

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

RECEIVED

MAR 31 2006

**DEPT. OF WATER RESOURCES
SOUTHERN REGION**

Please print or type. Attach pages with additional information. Instructions are included and of this form.
 Incomplete forms will be returned.

**DEPARTMENT OF
WATER RESOURCES**

Please list the water right number(s) and/or adjudication claim number(s) (if a water right is 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
37-21658					
37-10566					

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) Edward Hack
471 N 650 W , Shoshone, ID 83352
- 4. New Owner/Claimant(s) Brandon Labbee
Name Connector (Check one): [] and, [] or, [] and/or
471 N 650 W, Shoshone, ID 83352
 New Mailing Address _____
 City, State and ZIP Code _____
 New Telephone Number () _____
- 5. Date you acquired the property March , 2006

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) Brandon Labbee
(include title if applicable) Brandon Labbee

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 [Signature] Date 4/3/06 Fee 25.00
Received by [Signature] Date 4/3/06 Receipt No. 5028521
Processed by AJ Date _____ WR _____ Date _____

WARRANTY DEED

GL-07161

For Value Received

Edward G. Hack, also known as Edward Gary Hack, and Denise M. Hack, husband and wife also shown of record as Edward Hack and Denise Hack

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

Brandon J. Labbee, a single person
Address: 471 N 650 W, Shoshone, Id 83352

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

TOWNSHIP 5 SOUTH, RANGE 16 EAST OF THE BOISE MERIDIAN, LINCOLN COUNTY, IDAHO.

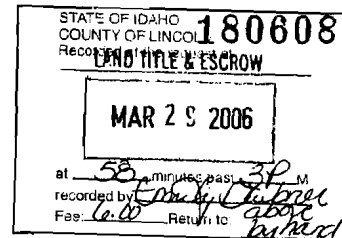
Section 10: That portion of the E $\frac{1}{2}$ NE $\frac{1}{4}$, described as follows:

Beginning at a point on the East line of said Section 10 that is S00°35'07"E 1,839.53 feet along said section line from the NE corner of said section 10 and running said S00°35'07"E 823.59 feet along the section line to the East $\frac{1}{4}$ corner of said Section 10;

Thence along said east west center line of said section 10 S89°38'06"W 378.61 feet to the East bank of an irrigation canal;

Thence along said east bank the following fourteen (14) courses:

- (1) N02°00'56"W 44.94 feet;
 - (2) Thence N18°36'01"E 53.37 feet;
 - (3) Thence N12°57'47"E 57.40 feet;
 - (4) Thence N20°31'17"E 45.37 feet;
 - (5) Thence N13°07'39"E 50.61 feet;
 - (6) Thence N14°23'08"E 34.87 feet;
 - (7) Thence N05°34'02"E 28.52 feet;
 - (8) Thence N01°09'34"W 35.04 feet;
 - (9) Thence N01°16'32"W 13.33 feet;
 - (10) Thence S82°09'36"E 27.24 feet;
 - (11) Thence N26°46'11"E 23.97 feet;
 - (12) Thence N03°38'29"E 53.13 feet;
 - (13) Thence N00°13'40"W 68.47 feet;
 - (14) Thence N77°33'21"W 19.86 feet;
- Thence N36°06'53"E 94.94 feet;
Thence N31°57'39"E 94.94 feet;
Thence N27°48'24"E 94.94 feet;
Thence N23°39'10"E 94.94 feet;
Thence N89°38'06"E 93.98 feet to the POINT OF BEGINNING.



SUBJECT TO: County road right-of-way along the East and South boundaries, also a 10 foot wide underground electrical easement being 5 feet both sides of the following described center line.

Beginning at a power pole that is S00°35'07"E 2233.21 feet along the Section line and S89°38'06"W 25.63 feet from the NE corner of said Section 10 and running thence N77°29'19"W 286.86 feet along the center line of easement to the end of said easement terminating at an electrical transformer.

TOGETHER WITH all water and water rights, ditches and ditch rights used thereon or appurtenant thereto including but not limited to 5.0 acres of American Falls No. 2, also including any domestic or irrigation water rights, licenses with the State of Idaho, including but not limited to Water Right no. 37-21658 and 37-10566.

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 American Falls Reservoir District No. 2 and the rights and powers of said District as by law provided.

Assessments of the Big Wood Canal Company and the rights and powers of said Company as by law provided.

Right of way for canals, laterals and waste ditches of Big Wood Canal Company.

Exceptions and reservations contained in Deed from the State of Idaho whereby said grantor excepts all mineral rights as defined by Section 47-701 of Idaho Code. Together with rights and claims of parties claiming by through or under them recorded April 1, 1954 in Book 45 Page 291 as Instrument Number 101250, Lincoln County records, and also subject to rights of way for ditches, tunnels and telephone and transmission lines constructed by authority of the United States, as granted to the United States under the provisions of Section 58-604 Idaho Code 1947.

Right of Way Easement given by Ernest Boesiger and Lois Boesiger to The Mountain States Telephone and Telegraph Company, dated December 29, 1983, recorded January 5, 1984 as Instrument Number 145557, Lincoln County records, affecting a portion of the SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 10, Township 5 South, Range 16, East Boise Meridian.

Terms and Conditions as set out in Grant of Easement dated February 8, 2006, recorded February 8, 2006, as Instrument No. 180298, records of Lincoln County, Idaho, by and between Ronald P. Braun and Ennice A. Braun (aka Ronald Braun and Ennice Braun), husband and wife and Edward Hack and Denise Hack, (aka Edward G. Hack and Denise M. Hack), husband and wife.

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: March 24, 2006

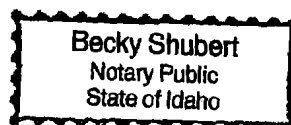
Edward Gary Hack by Denise Marie Hack
Edward Gary Hack, by Denise Marie Hack, Attorney in Fact

Denise M. Hack
Denise M. Hack

STATE OF IDAHO)
) ss.
COUNTY OF Gooding)

On this 28th day of March, 2006, before me, the undersigned, a Notary Public in and for said State, personally appeared Denise M. Hack 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.

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



STATE OF IDAHO)
) ss.
COUNTY OF Gooding)

On this 28th day of March, 2006, before me, the undersigned, a Notary Public in and for said State, personally appeared Denise Marie Hack, known or identified to me to be the person whose name is subscribed to the within instrument, as the Attorney-In-Fact of Edward Gary Hack and acknowledged to me that she subscribed the name of Edward Gary Hack thereto as principal, and her own name as Attorney-In-Fact.

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

