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APR 12 2005

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

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APR 07 2005

Department of Water Resources
Eastern 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
<u>34-172F</u>					
<u>34-313A</u>					
<u>34-446C-9</u>					
<u>34-503-D</u>					
<u>34-7226-C</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) 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)

DAVID BANITA
3370 8TH DRIVE

4. New Owner/Claimant(s)

BAKER CITY, OR 97814
Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address

John McAfee

City, State and ZIP Code

570 NORVIN AVE FALLS ID
83401

New Telephone Number

(208) 529-3223

5. Date you acquired the property

July 1 - 2003

SUPPORT DATA

IN FILE # 34-172F

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)

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>gc</u>	Date <u>5/6/05</u>	Fee <u>\$125 =</u>
Received by <u>gc</u>	Date <u>5/6/05</u>	Receipt No. <u>E030759</u>
Processed by _____ AJ	Date _____	WR _____ Date _____

WARRANTY DEED

FOR VALUABLE CONSIDERATION RECEIVED DAVID H. BANTA and
MARY BANTA, Husband and Wife, the Grantor,
 does hereby grant, bargain, sell and convey unto JOHN McAFFEE, a single man
 _____, the Grantee,
 whose current address is 570 Norvin Avenue, Idaho Falls, ID 83401,
 the following described real estate situated in BUTTE County,
 State of Idaho, to-wit:

See attached EXHIBIT A

SUBJECT TO: All easements, rights of way, covenants, restrictions, patent reservations, applicable building and zoning ordinances and use regulations and restrictions and accruing taxes, of record.

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

In construing this Deed and where the context so requires, the singular includes the plural and the masculine, the feminine and neuter.

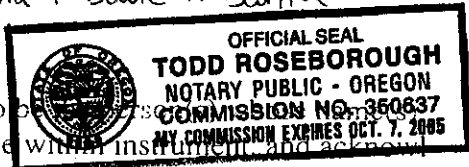
DATED: 7/6/03

David H. Banta
 David H. Banta

Mary Banta
 Mary Banta

STATE OF IDAHO, County of Baker
 On this 1st day of July 2003 19
 before me, Todd Roseborough, a
 Notary Public in and for the said State personally
 appeared
Mary Banta & David H Banta

Known to me to be the persons who
 subscribed to the within instrument and acknowl-
 edges to me that they executed the same.



Todd Roseborough

Notary Public

Residing at 1990 Washington Ave, Baker City
 Comm. Expires: OCT 7, 2005

Idaho
Oregon

THIS SPACE FOR COUNTY RECORD'S USE ONLY.

NO. 0039622
 RECORDED

JUL 08 2003

1110 AM PM
 BUTTE COUNTY RECORDER
Sayla Moore

IDAHO TITLE & TRUST COMPANY
 Escrows • Title Insurance

EXHIBIT A

PARCEL I:

Township 4 North, Range 27 East, Boise Meridian, Butte County, Idaho.

Section 32: The East one-half of the Northwest Quarter (E1/2 NW 1/4)

PARCEL II:

Township 4 North, Range 27 East, Boise Meridian, Butte County, Idaho.

Section 32: The East one-half of the Southwest Quarter (E1/2 SW 1/4)

Including all irrigation equipment and/or pumps:

1/4 mile wheeline	5 items
aluminum mainline	2,640 feet
pumps and motors	2 items

An undivided 1/3 interest in well pump - Deming Turbine pump, T12745
An undivided 1/3 interest in well motor - US 40 horsepower - R8885-00-D-837

Pump - Aurora Turbine Pump - 3X3-71093
• Motor GE 60 Horsepower - DVJ428300

INCLUDING, but not limited to the following Water Rights:

<u>Priority Date</u>	<u>Right Number</u>	<u>Inches</u>
08-01-1898	34-00172F	9.85
05-01-1899	34-00313A	68.3
09-01-1899	34-00446C	16.7
06-01-1898	34-00503D	25.3
Ground Water:		
02-24-1980	34-07226C	75.9