

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

NOV 18 2006
 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 division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
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PD ~~36-16089~~
36-16088 - split into 36-16477 - Omostuano
36-16478 - ROSS
 Per o/c submitted 6-17-04, processed 3/10/08 SL

36-16478

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) Dave & Bonny Ross
P. O. Box 631, Jerome, ID 83338
4. New Owner/Claimant(s) Mark Lewis
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address 2911 South 1050 East
- City, State and ZIP Code Hagerman, ID 83332
- New Telephone Number () _____
5. Date you acquired the property 11-2-06

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

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

7. Signature of New Owner(s) or Claimant(s) *X. Marsh Lewis*
(include title if applicable) _____

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 *AMB* Date *11-06-06* Fee *\$25.00*
 Receipted by *AMB* Date *11-06-06* Receipt No. *C082548*
 Processed by _____ AJ Date _____ WR _____ Date _____

Instru # 218951

GOODING, GOODING, IDAHO

2006-11-02

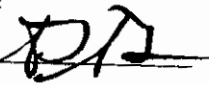
04:16:59 No. of Pages: 3

Recorded for : LAND TITLE JEROME

DENISE M. GILL

Fee: 9.00

Ex-Officio Recorder Deputy



WARRANTY DEED

#G-36074

For Value Received

DAVE ROSS and BONNY ROSS, husband and wife

NOV 06 2006

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

PARTIAL OF
SURFACE COURTESY

MARK LEWIS, a single man

Address: P O Box 88, Jerome, ID 83338

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

SEE ATTACHED EXHIBIT "A"

SUBJECT TO:

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

Taxes for 2006 and subsequent years, taxes are an accruing lien, not yet due or payable.

Assessments levied or to be levied by any local Irrigation District.

Assessments if any for delivery of water to be applied to part of the NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 36 and use of waters from Weatherby Springs through the said Durfee and Hoagland ditch as decreed in Book 6 of Judgments Page 31, Gooding County records and disclosed in Book 18 of Deeds Page 572, Gooding County records.

Power Line Easement given by Armedia Eliason to Idaho Power Company, a corporation, dated December 18, 1931, recorded May 21, 1932 in Book 3 Page 466 as Instrument Number 54628, Gooding County records, affecting a portion of the NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 36, Township 7 South, Range 13 East Boise Meridian.

Pipe Line and Water Agreement by and between Armedia Eliason, party of the first part and Carrie Eliason, party of the second part, dated March 16, 1935, recorded March 16, 1935 in Book 3 Page 536 as Instrument Number 61097, Gooding County records, pertaining to water rights running through ditch and pipe line.

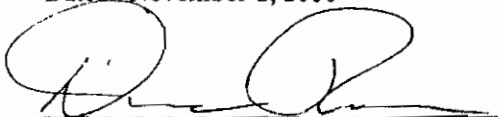
County road easement and Brailford Ditch and Clifford Ditch as disclosed on Survey recorded April 30, 2003 as Instrument Number 200520, Gooding County records.

Power Line Easement given by David Ross to Idaho Power Company, a corporation, dated June 21, 2005, recorded October 5, 2005 as Instrument Number 213279, Gooding County records, affecting a parcel of land in Section 36, Township 7 South, Range 13 East, Boise Meridian, Gooding County, Idaho.

**TOGETHER WITH all water and water rights, ditches and ditch rights used thereon or appurtenant thereto including but not limited to that portion of Water Right No. 36-16088 appurtenant to the NW1/4NE1/4 in Section 36, T. 7 South, R. 13 E. of B.M. .24 CFS
Priority Date of 3/08/1902**

TO HAVE AND TO HOLD, the said premises, with their appurtenances unto the said Grantee and to the successors heirs and assigns of the Grantee forever. The Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that they are free from all incumbrances except as above described and that Grantor will warrant and defend the same from all lawful claims whatsoever.

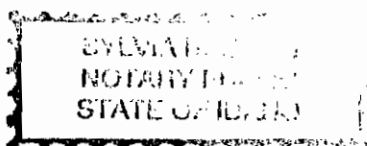
Dated: November 2, 2006


DAVE ROSS


BONNY ROSS

STATE OF IDAHO)
) ss.
COUNTY OF JEROME)

On this 2nd day of November, 2006, before me, the undersigned, a Notary Public in and for said State, personally appeared **DAVE ROSS and BONNY ROSS**, known or identified to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.



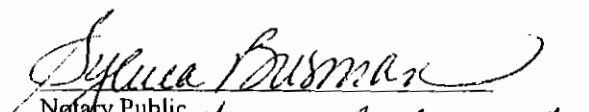

Notary Public
Residing at Twins Falls, ID
My Commission expires 06-09-2010

EXHIBIT A

Order Number: G-36074

TOWNSHIP 7 SOUTH, RANGE 13 EAST OF THE BOISE MERIDIAN,
GOODING COUNTY, IDAHO

Section 36: A parcel of land located in the NW $\frac{1}{4}$ NE $\frac{1}{4}$, described as follows:

Commencing at the Northwest Corner of Section 36, Township 7 South, Range 13 East Boise Meridian, marked by a $\frac{5}{8}$ " rebar which bears North 0°11'55" East a distance of 5331.62 feet from the Southwest corner of Section 36;
Thence on a bearing of North 89°54'00" East a distance of 2627.70 feet along the North boundary of said Section 36 to the North Quarter corner of said Section 36;
Thence along the West boundary of the said NW $\frac{1}{4}$ NE $\frac{1}{4}$ on a bearing of South 0°03'46" West a distance of 262.71 feet to the REAL POINT OF BEGINNING;
Thence from this REAL POINT OF BEGINNING on a bearing of South 88°54'03" East a distance of 57.66 feet to a fence line along the North bank of the Old Clifford Ditch;
Thence along said fence line on a bearing of South 88°54'03" East a distance of 93.75 feet;
Thence along said fence line on a bearing of South 88°46'41" East a distance of 114.99 feet;
Thence along said fence line on a bearing of South 89°43'47" East a distance of 114.39 feet;
Thence along said fence line on a bearing of South 89°43'47" East a distance of 56.79 feet to the centerline of a County Road;
Thence along the centerline of a County Road on a bearing of South 5°03'32" West a distance of 29.11 feet;
Thence along the centerline of a County Road on a bearing of South 5°03'32" West a distance of 49.01 feet;
Thence along the centerline of a County Road on a bearing of South 11°26'50" West a distance of 50.29 feet;
Thence along the centerline of a County Road on a bearing of South 16°24'10" West a distance of 51.19 feet;
Thence along the centerline of a County Road on a bearing of South 19°14'23" West a distance of 161.97 feet;
Thence along the centerline of a County Road on a bearing of South 15°54'15" West a distance of 83.20 feet;
Thence on a bearing of South 89°54'00" West a distance of 330.49 feet to the West boundary of said NW $\frac{1}{4}$ NE $\frac{1}{4}$;
Thence along the West boundary of the said NW $\frac{1}{4}$ NE $\frac{1}{4}$ on a bearing of North 0°03'46" East a distance of 415.89 feet to the REAL POINT OF BEGINNING.

SUBJECT TO Country Road easement twenty-five (25) feet in width adjacent to and along the East boundary thereof.