

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.

RECEIVED
 MAY 33 2006
 DEPARTMENT OF
 WATER RESOURCES

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
34-387A		X			
34-2373A		X			
34-2410					
34-13572A		X			
34-10596		X			

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)

Randal G. & Sandra L. Damiana

3477 N King Mountain Rd, Moore ID 83255 8768

4. New Owner/Claimant(s)

JR-N-CC inc/o James R Culbertson

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

New Mailing Address

3477 King Mountain Road

City, State and ZIP Code

Moore, Id 83255

New Telephone Number

208 554 - 2310

5. Date you acquired the property

7-22-2005

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)

JR Culbertson pres.

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 KCW

Date 4/27/06

Fee

8 125⁰⁰ + \$300.⁰⁰

Received by KCW

Date 4/27/06

Receipt No.

E031840

6082081

Processed by _____

AJ

Date

WR

Date

NO. 0042183
RECORDED

COPY

JUL 26 2005

FILE No. 02050065
5349LRT

A.M. 4:20 P.M.
BUTTE COUNTY RECORDER
[Signature]

INSTRUMENT NO.

WARRANTY DEED

FOR VALUABLE CONSIDERATION RECEIVED of "ten dollars and other adequate consideration pursuant to a 1031 exchange"

RANDAL G. DAMIANA and SANDRA L. DAMIANA, husband and wife Grantor(s), do hereby grant, bargain, sell and convey unto JR-N-CC, Inc., a Utah Corporation Grantee(s), whose current address is 2556 East 2300 South Circle, St. George, UT 84780, the following described real estate situated in BUTTE COUNTY, State of Idaho, to wit:
See Exhibit A attached hereto and made a part hereof.

ALSO: Any and all water rights appurtenant thereto.

TO HAVE AND TO HOLD the described premises, together with all tenements, hereditaments and appurtenances thereunto belonging, unto the Grantee, his/her/it successors and assigns forever, Grantor does hereby covenant to and with the Grantee that he/she is the owner in fee simple of said premises and that he/she will warrant and defend the same from all lawful claims whatsoever.

DATED: 7-22-2005

[Signature: Randal G. Damiana]
RANDAL G. DAMIANA

[Signature: Sandra L. Damiana]
SANDRA L. DAMIANA

STATE OF IDAHO

THIS SPACE FOR COUNTY RECORDERS USE ONLY

COUNTY OF BUTTE COUNTY

} ss

On this 22nd day of July, 2005, before me, the undersigned, a Notary Public in and for the State, personally appeared RANDAL G. DAMIANA and SANDRA L. DAMIANA, HUSBAND AND WIFE, known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he executed the same.

[Signature: Lyle B. Boyer]
Notary Public
Residing at: Arco, ID
My Commission Expires: 6-5-2009

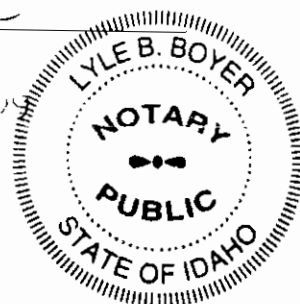


Exhibit A

Tract A:

Township 5 North, Range 26 East of the Boise Meridian, Butte County, Idaho, Section 9, Northeast Quarter Northeast Quarter.

Tract B:

Section 10; SW $\frac{1}{4}$ NE $\frac{1}{4}$; NW $\frac{1}{4}$ SE $\frac{1}{4}$; W $\frac{1}{2}$, EXCEPT: A parcel of land generally described as being a portion of the Southeast Quarter of the Southwest Quarter (SE $\frac{1}{4}$ SW $\frac{1}{4}$) of Section 10, Township 5 North, Range 26 East of the Boise Meridian, Butte County, Idaho; being more particularly described as follows:

Commencing at the South one-quarter corner of said Section 10, from which the Southeast corner of said Section 10 bears North 89° 43' 07" East, 2643.50 feet; thence from the South one-quarter corner of said Section 10, North 00° 28' 35" East along the East boundary of the Southwest quarter of said Section 10, a distance of 621.48 feet to the point of beginning.

Thence continuing along the East boundary of the Southwest Quarter of said Section 10, North 00° 28' 35" East, a distance of 658.20 feet; thence South 86° 48' 46" West, a distance of 15.00 feet to an existing fenceline; thence along said fenceline the following two courses:

South 86° 48' 46" West, 202.12 feet;

South 64° 25' 06" West, 74.94 feet;

thence South 64° 25' 07" West, 1.83 feet to an existing fenceline;

thence along said fenceline the following 10 courses and distances:

South 09° 52' 44" West, 232.38 feet;

South 05° 21' 50" West, 59.69 feet;

South 02° 08' 36" East, 100.30 feet;

South 08° 58' 51" East, 78.01 feet;

South 17° 26' 57" East, 100.39 feet;

South 19° 46' 57" East, 108.62 feet;

South 55° 22' 52" East, 73.90 feet;

South 59° 50' 43" East, 117.18 feet;

South 51° 12' 17" East, 80.85 feet;

North 01° 18' 45" West, 202.40 feet;

thence leaving said fenceline, South 89° 31' 25" East, a distance of 22.70 feet to the point of beginning.

ALSO EXCEPTING THEREFROM: a parcel of land generally described as being a portion of the SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 10, Township 5 North, Range 26 East of the Boise Meridian, Butte County, Idaho; being more particularly described as follows:

Commencing at the E $\frac{1}{4}$ corner of said Section 10 from which the NE corner of said Section 10 bears North 00° 01' 48" West 2,694.19 feet; thence from said E $\frac{1}{4}$ corner of Section 10, North 89° 12' 34" West along the South boundary of the NE $\frac{1}{4}$ of Section 10, a distance of 1,310.40 feet to the Southeast corner of the SW $\frac{1}{4}$ NE $\frac{1}{4}$ of said Section 10; thence North 00° 13' 20" East along the East boundary of the SW $\frac{1}{4}$ NE $\frac{1}{4}$ of said Section 10, a distance of 456.82 feet to the point of beginning. Thence continuing along the East boundary of the SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 10, North 00° 13' 20" a distance of 208.34 feet; Thence South 75° 48' 41" West a distance of 450.09 feet to the Easterly right-of-way of the King Mountain Road, defined by an existing fenceline; thence South 25° 39' 38" East along the Easterly right-of-way of said road, a distance of 225.91 feet; thence North 72° 37' 58" East, a distance of 353.85 feet to the point of beginning.

ALSO EXCEPTING THEREFROM:

A parcel of land generally described as being a portion of the Southeast Quarter of the Southwest Quarter of Section 10, Township 5 North, Range 26 East of the Boise Meridian, Butte County, Idaho, and being more particularly described as follows:

Beginning at the South one-quarter corner of said Section 10, from which the Southwest corner of said Section 10 bears North 88° 22' 58" West, a distance of 2532.12 feet; thence from the South one-quarter corner of said Section 10, North 88° 22' 58" West along the South boundary of the Southwest Quarter of said Section 10, a distance of 986.11 feet; thence North 05° 49' 03" West, a distance of 563.31 feet; thence North 86° 35' 08" East, a distance of 783.11 feet to an existing fenceline; thence along said fenceline the following six courses:

South 19° 46' 57" East, 68.10 feet;

South 55° 22' 52" East, 73.90 feet;

South 59° 50' 43" East, 117.18 feet;

South 51° 12' 17" East, 80.85 feet;

South 00° 47' 47" East, 155.12 feet;

South 02°13'43" East, 240.22 feet to an existing fence corner;

thence South 03°18'53" East, a distance of 24.20 feet to the South one-quarter corner of said Section 10, and the point of beginning.

SUBJECT TO: a portion of a county road right-of-way easement adjoining the southerly boundary thereof. Said parcel of land is also subject to an easement of record. (M# 5774-Butte Co. records) for the purpose of ingress and egress over and across a portion of the above described parcel of land.

ALSO EXCEPTING THEREFROM

A parcel of land generally described as being a portion of the Southeast Quarter of the Southwest Quarter of Section 10, Township 5 North, Range 26 East of the Boise Meridian, Butte County, Idaho, and being more particularly described as follows:

Beginning at the South one-quarter corner of said Section 10 (Recorded - Instrument No. 32355, Butte County records), from which the Southeast corner of said Section 10, (Recorded - Instrument No. 32354, Butte County, Records), bears North 89°43'07" East, 2643.50 feet; thence from the South one-quarter corner of said Section 10, North 01°45'42" West, on or along an existing fence line, a distance of 419.50 feet; thence continuing along said fence line, North 01°18'45" West, a distance of 202.40 feet; thence leaving said fence line, South 89°31'25" East, a distance of 22.70 feet to the East boundary of the Southeast quarter of the Southwest quarter of said Section 10; thence South 00°28'35" West along the East boundary of the Southeast quarter of the Southwest quarter of said Section 10, a distance of 621.48 feet to the South one-quarter corner of said Section 10, and the POINT OF BEGINNING.

The above-described parcel of land contains 0.17 acres, more or less, and is subject to a portion of a county road right-of-way easement adjoining a portion of the Southerly boundary thereof.

Tract C:

A parcel of land generally described as being a portion of The East half of the Southeast Quarter of Section 9, Township 5 North, Range 26 East of the Boise Meridian, Butte County, Idaho and lying East of the following described line;

Commencing at the Southeast corner of said Section 9, (Recorded under Instrument No. 31451, records of Butte County, Idaho), from which the South Quarter Corner of said Section 9, (Recorded under Instrument No. 31454, records of Butte County, Idaho), bears North 89°22'46" West 2640.82 feet; Thence from the Southeast corner of said Section 9, North 89°22'46" West along the South boundary of the Southeast Quarter of said Section 9 a distance of 374.95 feet to the point of beginning of said line and centerline of a county road right-of-way. Thence along the centerline of said county road right-of-way the following two courses and distances:

North 80°31'20" East, 146.90 feet; North 76°41'25" East, 150.96 feet; thence North 78°15'33" East, 60.49 feet to a point on the Westerly bank of the Big Lost River; Thence along said river bank the following two courses and distances: North 18°08'15" West 77.36 feet; North 08°10'55" West 42.68 feet; Thence North 01°24'55" West, a distance of 233.93 feet to a point on said westerly river bank and an existing Fence line; Thence North 01°27'23" West along said fence line a distance of 219.62 feet; Thence continuing on or along an existing fence line the following two courses and distances: North 01°27'29" West 75.14 feet; North 01°54'09" West 652.09 feet to an existing fence corner; Thence on or along an existing fence line North 01°45'44" West, a distance of 1288.10 feet to the North boundary of the SE¼ of said section and the end of described line.

LESS and EXCEPT THE FOLLOWING: A parcel of land generally described as being a portion of the E½SE¼ of Section 9, Township 5 North, Range 26 East of the Boise Meridian, and a portion of the W½SW¼ of Section 10, Township 5 North, Range 26 East of the Boise Meridian, Butte County, Idaho; said parcel of land being more particularly described as follows:

Commencing at the SE Corner of said Section 9 (recorded - Instrument No. 31451, Butte County, records) from which the SE¼ Corner of said Section 9 (recorded - Instrument No. 31454, Butte County, records), bears North 89°22'46" West 2640.82 feet; thence from the SE corner of said Section 9, North 00°01'00" West, a distance of 429.12 feet to a 1/2 inch diameter steel rod on the westerly bank of the Big Lost River and the Point of Beginning of this land description:

Thence along an existing fence line the following two courses: North 01°27'24" West 294.76 feet to a 1/2 inch steel rod; North 01°54'09" West 652.09 feet to a 1/2 inch steel rod at an existing fence corner; thence leaving said fence line, North 89°33'16" East, a distance of 217.00 feet; thence South 01°45'49" East, a distance of 946.84 feet; thence South 89°33'16" West, a distance of 217.00 feet to the point of beginning.

Subject to the following described easement for the purpose of ingress and egress over and across the northwesterly most portion of the above described parcel of land; said twenty feet wide access easement being contained within the following described bounds: Beginning at the NW Corner of the above described parcel of land, from which the SE corner of said Section 10, Township 5 North, Range 26 East of the Boise Meridian, Butte County, Idaho, bears South 03°42'46" East, 1374.21 feet; thence from the NW Corner of the above described parcel of land South 01°54'09" East, a distance of 20.00 feet; thence North 65°57'42" East, 15.07 feet; thence North 21°42'24" East, 15.07 feet to the North boundary of the above described parcel of land; thence South 89°33'16" West along the North boundary of said parcel of land, a distance of 20.00 feet to the NW Corner of the above described parcel of land.

