

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Notice of Change in Water Right Ownership

RECEIVED

JAN 24 2014

Department of Water Resources
Eastern 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.

Water Right/Claim No.	Split?	Water Right/Claim No.	Split?	Water Right/Claim No.	Split?
33-17B <i>OK</i>	Yes ☐	33-22B <i>OK</i>	Yes ☐	33-10060 <i>OK</i>	Yes ☐
33-18B <i>OK</i>	Yes ☐	33-23B <i>OK</i>	Yes ☐	33-10989 <i>OK</i>	Yes ☐
33-19B <i>OK</i>	Yes ☐	33-2114 <i>OK</i>	Yes ☐		Yes ☐
33-20B <i>OK</i>	Yes ☐	33-7192 <i>OK</i>	Yes ☐		Yes ☐
33-21B <i>OK</i>	Yes ☐	33-10057 <i>OK</i>	Yes ☐		Yes ☐

2. Previous Owner's Name: R Robert & Wilma I Mays Family Trust
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Darrell Dean Mays and Marcheta Mays
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or
- 1441 Hwy 33 Howe ID 83244
Mailing address City State ZIP
- (208) 767-3441 marcheta@atc.net.net
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: 9/25/2002
6. If the water right described herein has been rented from the Water Supply Bank, rental proceeds will be disbursed in the following manner regardless of any arrangements between the buyer(s) and seller(s) to the contrary:
- Rental payments will go to the lessor(s) of record at the beginning of the rental season.
 - If a change in ownership is processed by the Department during a rental season, rental payment will be made to the person or entity who is the lessor of record at the beginning of that rental season.
 - New lessor(s) of record will receive payment after the following rental season.
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.

8. Signature: *Darrell Dean Mays* **SUPPORT DATA**
Signature of new owner/claimant **IN FILE # 33-17B** *Jan 24, 14*
Title, if applicable Date

Signature: *Marcheta Mays* *Jan 24, 14*
Signature of new owner/claimant Title, if applicable Date

For IDWR Office Use Only:

Received by *Km* Date *1-24-2013* Receipt No. *E039471* Receipt Amt. *\$300.00*
Approved by *JTB* Processed by *JTB* Date *2/10/2014*

NO. 0038515
RECORDED

SEP 27 2002

11:51 AM PM
BUTTE COUNTY RECORDER
m Toss Parker

WARRANTY DEED

FOR VALUE RECEIVED, THE R. ROBERT AND WILMA I. MAYS FAMILY TRUST, Trust B, Wilma I. Mays, 1493 Highway 22, Howe, Idaho 83244, and Ruth Elaine Davies, 1750 N. 1900 E., Terreton, Idaho 83450, Co-Trustees, (hereinafter "Grantor"), does hereby grant, bargain, sell and convey unto DARRELL DEAN MAYS and MARCHETA MAYS, husband and wife, whose current address is 1441 Highway 22, Howe, Idaho 83244 (hereinafter "Grantees"), their heirs and assigns forever, the following described premises in Butte County, Idaho, to-wit:

945.33 acres consisting of 14.3 acres of waste land, 508 acres of irrigated crop land and 423.03 acres of irrigated pasture, described more specifically in Exhibit "A" attached hereto. (The 57.3 acre Badger Creek property is excluded.)

TOGETHER WITH all water rights, improvements and other appurtenances, including but not limited to Water Right Nos. 33-00017B, 33-00018B, 33-00019B, 33-00020B, 33-00021B, 33-00022B, 33-00023B, 33-10989, 33-02114, 33-10057, 33-07192.

TOGETHER WITH all BLM and U.S. Forest Service grazing rights and permits.

SUBJECT TO a life estate reserved for the use and benefit of Wilma I. Mays in the residential home, garage and surrounding yard for so long as she lives and resides therein.

ALSO SUBJECT TO A RIGHT OF FIRST REFUSAL AS FOLLOWS:

If Grantees decide to sell to any non-family member any or all of the real property, the immediate family (siblings) shall equally have the first right of refusal to purchase and their children (nieces and nephews) shall equally have the second right of first refusal to purchase all, but not less than all, of the property offered for sale on a pro-rata basis by those electing to purchase upon the same terms and conditions offered by any other person or entity. Any purchase offer shall be conveyed to the siblings and their children in writing who shall have the exclusive right as provided above to purchase upon the terms of the offer for a period of 30 days from the date of receipt of the notice.

The siblings and their children shall keep the Grantees advised of their current mailing addresses. Written notice shall be deemed received upon hand delivery or 3 days after mailing by U.S. mail, postage prepaid, to the last known mailing address of the sibling or sibling's child as the case may be.

The above restriction will not apply to any sale, gift or testamentary transfer Grantees may make to any of their own children. However, in such event, the above Right of First Refusal to other immediate family members shall continue to apply to the interest acquired by any of Grantees' children. It is the Grantor's desire and intent that the ranch remain within the family to the extent that any immediate family (siblings) and their children desire to become or remain involved in the farming and ranching business.

TO HAVE AND TO HOLD the said premises, with their appurtenances, including all gas, oil and mineral rights.

Grantor does hereby covenant that it is the owner in fee simple of said premises, that they are free from all encumbrances excepting discrepancies, conflicts in boundary lines, shortage in area, encroachments or any other facts which a correct survey would disclose, easements or claims of easement not shown by the public records, use restrictions and building and zoning regulations and ordinances of any governmental unit, and that it will warrant and defend the same from all lawful claims.

DATED this 25th day of September, 2002.

R. ROBERT AND WILMA I. MAYS
FAMILY TRUST

By Wilma I. Mays

WILMA I. MAYS, Co-Trustee

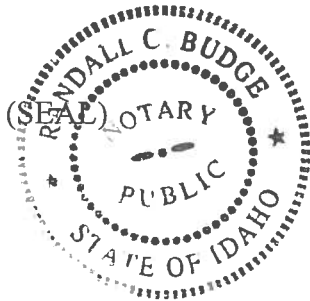
By Ruth Elaine Davies

RUTH ELAINE DAVIES, Co-Trustee

STATE OF IDAHO)
 : ss
County of BANNOCK)

On this 25th day of September, 2002, before me, the undersigned, a Notary Public in and for said State, personally appeared Wilma I. Mays and Ruth Elaine Davies, Co-Trustees of the R. Robert and Wilma I. Mays Family Trust, TrustB, known to me to be the persons whose names are subscribed to the foregoing and acknowledged to me that they executed the same.

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



Randall C. Budge

NOTARY PUBLIC FOR IDAHO
Residing at: Pocatello, Idaho
My Commission expires: 10-11-2006

EXHIBIT 'A'

Parcel 1:

The Northeast Quarter of the Northwest Quarter and the Northeast Quarter of Section 10 in Township 5, North of Range 29, East of the Boise Meridian in Idaho,

EXCEPTING: Commencing at the North quarter corner of Section 10, Township 5 North, Range 29 East, B.M., Butte County, Idaho; thence East along the section line 470'; thence South at right angles to the section line 900'; thence West 470' to the half section line; thence North 900' to the point of beginning. (Parcel contains approximately 10 acres.)

TOGETHER with the ditches and water rights appurtenant and belonging thereto and particularly decreed water rights in Little Lost River with dates of priority as follows: 32-1/2 inches April 1, 1883; 32 inches June 1, 1885; 6-1/2 inches April 1, 1885; 32 inches April 1, 1886; 4 inches April 1, 1889; 52-1/2 inches June 1, 1891; and 10-1/2 inches May 15, 1891, said water rights being decreed to Robert G. Mays and Lucy Mays, husband and wife, and Elma Mays and Anna Mays, husband and wife, in that certain decree rendered in the case of Blaine County Investment Company, plaintiff, vs. Robert G. Mays, et al., defendants, and dated March 4, 1928, and filed for record March 6, 1928, in Butte County, Idaho.

Parcel 2:

Section 12, NE1/4, Township 5 North, Range 29 East, Boise Meridian, Idaho, according to the Official Plat of the Survey of the said Land, on file in the Bureau of Land Management.

Parcel 3:

Section 11, NE1/4, S1/2 NW1/4, Township 5 North, Range 29 East, Boise Meridian, according to the Official Plat of Survey of said Land, on file in the Bureau of Land Management.

Parcel 4:

FR. H.E. Survey #75. Sections 16, 17, ^{and 20} Township 9 North, Range 28 East, Boise Meridian, as the same is recorded and platted in the office of the Recorder of Butte County, Idaho. (54.93 acres)

(BADGER
CREEK
PROPERTY
EXCLUDED)

57.3

Parcel 5:

East half Northeast quarter (E1/2 NE1/4), Section nine (9), Township five (5) North, Range twenty-nine (29), East, Boise Meridian; West half Northwest quarter (W1/2 NW1/4), Southeast quarter Northwest quarter (SE1/4 NW1/4), Section ten (10), Township five (5) North, Range twenty-nine (29) East, Boise Meridian, Butte County, Idaho.

Parcel 6:

Section 12, NW1/4, Township 5 North, Range 29 East, Boise Meridian, according to the Official Plat of the Survey of the said Land, on file in the Bureau of Land Management.

Parcel 7:

A parcel of land located in the NE1/4 NE1/4, Section 9, Township 5 North, Range 29 East of Boise Meridian, described as follows, to-wit:

Beginning at the Northwest Corner of the NE1/4 NE1/4 of Section 9, Township 5 North, Range 29 East, Boise Meridian, thence South 0°28' East, a distance of 40 feet to a point on the Southerly Right of Way Line of Project F-6462(7), being the REAL POINT OF BEGINNING; thence South 0°28' East a distance of 400 feet, thence North 89°32' East, a distance of 400 feet, thence North 0°28' West, a distance of 400 feet, thence West 89°32' South, a distance of 400 feet, MORE OR LESS to the REAL POINT OF BEGINNING.
(3.67 acres)