwest Quarter, North 89° 25' 23" West, 283.00 feet to the **POINT OF BEGINNING**; thence parallel with the East boundary of the said Northeast Quarter of the Southwest Quarter,
South 00° 45' 08" West, 1321.66 feet to a point on the South boundary of the said Northeast Quarter of the Southwest Quarter; thence along said South boundary,
North 89° 25' 49" West, 1040.93 feet to the Southeast corner of the said NW1/4 of the SW1/4 of Section 34; thence along the south boundary of said Northwest Quarter of the Southwest Quarter,
North 89° 25' 25" West, 46.71 feet; thence parallel with the East boundary of the said Northeast Quarter of the Southwest Quarter of Section 34,
North 00° 45' 08" East, 1321.79 feet to a point on the North boundary of the said Northwest Quarter of the Southwest Quarter; thence along said North boundary,
South 89° 25' 23" East, 46.70 feet to the Northwest corner of the said Northeast Quarter of the Southwest Quarter of Section 34; thence along the North boundary of the said Northeast Quarter of the Southwest Quarter,
South 89° 25' 23" East, 1040.94 feet to the **POINT OF BEGINNING**.

This parcel contains approximately 33.00 acres.

WARRANTY DEED - 1

SUBJECT TO taxes and assessments for the year 2010 and all subsequent years, together with any and all existing easements, rights-of-way, reservations, restrictions and encumbrances of record, to any existing tenancies, to all zoning laws and ordinances, and to any state of facts an accurate survey or inspection of the premises would show.

This conveyance shall include any and all estate, right, title, interest, appurtenances, tenements, hereditaments, reversions, remainders, easements, rents, issues, profits, rights-of-way and water rights in anywise appertaining to the property herein described as well in law as in equity.

The Grantor covenants to the Grantee that Grantor is the owner in fee simple of said premises; that the premises are free from encumbrances created or suffered by the Grantor, excepting those as may be herein set forth, and excepting those of record, and that Grantor will warrant and defend the same from all lawful claims of or through Grantor.

IN WITNESS WHEREOF, the Grantor has executed this instrument on this 3 day of June, 2010.

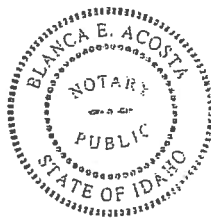
KNIFE RIVER CORPORATION - NORTHWEST,
an Oregon corporation

By: [Signature]
Its: Dave Turner - President - Tellico Division

STATE OF IDAHO)
County of Canyon ss.

On this 3, day of June, in the year 2010, before me, a Notary Public in and for the State of Idaho, personally appeared Dave Turner, known or identified to me to be the president, or vice president, or secretary or assistant secretary, of KNIFE RIVER CORPORATION - NORTHWEST, the corporation that executed the instrument or the person who executed the instrument on behalf of said corporation, and acknowledged to me that such corporation executed the same.

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



Blanca E. Acosta

NOTARY PUBLIC FOR IDAHO

Residing at Blanca E. Acosta

My Commission Expires Residing in Nampa, Idaho
My Commission Expires 9/15/2011

Leah Ingram

From: Todd Milich [todd@nampahighway1.com]
Sent: Monday, July 12, 2010 2:42 PM
To: Leah Ingram
Subject: FW: Masco Irrigation rights
Attachments: Masco splits.pdf; Masco map.pdf

Here is the address that the \$300 check needs to be mailed. I have other documents that need to go with it so if I can have the check or provide the documents to you or Maria to be mailed that would be great. Thanks.

Idaho Department of Water Resources

Western Regional Office.

Attn: Steve Lester

2735 Airport Way
Boise, ID 83705-5082
Phone: (208) 334-2190
Fax: (208) 334-2348



From: Lester, Steve [mailto:Steve.Lester@idwr.idaho.gov]
Sent: Thursday, May 06, 2010 10:37 AM
To: todd@nampahighway1.com
Subject: Masco Irrigation rights

Todd:

I researched the site and water rights for NESW Section 34. Masco owns N half of SW ¼ and has the 3 irrigation rights you correctly identified. The site is within the service area of ditch company water, although apparently does not have any use of that water based on your information.

County tax parcel information lists Masco parcels totaling 70 acres of land, slightly more than the maximum 68 acres of irrigation under the combined Masco water rights. So each acre of land conveys slightly less than a full acre of irrigation right (pro-rate results when combined rights operate on same land within a larger land area than total # of irrigated acres in the rights). Bottom line: if your agency buys 33 acres of that land, you will get 32.1 acres of water rights.

If the district buys the property, you should file a "notice of change in water right ownership" with IDWR. The form is available on the IDWR website at www.idwr.idaho.gov or from this office.

Fees are \$100 per split right, total of \$300 for all 3 splits. Since the splits are somewhat atypical, please include the attached notes to assist with processing of the ownership change.

If some/all irrigation is discontinued in the future (gravel pit?), please contact me for information about protecting the unused rights or portions of rights from forfeiture – since rights should be used at least once every 5 years to remain valid. There are ways to protect against forfeiture for extended periods of non-use.

Also, note the wells for the Masco rights are apparently shared with other users - Stafford & Sunset Hills Homeowners Association, see map.

Hope all this helps. Please let me know if you have any questions.

Steve Lester

Water Rights Supervisor

IDWR Western Region

tel: 208.334.2190

fax: 208.334.2348

<<Masco splits.pdf>> <<Masco map.pdf>>

