

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

RECEIVED

AUG 24 2004

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
71-10062	39576	NO			

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) IDFM Trust c/o Donald Mendiola
2410 Lynx Way, Boise, ID 83705
4. New Owner/Claimant(s) LeMoyne Development, Inc.
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address 1130 Lawndale Dr.
 City, State and ZIP Code Twin Falls, ID 83301
 New Telephone Number 208) 734-3755
5. Date you acquired the property 8-20-04

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) Lemoyne Development, Inc.
(include title if applicable) by Harry Lemoyne, Pres.

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 8/24/04 Fee 25.00
 Receipted by [Signature] Date 8/24/04 Receipt No. 3026994
 Processed by AJ Date _____ WR _____ Date _____



CCT-11264

WARRANTY DEED

For value received DONALD MENDIOLA, FLORENCE PIERCE AND MARY ANN MORGAN, TRUSTEES OF THE L.D.F.M. TRUST,

the Grantor, hereby grants, bargains, sells, conveys and warrants unto
LEMOYNE DEVELOPMENT, INC., AN IDAHO CORPORATION

the Grantee, whose current address is P.O. Box 5225, Twin Falls, ID 83303

the following described premises, to wit:

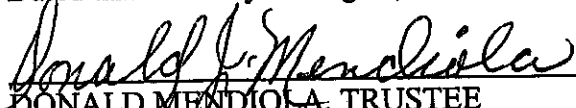
TRACT I: PARCELS 1,2,3

Parcel Number: RP 011N12E8250

SUBJECT TO: Current General Taxes, a lien in the process of assessments, not yet due or payable. Easements, restrictions, reservations, provisions of record, and assessments, if any.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, their heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that it is the owner in fee simple of said premises, that said premises are free from all encumbrances and that he will warrant and defend the same from all lawful claims whatsoever.

Dated this 19th day of August, 2004.


DONALD MENDIOLA, TRUSTEE

FLORENCE PIERCE, TRUSTEE


MARY ANN MORGAN, TRUSTEE

STATE OF IDAHO)

) ss.

COUNTY OF ADA)

On this 19th day of August, 2004, before me, the undersigned, a Notary Public, in and for said State, personally appeared DONALD MENDIOLA AND MARY ANN MORGAN known to me, and/or identified to me on the basis of satisfactory evidence, 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.

WITNESS MY HAND AND OFFICIAL SEAL.

Notary Public: _____

Residing at: _____

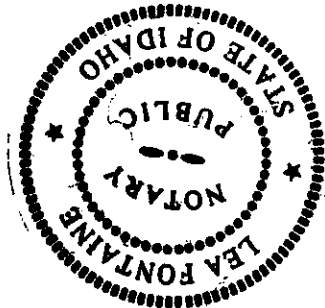
My commission expires _____

ACKNOWLEDGEMENT

STATE OF IDAHO) SS
COUNTY OF ADA

On this AUGUST 19, 2004 , before me THE UNDERSIGNED, a notary public, personally appeared
DONALD MENDIOLA known or identified to me to be the
person(s) whose name(s) are subscribed to the within instrument as Trustee('s) of the
L.D.F.M. TRUST and acknowledged to me that he
executed the same as Trustee('s) of the L.D.F.M. TRUST.

Notary Public *Lea Fontaine*
Residing at BOISE, IDAHO
Expiration Date: 020907

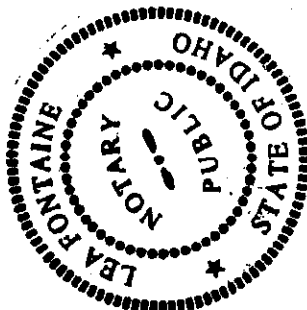


ACKNOWLEDGEMENT

STATE OF IDAHO) SS
COUNTY OF ADA

On this AUGUST 19, 2004 , before me THE UNDERSIGNED, a notary public, personally appeared
MARY ANN MORGAN known or identified to me to be the
person(s) whose name(s) are subscribed to the within instrument as Trustee('s) of the
L.D.F.M. TRUST and acknowledged to me that She
executed the same as Trustee('s) of the L.D.F.M. TRUST.

Notary Public *Lea Fontaine*
Residing at BOISE, IDAHO
Expiration Date: 020907





CCT-11264

WARRANTY DEED

For value received DONALD MENDIOLA, FLORENCE PIERCE AND MARY ANN MORGAN, TRUSTEES OF THE L.D.F.M. TRUST,

the Grantor, hereby grants, bargains, sells, conveys and warrants unto

LEMOYNE DEVELOPMENT, INC., AN IDAHO CORPORATION

the Grantee, whose current address is P.O. Box 5225, Twin Falls, ID 83303

the following described premises, to wit:

TRACT I: PARCELS 1,2,3

Parcel Number: RP 011N12E8250

SUBJECT TO: Current General Taxes, a lien in the process of assessments, not yet due or payable. Easements, restrictions, reservations, provisions of record, and assessments, if any.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, their heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that it is the owner in fee simple of said premises, that said premises are free from all encumbrances and that he will warrant and defend the same from all lawful claims whatsoever.

Dated this 19th day of August, 2004.

DONALD MENDIOLA, TRUSTEE



FLORENCE PIERCE, TRUSTEE

MARY ANN MORGAN, TRUSTEE

STATE OF IDAHO)

COUNTY OF ADA)

) ss.

On this 19th day of August, 2004, before me, the undersigned, a Notary Public, in and for said State, personally appeared DONALD MENDIOLA AND MARY ANN MORGAN known to me, and/or identified to me on the basis of satisfactory evidence, 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.

WITNESS MY HAND AND OFFICIAL SEAL.

Notary Public: _____

Residing at: _____

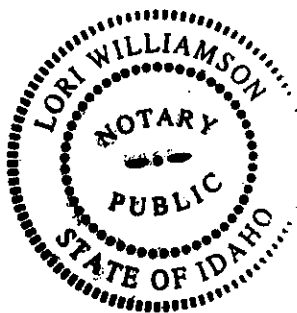
My commission expires _____

ACKNOWLEDGEMENT

STATE OF IDAHO) SS
COUNTY OF Twin Falls)

On this AUGUST 19th, 2004, before me THE UNDERSIGNED, a notary public, personally appeared FLORENCE PIERCE known or identified to me to be the person(s) whose name(s) are subscribed to the within instrument as Trustee('s) of the L.D.F.M. TRUST and acknowledged to me that SHE executed the same as Trustee('s) of the L.D.F.M. TRUST

Notary Public Lori Williamson
Residing at Elletts, Id.
Expiration Date: 11/26/2010



TRACT I:

Parcel 1:

A parcel of land located within the SE¼, Section 25, Township 11 North, Range 12 East, Boise Meridian, Custer County, Idaho, being more particularly described as follows;

Commencing at the brass cap marking the ¼ corner common to Sections 25 and 36: thence North 01°06'31" West, 411.90 feet along the east boundary of Homestead Subdivision to a ½" bar, which point is the REAL POINT OF BEGINNING; thence continuing North 01°06'31" West, 185.59 feet along the east boundary of Homestead Subdivision to a 5/8" bar by Nelson, LS 752; thence North 83°52'47" East, 314.00 feet to a 5/8" bar on the westerly right of way of U. S. Highway 21; thence South 10°02'51" East, 221.71 feet along said westerly right of way to a ½" bar; thence South 89°52'50" West, 347.30 feet to the easterly boundary of said Homestead Subdivision, to a ½" bar marking the REAL POINT OF BEGINNING, as shown on the record of survey filed March 6, 1995, as instrument No. 208353, records of Custer County, Idaho.

Parcel 2:

A parcel of land located within the SE¼, Section 25, Township 11 North, Range 12 East, Boise Meridian, Custer County, Idaho, being more particularly described as follows;

Commencing at the brass cap marking the ¼ corner common to Sections 25 and 36: thence North 01°06'31" West, 226.80 feet along the east boundary of Homestead Subdivision to a ½" bar, which point is the REAL POINT OF BEGINNING; thence continuing North 01°06'31" West, 185.10 feet along the east boundary of Homestead Subdivision to a ½" bar; thence North 89°52'50" East, 347.30 feet to a ½" bar on the westerly right of way of U. S. Highway 21; thence South 10°02'51" East, 187.92 feet along said westerly right of way to a ½" bar; thence South 89°52'50" West, 376.50 feet to the easterly boundary of said Homestead Subdivision, to a ½" bar marking the REAL POINT OF BEGINNING, as shown on the record of survey filed March 6, 1995, as instrument No. 208353, records of Custer County, Idaho.

Parcel 3:

A parcel of land located within the SE¼, Section 25, Township 11 North, Range 12 East, Boise Meridian, Custer County, Idaho, being more particularly described as follows;

Commencing at the brass cap marking the ¼ corner common to Sections 25 and 36: thence North 01°06'31" West, 55.05 feet along the east boundary of Homestead Subdivision to a ½" bar, which point is the REAL POINT OF BEGINNING; thence continuing North 01°06'31" West, 171.75 feet along the east boundary of Homestead Subdivision to a ½" bar; thence North 89°53'09" East, 376.50 feet to a ½" bar on the westerly right of way of U. S. Highway 21; thence South 10°02'51" East, 174.37 feet along said westerly right of way to a ½" bar; thence South 89°52'50" West, 403.60 feet to the easterly boundary of said Homestead Subdivision, to a ½" bar marking the REAL POINT OF BEGINNING, as shown on the record of survey filed March 6, 1995, as instrument No. 208353, records of Custer County, Idaho.

INITIAL

