

100 Dec ✓

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

RECEIVED

OCT 19 2006

Please print or type. Attach pages with additional information. Instructions are included at the end of this form. Incomplete forms will be returned.

WATER RESOURCES
WESTERN REGION

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
67-99 ^{sent to:} <u>AJ</u>		<u>no</u>	67-11774 <u>AJ</u>		<u>no</u>
67-102B <u>AJ</u>		<u>no</u>	67-14482 <u>AJ</u>		<u>no</u>
67-11771 <u>PD</u>		<u>no</u>	67-14484 <u>AJ</u>		<u>no</u>
67-11772 <u>PD</u>		<u>no</u>			
67-11773 <u>PD</u>		<u>no</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) Owen Thomas Barry III
10100 Santa Monica Blvd, Los Angeles, CA 90067

4. New Owner/Claimant(s) JLS Capital Group, LLC
Jake G. Merrill & Lindsay N. Merrill
Name Connector (Check one): [] and, [] or, [] and/or

New Mailing Address 25760 Duff Lane

City, State and ZIP Code Middleton, ID 83644

New Telephone Number (208) 939-9922

Date you acquired the property June 9, 2006

SUPPORT DATA

IN FILE # 67-11771

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)
(include title if applicable)

[Handwritten Signature]
[Handwritten Signature]

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 <i>[Signature]</i>	Date <u>10-19-06</u>	Fee <u>75-</u>
Receipted by <i>[Signature]</i>	Date <u>10-19-06</u>	Receipt No. <u>W034801</u>
Processed by _____	AJ Date _____	WR _____ Date _____

1-1870 WARRANTY DEED

For Value Received, TOM BARRY LIVING TRUST, dated March 31, 1998

the grantor does hereby grant, bargain, sell and convey unto
JLS CAPITAL GROUP, LLC, an Idaho limited liability company
AND

JAKE G. MERRILL and LINDSAY N. MERRILL, husband and wife

the grantee, whose current address is 25760 DUFF LANE, MIDDLETON, ID 83644

the following described premises, in Adams County, Idaho, to-wit:

SEE ATTACHED EXHIBIT 'A' MADE A PART HEREOF

TO HAVE AND TO HOLD THE said premises, with their appurtenances unto the said Grantee, its heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that it is the owner in fee simple of said premises; that they are free from all encumbrances excepting for all easements of record, rights of way, matters visible, and all matters of record and title and that they will warrant and defend the same from all lawful claims whatsoever.

Date: JUNE 8, 2006

TOM BARRY LIVING TRUST, dated
March 31, 1998

Instrument # 111870

COUNCIL, ADAMS, IDAHO

2006-06-12 03:53:29 No. of Pages: 2

Recorded for: TIMBERLINE TITLE & ESCROW

MICHAEL FISK

Fee: 6.00

Ex-Officio Recorder Deputy

Index to DEED

BY: Owen Thomas Barry, III Trustee
OWEN THOMAS BARRY, III, Trustee

STATE OF Iowa)
)
COUNTY OF Jones)

On this 8th day of JUNE, in the year of 2006, before me, a Notary Public in and for said State, personally appeared OWEN THOMAS BARRY, III, known or identified to me to be the person whose name is subscribed to the within instrument as trustee of the TOM BARRY LIVING TRUST, dated March 31, 1998, and acknowledged to me that he executed the same as such Trustee.

Bridget A. Maruga
Notary Public
Residing at: Ahamosa, IA
Commission expires: 3-13-2007



BRIDGET A. MARUGA
COMMISSION # 138894
MY COMMISSION EXPIRES
3-13-2007

EXHIBIT 'A'

Township 15 North, Range 1 West, Boise Meridian, Adams County, Idaho

Section 13: SE1/4

Section 24: E1/2NE1/4, E1/2SE1/4

Section 25: NE1/4NE1/4, S1/2NE1/4, N1/2SE1/4, SE1/4SE1/4

Township 15 North, Range 1 East, Boise Meridian, Adams County, Idaho

Section 17: All of said section lying South of Fall Creek Road

Section 18: Lots 3 and 4, SE1/4, SE1/4NE1/4, SE1/4SW1/4, all that portion of the NE1/4NE1/4 lying South of the Mesa Flume leading from the Middle Fork of the Weiser River to Mesa Orchards, as the same was located and established over and across said lands of June 16, 1950

Section 19: All of said section

Section 20: NW1/4NE1/4

Section 30: SW1/4, S1/2NW1/4, N1/2NW1/4, N1/2NE1/4

EXCEPTING FROM ALL ABOVE PARCELS roads and rights-of-way as now established.