

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

RECEIVED**FEB 09 2012**Department of Water Resources
Eastern Region

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 division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
21-07406 / 21-7406		<u>N</u>			

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 usually added to your deed or on file with the county).

OR

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 **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) HJ Orme ~~III~~ Family LLC
1379 31st S Ogden, UT 84403
4. New Owner/Claimant(s) X CLEN OR EMMA Atchley
 Name Connector (Check one): [] and, [] or, [] and/or
- New Mailing Address 4054 E 1300 N
 City, State and ZIP Code Ashton, IDAHO 83420
 New Telephone Number 208 652-3560
5. Date you acquired the property 2/8/2012

6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 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 (one water right per box, you may copy this page as 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(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

7. Signature of New Owner(s) or Claimant(s) _____
(include title if applicable) _____

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.

For Office Use Only

Received by [Signature] Date 2/9/2012 Fee \$25.
 Received by [Signature] Date 2/9/2012 Receipt No. E037320
 Processed by _____ AJ Date _____ WR _____ Date _____

Instrument No. 537447
08 Day Feb 2012
At 11 O'Clock 50 M
ABBIE MACE
FREMONT CO RECORDER
Fee \$10.00
JF Deputy
Recorded at Request of
Alliance Title - Boise Production

ALLIANCE TITLE & ESCROW CORP
180 E. MAIN STREET
REXBURG, ID 83440

WARRANTY DEED

ATEC Order No.: 128739

FOR VALUE RECEIVED

H.J. Orme Family LLC

the grantor(s), do(es) hereby grant, bargain, sell and convey unto

Clen P. Atchley and Emma Lou Atchley, husband and wife

whose current address is

4054 E 1300 N
Ashton, ID 83420

the grantee(s), the following described premises, in Fremont County, Idaho, TO WIT:

Lots 1, 2, 3 and 4 in Section 1, Township 8 North, Range 43 East, Boise Meridian, Fremont County, Idaho

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee(s), that (s)he is/are the owner(s) in fee simple of said premises; that they are free from all encumbrances Except: Current Year Taxes, conditions, covenants, restrictions, reservations, easements, rights and rights of way, apparent or of record.

And that (s)he will warrant and defend the same from all lawful claims whatsoever.

Dated: February 3, 2012


H.J. Orme Family LLC, manager

State of Utah) ss
County of Blaine

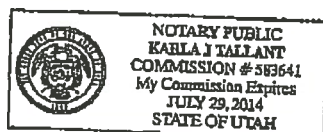
On this 3rd day of February, 2012, before me, , a Notary Public in and for said state, personally appeared Cheryl Orme known or identified to me to be the Managing Member in the Limited Liability Company known as H.J. Orme Family LLC who executed the foregoing instrument, and acknowledged to me that he/she executed the same in said LLC name.

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 the State of Utah
Residing at 4286 Harrison Blvd Ogden UT 84403
Commission Expires:

7/29/2014



IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 21-7406

WATER RIGHT NUMBER: 21-7406

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	H J ORME FAMILY LLC C/O CHERYL LEE ORME 1379 31ST ST OGDEN, UT 84403 (801)394-9807

Priority Date: 01/04/1989

Basis: License

Status: Active

Source

FALL RIVER

Tributary

HENRYS FORK

Beneficial Use

IRRIGATION

From To

4/15 to 10/15

Diversion Rate

1.990 CFS

Annual Volume

616.00 AF

Total Diversion:

1.990 CFS

616.00 AF

Location of Point(s) of Diversion

FALL RIVER

NE1/4SW1/4

Sec. 36, Twp 09N, Rge 43E, B.M.

FREMONT County

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
08N	43E	1	44.0	44.0			44.0	44.0											176.0
			L 1	L 2			L 3	L 4											

Total Acres: 176

Conditions of Approval:

- 049 The Director retains jurisdiction of the right to incorporate the use into a water district, require streamflow augmentation or other action needed to protect prior surface water and groundwater rights.
- R04 Use of water under this water right will be regulated by the watermaster of State Water District No. &DISTRICT.
- R30 This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 3.5 afa per acre for irrigation of the lands above.
- R39 A measuring device and lockable controlling works of a type acceptable to the Department shall be permanently installed and maintained as part of the diverting works.
- 048 The use of water under this right shall not give rise to any claim against the holder of a senior water right based upon the theories of forfeiture, abandonment, adverse possession, waiver, equitable estoppel, estoppel by laches or customary preference.
- Right 21-02151 is also diverted through the point(s) of diversion described above.