

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

RECEIVED

SEP 01 2005

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.

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, 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>352082</u>					
<u>NO SPLIT</u>					

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) are 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)

Dennis Lequitt & Kenea Lequitt
220 NORTH 740 West Blackfoot, ID 83221

4. New Owner/Claimant(s)

MORGAN ENTERPRISES, L.L.C.
 Name Connector (Check one): [] and, [] or, [] and/or

New Mailing Address

762 WEST HIGHWAY 39

City, State and ZIP Code

BLACKFOOT, ID 83221

New Telephone Number

208-684-3060

5. Date you acquired the property

7-11-2005

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	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)

Adam Meyers
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 *AM* Date 9-1-05 Fee \$25.00
 Received by *AM* Date 9-1-05 Receipt No. CO99008
 Processed by _____ AJ Date _____ WR _____ Date _____

JUL-19-2005 TUE 04:54 PM First American

FAX NO. 12087852851

P. 01/02

104155

BLACKFOOT, IDAHO
FEE 10.00 DEP 10.00

2005 JUL 11 PM 4:42

RECORDED AT THE REQUEST OF
FIRST AMERICAN TITLE COMPANY

555574

SPECIAL WARRANTY DEED

For Value Received Exchange 05-2741, LLC., an Idaho Limited Liability Company

Hereinafter called Grantor, hereby grants, bargains, sells and conveys unto Morgan Enterprises, LLC., an Idaho Limited Liability Company Purchaser

whose address is: 762 W Hwy 39, Blackfoot, ID 83221

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

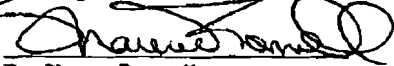
See Attached Exhibit "A"

Grantor does hereby covenant with Grantee, his heirs, successors and assigns, that Grantor will warrant and defend the said granted premises against the lawful claims and demands of all persons claiming by, through and under Grantor, but against no other claims and no other persons, including predecessors in title.

Dated: July 11, 2005

Exchange 05-2741, LLC., an Idaho Limited Liability Company

Exchange Services, Inc., Member

By: Shauna Romrell
It's: President

STATE OF IDAHO

:ss

COUNTY OF Bingham

On this 11th day of July, 2005, before me, the undersigned personally appeared Shauna Romrell, known or identified to me to be the President of the corporation who executed the instrument on behalf of said corporation as member of Exchange 05-2741, LLC., an Idaho Limited Liability Company, and acknowledged to me that she executed the same as President of the corporation, as member of Exchange 05-2741, LLC., an Idaho Limited Liability Company.




Notary Public for Idaho
Residing at Blackfoot
Commission Expires 11/19/09

JUL-19-2005 TUE 04:54 PM First American

FAX NO. 12087852851

P. 02/02

EXHIBIT 'A'

LEGAL DESCRIPTION:

TRACT A:

Part of the SE $\frac{1}{4}$ of Section 7, and SW $\frac{1}{4}$ of Section 8, Township 2 South, Range 35 E.B.M., Bingham County, Idaho, described as: Beginning at a point that is N 89°55' W 638.06 feet along the section line from the SE corner of said Section 7 and running thence N 89°55' W 2003.68 feet along the section line to the South $\frac{1}{4}$ corner of said Section 7; thence N 0°33'37" E 2635.85 feet; thence S 89°53'36" E 2641.73 feet to the East $\frac{1}{4}$ corner of said Section 7; thence S 42°04'35" E 533.17 feet; thence S 1°16'57" W 522.86 feet; thence S 64°38'36" E 228.31 feet; thence S 2°53'05" W 627.46 feet; thence S 89°55'10" W 1173.98 feet; thence S 0°35'20" W 989.21 feet to the point of beginning.

ALSO including the following described parcel: Part of Section 7, Township 2 South, Range 35 E.B.M., Bingham County, Idaho, described as: Beginning at a point on the meridional center line of said Section 7 that is N. 00°33'37" E. 88.51 feet along said meridional center line to the True Point of Beginning all from the S $\frac{1}{4}$ corner of said Section 7, and running thence N. 52°49'50" W. 214.62 feet; thence N. 51°59'18" W. 59.33 feet; thence N. 48°42'36" W. 44.56 feet; thence N. 45°41'02" W. 40.38 feet; thence N. 42°19'27" W. 70.33 feet; thence N. 35°40'06" W. 246.53 feet; thence N. 61°06'07" E. 546.54 feet more or less to said meridional center line; thence S. 00°33'37" W. 740.25 feet along said meridional center line to the Point of Beginning.

EXCEPTING THEREFROM the following described parcel: Part of Section 7, Township 2 South, Range 35 E.B.M., Bingham County, Idaho, described as: Beginning at the S $\frac{1}{4}$ corner of said Section 7 and running thence N. 00°33'37" E. 88.51 feet along said meridional center line; thence S. 55°21'25" E. 156.03 feet more or less to the South line of said Section 7; thence N. 89°55'00" W. 129.23 feet along said Section line to the Point of Beginning.

RESERVING UNTO THE GRANTORS a 25 foot Ingress-egress easement along the south side of the above described parcel. Said easement is for the exclusive use of the Grantors.

TRACT B:

An easement for ingress and egress, described as: A portion of the SE $\frac{1}{4}$ of Section 7, Township 2 South, Range 35 E.B.M., Bingham County, Idaho, described as: Beginning at the SE corner of Section 7, thence running West 636.32 feet along the section line, thence North 25 feet, thence East 636.32 feet to the West section line, thence South 25 feet along the section line to the Point of Beginning.

TRACT C:

An easement for ingress and egress over the West 25 feet of the South 991.03 feet of the SW $\frac{1}{4}$ of Section 8, Township 2 South, Range 35 E.B.M., Bingham County, Idaho.

555574

AFTER RECORDING MAIL TO:

Exchange 05-2741, LLC,
196 S Broadway
Blackfoot, ID 83221

550594

2005 FEB 17 PM 1:50

RECORDED AT THE REQUEST OF

FIRST AMERICAN TITLE COMPANY

WARRANTY DEED

File No.: 104155-B (Id)

Date: February 16, 2005

For Value Received, Dennis Leavitt and Kenea Leavitt, husband and wife, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **Exchange 05-2741, LLC, an Idaho Limited Liability Company**, hereinafter called the Grantee, whose current address is **196 S Broadway, Blackfoot, ID 83221**, the following described premises, situated in **Bingham County, Idaho**, to-wit:

TRACT A:

Part of the SE $\frac{1}{4}$ of Section 7, and SW $\frac{1}{4}$ of Section 8, Township 2 South, Range 35 E.B.M., Bingham County, Idaho, described as: Beginning at a point that is N 89°55' W 638.06 feet along the section line from the SE corner of said Section 7 and running thence N 89°55' W 2003.68 feet along the section line to the South $\frac{1}{4}$ corner of said Section 7; thence N 0°33'37" E 2635.85 feet; thence S 89°53'36" E 2641.73 feet to the East $\frac{1}{4}$ corner of said Section 7; thence S 42°04'35" E 533.17 feet; thence S 1°16'57" W 522.86 feet; thence S 64°38'36" E 228.31 feet; thence S 2°53'05" W 627.46 feet; thence S 89°55'10" W 1173.98 feet; thence S 0°35'20" W 989.21 feet to the point of beginning.

ALSO including the following described parcel: Part of Section 7, Township 2 South, Range 35 E.B.M., Bingham County, Idaho, described as: Beginning at a point on the meridional center line of said Section 7 that is N. 00°33'37" E. 88.51 feet along said meridional center line to the True Point of Beginning all from the S $\frac{1}{4}$ corner of said Section 7, and running thence N. 52°49'50" W. 214.62 feet; thence N. 51°59'18" W. 59.33 feet; thence N. 48°42'36" W. 44.56 feet; thence N. 45°41'02" W. 40.38 feet; thence N. 42°19'27" W. 70.33 feet; thence N. 35°40'06" W. 246.53 feet; thence N. 61°06'07" E. 546.54 feet more or less to said meridional center line; thence S. 00°33'37" W. 740.25 feet along said meridional center line to the Point of Beginning.

EXCEPTING THEREFROM the following described parcel: Part of Section 7, Township 2 South, Range 35 E.B.M., Bingham County, Idaho, described as: Beginning at the S $\frac{1}{4}$ corner of said Section 7 and running thence N. 00°33'37" E. 88.51 feet along said meridional center line; thence S. 55°21'25" E. 156.03 feet more or less to the South line of said Section 7; thence N. 89°55'00" W. 129.23 feet along said Section line to the Point of Beginning.

RESERVING UNTO THE GRANTORS a 25 foot Ingress-egress easement along the south side of the above described parcel. Said easement is for the exclusive use of the Grantors.

TRACT B:

Date: 02/16/2005

Warranty Deed
- continued

File No.: 104155-B (1d)

An easement for Ingress and egress, described as: A portion of the SE¼ of Section 7, Township 2 South, Range 35 E.B.M., Bingham County, Idaho, described as: Beginning at the SE corner of Section 7, thence running West 636.32 feet along the section line, thence North 25 feet, thence East 636.32 feet to the West section line, thence South 25 feet along the section line to the Point of Beginning.

TRACT C:

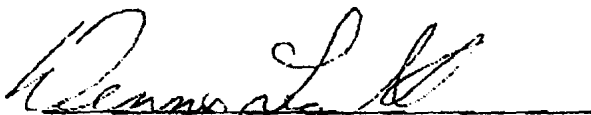
An easement for ingress and egress over the West 25 feet of the South 991.03 feet of the SW¼ of Section 8, Township 2 South, Range 35 E.B.M., Bingham County, Idaho.

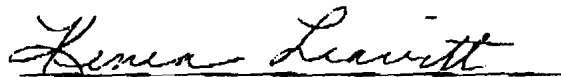
Together with all ground water rights as per Idaho Department of Water Resources, Water Right Number 35-2082 of 2.64 CFS and any surface water rights in the Aberdeen Springfield Canal Company and The Peoples Canal & Irrigation Company.

INITIAL HERE

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.

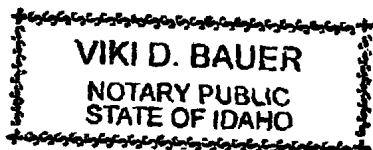

Dennis Leavitt


Kenea Leavitt

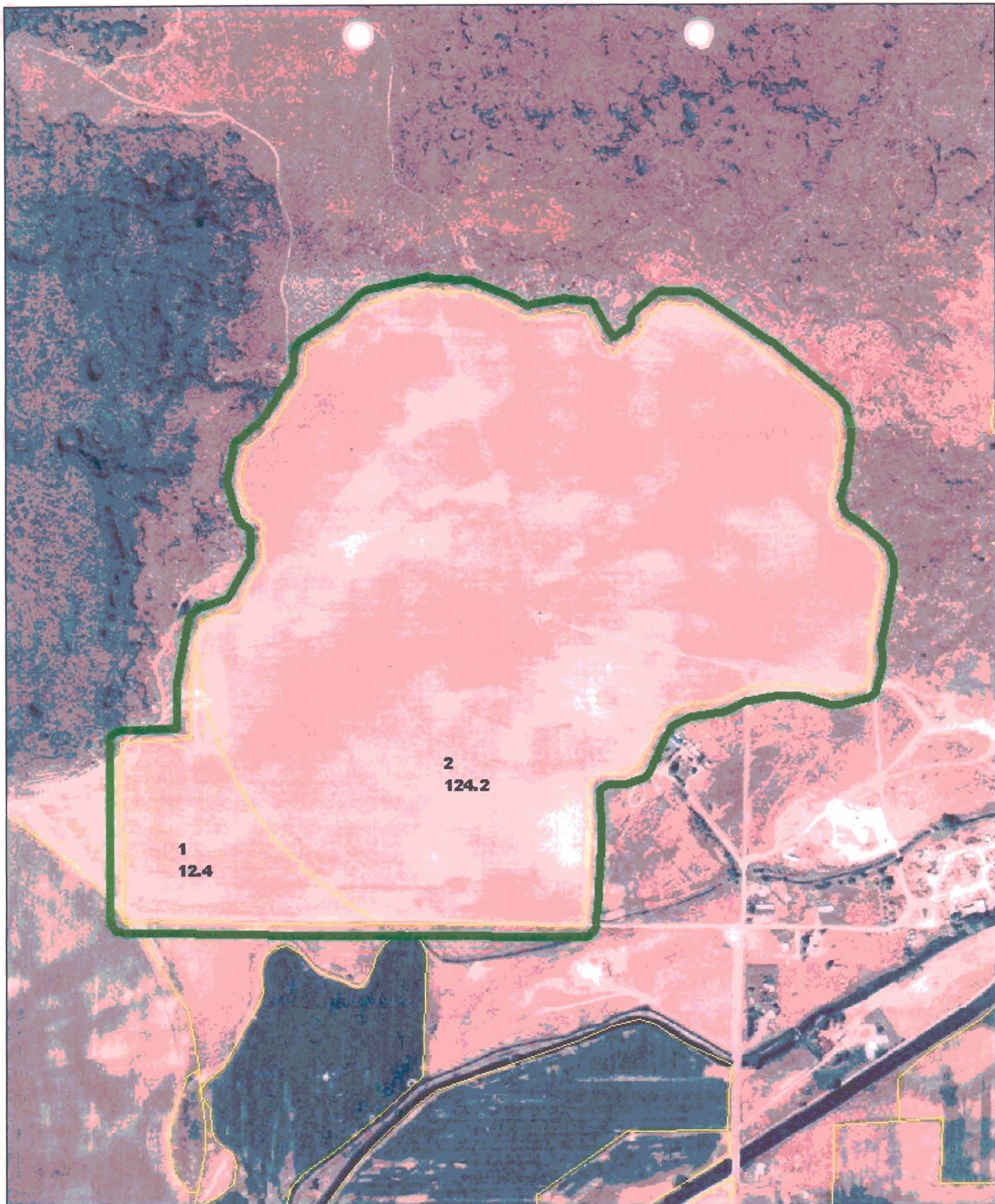
STATE OF Idaho)
55.
COUNTY OF Bingham)

550594

On this 17 day of February, 2005, before me, a Notary Public in and for said State, personally appeared Dennis Leavitt and Kenea Leavitt, 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.




Notary Public for the State of Idaho
Residing at: Blackfoot, ID
My Commission Expires: 03/29/08



Map of Farm 5451
T530

0.05 0 0.05 0.1 0.15 0.2 Miles



Map Printed: **4-7-05**