

RECEIVED
MAR 25 2011
WATER RESOURCES
WESTERN REGION

STATE OF IDAHO
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.

Water Right/Claim No.	Split?	Water Right/Claim No.	Split?	Water Right/Claim No.	Split?
PD 63-26335	Yes ☐		Yes ☐		Yes ☐
PD 63-26336	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐

2. Previous Owner's Name: Peachtree Hill LLC
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Greg Amaral Trustee of the Greg Amaral Ltd. Pension Plan and Trust
Name of each new owner as listed on the conveyance document

New owner continued Name connector ☐ and ☐ or ☐ and/or

1606 Amaral Court

Mailing address

Fairfield CA 94534

City State ZIP

707-864-1196 amaralranch@aol.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: January 11, 2011
6. 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.

7. Signature: [Signature] Trustee - Owner February 4, 2011
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 DB Date 3-25-2011 Receipt No. W039090 Receipt Amt. \$25 - Ea.
Approved by _____ Processed by [Signature] Date 3-28-11



2011001551
RECORDED
2011 Jan 12 PM 1 21
WILLIAM H. HURST
CANYON CNTY RECORDER
BY D. Lee
Requestor TitleOne Boise
Type DEED
Fee \$19.00
ELECTRONICALLY RECORDED BY SIMPLIFILE

Order Number: C1029734 JG/LSD

Warranty Deed

For value received,

M & H Land Acquisitions, LLC, an Idaho limited liability company, who acquired title as M & H Land Acquisitions, LLC, an Idaho limited liability company

the grantor, does hereby grant, bargain, sell, and convey unto

Greg Amaral, Trustee of the Greg Amaral Ltd. Pension Plan & Trust

whose current address is 1606 Amaral Court, Fairfield, CA 94534

the grantee, the following described premises, in Canyon County, Idaho, to wit:

Parcel 1:

The Southwest quarter of the Southeast quarter of Section 4 Township 2 North, Range 3 West, Boise Meridian, Canyon County, Idaho.

Excepting Therefrom:

A parcel of land being a portion of the Southwest quarter of the Southeast quarter of Section 4, Township 2 North, Range 3 West, Boise Meridian, Canyon County, Idaho, and being more particularly described as follows:

Commencing at a found 5/8-inch iron pin marking the center quarter corner of said Section 4, Township 2 North, Range 3 West, Boise Meridian, Canyon County, Idaho; thence South 0°46'00" West 2645.77 feet (formerly 2645.66 feet) along the West boundary of the said Southeast quarter of Section 4 to a found brass cap marking the South quarter corner of said Section 4; thence South 89°56'20" East 1249.61 feet along the South boundary of the said Southwest quarter of the Southeast quarter of Section 4 to a set 1/2-inch iron pin, said pin marking the Real Point of Beginning; thence North 45°11'41" West 228.47 feet to a set 1/2-inch iron pin; thence North 31°16'13" West 211.40 feet to a set 1/2-inch iron pin; thence North 40°10'52" West 167.13 feet to set 1/2-inch iron pin; thence North 89°56'20" East 461.71 feet to a set 1/2-inch iron pin lying on the East boundary of the said Southwest quarter of the Southeast quarter of Section 4; thence South 0°41'22" West 469.00 feet to a set 5/8-inch iron pin marking the East 1/16 corner common to said Section 4 and Section 9; thence North 89°56'20" West 76.40 feet along said South boundary of the Southwest quarter of the Southeast quarter of Section 4 to the Point of Beginning.

Parcel 2:

The Northwest quarter of the Southeast quarter of Section 4, Township 2 North, Range 3 West, Boise Meridian, Canyon County, Idaho.

Excepting Therefrom:

All that portion of the Northwest quarter of the Southeast quarter in Section 4, Township 2 North, Range 3 West, Boise Meridian, Canyon County, Idaho, lying North of the centerline of the Deer Flat High Line Canal.

Parcel 3:

The East half of the Southwest quarter of Section 4, Township 2 North, Range 3 West, Boise Meridian, Canyon County, Idaho.

Parcel 4:

That portion of Government Lot 3, Section 4, Township 2 North, Range 3 West, Boise Meridian, Canyon County, Idaho, lying Southwest of the Southwesterly boundary of the Deer Flat Highline Canal.

Parcel 5:

The Southeast quarter of the Northwest quarter of Section 4, Township 2 North, Range 3 West, Boise Meridian, Canyon County, Idaho.

Excepting Therefrom:

A portion of the Southeast quarter of the Northwest quarter of Section 4, Township 2 North, Range 3 West, Boise Meridian, Canyon County, Idaho, more particularly described as follows:

Beginning at the Northeast corner of said Southeast quarter of the Northwest quarter; thence South $0^{\circ}46'00''$ West along the East boundary of said Southeast quarter of the Northwest quarter a distance of 659.16 feet to a point in the centerline of the Deer Flat High Line Canal; thence traversing said centerline as follows:
North $52^{\circ}29'51''$ West a distance of 413.80 feet;
North $33^{\circ}12'39''$ West a distance of 112.70 feet;
North $16^{\circ}13'49''$ West a distance of 325.81 feet to a point on the North boundary of said Southeast quarter of the Northwest quarter; thence
North $89^{\circ}59'30''$ East along said North boundary a distance of 489.89 feet to the Point of Beginning.

Parcel 6:

A parcel of land in Government Lot 5 of Section 4, Township 2 North, Range 3 West, Boise Meridian, Canyon County, Idaho, being described as follows:

Commencing at the North quarter corner of said Section 4, said corner being located North $89^{\circ}35'00''$ East a distance of 2649.41 feet from the Northwest corner of said Section 4; thence

South 00°46'00" West a distance of 1225.20 feet along the West line of Government Lot 2 to a 5/8 inch pin set at the Northwest corner of Government Lot 6 (center North 1/16 corner); thence
South 00°46'00" West a distance of 667.14 feet along the West line of Government Lots 5 and 6 to the point of intersection of same with the centerline of the Deer Flat High Line Canal and the Point of Beginning, said point being monumented by a 5/8-inch witness corner set South 00°46'00" West a distance of 32.15 feet from the True Point; thence
South 52°29'26" East a distance of 302.93 feet along said canal centerline to a point monumented by a 5/8-inch witness corner set South 00°46'00" West a distance of 33.47 feet from the True Point; thence
South 00°46'00" West a distance of 478.89 feet to a set 5/8 inch pin set in the South line of said Government Lot 5; thence
South 89°54'10" West a distance of 242.77 feet along said South line to a 5/8-inch pin at the Southwest corner of Government Lot 5 (center quarter corner); thence
North 00°46'00" East a distance of 663.77 feet along the West line of said Government Lot 5 to the Point of Beginning.

Parcel 7:

A parcel of land in Government Lot 5 of Section 4, Township 2 North, Range 3 West, Boise Meridian, Canyon County, Idaho, being described as follows:

Commencing at the North quarter corner of said Section 4, said corner being located North 89°35'00" East a distance of 2649.41 feet from the Northwest corner of said Section 4; thence
South 00°46'00" West a distance of 1225.20 feet along the West line of Government Lot 2 to a 5/8-inch pin set at the Northwest corner of Government Lot 6 (center North 1/16 corner); thence
South 00°46'00" West a distance of 667.14 feet along the West line of Government Lot 6 to the point of intersection of same with the centerline of the Deer Flat High Line Canal; thence
South 52°29'26" East a distance of 302.93 feet along said canal centerline to the Point of Beginning, said point being monumented by a 5/8-inch witness corner set, South 00°46'00" West a distance of 33.47 feet from the True Point; thence
South 52°29'26" East a distance of 764.26 feet along said canal centerline to a point of curvature; thence
Southeasterly along a curve to the left, having a radius of 287.94 feet, an arc length of 20.71 feet, a central angle of 4°07'13", a chord bearing of South 54°33'02" East and a chord distance of 20.70 feet to the point of intersection of said centerline with the South line of said Government Lot 5, said point monumented by a 5/8-inch witness corner set
South 89°54'10" West a distance of 49.31 feet from the True Point; thence
South 89°54'10" West a distance of 630.08 feet along said South line to a set 5/8-inch pin; thence
North 00°46'00" East a distance of 478.89 feet to the Point of Beginning.

To have and to hold the said premises, with their appurtenances unto the said Grantee, its heirs 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: January 11th, 2011

M & H Land Acquisitions, LLC, an Idaho limited liability company

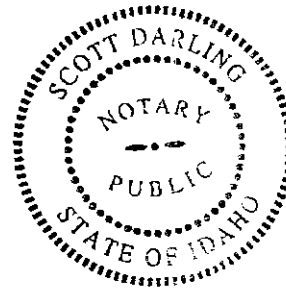
BY: _____
Dave Buich
Member

State of Idaho, County of Canyon, ss.

On this 11th day of January, in the year of 2011, before me, the undersigned, a Notary Public in and for said State, personally appeared Dave Buich known or identified to me to be the manager or member of the limited liability company that executed the instrument or the person who executed the instrument on behalf of said limited liability company, and acknowledged to me that such limited liability company executed the same.

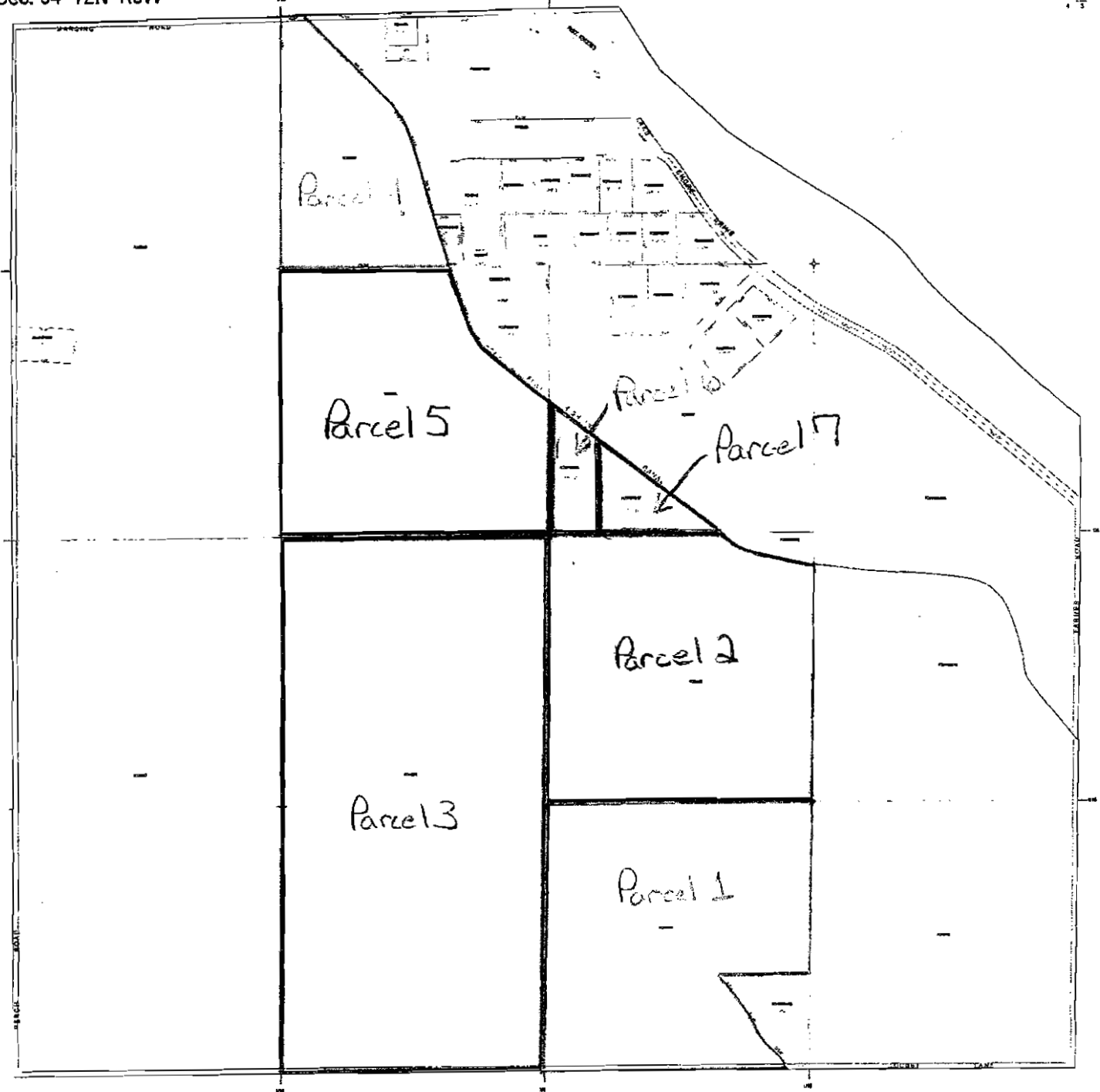
, Notary Public
Residing at ,
My Commission Expires:
(seal)

SCOTT DARLING
ESCROW OFFICER
RESIDING: EAGLE, ID
COMMISSION EXPIRES: 11-28-13



Sec. 04 T2N R3W

02N03W04



THIS MAP IS FURNISHED AS AN ACCOMMODATION
STRICTLY FOR THE PURPOSES OF GENERALLY
LOCATING THE LAND. IT DOES NOT REPRESENT A
SURVEY OF THE LAND OR IMPLY ANY REPRESENTA-
TIONS AS TO THE SIZE, AREA OR ANY OTHER FACTS
RELATED TO THE LAND SHOWN HEREON.

Close

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

1/27/2011

WATER RIGHT NO. 63-26335

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	PEACHTREE HILL LLC 5126 BEL AIR BOISE, ID 83705 (208) 890-7625
Original Owner	SAXTON FRUIT FARMS INC PO BOX 13 HUSTON, ID 83606-0013 (208)459-7237

Priority Date: 09/02/1939
Basis: Decreed
Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
STOCKWATER	1/01	12/31	0.04 CFS	
DOMESTIC	1/01	12/31	0.04 CFS	
Total Diversion			0.04 CFS	

Location of Point(s) of Diversion:

GROUND WATER|SWSWSE|Sec. 04|Township 02N|Range 03W|CANYON County

Place(s) of use:

Place of Use Legal Description: STOCKWATER CANYON County

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
02N	03W	4		SWSE										

Place of Use Legal Description: DOMESTIC CANYON County

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
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02N | 03W | 4 | | | SWSE | | | | | | | | | |

Conditions of Approval:

- | | | |
|----|-----|---|
| 1. | C18 | THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE. |
| 2. | N13 | THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY. |
| 3. | N11 | THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE. |
| 4. | | PARCEL NO. 1R29999-000-0 STOCKWATER, 150 RANGE CATTLE |

Dates:

Licensed Date:

Decreed Date: 04/21/2000

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date:

Protest Deadline Date:

Number of Protests: 0

Other Information:

State or Federal: S

Owner Name Connector:

Water District Number:

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Cary Act Number:

Mitigation Plan: False

Close

Close

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

1/27/2011

WATER RIGHT NO. 63-26336

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	PEACHTREE HILL LLC 5126 BEL AIR BOISE, ID 83705 (208) 890-7625
Original Owner	SAXTON FRUIT FARMS INC PO BOX 13 HUSTON, ID 83606-0013 (208)459-7237

Priority Date: 04/20/1977

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
DOMESTIC	1/01	12/31	0.04 CFS	
Total Diversion			0.04 CFS	

Location of Point(s) of Diversion:

GROUND WATER|NWNENW|Sec. 04|Township 02N|Range 03W|CANYON County

Place(s) of use:

Place of Use Legal Description: DOMESTIC CANYON County

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
02N	03W	4		NENW										

Conditions of Approval:

1. C18 THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF

- | | |
|--------|---|
| | THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE. |
| 2. N13 | THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY. |
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| 4. | PARCEL NO. 1R30004-000-0 |

Dates:

Licensed Date:

Decreed Date: 04/21/2000

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date:

Protest Deadline Date:

Number of Protests: 0

Other Information:

State or Federal: S

Owner Name Connector:

Water District Number:

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Cary Act Number:

Mitigation Plan: False

[Close](#)