

NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type. Attach pages with additional information. Instructions are on the back of this page.

Incomplete forms will be returned.

RECEIVED

OCT 26 1999

1. Water Right Number(s) 25-07598 - split into
 Adjudication Claim Number(s) 5ac = 25-7598 Lovell Department of Water Resources
155ac = 25-14263 Hamilton Eastern Region

2. The following REQUIRED information must be submitted with this form.

- A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE, or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.
 AND
 B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually on file with the county.)
 OR
 C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency (formerly ASCS) AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.

3. Name and Address of Former Owner/Claimant(s) James R. Lovell and Hope Lovell
P. O. Box 295
Ririe, Idaho 83443

4. New Owner/Claimant(s) Hamilton Land & Livestock Ltd.
 Name connector (Check one): ☒ AND, ☐ OR, ☐ AND/OR
 New Mailing Address 450 West 13400 South
Riverton, Utah 84065
 City, State and ZIP Code _____
 New Telephone Number (801) 254-3511

5. Date you acquired the property _____

6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.

Number of acres actually irrigated _____ Number and type of stock _____

Diversion rate in CFS _____ Number of homes _____ Other uses _____
cubic feet per second

If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.

7. Signature of New Owner/Claimant(s) BY: HAMILTON LAND & LIVESTOCK LTD.
[Signature] Date 8-27-99
 BY: [Signature] Date 8-27-99

(Corporations or other organizations must submit a list of directors/officers demonstrating authority to sign form.)
 8. For Snake River Basin Adjudication Claims: If you are represented by an attorney and you want IDWR to correspond directly with your attorney for all matters related to your claims, please attach a Notice of Appearance completed by your attorney

WR5809NP
No. 25-07598

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 08/19/99
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	JAMES R LOVELL	09/25/1991	IRRIGATION	04/01 10/31	2.990 CFS	
C	HOPE LOVELL PO BOX 295 RIRIE ID 83443 (208) 538-7835			TOTAL DIVERSION:	2.990 CFS	

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion Capacity: 2.990 CFS

Point(s) of Diversion: T04N R40E S30 NESE

JEFFERSON County

Place of use Legal Description for: IRRIGATION

	NE				NW				SW				SE						
T R S	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	SUM		
04N 40E 30																			
04N 40E 31	35		15												12	20	40	38	110.0
																			50.0
																			160.0

TOTAL ACRES

Polu County: JEFFERSON

Conditions of Approval:

- R55 - This right is for the use of trust water and is subject to review
- 20 years after the issuance of the permit to determine
- availability of water and to re-evaluate the public interest.
- R56 - Diversion and use of water under this right is subject to an
- annual use fee if rules are subsequently promulgated which
- provide for the submittal of the fee.
- R26 - This right when combined with all other rights shall provide no
- more than 4.0 af per acre for irrigation of the lands above.
- 065 - The right holder shall use the full allotment of appurtenant
- surface water rights in conjunction with groundwater diverted
- under this right and shall only divert groundwater under this
- right when water from the appurtenant surface water rights cannot
- be delivered to the right holder.
- 079 - This right shall not be used if the surface water right(s)
- appurtenant to the place of use is sold, transferred, leased or
- used on any other place of use.

Remarks: GEN This right when combined with all other rights shall provide
no more than .02 cfs per acre nor exceed a combined annual
diversion volume of 640.0 af for the lands above.

Dates: App. Received: 09/25/1991 Priority Date: 09/25/1991
Proof Due Date: 12/01/1993 Proof Made Date: 12/01/1993
Exam Made Date: 07/11/1995 Exam Sent to S.O.: 12/12/1996
Licensed Date: 03/17/1997

Date	7671	# of pages	1
From	State M.		
To	Edw B		
Co/Dist			
Phone			
Fax #			

EXHIBIT "A"

TRACT I:

Township 4 North, Range 40 East of the Boise Meridian, Jefferson County, Idaho,

Section 30: ✓SE 1/4 SE 1/4

EXCEPTING THEREFROM: Commencing at a point 394 feet North of the Southeast Corner of said Section 30, lying on the East Section line of said Section 30; thence 237 feet West, thence 250 feet North; thence 237 feet East to the East Section line of said Section 30; thence South 250 feet, more or less to the point of beginning.

LESS: Public road rights of ways.

ALSO EXCEPTING THEREFROM: Beginning at a point that is North along the Section line 644.0 feet and West 37.90 feet from the Southeast Corner of said Section 30, said point of beginning being on the Westerly right-of-way line of Highway 48; thence West 322.19 feet; thence North 676.0 feet; thence East 322.19 feet more or less to said Westerly right-of-way line; thence South along said right-of-way line 676.0 feet to the point of beginning.

TRACT II:

Township 4 North, Range 40 East of the Boise Meridian, Jefferson County, Idaho.

✓Section 30: SW 1/4 SE 1/4

✓Section 31: The North 15 acres of the NW 1/4 NE 1/4, NE 1/4 NE 1/4.

EXCEPTING THEREFROM: Beginning at the Northeast Corner of the NE 1/4 NE 1/4 of said Section 31; being a point in the center of Highway 48 (Ririe - Rigby) running West 40 feet to the West boundary of said Highway to the true point of beginning; thence West 182 feet; thence South 186 feet; thence East 182 feet; thence North 186 feet along the West boundary of Highway 48 to the point of beginning.

TRACT III:

Township 4 North, Range 40 East of the Boise Meridian, Jefferson County, Idaho.

Section 30: Commencing at a point 80 rods North of the Southeast Corner of said Section 30 and running thence West 160 rods; thence North 50 rods; thence in a Southeasterly direction along the South bank of the Harrison Canal to the East line of said Section 30, as aforesaid, thence running South 5 rods to the place of beginning.

EXCEPTING THEREFROM: A parcel of land as follows: Commencing 80 rods North of the Southeast Corner of said Section 30; and running thence West 300 feet; thence North 280 feet to the South bank of the Harrison Canal; thence in a Southeasterly direction along said South bank to the East line of said Section 30; thence South 5 rods to the place of beginning.



WARRANTY DEED

JAMES R. LOVELL and HOPE LOVELL, husband and wife, as GRANTOR,
for good and valuable considerations, the receipt of which is hereby acknowledged, does hereby grant, bargain, sell and convey unto
HAMILTON LAND & LIVESTOCK LTD., a Utah limited partnership, as GRANTEE,
whose address is 4950 West 13400 South, Riverton Ut 84065, and Grantee's successors and assigns, all of the following described real property, to-wit:

SEE EXHIBIT "A" ATTACHED HERETO AND MADE A PART HEREOF

SUBJECT TO the 1999 and subsequent years general taxes and assessments, all existing patent reservations, easements, right of ways, protective and restrictive covenants, zoning ordinances and applicable building codes, laws and regulations.

TOGETHER WITH any and all improvements, water and ditch rights, easements, tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and any reversion, remainder, rents, issues, and profits thereof.

Grantor, for himself and his successors and assigns, does hereby warrant and agree to forever defend the Grantee, and Grantee's successors and assigns, in the quiet and peaceful possession of said premises against the lawful claims of any and all persons.

In construing this Deed and where the context so requires, the singular includes the plural, and the masculine, the feminine and neuter.

Dated: August 30, 1999

James R. Lovell
James R. Lovell

Hope Lovell
Hope Lovell

STATE OF IDAHO)

COUNTY OF Bonneville) ss

On August 30, 1999, before me, the undersigned, personally appeared
James R. Lovell and Hope Lovell

known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged to me that he/she/they executed the same.

Lenore J. Katri
Notary Public for the State of Idaho
Commission Expiration Date: 1/28/2003

LENORE J. KATRI
NOTARY PUBLIC
STATE OF IDAHO

Microfilm No. 299749
12th October 1999
9:31 AM
GIRNIE M. KELLER
Recorder
Request of ATC

Microfilm No. 299149
30th August 1999
4:31 PM
GIRNIE M. KELLER
Recorder
Request of ATC

RECEIVED BY
ASSESSOR
For PLATTING
Date 8/30/99 Time 4:31

RECEIVED BY
ASSESSOR
For PLATTING
Date 10/12/99 Time 9:31

Bonneville Land & Title Co.

497 N. Capitol Ave * P.O. Box 51690 * Idaho Falls, ID 83405-1690 * (208) 524-6600

TRACT I:

TOWNSHIP 4 NORTH, RANGE 40 EAST OF THE BOISE MERIDIAN. JEFFERSON COUNTY, IDAHO.

SECTION 30: SE $\frac{1}{4}$ SE $\frac{1}{4}$

EXCEPTING THEREFROM: COMMENCING AT A POINT 394 FEET NORTH OF THE SE CORNER OF SAID SECTION 30, LYING ON THE EAST SECTION LINE OF SAID SECTION 30; THENCE 237 FEET WEST; THENCE 250 FEET NORTH; THENCE 237 FEET EAST TO THE EAST SECTION LINE OF SAID SECTION 30; THENCE SOUTH 250 FEET, MORE OR LESS TO THE POINT OF BEGINNING.

LESS: PUBLIC ROAD RIGHT OF WAYS.

ALSO EXCEPTING THEREFROM: BEGINNING AT A POINT THAT IS NORTH ALONG THE SECTION LINE 644.0 FEET AND WEST 37.90 FEET FROM THE SE CORNER OF SAID SECTION 30, SAID POINT OF BEGINNING BEING ON THE WESTERLY RIGHT-OF-WAY LINE OF HIGHWAY 48; THENCE WEST 322.19 FEET; THENCE NORTH 676.0 FEET; THENCE EAST 322.19 FEET MORE OR LESS TO SAID WESTERLY RIGHT-OF-WAY LINE; THENCE SOUTH ALONG SAID RIGHT-OF-WAY LINE 676.0 FEET TO THE POINT OF BEGINNING.

5 AC

TRACT II:

TOWNSHIP 4 NORTH, RANGE 40 EAST OF THE BOISE MERIDIAN, JEFFERSON COUNTY, IDAHO.

SECTION 30: SW $\frac{1}{4}$ SE $\frac{1}{4}$

SECTION 31: THE NORTH 15 ACRES OF THE NW $\frac{1}{4}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$

EXCEPTING THEREFROM: BEGINNING AT THE SE CORNER OF THE NE $\frac{1}{4}$ NE $\frac{1}{4}$ OF SAID SECTION; THENCE NORTH 232 FEET; THENCE WEST 350 FEET; THENCE SOUTH 232 FEET; THENCE EAST 350 FEET TO THE PLACE OF BEGINNING.

1.86 AC

ALSO EXCEPTING THEREFROM: BEGINNING AT THE NE CORNER OF THE NE $\frac{1}{4}$ NE $\frac{1}{4}$ OF SAID SECTION 31; BEING A POINT IN THE CENTER OF HIGHWAY 48 (RIRIE-RIGBY) RUNNING WEST 40 FEET TO THE WEST BOUNDARY OF SAID HIGHWAY TO THE TRUE POINT OF BEGINNING; THENCE WEST 182 FEET; THENCE SOUTH 186 FEET; THENCE EAST 182 FEET; THENCE NORTH 186 FEET ALONG THE WEST BOUNDARY OF HIGHWAY 48 TO THE POINT OF BEGINNING.

.78

ALSO EXCEPTING THEREFROM: BEGINNING AT A POINT THAT IS 232 FEET NORTH OF THE SE CORNER OF THE NE $\frac{1}{4}$ NE $\frac{1}{4}$ SECTION 31, TOWNSHIP 4 NORTH, RANGE 40 EAST OF THE BOISE MERIDIAN; THENCE NORTH 180 FEET; THENCE WEST 242 FEET; THENCE SOUTH 180 FEET; THENCE EAST 242 FEET TO THE POINT OF BEGINNING.

1 AC

LEGAL CONTINUED ON FOLLOWING PAGE

TRACT III:

TOWNSHIP 4 NORTH, RANGE 40 EAST OF THE BOISE MERIDIAN, JEFFERSON COUNTY, IDAHO.

SECTION 30: COMMENCING AT A POINT 80 RODS NORTH OF THE SE CORNER OF SAID SECTION 30 AND RUNNING THENCE WEST 160 RODS; THENCE NORTH 50 RODS; THENCE IN A SOUTHEASTERLY DIRECTION ALONG THE SOUTH BANK OF THE HARRISON CANAL TO THE EAST LINE OF SAID SECTION 30, AS AFORESAID, THENCE RUNNING SOUTH 5 RODS TO THE PLACE OF BEGINNING

**EXCEPTING THEREFROM: A PARCEL OF LAND AS FOLLOWS:
COMMENCING 80 RODS NORTH OF THE SE CORNER OF SAID SECTION 30; AND RUNNING THENCE WEST 300 FEET; THENCE NORTH 280 FEET TO THE SOUTH BANK OF THE HARISON CANAL; THENCE IN A SOUTHEASTERLY DIRECTION ALONG SAID SOUTH BANK TO THE EAST LINE OF SAID SECTION 30; THENCE SOUTH 5 RODS TO THE PLACE OF BEGINNING.**