

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 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)
01-2077		X	01-10548		
01-2078		X	01-10549		
			01-10550		
			01-10551		
			01-10552		
			01-10553		

2. The following **REQUIRED** information must be submitted with this form:

- A. The appropriate **FILING FEE**. See instructions for fee amounts. \$200-
- 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)

Tomchack

4. New Owner/Claimant(s)

IRA Express FBO Raymond J. Hickey

Name Connector (Check one): ☐ and, ☐ or, ☒ and/or

New Mailing Address

458 N. Bassett Rd.

City, State and ZIP Code

Roberts, ID 83444

New Telephone Number

(208) 589-0452

Email:

SUPPORT DATA

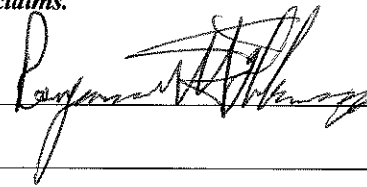
5. Date you acquired the property

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)



(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 jc
 Received by jc
 Processed by _____ AJ

Date 11/30/07
 Date 11/30/07
 Date _____

Receipt Amt. \$225-
 Receipt No. E033612
 WR _____ Date _____

LIMITED LIABILITY COMPANY WARRANTY DEED

326248

PT ELLIOTT, LLC, an Idaho Limited Liability Company, a Limited Liability Company under the laws of the State of Idaho, having been duly authorized by and in accordance with its Articles of Organization, as GRANTOR, for good and valuable considerations, the receipt of which is hereby acknowledged, does hereby grant, bargain, sell and convey unto IRA EXPRESS, INC. FBO RAYMOND J. HICKEY, as GRANTEE, whose address is P. O. Box 9, Cedar City Ut 84721, and Grantee's successors and assigns, all of the following described real property, to-wit:

Township 4 North, Range 37 East of the Boise Meridian, Jefferson County, Idaho:

Section 4: That portion of the S1/2S1/2SW1/4SE1/4 lying South of a diagonal line running in a Northeasterly direction from the Southwest Corner of the S1/2S1/2SW1/4SE1/4 to the Northeast Corner of the S1/2S1/2SW1/4SE1/4

EXCEPTING THEREFROM ALL OF THE FOLLOWING DESCRIBED PROPERTY:

a. That portion of the W1/2W1/2SW1/4SE1/4 lying South of the above diagonal line that overlaps the S1/2S1/2SW1/4SE1/4

Section 9: NW1/4NE1/4 lying East of the Oregon Shortline Railroad
N1/2SW1/4NE1/4 lying East of the Oregon Shortline Railroad

That portion of the N1/2S1/2SW1/4NE1/4 lying North of a diagonal line running in a Northwesterly direction from the Southeast Corner of the N1/2S1/2SW1/4NE1/4 to the Northwest Corner of the N1/2S1/2SW1/4NE1/4 lying East of the Oregon Shortline Railroad

EXCEPTING THEREFROM ALL OF THE FOLLOWING DESCRIBED PROPERTY:

a. That portion of the N1/2N1/2NW1/4NE1/4 lying West of a diagonal line running in a Northeasterly direction from the Southwest Corner of the N1/2N1/2NW1/4NE1/4 to the Northeast Corner of the W1/2W1/2NW1/4NE1/4.

SUBJECT TO the 2003 and subsequent years general taxes and assessments, all existing patent reservations, easements, right of ways, protective and restrictive covenants, zoning ordinances and applicable building codes, laws and regulations.

TOGETHER WITH any and all improvements, water and ditch rights, easements, tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and any reversion, remainder, rents, issues, and profits thereof, Grantor, for itself, and its successors and assigns, does hereby warrant and agree to forever defend the Grantee, and Grantee's successors and assigns, in the quiet and peaceful possession of said premises against the lawful claims of any and all persons. In construing this Deed and where the context so requires, the singular includes the plural, and the masculine, the feminine and neuter.

Dated: October 1, 2003

PT ELLIOTT, LLC, an Idaho Limited Liability Company
Limited Liability Company Name

by: *Carol Zittler*
Managing Member

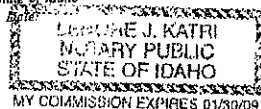
by: *Heidi Zittler*
Managing Member

STATE OF IDAHO

COUNTY OF Bonneville

On October 1, 2003, before me, the undersigned, personally appeared *Carol Zittler & Heidi Zittler* known or identified to me to be Managing Members of the limited liability company that executed the within instrument, and acknowledged to me that such company executed the same.

Notary Public for the State of Idaho
Commission Expiration Date:



Instrument # 326248

RIOBY, JEFFERSON, IDAHO
2003-10-07 04:37:00 No. of Pages: 1
Recorded for: BONNEVILLE LAND & TITLE
CHRISTINE BOULTER Fee: 3.00
Ex-Officio Recorder Deputy
Index to: WARRANTY DEED

RECEIVED BY

ASSESSOR

For PLATTING

Date: 10/3/03 Time: 4:32

Bonneville Land & Title Co.

LIMITED LIABILITY COMPANY WARRANTY DEED

326247

PT ELLIOTT, LLC, a Limited Liability Company under the laws of the State of Idaho, having been duly authorized by and in accordance with its Articles of Organization, as **GRANTOR**,

for good and valuable considerations, the receipt of which is hereby acknowledged, does hereby grant, bargain, sell and convey unto

RAYMOND J. HICKEY & CYNTHIA M. HICKEY GRANTEE, whose address is ~~2105 Alan Street #6~~ **2105 Alan Street #6**, and Grantee's successors and assigns, all of the following described real property, to-wit:

2105 Alan Street #6
Idaho Falls, Id 83402

Township 4 North, Range 37 East of the Boise Meridian, Jefferson County, Idaho:

Section 4: S1/2 S1/2 SE1/4 SW1/4 lying East of the Oregon Shortline Railroad

ALSO: That portion of the S1/2 S1/2 SW1/4 SE1/4 lying North of a diagonal line running in a Northeasterly direction from the Southwest Corner of the S1/2 S1/2 SW1/4 SE1/4 to the Northeast Corner of S1/2 S1/2 SW1/4 SE1/4, plus that portion of the W1/2 W1/2 SW1/4 SE1/4 lying South of the above diagonal line

Section 9: NE1/4 NW1/4 lying East of the Oregon Shortline Railroad
S1/2 S1/2 SW1/4 NE1/4 lying East of the Oregon Shortline Railroad
S1/2 S1/2 SE1/4 NE1/4

ALSO: That portion of the N1/2 N1/2 NW1/4 NE1/4 lying West of a diagonal line running in a Northeasterly direction from the Southwest Corner of the N1/2 N1/2 NW1/4 NE1/4 to the Northeast Corner of the W1/2 W1/2 NW1/4 NE1/4

ALSO: That portion of the N1/2 S1/2 SW1/4 NE1/4 lying South of a diagonal line running in a Northwesterly direction from the Southeast Corner of the N1/2 S1/2 SW1/4 NE1/4 to the Northwest Corner of the N1/2 S1/2 SW1/4 NE1/4 lying East of the Oregon Shortline Railroad

Section 10: Government Lot 9

SUBJECT TO the 2003 and subsequent years general taxes and assessments, all existing patent reservations, easements, right of ways, protective and restrictive covenants, zoning ordinances and applicable building codes, laws and regulations.

TOGETHER WITH any and all improvements, water and ditch rights, easements, tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and any reversion, remainder, rents, issues, and profits thereof.

Grantor, for itself, and its successors and assigns, does hereby warrant and agree to forever defend the Grantee, and Grantee's successors and assigns, in the quiet and peaceful possession of said premises against the lawful claims of any and all persons.

In construing this Deed and where the context so requires, the singular includes the plural, and the masculine, the feminine and neuter.

Dated: October 7, 2003

PT ELLIOTT, LLC
Limited Liability Company Name

by: *Carl Zitelau*
Managing Member

by: *Nessie Zitelau*
Managing Member

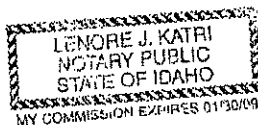
STATE OF IDAHO)

COUNTY OF Bonneville) ss

On October 7, 2003, before me, the undersigned, personally appeared

Carl Zitelau and Nessie Zitelau known or identified to me to be Managing Member(s) of the limited liability company that executed the within instrument, and acknowledged to me that such company executed the same.

[Signature]
Notary Public for the State of Idaho
Commission Expiration Date:



Instrument # 326247

ROBEY, JEFFERSON, IDAHO
2003-10-07 04:31:00 No. of Pages: 1
Recorded for: BONNEVILLE LAND & TITLE
CHRISTINE BOULTER Fee: 3.00
Ex-Officio Recorder Deputy
Index to: WARRANTY DEED

RECEIVED BY

ASSESSOR

For PLATTING

Date 10/7/03 Time 4:31

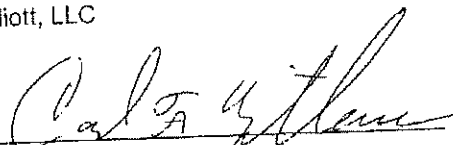
Bonneville Land & Title Co.

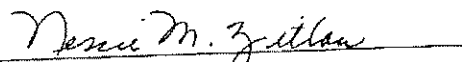
Date: 12/12/2006

Warranty Deed
- continued

File No.: 192705-RI (re)

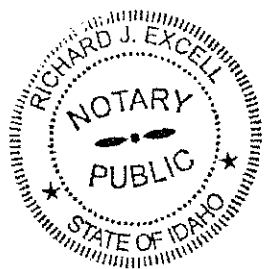
PT Elliott, LLC

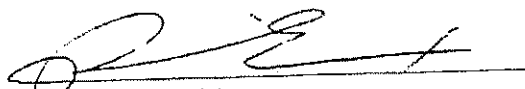

By: Carl F. Zitlau, Manager


By: Nessie M. Zitlau, Manager

STATE OF Idaho)
SS.
COUNTY OF Jefferson)

On this **Thirteenth day of December, 2006**, before me, a Notary Public in and for said State, personally appeared **Carl F. Zitlau and Nessie M. Zitlau**, known or identified to me to be the person whose name is subscribed to the within Instrument as one of the Managers/Members of the **PT Elliott, LLC**, which is known or identified to me to be the entity whose name is subscribed to the within instrument and acknowledged to me that they executed the same in said Limited Liability Company's name.




Notary Public of Idaho
Residing at: Rigby, ID
Commission Expires: 4-11-09

This Deed is being re-recorded to
correct legal description.

ALLIANCE TITLE & ESCROW CO.

BLT CJ-1183

WARRANTY DEED

326246

313909

BURLEIGH TOMCHAK and MABEL TOMCHAK, husband and wife, as GRANTOR,
for good and valuable considerations, the receipt of which is hereby acknowledged, does hereby grant, bargain, sell and convey unto
PT ELLIOTT, LLC, an Idaho Limited Liability Company, as GRANTEE,
whose address is 392 North 4500 East, Rigby, Id 83442, and Grantee's successors and assigns, all of the following described real property, to-wit:

TRACT I:

Township 4 North, Range 37 East of the Boise Meridian, Jefferson County, Idaho.
Section 3: Lots 5, 6, 7, 8, 11, 12, 13 and 14
NW1/4SW1/4

Section 9: The North 1/2 of said Section 9, lying East of the Oregon Shortline Railroad.
Section 10: Lots 8 and 9.

TRACT II:

Township 4 North, Range 37 East of the Boise Meridian, Jefferson County, Idaho.
Section 4: E1/2, SW1/4 lying East of the Railroad right of way.

Instrument # 326246
RIGBY, JEFFERSON, IDAHO
2003-10-07 04:30:00 No. of Pages: 1
Recorded for: BONNEVILLE LAND & TITLE
CHRISTINE SOULTER Fee: 3.00 *lk*
Ex-Officio Recorder Deputy
Index to: RE-RECORDED

SUBJECT TO the 2002 and subsequent years general taxes and assessments, all existing patent reservations, easements,
right of ways, protective and restrictive covenants, zoning ordinances and applicable building codes, laws and regulations.

TOGETHER WITH any and all improvements, water and ditch rights, easements, tenements, hereditaments and appurtenances thereunto belonging or
in anywise appertaining, and any reversion, remainder, rents, issues, and profits thereof.

Grantor, for himself and his successors and assigns, does hereby warrant and agree to forever defend the Grantee, and Grantee's successors and
assigns, in the quiet and peaceful possession of said premises against the lawful claims of any and all persons.

In construing this Deed and where the context so requires, the singular includes the plural, and the masculine, the feminine and neuter.

Dated: April 4, 2002

Burleigh Tomchak
Burleigh Tomchak

Mabel Tomchak
Mabel Tomchak

STATE OF IDAHO)

) ss

COUNTY OF Bonneville)

On April 4, 2002, before me, the undersigned, personally appeared
Burleigh Tomchak and Mabel Tomchak

known or identified to me to be the person(s) whose name(s) is/are subscribed to
the within instrument, and acknowledged to me that he/she/they executed the same.

Lenore J. Katri
Notary Public for the State of Idaho
Commission Expiration Date: 1/28/2003

LENORE J. KATRI
NOTARY PUBLIC
STATE OF IDAHO

Instrument # 313909
RIGBY, JEFFERSON, IDAHO
2002-04-05 02:50:00 No. of Pages: 1
Recorded for: ALLIANCE TITLE & ESCROW
CONNIE M. KELLER Fee: 3.00 *lk*
Ex-Officio Recorder Deputy
Index to: WARRANTY DEED

RECEIVED BY
ASSESSOR

For PLATTING
Date 4-5-03 Time 2:50

Bonneville Land & Title Co.