

**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 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 |
|-----------------------|------------------------------|-------|-----------------------|------------------------------|-------|
| 36-4091               | PD                           | ---   |                       |                              | ---   |
| 36-10231              | PD                           | ---   |                       |                              | ---   |
|                       |                              | ---   |                       |                              | ---   |
|                       |                              | ---   |                       |                              | ---   |
|                       |                              | ---   |                       |                              | ---   |

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) Bruce W. Reese and La Rose A. Reese  
P.O. Box 445, Hagerman, ID 83332
4. New Owner/Claimant(s) Hardy Properties, L.P.  
Name Connector (Check one): [ ] and, [ ] or, [ ] and/or
- New Mailing Address 3101 W. Main Suite 200
- City, State and ZIP Code Boise, ID 83702
- New Telephone Number ( )
5. Date you acquired the property

SUPPORT DATA

ON FILE 36-4091

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

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

7. Signature of New Owner(s) or Claimant(s)  
(include title if applicable)

Hardy Properties, L.P.  
Gregory Kane General Partner  
Gregory Kane

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 _____      | Date _____          | Fee <u>\$50.00</u>         |
| Received by <u>AMB</u> | Date <u>10-4-00</u> | Receipt No. <u>1082324</u> |
| Processed by _____     | AJ Date _____       | WR _____ Date _____        |

# WARRANTY DEED

#GG-07590

For Value Received

**Jerry Bruce Reese and Robert Lyman Reese, as Co-Personal Representatives of the Estate of LaRose A. Reese, deceased**

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

**Hardy Properties L.P.**

**Address: 3101 W Main STE 200, Boise, ID 83702**

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

**GOODING COUNTY, IDAHO**

**TOWNSHIP 7 SOUTH, RANGE 13 EAST OF THE BOISE MERIDIAN, GOODING COUNTY, IDAHO**  
Section 13: A tract of land in the NW $\frac{1}{4}$ NE $\frac{1}{4}$ , described as follows:

Beginning at the Southwest corner of said NW $\frac{1}{4}$ NE $\frac{1}{4}$ ;  
Thence North 89°41' East along the South line of said NW $\frac{1}{4}$ NE $\frac{1}{4}$ , 1,362.26 feet to the Southeast corner of said NW $\frac{1}{4}$ NE $\frac{1}{4}$ ;  
Thence North 0°37' West, 534.82 feet;  
Thence North 88°38' West, 659.40 feet to the centerline of a county road;  
Thence along said county road centerline the following courses and distances;  
Thence South 27°28' West, 145.8 feet;  
Thence South 61°22' West, 513.7 feet;  
Thence South 53°32' West, 143.9 feet;  
Thence South 33°09' West, 116.0 feet to THE POINT OF BEGINNING.

**TOGETHER WITH** all water and water rights, ditches and ditch rights used thereon or appurtenant thereto including but not limited to State of Idaho Department of Water Resources Right No. 36-04091 and 36-10231.

**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.

Right of Way for ditch contained in Warranty Deed given by E. L. Crist, C.H. Weeks and J.S. Weeks, to O.P. Johnson, dated February 26, 1906, recorded March 25, 1906 in Book 8 Page 104, Gooding County records.

Power Line Easement given by Florence W. Abbott, a widow to Idaho Power Company, a corporation, dated December 11, 1935, recorded March 18, 1936 in Book 4 of Misc. at Page 35 as Instrument Number 63946, Gooding County records, affecting the SW $\frac{1}{4}$ SE $\frac{1}{4}$ , Sec. 12 T. 7, S., R. 13 E.B.M. Within the NW $\frac{1}{4}$ NE $\frac{1}{4}$ , Sec. 13 T. 7, S., R. 13, E.B.M.

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: September 28, 2006

Estate of LaRose A. Reese, deceased



by Jerry Bruce Reese, Co-Personal Representative

by Robert Lyman Reese, Co-Personal Representative

**Instrument # 218496**

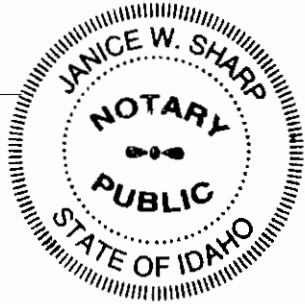
GOODING, GOODING, IDAHO  
2006-10-02 12:36:28 No. of Pages: 2  
Recorded for : LAND TITLE  
DENISE M. GILL Fee: 6.00  
Ex-Officio Recorder Deputy



STATE OF IDAHO )  
 ) ss.  
COUNTY OF Fremont )

On this 28 day of September, 2006, before me, the undersigned, a Notary Public in and for said State, personally appeared Jerry Bruce Reese, known or identified to me to be the person whose name is subscribed to the within instrument as Personal Representative of the Estate of LaRose A. Reese, and acknowledged to me that he executed the same as such Personal Representative.

Janice Sharp  
Notary Public  
Residing at: St Anthony Id  
My Commission expires: 9/11/11



STATE OF IDAHO )  
 ) ss.  
COUNTY OF Ada )

On this \_\_\_\_\_ day of September, 2006, before me, the undersigned, a Notary Public in and for said State, personally appeared Robert Lyman Reese, known or identified to me to be the person whose name is subscribed to the within instrument as Personal Representative of the Estate of LaRose A. Reese, and acknowledged to me that he executed the same as such Personal Representative.

\_\_\_\_\_  
Notary Public  
Residing at:  
My Commission expires:

# WARRANTY DEED

#GG-07590

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Dated: September 28, 2006

Estate of LaRose A. Reese, deceased

**Instrument # 218497**

GOODING, GOODING, IDAHO

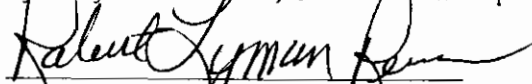
2006-10-02 12:37:29 No. of Pages: 2

Recorded for : LAND TITLE

DENISE M. GILL Fee: 6.00

Ex-Officio Recorder Deputy

by Jerry Bruce Reese, Co-Personal Representative



by Robert Lyman Reese, Co-Personal Representative

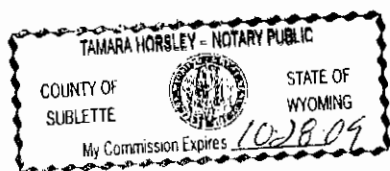
STATE OF IDAHO )  
 ) ss.  
COUNTY OF \_\_\_\_\_ )

On this \_\_\_\_\_ day of September, 2006, before me, the undersigned, a Notary Public in and for said State, personally appeared Jerry Bruce Reese, known or identified to me to be the person whose name is subscribed to the within instrument as Personal Representative of the Estate of LaRose A. Reese, and acknowledged to me that he executed the same as such Personal Representative.

\_\_\_\_\_  
Notary Public  
Residing at:  
My Commission expires:

STATE OF ~~IDAHO~~ *Wyoming*  
 ) ss.  
COUNTY OF ~~Ada~~ *Sublette*

On this 24th day of September, 2006, before me, the undersigned, a Notary Public in and for said State, personally appeared Robert Lyman Reese, known or identified to me to be the person whose name is subscribed to the within instrument as Personal Representative of the Estate of LaRose A. Reese, and acknowledged to me that he executed the same as such Personal Representative.



Tamara Horsley  
Notary Public  
Residing at: *Cora, Wyoming*  
My Commission expires: *10-28-2009*