

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Notice of Change in Water Right Ownership

RECEIVED

NOV 30 2018

DEPT OF WATER RESOURCES
SOUTHERN REGION

1. List the numbers of all water rights and/or adjudication claim records to be changed. If you only acquired a portion of the water right or adjudication claim, check "Yes" in the "Split?" column. If the water right is leased to the Water Supply Bank, check "Yes". If you are not sure if the water right is leased to the Water Supply Bank, see #6 of the instructions.

Water Right/Claim No.	Split?	Leased to Water Supply Bank?	Water Right/Claim No.	Split?	Leased to Water Supply Bank?
36-11668	Yes ☐	Yes ☐		Yes ☐	Yes ☐
36-11670	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Glen Hawkes and Viola Hawkes
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Harper Land, LLC, an Idaho limited liability company
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or
- 672 West 100 South Paul ID 83347
Mailing address City State ZIP
- 208-431-8874
Telephone Email
4. If the water rights and/or adjudication claims were split, how did the division occur?
☐ The water rights or claims were divided as specifically identified in a deed, contract, or other conveyance document.
☐ The water rights or claims were divided proportionately based on the portion of their place(s) of use acquired by the new owner.
5. Date you acquired the water rights and/or claims listed above: November 28, 2018
6. If the water right is leased to the Water Supply Bank changing ownership of a water right will reassign to the new owner any Water Supply Bank leases associated with the water right. Payment of revenue generated from any rental of a leased water right requires a completed IRS Form W-9 for payment to be issued to an owner. A new owner for a water right under lease shall supply a W-9. Water rights with multiple owners must specify a designated lessor, using a completed Lessor Designation form. Beginning in the calendar year following an acknowledged change in water right ownership, compensation for any rental will go to the new owner(s).
7. This form must be signed and submitted with the following **REQUIRED** items:
☐ A copy of the conveyance document – warranty deed, quitclaim deed, court decree, contract of sale, etc. The conveyance document must include a legal description of the property or description of the water right(s) if no land is conveyed.
☐ Plat map, survey map or aerial photograph which clearly shows the place of use and point of diversion for each water right and/or claim listed above (if necessary to clarify division of water rights or complex property descriptions).
☐ Filing fee (see instructions for further explanation):
 o \$25 per *undivided* water right.
 o \$100 per *split* water right.
 o No fee is required for pending adjudication claims.
☐ If water right(s) are leased to the Water Supply Bank AND there are multiple owners, a Lessor Designation form is required.
☐ If water right(s) are leased to the Water Supply Bank, the individual owner or designated lessor must complete, sign and submit an IRS Form W-9.
8. Signature: [Signature]
Signature of new owner/claimant Title, if applicable Date
- Signature: _____
Signature of new owner/claimant Title, if applicable Date

SUPPORT DATA

IN FILE # 36-11668**For IDWR Office Use Only:**

Received by [Signature] Date 11-30-2018 Receipt No. 5037054 Receipt Amt. \$50-

Active in the Water Supply Bank? Yes ☐ No ☐ If yes, forward to the State Office for processing W-9 received? Yes ☐ No ☐

Name on W-9 _____ Approved by _____ Processed by [Signature] Date 2-11-2019

Re-recorded to correct punctuation in Grantee name



Instrument # 547830
MINIDOKA COUNTY, RUPERT, IDAHO
11-28-2018 03:19:38 PM No. of Pages: 3
Recorded for: TITLEONE - BURLEY
TONYA PAGE Fee: \$15.00
Ex-Officio Recorder Deputy Susan Aston
Electronically Recorded by Simplifile

Instrument # 547820
MINIDOKA COUNTY, RUPERT, IDAHO
11-28-2018 12:52:42 PM No. of Pages: 3
Recorded for: TITLEONE - BURLEY
TONYA PAGE Fee: \$15.00
Ex-Officio Recorder Deputy Susan Aston
Electronically Recorded by Simplifile

Order Number: 18324332

WARRANTY DEED

For Value Received,

Melanie Oakey, successor trustee of The Glen Hawkes Living Trust, dated October 23, 2015 now known as the Viola Hawkes Administrative Trust, dated April 24, 2018, the Grantor, does hereby grant, bargain sell and convey unto, ~~Harper Land LLC~~, an Idaho limited liability company, whose current address is c/o Layne Harper, 672 West 100 South, Paul, ID 83347, the Grantee, the following described premises, in Minidoka County, Idaho, To Wit: *Harper Land, L.L.C.

PARCEL NO. 1:
TOWNSHIP 9 SOUTH, RANGE 22 EAST OF THE BOISE MERIDIAN,
MINIDOKA COUNTY, IDAHO

Section 12: N $\frac{1}{2}$ SE $\frac{1}{4}$; S $\frac{1}{2}$ SE $\frac{1}{4}$ SAVE AND EXCEPT the following described:

That part of the SE $\frac{1}{4}$ SE $\frac{1}{4}$, more particularly described as follows:

Beginning at the Southeast corner of Section 12, said corner marked by a 5/8 inch rebar with a 3 inch cap on top which shall be the POINT OF BEGINNING;
Thence North 89°38'39" West along the South line of Section 12 for 326.86 feet;
Thence North 08°09'40" East for 16.42 feet to a 1/2 inch rebar;
Thence North 08°09'40" East for 116.93 feet to a 1/2 inch rebar;
Thence North 18°56'18" East for 86.30 feet to a 1/2 inch rebar;
Thence North 37°53'28" East for 351.76 feet to a 1/2 inch rebar;
Thence South 62°03'00" East for 42.20 feet to a 1/2 inch rebar;
Thence South 62°03'00" East for 27.29 feet to the East line of Section 12;
Thence South 00°18'39" East along the East line of Section 12 for 460.69 feet to the POINT OF BEGINNING

PARCEL NO. 2:
TOWNSHIP 9 SOUTH, RANGE 22 EAST OF THE BOISE MERIDIAN,
MINIDOKA COUNTY, IDAHO

Section 13: NE $\frac{1}{4}$ NE $\frac{1}{4}$ SAVE AND EXCEPT the following described tracts:

Tract No. 1:

Part of the NE $\frac{1}{4}$ NE $\frac{1}{4}$, more particularly described as follows:

Beginning at the Northeast corner of said Section 13, said corner marked by a 5/8 inch rebar;
Thence South 00°08'04" East along the East line of Section 13 for 430.89 feet to a 1/2 inch rebar which shall be the POINT OF BEGINNING;
Thence South 00°08'04" East along the East line of Section 13 for 226.26 feet to a 1/2 inch rebar;
Thence South 88°46'57" West for 195.52 feet to a 1/2 inch rebar;
Thence North 00°08'04" West for 226.26 feet to a 1/2 inch rebar;
Thence North 88°46'57" East for 195.52 feet to the POINT OF BEGINNING.

Tract No. 2:

Part of the NE $\frac{1}{4}$ NE $\frac{1}{4}$ more particularly described as follows:

Beginning at the Northeast Corner of Section 13, said corner marked by a 5/8 inch rebar with a 3 inch aluminum cap on top; Thence South 00°00'13" West along the East line of Section 13 for a distance of 430.85 feet (430.89 feet, rec.) to a 1/2 inch rebar; Thence South 88°56'19" West (South 88°46'57" West, rec.) for a distance of 22.45 feet to the centerline of an irrigation lateral which shall be the Point of Beginning;
Thence South 88°56'19" West (South 88°46'57" West, rec.) for a distance of 173.06 feet to a 1/2 inch rebar;
Thence South 00°00'59" East (South 00°08'04" East, rec.) for a distance of 226.17 feet (226.26 feet, Rec.) to a 1/2 inch rebar;
Thence North 88°58'46" East (North 88°46'57" East, rec.) for a distance of 195.43 feet (195.92 feet, Rec.) to a 1/2 inch rebar on the East line of Section 13;
Thence South 00°00'13" West along said line for a distance of 8.92 feet;
Thence North 89°25'55" West for a distance of 33.85 feet to a 1/2 inch rebar;
Thence North 89°25'55" West for a distance of 173.00 feet to a 1/2 inch rebar;
Thence North 00°43'59" West for a distance of 399.06 feet to a 1/2 inch rebar;
Thence North 00°43'59" West for a distance of 65.48 feet to the centerline of an irrigation lateral;
Thence South 35°33'46" East along said centerline for a distance of 187.90 feet;
Thence South 45°47'02" East along said centerline for a distance of 113.12 feet to the Point of Beginning.

PARCEL NO. 3:
TOWNSHIP 9 SOUTH, RANGE 23 EAST OF THE BOISE MERIDIAN,
MINIDOKA COUNTY, IDAHO

Section 17: N $\frac{1}{2}$ NW $\frac{1}{4}$ SAVE AND EXCEPT the following described tracts:

Tract No. 1:

All that part lying South and East of the C-2 Canal of the Minidoka Irrigation District

Tract No. 2:

Beginning at a point 178 feet west of the Northeast Corner of the NE $\frac{1}{4}$ NW $\frac{1}{4}$ of said Section 17, being the True Point of Beginning;

Thence South 160 feet;

Thence West 140 feet;

Thence North 160 feet;

Thence East 140 feet to the True Point of Beginning

PARCEL NO. 4:

TOWNSHIP 9 SOUTH, RANGE 23 EAST OF THE BOISE MERIDIAN,

MINIDOKA COUNTY, IDAHO

Section 17: Part of the NE $\frac{1}{4}$ NW $\frac{1}{4}$, more particularly described as follows:

Beginning at a point 178 feet west of the Northeast Corner of the NE $\frac{1}{4}$ NW $\frac{1}{4}$ of said Section 17, being the True Point of Beginning;

Thence South 160 feet;

Thence West 140 feet;

Thence North 160 feet;

Thence East 140 feet to the True Point of Beginning

TO HAVE AND TO HOLD the said premises, with its appurtenances unto the said Grantee, its successors 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 they are free from all encumbrances EXCEPT those to which this conveyance is expressly made subject and those made, suffered or done by the Grantee; and subject to all existing patent reservations, easements, right(s) of way, protective covenants, zoning ordinances, and applicable building codes, laws and regulations, general taxes and assessments, including irrigation and utility assessments (if any) for the current year, which are not due and payable, and that Grantor will warrant and defend the same from all lawful claims whatsoever. Whenever the context so requires, the singular number includes the plural.

Dated: November 28th, 2018

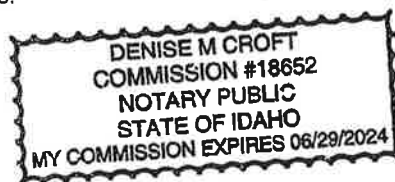
The Glen Hawkes Living Trust, dated October 23, 2015
now known as the Viola Hawkes Administrative Trust,
dated April 24, 2018

BY: Melanie Oakey Trustee
Melanie Oakey, successor trustee

State of Idaho, County of Bonneville, ss.

On this 28th day of November in the year of 2018, before me, the undersigned, a notary public in and for said state personally appeared Melanie Oakey known or identified to me to be the person whose name is subscribed to the within instrument, as successor trustee of Glen Hawkes Living Trust dated October 23, 2015 now known as the Viola Hawkes Administrative Trusts, dated April 24, 2108 and acknowledged to me that he/she executed the same as trustee.

Denise M Croft
Notary Public
Residing In: Shelley ID
My Commission Expires: 06/29/24
(seal)





State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region • 650 ADDISON AVE W STE 500 • TWIN FALLS, ID 83301-5858
Phone: (208)736-3033 • Fax: (208)736-3037 • Website: www.idwr.idaho.gov

Brad Little
Governor

Gary Spackman
Director

February 11, 2019

HARPER LAND LLC
672 W 100 S
PAUL ID 83347-8741

Re: Change in Ownership for Water Right No(s): 36-11668 & 36-11670

Dear Water Right Holder(s):

The Department of Water Resources (Department) acknowledges the receipt of correspondence changing ownership of the above referenced water right(s) to you. The Department has modified its records and has enclosed a computer-generated report for you.

Updating the ownership record for a water right does not reconfirm the validity of the right. When processing a Notice of Change in Water Right Ownership, the Department does not review the history of water use to determine if the right has been forfeited or deliberately abandoned through five years or more of non-use. To read more about water right forfeiture, including how to protect a water right from forfeiture, please see Idaho Code §§ 42-222 and 42-223.

Please note, water right owners are required to report any change of water right ownership and any change of mailing address to the Department within 120 days of the change. Reporting forms are available from any office of the Department, or from the Department's website.

If you have any questions concerning the enclosed information, please contact me at (208) 736-3033.

Sincerely,

Denise Maline
Administrative Assistant 1

Enclosure(s)

c: TitleOne Corporation, Burley (File #18324332)



RECEIVED

NOV 30 2018

DEPT OF WATER RESOURCES
SOUTHERN REGION

November 29, 2018

ID Dept. of Water Resources
650 Addison Ave. West, Suite 500
Twin Falls, ID 83301

RE: TitleOne File No. 18324332
Harper Land, L.L.C./Viola Hawkes Administrative Trust

Dear Clerk:

Enclosed with this letter please find the following:

1. The original executed Notice of Change in Water Right Ownership between Glen Hawkes and Viola Hawkes to Harper Land, L.L.C.
2. A copy of the recorded Warranty Deed.
3. TitleOne Corporation's check no. 18146 payable to Idaho Department of Water Resources in the amount of \$50.00 for the transfer fee.

Please make the necessary changes in the records to show the new water right ownership. Please send a receipted copy to my attention at TitleOne Corporation, P. O. Box 177, Burley, ID 83318.

Very truly yours,
TITLEONE CORPORATION

Nancy Garrett
Administrative Assistant

AR/nrg
Enc.
FedEx