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

JAN - 8 2004

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
36-11A	36-16251 36-16252 36-16253	50%	(20 inches)		

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) Darrell W. Jensen + Dee Anna Jensen
4. New Owner/Claimant(s) David Bruce Kleven + Patricia Christine Kleven
Name Connector (Check one): [] and, [] or, [] and/or
- New Mailing Address FUTURE ADDRESS - 1038-B E. 2925 S. CURRENT ADDRESS: 7644 FLAG LAKE ST
- City, State and ZIP Code Hagerman, ID 83332 SAN DIEGO CA 92119-2511
- New Telephone Number (619) 204-5918
5. Date you acquired the property 12-31-03

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Department of Water Resources
Southern Region

SUPPORT DATA

IN FILE #

36-11A

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>36-11A</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	<u>20 inches</u>	

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) X David Bruce Klevon
(include title if applicable) X Patricia Christine Klevon

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>[Signature]</u>	Date <u>1/7/04</u>	Fee <u>\$100.00</u>	
Received by <u>[Signature]</u>	Date <u>2-9-04</u>	Receipt No. <u>C 072606</u>	
Processed by _____	AJ Date _____	WR _____	Date _____

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Southern Region

WARRANTY DEED

For Value Received

DARRELL W. JENSEN and DEE ANNA JENSEN, Husband and Wife

the grantor(s), do(es) hereby grant, bargain, sell, and convey unto

**DAVID BRUCE KLEVEN & PATRICIA CHRISTINE KLEVEN as Co-Trustees of The
DAVID AND PATRICIA KLEVEN 1994 TRUST**

the grantee(s), whose current address is

1038-B E 2925 S , HAGERMAN, ID 83332

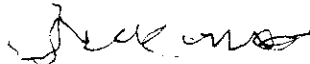
the following described premises, to-wit:

See Attached Exhibit "A"

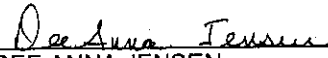
TOGETHER WITH 20 INCHES OF WEATHERBY SPRINGS WATER RIGHT NO. 36-11A

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee(s), his/her/their heirs and assigns forever. And the said Grantor(s) do(es) hereby covenant to and with the said Grantee(s), that he/she/they are the owner(s) 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 he/she/they will warrant and defend the same from all claims whatsoever.

Dated: December 29, 2003



DARRELL W. JENSEN



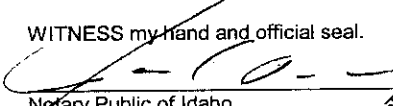
DEE ANNA JENSEN

STATE OF IDAHO
COUNTY OF GOODING

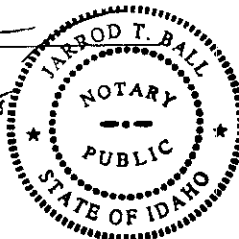
Instrument # 204274
GOODING, GOODING, IDAHO
2003-12-31 04:04:02 No. of Pages: 5
Recorded for : ~~LAND TITLE~~ *Gooding Title*
HELEN EDWARDS Fee: 15.00
Ex-Officio Recorder Deputy *Stoner*

On This 29th day of December, in the year 2003, before me, a Notary Public in and for said State, personally appeared **DARRELL W. JENSEN and DEE ANNA JENSEN**, 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.

WITNESS my hand and official seal.



Notary Public of Idaho
Residing at *Tim Falls*
Commission Expires: *7-25-2008*



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Department of Water Resources
SOLICITOR

EXHIBIT A
G030591

Parcel 1

Township 7 South, Range 13 East of the Boise Meridian, Gooding County, Idaho

SECTION 36: A parcel of land located in the NE $\frac{1}{4}$ NW $\frac{1}{4}$ more particularly described as follows:

COMMENCING at the North One Quarter corner of said Section 36, from which the Northwest corner of said Section 36 bears South 89°54'00" West 2627.70 feet, said North One Quarter corner being the True Point of Beginning;
THENCE South 00°03'46" West parallel with the East boundary of the NW $\frac{1}{4}$ of said Section 36 for a distance of 560.72 feet;
THENCE South 89°54'00" West parallel with the North boundary of the NE $\frac{1}{4}$ NW $\frac{1}{4}$ of said Section 36 for a distance of 706.00 feet;
THENCE North 00°03'46" East parallel with the East boundary of the NE $\frac{1}{4}$ NW $\frac{1}{4}$ of said Section 36 for a distance of 560.72 feet to a point on the North boundary of the NE $\frac{1}{4}$ NW $\frac{1}{4}$ of said Section 36;
THENCE North 89°54'00" East along the North boundary of the NE $\frac{1}{4}$ NW $\frac{1}{4}$ of said Section 36 for a distance of 706.00 feet to the True Point of Beginning.

TOGETHER WITH AND SUBJECT TO:

An access, utility and irrigation easement, said easement being on, over, under and across a strip of land that is encompassed by the following described boundary:

COMMENCING at the North One Quarter corner of said Section 36;
THENCE South 00°03'46" West along the East boundary of the NW $\frac{1}{4}$ of said Section 36 for a distance of 1395.07 feet to the center of an existing County Road;
THENCE South 81°59'10" West along the center of the County Road for a distance of 319.91 feet to the True Point of Beginning;
THENCE North 07°34'26" West for a distance of 203.58 feet;
THENCE North 36°06'36" West for a distance of 76.08 feet;
THENCE North 44°46'49" West for a distance of 133.96 feet;
THENCE North 79°40'33" West for a distance of 226.46 feet;
THENCE North 00°03'46" East for a distance of 1039.51 feet to a point on the North boundary of the NE $\frac{1}{4}$ NW $\frac{1}{4}$ of said Section 36;
THENCE North 89°54'00" East along the North boundary of the NE $\frac{1}{4}$ NW $\frac{1}{4}$ of said Section 36 for a distance of 25.00 feet;
THENCE South 00°03'46" West for a distance of 1018.70 feet;
THENCE South 79°40'33" East for a distance of 213.44 feet;
THENCE South 44°46'49" East for a distance of 143.71 feet;
THENCE North 82°34'51" East for a distance of 40.29 feet;
THENCE South 07°34'26" East for a distance of 283.72 feet to a point in the center of an existing County Road;
THENCE South 81°59'10" West along the center of the County Road for a distance of 25.00 feet to the True Point of Beginning.

PARCEL 2

Township 7 South, Range 13 East of the Boise Meridian, Gooding County, Idaho

SECTION 36: A parcel of land located in the NE $\frac{1}{4}$ NW $\frac{1}{4}$ more particularly described as follows:

COMMENCING at the North One Quarter corner of said Section 36, from which the Northwest corner of said Section 36 bears South 89°54'00" West 2627.70 feet;
THENCE South 00°03'46" West along the East boundary of the NE $\frac{1}{4}$ NW $\frac{1}{4}$ of said Section 36 for a distance of 560.72 feet to the True Point of Beginning;
THENCE continuing South 00°03'46" West along the East boundary of the NE $\frac{1}{4}$ NW $\frac{1}{4}$ of said Section 36 for a distance of 834.35 feet to a point on the center of a County Road;
THENCE South 81°59'10" West along the center of the County Road for a distance of 319.91 feet;
THENCE North 07°34'26" West for a distance of 283.91 feet;
THENCE South 82°50'02" West for a distance of 15.29 feet;
THENCE North 44°46'49" West for a distance of 143.71 feet;
THENCE North 79°40'33" West for a distance of 238.85 feet;
THENCE North 00°03'46" East parallel with the East boundary of the NE $\frac{1}{4}$ NW $\frac{1}{4}$ of said Section 36 for a distance of 453.38 feet;
THENCE North 89°54'00" East parallel with the North boundary of the NE $\frac{1}{4}$ NW $\frac{1}{4}$ of said Section 36 for a distance of 706.00 feet to the True Point of Beginning.

TOGETHER WITH AND SUBJECT TO:

An access, utility and irrigation easement, said easement being on, over, under and across a strip of land that is encompassed by the following described boundary:

COMMENCING at the North One Quarter corner of said Section 36;
THENCE South 00°03'46" West along the East boundary of the NW $\frac{1}{4}$ of said Section 36 for a distance of 1395.07 feet to the center of an existing County Road;
THENCE South 81°59'10" West along the center of the County Road for a distance of 319.91 feet to the True Point of Beginning;
THENCE North 07°34'26" West for a distance of 203.58 feet;

THENCE North 36°06'36" West for a distance of 76.08 feet;
THENCE North 44°46'49" West for a distance of 133.96 feet;
THENCE North 79°40'33" West for a distance of 226.46 feet;
THENCE North 00°03'46" East for a distance of 1039.51 feet to a point on the North boundary of the NE¼NW¼ of said Section 36;
THENCE North 89°54'00" East along the North boundary of the NE¼NW¼ of said Section 36 for a distance of 25.00 feet;
THENCE South 00°03'46" West for a distance of 1018.70 feet;
THENCE South 79°40'33" East for a distance of 213.44 feet;
THENCE South 44°46'49" East for a distance of 143.71 feet;
THENCE North 82°34'51" East for a distance of 40.29 feet;
THENCE south 07°34'26" East for a distance of 283.72 feet to a point in the center of an existing County Road;
THENCE South 81°59'10" West along the center of the County Road for a distance of 25.00 feet to the True Point of Beginning.

ALSO SUBJECT TO:

A 25.0 foot wide County Road Easement along the most Southerly boundary of the before described parcel.

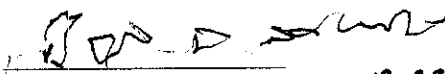
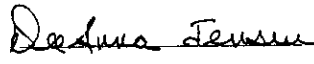
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Southern Region

SHARED IRRIGATION CONVEYANCE

All parties agree to share the existing delivery system for the irrigation water including the pump and appurtances until such time as either parcel 1 or parcel 2 is sold or until January 2007, whichever event occurs first. At such time, the agreement to share the existing delivery system is terminated and the owners of parcel 1 & 2 will provide their own pump and conveyance system to their respective parcels.

During the time the irrigation delivery system is shared, the power costs will be divided on the following share basis. Parcels 1 & 2 shall pay 35% and Parcel 3 & 4 shall pay 65%. Should maintenance be needed on the delivery system the parties will each pay their portion using the same method as dividing the power bill. However should the pump need replaced during this three year term the owners of parcel 1 and or 2 may disconnect and install their own system and not pay for the pump replacement.

Should owners of Parcel 1 and or Parcel 2 use only gravity flow with no pump pressurization they shall not be liable for any portion of the power bill or maintenance on the pump.

_____	_____		12-29-03
Buyer	Date	Seller	Date
_____	_____		12-29-03
Buyer	Date	Seller	Date

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Department of Water Resources
San Diego County

SHARED IRRIGATION CONVEYANCE

All parties agree to share the existing delivery system for the irrigation water including the pump and appurtenances until such time as either parcel 1 or parcel 2 is sold or until January 2007, whichever event occurs first. At such time, the agreement to share the existing delivery system is terminated and the owners of parcel 1 & 2 will provide their own pump and conveyance system to their respective parcels.

During the time the irrigation delivery system is shared, the power costs will be divided on the following share basis. Parcels 1 & 2 shall pay 35% and Parcel 3 & 4 shall pay 65%. Should maintenance be needed on the delivery system the parties will each pay their portion using the same method as dividing the power bill. However should the pump need replaced during this three year term the owners of parcel 1 and or 2 may disconnect and install their own system and not pay for the pump replacement.

Should owners of Parcel 1 and or Parcel 2 use only gravity flow with no pump pressurization they shall not be liable for any portion of the power bill or maintenance on the pump.

<u>David Bruce Klem</u>	<u>12/29/03</u>	_____	_____
Buyer	Date	Seller	Date
<u>Beth Ann Christensen Klem</u>	<u>12-29-03</u>	_____	_____
Buyer	Date	Seller	Date

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