

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

**RECEIVED
SEP 13 2005**

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

Department of Water Resources

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>23-98C</u>	_____	___	_____	_____	___
<u>23-48C</u>	_____	___	_____	_____	___
_____	_____	___	_____	_____	___
_____	_____	___	_____	_____	___
_____	_____	___	_____	_____	___

2. The following **REQUIRED** information must be submitted with this form:

- A. The appropriate **FILING FEE**. See instructions for fee amounts. \$50
- 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) Susan Sargent
P.O. Box 24, Swan Valley, ID 83449
4. New Owner/Claimant(s) Trout Creek/Spence Warner, Managing Member
Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address P.O. Box 45, Swan Valley, ID 83449
- City, State and ZIP Code _____
- New Telephone Number (208) 483-2250
5. Date you acquired the property 08/12/05

**RECEIVED
SEP - 6 2005**
Department of Water Resources
Eastern Region

SUPPORT DATA

IN FILE # 23-48C

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) Trout Creek, LLC By *[Signature]* General Manager
(include title if applicable) Managing 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	<u><i>[Signature]</i></u>	Date	<u>9-13-05</u>
Received by		Date	
Processed by	AJ	Date	
Fee	<u>\$50.00/xx</u>	Receipt No.	
WR		Date	

RECORDING REQUESTED BY
First American Title Company

AND WHEN RECORDED MAIL TO:
First American Title Company
2004 Jennie Lee Drive
Idaho Falls, ID 83404

Space Above This Line for Recorder's Use Only

WARRANTY DEED

For Value Received, **Susan Sargent, an unmarried person**, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **Trout Creek, LLC, an Idaho Limited Liability Company**, hereinafter called the Grantee, whose current address is **PO Box 45, Swan Valley, ID 83449**, the following described premises, situated in **Bonneville County, Idaho**, to-wit:

TRACT 1

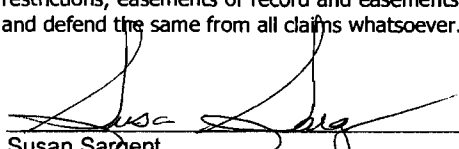
BEGINNING AT THE SOUTH QUARTER CORNER OF SECTION 1, TOWNSHIP 1 NORTH, RANGE 43, EAST OF THE BOISE MERIDIAN, BONNEVILLE COUNTY, IDAHO, THENCE SOUTH 89°56'07" EAST 1107.66 FEET TO THE TRUE POINT OF BEGINNING; RUNNING THENCE SOUTH 89°56'07" EAST 550.00 FEET; THENCE NORTH 02°48'37" EAST 955.67 FEET; THENCE NORTH 04°20'13" EAST 398.17 FEET; THENCE NORTH 89°56'07" WEST 550.00 FEET; THENCE SOUTH 04°20'13" WEST 398.17 FEET; THENCE SOUTH 02°48'37" WEST 955.68 FEET TO THE TRUE POINT OF BEGINNING.

TRACT 2

**A 60 FOOT WIDE ACCESS EASEMENT BEING DESCRIBED AS FOLLOWS:
BEGINNING AT A POINT THAT IS SOUTH 89°56'07" EAST 50.00 FEET ALONG THE SECTION LINE FROM THE SOUTH QUARTER CORNER OF SECTION 1, TOWNSHIP 1 NORTH, RANGE 43, EAST OF THE BOISE MERIDIAN, BONNEVILLE COUNTY, IDAHO; SAID POINT BEING ON THE EAST RIGHT OF WAY LINE OF STOLTENBERG LANE; RUNNING THENCE SOUTH 89°56'07" EAST ALONG THE SECTION LINE 1057.66 FEET; THENCE NORTH 02°48'37" WEST 60.07 FEET; THENCE NORTH 89°56'07" WEST 1060.60 FEET; THENCE SOUTH 60.00 FEET TO THE POINT OF BEGINNING.**

SUBJECT TO all easements, right of ways, covenants, restrictions, reservations, applicable building and zoning ordinances and use regulations and restrictions of record, and payment of accruing present year taxes and assessments as agreed to by parties above.

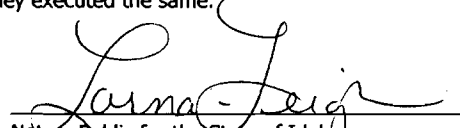
TO HAVE AND TO HOLD the said premises, with its appurtenances, unto the said Grantee, and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U.S. Patent reservations, restrictions, easements of record and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.


Susan Sargent

STATE OF Idaho)
ss.
COUNTY OF Bonneville)

On this **Twelfth day of August, 2005**, before me, a Notary Public in and for said State, personally appeared **Susan Sargent**, known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged to me that he/she/they executed the same.

LORNA - LEIGH
STATE OF IDAHO
NOTARY -- PUBLIC


Notary Public for the State of Idaho
Residing at: Idaho Falls, Idaho
My Commission Expires: 2/16/2007