

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.

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
45-286 - <u>AS</u>					
45-2663 - <u>RD</u>					
45-284C - <u>AS</u>					
45-256A - <u>AS</u>					

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**.

Name and Address of Former Owner/Claimant(s) DEBORAH D. BROADIE, JOLENE NORTHCOTT
ELIZABETH STUHLBERG & MARY MAE POTTER

New Owner/Claimant(s) GRANT MONROE CLARK and DENISE EVERHEART CLARK
Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address 1176 S. Hwy 77

City, State and ZIP Code Albion, ID 83311

New Telephone Number () _____

Date you acquired the property 7-13-06

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	_____	_____

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

Grant Monroe Clark
GRANT MONROE CLARK

Denise Everheart Clark
DENISE EVERHEART CLARK

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 _____
Received by _____	Date _____	Receipt No. _____
Processed by _____	Date _____	WR _____ Date _____

STATE OF ARIZONA
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
45-286 -A)		X			
45-2663 -PD		X			
45-284C -A)		X			
45-256A -A)		X			

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**.
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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**.

Name and Address of Former
Owner/Claimant(s)

GRANT MONROE CLARK and DENISE EVERHEART CLARK

New Owner/Claimant(s)

MERRIMAN LAND AND CATTLE, L.L.C.

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

New Mailing Address

X 7595 McDonald Dr, Suite 130

City, State and ZIP Code

X Scottsdale, AZ 85250

New Telephone Number

X 480 947-3100

Date you acquired the property

7/14/06

5. 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 DWR 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 <u>45-286</u>		
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	<u>.26 cfs</u>	<u>21.17</u>
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 <u>45-2663</u>		
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	<u>.158 cfs</u>	<u>21.17</u>
Other		
Total		

7. Signature of New Owner(s) or Claimant(s) Michael Merriman
(include title if applicable) MICHAEL L. MERRIMAN, Member

For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish DWR to correspond with him/her for all matters related to your claims.

For Office Use Only			
Received by	<u>AMB</u>	Date	<u>7-19-06</u>
Received by	<u>AMB</u>	Date	<u>7-19-06</u>
Processed by		Date	
		Fee	<u>425.00</u>
		Receipt No.	<u>CD81726</u>
		WR	
		Date	

5. 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 <u>45-284C</u>		
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	<u>.083</u>	<u>21.17</u>
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 <u>45-256A</u>		
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	<u>.4229</u>	<u>21.17</u>
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

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

Michael Merriman
MICHAEL L. MERRIMAN, Member

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 _____
 Received by _____ Date _____ Receipt No. _____
 Processed by _____ Date _____ WR _____ Date _____

309612

WARRANTY DEED

#42096

For Value Received

GRANT MONROE CLARK and DENISE EVERHEART CLARK, husband and wife

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

MERRIMAN LAND AND CATTLE, L.L.C., an Idaho Limited Liability Company

Address: 5705 N. Scottsdale Road, Ste. 130 Scottsdale, AZ 85250

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

SEE ATTACHED EXHIBIT "A"

TOGETHER WITH:

1. All water rights appurtenant to the subject property, including, but not necessarily limited to, the fractional shares of those rights identified and number by the Idaho Department of Water Resources:

12.62% of Water Right No. 45-256A

16.30% of Water Right No. 45-284C

16.30% of Water Right No. 45-286

16.30% of Water Right No. 45-2663

2. All of Seller's rights, title and interest in or to any ditches, flumes, pipelines, water diversion structure, wells, or similar structures, devices or equipment related to, or customarily used in connection with, the diversion and conveyances of appurtenant irrigation water to the subject property.

SUBJECT TO:

All reservations in patents or deeds in the chain of title.

Taxes for 2006 and subsequent years, a lien, but not yet due or payable.

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.

RECORDED AT THE REQUEST OF
LAND TITLE & ESCROW

2008 JUL 14 PM 4 01

FEE
900
DEPUTY

CASSIA COUNTY, IDAHO
LARRY A. MICKEL
RECORDER

309612

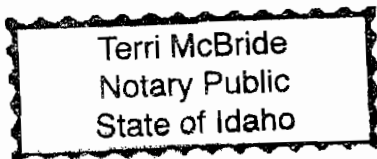
Dated: July 12, 2006

Grant Monroe Clark
GRANT MONROE CLARK

Denise Everheart-Clark
DENISE EVERHEART CLARK

STATE OF IDAHO)
) ss.
COUNTY OF CASSIA)

On this 12th day of **July, 2006**, before me, the undersigned, a Notary Public in and for said State, personally appeared **GRANT MONROE CLARK and DENISE EVERHEART CLARK**, 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.



Terri McBride
Notary Public
Residing at: Reupert
My Commission expires: 2-5-08

EXHIBIT "A"

TOWNSHIP 12 SOUTH, RANGE 25 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 21 and 22: Part of the NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 21 and part of the NW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 22, more particularly described as follows:

Beginning at the Northwest corner of the NE $\frac{1}{4}$ NE $\frac{1}{4}$ of said Section 21, said corner marked by a 5/8 inch rebar which shall be the Point of Beginning;
Thence South 89°57'20" East along the North line of the NE $\frac{1}{4}$ NE $\frac{1}{4}$ for a distance of 1243.40 feet to a 1/2 inch rebar on the West right of way of State Highway 77;
Thence along said right of way along a non-tangent curve to the right for a distance of 647.75 feet to a right of way marker, at Station P.T. 626+57.8, said curve having a radius of 1106.00 feet and a central angle of 33°33'23" and a long chord bearing of South 20°34'25" East for a distance of 638.53 feet;
Thence South 03°47'42" East continuing along said right of way for a distance of 59.83 feet to a 1/2 inch rebar;
Thence South 89°47'55" West for a distance of 145.29 feet to the Southeast corner of the N $\frac{1}{2}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 21 marked by a 5/8 inch rebar;
Thence South 89°47'55" West along the South line of the N $\frac{1}{2}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$ for a distance of 1324.44 feet to the Southwest corner of N $\frac{1}{2}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$ marked by a 5/8 inch rebar;
Thence North 00°10'27" West along the West line of the N $\frac{1}{2}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$ for a distance of 663.64 feet to the Point of Beginning.

309611

42096

QUITCLAIM DEED

For Value Received MARY MAY POTTER, ELIZABETH ANN STUHLBERG, JOLENE NORTHCOTT and DEBORAH BROADIE do hereby convey, release, remise and forever quit claim unto GRANT MONROE CLARK and DENISE EVERHEART CLARK, husband and wife, whose address is: HC 36 Box 31, Albion, ID 83311, the following described premises, to-wit:

TOWNSHIP 12 SOUTH, RANGE 25 EAST OF THE BOISE MERIDIAN, CASSIA COUNTY, IDAHO
Section 21: E½NE¼, NE¼SE¼

Section 22: That portion of the W½ lying West of Albion Conner Creek Highway. (Highway 77)

Section 27: That portion of the NW¼ lying West of Albion Conner Creek Highway. (Highway 77)

Section 27: That portion of the SW¼ lying South and West of Albion Conner Creek Highway (Highway 77) North and West of Howell Creek Road.

Section 28: E½NE¼, SW¼SE¼, E½SE¼

TOGETHER WITH 143 AUM'S of BLM Grazing Rights.
TOGETHER with all ditch and water rights appurtenant thereto.

together with their appurtenances.

Dated: September 23, 2003.

Mary May Potter
MARY MAY POTTER

Elizabeth Ann Stuhlberg
ELIZABETH ANN STUHLBERG

Jolene Northcott
JOLENE NORTHCOTT

Deborah Broadie
DEBORAH BROADIE

STATE OF IDAHO)
) ss.
County of Twin Falls)

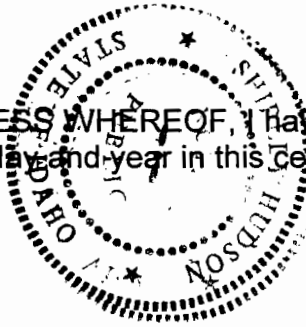
On this 26th day of August, 2003, before me, the undersigned, a notary public in and for said county and state, personally appeared MARY MAY POTTER, known to me to be the person whose name is subscribed to the foregoing instrument as personal representative and acknowledged to me that she executed the same as personal representative.

CASSIA COUNTY, IDAHO
LARRY A. MICKELSEN
RECORDER
FEE 9.00 DEPUTY Pen

2003 JUL 14 PM 4 00

RECORDED AT THE REQUEST OF
LAND TITLE ESCROW
AND TITLE & ESCRROW

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



Shirley Hudson
NOTARY PUBLIC FOR IDAHO
Residing at: Buhl Idaho
My Commission Expires: 8-26-05

STATE OF IDAHO)
County of Twin Falls) ss.

On this 5th day of September, 2003, before me, the undersigned, a notary public in and for said county and state, personally appeared ELIZABETH ANN STUHLBERG, known to me to be the person whose name is subscribed to the foregoing instrument as personal representative and acknowledged to me that she executed the same as personal representative.



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

Mary R. Olson
NOTARY PUBLIC FOR IDAHO
Residing at: Twin Falls, ID
My Commission Expires: 08/13/2009

STATE OF IDAHO)
County of Twin Falls) ss.

On this 5th day of September, 2003, before me, the undersigned, a notary public in and for said county and state, personally appeared JOLENE NORTHCOTT, known to me to be the person whose name is subscribed to the foregoing instrument as personal representative and acknowledged to me that she executed the same as personal representative.

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



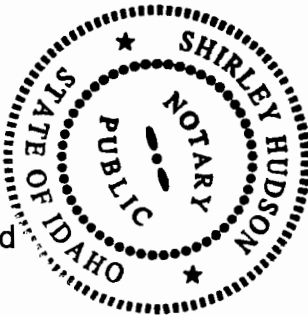
Mary R. Olson
NOTARY PUBLIC FOR IDAHO
Residing at: Twin Falls, ID
My Commission Expires: 08/13/2009

STATE OF IDAHO)

County of Twin Falls

On this 23rd day of September, 2003, before me, the undersigned, a notary public in and for said county and state, personally appeared DEBORAH BROADIE, known to me to be the person whose name is subscribed to the foregoing instrument as personal representative and acknowledged to me that she executed the same as personal representative.

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



Neyman\DQC.wpd

Shirley Hudson
NOTARY PUBLIC FOR IDAHO
Residing at: Buhl Idaho
My Commission Expires: 8-26-05

NOTARY PUBLIC FOR IDAHO

Residing at: Buhl Idaho

My Commission Expires: 8-26-05

Idaho Department of Water Resources Receipt

Receipt ID C081726

Payment Amount \$425.00 Date Received 7/19/2006 10:28:49 AM Region State Status
Payment Type Check Check Number 21596

Payer LAND TITLE AND EXCROW, INC.

Comment 45-286 45-2663 45-284C 45-256A

Fee Detail

Amount Description

Fund FD PCA SO

\$425.00 OWNERSHIP CHANGES/SECURITY INTERESTS 0229 21 56140 1155



Signature Line (Dept. Representative)

RECEIVED
JUL 20 2006
IDaho DEPARTMENT OF
WATER RESOURCES