

RECEIVED
MAY 01 2009
WATER RESOURCES
WESTERN REGION

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

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)
63-22076	39576 4-29-09				

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 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**.

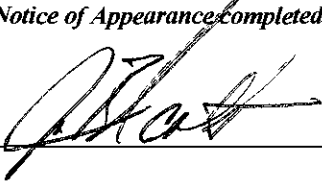
3. Name and Address of Former Owner/Claimant(s)	Kathryn Albertson
	P.O. Box 70001
	Boise, Idaho 83707-0101
4. New Owner/Claimant(s)	Joseph B. Scott
	Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
New Mailing Address	501 Baybrook Court
City, State and ZIP Code	Boise, Idaho 83706
New Telephone Number	(208) 424-3840 Email:

5. Date you acquired the property May 30, 2003

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.

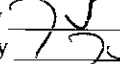
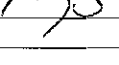
DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right will not be split, skip this area and proceed to line 7)		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Water Right and/or Adjudication Claim Number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

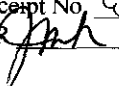
7. Signature(s) of New Owner(s) or Claimant(s)  (title if applicable)
 _____ (title if applicable)

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 
 Received by 
 Processed by _____ AJ

Date May 1, 09
 Date May 1, 09
 Date _____

Receipt Amt. \$25.00
 Receipt No. 420 52419
 WR  Date 5-19-09

COPY

TRANSFER OF ESTATE ASSETS

This TRANSFER OF ESTATE ASSETS, dated as of the 30th day of May, 2003, is made by **THOMAS WILFORD AS PERSONAL REPRESENTATIVE OF THE ESTATE OF KATHRYN M. ALBERTSON** (the "Estate") in favor of **JOSEPH B. SCOTT** ("Transferee").

RECITALS

WHEREAS, Kathryn M. Albertson passed away on April 30, 2002, leaving a will dated March 4, 1996 (the "Will");

WHEREAS, Article 7 of the Will directs that certain assets of the Will be held in trust for the benefit of Barbara J. Newman ("Newman");

WHEREAS, pursuant to that certain Irrevocable Renunciation of Interest dated the 21st day of January, 2003, Newman disclaimed her right, title, and interest in and to all of the estate assets under Article 7 of the Will;

WHEREAS, Newman's interest in the estate assets under Article 7 of the Will has passed by disclaimer to Transferee; and

WHEREAS, the Estate, by this Transfer of Estate Assets, desires to transfer and deliver to Transferee the estate assets as further described herein.

TRANSFER

For good and valuable consideration, the receipt and adequacy of which are hereby acknowledged, the Estate hereby conveys, assigns, delivers, and transfers unto Transferee, all right, title, and interest in and to the property and beneficial interests more particularly described in Article 7 of the Will entitled "Specific Bequests In Trust For Barbara J. Newman," including but not limited to the following:

1. the sum of Three Million Dollars (\$3,000,000.00);
2. any and all improvements located on the real properties identified as follows, which have been conveyed to Transferee by Personal Representative's Deeds on even date herewith:
 - a. 800 N. Houston Road, Boise Idaho, 83706;
 - b. 807 N. Houston Road, Boise Idaho, 83706;
 - c. 811 and 815 N. Houston Road, Boise Idaho, 83706;
 - d. 1774 Crescent Drive (North), McCall Idaho, 83638; and
 - e. 1774 Crescent Drive (South), McCall Idaho, 83638;

item 3
describes prop.
assoc with right
(excluded prop on wd.)

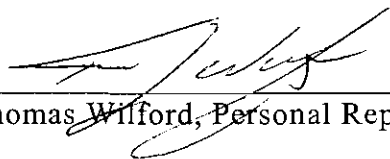
3. any and all buildings, structures, improvements, and all tangible personal property located on the Estate's Gambel Island properties, including but not limited to the Estate's gun collection, held outside of Alscott Farms, LLC;
4. all limited liability company shares of Alscott Farms, LLC owned by the Estate;
5. all tangible personal property located on the Game Preserve;
6. the Estate's hunting dogs;
7. the lawn and garden equipment in connection with the Game Preserve;
8. 1984 Jeep Wagoneer
VIN IJCNI15N7ET026810
9. 1989 GMC Jimmy
VIN 1GKCT1821K8535506;
10. 1990 Jeep Wagoneer
VIN 1J4GS5878LP500512;
11. 1991 Cadillac DeVille
VIN 1GC6CB53B2M4307690;
12. 1996 Ford Pick Up
VIN 1FTHX26G7TEB67347;
13. 1996 Chevy ½ Ton Pick Up
VIN 1GCEC14W9TZ197350
14. 1993 Ford F150 Pick Up
VIN AFTEX14H4PKA30494

TO HAVE AND TO HOLD the Assets unto Transferee, his successors, and assigns, forever.

The Estate shall execute and deliver to Transferee such further instruments of conveyance as may be reasonably necessary to convey the Assets.

DATED this 30 day of July, 2003.

ESTATE OF KATHRYN M. ALBERTSON:



Thomas Wilford, Personal Representative

3079556_1.DOC

J. Frederick Mack (ISB #1428)
HOLLAND & HART LLP
Suite 1400, U. S. Bank Plaza
101 South Capitol Boulevard
Post Office Box 2527
Boise, Idaho 83701
Telephone: (208) 342-5000

Attorneys For Applicant

COPY
NO. _____ FILED _____
AM. _____ PM. _____
COPY
MAY 24 2002
J. DAVID NAVARRO, Clerk
By MARIA KERR
DEPUTY

IN THE DISTRICT COURT OF THE FOURTH JUDICIAL DISTRICT OF
THE STATE OF IDAHO, IN AND FOR THE COUNTY OF ADA

IN THE MATTER OF THE ESTATE OF)

KATHRYN M. ALBERTSON,)

Deceased.)
_____)

SP 1 E 0200242M

CASE NO. _____

LETTERS
TESTAMENTARY

1. THOMAS J. WILFORD was duly appointed and qualified as:

General Personal Representative

of the Estate of the above-named Decedent by the Court with:

all authority pertaining thereto.

2. Administration of the estate is unsupervised.

These Letters are issued to evidence the appointment, qualification, and authority of the said Personal Representative.

WITNESS, my signature and the Seal of this Court, this 23 day of May, 2002.

JOHN DUTCHER
MAGISTRATE

STATE OF IDAHO }
COUNTY OF ADA } SS.
I, J. David Navarro, Clerk of the District Court of the Fourth
Judicial District of the State of Idaho, in and for the County
of Ada, do hereby certify that the foregoing is a true and
correct copy of the original on file in this office. In witness
thereof, I have hereunto set my hand and affixed by offi-
cial seal this _____ day
of _____ 2002.
J. DAVID NAVARRO, Clerk
By Maria Kerr, Deputy

ROBERT MACKENZIE, ASSESSOR
PAYETTE COUNTY
1130 3rd AVE NORTH, RM 102
PAYETTE, ID 83661

2008
ASSESSMENT NOTICE

THIS IS NOT A BILL.
DO NOT PAY.

Printed: 5/27/2008

Annual Notice

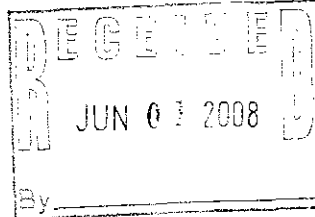
For any questions, please notify the assessor's office
immediately

Parcel Description: THAT PART OF TAX 1 IN SEC
32-7-5

Assessor Phone Number: 208-642-6012

Parcel Address: 320 GAMBLE ISLAND Parma

ALBERTSON KATHRYN
PO BOX 70001
BOISE ID 83707



*Appeals of your property value must be filed
in writing, on a form provided by the County,
by: 6/23/2008*

Tax Code Area: TAG 006-0000
Neighborhood: 11100

Parcel Number: **07N05W323002**
0011150000

ASSESSED VALUE OF YOUR PROPERTY

CATEGORY AND DESCRIPTION	LOTS/ACRES	LAST YEAR'S VALUE	CURRENT YEAR'S VALUE
01 Irr Ag	1.0000	1,440	1,510
10 Homesite	1.0000	43,900	43,900
31 Res imp on 10		70,680	70,680
SUBTOTAL:		\$116,020	\$116,090
Less: EXEMPTION:			\$0
NET TAXABLE PROPERTY VALUE:	2.0000	\$116,020	\$116,090

These values may not include personal property values. Taxes are based on the values shown on this Notice and on the Budgets of the taxing districts

ESTIMATED PROPERTY TAXES

TAXING DISTRICTS	LAST YEAR'S TAXES	CURRENT YEAR'S ESTIMATED TAXES	PHONE NUMBER	DATE OF PUBLIC BUDGET HEARING
AMBULANCE-COUNTY			(208)-452-4421	09/02/08
COUNTY			(208)-642-6000	09/02/08
COUNTY ROAD/BRIDGE			(208)-278-3402	09/02/08
FRUITLAND SCHOOL 373			(208)-452-3595	06/19/08
PARKVIEW CEMETERY			(208)-278-3019	07/07/08
RECREATION DISTRICT			(208)-452-3542	08/25/08
FRUITLAND SCH 373 - BOND			(208)-452-3595	06/19/08
COUNTY JAIL BOND			(208)-642-6000	09/02/08
GOPHER EXTERMINATION DIST			(208)-642-2316	09/02/08
PAYETTE COUNTY ABATEMENT DISTRICT			(208)-452-3812	09/02/08

THIS IS NOT A BILL. DO NOT PAY.

COPY

ROBERT MACKENZIE, ASSESSOR
PAYETTE COUNTY
1130 3rd AVE NORTH, RM 102
PAYETTE, ID 83661

2008
ASSESSMENT NOTICE

THIS IS NOT A BILL
DO NOT PAY.

Printed: 5/27/2008

Annual Notice

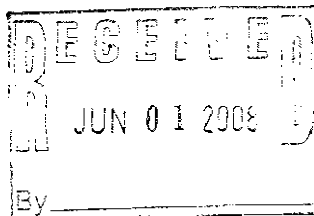
For any questions, please notify the assessor's office
immediately

Parcel Description: THAT PART OF TAX 1 IN SEC
31-7-5 1969 NASHUA MH

Assessor Phone Number: 208-642-6012

Parcel Address: 350 GAMBLE ISLAND Parma

ALBERTSON KATHRYN
PO BOX 70001
BOISE ID 83707



Appeals of your property value must be filed
in writing, on a form provided by the County,
by: 6/23/2008

Tax Code Area: TAG 006-0000
Neighborhood: 11100

Parcel Number: **07N05W310002**
0011120000

ASSESSED VALUE OF YOUR PROPERTY			
CATEGORY AND DESCRIPTION	LOTS/ACRES	LAST YEAR'S VALUE	CURRENT YEAR'S VALUE
01 Irr Ag	2.0000	2,890	3,010
10 Homesite	2.0000	87,800	87,800
31 Res imp on 10		337,270	337,270
32 Non-res imp on 1-12,15		4,780	4,780
48 Mfg House on Real Property		6,970	6,970
SUBTOTAL:		\$439,710	\$439,830
Less: EXEMPTION:			\$0
NET TAXABLE PROPERTY VALUE:	4.0000	\$439,710	\$439,830

These values may not include personal property values. Taxes are based on the values shown on this Notice and on the Budgets of the taxing districts

ESTIMATED PROPERTY TAXES				
TAXING DISTRICTS	LAST YEAR'S TAXES	CURRENT YEAR'S ESTIMATED TAXES	PHONE NUMBER	DATE OF PUBLIC BUDGET HEARING
AMBULANCE-COUNTY			(208)-452-4421	09/02/08
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PAYETTE COUNTY ABATEMENT DISTRICT			(208)-452-3812	09/02/08

THIS IS NOT A BILL. DO NOT PAY.

COPY

**CORRECTION
WARRANTY DEED**

This deed is executed to correct the description contained in a deed from Kathryn Albertson to Alscott Limited Partnership #1, a Texas Limited Partnership authorized to do business in Idaho, recorded as document #256787:

Kathryn Albertson, for good and valuable consideration, the receipt of which s hereby acknowledged, does hereby grant, bargain, sell and convey unto Alscott Limited Partnership #1, an Idaho limited partnership, herein referred to as grantee, whose current address is

Suite 100
380 E. Park Center Blvd.
Boise, Idaho 83706

the following described real property situated in Payette County, State of Idaho, together with all improvements thereon and appurtenances thereunto appertaining.

Government Lots 5, 6, 7 and 8 in Section 29, Twp. 7 N, R.5 WBM, Payette County, Idaho

Government Lots 1 and 3 in Section 30, Twp. 7 N, R.5 WBM, Payette County, Idaho

Government Lots 1 and 2 in Section 31, Twp. 7 N, R.5 WBM, Payette County, Idaho

Government Lots 5 and 6 in Section 32, Twp. 7 N, R.5 WBM, Payette County, Idaho

also known as Gambel Island; provided, however, that a six (6) acre tract described as:

Commencing at the Southwestern tip of Gambel Island and then proceeding approximately 1,040 feet north along the east line of the Snake River on the West Side of Gambel Island **which is the point of beginning**; thence continuing North along that line approximately 480 feet in a line extending beyond the turnaround curve in the Snake River; thence due east approximately 470 feet; thence south along the east side of an existing roadway approximately 350 feet; thence 300 feet west; thence west-southwest approximately 180 feet; thence south-southwest approximately 180 feet; thence west approximately 80

and Property

- 1 -

*Dennis Moyer
424-3865
dmoyer@alscott.com*

*identifies the
island & encloses
the property in
question*

*Shows that Texas
limited has no
interest in O/C*

feet to the point of beginning **less** a 42' x 80' building located approximately 157 feet north northeast of the point of beginning

all of which is marked on the sketch which is attached hereto is excluded from the property conveyed and is retained by the grantor.

Grantor, for herself, her heirs, successors and assigns, hereby covenants that she is the owner in fee simple of said premises and that she does warrant and will defend the quiet and peaceable possession of said premises by Grantee, its successors and assigns forever, against the lawful claims of all persons.

IN WITNESS WHEREOF, Grantor has hereunto subscribed her name to this instrument on this ~~3rd~~ ^{9th} day of August, 1995.

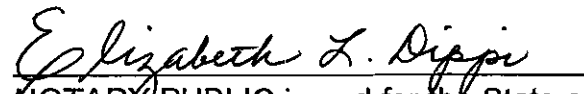
GRANTOR:

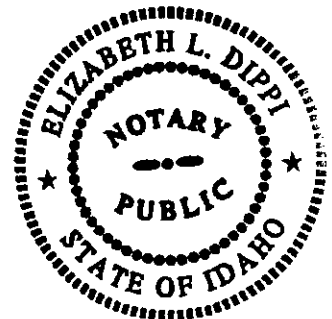

Kathryn Albertson

STATE OF IDAHO)
)ss
County of Ada)

On this 9th day of July, 1996, before me, a Notary Public in and for the State of Idaho, personally appeared Kathryn Albertson, a widow, known or identified to me to be the person whose name is subscribed to the above and foregoing instrument and acknowledged to me that she executed the same.

IN WITNESS I have hereunto set my hand and affixed my notary seal the date last above written.


NOTARY PUBLIC in and for the State of Idaho.
Residing at Boise. My commission expires Jan. 11, 2001



Gambel Island Property

Figure 1 First Sketch (Map 1) (Excluded 6 acres outlined in black and indicated as three hole golf course).

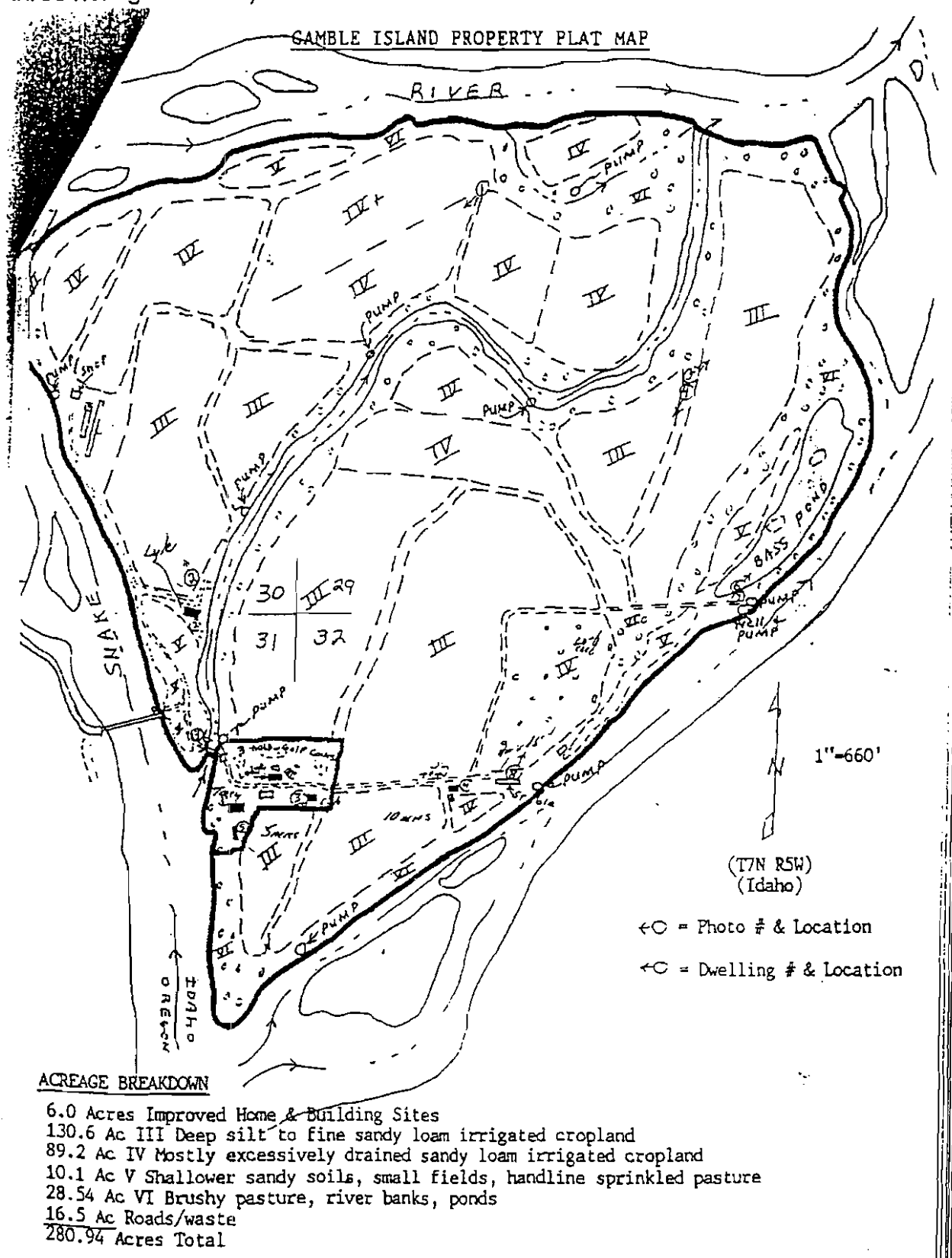


Exhibit A

Land in Malheur County, Oregon, as follows:

In Twp. 19 S., R. 47 E., W.M.:

Sec. 8: All that portion of the E½ lying West of the Nyssa Arcadia
Drain Ditch right of way EXCEPTING THEREFROM the County Road
right of way.

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

Ad 4/2/09

In Re SRBA)
) PARTIAL DECREE PURSUANT TO
) I.R.C.P. 54(b) FOR
Case No. 39576)
) Water Right 63-22076

NAME AND ADDRESS: KATHRYN ALBERTSON
PO BOX 70001
BOISE, ID 83707-0101

SOURCE: GROUND WATER

QUANTITY: 0.19 CFS
18.90 AFY

The quantity of water under this right shall not exceed 13,000
gallons per day.

PRIORITY DATE: 10/28/1927

POINT OF DIVERSION: T07N R05W S31 LOT 1 (SENESE) Within Payette County
LOT 1 (SENESE)
S32 LOT 6 (SWNNWN)

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	03-01 TO 11-15	0.13 CFS
			18.90 AFY
	Domestic	01-01 TO 12-31	0.06 CFS

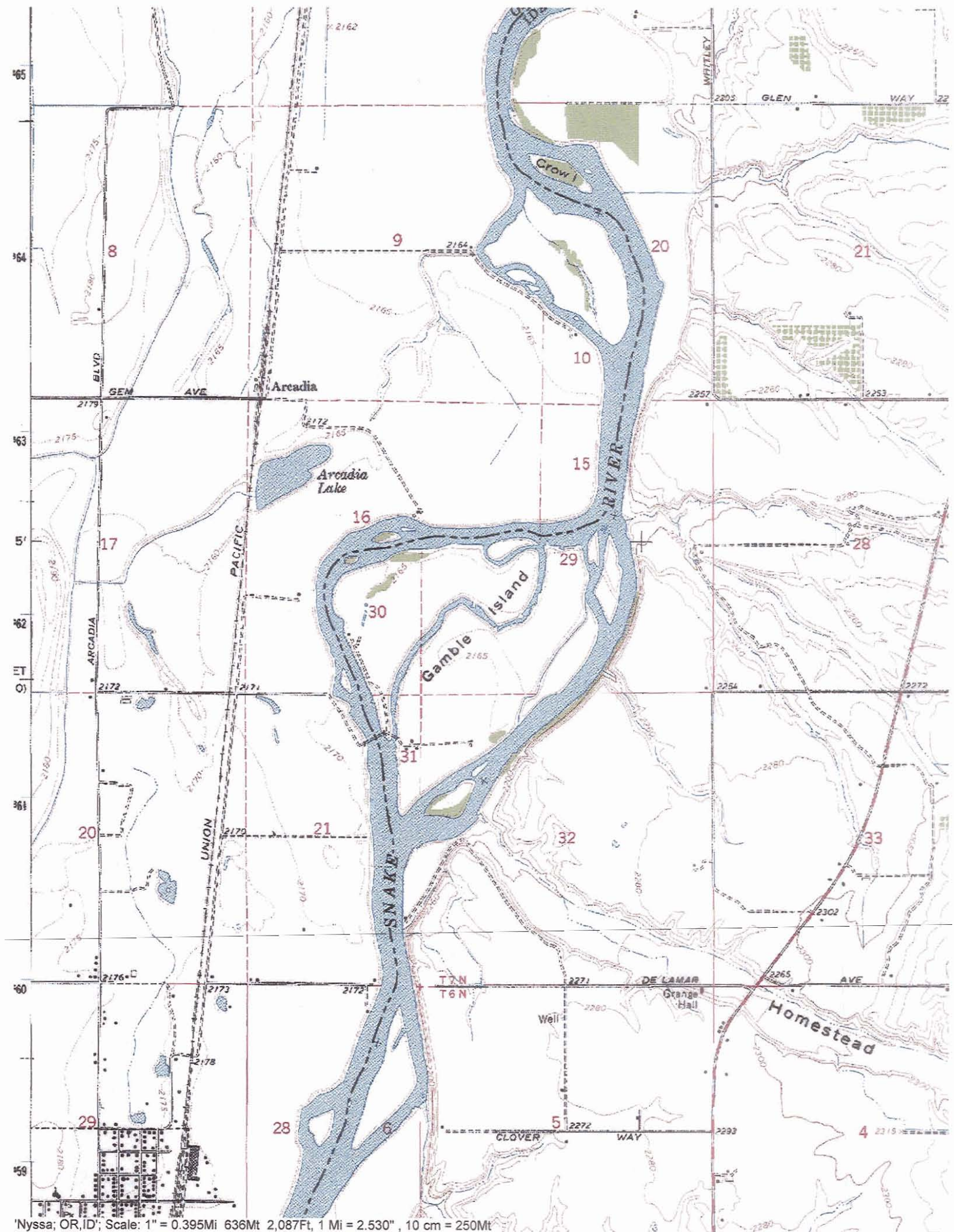
Domestic use is for 3 homes for in-house use only.

PLACE OF USE:	Irrigation	Within Payette County
	T07N R05W S31 LOT 1 (NENE) 3.3	
	S32 LOT 6 (NWNW) 0.9	
	4.2 Acres Total	
	Domestic	Within Payette County
	T07N R05W S31 LOT 1 (NENE)	
	S32 LOT 6 (NWNW)	

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

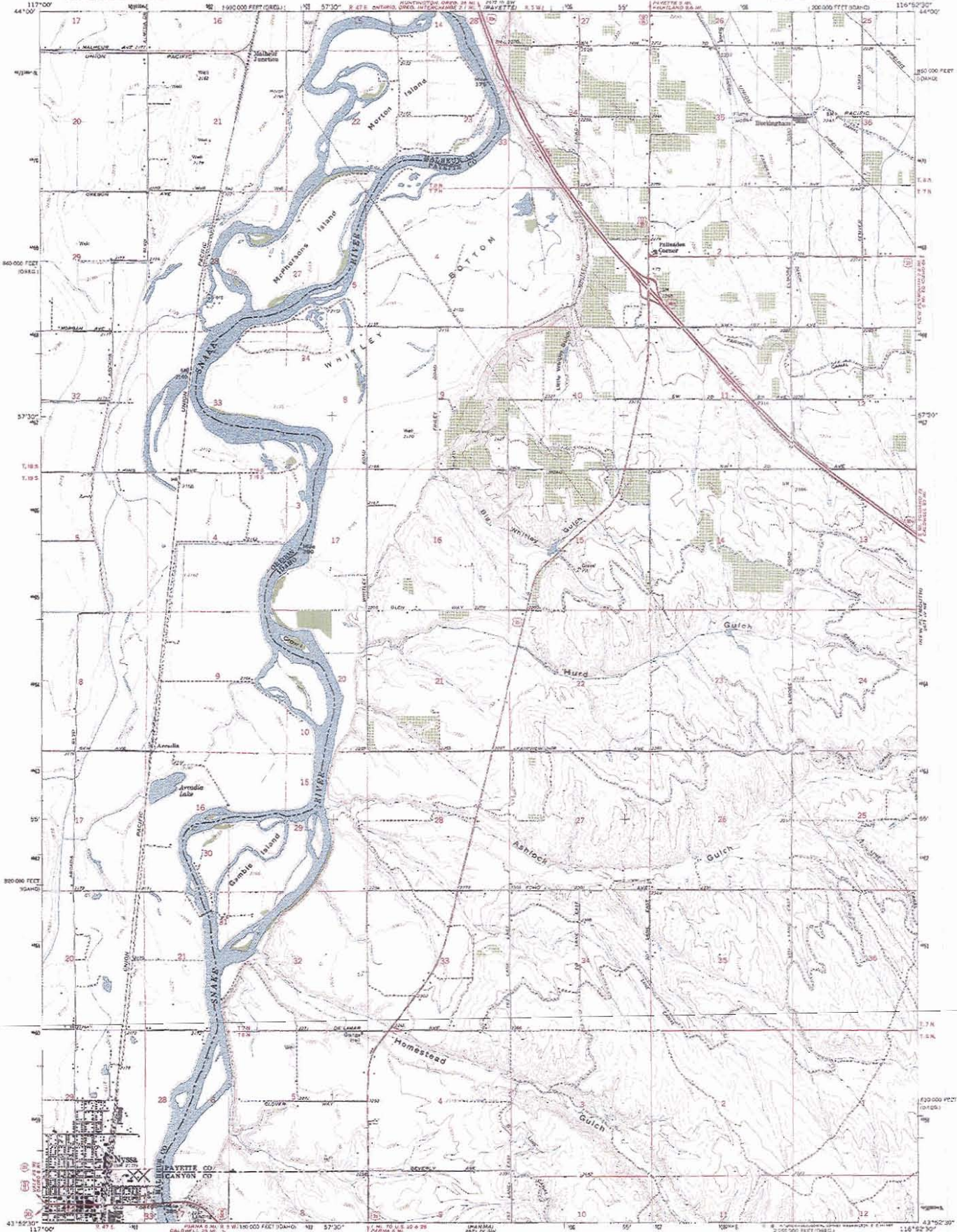
The quantity of water decreed for this water right for domestic
use is not a determination of historical beneficial use.

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. I.C. SECTION 42-1412(6).



UNITED STATES
DEPARTMENT OF THE INTERIOR
GEOLOGICAL SURVEY

NYSSA QUADRANGLE
IDAHO-OREGON
7.5 MINUTE SERIES (TOPOGRAPHIC)



Mapped, edited, and published by the Geological Survey
Control by USGS and USGAS

Topography by photogrammetric methods from aerial
photographs taken 1959 and available through 1965
Polyconic projection, 1927 North American datum
10,000 foot grid based on datum coordinate system, with zone
2000-meter Universal Transverse Mercator grid, zone
18, shown in blue
File has dashed lines indicate related force lines



SCALE 1:24,000

CONTOUR INTERVAL 20 FEET
DOTTED LINES REPRESENT SPOT CONTOURS
DATUM IS MEAN SEA LEVEL

ROAD CLASSIFICATION
Heavy-duty Light-duty
Major route Minor route
Interstate Route U.S. Route State Route



NYSSA, IDAHO-OREG.
N4312.5-W11652.5-7.5

1965

ANSI Z39.18-1983-1985

FOR SALE BY U.S. GEOLOGICAL SURVEY, CENTER, COLORADO SPRINGS, OR WASHINGTON, D.C. 20540
A FOLDER DESCRIBING TOPOGRAPHIC MAPS AND SYMBOLS IS AVAILABLE ON REQUEST

'Nyssa; OR, ID'; Scale: 1" = 0.395Mi 636Mt 2,087Ft, 1 Mi = 2,530', 10 cm = 250Mt

