

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

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JUN 02 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 (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
34-12051					
34-07178					

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) M. Janice Seal ; Ralph L. Hutchinson
Arco, ID
4. New Owner/Claimant(s) Edward J. Defreze
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address P.O. Box 301
- City, State and ZIP Code Arco, ID 83213
- New Telephone Number (208) 527-8593
5. Date you acquired the property 10-1-04

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MAY 11 2005

Department of Water Resources
Eastern Region

SUPPORT DATA

IN FILE # 34-7178

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) Edward J. DeFreze
(include title if applicable) Edward J. DeFreze

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>SM</u>	Date <u>6-2-05</u>	Fee <u>\$50.00</u>	<u>xx</u>
Received by <u>SM</u>	Date <u>6-2-05</u>	Receipt No. <u>C078140</u>	
Processed by _____	AJ Date _____	WR _____	Date _____

NO. 004151

RECORDED

DEC 03 2004

A.M. 3:28 P.M.

BUTTE COUNTY RECORDER

Talby S. McAffee

INSTRUMENT NO.

FILE No. 00204077 / 4876LRT

WARRANTY DEED

FOR VALUABLE CONSIDERATION RECEIVED M. JANICE SEAL, A Single Person Grantor(s), do hereby grant, bargain, sell and convey unto EDWARD J. DEFREZE, An Unmarried Person Grantee(s), whose current address is 210 Park Road, Arco, ID 83213, the following described real estate situated in BUTTE County, State of Idaho, to wit: See Exhibit A attached hereto and made a part hereof.

Accepted for recording

TO HAVE AND TO HOLD the described premises, together with all tenements, hereditaments and appurtenances thereunto belonging, unto the Grantee, his/her/it successors and assigns forever, Grantor does hereby covenant to and with the Grantee that he/she is the owner in fee simple of said premises and that he/she will warrant and defend the same from all lawful claims whatsoever.

DATED: November 17, 2004

M. Janice Seal
M. JANICE SEAL

STATE OF IDAHO

COUNTY OF BUTTE

On this 18th day of November, 2004, before me, the undersigned, a Notary Public in and for the State, personally appeared M. JANICE SEAL, A Single Person, 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 executed the same.

Lyle B. Boyer
Notary Public

Residing at: Arco, ID

My Commission Expires: 6-5-2009

THIS SPACE FOR COUNTY RECORDERS USE ONLY



Parcel I:

TOWNSHIP 4 NORTH, RANGE 26 EAST, OF THE BOISE MERIDIAN, BUTTE COUNTY, IDAHO.

SECTION 36: Commencing at the South Quarter Corner of said section; thence East 43 feet; thence North 1335 feet; thence East 630.3 feet to the real point of Beginning (which point is the Southwest corner of Lot 11, Block 9 former Sherman Subdivision, Arco, Idaho); thence North 420 feet; thence West 97.3 feet; thence North 230 feet; thence West 120.5 feet; thence North 393 feet; thence West 154.5 feet; thence North 264 feet; thence East 234.3 feet; thence South 264 feet; thence East 305 feet; thence South 264 feet; thence East 453 feet; thence South 27 feet; thence West 325 feet; thence South 750 feet; thence West 275 feet to the real Point of Beginning.

Parcel II:

That portion of Joan Street and portion of Lots 1, 2, & 3 of Block 13, formerly Sherman Subdivision described as follows: Commencing at the South 1/4 corner of Section 36, Township 4 North, Range 26 East of the Boise Meridian; thence East 43 feet; thence North 1335 feet; thence East 258 feet; thence North 420 feet; thence East 275 feet to the True Point of Beginning, (which point is the Southeast corner of Lot 3, Block 13, formerly Sherman Subdivision to Arco, Idaho); thence North 230 feet; thence West 120.5 feet; thence South 230 feet; thence East 120.5 feet to THE POINT OF BEGINNING.

Parcel III:

TOWNSHIP 4 NORTH, RANGE 26 EAST, OF THE BOISE MERIDIAN, BUTTE COUNTY, IDAHO.

SECTION 36; Portion of the NW $\frac{1}{4}$ SE $\frac{1}{4}$, more particularly described as follows: Beginning 183 feet South of the NE corner of said NW $\frac{1}{4}$ SE $\frac{1}{4}$; thence continuing South 345 feet; thence West 450.6 feet; thence North 345 feet; thence East 450.6 feet to the POINT OF BEGINNING.

Along with a right-of-way easement as described in Warranty Deed executed by WYOMA J. CARLSON, A Widow and recorded September 24, 1985, under Instrument No. 16625 and Warranty Deed executed by LARUE BOYACK, individually and sole surviving spouse of GLEN L. BOYACK, recorded July 14, 1975, under Instrument No. M-4167, records of Butte County, Idaho.

Parcel IV:

TOWNSHIP 4 NORTH, RANGE 26 EAST, OF THE BOISE MERIDIAN, BUTTE COUNTY, IDAHO.

SECTION 36: Commencing at the South Quarter Corner of said Section 36; thence East 43 feet; thence North 1335 feet; thence East 258 feet to the real point of Beginning (which point is the Southwest corner of Lot 11, Block 13 of the vacated portion of the Sherman Subdivision, Arco, Idaho); thence North 420 feet, more or less, to the Northwest corner of Lot 17, Block 13 of said vacated Sherman Subdivision; thence East 372.3 feet to the Northwest corner of Lot 17, Block 9 Sherman Subdivision; thence South 420 feet; thence West 372.3 feet to the point of beginning.

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