

# DEPARTMENT OF WATER RESOURCES

## NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

**RECEIVED**

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

AUG 03 2007

DEPARTMENT OF  
WATER RESOURCES

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 |
|----------------------|-----------------------------|-------|----------------------|-----------------------------|-------|
| 36-11602             |                             |       |                      |                             |       |
| 36-11603             |                             |       |                      |                             |       |
| 36-2650              |                             |       |                      |                             |       |
| 36-2071              |                             |       |                      |                             |       |
|                      |                             |       |                      |                             |       |

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**.

Name and Address of Former  
Owner/Claimant(s)

HOWARD A. HANKS FAMILY REVOCABLE TRUST

650 East 1250 Lane North Rupert, ID 83350

New Owner/Claimant(s)

MOUNTAIN VIEW LAND LIMITED PARTNERSHIP

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

New Mailing Address

719 E. 700 N.

City, State and ZIP Code

Rupert, ID 83350

New Telephone Number

( )

Date you acquired the property

July 31, 2007

**SUPPORT DATA**

**IN FILE #** 36-2071

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

**MOUNTAIN VIEW LAND LIMITED PARTNERSHIP**

Signature of New Owner(s) or Claimant(s) BY: Brent Whitehead

(include title if applicable)

BY: St. Whitehead

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 <u>AMB</u> | Date <u>8-3-07</u> | Fee <u>\$100.00</u>        |
| Received by <u>AMB</u> | Date <u>8-3-07</u> | Receipt No. <u>C084689</u> |
| Processed by _____     | Date _____         | WR _____ Date _____        |

# WARRANTY DEED

492193

#43718 mc

For Value Received

**HOWARD A. HANKS, or his successors in Trust as Trustees of the HOWARD A. HANKS  
FAMILY REVOCABLE TRUST**

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

**MOUNTAIN VIEW LAND LIMITED PARTNERSHIP, an Idaho Limited Partnership**

**Address:** 719 E. 700 N. Rupert, ID 83350

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

**TOWNSHIP 7 SOUTH, RANGE 25 EAST, BOISE MERIDIAN,  
MINIDOKA COUNTY, IDAHO**

Section 21:      W½

**TOGETHER WITH all water and water rights, ditches and ditch rights used thereon or appurtenant thereto, including but not limited to Idaho Department of Water Resources adjudication numbers 36-11602, 36-11603, 36-2650, and 36-2071.**

**SUBJECT TO:**

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

**Taxes for 2007 and subsequent years, a lien, but not yet due or payable.**

**Assessments levied, or to be levied, by Magic Valley Ground Water District.**

**A Power Line Easement, dated May 7, 1960, executed by Howard Hanks and Lola I. Hanks, husband and wife, to Idaho Power Company, a corporation, recorded September 13, 1960 as Document No. 146352 in Book 39 of Deeds, Page 201, Minidoka County records, granting a right of way and easement for the erection and continued maintenance of electrical transmission lines and other equipment over and across the SW¼SW¼ of Section 21, Township 7 South, Range 25 East of the Boise Meridian, together with all rights of ingress and egress.**

**A Power Line Easement, dated May 10, 1961, executed by Howard Hanks and Lola I. Hanks, husband and wife, to Idaho Power Company, a corporation, recorded June 20, 1961 as Document No. 151534, Minidoka County records, granting a right of way and easement for the erection and continued maintenance of electrical transmission lines and other equipment over and across the NW¼NW¼ of Section 21, Township 7 South, Range 25 East of the Boise Meridian, together with all rights of ingress and egress.**

**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: July 31, 2007

HOWARD A. HANKS FAMILY REVOCABLE TRUST

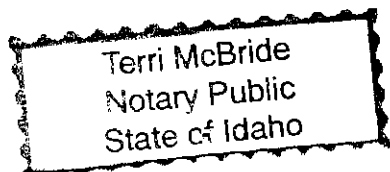
BY: *Howard A. Hanks*  
HOWARD A. HANKS, Trustee

**Instrument # 492193**

MINIDOKA COUNTY, RUPERT, IDAHO  
2007-07-31 04:42:03 No. of Pages: 2  
Recorded for : BURLEY LAND TITLE  
DUANE SMITH Fee: 6.00  
Ex-Officio Recorder Deputy *La*

STATE OF IDAHO )  
 ) ss.  
COUNTY OF CASSIA )

On this 31<sup>ST</sup> day of July, 2007, before me, the undersigned, a Notary Public in and for said State, personally appeared HOWARD A. HANKS, known or identified to me to be the person whose name is subscribed to the within instrument as Trustee of the Howard A. Hanks Family Revocable Trust, and acknowledged to me that he executed the same as such Trustee.



*Terri McBride*  
Notary Public  
Residing at: *Rupert*  
My Commission expires: *2-5-08*