

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

DE

RECEIVED
MAY 14 2008
 DEPT. OF WATER RESOURCES
 SOUTHERN REGION

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)
PD 45-13448					

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) J. Sander Elquist
1425 S. 112 W. Oakley, Id. 83343
4. New Owner/Claimant(s) Earl Clayville, Karl Clayville, Mike Clayville
 Name Connector (Check one): ☒ and, ☐ or, ☐ and/or
- New Mailing Address 150 E. 400 S. Rupert, Id. 83350
- City, State and ZIP Code _____
- New Telephone Number (208) 436-5671 Email: _____

5. Date you acquired the property March 21, 2008

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) X Earl Clayville (title if applicable)
X Karl Clayville (title if applicable)
Mike Clayville (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 [Signature]
 Received by [Signature]
 Processed by _____ AJ

Date 5/14/08
 Date 5/14/08
 Date _____

Receipt Amt. \$25
 Receipt No. SC 30189
 WR _____ Date _____

WARRANTY DEED

CASSIA COUNTY
RECORDED FOR:
LAND TITLE AND ESCROW RUPE
4:13:01 pm 03-21-2008 #EC1732R
2008-001750
NO. PAGES: 3 FEE: \$9.00
LARRY A. MICKELSEN
COUNTY CLERK
DEPUTY: WLMARR

For Value Received

J. SANDER ELQUIST and SANDRA E. ELQUIST, husband and wife

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto

EARL CLAYVILLE , a married man dealing with his sole and separate property, an undivided 1/3 interest, MIKE CLAYVILLE, a married man dealing with his sole and separate property, an undivided 1/3 interest and KARL CLAYVILLE, a married man dealing with his sole and separate property, an undivided 1/3 interest
Address: 150 E. 400 S., Rupert, Id. 83350

Hereinafter called the Grantee, the following described premises situated in **Cassia** County, Idaho, to-wit:

See Attached Exhibit "A"

SUBJECT TO:

All reservations in patents or deeds in the chain of title.

Taxes for 2008 and subsequent years.

Reservation contained in State of Idaho Deed to Bill Edward Atchley and Eula Mae Atchley, husband and wife, dated November 20, 1980 and recorded February 5, 1996 as Instrument No. 240984 on Film No. 264, records of Cassia County, Idaho, which reads as follows: " The State reserves the right to all coal, oil, shale, gas phosphate, sodium, asbestos, gold, silver, lead, zinc, copper, antimony and all minerals or deposits of minerals of whatsoever kind or character, including sand, gravel and pumice pursuant to Sec. 47-701, Idaho Code; also reserved to the state are geothermal resources, including assoicated by-products."
(Affects Parcel No. 2)

Reservation as disclosed by State of Idaho Deed to Julie L. Conrad, dated January 31, 2000 and recorded April 4, 2001 as Instrument No. 274243, records of Cassia County, Idaho, which reads as follows: "The State reserves the right to all coal, oil, oil shale, gas, phosphate, sodium, asbestos, gold, silver, lead, zinc, copper, antimony and all minerals or deposits of minerals of whatsoever kind or character including geothermal resources (and associated by -products), sand, gravel and pumice."
(Affects Parcel No. 1)

Lack of right of access to and from the land. Right of access to and from the land, if any, is not established of record and assurance of such right of access is excluded from coverage.

Exhibit "A"

ORDER NO.: EC1732R/44766

PARCEL NO. 1:

**TOWNSHIP 13 SOUTH, RANGE 23 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO**

Section 16: E½

PARCEL NO. 2:

**TOWNSHIP 13 SOUTH, RANGE 23 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO**

Section 16: NW¼