

RECEIVED

AUG 29 2008

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

DEPARTMENT OF  
WATER RESOURCES

DEV

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<br>Right No(s) | Adjudication<br>Claim No(s) | Split(s) | Water<br>Right No(s) | Adjudication<br>Claim No(s) | Split(s) |
|----------------------|-----------------------------|----------|----------------------|-----------------------------|----------|
| PD 57-7046           |                             |          |                      |                             |          |
|                      |                             |          |                      |                             |          |
|                      |                             |          |                      |                             |          |
|                      |                             |          |                      |                             |          |
|                      |                             |          |                      |                             |          |
|                      |                             |          |                      |                             |          |

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) Bruce Reuck  
1077 Desert Glenn Rd, ADRIAN, OR 97901

4. New Owner/Claimant(s) Lyman G. Winchester Lena P. Winchester  
 Name Connector (Check one): ☒ and, ☐ or, ☐ and/or

New Mailing Address 1003 Succor Creek Rd.

City, State and ZIP Code Nome, ID 83628

New Telephone Number (208) 337-6005

5. Date you acquired the property

10/4/2005

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<br>(If the right will not be split, skip this area and proceed to line 7) |                                                                            |                                                              |
|----------------------------------------------------------------------------------------------------------------------|----------------------------------------------------------------------------|--------------------------------------------------------------|
| Water Use                                                                                                            | Diversion Rate or Volume<br>(cubic feet per second or acre-feet per annum) | Description<br>(acres, number and type of stock, homes, etc) |
| <b>Water Right and/or Adjudication Claim Number</b>                                                                  |                                                                            |                                                              |
| Irrigation                                                                                                           |                                                                            |                                                              |
| Stock                                                                                                                |                                                                            |                                                              |
| Domestic                                                                                                             |                                                                            |                                                              |
| Other                                                                                                                |                                                                            |                                                              |
| <b>Totals</b>                                                                                                        |                                                                            |                                                              |
| <b>Water Right and/or Adjudication Claim Number</b>                                                                  |                                                                            |                                                              |
| Irrigation                                                                                                           |                                                                            |                                                              |
| Stock                                                                                                                |                                                                            |                                                              |
| Domestic                                                                                                             |                                                                            |                                                              |
| Other                                                                                                                |                                                                            |                                                              |
| <b>Totals</b>                                                                                                        |                                                                            |                                                              |
| <b>Water Right and/or Adjudication Claim Number</b>                                                                  |                                                                            |                                                              |
| Irrigation                                                                                                           |                                                                            |                                                              |
| Stock                                                                                                                |                                                                            |                                                              |
| Domestic                                                                                                             |                                                                            |                                                              |
| Other                                                                                                                |                                                                            |                                                              |
| <b>Totals</b>                                                                                                        |                                                                            |                                                              |

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)

Sydney Winchester

(title if applicable)

(title if applicable)

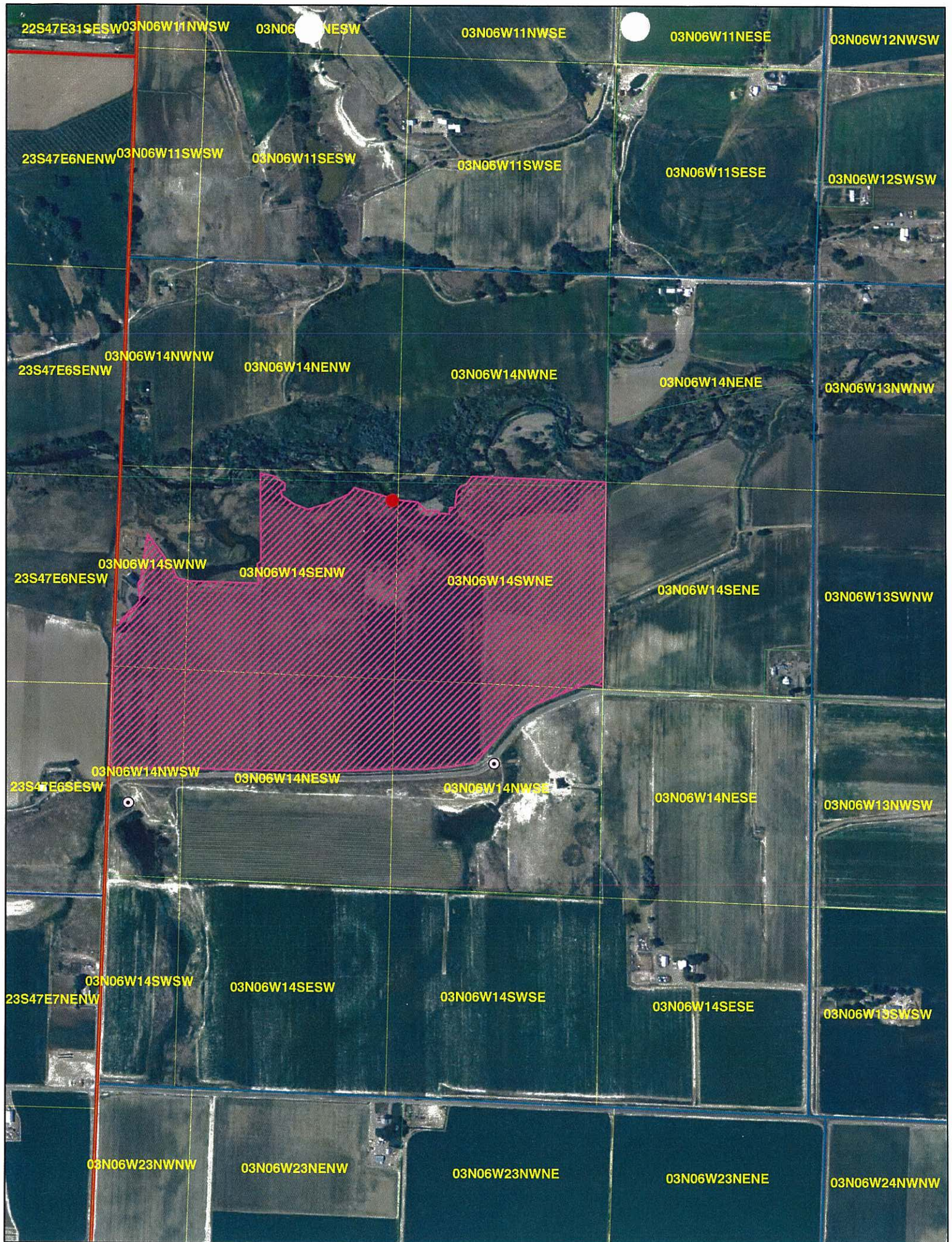
IT IS IMPORTANT TO FILE THIS COMPLETED FORM AT THE APPROPRIATE IDWR OFFICE, WITH PAYMENT OF THE FILING FEE AND THE OWNERSHIP DOCUMENT(S), AS REFERRED TO IN LINE 2.

**For IDWR Office Use Only:**Received by KAWDate 8/29/08Receipt Amt. 25.00Received by KAWDate 8/29/08Receipt No. 6087465Processed by AJ

Date \_\_\_\_\_

WR \_\_\_\_\_

Date \_\_\_\_\_



REPLACEMENT  
PROPERTY

PO6784

Exhibit "A"

A parcel of land located in Section 14, Township 3 North, Range 6 West, Boise Meridian, Owyhee County, Idaho. Being further described as follows:

Beginning at a point on the South boundary of the Northwest Quarter, Southeast Quarter of Section 14 from which the Southeast 1/16 Corner bears South 89° 55' 20" East a distance of 575.14 feet; thence along the South boundary of the North 1/2 of the South 1/2 of said Section 14 for the following three courses:

North 89° 55' 20" West to the Center-South 1/16 corner of said Section 14, a distance of 739.12 feet;

North 89° 55' 23" West to the Southwest 1/16 corner of said Section 14 (Southeast corner of Government Lot 3), a distance of 1316.13 feet;

North 89° 55' 23" West to the West boundary of said Section 14, (Idaho/Oregon state line, Southwest corner of Government Lot 3) a distance of 472.84 feet; thence leaving said South boundary, along the West boundary of said Section 14 for the following two courses;

North 00° 03' 09" West to the West 1/4 corner of said Section 14 (Southwest corner of Government Lot 2), a distance of 1303.82 feet;

North 00° 01' 09" East to the North 1/16 corner of said Section 14 (Northwest corner of Government Lot 2) a distance of 1303.38 feet; thence leaving said West boundary along the North boundary of the South 1/2 of the of the North 1/2 of said Section 14 for the following three courses;

North 89° 50' 04" East to the Northwest 1/16 corner (Northeast corner of Government Lot 2) a distance of 447.53 feet;

North 89° 50' 04" East to the Center-North 1/16 corner, a distance of 1299.77 feet;

North 89° 59' 12" East to the Northeast 1/16 corner of said Section 14, a distance of 1300.78 feet; thence along the East boundary of the Southwest 1/4, Northeast 1/4 of said Section 14,

South 01° 15' 56" East to the Center-East 1/16 corner of said Section 14, a distance of 1310.99 feet; thence along the East boundary of the Northwest 1/4, Southeast 1/4 of said Section 14,

South 01° 10' 57" East to a point on the centerline of Succor Creek Road, a distance of 7.00 feet; thence leaving said East boundary along the centerline of said Succor Creek road for the following five courses;

North 89° 58' 35" West a distance of 29.31 feet; along a tangent circular curve to the left with a radius of 200.00 feet and a central angle of 23° 56' 46" and an arc length of 83.59 feet (chord bearing of South 78° 03' 03" West a distance of 82.98 feet);

South 66° 04' 40" West a distance of 259.92 feet; along a tangent circular curve to the left with a radius of 500.00 feet and a central angle of 28° 11' 46" and an arc length of 246.06 feet (chord bearing of South 51° 58' 47" West a distance of 243.58 feet);

South 37° 52' 54" West a distance of 46.84 feet; thence leaving the Centerline of said Succor Creek Road,

South 01° 10' 57" East a distance of 988.93 feet to the POINT OF BEGINNING.

First American Title  
Schedule A

EXHIBIT "A"

Recording Requested By and  
When Recorded Return to:

Lyman Gene Winchester  
1002 Succor Creek Road  
Homedale, ID 83628

SPACE ABOVE THIS LINE FOR RECORDER'S USE ONLY

SPECIAL WARRANTY DEED

THIS SPECIAL WARRANTY DEED (this "Deed"), made as of the 4th day of October, 2005, is between PIONEER EXCHANGE ACCOMMODATION TITLEHOLDER #57, LLC, an Idaho limited liability company ("Grantor"), and Lyman Gene Winchester and Lena Winchester, husband and wife ("Grantee"), whose legal address is: 1002 Succor Creek Road, Homedale, ID 83628.

WITNESSETH, That Grantor, for and in consideration of One Dollar and No/100 (\$1.00) and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, has granted, bargained, sold and conveyed, and by these presents does grant, bargain, sell, convey and confirm, unto Grantee, its successors and assigns forever, all the real property, together with improvements, located in the County of Owyhee, State of Idaho, more particularly described as follows:

See legal description described on Exhibit "A" attached hereto

TOGETHER with all and singular the hereditaments and appurtenances thereto belonging, or in anywise appertaining, and the reversion and reversions, remainder and remainders, rents, issues and profits thereof, and all the estate, right, title, interest, claim and demand whatsoever of Grantor, either in law or equity, of in and to the above bargained premises, with the hereditaments, easements, rights of way and appurtenances, and with all of Grantor's interest, if any, in and to any and all minerals, water, ditches, wells, reservoirs and drains, and all water, ditch, well, reservoir and drainage rights which are appurtenant to, located on, now or hereafter acquired under or above or used in connection with the property (collectively, the "Property").

TO HAVE AND TO HOLD the said premises above bargained and described with the appurtenances, unto Grantee, its successors and assigns forever. Grantor, for itself, and its successors and assigns, does covenant, grant, bargain and agree to and with the Grantee, its successors and assigns, that at the time of the enrolling and delivery of these presents, Grantor is well seized of the premises above conveyed, has good, sure, perfect, absolute and indefeasible estate of inheritance, in law, in fee simple, and has good right, full power and lawful authority to grant, bargain, sell and convey the same in manner and form as aforesaid, and that the same are free and clear from all former and other grants, bargains, sales, liens, taxes, assessments, encumbrances and restrictions of whatever kind or nature whatsoever, as of April 4, 2005.

The Grantor shall and will ~~WARRANT AND FOREVER~~ DEFEND the above-bargained premises in the quiet and peaceable possession of Grantor ~~its~~ successors and assigns, against all and every person or persons claiming the whole or any part thereof BY, THROUGH OR UNDER Grantor.

IN WITNESS WHEREOF, Grantor has executed this Special Warranty Deed as of the date set forth above.

PIONEER EXCHANGE  
ACCOMMODATION TITLEHOLDER  
#57, LLC, an Idaho limited liability  
company

By: Pioneer 1031 Company, an  
Idaho corporation, Member

By: Candy Kirkes  
Name: Candy Kirkes

Its: Asst. Secretary

STATE OF IDAHO

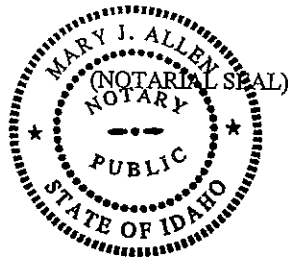
COUNTY OF ADA

)  
) ss.  
)

The foregoing instrument was acknowledged before me this 4<sup>th</sup> day of October, 2005, by Candy Kirkes, as Asst. Secretary of Pioneer 1031 Company, an Idaho corporation, Member of Pioneer Exchange Accommodation Titleholder #57, LLC, an Idaho limited liability company.

WITNESS my hand and official seal.

My commission expires 10/30/09.



Mary J. Allen  
Notary Public