

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

RECEIVED**MAY 31 2005**Department of Water Resources
Southern Region

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
<u>72-104M</u>					

RECEIVED
JUN 02 2005

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)

Jette Morache & Jeffrey Yeo
518 N 340 E., Shoshone, Idaho 83352

4. New Owner/Claimant(s)

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

New Mailing Address

City, State and ZIP Code

New Telephone Number

5. Date you acquired the property

Kenneth and Patricia Hyatt
540 East Lowell Ave., Salt Lake City, Utah
(208) 879-6543 P.O. Box 753
9/14/04 Challis, Idaho
83226

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	_____	_____

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

Kenneth H. Hyatt
Dustin M. Hyatt

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 *h* Date *5/31/05* Fee *25.00*
 Received by *h* Date *5/31/05* Receipt No. *5027715*
 Processed by _____ AJ Date _____ WR _____ Date _____

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

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City, State and ZIP Code

New Telephone Number

5. Date you acquired the property

Kenneth H. and Patricia M. Hyatt

540 Lowell Ave

South Lake City, Utah 84103

(81) 364-5824

9/13/04

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For Office Use Only

Received by _____ Date _____ Fee _____
 Receipted by _____ Date _____ Receipt No. _____
 Processed by _____ AJ Date _____ WR _____ Date _____

WARRANTY DEED

For Value Received JEFFERY J. YEO AND JETTE MORACHE, the Grantors, do hereby grant, bargain, sell and convey unto KENNETH H. HYATT AND PATRICIA M. HYATT, husband and wife, the Grantees, whose current address is 540 Lowell Avenue, Salt Lake City, Utah 84102, the following described premises, in Custer County, Idaho, to-wit:

A fraction of the NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section , Township 13 North, Range 18 East, Boise Meridian, Custer County, Idaho more particularly described as follow, to-wit:
Beginning at the Southwest corner of the said NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 3; run thence Northerly along the Westerly boundary of the NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 3 a distance of 264.0 feet; thence East parallel to the Southerly boundary of said NE $\frac{1}{4}$ SE $\frac{1}{4}$ 176.0 feet; thence South 0°31' West, 264.1 feet to a point on the Southerly boundary of the NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 3; thence West along said Southerly boundary 164.0 feet to the point of beginning.

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

TOWNSHIP 13 NORTH, RANGE 18 EAST, BOISE MERIDIAN,
CUSTER COUNTY, IDAHO.

Section 3:

A fraction of the NE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 3, Township 13 North, Range 18 East, Boise Meridian, Custer County, Idaho, described as:
Beginning at the Southwest corner of said NE $\frac{1}{4}$ SE $\frac{1}{4}$; thence East along the South line of said NE $\frac{1}{4}$ SE $\frac{1}{4}$, 1320 feet, more or less, to the Southeast Corner of said NE $\frac{1}{4}$ SE $\frac{1}{4}$; thence North along the East boundary line of said NE $\frac{1}{4}$ SE $\frac{1}{4}$, 264 feet; thence West parallel to the South line of said NE $\frac{1}{4}$ SE $\frac{1}{4}$, 1320 feet, more or less, to the West line of said NE $\frac{1}{4}$ SE $\frac{1}{4}$; thence South along the West line of said NE $\frac{1}{4}$ SE $\frac{1}{4}$, 264 feet to the POINT OF BEGINNING.

EXCEPTING THEREFROM:

A fraction of the NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 3, Township 13 North, Range 18 East, Boise Meridian, Custer County, Idaho more particularly described as follows, to-wit:

Beginning at the Southwest corner of the said NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 3; run thence Northerly along the Westerly boundary of the NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 3 a distance of 264.0 feet; thence East parallel to the Southerly boundary of said NE $\frac{1}{4}$ SE $\frac{1}{4}$ 176.0 feet; thence South 0°31' West, 264.1 feet to a point on the Southerly boundary of the NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 3; thence West along said Southerly boundary 164.0 feet to the point of beginning.

EXCEPTING and reserving from the above described tract of land an easement for a road right of way 20.0 feet in width, along the Southerly boundary, extending from the Southeasterly corner in a Westerly direction to the present County Road.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantees, that they are the owners in fee simple of said premises; that they are free from all encumbrances excepting therefrom all covenants, conditions and restrictions of record and all easements of sight and of record as recorded in the records of Custer County, Idaho and that they will warrant and defend the same from all lawful claims whatsoever.

Dated: This 11th day of September, 2004.

Jeffery Yeo
JEFFERY J. YEO

Jette Morache
JETTE MORACHE

STATE OF IDAHO)

: ss

County of: Twin Falls

On this 11th day of
September 2004, before
me, a Notary Public, per-
sonally appeared Jeffery Yeo
Jette Morache

known or identified to me to
be the person(s) whose name(s)
are subscribed to the within
instrument, and acknowledged to
me that They executed the same.

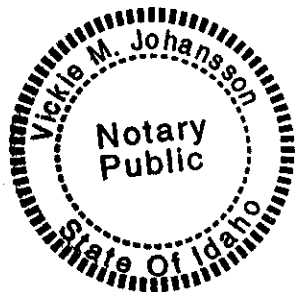
Vickie M. Johanson
Notary Public for Idaho
Residing at Twin Falls Id
Commission Expires 01-10-08

STATE OF IDAHO, COUNTY OF CUSTER

I hereby certify that this instrument was filed for
record at the request of CST
at 31 minutes past 4
o'clock P.M., this 15th day of Sept.
2004, in my office.

Ethel M. Peck
Ex-Officio Recorder
BY Lura Baker
Deputy

Fee: \$
Mail to:

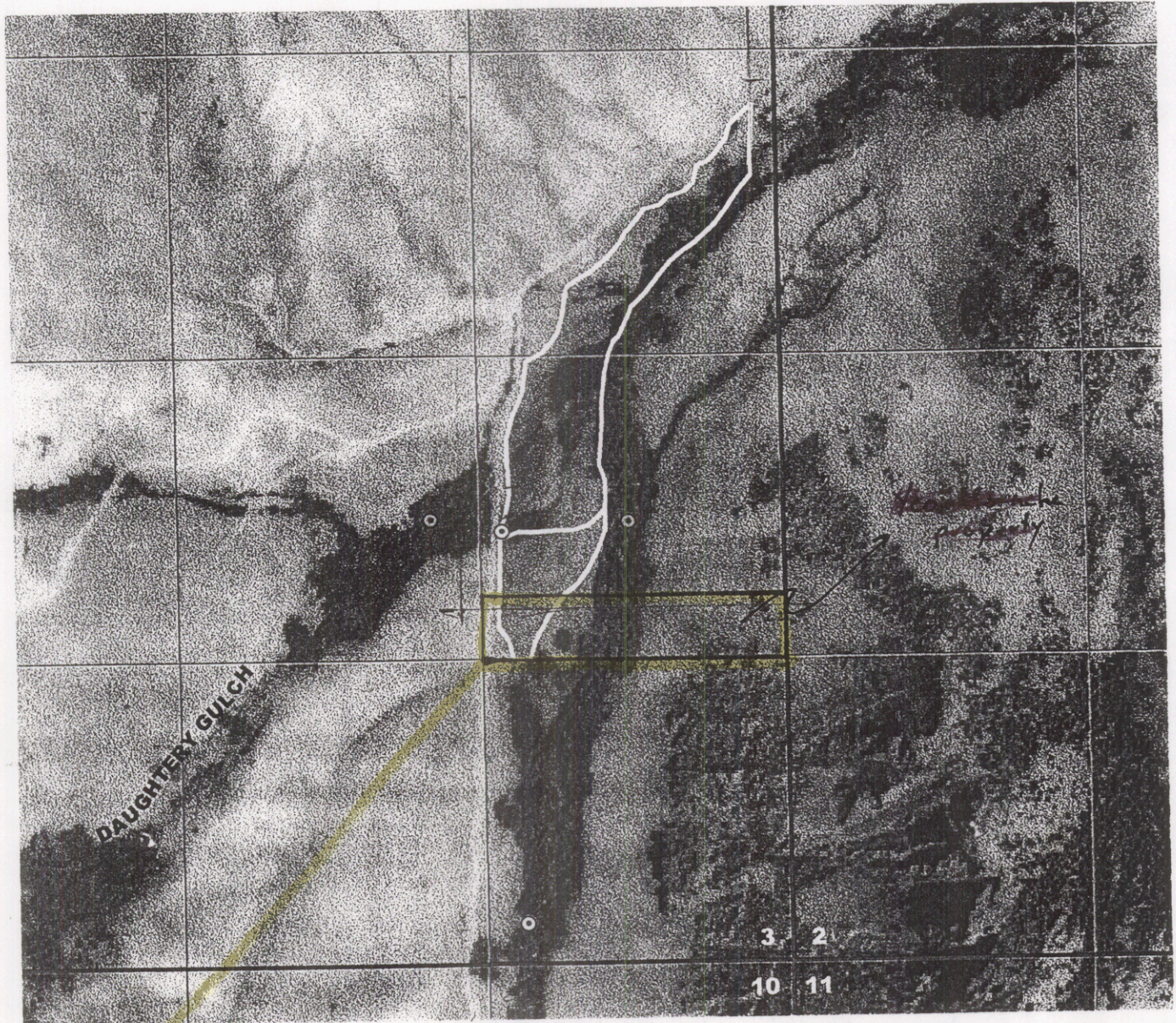


72-00106A AND 72-00109E

SOURCE = GARDEN CREEK

72-16499

SOURCE = DAUGHTERY GULCH



Hyatt Property

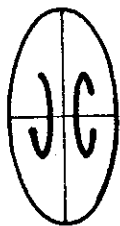
RECOMMENDED PLACE OF USE
TWP 13N RNG 18E, SEC 3
data entry on October 22, 1998



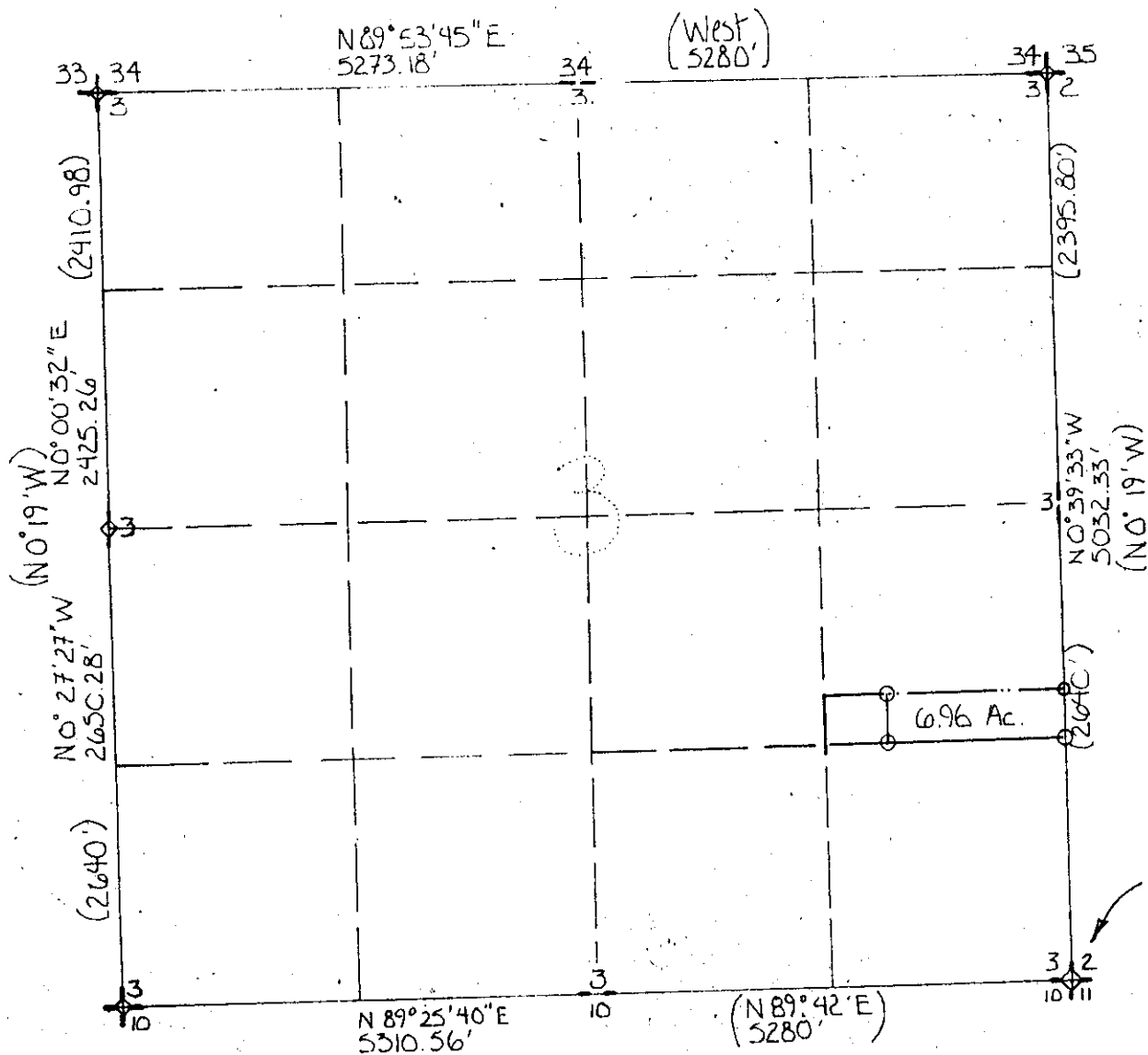
- RECOMMENDED POINT OF DIVERSION
- RECOMMENDED PLACE OF USE
- SECTION LINES
- QUARTER/QUARTER LINES

GIS PLACE OF USE PRESENTATION
1992 USDA-F AERIAL PHOTOGRAPHY
DATA ENTRY BY KELLY K CHRISTENSEN

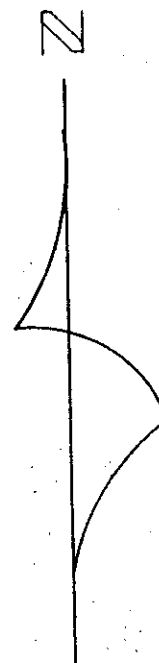
N 0° 19' W (Rec)
N 0° 39' 33" W (



johnston · couch
engineers · surveyors
salmon · idaho



Section Plan
Scale 1" = 1000'

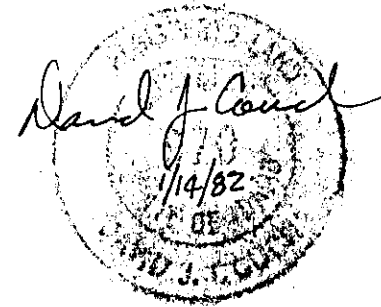


Original Bearing
tree found
Corner on 8' x 6' x 5'
porphyry ledge
in place.
N. 0° 15' E 7.92'

CERTIFICATE OF SURVEYOR

I, David J. Couch, R.L.S. No. 970, State of Idaho, do hereby certify that the survey represented on this plat was performed by me or under my supervision in accordance with the laws of the State of Idaho, in September, of 1981.

173319



COUNTY RECORDER'S CERTIFICATE

State of Idaho
County of Custer

This is to certify that the foregoing plat was filed in the office of the Recorder of Custer County, Idaho, on this 14th day of February 1985, at 1:57 p.m. and duly recorded in the records of Survey, Book at page .

Ethel M. Peck Buy Mary Thompson
Ex-Officio Recorder

NOTE:
This document was misrecorded in Lemhi County and found in February, 1985. Taken to Custer County for recording.

LEGEND

- ...— Lot boundary line
- Subdivision boundary line
- ◆ Government Corner found
- 1/2" x 24" Steel rod set as boundary corner
- 1/2" x 24" steel bar with plastic cap

105509'

3.2