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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)
WR✓ 31-498 OK			WR✓ 31-7106 OK		
WR✓ 31-508 OK			WR✓ 31-11387 OK		
WR✓ 31-518 OK			WR✓ 31-11388 OK		
WR✓ 31-7103 OK			WR✓ 31-11389 OK		
WR✓ 31-7104 OK			WR✓ 31-10671 OK		
WR✓ 31-7105 OK			WR✓ 31-11669 OK		
APP 31-7435 (talked to EC)			WR✓ 31-7084 OK		
APP 31-7438 OK					

SUPPORT DATA
IN FILE # 31-49 B

RECEIVED
OCT 17 2008
Department of Water Resources
Eastern Region

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)

Richard A Egbert

4. New Owner/Claimant(s)

Kirk and Kathryn Egbert
Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address

1402 E 1300 N

City, State and ZIP Code

Terrveton, Id 83450

New Telephone Number

(208) 663-4505

Email: KK Egbert 1985@yahoo.com

5. Date you acquired the property

Sept 29, 2006

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 JR
 Receipted by JR
 Processed by AJ

 Date 10-17-08
 Date 10-17-08
 Date 10-17-08

 Receipt Amt. 1055.00 (325.00)
 Receipt No. E034529
 WR Date

FIRST AMERICAN TITLE
171775

505555

Microfilm No. 352418
9-29-00
At 10:51 O'Clock A M
CHRISTINE BOULTER
Jefferson Co. Recorder
Fee \$ 12.00 Deputy
Recorded at Request of FAT-LO

WARRANTY DEED

FOR VALUE RECEIVED, Richard A. Egbert Limited Partnership, an Idaho limited partnership, with its principal place of business at 1134 Bond Avenue, Rexburg, Idaho 83440, hereinafter called "Seller", hereby remise, releases, and forever warrants unto Kirk Egbert and Kathryn Egbert, husband and wife, of Terreton, Idaho, hereinafter called "Buyers", the following real property located in Jefferson, Fremont and Clark Counties, State of Idaho, to-wit:

PARCEL 1:

TOWNSHIP 6 NORTH, RANGE 33 E.B.M., JEFFERSON COUNTY, IDAHO
SECTION 12: N1/2 SE1/4, EXCEPT STATE HIGHWAY NO. 28.

TOWNSHIP 6 NORTH, RANGE 34 E.B.M., JEFFERSON COUNTY, IDAHO
SECTION 32: W1/2
SECTION 36: S1/2 NE 1/4; SE1/4

PARCEL 2:

TOWNSHIP 11 NORTH, RANGE 39 E.B.M., CLARK COUNTY, IDAHO
SECTION 9: W1/2 SW1/4, SE1/4 SW1/4, SE1/4, S1/2 NE1/4, SE1/4NW1/4
Microfilm No. 051701
29 Day September 2000
At 11:47 O'Clock A M
LISA BLACK
Clark Co. Recorder
Fee \$ 12.00
Recorded at Request of Lisa Black
First American

PARCEL 3:

TOWNSHIP 10 NORTH, RANGE 38 E.B.M., CLARK COUNTY, IDAHO
SECTION 2: THAT PART OF LOT 3, S1/2 NW1/4, W1/2 SW1/4 LYING WEST OF CAMAS CREEK
SECTION 3: SE1/4
SECTION 4: W1/2, W1/2 E1/2, NE1/4 NE1/4, SE1/4 SE1/4
SECTION 5: E1/2 E1/2, SW1/4 NW1/4, NW1/4 SW1/4
SECTION 9: S1/2 NE1/4, NW1/4, S1/2
SECTION 10: NW1/4 NE1/4, E1/2 NE1/4, W1/2 SW1/4, NE1/4 SW1/4 AND THAT PORTION OF THE NE1/4 SE1/4 AND NW1/4 SE1/4 AND SE1/4 SW1/4 LYING NORTH AND WEST OF CAMAS CREEK
SECTION 11: THAT PART OF THE W1/2 NW1/4 LYING NORTH AND WEST OF CAMAS CREEK
SECTION 15: THAT PART OF THE N1/2 NW1/4 LYING NORTH AND WEST OF CAMAS CREEK

9/29/00

10.31

SECTION 16: THAT PART OF THE NE1/4 SW1/4 AND NW1/4 SE1/4 LYING NORTH AND WEST OF CAMAS CREEK

SECTION 17: THAT PART OF THE SE1/4 SW1/4 AND S1/2 SE1/4 LYING NORTH AND WEST OF CAMAS CREEK

SECTION 20: THAT PART OF THE NE1/4 NW1/4 LYING NORTH AND WEST OF CAMAS CREEK

TOWNSHIP 11 NORTH, RANGE 38 E.B.M., CLARK COUNTY, IDAHO

SECTION 25: SE1/4 NE1/4, THAT PART OF THE NE1/4 SE1/4 AND S1/2 S1/2 LYING NORTH AND WEST OF CAMAS CREEK

SECTION 26: S1/2 SE1/4

SECTION 29: S1/2 SE1/4

SECTION 31: THAT PORTION OF THE S1/2 NE 1/4 AND S1/2 LYING SOUTH AND EAST OF THE DUBOIS-KILGORE ROAD

SECTION 32: NE1/4

SECTION 33: W1/2 NW1/4

SECTION 35: E1/2 NW1/4, ALL THAT PART OF THE NE1/4 AND E1/2 SW1/4 LYING NORTH AND WEST OF CAMAS CREEK

SECTION 36: ALL THAT PART OF THE NW1/4 NW1/4 LYING NORTH AND WEST OF CAMAS CREEK

TOWNSHIP 11 NORTH, RANGE 39 E.B.M., CLARK COUNTY, IDAHO

SECTION 30: THAT PART OF LOTS 1 AND 2 LYING NORTH AND WEST OF CAMAS CREEK

PARCEL 4:

TOWNSHIP 8 NORTH, RANGE 37 E.B.M., FREMONT COUNTY, IDAHO

SECTION 33: ALL

Together with a 45 foot wide easement for ingress and egress retained by Seller and assignable to owners of lands located within Section 33, Twp. 8 N., Rge. 37 E.B.M., the location of which is more particularly described as follows, to-wit:

Beginning at the west quarter section line of Section 34, Twp. 8 N., Rge. 37 E.B.M., and running east along the north side of said quarter section line of said Section 34 and continuing east into Section 35, Twp. and Rge. aforesaid to the west edge of the quarter section line of Section 36, Twp. and Rge., aforesaid; thence traveling South along the edge of the west section line of said section 36, Twp. and Rge. aforesaid to the southern edge of said Section 36.

The said easement shall be permanent and fully assignable to owners of land within Section 33, Twp. 8 N., Rge. 37 E.B.M.

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ALSO: Subject to a 45-foot wide easement for ingress and egress retained by Seller Richard A. Egbert Limited Partnership and assignable to owner of lands located within Section 34, Twp. 8 N., Rge. 37 E.B.M., located within Section 33, Twp. 8 N., Rge. 37 E.B.M., the location of which is more particularly described as follows, to-wit:

The South 45 feet of Section 33, Twp. 8 N., Rge. 37 E.B.M.

The said easement shall be permanent and fully assignable to owners of lands located within Section 34, Twp. 8 N., Rge. 37 E.B.M.

Water Rights:

Together with all water and water rights appurtenant to the premises, including but not limited to the following specific water rights:

Water Right Nos. 31-49B, 31-50B, 31-51B, 31-7103, 31-7104, 31-7105, 31-7106, 31-11387, 31-11388, 31-11389, 31-7435, 31-7428, 31-7154A, (31-7154B), 31-10671, 31-11669, 31-11670 and 31-7084 (some of the above water rights have been incorporated into other above water rights and are no longer valid water rights with the Idaho Department of Water Resources).

Together with all and singular the tenements, hereditaments, and appurtenances thereunto belonging or in any wise appertaining, unto the said Buyers, their heirs and assigns forever. Seller does hereby covenant to and with the said Buyers, that they are the owners in fee simple of said premises; that they are free from all encumbrances, and that they will warrant and defend the same from all lawful claims whatsoever, except as noted.

DATED This 21st day of September, 2006.

RICHARD A. EGBERT LIMITED PARTNERSHIP



By: Brad R. Egbert
General Partner



By: David R. Wilson
General Partner

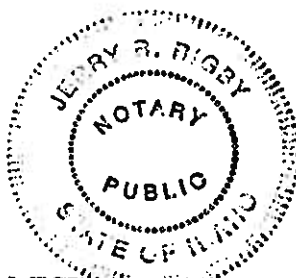
(22 Sept 2006)

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STATE OF IDAHO,)
)
) SS
County of Madison.)

On this 20 day of September, 2006, before me, the undersigned, a Notary Public in and for said State, personally appeared **Brad R. Egbert**, known to me to be the General Partner of **RICHARD A. EGBERT LIMITED PARTNERSHIP**, the limited partnership that executed the foregoing instrument and acknowledged to me that such limited partnership 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 above written.



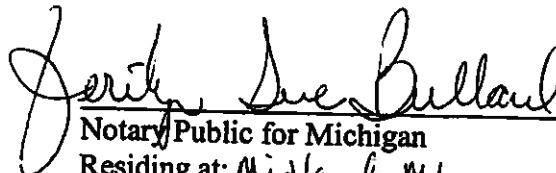

Notary Public for Idaho
Residing at: Rexburg
My Commission Expires: 11/09/11

STATE OF MICHIGAN,)
)
) SS
County of Midland.)

On this 22 day of September, 2006, before me, the undersigned, a Notary Public in and for said State, personally appeared **David R. Wilson**, known to me to be the General Partner of **RICHARD A. EGBERT LIMITED PARTNERSHIP**, the limited partnership that executed the foregoing instrument and acknowledged to me that such limited partnership 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 above written.

JERILYN SUE BULLARD
Notary Public - Michigan
Midland County
My Commission Expires Oct 19, 2007
Acting in the County of Midland


Notary Public for Michigan
Residing at: Midland MI
My Commission Expires: Oct. 19, 2007



Microfilm No. 505555
29 Day Sept 20 Dec
8:01 O'Clock P M
ABRIE MACE
FREMONT CO RECORDER
\$12 Deputy
Recorded at Request of
First American Title Company