

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

RECEIVED

APR 10 2006

DEPARTMENT OF WATER RESOURCES

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
37-20838					
37-11194					

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)

Elliott Family Limited Partnership

362 East 1750 South, Bliss, ID 83314-5108

4. New Owner/Claimant(s)

Howard L. Morris, Rhonda K. Morris, Jeremy H. Morris, Audrey
Name Connector (Check one): ☐ and, ☐ or, ☐ and/or ☐ Morris

New Mailing Address

1010 East 2900 South, Hagerman, ID 83332

City, State and ZIP Code

New Telephone Number

(208) 333-3333

5. Date you acquired the property

April 5, 2005

SUPPORT DATA

IN FILE # 37-11194

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)

[Signature]
Howard L. Morris

[Signature]
Jeremy H. Morris

[Signature]
Rhonda K. Morris

[Signature]
Audrey Morris

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>CB</u>	Date <u>4-11-06</u>	Fee <u>\$25.00 x 2 = \$50.00</u>
Receipted by <u>1</u>	Date <u>1</u>	Receipt No. <u>C080887</u>
Processed by <u>2</u> AJ	Date <u>2</u>	WR _____ Date _____

WARRANTY DEED

#GG-07141

For Value Received

Elliott Family Limited Partnership

Instrument # 215705

GOODING, GOODING, IDAHO

2006-04-07

10:28:23 No. of Pages: 3

Recorded for : LAND TITLE

DENISE M. GILL

Fee: 9.00

Ex-Officio Recorder Deputy

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

Howard L. Morris and Rhonda K. Morris, husband and wife and Jeremy H. Morris and Audrey Morris, husband and wife
Address: 1010 East 2900 South, Hagerman, ID 83332

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

Parcel 1:

TOWNSHIP 6 SOUTH, RANGE 13 EAST OF THE BOISE MERIDIAN, GOODING COUNTY, IDAHO

Section 14: NW $\frac{1}{4}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ SW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$

Section 15: NE $\frac{1}{4}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$

That part of the NW $\frac{1}{4}$ SE $\frac{1}{4}$; SE $\frac{1}{4}$ NW $\frac{1}{4}$ and NE $\frac{1}{4}$ SW $\frac{1}{4}$ North and East of the Railroad right of way.

Parcel No. 2:

TOWNSHIP 6 SOUTH, RANGE 13 EAST OF THE BOISE MERIDIAN, GOODING COUNTY, IDAHO

Section 13: N $\frac{1}{2}$ SE $\frac{1}{4}$; SW $\frac{1}{4}$

Section 14: N $\frac{1}{2}$ SE $\frac{1}{4}$; S $\frac{1}{2}$ NE $\frac{1}{4}$ and NE $\frac{1}{4}$ NE $\frac{1}{4}$

TOGETHER WITH all water and water rights, ditches and ditch rights used thereon or appurtenant thereto including but not limited to 651.15 shares of Capital Stock in North Side Canal Company, also including any licensed domestic or irrigation water rights, licenses with the State of Idaho, including but not limited to Water Right No. 37-20838 and 37-11194.

SUBJECT TO:

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

Taxes for 2006 and subsequent years, taxes are an accruing lien, not yet due or payable.

Assessments of the North Side Canal Company and the rights and powers of said Company as by law provided.

Right of way for canals, laterals and waste ditches of the North Side Canal Company, Ltd.

Assessments of the North Snake Ground Water District and the rights and powers of said District as by law provided.

Right of Way Deed given by Idaho Farms Company, a corporation of Jerome, to the State of Idaho, dated February 24, 1942, recorded April 3, 1942, in Book 33 Page 311, as Instrument No. 83595, Gooding County records, granting a right of way for a public highway over and across the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 15, Township 6 South, Range 13, East Boise Meridian. There is also granted hereby an easement adjacent to the highway right of way for relocation of all irrigation and drainage ditches and structures and such surface drain ditches as may be necessary to the proper construction of the highway.

Right of Way Deed given by John Taylor and Arline Taylor, husband and wife, to the State of Idaho, dated February 24, 1942, recorded April 18, 1942, in Book 33 Page 332, as Instrument No. 83792, Gooding County records, granting a right of way for a public high-way over and across the W $\frac{1}{2}$ NW $\frac{1}{4}$ and the SE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 15, Township 6 South, Range 13, East Boise Meridian. There is also granted hereby an easement

adjacent to the highway right of way for relocation of all irrigation and drainage ditches and structures and such surface drain ditches as may be necessary to the proper construction of the highway.

Power Line Easement given by Oley A. Boyd and Myrtle O. Boyd, husband and wife, to Idaho Power Company, a corporation, dated March 19, 1946, recorded December 23, 1946, in Book 5, Page 156, as Instrument No. 99083, Gooding County records, granting a right of way and easement for erection and maintenance of an electric transmission line over and across the N $\frac{1}{2}$ N $\frac{1}{2}$ SW $\frac{1}{4}$ of Section 15, Township 6 South, Range 13, East Boise Meridian.

Power Line Easement given by J. E. Farmer and Marval Farmer, husband and wife, to Idaho Power Company, a corporation, dated August 22, 1951, recorded October 17, 1952, in Book 7, Page 155, as Instrument No. 119426, Gooding County records, granting to said corporation, a right of way and easement for erection and maintenance of an electric transmission line over and across the SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 14, Township 6 South, Range 13, East Boise Meridian.

Easement in Second Judgment and Decree of Condemnation in the case of The State of Idaho, et al, Plaintiff, vs. Oley A. Boyd, et al, Defendants, dated July 23, 1975, and recorded July 28, 1975, as Instrument No. 55702, Gooding County records, wherein there is granted a 30.0 foot easement in the NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 15, Township 6 South, Range 13, East Boise Meridian, for constructing concrete ditch and other facilities together with ingress and egress. Rights of access to highway are extinguished and prohibited.

Water Easement given by Homer Bayless, a widower, Grantor, to Anderson-Nafziger of Wendell, a partnership, Grantee, dated February 1977, recorded March 3, 1977, as Instrument No. 63526, Gooding County records, wherein the Grantor hereby grants unto the Grantee a right of way over and across a parcel of land located in part of the NE $\frac{1}{4}$ SW $\frac{1}{4}$ and part of the SE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 15, Township 6 South, Range 13, East Boise Meridian, conveying water through ditches for the purpose of irrigating real estate adjacent and contiguous to the South and East of the real estate herein described. The Grantors further gives to the Grantee an easement over and across the continuous strip of ground for the purpose of clearing, trenching, laying, constructing, maintaining, and repairing an underground pipeline for the conveyance of said water.

Power Line Easement given by Robert Erickson, a single man, to Idaho Power Company, a corporation, dated June 1, 1979, recorded June 27, 1980, as Instrument No. 83913, Gooding County records, granting to said corporation a right of way and easement for erection and maintenance of an electric transmission line over and across a 10.0 foot strip of land in the SE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 15, Township 6 South, Range 13, East Boise Meridian.

Right of Way Easement given by First Security Bank of Idaho, N.A. to The Mountain States Telephone and Telegraph Company, dated January 17, 1985, recorded January 24, 1985 as Instrument Number 112708, Gooding County records, affecting the SE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 15, Township 6 South, Range 13, East Boise Meridian.

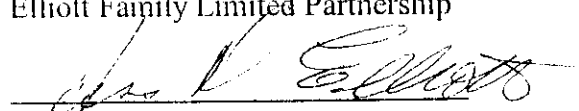
Power Line Easements as granted to Idaho Power Company by instruments as follows:

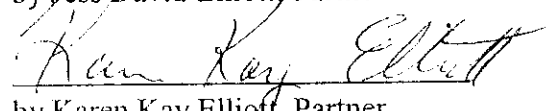
- a. dated July 26, 1945, recorded September 25, 1946 in Book 6 Miscellaneous Page 119, within NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 13, Township 6 South, Range 13, East Boise Meridian.
- b. dated September 26, 1961, recorded August 17, 1962 as Instrument Number 5367, within NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 13, Township 6 South, Range 13, East Boise Meridian.
- c. dated March 9, 1966, recorded July 29, 1966 as Instrument Number 19043, within NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 13, Township 6 South, Range 13, East Boise Meridian.

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.

Dated: April 5, 2006

Elliott Family Limited Partnership


by Jess David Elliott, Partner


by Karen Kay Elliott, Partner

STATE OF IDAHO)
) ss.
COUNTY OF Gooding)

On this 7th day of ~~March~~ ^{April} 2005, before me, the undersigned, a Notary Public in and for said State, personally appeared Jess David Elliott and Karen Kay Elliott, known or identified to me to be the partner or one of the partners in the Partnership of Elliott Family Limited Partnership, and the partner or one of the partners who subscribed said Partnership name to the foregoing instrument, and acknowledged to me that they executed the same in said Partnership name.

Becky Shubert
Notary Public
Residing at: Gooding ID
My Commission expires: 02-23-2011

