

D & V

RECEIVED  
OCT 19 2006  
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 division of the existing water right or adjudication claim record will be required.

| Water<br>Right No(s)  | Adjudication<br>Claim No(s) | Split | Water<br>Right No(s) | Adjudication<br>Claim No(s) | Split |
|-----------------------|-----------------------------|-------|----------------------|-----------------------------|-------|
| <u>57-10148</u>       |                             |       |                      |                             |       |
| <u>LC 57-7034A</u>    |                             |       |                      |                             |       |
| <u>AD 02-7046E VI</u> |                             |       |                      |                             |       |
| <u>AT 02-2357B VI</u> |                             |       |                      |                             |       |
|                       |                             |       |                      |                             |       |
|                       |                             |       |                      |                             |       |

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)

Arthur J. and Verla J. Merrick - 834-2641  
21118 Wees Rd. Oreana, ID 83650

4. New Owner/Claimant(s)

Rubber Band Holdings LLC  
Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address

910 N. Curtis Rd

City, State and ZIP Code

Boise, ID 83706

New Telephone Number

208 377-3777

5. Date you acquired the property

10/2/06

**SUPPORT DATA**

**IN FILE #** 57-7034A

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<br>(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<br>(cubic feet per second or acre-feet per annum) | Description<br>(acres, number and type of stock, homes, etc) |
| Irrigation                                                                                                              | _____                                                                      | _____                                                        |
| Stock                                                                                                                   | _____                                                                      | _____                                                        |
| Domestic                                                                                                                | _____                                                                      | _____                                                        |
| Other _____                                                                                                             | _____                                                                      | _____                                                        |
| Total                                                                                                                   | _____                                                                      | _____                                                        |

| DESCRIPTION OF YOUR PORTION OF WATER RIGHT<br>(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<br>(cubic feet per second or acre-feet per annum) | Description<br>(acres, number and type of stock, homes, etc) |
| Irrigation                                                                                                              | _____                                                                      | _____                                                        |
| Stock                                                                                                                   | _____                                                                      | _____                                                        |
| Domestic                                                                                                                | _____                                                                      | _____                                                        |
| Other _____                                                                                                             | _____                                                                      | _____                                                        |
| Total                                                                                                                   | _____                                                                      | _____                                                        |

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

James W. Kroy  
Manager

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 Wagnon Date 10-19-06 Fee 50  
 Received by Wagnon Date 10-19-06 Receipt No. W034800  
 Processed by \_\_\_\_\_ AJ Date \_\_\_\_\_ WR \_\_\_\_\_ Date \_\_\_\_\_

EXHIBIT A

In Township 4 South, Range 1 East, Boise Meridian, Owyhee County, Idaho  
Section 2: East One-Half Northeast Quarter, Northeast Quarter Southeast Quarter  
Southeast Quarter Southeast Quarter lying North of irrigation ditch

Section 1: A portion of West One-Half Northwest Quarter, Southwest Quarter that lies Westerly of a line and Northerly of said irrigation ditch, said line and ditch being more particularly described as follows:

Commencing at the Northwest corner of said Section 1; thence

South 89° 47' 40" East along the North boundary of said Northwest Quarter Northwest Quarter, Section 1, a distance of 434.91 feet to the TRUE POINT OF BEGINNING; thence

South 50° 18' 33" East a distance of 205.14 feet; thence  
South 46° 15' 23" East a distance of 108.41 feet; thence  
South 20° 46' 08" East a distance of 95.00 feet; thence  
South 0° 14' 15" West a distance of 377.58 feet; thence  
South 25° 11' 43" West a distance of 88.00 feet; thence  
South 9° 52' 00" West a distance of 54.43 feet; thence  
South 21° 16' 02" East a distance of 77.07 feet; thence  
South 39° 18' 21" East a distance of 281.33 feet; thence  
South 18° 37' 25" East a distance of 96.39 feet; thence  
South 9° 29' 26" West a distance of 41.48 feet; thence  
South 31° 37' 45" West a distance of 113.25 feet; thence  
South 19° 16' 38" West a distance of 142.14 feet; thence  
South 36° 22' 41" West a distance of 74.77 feet; thence  
South 44° 45' 57" West a distance of 112.82 feet; thence  
South 30° 19' 46" West a distance of 52.82 feet; thence  
South 15° 33' 05" West a distance of 153.08 feet; thence  
South 8° 29' 25" East a distance of 88.15 feet; thence  
South 27° 55' 28" East a distance of 64.90 feet; thence  
South 53° 16' 26" East a distance of 116.21 feet; thence  
South 20° 00' 03" East a distance of 66.60 feet; thence  
South 14° 56' 58" West a distance of 143.75 feet; thence  
South 8° 26' 21" West a distance of 189.05 feet; thence  
South 26° 22' 53" West a distance of 133.97 feet; thence  
South 11° 44' 55" West a distance of 71.65 feet; thence  
South 7° 28' 01" East a distance of 74.74 feet; thence  
South 27° 46' 00" East a distance of 152.71 feet; thence  
South 44° 58' 50" East a distance of 95.27 feet; thence  
South 30° 06' 37" East a distance of 167.45 feet; thence  
South 42° 30' 55" East a distance of 138.78 feet; thence  
South 59° 32' 09" East a distance of 93.42 feet; thence  
South 32° 29' 34" East a distance of 53.36 feet; thence  
South 14° 28' 42" East a distance of 275.44 feet; thence  
South 22° 46' 37" East a distance of 162.18 feet; thence  
South 44° 29' 47" East a distance of 100.85 feet; thence  
South 31° 02' 08" East a distance of 151.32 feet; thence  
South 17° 40' 53" East a distance of 126.46 feet; thence  
South 9° 14' 17" West a distance of 177.88 feet; thence  
South 26° 29' 36" West a distance of 115.23 feet; thence  
South 16° 05' 10" West a distance of 105.81 feet; thence  
South 64° 18' 04" West a distance of 111.56 feet; thence  
North 68° 53' 24" West a distance of 46.89 feet; thence  
North 46° 55' 15" West a distance of 58.00 feet; thence  
North 40° 27' 42" West a distance of 102.14 feet; thence  
North 74° 03' 10" West a distance of 80.46 feet; thence  
South 19° 25' 50" West a distance of 23.75 feet to the centerline of an irrigation easement;

thence

South 64° 16' 59" West along said centerline a distance of 1568.15 feet; thence  
South 86° 13' 09" West along said centerline a distance of 925.84 feet; thence  
North 85° 01' 46" West along said centerline a distance of 70.00 feet, more or less, to a point  
on the West boundary of Southeast Quarter Southeast Quarter.



100 10th Avenue South / Nampa, Idaho  
83651 / (208) 466-6100

REQUEST  
TYPE *WED* FEE *10*

PIONEER - NAMPA

CHRYSLER CREDIT RECORDERS  
C HOLL MALES

2006 OCT 5 PM 12 05

RECORDED

200680801

200611436 *L.A.*

## WARRANTY DEED

For Value Received James W. Kranz and Carol J. Kranz, husband and wife

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

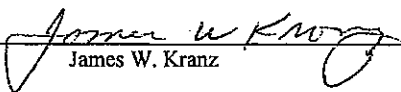
Rubber Band Holdings, LLC, an Idaho Limited Liability Company

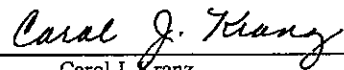
hereinafter referred to as Grantee, whose current address is 910 N. Curtis Road, Boise, ID 83706  
the following described premises, to-wit:

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: September 29, 2006

  
James W. Kranz

  
Carol J. Kranz

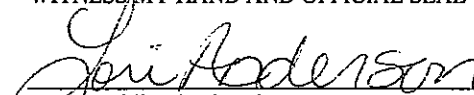
State of Idaho

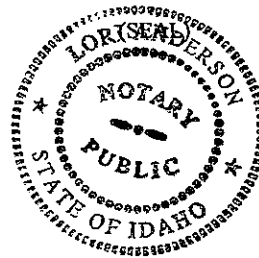
SS.

County of Canyon

On this 2nd day of October, 2006, before me, the undersigned, a Notary Public, in and for said State, personally appeared James W. Kranz and Carol J. Kranz known to me, and/or identified to me on the basis of satisfactory evidence, to be the persons whose names are subscribed to the within instrument and acknowledged to me that they executed the same.

WITNESS MY HAND AND OFFICIAL SEAL

  
Notary Public Lori Anderson  
Residing at: Boise, ID  
Commission Expires: 8/2/2008



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