

PC68026

WARRANTY DEED

RECEIVED

FEB 15 2005

CLERK OF DISTRICT COURT

FOR VALUE RECEIVED Tal R. Trautman and Jennifer Trautman,
husband and wife

the Grantors, do hereby grant, bargain, sell and convey unto Jason Nienhouse and Suzanne
Nienhouse, husband and wife

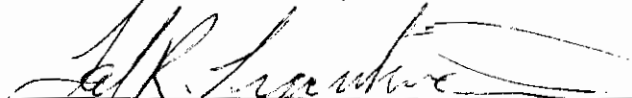
the Grantees, whose address is 1425 Chicago St., Nampa, ID, 83686

the following described premises, to-wit:

See attached Exhibit "A", which by this reference is made a part
hereof and is comprised of two (2) pages.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees, their heirs and assigns
forever. And the said Grantors do hereby covenant to and with the said Grantees, that they are the owners in fee simple of said
premises; that said premises are free from all encumbrances; except for general taxes and assessments for the year 2005 and
subsequent years, covenants, conditions, restrictions and easements of record; and that they will warrant and defend the same
from all lawful claims whatsoever.

DATED: October 12, 2005

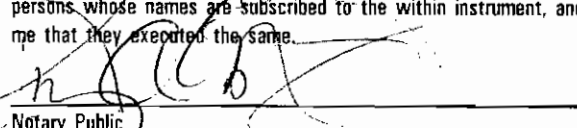

Tal R. Trautman

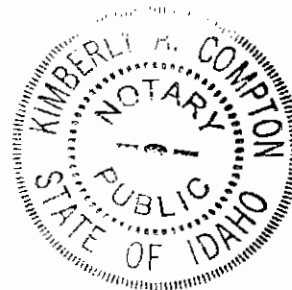

Jennifer Trautman

STATE OF IDAHO

COUNTY OF CANYON

On this 14th day of October in the year 2005, before me, a Notary Public, personally
appeared Tal R. Trautman and Jennifer Trautman 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 Wilder
My Commission Expires 1-27-11



PIONEER TITLE COMPANY
OF CANYON COUNTY

100 10TH AVE SOUTH
NAMPA, IDAHO 83651

610 SOUTH KIMBALL
CALDWELL, ID 83605

PC 68026

EXHIBIT "A"

A portion of the Southeast Quarter of the Northwest Quarter and the Northeast Quarter of the Southwest Quarter, Section 35, Township 3 North, Range 2 West, Boise Meridian, Canyon County, Idaho:

COMMENCING at the point of intersection of the South boundary line of the Southeast of the Northwest, Section 35, Township 3 North, Range 2 West of the Boise Meridian, Canyon County, Idaho and the East boundary line of the Right of Way of the Murphy Branch of the Oregon Short Line Railroad Company and bearing

South 25° 0' East 59.6 feet; thence

South 73° 30' East 79.5 feet, to the REAL POINT OF BEGINNING; thence

North 472.2 feet on a line parallel with the East boundary line of the West Half of the aforesaid Section 35, to the center of the Elijah Drain; thence

South 70° 0' East 617.8 feet along the center of the Elijah Drain to the intersection of the aforesaid East boundary line of the West Half of Section 35; thence

South 432.77 feet, along the aforesaid East boundary line of the West Half of Section 35; thence

North 73° 30' West 606.5 feet, to the REAL POINT OF BEGINNING.

EXCEPTING a portion of land lying within the following described parcel:

Twenty feet each side of a line commencing at the West Quarter corner of Section 35, Township 3 North, Range 2 West of the Boise Meridian, Canyon County, Idaho and running thence

East on the Half Section line, 1982.2 feet to the East line of the Idaho Northern R.R. Right of Way (which said roadway to the West side of the said right of way is now open and used); thence 40 feet on the Northeasterly side and parallel to the said right of way and running

South 25° East, for a distance of 59.6 feet, thence 30 feet on the Northerly side and 10 feet on the Southerly side of a line from the last described point and running

South 73° 30' East 907.0 feet; thence

South 85° 28' East to the East line of the West Half of the Northwest Quarter, said Section 35; thence

North on the said East line, and 20 feet on each side of the said East line, to the intersection of this line with the Southerly bank of that certain U.S.R.S. drainage canal running through the Southeast of the said Section 35; thence occupying a strip of land 40 feet in width, lying South of and adjacent to the said Drain Ditch and running in a Southeasterly direction to the intersection of the Southerly bank with the East line of the said Section 35.

ALSO EXCEPTING THEREFROM:

A portion of the Southeast Quarter of the Northwest Quarter of the Northeast Quarter of the Southwest Quarter, Section 35, Township 3 North, Range 2 West, of the Boise Meridian, Canyon County, Idaho and more particularly described as follows:

(continued)

COMMENCING at the center of Section 35, Township 3 North, Range 2 West of the Boise Meridian, Canyon County, Idaho and running

South 0° 48' 30" East 217.66 feet along the Easterly boundary of the Southwest Quarter of said Section 35 to a point on the Northerly Right of Way line of East Iowa Avenue; thence

North 72° 18' 25" West 26.28 feet along said Northerly Right of Way line of East Iowa Avenue to a 5/8 inch iron pin, said point being the TRUE POINT OF BEGINNING; thence continuing

North 72° 48' 25" West 171.72 feet along said Northerly Right of Way line of East Iowa Avenue to a 5/8 inch iron pin; thence

North 13° 02' 20" East 397.42 feet to a point, on the center line of Elijah Drain; thence

South 69° 34' 08" East 76.43 feet along said centerline of the Elijah Drain to a point on the Westerly Right of Way line of Chicago Avenue; thence

South 0° 03' 27" West 201.54 feet along said Westerly Right of Way line of Chicago Avenue, also being along a line parallel with and 25.00 feet Westerly from the Easterly boundary of the Northwest Quarter of said Section 35 to a 5/8 inch iron pin, said pin being

South 89° 17' 28" West 25.00 feet from the said center of Section 35; thence

South 0° 48' 30" East 209.73 feet along said Westerly Right of Way line of Chicago Avenue, also being along a line parallel with and 25.00 feet Westerly from the said Easterly boundary of the Southwest Quarter of Section 35 to the POINT OF BEGINNING.

TOGETHER WITH AND SUBJECT TO:

A non-exclusive easement for ingress, egress and utilities over and across the following described parcel:

A portion of the Southeast Quarter of the Northwest Quarter, Section 35, Township 3 North, Range 2 West, Boise Meridian, Canyon County, Idaho, more particularly described as follows:

Commencing at the center of Section 35, Township 3 North, Range 2 West, Boise Meridian, Canyon County, Idaho and running

North 0° 03' 27" East 192.07 feet along the Easterly boundary of the said Northwest Quarter, Section 35 to a point on the centerline of the Elijah Drain; thence

North 69° 34' 08" West 26.67 feet along said centerline of Elijah Drain to a point on the Westerly right-of-way line of Chicago Avenue, said point being the TRUE POINT OF BEGINNING; thence continuing

North 69° 34' 08" West 76.43 feet along said centerline of Elijah Drain to a point; thence

South 13° 02' 20" West 86.72 feet to a point; thence

South 69° 34' 08" East 97.21 feet to a point on the said Westerly right-of-way line of Chicago Avenue; thence

North 0° 03' 27" East 91.74 feet along said Westerly right-of-way line of Chicago Avenue to the POINT OF BEGINNING.



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street, P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 287-4800 Fax: (208) 287-6700 Web Site: www.idwr.idaho.gov

RECEIVED

JAN 15 2006

RECEIVED
MAIL ROOM 01/15/06

January 6, 2006

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

JASON NIENHOUSE
SUZANNE NIENHOUSE
1425 CHICAGO ST
NAMPA ID 83686

RE: Change in Ownership for Water Right No. 63-26011

Dear Mr. & Mrs. Nienhouse:

The Department of Water Resources acknowledges receipt of your Notice of Change in Water Right Ownership. Our review of your notice indicates that additional information is required before we can process the change. The information required is indicated below:

- ☒ **Evidence of Water Right Ownership:** copy of Warranty Deed, Title Policy, Contract of Sale, or other legal document indicating your ownership of the property and/or water rights in question
- ☒ **Legal Description of Property**

During our review of the documentation you submitted we found some discrepancies between that documentation and the legal description of the place of use for the water right indicated in your notice. I have enclosed a computer report of the water right, with missing portion highlighted, for your reference.

Because the Department cannot process the ownership change without proper documentation, we will hold any action on your notice pending receipt of the necessary information. If we do not receive the necessary information **within 30 days** we will return your notice and all attachments and your notice will not be processed.

Please note that water right owners are required to report any change in water right ownership and/or mailing address to the Department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee. Contact any office of the Department or visit the Department's homepage (<http://www.idwr.state.id.us>) on the Internet to obtain the proper forms and instructions.

If you have questions, please contact Kari Lynn Townsend at 208-287-4952.

Sincerely,

Kandice L. McDermott
Records Analyst

/klm
Enclosures