

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

RECEIVED

MAR 05 2008

DEPARTMENT OF
WATER RESOURCES

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. 36-15995	36-15995				

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) Harvey Quesnell Ranches Inc
3542 N 2900 E
Twin Falls ID 83301

4. New Owner/Claimant(s) Dale and Becky Garrett Gerratt (per signature)
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address 1659 E 2200 S

City, State and ZIP Code Gooding ID 83330

New Telephone Number (208)

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) _____

Val R...
Becky Smart

(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 *un* _____
 Processed by _____ AJ

Date _____
 Date *3/5/08* _____
 Date _____

Receipt Amt. *25.00*
 Receipt No. *C080159*
 WR _____ Date _____

J-36782

WARRANTY DEED

Instrument # 2076786

JEROME COUNTY, JEROME, IDAHO

2007-11-08

04:21:07 No. of Pages: 7

Recorded for : LAND TITLE & ESCROW

MICHELLE EMERSON

Fee: 21.00

Ex-Officio Recorder Deputy

FOR VALUE RECEIVED,

HARVEY QUESNELL RANCHES, INC., an Idaho corporation, hereinafter the "Grantor", does hereby grant, bargain, sell and convey unto **DALE GERRATT and BECKY GERRATT**, husband and wife, whose address is 1659 E 2200 S, Gooding, ID 83330, hereinafter the "Grantees", the following described premises located in Jerome County, Idaho, to wit:

PARCEL NO. 1:

TOWNSHIP 10 SOUTH, RANGE 20, EAST OF THE BOISE MERIDIAN, JEROME COUNTY, IDAHO

Section 26: Lot 1; Lot 2; That part of W $\frac{1}{2}$ SE $\frac{1}{4}$ lying South and East and below Lateral A of the North Side Canal Company, Ltd.

Section 35: Lot 2;

Section 34: Lot 1; SW $\frac{1}{4}$ NE $\frac{1}{4}$; NE $\frac{1}{4}$ NE $\frac{1}{4}$; NW $\frac{1}{4}$ NE $\frac{1}{4}$, EXCEPT that portion more particularly described as follows:

Beginning at the Northwest corner of said NW $\frac{1}{4}$ NE $\frac{1}{4}$;
Thence running East on the Section line 40 rods;
Thence running South in a direct line to Lateral A;
Thence following West boundary of Lateral A, to the South line of said NW $\frac{1}{4}$ NE $\frac{1}{4}$;
Thence running West on the South boundary to the Southwest corner of the NW $\frac{1}{4}$ NE $\frac{1}{4}$;
Thence running North to THE PLACE OF BEGINNING.

PARCEL NO. 2:

TOWNSHIP 10 SOUTH, RANGE 20, EAST OF THE BOISE MERIDIAN, JEROME COUNTY, IDAHO

Section 26: SE $\frac{1}{4}$ SW $\frac{1}{4}$;

Section 35: NW $\frac{1}{4}$ NW $\frac{1}{4}$; Lot 3;

PARCEL NO. 3:

TOWNSHIP 10 SOUTH, RANGE 20, EAST OF THE BOISE MERIDIAN, JEROME COUNTY, IDAHO

Section 26: NE $\frac{1}{4}$ NE $\frac{1}{4}$; SE $\frac{1}{4}$ NE $\frac{1}{4}$, EXCEPTING THEREFROM the following tract:

Beginning at the Southwest corner of the SE $\frac{1}{4}$ NE $\frac{1}{4}$ of said Section;
Thence East along the quarter section line to the right of way line of the North Side Canal Company, Ltd., Lateral A;
Thence in a meandering Northeasterly direction following the said North Side Canal Company right of way to the North line of the SE $\frac{1}{4}$ NE $\frac{1}{4}$ of said Section;
Thence West to the Northwest corner of the said SE $\frac{1}{4}$ NE $\frac{1}{4}$;
Thence South to THE POINT OF BEGINNING.

AND EXCEPTING THEREFROM a parcel of land located in the NE $\frac{1}{4}$ NE $\frac{1}{4}$ and the NW $\frac{1}{4}$ NE $\frac{1}{4}$, more particularly described as follows:

Beginning at the Northeast corner of said Section 26, from which the North Quarter corner of said Section 26 bears South 89°44'40" West, 2648.06 feet;
Thence South 00°35'45" East along the East boundary of the NE $\frac{1}{4}$ NE $\frac{1}{4}$ of said Section 26 for a distance of 1321.14 feet to the Southeast corner of the NE $\frac{1}{4}$ NE $\frac{1}{4}$ of said Section 26;
Thence South 89°40'48" West along the South boundary of the NE $\frac{1}{4}$ NE $\frac{1}{4}$ of said Section 26 for a distance of 1330.25 feet to the Southwest corner of the NE $\frac{1}{4}$ NE $\frac{1}{4}$ of said Section 26;
Thence Northwesterly 2079.18 feet along a non-tangent curve right having a radius of 1322.61 feet, delta angle of 90°04'14" and a long chord bearing North 45°17'27" West for a distance of 1871.61 feet to a point on the North boundary of the NW $\frac{1}{4}$ NE $\frac{1}{4}$ of said Section 26;
Thence North 89°44'40" East along the North boundary of the NE $\frac{1}{4}$ of said Section 26 for a distance of 2646.64 feet to the POINT OF BEGINNING.

PARCEL NO. 4:

TOWNSHIP 10 SOUTH, RANGE 20 EAST OF THE BOISE MERIDIAN, JEROME COUNTY, IDAHO

Section 26: The W $\frac{1}{2}$ NE $\frac{1}{4}$ and part of the SE $\frac{1}{4}$ NE $\frac{1}{4}$ more particularly described as follows:

Beginning at the Southwest corner of said SE $\frac{1}{4}$ NE $\frac{1}{4}$;
Thence East along the quarter section line to the right-of-way line of Lateral "A" of the North Side Canal Company, Ltd.;
Thence in a meandering Northeasterly direction along the said Canal Company, right-of-way to the North line of said SE $\frac{1}{4}$ NE $\frac{1}{4}$;
Thence West to the Northwest corner of said SE $\frac{1}{4}$ NE $\frac{1}{4}$;
Thence South to the POINT OF BEGINNING;

That portion of the NE $\frac{1}{4}$ SE $\frac{1}{4}$ lying above Lateral "A" of the North Side Canal Company, Ltd.

That part of the NW $\frac{1}{4}$ SE $\frac{1}{4}$ that lies above Lateral "A" of the North Side Canal Company, Ltd.

EXCEPTING THEREFROM that part described as follows:

Commencing at the Northwest corner of said NW $\frac{1}{4}$ SE $\frac{1}{4}$;
Thence 175 feet East along the North boundary of said NW $\frac{1}{4}$ SE $\frac{1}{4}$;
Thence due South for 500 feet;
Thence due West for 175 feet, more or less, to the Westerly boundary of said NW $\frac{1}{4}$ SE $\frac{1}{4}$;
Thence North along the West boundary of said NW $\frac{1}{4}$ SE $\frac{1}{4}$ for 500 feet to the POINT OF BEGINNING;

ALSO EXCEPTING THEREFROM a parcel of land in the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of said Section, more particularly described as follows:

TOWNSHIP 10 SOUTH, RANGE 20 EAST OF THE BOISE MERIDIAN,
JEROME COUNTY, IDAHO

Section 26: A parcel of land in the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of said Section, more particularly described as follows:

Commencing at the East quarter corner of said Section 26 a distance of 2672.73 feet on a bearing of South 89°36'45" West along the East-West center quarter line of said Section 26 to the center quarter corner of said Section 26;
Thence on a bearing of South 0°03'56" East a distance of 500.00 feet along the North-South center quarter line of said Section 26 to THE REAL POINT OF BEGINNING;
Thence from this REAL POINT OF BEGINNING on a bearing of North 89°36'45" East a distance of 266.00 feet;
Thence on a bearing of South 79°50'16" East (South 79°05'16" East recorded) a distance of 364.87 feet;
Thence on a bearing of South 38°54'13" East a distance of 50.29 feet to the centerline of Northside Canal Company's Lateral A;
Thence along the centerline of Northside Canal Company's Lateral A the following courses and distances:
South 51°05'47" West 2.60 feet;
South 30°39'33" West 23.44 feet;
South 9°48'48" West 33.23 feet;
South 16°39'58" East 21.15 feet;
South 52°36'44" East 84.15 feet;
South 21°53'45" East 34.50 feet;
South 8°38'50" West 219.84 feet;
South 29°53'59" West 32.82 feet;
South 88°25'18" West 63.22 feet;
North 69°31'04" West 230.73 feet;

South 70°31'03" West 25.24 feet;
South 21°08'07" West 24.48 feet;
South 26°18'48" East 168.81 feet;
South 3°53'40" East 44.91 feet;
South 35°37'17" West 147.95 feet;
South 54°37'13" West 91.30 feet to the South boundary of the NW¼SE¼, Section 26;

Thence departing from the centerline of Northside Canal Company's Lateral A and along the South boundary of the NW¼SE¼, Section 26 on a bearing of North 89°39'18" West a distance of 277.84 feet to the West boundary of the NW¼SE¼, Section 26;

Thence along the West boundary of the NW¼SE¼, Section 26 on a bearing of North 0°03'56" West a distance of 828.60 feet to THE REAL POINT OF BEGINNING.

ALSO EXCEPTING THEREFROM a fifty foot wide tract of land being 25 feet in width on each side of the following described centerline in the SW¼NE¼ and the NW¼SE¼ all in Section 26, Township 10 South, Range 20 East, Boise Meridian, Jerome County, Idaho, described as follows:

Commencing at the East quarter corner of Section 26, Township 10 South, Range 20 East, Boise Meridian, South 89°36'45" West 2672.73 feet along the East-West center quarter line of Section 26 to the center quarter corner of said Section 26;

Thence along the North-South center quarter line of said Section 26 North 0°03'56" West 25.00 feet;

Thence North 89°36'45" East 40.00 feet to the east side of the Hillsdale Highway district road right-of-way (Idaho State road designation IS 55B) and joining said road and the POINT OF BEGINNING of said centerline and 50 foot wide tract of land;

Thence from said POINT OF BEGINNING on a bearing of North 89°36'45" East a distance of 226.00 feet;

Thence continuing along said centerline South 0°03'56" East 525.00 feet to the POINT OF ENDING of said centerline and 50 foot wide tract of land. Said POINT OF ENDING bears South 23°24'24" East 570.41 feet from the POINT OF BEGINNING.

AND ALSO EXCEPTING THEREFROM a parcel of land in the NW¼SE¼ being generally described as the East 66 feet of the West 241 feet of the North 500 feet of said NW¼SE¼ and being more specifically described as follows:

Commencing at the East Quarter Corner of Section 26, Township 10 South, Range 20 East Boise Meridian, which bears North 89°36'45" East, 2672.73 feet from the center Quarter corner;

Thence South 89°36'45" West 2431.73 feet to the REAL POINT OF BEGINNING;

Thence from said REAL POINT OF BEGINNING South 0°03'56" East 500 feet;

Thence South 89°36'45" West 66.00 feet;

Thence North 0°03'56" West 500 feet to the East-West Quarter line of said Section 26;

Thence North 89°36'45" East 66 feet along the East West center Quarter line to the REAL POINT OF BEGINNING.

EXCEPTING THEREFROM a parcel of land located in the NE¼NE¼ and the NW¼NE¼, more particularly described as follows:

Beginning at the Northeast corner of said Section 26, from which the North Quarter corner of said Section 26 bears South 89°44'40" West, 2648.06 feet;
Thence South 00°35'45" East along the East boundary of the NE¼NE¼ of said Section 26 for a distance of 1321.14 feet to the Southeast corner of the NE¼NE¼ of said Section 26;

Thence South 89°40'48" West along the South boundary of the NE¼NE¼ of said Section 26 for a distance of 1330.25 feet to the Southwest corner of the NE¼NE¼ of said Section 26;

Thence Northwesterly 2079.18 feet along a non-tangent curve right having a radius of 1322.61 feet, delta angle of 90°04'14" and a long chord bearing North 45°17'27" West for a distance of 1871.61 feet to a point on the North boundary of the NW¼NE¼ of said Section 26;

Thence North 89°44'40" East along the North boundary of the NE¼ of said Section 26 for a distance of 2646.64 feet to the POINT OF BEGINNING.

PARCEL NO. 5

Section 25 & 26: A parcel of land located in the NE¼NE¼ of Section 26, and the NW¼ of Section 25, more particularly described as follows:

Commencing at the Northeast corner of said Section 26, from which the North Quarter corner of said Section 26 bears South 89°44'40" West, 2648.06 feet; Thence South 00°35'45" East along the East boundary of the NE¼NE¼ of said Section 26 for a distance of 1081.13 feet to the POINT OF BEGINNING;

Thence North 89°40'48" East for a distance of 300.00 feet

Thence South 00°35'45" East and parallel with the East boundary of the NE¼ of said Section 26 for a distance of 1084.36 feet;

Thence South 89°24'15" West for a distance of 300.00 feet to a point on the East boundary of the NE¼ of said Section 26;

Thence North 00°35'45" West along the East boundary of the NE¼ of said Section 26 for a distance of 845.80 feet to the Southeast Corner of the NE¼NE¼ of said Section 26;

Thence South 89°40'48" West along the South boundary of the NE¼NE¼ of said Section 26 for a distance of 1076.02 feet;

Thence North 00°19'12" West for a distance of 240.00 feet;

Thence North 89°40'48" East and parallel with the South boundary of the NE¼NE¼ of said Section 26 for a distance of 1074.87 feet to the POINT OF BEGINNING.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees, their heirs and assigns forever. The said Grantor does hereby covenant to and with the

said Grantees, that it is the owner of said premises; that it will warrant and defend the same from all lawful claims whatsoever, except as hereinabove specifically provided, and the specific exceptions listed below:

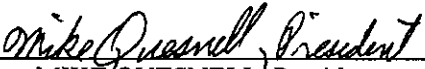
1. Taxes for 2007 and subsequent years, a lien, but not yet due or payable.
2. Assessments of the North Side Canal Company and the rights and powers of said Company as by law provided.
3. Right of way for roads, canals, laterals and waste ditches as contained in an Agreement by and between the State of Idaho, and the Twin Falls North Side Land and Water Company, dated August 21, 1907, recorded in Book 15 Page 589, Jerome County records.
4. Power Line Easement given by Albert McEwen and Melvina McEwen, husband and wife, to Idaho Power Company, a corporation, dated March 29, 1937, recorded June 11, 1937 in Book 110 Page 296 as Instrument Number 67161, Jerome County records, affecting the SW¼NE¼ and the NW¼SE¼ of Section 26, Township 10 South, Range 20, East Boise Meridian.
5. Power Line Easement given by A. C. Wilcox, a widower, to Idaho Power Company, a corporation, dated April 13, 1937, recorded June 11, 1937 in Book 110 Page 297 as Instrument Number 67162, Jerome County records, affecting the SE¼NE¼ of Section 26, Township 10 South, Range 20, East Boise Meridian.
6. Power Line Easement given by C. R. Morrill to Idaho Power Company, a corporation, dated June 14, 1965, recorded August 16, 1965 in Book 168 Page 529 as Instrument Number 164957, Jerome County records, affecting the NE¼ of Section 34, Township 10 South, Range 20, East Boise Meridian.
7. Power Line Easement given by C. R. Morrill to Idaho Power Company, a corporation, dated June 17, 1965, recorded March 2, 1966 in Book 184 Page 12 as Instrument Number 167151, Jerome County records, affecting the NE¼ of Section 34, Township 10 South, Range 20, East Boise Meridian.
8. Power Line Easement given by J. A. Huettig to Idaho Power Company, a corporation, dated March 28, 1966, recorded April 5, 1966 in Book 184 Page 27 as Instrument Number 167678, Jerome County records, affecting the NE¼; NW¼SE¼; SE¼NW¼ of Section 26, Township 10 South, Range 20, East Boise Meridian.
9. Subject to the Hillsdale Highway District road right-of-way.
10. Memorandum of Option to Purchase given by Harvey Quesnell Ranches, Inc., an Idaho corporation, Optionor, to George Bill Kelley and Virginia A. Kelley, husband and wife, Optionee, dated December 13, 2001, recorded December 14,

2001 as Instrument Number 2015820, Jerome County records. (affecting a 5 acre parcel of land located in Lot 1, Section 34, Township 10 South, Range 20 East of the Boise Meridian - part of Parcel No. 1)

11. Restriction disclosed in Letter dated July 28, 2003 from County of Jerome Planning and Zoning recorded July 30, 2003 as Instrument Number 2034652, Jerome County records, which states as follows: "Agriculture Building is a structure designed and constructed to house farm implements, hay, grain, poultry, livestock or other horticultural products. The structure shall not be a place of human habitation or a place of employment where agricultural products are processed, treated or packaged, nor shall it be a place used by the public."
12. Ground Lease dated February 13, 2004 between Harvey Quesnell Ranches, Inc., Lessor and Douglas Huettig, Lessee as set forth in ASSIGNMENT of Tenant's Interest in Ground Lease for Security to ZIONS FIRST NATIONAL BANK dated February 13, 2004, recorded February 18, 2004 as Instrument No. 2040926, Jerome County records.
13. Order of the Board of Directors of the North Snake Ground Water District against Harvey Quesnell Ranches, Inc., recorded December 13, 2004 as Instrument Number 2046618, Jerome County records.

DATED THIS 9 day of Nov., 2007.

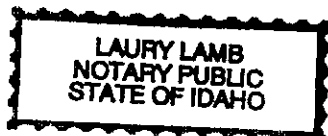
HARVEY QUESNELL RANCHES, INC.,

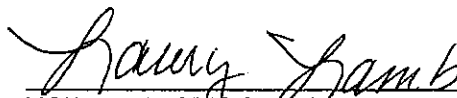

MIKE QUESNELL, President

STATE OF IDAHO)
 ss:
County of Jerome)

On this 9 day of Nov, 2007, before me, the undersigned, a Notary Public in and for said County and State, personally appeared MIKE QUESNELL, known to me to be the President of Harvey Quesnell Ranches, Inc., and the person whose name is subscribed to the within and foregoing instrument, and who acknowledged to me that he executed the same on behalf of the corporation.

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




NOTARY PUBLIC for Idaho
Residing at: Jerome
Commission Expires: 4/31/2010