

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

RECEIVED
AUG 10 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
65-4192A					

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)

Helen & Leon Grider

4. New Owner/Claimant(s)

Joe & Katherine Simunich

Name Connector (Check one): ☐ and ☐ or ☒ and/or

New Mailing Address

Joe Simunich

Mr. & Mrs. Joe Simunich
 955 W Ustick Rd.
 Meridian, ID 83642

City, State and ZIP Code

New Telephone Number

208 888 6651

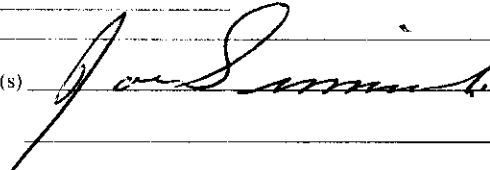
5. Date you acquired the property

June 30, 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 <u>65-4192 A</u>		
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)

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 _____	Date _____	Fee <u>\$25.00</u>
Received by <u>XV</u>	Date <u>1-14-05</u>	Receipt No. <u>W032514</u>
Processed by _____	AJ Date _____	WR _____ Date _____

COPY

Recording Requested By and
When Recorded Return to:

Joe Simunich and Katherine Simunich
955 West Ustick Road
Meridian, ID 83642

Instrument # 297922

VALLEY COUNTY, CASCADE, IDAHO

2005-07-20

10:20:18 No. of Pages: 3

Recorded for: JOE SIMUNICH

LELAND G. HEINRICH

Ex-Officio Recorder Deputy

Index to: DEEDS

Fee: 9.00

SPACE ABOVE THIS LINE FOR RECORDER'S USE ONLY

SPECIAL WARRANTY DEED

THIS SPECIAL WARRANTY DEED (this "Deed"), made as of the 30th day of June, 2005, is between PIONEER EXCHANGE ACCOMMODATION TITLEHOLDER #42, LLC, an Idaho limited liability company, for the benefit of JOE SIMUNICH AND KATHERINE SIMUNICH, husband and wife ("Grantor"), and JOE SIMUNICH AND KATHERINE SIMUNICH, husband and wife ("Grantee"), whose legal address is: 955 West Ustick Road, Meridian, ID 83642.

WITNESSETH, That Grantor, for and in consideration of One Dollar and No/100 (\$1.00) and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, has granted, bargained, sold and conveyed, and by these presents does grant, bargain, sell, convey and confirm, unto Grantee, its successors and assigns forever, all the real property, together with improvements, located in the County of Valley, State of Idaho, more particularly described as follows:

See legal description described on Exhibit "A" attached hereto

TOGETHER with all and singular the hereditaments and appurtenances thereto belonging, or in anywise appertaining, and the reversion and reversions, remainder and remainders, rents, issues and profits thereof, and all the estate, right, title, interest, claim and demand whatsoever of Grantor, either in law or equity, of in and to the above bargained premises, with the hereditaments, easements, rights of way and appurtenances, and with all of Grantor's interest, if any, in and to any and all minerals, water, ditches, wells, reservoirs, and drains, and all water, ditch, well, reservoir and drainage rights which are appurtenant to, located on, now or hereafter acquired under or above or used in connection with the property (collectively, the "Property").

TO HAVE AND TO HOLD the said premises above bargained and described with the appurtenances, unto Grantee, its successors and assigns forever. Grantor, for itself, and its successors and assigns, does covenant, grant, bargain and agree to and with the Grantee, its successors and assigns, that at the time of the ensealing and delivery of these presents, Grantor is well seized of the premises above conveyed, has good, sure, perfect, absolute and indefeasible estate of inheritance, in law, in fee simple, and has good right, full power and lawful authority to grant, bargain, sell and convey the same in manner and form as aforesaid, and that the same are free and clear from all former and other grants, bargains, sales, liens, taxes, assessments,

encumbrances and restrictions of whatever kind or nature whatsoever, as of the date of closing January 7, 2005.

The Grantor shall and will WARRANT AND FOREVER DEFEND the above-bargained premises in the quiet and peaceable possession of Grantee, its successors and assigns, against all and every person or persons claiming the whole or any part thereof BY, THROUGH OR UNDER Grantor.

IN WITNESS WHEREOF, Grantor has executed this Special Warranty Deed as of the date set forth above.

PIONEER EXCHANGE
ACCOMMODATION TITLEHOLDER
#42, LLC, an Idaho limited liability
company

By: Pioneer 1031 Company, an Idaho
corporation, Member

By: Jesse Hamilton

Name: Jesse Hamilton

Its: Vice President

STATE OF IDAHO

)

) ss.

COUNTY OF ADA

)

The foregoing instrument was acknowledged before me this 30th day of June, 2005, by Jesse Hamilton, as Vice President of Pioneer 1031 Company, an Idaho corporation, Member of Pioneer Exchange Accommodation Titleholder #42, LLC, an Idaho limited liability company.

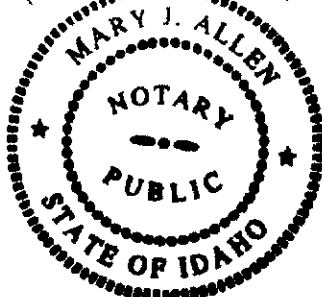
WITNESS my hand and official seal.

My commission expires:

10/30/09

Mary J. Allen
Notary Public

(NOTARIAL SEAL)



Order No.: MC8264

Parcel A

The E1/2 SE1/4 of Section 4, Township 17 North, Range 3 East, Boise Meridian, Valley County, Idaho,
EXCEPTING THEREFROM the following described parcel located in the NE1/4 SE1/4 of said Section to wit:

Commencing at the section corner common to Sections 3, 4, 9 and 10 of said township and said range; Thence North 0° 09' 03" East, 1908.95 feet along the line common to said Sections 3 and 4 to the Real Point of Beginning;

Thence North 89° 50' 57" West, 759.37 feet;
Thence North 22° 23' 46" East, 197.72 feet;
Thence North 89° 50' 57" West, 645.91 feet to the Westerly boundary of said NE1/4 SE1/4;
Thence North 0° 09' 03" East, 544.11 feet the CE 1/16 Corner of said Section 4;
Thence South 89° 55' 59" East, 1,330.44 feet to the 1/4 Corner common to said Sections 3 and 4;
Thence South 0° 09' 03" West, 729.06 feet to the Point of Beginning;

FURTHER EXCEPTING THEREFROM a 70.00 foot wide access and utility easement situate in the said E1/2 SE1/4, lying West of and adjacent to the following described line:

Commencing at the section corner common to Sections 3, 4, 9 and 10 of said township and said range the Real Point of Beginning:
Thence North 0° 09' 03" East, 1908.95 feet along the line common to Sections 3 and 4, to the Point of Ending.

Parcel B

A 70.00 foot wide access and utility easement situate in the said E1/2 SE1/4, lying West of and adjacent to the following described line:

Commencing at the section corner common to Sections 3, 4, 9 and 10 of said township and said range the Real Point of Beginning:
Thence North 0° 09' 03" East, 1908.95 feet along the line common to Sections 3 and 4, to the Point of Ending.

EXHIBIT "A"