



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street • P.O. Box 83720 • Boise, Idaho 83720-0098

Phone: (208) 287-4800 • Fax: (208) 287-6700 • Web Site: www.idwr.idaho.gov

May 19, 2009

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

WALKER PLOW LIMITED PARTNERSHIP LLP
PO BOX 650
QUEEN CREEK AZ 85242

RE: Change in Ownership of Water Rights 67-7540 & 67-10711

Dear Walker Plow Limited Partnership:

Our letter of 1/20/2009 (copy enclosed) requesting filing fees and proof of ownership for the above referenced water rights remains unanswered. Therefore, I am returning the Notice of Change in Water Right Ownership requests. A copy of your ownership change request information will be kept in our files for reference.

If, at a later date, you wish to reinstate this request you may send the enclosed ownership change request forms along with the required support data and fees and we will be happy to complete the request for you.

Please feel free to contact our office with any questions regarding this matter.

Sincerely,

for - Emalee Rushing
Office Services Supervisor
Water Allocations Bureau

Enclosures



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street • P.O. Box 83720 • Boise, Idaho 83720-0098

Phone: (208) 287-4800 • Fax: (208) 287-6700 • Web Site: www.idwr.idaho.gov

January 20, 2009

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

WALKER PLOW LIMITED PARTNERSHIP LLP
PO BOX 650
QUEEN CREEK AZ 85242

RE: Change in Ownership of Water Rights 67-7540 & 67-10711

Dear Applicant:

The Department of Water Resources acknowledges receipt of your Notice of Change in Water Right Ownership received 3/27/2006 for the above referenced rights. Our review of your notice indicates that additional information is required before we can process the change. The information required is indicated below:

X Filing Fee of \$25 per water right (*no fee was received for either water right*)

X Evidence of Water Right Ownership (*for 67-10711 only*): copy of Deed, Title Policy, Contract of Sale, or other legal document indicating your ownership of the property and/or water rights in question

Water right 67-7540 is eligible to be changed as soon as the fee is received.

Water right 67-10711 (report enclosed) is domestic use for one home in the SESE of 11N 6W Sec. 13. The deed you submitted covers only the irrigated land in the SESE. If you own the land where the house is located, please submit proof of ownership and the \$25 filing fee and we will be happy to process the ownership change for you.

Note that fees were not required for the other rights listed on the applications (copies enclosed for your reference) as they were in the adjudication process at the time the application was received.

I apologize for the delay in processing your ownership change notice and have checked our records to ensure that all other ownership changes you have requested have been processed. These appear to be the last two. Please contact me or submit the necessary documentation and/or fees at your earliest convenience. I can be reached at 208-287-4953 or dayna.ball@idwr.idaho.gov if you have any questions.

Sincerely,

Dayna M. Ball
Technical Reviewer
Water Allocations Bureau

Enclosures:

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.

RECEIVED
 MAR 27 2006
 WATER RESOURCES
 WESTERN REGION

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 division of the existing water right or adjudication claim record will be required.

MAR 28 2006
 RECEIVED
 MAR 28 2006
 DEPARTMENT OF
 WATER RESOURCES

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
✓ 67-7009					
✓ 67-7718					
67-10711 - P.D.					

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 usually attached to your deed or on file with the county).

OR

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 **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)

Cheney Family Trust

P.O. Box 671 Weiser, ID 83672-0671

4. New Owner/Claimant(s)

Walker Plow Limited Partnership, LLP

Name Connector (Check one): [] and, [] or, [] and/or

New Mailing Address

P.O. Box 650

City, State and ZIP Code

Queen Creek, AZ 85242

New Telephone Number

(480) 988-3828

5. Date you acquired the property

March 1, 2006

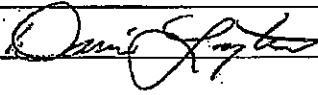
SUPPORT DATA

IN FILE # _____

6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 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 (one water right per box, you may copy this page as 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(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

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

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

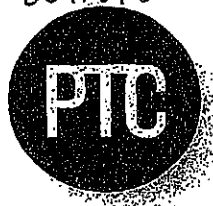
For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.

For Office Use Only

Received by _____	Date _____	Fee _____
Receipted by _____	Date _____	Receipt No. _____
Processed by _____ AJ	Date _____	WR _____ Date _____

0011648

200437.



Pioneer Title Co.

GOING BEYOND

5680 East Franklin Road, Suite 150 / Nampa, Idaho 83687 / (208) 465-6655

WARRANTY DEED

For Value Received Trust A of the Cheney Family Trust, UTA dated February 24, 1981 and Trust B of the Cheney Family Trust, UTA dated February 24, 1981

hereinafter referred to as Grantor, does hereby grant, bargain, sell, warrant and convey unto

Walker Plow Limited Partnership, LLP, an Arizona limited liability limited partnerships

hereinafter referred to as Grantee, whose current address is P.O. Box 650, Queen Creek, AZ, 85242

the following described premises, to-wit:

SEE EXHIBIT A ATTACHED HERETO AND MADE A PART HEREOF

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, his 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 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.

Dated: February 27, 2006

Trust A of the Cheney Family Trust, UTA dated February 24, 1981

Wayne Cheney Co-Trustee

by: WAYNE CHENEY, CO-TRUSTEE

Trust B of the Cheney Family Trust, UTA dated February 24, 1981

Wayne Cheney Co-Trustee

By: WAYNE CHENEY, CO-TRUSTEE

State of IDAHO

ss.

County of WASHINGTON

Instrument # 200437

WEISER, WASHINGTON, IDAHO

2006-03-03

03:07:00 No. of Pages: 3

Recorded for: AMERITITLE

SHARON WIDNER

Ex-Officio Recorder Deputy

Index to: DEED

On this 1ST day of MARCH, 2006, before me, the undersigned, a Notary Public, in and for said State, personally appeared WAYNE CHENEY, known to me, and/or identified to me on the basis of satisfactory evidence, to be the person whose name is subscribed to the within instrument as Trustee of the Trust A of the Cheney Family Trust, UTA dated February 24, 1981 and acknowledged to me that he/she/they executed the same as such Trustee.

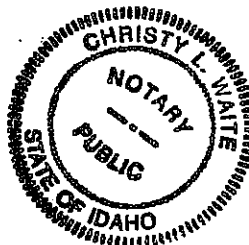
WITNESS MY HAND AND OFFICIAL SEAL

Notary Public

Residing at WEISER, IDAHO

Commission Expires 11/4/09

(SEAL)



200437

State of IDAHO

ss.

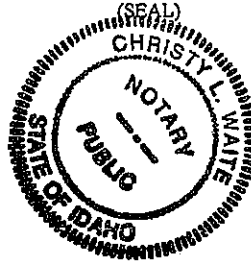
County of WASHINGTON

On this 1ST - day of MARCH, 2006, before me, the undersigned, a Notary Public, in and for said State, personally appeared WAYNE CHENEY, known to me, and/or identified to me on the basis of satisfactory evidence, to be the person whose name is subscribed to the within instrument as Trustee of Trust B of the Cheney Family Trust UTA dated February 24, 1981 and acknowledged to me that he/she/they executed the same as such Trustee.

WITNESS MY HAND AND OFFICIAL SEAL



Notary Public
Residing at: WEISER, IDAHO
Commission Expires: 11/4/09



File No. 0011648

EXHIBIT A

IN WASHINGTON COUNTY, IDAHO:

TOWNSHIP 11 NORTH, RANGE 6 WEST OF THE BOISE MERIDIAN:

Section 13: All that part of the SW $\frac{1}{4}$ NE $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$ lying southerly and easterly of Jenkins Creek; SAVE AND EXCEPT a tract in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ described as follows:
Beginning at a point 577 feet West of the southeast corner of the said SW $\frac{1}{4}$ SE $\frac{1}{4}$; thence North 180 feet; thence West 242 feet; thence South 180 feet; thence East 242 feet to the point of beginning.

That part of the SE $\frac{1}{4}$ NE $\frac{1}{4}$ lying southerly of the following described line:
Beginning at a point 265 feet South of the northeast corner of said SE $\frac{1}{4}$ NE $\frac{1}{4}$; thence N 89°50' W 199.0 feet; thence N 83.0 feet; thence S. 82°15' W 527 feet; thence S 50°50' W 773.0 feet to a point;

NE $\frac{1}{4}$ SE $\frac{1}{4}$;

That part of the SE $\frac{1}{4}$ SE $\frac{1}{4}$ described as follows:
Beginning at the northeast corner of said SE $\frac{1}{4}$ SE $\frac{1}{4}$; thence South to a point 950.39 feet North of the southeast corner of said SE $\frac{1}{4}$ SE $\frac{1}{4}$; thence S 89°40'40" W 271.33 feet; thence S 0°25'13" W 649.60 feet; thence S 89°51'04" W a distance of 27.64 feet; thence N 00°07'11" W a distance of 10.00 feet; thence S 87°38'55" W a distance of 240.20 feet; thence S 29°04'00" W a distance of 40.98 feet; thence S 00°07'11" E, parallel to the East line of said SE $\frac{1}{4}$ SE $\frac{1}{4}$ a distance of 265.00 feet to a point on the South line of said SE $\frac{1}{4}$ SE $\frac{1}{4}$; thence West to the southwest corner of said SE $\frac{1}{4}$ SE $\frac{1}{4}$; thence North to the northwest corner of said SE $\frac{1}{4}$ SE $\frac{1}{4}$; thence East to the point of beginning.

Section 24: NE $\frac{1}{4}$ NE $\frac{1}{4}$;

NE $\frac{1}{4}$ SE $\frac{1}{4}$ SAVE AND EXCEPT a tract described as follows:
Beginning at a point 20 feet North of the southeast corner of said NE $\frac{1}{4}$ SE $\frac{1}{4}$; thence West 208 feet; thence North to the North line of said NE $\frac{1}{4}$ SE $\frac{1}{4}$; thence East 208 feet; thence South to the point of beginning.

SE $\frac{1}{4}$ NE $\frac{1}{4}$ SAVE AND EXCEPT a tract described as follows:
Beginning at the northeast corner of the said SE $\frac{1}{4}$ NE $\frac{1}{4}$; thence South 400 feet; thence West, parallel to the North line of said SE $\frac{1}{4}$ NE $\frac{1}{4}$ 340 feet; thence North, parallel to the East line of said SE $\frac{1}{4}$ NE $\frac{1}{4}$, 400 feet to the North line of said SE $\frac{1}{4}$ NE $\frac{1}{4}$; thence East 340 feet to the point of beginning.

0011648

200438



Pioneer Title Co.

GOING BEYOND

5680 East Franklin Road, Suite 150 / Nampa, Idaho 83687 / (208) 465-6655

WARRANTY DEED

For Value Received Trust A of the Cheney Family Trust, UTA dated February 24, 1981 and Trust B of the Cheney Family Trust, UTA dated February 24, 1981

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the following described premises, to-wit:

SEE EXHIBIT A ATTACHED HERETO AND MADE A PART HEREOF

To HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, his 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 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.

Dated: February 27, 2006

Trust A of the Cheney Family Trust, UTA dated February 24, 1981

X Gary L. Cheney Co-Trustee

by:

Trust B of the Cheney Family Trust, UTA dated February 24, 1981

X Gary L. Cheney Co-Trustee

By:

State of Idaho

County of Canyon

SS.

Instrument # 200438

WEISER, WASHINGTON, IDAHO

2006-03-03 03:07:00 No. of Pages: 3

Recorded for: AMERITITLE

SHARON WIDNER

Ex-Officio Recorder Deputy Lisa M. Knight Fee: 9.00

Index to: DEED

On this 3rd day of March, 2006, before me, the undersigned, a Notary Public, in and for said State, personally appeared Gary L. Cheney, known to me, and/or identified to me on the basis of satisfactory evidence, to be the person whose name is subscribed to the within instrument as Trustee of the Trust A of the Cheney Family Trust, UTA dated February 24, 1981 and acknowledged to me that he/she/they executed the same as such Trustee.

WITNESS MY HAND AND OFFICIAL SEAL

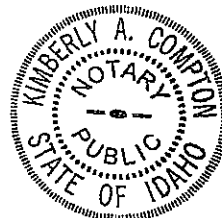
(SEAL)

[Signature]

Notary Public

Residing at Wilder

Commission Expires: 1-2-11



200438

State of Idaho

ss.

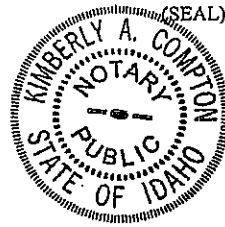
County of Canyon

On this 3rd - day of March, 2006, before me, the undersigned, a Notary Public, in and for said State, personally appeared Sam L. Cheney, known to me, and/or identified to me on the basis of satisfactory evidence, to be the person whose name is subscribed to the within instrument as Trustee of Trust B of the Cheney Family Trust UTA dated February 24, 1981 and acknowledged to me that he/she/they executed the same as such Trustee.

WITNESS MY HAND AND OFFICIAL SEAL



Notary Public
Residing at: Wilder
Commission Expires: 1-27-11



200438

File No. 0011648

EXHIBIT A

IN WASHINGTON COUNTY, IDAHO:

TOWNSHIP 11 NORTH, RANGE 6 WEST OF THE BOISE MERIDIAN:

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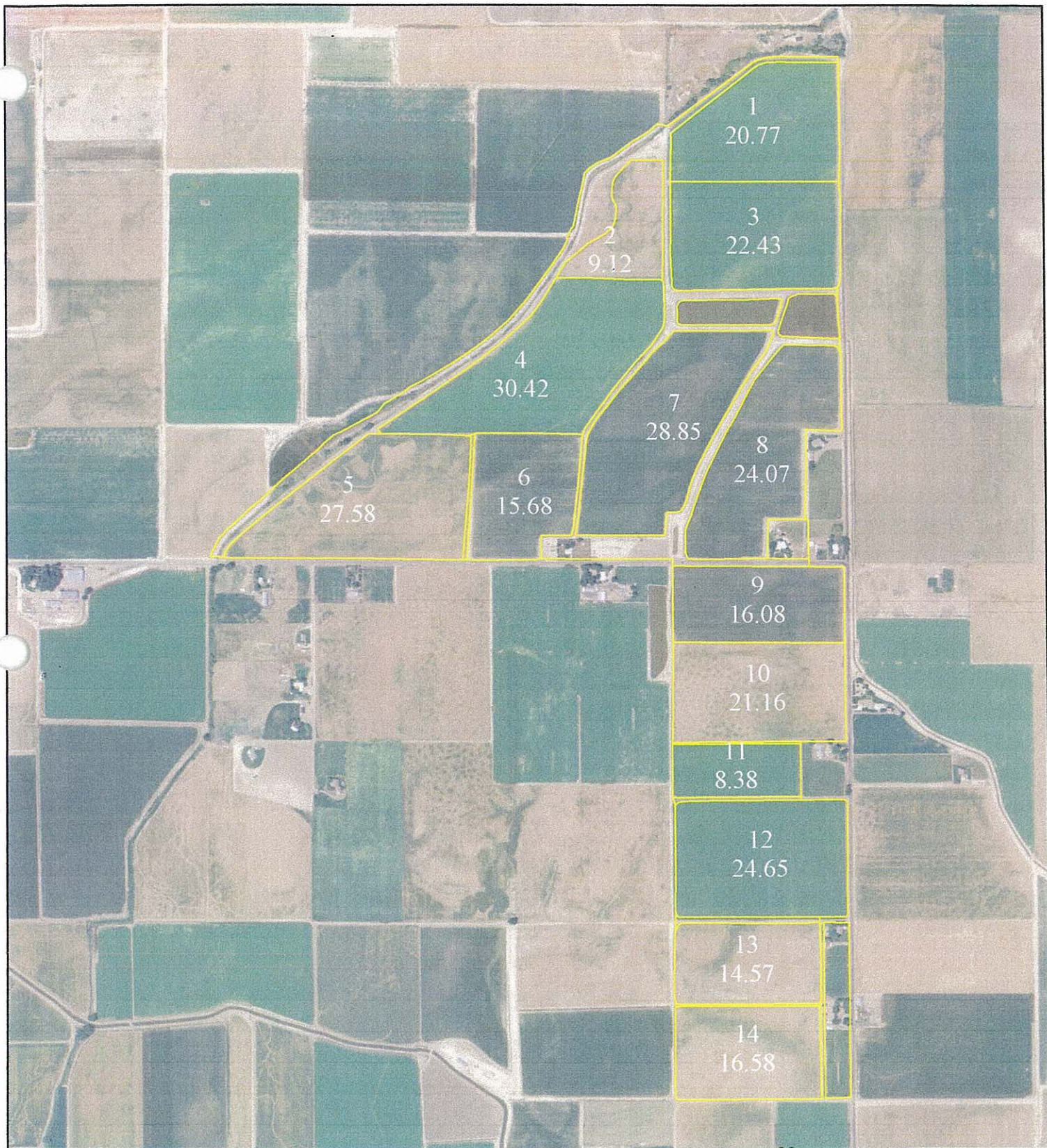
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United States Department of Agriculture
Farm Service Agency



1:11,000

Farm 1189
Tract 1448

Washington

February 13, 2006