

111
Dec ✓

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 Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
WR <u>31-07648</u> ✓	_____	___	RD <u>31-12 B</u> ✓	_____	___
RD <u>31-10739</u> ✓	_____	___	_____	_____	___
RD <u>31-00015</u> ✓	_____	___	_____	_____	___
RD <u>31-302B</u> ✓	_____	___	_____	_____	___
RD <u>31-13B</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) David J. Hagenbarth, James F. Hagenbarth
P.O. Box 1128, Dillon, MT 59725-1128
4. New Owner/Claimant(s) 4 Creeks Land and Livestock, LLC
Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address 3916 East June Street
City, State and ZIP Code Mesa, AZ 85205
New Telephone Number 480-396-0456
5. Date you acquired the property March 12, 2006

RECEIVED

JUL 10 2006

**DEPARTMENT OF
WATER RESOURCES**

SUPPORT DATA

IN FILE # 31-12B

RECEIVED

JUN 26 2006

**Department of Water Resources
Eastern Region**

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)

William F. ...
Registered Agent

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>KMS</u>	Date <u>6/26/06</u>	Fee <u>\$150⁰⁰</u>	
Received by <u>KMS</u>	Date <u>6/29/06</u>	Receipt No. <u>ER32031</u>	
Processed by _____	Date _____	WR _____	Date _____

306051667 KB
ALLIANCE TITLE & ESCROW CORP.

051397

WARRANTY DEED

THIS INDENTURE is made this 24th day of February, 2006, by DAVID J. HAGENBARTH AND JAMES F. HAGENBARTH, married men dealing with their sole and separate property, hereafter collectively referred to as the "Grantors", and 4 CREEKS LAND AND LIVESTOCK, LLC, whose mailing address is 3916 East June Street, Meza, Arizona, 85205, hereafter collectively referred to as the "Grantee".

WITNESSETH:

That the Grantors, for and in consideration of the sum of TEN DOLLARS (\$10.00) lawful money of the United States of America, and other good and valuable consideration, to the Grantors in hand paid by the Grantee, the receipt whereof is hereby acknowledged, have granted, bargained, sold, and by these presents do grant, bargain, sell, convey and confirm unto the Grantee, and to the Grantee's heirs and assigns forever, all of the following described property, to-wit:

See Exhibit "A" attached hereto,

SUBJECT to all patent and mineral rights reservations, oil, gas and geothermal reservations and leases rights of way easements and protective covenants of record, fence lines or boundary markers apparent upon visual inspection and all applicable building codes, laws and regulations.

TOGETHER with the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and any reversions, any remainders, rents, issues and profits therefrom; and all estate, right, title and interest in and to the property, as well in law as in equity, of the Grantors.

TO HAVE AND TO HOLD the premises and the appurtenances unto the Grantee, and to the Grantees' heirs and assigns forever. The Grantors and the Grantors' heirs shall warrant and defend the premises in the quiet and peaceable possession of the Grantee and the Grantee's heirs and assigns, against the Grantors and the Grantors' heirs, and against every person whomsoever who lawfully holds (or who later lawfully claims to have held) rights in the premises as of the date hereof.

Microfilm No. 051397
13 Day MARCH 20 64
At 2:14 O'Clock P.M
CONNIE S. OWEN
Clark Co. Recorder
Fee \$ 9.00
[Signature] Deputy
Recorded at Request of
ALLIANCE TITLE

051397

IN WITNESS WHEREOF, the Grantors have executed the within instrument the day and year first above written.

David J. Hagenbarth
David J. Hagenbarth

James F. Hagenbarth
James F. Hagenbarth

STATE OF MONTANA)
)ss.
County of Beaverhead)

On this 24 day of ~~March~~ ^{February}, 2006, before me, the undersigned, a notary public, in and for said State, personally appeared David J. Hagenbarth and James F. Hagenbarth, 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.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal, the day and year in this certificate first above written.

(seal)

Michael D. Lewis
Notary Public for Montana
Residing at: Dillon
My Commission Expires: 12-16-07

051397

EXHIBIT A**Township 11 North, Range 37 East, Boise Meridian, Clark County, Idaho.**

Section 3: Southwest Quarter Northwest Quarter.

Section 4: West Half Northeast Quarter; Southeast Quarter Northeast Quarter.

Township 12 North, Range 37 East of the Boise Meridian, Clark County, Idaho.

Section 21: All that part of the South Half South Half, lying South of the Spencer-Kilgore Road.

Section 22: All that part of the South Half lying South of the Spencer-Kilgore Road.

Section 27: North Half; Southeast Quarter; South Half Southwest Quarter; Northeast Quarter Southwest Quarter.

Section 28: Northeast Quarter; North Half Southeast Quarter; Southeast Quarter Southeast Quarter; Northeast Quarter Northwest Quarter

Section 33: West Half East Half; East Half Northeast Quarter; Northeast Quarter Southeast Quarter; East Half Northwest Quarter; Northwest Quarter Northwest Quarter.

Section 34: West Half Northwest Quarter; Northeast Quarter Northwest Quarter; Northwest Quarter Southwest Quarter.

Together with all State and BLM grazing leases, water rights and an undivided one-half ($\frac{1}{2}$) interest in all mineral rights appurtenant to the above-mentioned property. Notwithstanding the general warranty set forth above, Grantors' warranty with respect to such mineral rights shall be limited solely to persons lawfully holding claims derivative of conveyances by or through Grantors.

G:\WPDATA\DW2555 - Hagenbarth Livestock, Four Creek\Warranty Deed.wpdocmm