

RECEIVED

DEC 08 2014

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

## Notice of Change in Water Right Ownership

WATER RESOURCES  
WESTERN 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? |
|-----------------------|------------------------------|------------------------------|-----------------------|------------------------------|------------------------------|
| 77-4178               | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> | 77-10130              | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |
| 77-10126              | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |
| 77-10127              | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |
| 77-10128              | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |
| 77-10129              | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |

2. Previous Owner's Name: Gerald and/or Evelyn Williams  
 Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): James Hagedorn  
 New owner(s) as listed on the conveyance document      Name connector      ☐ and      ☐ or      ☐ and/or

|                               |                               |           |              |
|-------------------------------|-------------------------------|-----------|--------------|
| <u>3085 SE St.Lucie Blvd.</u> | <u>Stuart</u>                 | <u>FL</u> | <u>34997</u> |
| Mailing address               | City                          | State     | ZIP          |
| <u>937-644-7001</u>           | <u>jimhagedorn@scotts.com</u> |           |              |
| 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: 10 November 2014

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.
  - ☐ 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:  Title, if applicable: 11-18-14 Date: 11-18-14

Signature:  Title, if applicable: \_\_\_\_\_ Date: \_\_\_\_\_

**For IDWR Office Use Only:**

Received by JS Date 11-20-14 Receipt No. W042652 Receipt Amt. 150  
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 JS Approved by RS Processed by CS Date 12/30/14

Instrument # 297857 # Pages: 3  
LEMHI COUNTY, Idaho  
Nov 10, 2014 2:33:21 pm Fee: \$ 16.00  
For: MAY, BROWNING & MAY  
TERRI J. MORTON, Recorder  
JEDWARDS. Deputy

RECORDING REQUESTED BY AND  
WHEN RECORDED RETURN TO:

May, Browning & May  
PO Box 1846  
Twin Falls, ID 83303-1846

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(Space Above For Recorder's Use)

### WARRANTY DEED

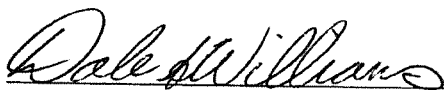
For the consideration of TEN DOLLARS AND NO/100 DOLLARS (\$10.00) and other good and valuable consideration, the receipt of which is hereby acknowledged, DALE A. WILLIAMS, a married man as his sole and separate property and DENNIS C. WILLIAMS, a married man as his sole and separate property ("Grantor"), conveys, grants and warrants to JAMES HAGEDORN, a married man as his sole separate property, whose address is 3085 SE St. Lucie Blvd, Stuart, Florida 34997 and his successors and assigns forever, the following described premises located in the County of Lemhi, State of Idaho, to-wit:

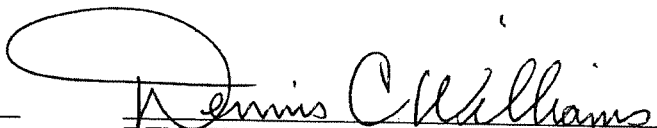
See attached **Exhibit "A"**

This conveyance includes all water rights and 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 Grantors covenant to the Grantee that Grantors are the owners in fee simple of said premises; that the premises are free from all encumbrances, excepting those set forth at **Exhibit "B"**, and that Grantors will warrant and defend the same from all lawful claims.

DATED this 5<sup>th</sup> day of November, 2014.

  
DALE A. WILLIAMS

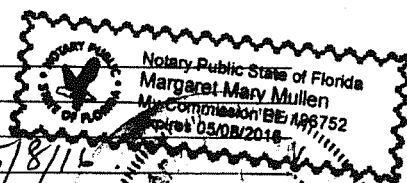
  
DENNIS C. WILLIAMS

STATE OF Florida )  
 ) ss.  
County of Orange )

On this 5<sup>th</sup> day of November, 2014, before me Margaret Mullen,  
a Notary Public, personally appeared DALE A. WILLIAMS, known or identified to me (or  
proved to me on the oath of Dale Williams), 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 affixed my official seal the  
day and year in this certificate first above written.

NOTARY PUBLIC FOR \_\_\_\_\_  
Residing at \_\_\_\_\_  
My Commission Expires 5/8/16

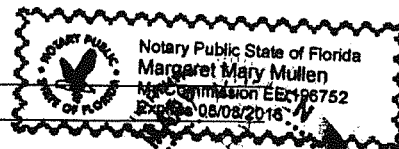


STATE OF Florida )  
 ) ss.  
County of Orange )

On this 5<sup>th</sup> day of November, 2014, before me Margaret Mullen,  
a Notary Public, personally appeared DENNIS C. WILLIAMS, known or identified to me (or  
proved to me on the oath of Dennis Williams), 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 affixed my official seal the  
day and year in this certificate first above written.

NOTARY PUBLIC FOR \_\_\_\_\_  
Residing at \_\_\_\_\_  
My Commission Expires 5/8/16



**EXHIBIT A**

[Castle Creek Ranch]

A PARCEL OF LAND LOCATED IN H.E.S. NO. 325, SECTION 11, T. 17 N. R. 17 E., UNSURVEYED, B.M., LEMHI COUNTY, IDAHO MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE BRASS CAP CORNER NO. 1 OF SAID H.E.S. NO. 325 AND BEING THE REAL POINT OF BEGINNING,

THENCE N.  $41^{\circ}28'32''$  E 1748.39 FEET TO THE BRASS CAP CORNER NO. 2 OF SAID H.E.S. NO. 325;

THENCE N  $68^{\circ}46'39''$  E. 748.20 FEET TO A REBAR WITH CAP ON LINE BETWEEN CORNER NO. 2 AND CORNER NO. 3;

THENCE S  $55^{\circ}50'00''$  E. 1600.23 FEET TO A REBAR WITH CAP ON LINE BETWEEN CORNER NO. 4 AND CORNER NO. 5;

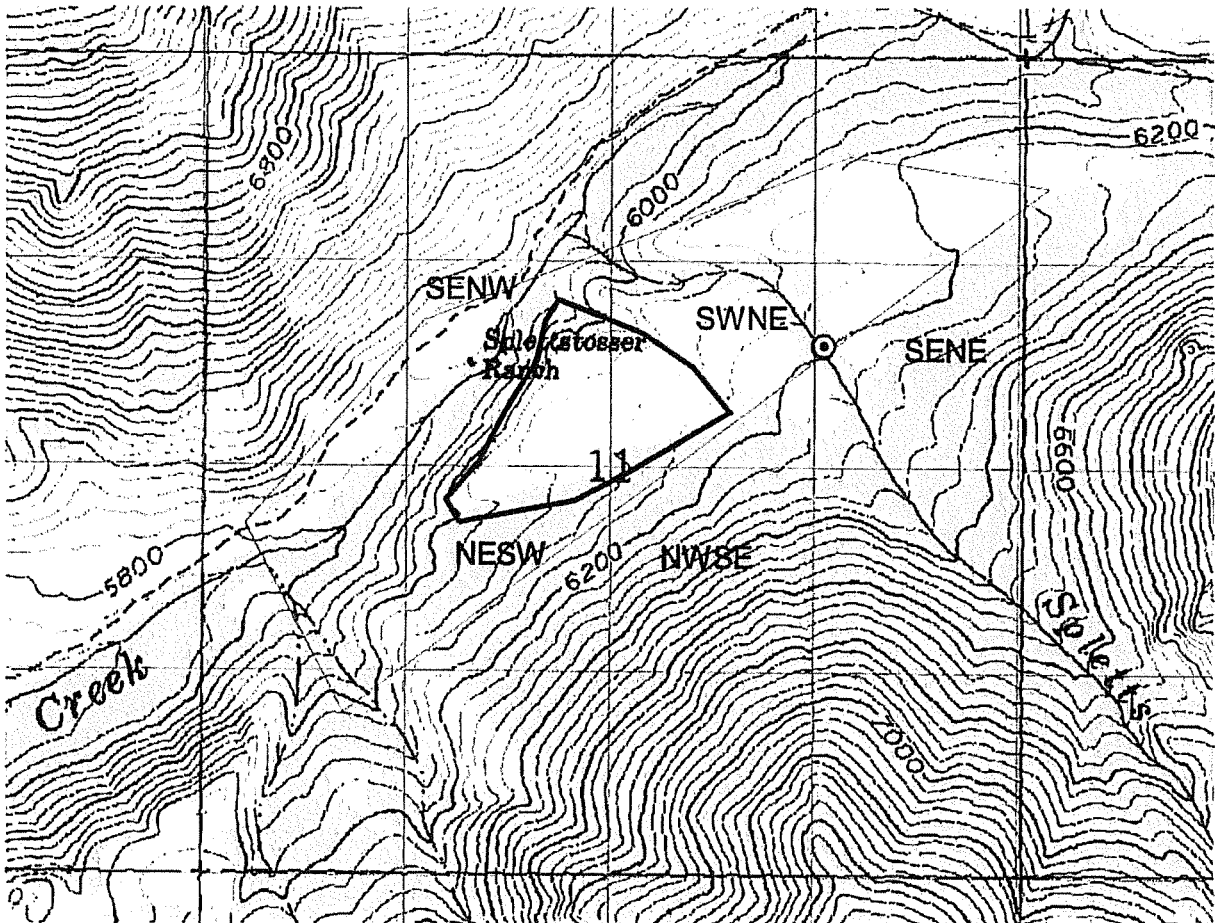
THENCE S  $53^{\circ}21'00''$  W. 3166.46 FEET ALONG THE LINE BETWEEN CORNER NO. 4 AND CORNER NO. 5 TO THE BRASS CAP CORNER NO. 5;

THENCE N  $27^{\circ}52'40''$  W. 1366.63 FEET TO CORNER NO. 1 AND THE REAL POINT OF BEGINNING, SAID PARCEL CONTAINS 99.142 ACRES.

WARRANTY DEED  
EXHIBIT B

7. General taxes and assessments for the year 2013 are paid. General taxes and assessments for the year 2014 are an accruing lien.
8. All matters, covenants, conditions, restrictions, easements and any rights, interests or claims which may exist by reason thereof, disclosed by the recorded survey, corrections and amendments of said survey shown on Record of Survey recorded Dec. 19, 1994, as Instrument No. 224923, Book 7, Page 98, but deleting any covenant, condition or restriction indicating a preference, limitation or discrimination based on race, color, religion, sex, handicap, familial status, or national origin to the extent such covenants, conditions or restrictions violate 42 USC 3604(c).
9. Agriculture Irrigation and Livestock Watering System Easement granted by U.S.D.A. Forest Service recorded August 27, 1996, as Instrument No. 230975.
10. Right of way for ingress and egress by vehicular traffic over the existing roadway upon the terms, covenants & conditions contained therein as evidenced in a Warranty Deed recorded January 13, 1987 under Instrument No. 184422.
11. Any adverse claim based upon the assertion that some portion of said land is un-surveyed lands of the United States.
12. Any matters arising from questions of gaps or overlaps between the legal description of the herein described real property and those of surrounding parcels.
13. Access is by way of United States Forest Service road #204, off United States Forest Service Road road #258 and is subject to the terms and conditions of said road.
14. The right, title and interest of the public in and to those portions of the above described premises falling within the bounds of roads, and highways, dedicated and or otherwise used by the public, and subject to all easements and restrictions attendant and pertinent to said highways.
15. Restrictions and reservations contained in the United States patent to said land. Subject to any vested and accrued water rights for mining, agriculturally, manufacturing or other purposes and right to ditches and reservoirs used in connection with such water rights as may be recognized 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 there from should the same be found to penetrate or intersect the premise hereby granted, as provided by law. And there is reserved from the lands hereby granted right of way thereon for ditches and canals constructed by the authority of the United States.

# 77-4178



0 700 1400 Feet

Section 11  
T17N R17E



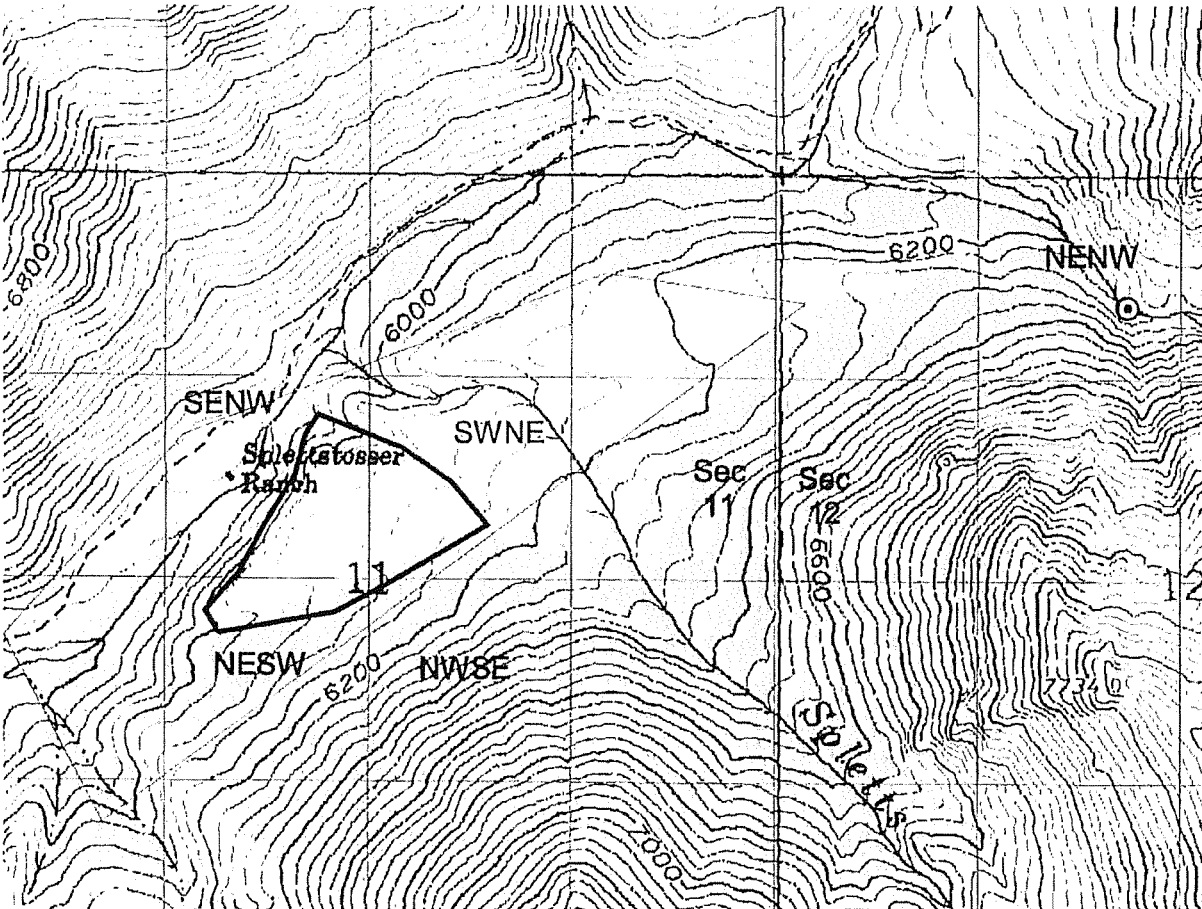
⊙ Point of Diversion

□ Place of Use

Map prepared on November 22, 2005  
By Kenneth Knoblock  
Idaho Department of Water Resources



# 77-10126



0 700 1400 Feet

Sections 11 & 12  
T17N R17E

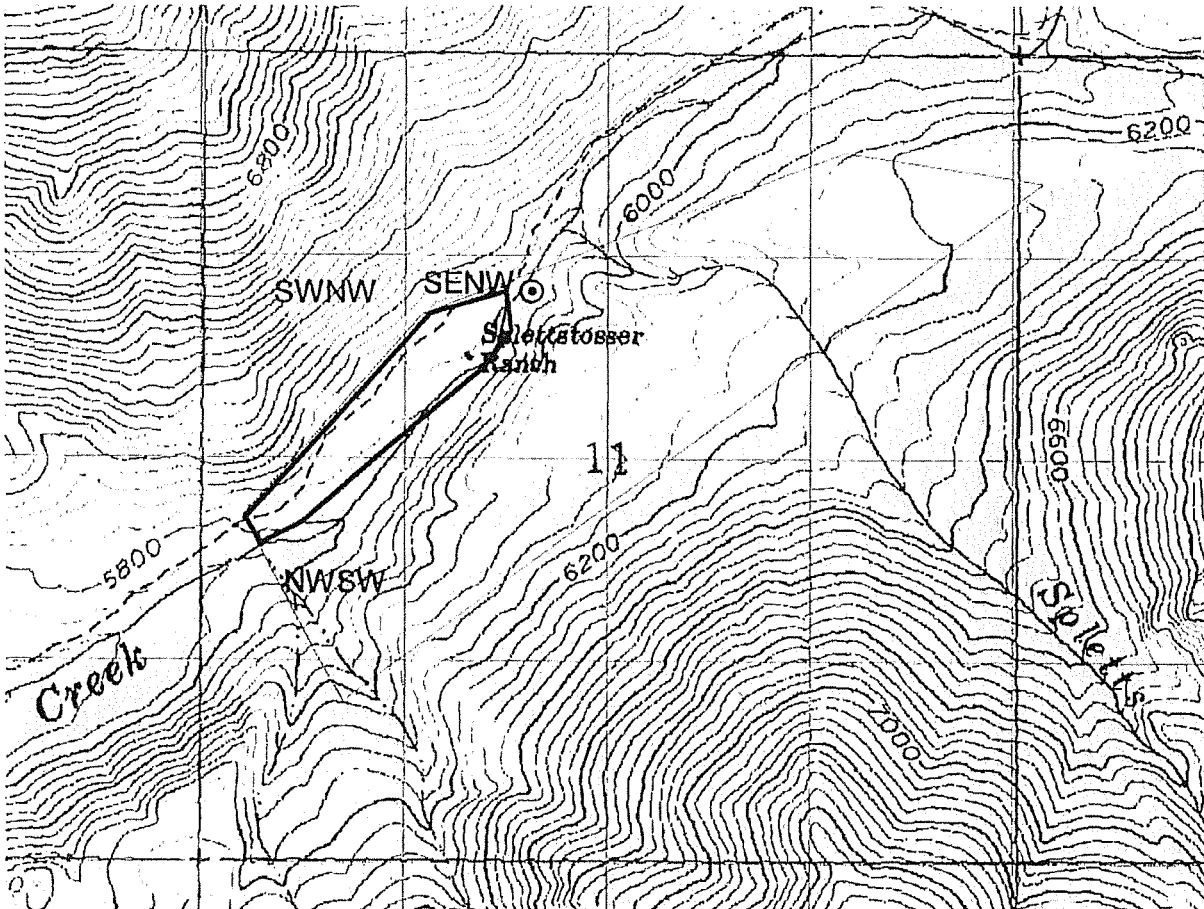


⊙ Point of Diversion

□ Place of Use

Map prepared on November 22, 2005  
By Kenneth Knoblock  
Idaho Department of Water Resources

# 77-10127



0 700 1400 Feet

Section 11  
T17N R17E



⊙ Point of Diversion

□ Place of Use

Map prepared on November 22, 2005  
By Kenneth Knoblock  
Idaho Department of Water Resources