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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.

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FEB 13 2004
 Department of Water Resources
 Southern Region

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.

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Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
<u>47-14947</u>	_____	<u>—</u>	_____	_____	_____
_____	_____	—	_____	_____	_____
_____	_____	—	_____	_____	_____
_____	_____	—	_____	_____	_____
_____	_____	—	_____	_____	_____

FEB 17 2004
 Department of Water Resources

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)

Helen Burgess, Nancy Herrick, John McAleavy
106 River Chase, Hendersonville, TN

4. New Owner/Claimant(s)

~~Yamane Farms~~ Larry & Cynthia Yamane
 Name Connector (Check one): ☐ and, ☒ or, ☐ and/or **YAMANE FARMS**

New Mailing Address

3341 Longbow Drive

City, State and ZIP Code

Twin Falls, ID

83301

New Telephone Number

() 732-8951

5. Date you acquired the property

1-20-1994

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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)

Ray Gamane

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 <i>J. S. Platten</i>	Date <i>2-12-04</i>	Fee <i>\$25.</i>	
Received by <i>J. S. Platten</i>	Date <i>2-12-04</i>	Receipt No. <i>5026478</i>	
Processed by _____	AI _____	Date _____	WR _____

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WARRANTY DEED

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FEB 13 2004
Department of Water Resources
Southern Region

For Value Received,

DR. JOHN MCALEAVY and NANCY HERRICK,

Hereinafter called grantors, hereby grant, bargain, sell and convey unto
YAMANE FARMS, a General Partnership

Hereinafter called the grantees, the following described premises, in Twin Falls
County, Idaho, to-wit:

See Attached Exhibit "A";

Subject to that certain Lease between the grantors and
James Kykendall which Lease covers the 1994 growing
season, a copy of which has been provided to the
grantees, and grantees hereby acknowledge that they have
received a copy of said Lease and acknowledge that this
conveyance is subject to said Lease.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said
Grantees and to the Grantees' heirs and assign forever. And the said Grantors do
hereby covenant to and with the said Grantees, that the Grantors are the owners in
fee simple of said premises; that they are free from all incumbrances except as
described above and that Grantors will warrant and defend the same from all lawful
claims whatsoever.

DATED:

Dr. John McAlevy
DR. JOHN MCALEAVY

Nancy Herrick
NANCY HERRICK

STATE OF TENNESSEE, COUNTY OF SUMNER

On this 20th day of January 1994
before me, a notary public and for said State,
personally appeared

DR. JOHN MCALEAVY

known to me to be the person whose name is
subscribed to the within instrument, and
acknowledged to me that he executed the
same.

Carol A. Hitchens
Notary Public
Residing at Hendersonville, Tennessee
Comm. Expires 12-21-95

STATE OF IDAHO, COUNTY OF

I hereby certify that this instrument was filed for
at the request of _____
at _____ minutes past _____ o'clock _____
this _____ day of _____
19____, in my office, and duly recorded in Book of _____
Deeds at page _____

Ex-Officio Recorder

By _____

Deputy.

Fees \$ _____
Mail to: _____

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FEB 24 2004

STATE OF COLORADO)
 : ss.
County of Otero)

On this 22nd day of January, 1994 before me,
the undersigned, A Notary Public in and for said State, personally
appeared **NANCY HERRICK**, known to me (or-proved to me on the oath of
_____) or identified to me to be the person who
executed the foregoing instrument and acknowledged to me that she
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.

Melinda Blair
Notary Public for State of Colorado
Residing at Agua, Co., therein.
Commission Expires: 12-22-95

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EXHIBIT "A"

The land referred to in this policy is situated in the State of Idaho and is described as follows: County of Twin Falls

Township 10 South, Range 18 East of the Boise Meridian, Twin Falls County, Idaho,

Section 7: Lots 3 and 4; E $\frac{1}{2}$ SW $\frac{1}{4}$; SE $\frac{1}{4}$ NW $\frac{1}{4}$ and Lot 2.

EXCEPT a tract of land located in Lot 2, described as follows: Beginning at a point which is 2258 feet South of the Northwest corner of said Section 7 and 25 feet East and at right angles to the West Section line of said Section 7, Thence East 162 feet; Thence South 125 feet, parallel to said West Section line; Thence West 162 feet; Thence North 125 feet parallel to said Section line to the Point of Beginning.

AND EXCEPT a strip of land 40 feet wide, being on the Northerly side of the following described center line of highway as surveyed and shown on the official plat of the Twin Falls-Eden S-2741(1) Highway Survey on file in the office of the Department of Highways of the State of Idaho and lying over and across Lot 4 and the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 7, Township 10 South, Range 18 East, Boise Meridian.

Beginning at Station 158+64.0 of the said Highway Survey, which station is a point on tangent approximately coincident with the Southwest corner of Section 7, Township 10 South, Range 18 East, Boise Meridian, Thence running South 89°25'20" East 1936.0 feet to Station 178+00 of said Survey, which station is a point on tangent approximately coincident with the South Quarter corner of Section 7, Township 10 South, Range 18 East, Boise Meridian.

Including all appurtenant shares of water or other appurtenant water rights.

11/24/04 INITIAL


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IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA)
Case No. 39576)
PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 47-14947

NAME AND ADDRESS: HELEN L BURGESS
NANCY M HERRICK
C/O JOHN C MC ALEVY
106 RIVER CHASE
HENDERSONVILLE, TN 37075

JOHN C MC ALEVY
106 RIVER CHASE
HENDERSONVILLE, TN 37075

SOURCE: GROUNDWATER

QUANTITY: 0.16 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
GALLONS PER DAY.

PRIORITY DATE: 07/31/1920

POINT OF DIVERSION: T10S R18E S07 LOT 04 (SWSW) Within Twin Falls County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Domestic 1 HOUSE	01-01 TO 12-31	0.04 CFS
	Stockwater	01-01 TO 12-31	0.12 CFS

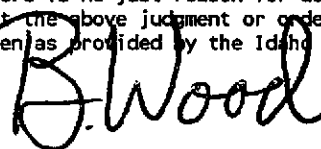
PLACE OF USE:	Stockwater	Within Twin Falls County
	T10S R18E S07 LOT 04 (SWSW)	
	Domestic	Within Twin Falls County
	T10S R18E S07 LOT 04 (SWSW)	

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.


Barry Wood
Administrative District Judge
Presiding Judge of the
Snake River Basin Adjudication

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State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

February 17, 2004

YAMANE FARMS
3341 LONGBOW DR
TWIN FALLS ID 83301

RE: Change of Ownership for Water Right 47-14947

Dear Water Right Holder(s):

The department acknowledges receipt of correspondence changing ownership of the above referenced water right to you. The department has modified its records to reflect the change in ownership and has enclosed a computer-generated report for your records.

We are also returning the Satisfaction of Mortgage that was sent with your support data as it is not required for our file.

Please note that as of July 1, 1996, water right owners are required to report any change of water right ownership and any change of mailing address of the owner of a water right to the department. Notice of the change must be provided to the department within 120 days of the change. Change reporting forms are available from any office of the department.

Please feel free to contact this office if you have any questions regarding this matter.

Sincerely,

for 
Jeff Peppersack, Manager
Water Right Permits Section

JP:klt

Enclosures

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