

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

RECEIVED**MAR 31 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
43-165A <u>P.D.</u>			43-173A <u>AJ</u>		
43-168A <u>AJ</u>			43-178J <u>P.D.</u>		
43-169C <u>P.D.</u>			43-2295E		
43-170A <u>AJ</u>			43-2324A		
43-171A <u>P.D.</u>			43-2324B		
43-172A <u>P.D.</u>			43-2546		
43-4000A <u>AJ</u>			43-10086		
			43-10096	<u>AJ</u>	43-11270
			43-11269	<u>AJ</u>	43-4000B
					<u>AJ</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.

Name and Address of Former Owner/Claimant(s) Lano A. Ellison and Lois Z. Ellison
2048 South 2350 East
Malta, ID 83342

New Owner/Claimant(s) Alan J. Harper and Beverly K. Harper
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address 2436 East 1850 South

City, State and ZIP Code Malta, ID 83342

New Telephone Number () _____

Date you acquired the property March 24, 2004

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)

Alan J. Harper
Alan J. Harper

Beverly K. Harper
Beverly K. Harper

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>AM</u>	Date <u>3/31/04</u>	Fee <u>\$150.⁰⁰</u>
Received by <u>AM</u>	Date <u>3/31/04</u>	Receipt No. <u>0073300</u>
Processed by _____	AJ Date _____	WR _____ Date _____

WARRANTY DEED

THIS INDENTURE, made this 24th day of March, 2004,
 between **GAR T. ELISON** and **MARLA DEAKINS**, Personal Representatives of the
ESTATE OF LOIS Z. ELISON, and **LANO A. ELISON**, a single man, of 2048 South
 2350 East, Malta, Idaho 83342 ("**GRANTOR**"), and **ALAN J. HARPER** and **BEVERLY**
K. HARPER, husband and wife, whose address is 2436 East 1850 South, Malta, Idaho
 83342, ("**GRANTEE**").

WITNESSETH:

The Grantor for and in consideration of the sum of Ten Dollars (\$10.00),
 lawful money of the United States of America, and other good and valuable
 consideration, to the Grantor in hand paid by the Grantee, the receipt whereof is hereby
 acknowledged, has granted, bargained, and sold and by these presents does grant,
 bargain and sell, convey and confirm unto the Grantee, and to the successors and
 assigns of Grantee forever, all of the following described real estate situated in the
 County of Cassia, State of Idaho, attached hereto as Exhibit A and incorporated by
 reference herein.

SUBJECT TO:

- (1) Accruing taxes, levies and assessments.
- (2) Highway Right-of-Way Deed, conditioned in
 Special Warranty Deed as Instrument No.
 209216, Book 62 of Deeds as Instrument No.
 295, Film 2, Records of Cassia County, Idaho.
- (3) Agreements to purchase power with Raft River
 Rural Electric Cooperative, Inc.

RECORDED AT THE REQUEST OF
 LAND TITLE & ESCROW

2004 MAR 24 PM 12 01

FEED. DEPUTY RECORDER

CASSIA COUNTY, IDAHO
 LARRY A. MICKELSEN

294659

(4) Oil, Gas and Mineral Lease with Standard American Company recorded as Instrument No. 73340 on Film 85, records of Cassia County, Idaho.

TOGETHER with all and singular the tenements, water rights, hereditaments and appurtenances thereunto belonging or in anywise appertaining, the reversion and reversions, remainder and remainders, rents, issues and profits thereof, and all estate, right, title and interest in and to said property as well in law as in equity of the Grantor.

TO HAVE AND TO HOLD, all and singular the above-mentioned and described premises, together with appurtenances unto the Grantee and to the successors and assigns of Grantee forever.

The Grantor shall and will warrant and by these presents will forever defend the said premises in the quiet and peaceable possession of the Grantee, and the successors and assigns of Grantee against all and every person and persons whomsoever lawfully claiming the same, except as aforesaid.

Letters of Administration are recorded in the office of the County Recorder, County of Cassia, State of Idaho, as Instrument No. 293464, on the 12th day of January 2004.

IN WITNESS WHEREOF, the Grantor has executed this Deed the day and year first above written.

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GRANTOR

ESTATE OF LOIS Z. ELISON

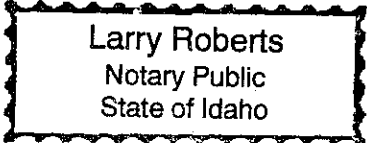
by *Gar T. Elison*
GAR T. ELISON

by *Marla Deakins*
MARLA DEAKINS

Lano A. Elison
LANO A. ELISON

1 STATE OF IDAHO)
2) ss
3 County of Cassia)

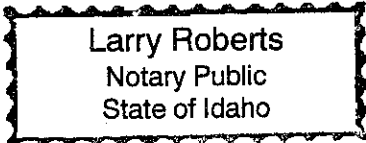
4 On this 24th day of March, in the year 2004, before me, the
5 undersigned, a Notary Public in and for said State, personally appeared **GART T. ELISON**
6 and **MARLA DEAKINS**, known or identified to me to be the persons whose names are
7 subscribed to the within instrument as the Personal Representatives of the Estate of Lois
8 Z. Elison who subscribed their names as Personal Representatives.

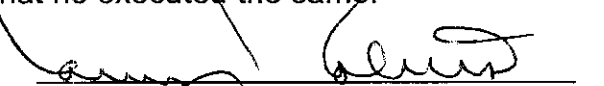
9 
10 Larry Roberts
11 Notary Public
12 State of Idaho


13 Notary Public for Idaho
14 Residing at Burley, ID
15 My Commission Expires: 6-30-09

16 STATE OF IDAHO)
17) ss
18 County of Cassia)

19 On this 24th day of March, in the year 2004, before me, the
20 undersigned, a Notary Public in and for said State, personally appeared **LANO A.**
21 **ELISON**, known or identified to me to be the person whose name is subscribed to the
22 within instrument, and acknowledged to me that he executed the same.

23 
24 Larry Roberts
25 Notary Public
26 State of Idaho


27 Notary Public for Idaho
28 Residing at Burley, ID
29 My Commission Expires: 6-30-09

(ElisonLano\HarperWD.wpd)

PARCEL NO. 1:

TOWNSHIP 13 SOUTH, RANGE 27 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 31: E $\frac{1}{2}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$ and W $\frac{1}{2}$ W $\frac{1}{2}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$

TOWNSHIP 14 SOUTH, RANGE 27 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 6: E $\frac{1}{2}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ of Lot 2, W $\frac{1}{2}$ W $\frac{1}{2}$ of Lot 1

AND ALSO:

Beginning at the E $\frac{1}{4}$ corner of said Section 6;

Thence West 1980 feet;

Thence South 660 feet;

Thence East 1980 feet;

Thence North to the Point of Beginning.

EXCEPTING THEREFROM that portion deeded for highway purposes.

PARCEL NO. 2:

TOWNSHIP 13 SOUTH, RANGE 27 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 31: W $\frac{1}{2}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$, W $\frac{1}{2}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$, Lot 4 and SE $\frac{1}{4}$ SW $\frac{1}{4}$

TOWNSHIP 14 SOUTH, RANGE 27 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 6: Beginning at the N $\frac{1}{4}$ corner of said Section 6;
Thence West 1320 feet;
Thence South 1322 feet;
Thence East 1980 feet;
Thence North 1322 feet;
Thence West 660 feet to the Point of Beginning. (Also described as the W $\frac{1}{2}$ of
Lot 2 and all of Lot 3)

EXCEPTING and reserving to Lano A. Elison a life estate in and to the following described real estate:

Part of the SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 6, Township 14 South,
Range 27 East Boise Meridian beginning at the SE corner
of the SE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of said Section 6:

Thence West 285 feet;

Thence North 165 feet;

Thence East 212 feet;

Thence North 40 feet;

Thence East 73 feet;

Thence South 205 feet to the Point of Beginning.

EXCEPTING and reserving to Lano A. Elison a life estate in and to the following described real estate:

Part of the SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 6, Township 14 South,
Range 27 East Boise Meridian beginning at the SE corner
of the SE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of said Section 6:

Thence West 285 feet;

Thence North 165 feet;

Thence East 212 feet;

Thence North 40 feet;

Thence East 73 feet;

Thence South 205 feet to the Point of Beginning.

WATER RIGHTS

43-165A ✓
43-168A ✓
43-169C ✓
43-170A
43-171A ✓
43-172A ✓
43-173A
43-178J ✓
43-2295E
43-2324A
43-2324B
43-2546
43-4000A
43-4000B
43-10086
43-10096
43-11269
43-11270

36 T1598

T185

S31 S6
T13 T14
R27 R27

42.0

T9348

2
62.2

30.0

T9347

T9349

1
52.2

T2021

2
25.9

30.0

T8408

T1600

4
37.8

3
7.7

1 6

5
25.0

6
32.0

1
59.8

S6
T14
R27

31 32
6 5

T1895

T8409

T1641

7.5

3
27.3

87.0

70.1

2
45.5

T1602

T1643

T1603

7.3

85.4

6

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2
102.5

3
62.3