

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
35-8204					

- 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).

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) | ROBERT H. BURT
8650 Kraft Road
Pocatello, ID 83204 |
| 4. | New Owner/Claimant(s) | K & S Properties, LLC
Name Connector (Check one): ☐ and, ☐ or, ☐ and/or |
| | New Mailing Address | 635 N 1200 W
Blackfoot, ID 83221 |
| | New Telephone Number | (208) 684-5463 |
| 5. | Date you acquired the property | November <u>18</u> , 2005 |

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 (cubic feet per second or acre-feet per annum)	Diversion Rate or Volume	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 (cubic feet per second or acre-feet per annum)	Diversion Rate or Volume	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other	_____	_____
Total	_____	_____

7. Signature of New Owner(s) or Claimant(s) X Kim Dwyer, K & J Properties & J.C.
(include title if applicable) 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 MM Date 12-2-05 Fee \$25.00
 Receipted by MM Date 12-2-05 Receipt No. 0079774
 Processed by _____ AJ Date _____ WR _____ Date _____

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WARRANTY DEED

For Value Received, BURT & DAVIS VENTURES, INC., an Idaho corporation, the Grantor, does hereby grant, bargain, sell, and convey unto K & S Properties, LLC, an Idaho limited liability company, of 635 N 1200 W, Blackfoot, ID 83221, the Grantee, the following-described premises, to-wit:

FIRST AMERICAN TITLE COMPANY

Township 1 S, Range 34 EBM, Bingham County, Idaho

Section 19: Lot 3; E1/2W1/2

Section 30: Lot 1, EXCEPTING THEREFROM: The S $\frac{1}{2}$ S $\frac{1}{2}$ N $\frac{1}{2}$ of Lot 1 and N $\frac{1}{2}$ S $\frac{1}{2}$ N $\frac{1}{2}$ of Lot 1

Section 30: Lot 2, EXCEPTING THEREFROM: a tract of land in Government Lot 2 described as follows: Commencing at a 1" x 24" iron post with 2 $\frac{1}{2}$ " brass cap, set by the General Land Office in 1911 for the W $\frac{1}{4}$ corner of Section 30, said corner also being the SW corner of Government Lot 2, Section 30, thence S 89°51'30" E along the S line of Lot 2 a distance of 30.00 feet to a $\frac{1}{2}$ " x 24" rebar with plastic cap marked PLS 843, said point being the true point of beginning, thence S 89°51'30" E continuing along the S line of Lot 2 a distance 358.93 feet to a $\frac{1}{2}$ " x 24" rebar with plastic cap marked PLS 843; thence N and parallel with the W line of Lot 2 a distance of 427.29 feet to a $\frac{1}{2}$ " x 24" rebar with plastic cap marked PLS 843; thence N 89°51'30" W and parallel with the S line of Lot 2 a distance of 358.93 feet to a $\frac{1}{2}$ " x 24" rebar with plastic cap marked PLS 843; thence S and parallel with the W line of Lot 2 a distance of 427.29 feet to the point of beginning.

ALSO EXCEPTING AND RESERVING from said Sections 19 and 30 to the United States all the oil and gas in the land so patented, and to it or persons authorized by it, the right to prospect for, mine, and remove such deposits from the same upon compliance with the conditions and subject to the provisions and limitations of the Act of July 17, 1914, (38 Stat. 509).

Containing approximately 268 acres, more or less

Together with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining.

Subject to all existing rights-of-ways for public highways, protective covenants, utility lines, existing roadways, irrigation ditches and all building, zoning and other restrictions of use and all encumbrances of record.

COPY

BINGHAM COUNTY, IDAHO
BLACKFOOT, IDAHO
FEE 9- DEP

2005 NOV 18 PM 4:39

RECORDED AT THE REQUEST OF

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, it successors 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 except as hereinabove set forth and that they will warrant and defend the same from all lawful claims whatsoever.

DATED this 18 day of November, 2005.

BURT AND DAVIS VENTURES, INC.

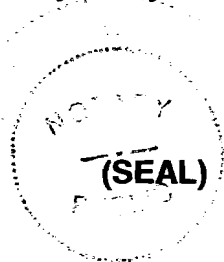
By: Robert H. Burt
Robert H. Burt, President

By: Ronald S. Davis
Ronald S. Davis, Vice-president

STATE OF IDAHO)
 : ss.
County of Bingham)

On this 18 day of November, 2005, before me, the undersigned, a Notary Public in and for said State, personally appeared Robert H. Burt, known to me to be the president of the corporation that executed the instrument or person who executed the instrument on behalf of the aforementioned corporation, and acknowledged to me that such corporation executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

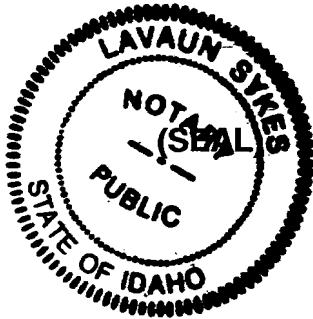


Margaret E. Bauer
Notary Public for Idaho
Residing at Blackfoot
My Commission Expires: 12-10-05

STATE OF IDAHO)
 : ss.
County of Bingham)

On this 18 day of November, 2005, before me, the undersigned, a Notary Public in and for said State, personally appeared Ronald S. Davis, known to me to be the vice-president of the corporation that executed the instrument or person who executed the instrument on behalf of the aforementioned corporation, and acknowledged to me that such corporation executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.



Lavaun Sykes
Notary Public for Idaho
Residing at Blackfoot
My Commission Expires: 5/7/08

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