

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

RECEIVED

JAN 15 2019

DEPARTMENT OF  
WATER RESOURCES

## Notice of Change in Water Right Ownership

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? |
|-----------------------|------------------------------|------------------------------|-----------------------|------------------------------|------------------------------|
| 63-152B               | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |
| 63-368B               | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |
| 63-21863              | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |
| 63-21865              | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |
|                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |

2. Previous Owner's Name: Erlebach Properties LP  
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): SLMA LLC.  
New owner(s) as listed on the conveyance document      Name connector ☐ and ☐ or ☐ and/or
- 2301 E Deer Point Court      Eagle      ID      83616  
Mailing address      City      State      ZIP
- 208-989-9901      supson@upsoncompany.com  
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: 01/14/2019
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):
    - ☐ \$25 per *undivided* water right.
    - ☐ \$100 per *split* water right.
    - ☐ No fee is required for pending adjudication claims.
- SUPPORT DATA**  
**IN FILE # 63-152B**
- NA ☐ If water right(s) are leased to the Water Supply Bank AND there are multiple owners, a Lessor Designation form is required.
- NA ☐ 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]      President      1/14/19  
Signature of new owner/claimant      Title, if applicable      Date

Signature: \_\_\_\_\_  
Signature of new owner/claimant      Title, if applicable      Date

**For IDWR Office Use Only:**

Received by [Signature]      Date 1-15-19      Receipt No. C106145      Receipt Amt. 100.02

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

Name on W-9 \_\_\_\_\_      Approved by \_\_\_\_\_      Processed by [Signature]      Date 1-17-19

W-9 received? Yes ☐ No ☐



**Pioneer Title Co.**  
GOING BEYOND

5680 E. Franklin Rd., Ste. 250  
Nampa, ID 83687

ELECTRONICALLY RECORDED-DO NOT  
REMOVE THE COUNTY STAMPED FIRST  
PAGE AS IT IS NOW INCORPORATED AS  
PART OF THE ORIGINAL DOCUMENT

File No. 670440 CA/

## WARRANTY DEED

For Value Received Erlebach Properties, L.P., a limited partnership  
hereinafter referred to as Grantor, does hereby grant, bargain, sell, warrant and convey unto

SLMA Properties, LLC

hereinafter referred to as Grantee, whose current address is 2301 E. Deer Point Court Eagle, ID 83616

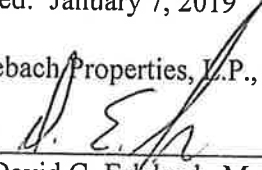
The following described premises, to-wit:

See Exhibit A attached hereto and made a part hereof.

To HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee(s), and Grantees(s) heirs and assigns forever. And the said Grantor(s) does (do) hereby covenant to and with the said Grantee(s), the Grantor(s) is/are the owner(s) in fee simple of said premises; that said premises are free from all encumbrances EXCEPT those to which this conveyance is expressly made subject and those made, suffered or done by the Grantee(s); and subject to U.S. Patent reservations, restrictions, dedications, easements, rights of way and agreements, (if any) of record, and current years taxes, levies, and assessments, includes irrigation and utility assessments, (if any) which are not yet due and payable, and that Grantor(s) will warrant and defend the same from all lawful claims whatsoever.

Dated: January 7, 2019

Erlebach Properties, L.P., a limited partnership

By: 

David C. Erlebach, Member

State of Idaho, County of Canyon

On this 11<sup>th</sup> day of January in the year of 2019, before me, the undersigned, a Notary Public in and for said State, personally appeared David C. Erleach being known or identified to me to be the Authorized Signors of the Limited Liability Company that executed the foregoing instrument, and acknowledged to me that such Limited Liability Company executed the same.

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

  
Notary Public for Nampa

CARLEEN ACREE  
COMMISSION #18689  
NOTARY PUBLIC  
STATE OF IDAHO

Residing in Nampa, Idaho  
My Commission Expires 3/9/2022

EXHIBIT A

This parcel is a portion of Government Lot 1, Government Lot 4, Government Lot 5, and Government Lot 10 of Section 31 and accretion lands lying adjacent to Government Lots 1, 3, 4, 5 and 10 of Section 31, Township 5 North, Range 4 West, Boise Meridian, Canyon County, Idaho, and is more particularly described as follows:

COMMENCING at the Northeast corner of said Government Lot 1; thence

South 0° 44'16" West along the East boundary of said Government Lot 1 and a distance of 592.46 feet to the TRUE POINT OF BEGINNING; thence continuing

South 0° 44'16" West along the East boundary of said Government Lot 1 and said Government Lot 5 a distance of 1858.49 feet to a point on the mean high water of the Boise river as it now exists; thence traversing said mean high water as follows:

South 83° 11'35" West a distance of 128.70 feet;

South 86° 03'37" West a distance of 121.56 feet;

North 88° 08'47" West a distance of 100.94 feet;

South 82° 00'59" West a distance of 190.78 feet;

South 82° 26'30" West a distance of 129.56 feet;

South 81° 38'22" West a distance of 169.41 feet;

South 88° 08'45" West a distance of 194.60 feet;

South 84° 13'37" West a distance of 131.71 feet;

South 84° 16'42" West a distance of 190.24 feet;

South 89° 01'18" West a distance of 144.72 feet;

North 67° 29'31" West a distance of 84.18 feet;

North 8° 30'12" West a distance of 110.67 feet;

North 44° 53'34" West a distance of 243.40 feet;

North 47° 11'54" West a distance of 85.06 feet;

North 56° 09'11" West a distance of 113.36 feet;

North 61° 51'33" West a distance of 120.71 feet;

South 88° 37'54" West a distance of 208.29 feet;

North 73° 04'10" West a distance of 125.97 feet;

North 68° 30'18" West a distance of 146.84 feet;

North 44° 42'00" West a distance of 204.21 feet to a point on the West boundary of said Government Lot 4;

thence continuing

North 44° 42'00" West a distance of 16.13 feet; thence leaving said mean high water and bearing

North 2° 09'36" East a distance of 187.26 feet; thence

North 66° 28'21" East a distance of 7.23 feet to a point on the West boundary of said Government Lot 10;

thence continuing

North 66° 28'21" East a distance of 766.28 feet; thence

North 48° 13'43" East a distance of 328.78 feet; thence

North 77° 14'58" East a distance of 44.95 feet; thence

North 23° 14'31" East a distance of 244.91 feet; thence

North 32° 30'31" East a distance of 144.12 feet; thence

North 38° 21'52" East a distance of 213.79 feet; thence

North 55° 44'13" East a distance of 36.85 feet; thence

North 29° 25'21" East a distance of 116.41 feet; thence

North 32° 52'11" East a distance of 58.51 feet; thence

North 38° 33'13" East a distance of 90.62 feet; thence

North 0° 04'14" East a distance of 8.52 feet; thence

North 53° 48'09" East a distance of 220.67 feet; thence

North 62° 53'26" East a distance of 101.74 feet; thence

North 83° 15'35" East a distance of 234.69 feet; thence

South 14° 47'24" East a distance of 11.34 feet; thence

North 72° 16'36" East a distance of 24.53 feet; thence

South 82° 10'05" East a distance of 112.07 feet; thence

South 52° 03'47" East a distance of 685.52 feet to the TRUE POINT OF BEGINNING.

TOGETHER WITH an easement for access as set forth in Easement agreement, recorded February 5, 2001 as Instrument No. 200104150, records of Canyon County, Idaho.

This easement is situated in Government Lot 1 and Government Lot 10 and accretion lands of Section 31, Township 5 North, Range 4 West, Boise Meridian, Canyon County, Idaho, being 20 feet in width the centerline of which is more particularly described as follows:

COMMENCING at the Northeast corner of said Government Lot 1; thence  
South 89° 23'16" West along the North boundary of Government Lot 1 a distance of 723.28 feet; thence  
South 14° 33'40" East a distance of 115.54 feet; thence  
South 14° 47'24" East a distance of 16.60 feet to the TRUE POINT OF BEGINNING; thence  
South 82° 49'47" West a distance of 176.36 feet; thence along a curve to the left having a central angle of  
29° 56'17", a radius of 353.52 feet, an arc length of 184.72 feet, and a long chord which bears  
South 67° 51'45" West a distance of 182.63 feet; thence  
South 52° 53'43" West a distance of 334.51 feet; thence along a curve to the left having a central angle of  
30° 40'04", a radius of 398.79 feet, an arc length of 213.45 feet, and a long chord which bears  
South 37° 33'41" West a distance of 210.92 feet; thence  
South 22° 13'39" West a distance of 142.86 feet; thence along a curve to the right having a central angle of  
10° 53'12", a radius of 317.66 feet, an arc length of 60.36 feet and a long chord which bears  
South 27° 40'15" West a distance of 60.27 feet; thence  
South 33° 06'51" West a distance of 97.26 feet; thence along a curve to the left having a central angle of 8°  
29'12", a radius of 445.98 feet, an arc length of 66.06 feet, and a long chord which bears  
South 28° 52'15" West a distance of 66.00 feet; thence  
South 24° 37'39" West a distance of 113.99 feet; thence along a curve to the left having a central angle of  
10° 53'09", a radius of 372.00 feet, an arc length of 70.68 feet, and a long chord which bears  
South 30° 04'14" West a distance of 70.57 feet; thence  
South 3° 21'22" West a distance of 39.00 feet to the TRUE POINT OF BEGINNING.

State of Idaho  
Department of Water Resources

**Water Right**  
**63-21865**

**STOCKWATER**

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.

04W



-  Point of Diversion
-  Place Of Use Boundary
-  Townships
-  PLS Sections
-  Quarter Quarters

0 0.0475 0.095 0.19 Miles



State of Idaho  
Department of Water Resources

**Water Right**  
**63-21865**

**DOMESTIC**

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.

04W



-  Point of Diversion
-  Place Of Use Boundary
-  Townships
-  PLS Sections
-  Quarter Quarters

0 0.0475 0.095 0.19 Miles

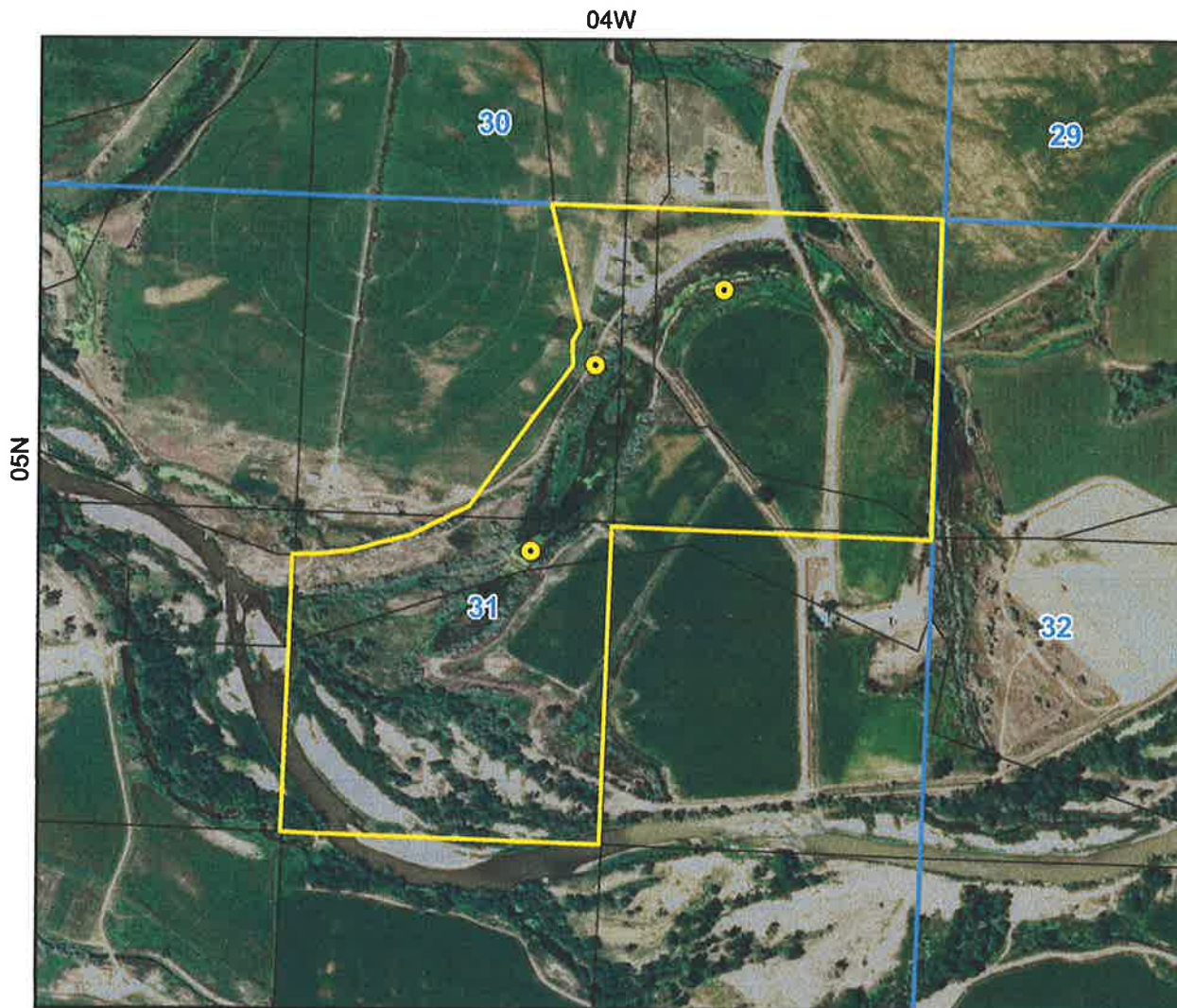


State of Idaho  
Department of Water Resources

**Water Right**  
**63-21863**

STOCKWATER

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.



-  Point of Diversion
-  Place Of Use Boundary
-  Townships
-  PLS Sections
-  Quarter Quarters

0 0.075 0.15 0.3 Miles

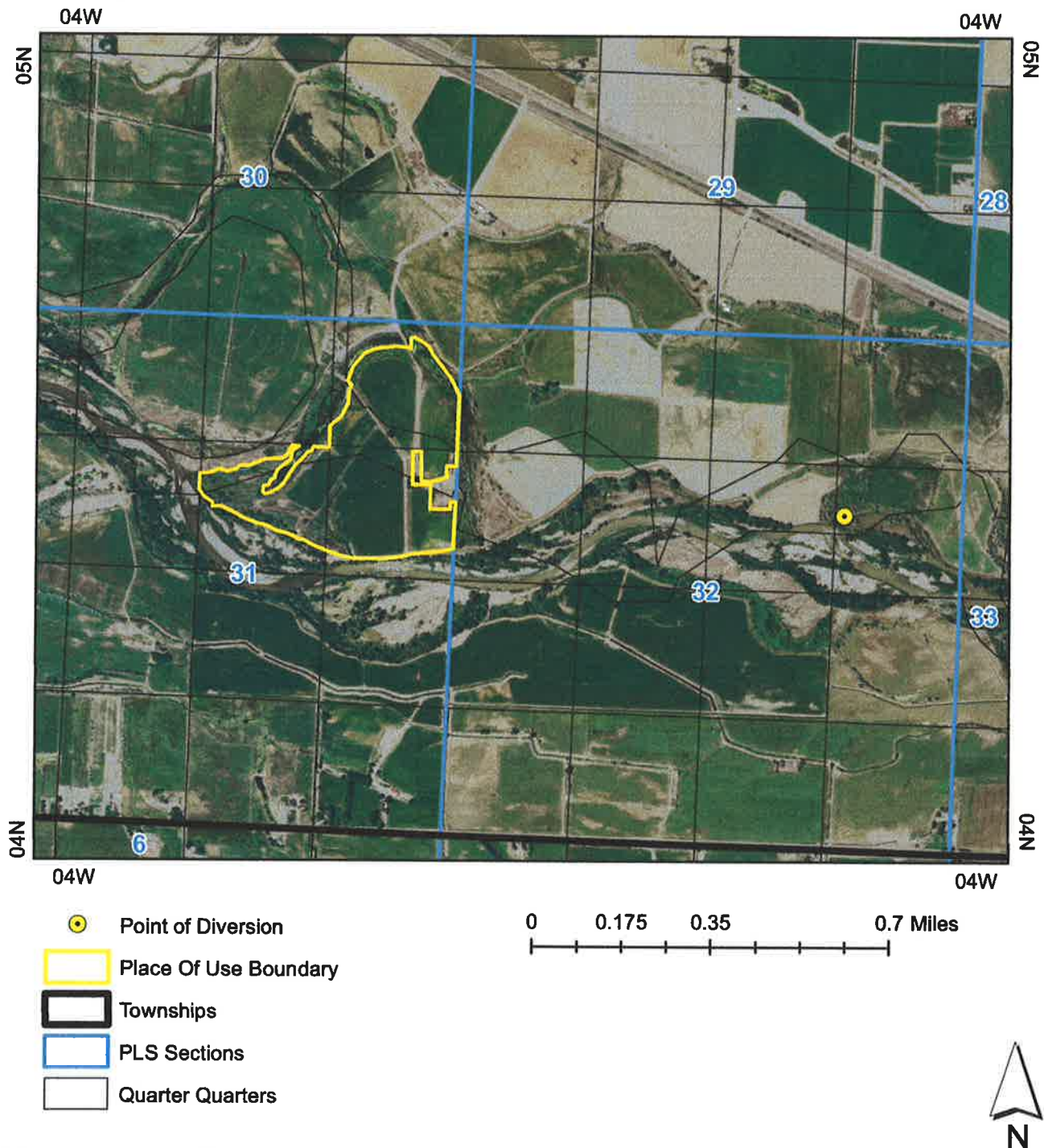


State of Idaho  
Department of Water Resources

**Water Right**  
**63-368B**

IRRIGATION

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.

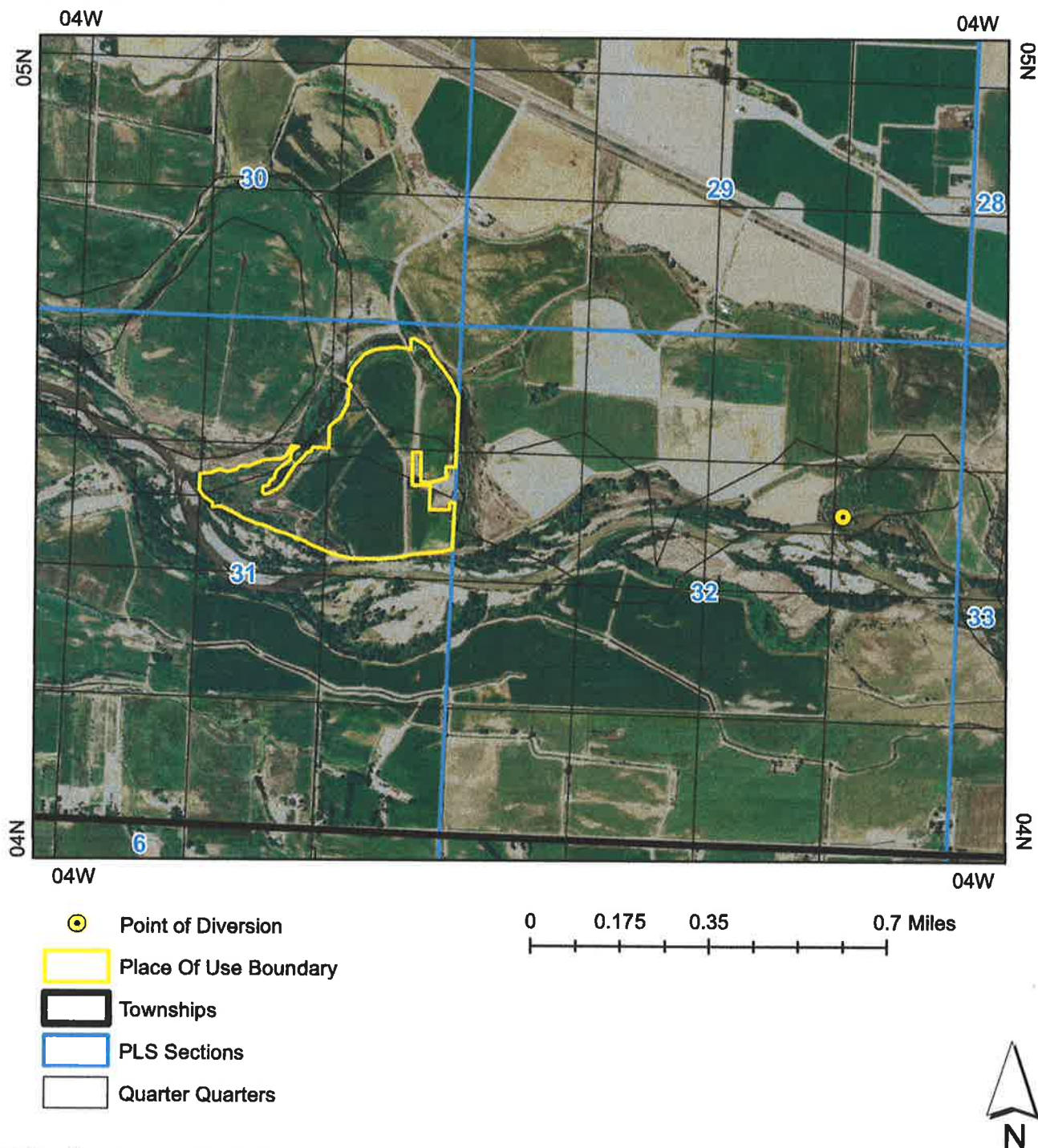


State of Idaho  
Department of Water Resources

**Water Right**  
**63-152B**

IRRIGATION

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.



## THE UNITED STATES OF AMERICA.

Homestead Certificate No. 100  
Application 248

To all to Whom these Presents shall Come—GREETING:

WHEREAS, There has been deposited in the General Land Office of the United States a Certificate of the Register of the Land Office at Idaho City, Idaho Territory, whereby it appears that, pursuant to the Act of Congress approved 30th May, 1862, "To Secure Homesteads to Actual Settlers on the Public Domain," and the acts supplemental thereto, the claim of William Christian has been established and duly consummated, in conformity to law, for the

Lots numbered four and five and the North half of the South East quarter of Section thirty one in Township five North of Range four West in the District of Lands subject to sale at Boise City, Idaho Territory, containing one hundred and forty five acres and ten hundredths of an acre.

according to the Official Plat of the Survey of the said Land, returned to the General Land Office by the Surveyor General.

NOW, KNOW YE, That there is, therefore, granted by the United States unto the said

William Christian the tract of land above described:

TO HAVE AND TO HOLD the said tract of Land, with the appurtenances thereof, unto the said William Christian and to his heirs and assigns forever, subject to any vested and accrued water rights for mining, agricultural, manufacturing or other purposes, and rights to ditches and reservoirs used in connection with such water rights, as may be recognized and acknowledged by the local customs, laws and decisions of Courts, and also subject to the right of the proprietor of a vein or lode, to extract and remove his ore therefrom, should the same be found to penetrate or intersect the premises hereby granted, as provided by law.

IN TESTIMONY WHEREOF, I,

Ulysses S. Grant President of the United States of America, have caused these letters to be made Patent, and the Seal of the General Land Office to be hereunto affixed.

Given under my hand, at the City of Washington, the Thirtieth day of September, in the year of our Lord one thousand eight hundred and seventy six, and of the Independence of the United States the one hundred and fortyth.

BY THE PRESIDENT: U. S. Grant

By

D. D. Coni

Secretary



Recorded Vol. 1 Page 127

Filed for Record at Idaho on Sept. 15 1876William Christian

A. D. 1876

By

#14

## THE UNITED STATES OF AMERICA.

Homestead Certificate No. 621  
Application 153

To all to Whom these Presents shall Come---GREETING:

WHEREAS, There has been deposited in the General Land Office of the United States a Certificate of the Register of the Land Office at Beise City, Idaho Territory whereby it appears that, pursuant to the act of Congress approved 20th May, 1887, "To Secure Homesteads to Actual Settlers on the Public Domain," and the acts supplemental thereto, the claim of Charles J. Peterson has been established and duly consummated, in conformity to law, for the

Lot numbered one of Section thirty one, the south-east quarter of the south-west quarter of section twenty nine, in township five north of range four West in the District of Beise City, Idaho Territory, containing one hundred and forty nine acres and fifty eight hundredths of an acre.

according to the Official Plat of the Survey of the said Land, returned to the General Land Office by the Surveyor General.

NOW, KNOW YE, That there is, therefore, granted by the United States unto the said

Charles J. Peterson the tract of land above described:

TO HAVE AND TO HOLD the said tract of Land, with the appurtenances thereof, unto the said Charles J. Peterson and to his heirs and assigns forever, subject to any vested and accrued water rights for mining, agricultural, manufacturing or other purposes, and rights to ditches and reservoirs used in connection with such water rights, as may be recognized and acknowledged by the local customs, laws and decisions of Courts, and also subject to the right of the proprietor of a vein or lode, to extract and remove his ore therefrom, should the same be found to penetrate or intersect the premises hereby granted, as provided by law.

IN TESTIMONY WHEREOF, I, Alfred S. Brewster President of the United States of America, have caused these letters to be made Patent, and the Seal of the General Land Office to be hereunto affixed.

Given under my hand, at the City of Washington, the twentieth day of November, in the year of our Lord one thousand eight hundred and seventy four, and of the Independence of the United States the one hundred and seventy fourth.

BY THE PRESIDENT: A. S. Brewster



U. S.

By R. D. Bond Secretary.

Recorded in Book 3, Page 74 L. F. Lippincott Register of the General Land Office.

Filed for Record at Beise City, Idaho on 11/16 A.D. 1887, and recorded at the request of

A. A. Buffington Edgar Mack  
Deputy Register of the General Land Office

#13

399

# THE UNITED STATES OF AMERICA.

Certificate No. 216 To all to Whom these Presents shall Come--GREETING:

WHEREAS, Clara R. Hall of  
Ada County, Idaho Territory

has deposited in the General Land Office of the United States a Certificate of the Register of the Land Office at Boise City, Idaho Territory, whereby it appears that full payment has been made by the said Clara R. Hall

according to the provisions of the Act of Congress of the 24th of April, 1820, entitled, "An Act making further provisions for the Sale of the Public Lands," and the acts supplemental thereto, for the

Lot numbered Ten of Section Twenty five in  
Township five North of Range five West, and the lot numbered  
eight and nine of Section thirty, and the lots numbered eight  
nine and Ten of Section thirty one in Township five North of Range  
four West, in the District of Lands subject to sale at Boise City  
Idaho Territory, containing one hundred and thirty four acres and  
forty seven hundredths of an acre

according to the Official Plat of the Survey of the said Lands returned to the General Land Office by the Surveyor General, which said Tracts have been purchased by the said

Clara R. Hall

NOW, KNOW YE, That the United States of America, in consideration of the premises, and in conformity with the several Acts of Congress in such case made and provided, have GIVEN and GRANTED, and by these presents do GIVE and GRANT, unto the said Clara R. Hall

and to his heirs, the said Tract above described.

TO HAVE AND TO HOLD the same, together with all the rights, privileges, immunities and appurtenances of whatsoever nature thereto belonging, unto the said

Clara R. Hall

and to his heirs

and assigns forever, subject to any vested and accreted water rights for mining, agricultural, manufacturing or other purposes, and rights to ditches and reservoirs used in connection with such water rights, as may be recognized and acknowledged by the local customs, laws and decisions of Courts, and also subject to the right of the proprietor of a vein or lode, to extract and remove his ore therefrom, should the same be found to penetrate or intersect the premises hereby granted, as provided by law.

IN TESTIMONY WHEREOF, I, Ulysses S. Grant President of the United States of America, have caused these letters to be made Patent, and the Seal of the General Land Office to be hereunto affixed.



Given under my hand, at the City of Washington, the twelfth day of April, in the year of our Lord one thousand eight hundred and seventy five, and of the Independence of the United States the one hundred and ninety ninth.

BY THE PRESIDENT: U. S. Grant

By S. D. Williamson Secretary.

Recorded Vol. 2 Page 74 S. A. Lippincott Recorder of the General Land Office.

Filed for Record at Boise City, Idaho Dec. 27<sup>th</sup> 1875 D. 289, and recorded at the request of

Boise Land & Lumber

C. S. McConner

Recorder

Particulars  
Book 2  
Page 55

172523  
Rel. of Chattel.  
172523

Ole E. Larson and Lilith I.  
Larson, husband and wife,  
parties of the first part,

Agreement  
Dated Oct. 2, 1923

Frank Bay and H. J. Bay,  
husband and wife, parties of  
the second part and Albert C.  
Lemp, John P. Lemp and Hubert  
F. Lemp, parties of the third part.

Recorded Aug. 22, 1929 10:10 A.M.  
Book 9 B. & A., page 198

(Signed) Ole E. Larson, Lilith I. Larson, Parties of the first part.  
Frank Bay, H. J. Bay, Parties of the second part, Albert C. Lemp, John  
F. Lemp, Hubert F. Lemp, Parties of the third part.

Acknowledged in CCI October 13 1923 by Ole Larson and Lilith I. Larson,  
husband and wife, and Frank Bay and H. J. Bay, husband and wife before R. C.  
Slooper, Notary Public for Idaho, Residence: Notus, Idaho. (Seal)

WITNESSETH: That whereas, the parties of the first part are the owners  
of the following described land, to-wit: Lots 1, 2, 3 and 4 of Section 32  
Twp. 5 N. R. 4 W. B.M. CCI and

Whereas the parties of the second part are the owners of the following  
described land situated in CC S of I to-wit: Lots 4 and 5 in all that portion of the  
NE $\frac{1}{4}$  of the NW $\frac{1}{4}$  of the SE $\frac{1}{4}$  lying N of the Boise River all in Sec. 31 Twp. 5 N. R. 4 W.  
B.M. and

Whereas, the parties of the third part are owners of a certain tract of  
land adjoining and west of the land of the said parties of the second part;  
and

Whereas, the parties hereto have constructed a certain irrigation ditch  
or canal together with the head-gates, dams, check, riprapping and other  
structures in connection therewith and the same has been in operation during  
the season of 1923, which ditch is used for the purpose of diverting water from  
the Boise River for the irrigation of a part or all of the above described lands.

NOW THEREFORE, These presents witness: that the said parties of the 1st part  
have bargained, sold and conveyed and by these presents do hereby bargain, sell  
and convey unto the said parties of the second part and to the said parties of  
the third part hereto, and the said parties of the second part have bargained,  
sold and conveyed and by these presents do bargain, sell and convey unto the  
said parties of the third part a right of way for the said ditch or canal as now  
constructed and as designated and shown upon the plat of said premises, hereto an-  
nexed and marked exhibit "A". Said right of way to extend 18 feet north from the  
center line of said canal and 23 feet South from the center line of said canal from  
the easterly line of the lands of the parties of the first part, down to a point  
where said canal crosses a slough about 270 feet easterly from the west line of  
said section 32 and from said slough down said right of way to extend 23 feet on  
either side from the center line of said canal together with the right to enter  
upon the said right of way with teams, scrapers, wagons or other apparatus for  
all purposes of repair, upkeep, maintenance and operation, it being agreed that  
all earth and dirt necessary to be borrowed for the upkeep of the canal shall  
be taken from the south side of said canal.

And the said parties of the third part hereby bargain, sell and convey to  
the said parties of the first part and parties of the second part a half interest  
in that portion of the said canal extending from the Boise River down to the  
premises of the said parties of the first part, running through what is now known as  
the Jones place, subject to the terms and conditions by which the same is now held  
by the said parties of the third part.

It is further understood and agreed that the parties of the first part and  
second part shall have the right and privilege of farming their lands and making  
such use of them as they see fit including the pasturing of the banks, provided  
that in so doing they shall not materially damage the ditch or canal or detract  
from the rights herein granted.

It is further understood and agreed that the water carried in said canal shall  
be divided one fourth to the parties of the first part, one-fourth to the parties  
of the second part and one-half to the parties of the third part.

It is further agreed that the said parties hereto shall maintain, repair  
and keep the said ditch in proper order for use, including the head-gates,  
diversion divides, riprapping and all other structures in connection with said ditch  
and all works to prevent the destruction of said canal by the action of the Boise  
River, in a good and workmanlike manner and the labor and expense of the same shall  
be furnished by the parties hereto in proportion to the amount of water to which  
each is entitled, but it is understood and agreed that the parties of the first  
part shall furnish their portion of repair and maintenance from the head of said  
canal down to their last tap and the said parties of the second part shall be  
required to furnish their portion of the maintenance and upkeep from the head of  
said canal down to their last tap and the parties of the third part the entire  
upkeep below the last tap of the parties of the second part.

It is further understood and agreed that each party shall provide and care  
for and maintain his own tap boxes and checks and other devices for taking their  
own water from said ditch, and may provide as many taps as he shall desire to use.

It is further understood and agreed that in case of disagreement as to the  
distribution of the water from said canal by the parties hereto or their successors  
upon the requests of either of the parties hereto, a water master may be selected  
by a majority of the separate interests entitled to water from said canal, the  
expenses to be borne proportionately to the amount of water each such interest  
is entitled to receive from said canal.

It is further understood and agreed in case either of the said parties hereto  
or their successors or assigns shall fail or refuse to do his or their share and  
proportion of the maintaining, repairing and upkeep of said canal as herein before  
specified, the right of such person or persons in said canal shall immediately  
cease and determine, and he shall have no further right to receive water therefrom  
or claim any interest therein.

It is further understood and agreed that the parties of the 1st part may divert  
and take from that certain slough shown on said plat as running Wly through the  
southern portion of the NE $\frac{1}{4}$  of the NE $\frac{1}{4}$  of said Sec. 32 at any place above the con-  
junction of said slough with said canal, sufficient water for the irrigation of  
any portion of their lands irrigable therefrom, the said parties of the 2nd part and the  
parties of the third part hereby release and relinquish any and all claims to the  
water so diverted by the said parties of the 1st part.

It is understood and agreed that this contract shall be binding upon the heirs,  
administrators, executors and legal representatives of the respective parties hereto.

Recorded August 22, 1929 10:10 A.M.  
Book 9 B. & A., page 198



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 E FRONT ST STE 648 PO BOX 83720 • BOISE, ID 83720-0098

Phone: (208)287-4800 • Fax: (208)287-6700 • Website: [www.idwr.idaho.gov](http://www.idwr.idaho.gov)

Brad Little  
Governor

Gary Spackman  
Director

January 17, 2019

SLMA PROPERTIES LLC  
2301 E DEER POINT CT  
EAGLE ID 83616-3973

Re: Change in Ownership for Water Right Nos: 63-152B, 63-368B, 63-21863, and 63-21865

Dear Water Right Holders:

The Department of Water Resources (Department) acknowledges the receipt of correspondence changing ownership of the above referenced water rights 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) 287-4920.

Sincerely,

Debbi Judd  
Technical Records Specialist

Enclosures

c. Water District 63  
Paul Bull - *via email*

|                                                                                                                                                        |                |                                                                                                                                                   |       |                                                              |                     |
|--------------------------------------------------------------------------------------------------------------------------------------------------------|----------------|---------------------------------------------------------------------------------------------------------------------------------------------------|-------|--------------------------------------------------------------|---------------------|
| No. <b>W 86721</b>                                                                                                                                     |                | Due no later than Sep 30, 2018<br><b>Annual Report Form</b>                                                                                       |       | 2. Registered Agent and Address <b>(NO PO BOX)</b>           |                     |
| Return to:<br>SECRETARY OF STATE<br>700 WEST JEFFERSON<br>PO BOX 83720<br>BOISE, ID 83720-0080<br><br><b>NO FILING FEE IF<br/>RECEIVED BY DUE DATE</b> |                | <b>1. Mailing Address: Correct in this box if needed.</b><br>SLMA PROPERTIES, LLC<br>STEVEN L UPSON<br>2301 E. DEER POINT COURT<br>EAGLE ID 83616 |       | STEVEN L UPSON<br>2301 E. DEER POINT COURT<br>EAGLE ID 83616 |                     |
|                                                                                                                                                        |                |                                                                                                                                                   |       | 3. <u>New</u> Registered Agent Signature:*                   |                     |
| 4. Limited Liability Companies: Enter Names and Addresses of at least one Member or Manager.                                                           |                |                                                                                                                                                   |       |                                                              |                     |
| Office Held                                                                                                                                            | Name           | Street or PO Address                                                                                                                              | City  | State                                                        | Country Postal Code |
| MANAGER                                                                                                                                                | STEVEN L UPSON | 2301 E DEER POINT COURT                                                                                                                           | EAGLE | ID                                                           | USA 83616           |
| 5. Organized Under the Laws of:<br><br><b>ID<br/>W 86721</b>                                                                                           |                | 6. Annual Report must be signed.*<br>Signature: STEVEN L UPSON<br>Name (type or print): STEVEN L UPSON<br>Date: 07/30/2018<br>Title: MANAGER      |       |                                                              |                     |
| Processed 07/30/2018                                                                                                                                   |                | * Electronically provided signatures are accepted as original signatures.                                                                         |       |                                                              |                     |