

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

SEP 29 2010

Department of Water Resources
Eastern Region

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?
25-14298	Yes ☒		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐

2. Previous Owner's Name: David S. Elliott Zee McDaniel
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Janice Elliott & David S. Elliott
Name of each new owner as listed on the conveyance document
- New owner continued ☐ Name connector ☐ and ☐ or ☐ and/or
- 6249 E. Partridge Ct.
Mailing address
- Ammon ID 83406
City State ZIP
- 523-7105 DavidJanElliott@msn.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.

SUPPORT DATA

5. Date you acquired the water rights and/or claims listed above: 10/9/2001 IN FILE # 25-14298

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: David S. Elliott 9/29/10
Signature of new owner/claimant Title, if applicable Date
- Signature: Janice Elliott 9/29/10
Signature of new owner/claimant Title, if applicable Date

For IDWR Office Use Only:

Received by Blake Date 9/29/2010 Receipt No. E036176 Receipt Amt. \$200.00

Approved by _____ Processed by _____ Date _____

Form 42-248/42-1409(6) Rev. 07/10

1 ownership
1 Extension

24,469

WARRANTY DEED

WARRANTY DEED made this 7th day of October, 1998, between the following grantors

Name	Address	Interest
George Z. McDaniel	2425 S 60 E Idaho Falls ID 83406	28%
Karen Judy	1677 S Foothill Road Idaho Falls ID 83401	24%
Kristine Robison	2205 Barchette Drive Las Vegas NV 89134	24%
Jennette Nielsen	160 Birch Ave. Rexburg ID 83440	24%

each a married person dealing with his or her separate property, each acting as to the stated undivided interest in the hereinafter described property; and **Hillpoint Properties, LLC**, whose mailing address is 2425 S 60 E, Idaho Falls ID 83406, herein referred to as Grantee, witnesseth:

That Grantors, for and in consideration of the sum of TEN Dollars (\$10.00) and other good and valuable consideration, the receipt whereof is hereby acknowledged, have granted, bargained, and sold, and do, by these presents, grant, bargain, sell, convey, and confirm unto Grantee and to its successors and assigns forever, all the following described real estate located in the County of Bonneville, State of Idaho:

SECTION 30:

Beginning at the Northeast Corner of Section 30, Township 2 North, Range 39, East of the Boise Meridian; running thence S00°13'46"W along the Section line 2637.85 feet to the East 1/4 corner of said Section 30; thence N89°49'04"W 655.00 feet to the Southwest Corner of Lot 23, Block 1 of Quail Ridge Estates, Division No. 2, Bonneville County, Idaho, being the TRUE POINT OF BEGINNING; Running thence N06°07'17"E along the West Boundary of said Division No. 2 a Distance of 268.55 feet; thence N84°53'26"W along said West boundary 90.00 feet; thence N05°06'34"E along said West boundary 1116.58 feet to the Northwest corner of said Division No. 2; thence S89°43'11"W 1494.04 feet to the Northeast corner of Qual Ridge Estates, Division No. 1, Bonneville County, Idaho; thence S01°53'50"W 787.83 feet to the Southeast Corner of Lot 4, Block 1 of said Division No. 1; thence S02°28'26"E 588.39 feet to the Southeast corner of Lot 7 of said Division No. 1; thence S89°49'04"E 1456.29 feet to the TRUE POINT OF BEGINNING.

EXCEPTING THEREFROM THE FOLLOWING DESCRIBE
PROPERTY:

DEED - 1

Idaho Title & Trust
P.O. Box 50367
Idaho Falls, ID 83404

That certain property conveyed to Bonneville County for roadway purposes by that certain Quit Claim Deed recorded as Instrument No. 448371, records of Bonneville County, Idaho.

Section 20:

Beginning at the Southwest corner of Section 20, Township 2 North, Range 39, East of The Boise Meridian an running thence N0°38'E 376.14 feet along the section line; thence S89°22'E 580.03 feet; thence S6°23'W 378.00 feet, more or less, to the South line of said section 20; thence N89°22'W 542.60 feet along said South line to the Point of Beginning.

Lots 1 & 4, Block 1, Quail Ridge Estates, Division No. 1, Bonneville County, Idaho, according to the recorded plat thereof.

Lot 23, Block 1, an Lots 1, 2, 3, 4 an 5, Block 2, an Lots 1, 2, 3 an 4, Block 3, Quail Ridge Estates, Division No. 2, Bonneville County, Idaho, according to the recorded plat thereof.

Together with the water rights, tenements, hereditaments, and appurtenances thereunto belonging, or in anywise appertaining.

SUBJECT TO:

1. Taxes and assessments for the year 1998 and all subsequent years.
2. Any facts, rights, interests or claims which are not shown by the public records but which could be ascertained by an inspection of said land or by making inquiry of persons in possession thereof.
3. Unpatented mining claims, reservations or exceptions in patents or in acts authorizing the issuance thereof.
4. All reservations, restrictions, easements, road and road rights of way, ditch and ditch rights of way, zoning restrictions, governmental regulations and protective covenants of record.
5. Discrepancies, conflicts in boundary lines, shortage in area, encroachments or any other facts which a correct survey would disclose.

TOGETHER WITH WATER LICENSE No A25-02151; _____ Shares of water in the _____ Progressive Irrigation District, and all other water rights in any way appertaining.

TOGETHER with all and singular the tenements, hereditaments, and appurtenances there unto belonging or in anywise appertaining, specifically including the water rights reversion and reversions, remainder and remainders, rents, issues, and profits thereof; and all estate, right, title and interest in and to the property, as well in law as in equity.

DEED - 2

TO HAVE AND TO HOLD, all and singular the above-described premises together with the appurtenances unto Grantee and to its successors and assigns forever.

And Grantors and Grantors heirs shall and will warrant and by these presents forever defend the premises in the quiet and peaceable possession of Grantee and Grantee's successors and assigns against Grantors and Grantors heirs and against all and every person and persons whomsoever lawfully claiming the same.

IN WITNESS WHEREOF, Grantors have hereunto signed this deed on the day and year first above written.

George Z. McDaniel
George Z. McDaniel

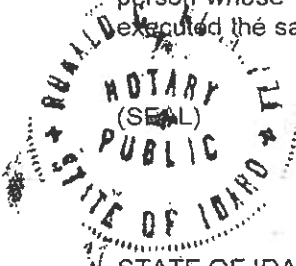
Karen Judy
Karen Judy

Jennette Nielsen
Jennette Nielsen

Kristine Robison
Kristine Robison

STATE OF IDAHO)
) ss.
County of Madison)

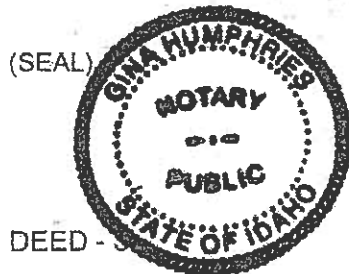
On the 7th day of October, 1998, before me, Ron Murray, the undersigned Notary Public in and for the State of Idaho, personally appeared **GEORGE MCDANIEL**, known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same.



Ronald A. Murray
Notary Public for State of Idaho
Residing at: Rexburg ID
My Commission Expires: 8/3/00

STATE OF IDAHO)
) ss.
County of Madison)

On the 8th day of October, 1998, before me, ~~Ron Murray~~, the undersigned Notary Public in and for the State of Idaho, personally appeared **KAREN JUDY**, known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that she executed the same.



Gina Humphries
Notary Public for State of Idaho
Residing at: St. Anthony, Id.
My Commission Expires: 6/24/04

STATE OF IDAHO)
) ss.
County of Madison)

On the 8th day of October, 1998, before me, ^{gh}~~Ron Murray~~ Gina Humphries, the undersigned Notary Public in and for the State of Idaho, personally appeared JENNETTE NIELSEN, known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that she executed the same.

(SEAL)

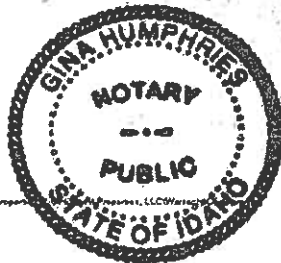


Gina Humphries
Notary Public for State of Idaho
Residing at: St. Anthony, Id.
My Commission Expires: 2/26/04

STATE OF IDAHO)
) ss.
County of Madison)

On the 8th day of October, 1998, before me, ^{gh}~~Ron Murray~~ Gina Humphries, the undersigned Notary Public in and for the State of Idaho, personally appeared KRISTINE ROBISON, known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that she executed the same.

(SEAL)



Gina Humphries
Notary Public for State of Idaho
Residing at: St. Anthony, Id.
My Commission Expires: 2/26/04

DEED - 4

INSTRUMENT NO.	<u>990527</u>
DATE	<u>3-3-99</u>
INSTR CODE	<u>205</u>
UNRECORDED PGS	<u>4</u>
FILE	<u>12-</u>
BY <u>Christal</u> ss Recorder Deputy Request of	

PERSONAL REPRESENTATIVE'S DEED

THIS DEED, made by KENDRA McDANIEL, as Grantor and Personal Representative of the estate of Zee Miller McDaniel, deceased, to Karen Judy, whose address is 1677 South Foothill Road, Idaho Falls, Idaho 83401; Jennette Nielsen, whose address is 176 N. 4 West, Rexburg, Idaho 83440; Kristine Robison, whose address is 2205 Barchetta Drive, Las Vegas, Nevada 89134; and George Z. McDaniel, whose address is 2199 S. 60 E., Idaho Falls, Idaho 83406; as married persons dealing with their sole and separate property.

WHEREAS, Grantor is the qualified Personal Representative of said estate, filed as Case No. SP-96-1296, in Bonneville County, Idaho; and

WHEREAS, Grantees are entitled to the hereinafter described real property, pursuant to the Last Will and Testament of Zee Miller McDaniel, as co-tenants with the following interests: George Z. McDaniel, with a 28% individual interest, Karen Judy, with a 24% individual interest, Jennette Nielsen, with a 24% individual interest and Kristine Robison, with a 24% individual interest;

THEREFORE, for valuable consideration received, Grantor conveys and releases to Grantees, their respective individual and undivided interest in the following described real property in Bonneville County, Idaho:

Beginning at the Northeast Corner of Section 30, Township 2 North, Range 39 East of the Boise Meridian, running thence S.00°13'46"W. along the Section line 2637.85 feet to the East 1/4 corner of said Section 30; thence N.89°49'04"W. 655.00 feet to the Southwest Corner of Lot 23, Block 1 of Quail Ridge Estates, Division No. 2, Bonneville County, Idaho, being the TRUE POINT OF BEGINNING; running thence N.06°07'17"E. along the West boundary of said Division No. 2 a distance of 268.55 feet, thence N.84°53'26"W. along said West boundary 90.00 feet; thence N.05°06'34"E. along said West boundary 1116.58 feet to the Northwest Corner of said Division No. 2; thence S.89°43'11"W. 1494.04 feet to the Northeast Corner of Quail Ridge Estates, Division No. 1; Bonneville County, Idaho; thence S.01°53'50"W. 787.83 feet to the Southeast Corner of Lot 4, Block 1 of said Division No. 1; thence S.02°28'26"E. 588.39 feet to the Southeast Corner of Lot 7 of said Division No. 1; thence S.89°49'04"E. 1456.29 feet to the TRUE POINT OF BEGINNING. LESS: County road Right-of-Way along the North side of the above described tract.

Beginning at the SW Corner of Section 20, T. 2 N, R. 39 E.B.M. and running thence N. 0°38' E. 376.14 feet along the section line, thence S. 89°22' E. 580.03 feet; thence S. 6°23' W. 378.00 feet more or less to the south line of said Section 20; thence N. 89°22' W. 542.60 feet along said south line to the point of beginning containing 4.847 acres.

BLOCK 1, LOTS 1, 4, 5, QUAIL RIDGE ESTATES, Division No. 1, Bonneville County, Idaho, according to the recorded plat thereof;

BLOCK 1, LOT 23, QUAIL RIDGE ESTATES, Division No. 2, Bonneville County, Idaho, according to the recorded plat thereof;

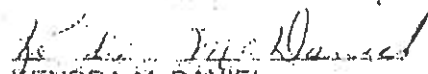
BLOCK 2, LOTS 1, 2, 3, 4, 5, QUAIL RIDGE ESTATES, Division No. 2, Bonneville County, Idaho, according to the recorded plat thereof;

BLOCK 3, LOTS 1, 2, 3, 4, QUAIL RIDGE ESTATES, Division No. 2 Bonneville County, Idaho, according to the recorded plat thereof;

Together with the water rights, tenements, hereditaments, and appurtenances thereunto belonging, or in anywise appertaining

SUBJECT TO: All liens, easements, assessments, encumbrances, rights of way, covenants, restrictions, patent reservations, applicable building and zoning ordinances and use regulations and accruing taxes all of record or existing upon or relating to said property.

EXECUTED this 27th day of July, 1997.


KENDRA McDANIEL,

Personal Representative of the estate of
Zee Miller McDaniel, deceased

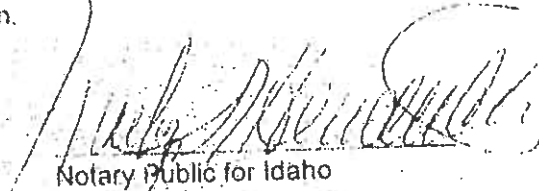
STATE OF IDAHO

County of Bonneville

) ss

On this 31st day of July, 1997, before me, the undersigned Notary Public, personally appeared KENDRA McDANIEL, known to me to be the person whose name is subscribed to the within and foregoing instrument as Personal Representative of the estate of Zee Miller McDaniel and acknowledged to me that she executed the same as such Personal Representative.

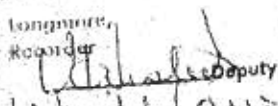
IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal, the day and year in this certificate first above written.


Notary Public for Idaho
Residing at Idaho Falls
My commission expires: 11-08-03

87 SEP 3 PM 4 13

BOONE COUNTY
RECORDER

550087

INSTRUMENT NO.	750087
DATE	7-31-97
FILE CODE	270
FILE NO.	1256013
FILE	900
STATE OF IDAHO	) ss
CLERK OF COUNTY	
I hereby certify that the within instrument was recorded.	
Donald Longmore,	
County Recorder	
 Whitlaw Law Office	

1062232

FILE No. 42

INSTRUMENT NO.

**CORPORATE
WARRANTY DEED**

FOR VALUABLE CONSIDERATION RECEIVED JAY TAYLOR CONSTRUCTION INC. Grantor(s), do hereby grant, bargain, sell and convey unto DAVID S. ELLIOTT AND JANICE ELLIOTT, HUSBAND AND WIFE, Grantee(s), whose current address is P.O. BOX 86, P.O. BOX 86, IONA IDAHO 83427 IONA ID 83427, the following described real estate situated in Bonneville County, State of Idaho, to wit:

LOT 16, BLOCK 2, QUAIL RIDGE ESTATES, DIVISION NO. 4, COUNTY OF BONNEVILLE, STATE OF IDAHO, ACCORDING TO THE PLAT RECORDED MAY 24, 2000, UNDER INSTRUMENT NO. 1023139

TO HAVE AND TO HOLD the described premises, together with all tenements, hereditaments and appurtenances thereunto belonging, unto the Grantee, his/her/it successors and assigns forever, Grantor does hereby covenant to and with the Grantee that he/she is the owner in fee simple of said premises and that he/she will warrant and defend the same from all lawful claims whatsoever.

DATED: 10-9-01

[Signature]
JAY TAYLOR CONSTRUCTION INC.

STATE OF IDAHO

COUNTY OF BONNEVILLE

On this 9 day of OCTOBER, 2001, before me, the undersigned, a Notary Public in and for the State, personally appeared JAY TAYLOR, known or identified to me to be the president of the corporation that executed the instrument or the person who executed the instrument on behalf of said corporation, and acknowledged to me that such corporation executed the same.

[Signature]
Notary Public

Residing at: Idaho Falls, ID.
My Commission Expires: 01-23-2007



THIS SPACE FOR COUNTY RECORDERS USE ONLY

INSTRUMENT NO.	<u>1062232</u>
DATE	<u>11-7-01</u>
INST. CODE	<u>835</u>
IMAGED PGS	<u>5</u>
FEE	<u>37</u>
STATE OF IDAHO) COUNTY OF BONNEVILLE) ss I hereby certify that the within instrument was recorded. Ronald Longshore, County Recorder By <u>[Signature]</u> Deputy Request of <u>[Signature]</u>	

This instrument filed for record by Idaho Title & Trust Co. as an accommodation only. It has not been searched as to its execution or as to its effect upon this title.

Idaho Title & Trust
400 Memorial Drive, PO BOX 50367, Idaho Falls, ID 83402

BONNEVILLE COUNTY RECORDER
1054101 AUG 1 '01 PM 4 15

1054101

FILE No. 00025516

INSTRUMENT NO.

WARRANTY DEED

FOR VALUABLE CONSIDERATION RECEIVED HILLPOINT PROPERTIES LLC, A LIMITED LIABILITY COMPANY Grantor(s), do hereby grant, bargain, sell and convey unto JAY TAYLOR CONSTRUCTION INC. AN IDAHO CORPORATION Grantee(s), whose current address is 420 GULLANE CIRCLE, IDAHO FALLS, ID 83401, the following described real estate situated in Bonneville County, State of Idaho, to wit:

LOT 16, BLOCK 2, QUAIL RIDGE ESTATES, DIVISION NO. 4, COUNTY OF BONNEVILLE, STATE OF IDAHO, ACCORDING TO THE PLAT RECORDED May 24, 2000, UNDER INSTRUMENT NO. 1023139.

INSTRUMENT NO.	1054101
DATE	8-01-01
INST. CODE	205
IMAGED PGS	1
FEE	3.00
STATE OF IDAHO) COUNTY OF BONNEVILLE) ss I hereby certify that the within instrument was recorded. Ronald Longmore, County Recorder By <u>[Signature]</u> Deputy Request of <u>ETT</u>	

TO HAVE AND TO HOLD the described premises, together with all tenements, hereditaments and appurtenances thereunto belonging, unto the Grantee, his/her/it successors and assigns forever, Grantor does hereby covenant to and with the Grantee that he/she is the owner in fee simple of said premises and that he/she will warrant and defend the same from all lawful claims whatsoever.

DATED: JULY 31, 2001

George Z. McDaniel
HILLPOINT PROPERTIES LLC

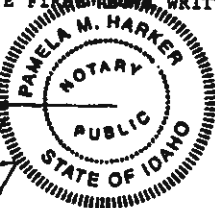
STATE OF IDAHO

COUNTY OF BONNEVILLE

ON THIS 31 DAY OF July, 2001, BEFORE ME, THE UNDERSIGNED, A NOTARY PUBLIC IN AND FOR SAID STATE, PERSONALLY APPEARED George Z. McDaniel, KNOWN OR IDENTIFIED TO ME TO BE THE MANAGING MEMBER OF THE LIMITED LIABILITY COMPANY THAT EXECUTED THE WITHIN AND FOREGOING INSTRUMENT AND ACKNOWLEDGED TO ME THAT SUCH 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 SIGNED AND WRITTEN.

Pamela M. Harker
Notary Public
Residing at: Idaho Falls, ID
My Commission Expires: 01-23-2007



Idaho Title & Trust
P.O. Box 50367
Idaho Falls, ID 83404

Idaho Title & Trust
400 Memorial Drive, PO BOX 50367, Idaho Falls, ID 83402

trail of deed.

BONNEVILLE COUNTY RECORDER
1062232 NOV 7 '01 PM 2 31

1062232

FILE No. 10

INSTRUMENT NO.

**CORPORATE
WARRANTY DEED**

FOR VALUABLE CONSIDERATION RECEIVED JAY TAYLOR CONSTRUCTION INC. Grantor(s), do hereby grant, bargain, sell and convey unto DAVID S. ELLIOTT AND JANICE ELLIOTT, HUSBAND AND WIFE, Grantee(s), whose current address is P.O. BOX 86, P.O. BOX 86, IONA IDAHO 83427 IONA ID 83427, the following described real estate situated in Bonneville County, State of Idaho, to wit:

LOT 16, BLOCK 2, QUAIL RIDGE ESTATES, DIVISION NO. 4, COUNTY OF BONNEVILLE, STATE OF IDAHO, ACCORDING TO THE PLAT RECORDED MAY 24, 2000, UNDER INSTRUMENT NO. 1023139

TO HAVE AND TO HOLD the described premises, together with all tenements, hereditaments and appurtenances thereunto belonging, unto the Grantee, his/her/it successors and assigns forever, Grantor does hereby covenant to and with the Grantee that he/she is the owner in fee simple of said premises and that he/she will warrant and defend the same from all lawful claims whatsoever.

DATED: 10-9-01

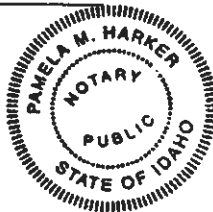
[Signature]
JAY TAYLOR CONSTRUCTION INC.

STATE OF IDAHO

COUNTY OF BONNEVILLE

On this 9 day of OCTOBER, 2001, before me, the undersigned, a Notary Public in and for the State, personally appeared JAY TAYLOR, known or identified to me to be the president of the corporation that executed the instrument or the person who executed the instrument on behalf of said corporation, and acknowledged to me that such corporation executed the same.

[Signature]
Notary Public
Residing at: Idaho Falls, ID.
My Commission Expires: 01-23-2007



THIS SPACE FOR COUNTY RECORDERS USE ONLY

INSTRUMENT NO.	<u>1062232</u>
DATE	<u>11-7-01</u>
INST. CODE	<u>235</u>
IMAGED PGS	<u>3</u>
FEE	<u>3</u>
STATE OF IDAHO COUNTY OF BONNEVILLE) ss I hereby certify that the within Instrument was recorded. Ronald Longshore, County Recorder By <u>[Signature]</u> Deputy Request of <u>[Signature]</u>	

This Instrument filed for record by
Idaho Title & Trust Co. as an
accommodation only. It has not
been searched as to its execution
or as to its effect upon this title.

Idaho Title & Trust
400 Memorial Drive, PO BOX 50367, Idaho Falls, ID 83402