

WD# 120

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

Aberdeen American Falls

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

RECEIVED

FEB 03 2010

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 IDWR will produce new water right number(s) for the split(s).

Water Right No(s)	Adjudication Claim No(s)	Split(s)	Water Right No(s)	Adjudication Claim No(s)	Split(s)
WR 35-7228	OK				
WR 35-7229	OK				
WR 35-2128	OK				

SUPPORT DATA

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

IN FILE # 35-2128

- 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 on file with the county Planning and Zoning or Recorder's Office).
- OR**
- D. 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 or equivalent **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)

Pratt, Elliott1356 S 3000 WAberdeen ID 83210

4. New Owner/Claimant(s)

PEP LLCName Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address

1356 S 3000 W

City, State and ZIP Code

Aberdeen ID 83210

New Telephone Number

(208) 709-1645

Email: _____

5. Date you acquired the property _____
6. **If the change in ownership affects the entire water right for each water right or adjudication claim number listed in line 1, then skip this line and go to line 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 (you may copy this page, if 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 will not be split, skip this area and proceed to line 7)		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Water Right and/or Adjudication Claim Number		
Irrigation		
Stock		
Domestic		
Other		
Totals		
Water Right and/or Adjudication Claim Number		
Irrigation		
Stock		
Domestic		
Other		
Totals		
Water Right and/or Adjudication Claim Number		
Irrigation		
Stock		
Domestic		
Other		
Totals		

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.

7. Signature(s) of New Owner(s) or Claimant(s) _____

[Signature]

Member

(title if applicable)

(title if applicable)

IT IS IMPORTANT TO FILE THIS COMPLETED FORM AT THE APPROPRIATE IDWR OFFICE, WITH PAYMENT OF THE FILING FEE AND THE OWNERSHIP DOCUMENT(S), AS REFERRED TO IN LINE 2.

For IDWR Office Use Only:

Received by *[Signature]*
 Received by *[Signature]*
 Processed by AJ

Date 2-3-10
 Date 2-3-10
 Date _____

Receipt Amt. \$75.00
 Receipt No. E035581
 WR _____ Date _____

WARRANTY DEED

THIS INDENTURE is made this 26th day of July, 2008, between **LARRY S. ELLIOTT** and **ELEANORA. ELLIOTT**, husband and wife, and **L. ALAN PRATT** and **RITA E. PRATT**, d/b/a **PRATT & ELLIOTT**, an Idaho general partnership of 3034 W. 1300 S. and 2988 W. 1400 S., Aberdeen, ID 83210, herein designated as Grantor, and **PEP, LLC**, of P.O. Box 648, Aberdeen, ID 83210, herein designated as Grantee:

Grantor, for valuable consideration, does by these presents, Grant, Bargain, Sell and Convey and Confirm unto Grantee and its heirs or assigns forever, the following described premises in the County of Bingham, State of Idaho, bounded and more particularly described as follows, to-wit:

Township 4 South, Range 30 East, Boise Meridian, Bingham County, Idaho

Section 21: S $\frac{1}{2}$ SW $\frac{1}{4}$
Section 25: SW $\frac{1}{4}$; W $\frac{1}{2}$ SE $\frac{1}{4}$; SW $\frac{1}{4}$ NE $\frac{1}{4}$
Section 26: NE $\frac{1}{4}$ SE $\frac{1}{4}$
Section 27: W $\frac{1}{2}$; NW $\frac{1}{4}$ NE $\frac{1}{4}$
Section 28: E $\frac{1}{2}$; E $\frac{1}{2}$ NW $\frac{1}{4}$
Section 36: W $\frac{1}{2}$

Township 5 South, Range 30 East, Boise Meridian, Bingham County, Idaho

Section 1: W $\frac{1}{2}$

Together with all and singular, the tenements, hereditaments and appurtenances thereunto belonging or in any wise appertaining, and the rents, issues and profits thereof.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee and to the Grantee's heirs or assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that said

premises are free from all encumbrances except current years taxes, levies, and assessments, and except U.S. Patent reservations, restrictions, easements of record, and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.

IN WITNESS WHEREOF, the said Grantor has hereunto set hand and seal the day and year first above written.

Date: 7-28-08

By: L. Alan Pratt
L. Alan Pratt, Individually and as General
Partner of Pratt & Elliott

Date: 7-28-08

By: Rita E. Pratt
Rita E. Pratt, Individually and as General
Partner of Pratt & Elliott

Date: 7/25/2008

By: Larry S. Elliott
Larry S. Elliott, Individually and as General
Partner of Pratt & Elliott

Date: 7/28/2008

By: Eleanor A. Elliott
Eleanor A. Elliott, Individually and as General
Partner of Pratt & Elliott

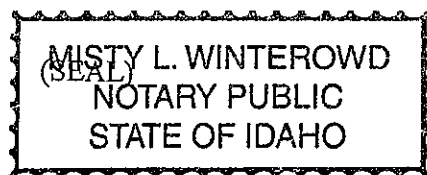
STATE OF IDAHO)

County of Bingham)

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On this 28th day of July, 2008, before me, the undersigned Notary Public in and for said county and state, personally appeared L. Alan Pratt and Rita E. Pratt, husband and wife, and Larry S. Elliott and Eleanor A. Elliott, husband and wife, known or identified to me to be the persons whose names are subscribed to the within instrument and acknowledged to me that they executed the same as individuals and as general partners of Pratt & Elliott, an Idaho General Partnership.

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



Misty L. Winterowd
NOTARY PUBLIC for Idaho
Residing at _____ Residing in: Blackfoot, ID
Commission Expires 3-25-2010