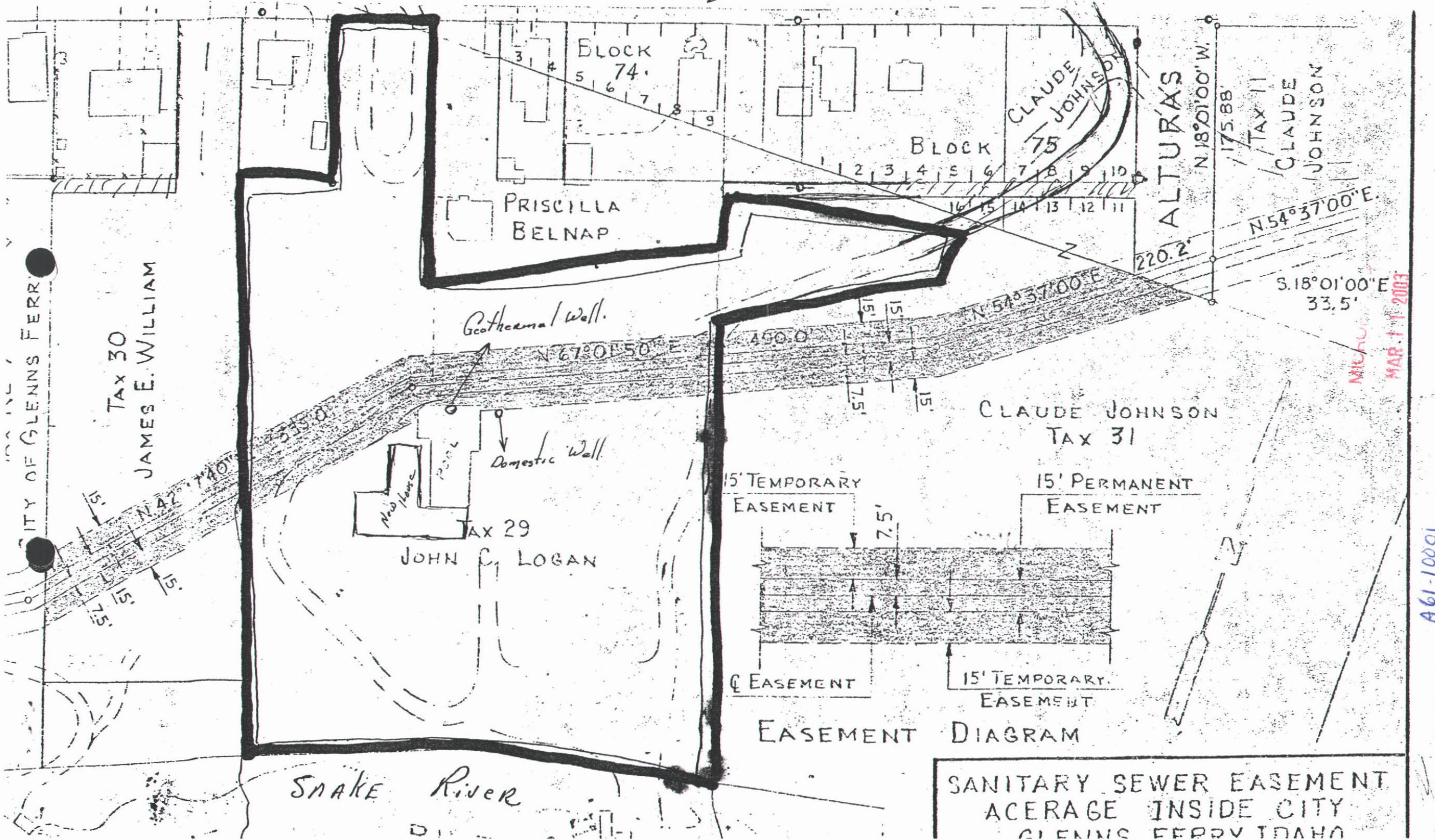




1 in = equals 80'



MICHAEL MAR 11 2003

A61-10001



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type
(see instructions on back of page)

RECEIVED

DATE OF CLOSING: 10/23/00

OCT 31 2000

LEGAL DESCRIPTION OF PROPERTY: Township 5S Range 10E
Section 32, NE 1/4 of SE 1/4 of NW 1/4, Govt. Lot , BM.
Lot , Block , Subdivision/Townsite , Department of Water Resources
If you have additional legal descriptions, please attach separate sheet.

[] Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)

[] Water Right Number(s) A61-10001 *P.D. 1-30-98*
Assigned by IDWR:

[] Name and Address of Former Owner/Claimant(s)(Seller): Robert C. & Elaine I. Cunningham

PO Box 760

Glenns Ferry, ID 83623

[] New Owner/Claimant (Purchaser): Donald R. & Donna L. Carnahan

[] New Mailing Address: Box 62, RR #1
King Hill, ID 83633

[] New Telephone Number: (208) 366-2492

[] Does the change in ownership result in a splitting of the water right owned/claimed? yesXX no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

[] Attach proof of ownership, describe proof attached:

(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)

[] Signature of New Owner/Claimant(s) Donald R. Carnahan Date 10/26/00

Donna L. Carnahan Date 10/26/00

[] Signature of Former Owner/Claimant(s): Elaine I. Cunningham Date 10/23/2000

(Signature of former claimant(s) is not required if proof of ownership is attached.)

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: By:

Further Action Needed:

Further Action Taken

Date: By:

Final Review and Data-Entry

Date: By:

Claim Numbers of Split, if any:

Receipt # C 051009
11.3.00
\$25.00
J.MASI

Original to be mailed to Idaho Department of Water Resources
Copies to Former Owner and New Owner

MAR 11 2003

INSTRUCTIONS

This form has been prepared to assist new owners of property to comply with the requirements of Section 42-1409(7), Idaho Code. This statute provides that new property owners notify the Department of Water Resources (IDWR) of any change in ownership of a water right during an adjudication of water rights, and if a claim for the water right has not been filed to file the needed claim(s).

Separate brochures are available from IDWR describing the adjudication of water rights and the requirement to notify IDWR of changes in ownership. If you would like any of these brochures or if you have questions about completing this form please contact your nearest office of IDWR or you may call 1-800-451-4129 (toll-free).

The first line of the form asks for the date of closing so IDWR will have a record of the effective date of the property transfer.

The second line of information requires the legal description of the property being transferred. This information is **ESSENTIAL** and should be available from the documents that will be present at the time of closing. The first two lines of the legal description **MUST** be completed. IDWR's records are based upon legal descriptions using township, range, section and fractions of a section descriptions, and this information must be included on the form. If you also have available a legal description based upon a townsite or subdivision and lot and block number, please also include this additional information. A lot and block legal description is **NOT** a substitute for the township, range, section and fraction of a section description.

After completing the legal description, if all water is supplied by a public service water supply you may check the first box; complete the name, address and telephone information for yourself, the new owner; sign the form in the space provided and return the form to the IDWR office nearest you.

If there are water rights associated with the property, the seller should be able to provide you with the water right number(s). The water right number(s) for the property are to be put in the space provided at the second box on the form. If you or the seller believe there are water rights for the property but the numbers are unknown, then you may wish to call or come into an office of IDWR for assistance in identifying the water rights for the property involved. If claims for the property have not been filed you will be so advised by IDWR.

After the water right number(s) for the property has been entered on the form, complete the name and address information for **BOTH** the former owner/seller and for yourself, the new owner, in the spaces provided. Please also include your telephone number. If the property you have purchased is only part of the property owned by the former owner/seller, you may be purchasing only part of the total water right held by the seller. This means the water right held by the seller must be split so you get your proportionate share of the water right. Be sure to include a description of the portion of the water right you have purchased. The seller should be able to help you describe the portion of the water right for the property you have purchased.

If the former owner/seller will sign the form and the seller is shown as the claimant of the water right in IDWR's records, then you do not need to attach proof of ownership of the land or the water right. The seller should know if the original claim was filed by him, or if the seller has filed a change in ownership so the seller is shown as the claimant of the water right in IDWR's records. If the seller is not going to sign the form then you must attach some proof of ownership of the property described at the top of the form or proof of ownership referencing the specific water right(s) for the property.

The new owner must sign the form in the space provided. If the former owner/seller is available to sign the form please do so in the space provided.

When complete, the new owner and the former owner/seller should each retain one of the copies and return the original of the form to IDWR. You may return the form to the IDWR office nearest you or to: Idaho Department of Water Resources, Statehouse Mail, Boise, ID 83720-9000, Attention: Adjudication Bureau.

WARRANTY DEED

FOR VALUE RECEIVED

Robert C. Cunningham and Elaine I. Cunningham, husband and wife

GRANTOR(s) do(es) hereby GRANT, BARGAIN, SELL and CONVEY unto

325000

Donald R. Carnahan and Donna L. Carnahan, husband and wife

GRANTEE(s) whose address is: Box 62 RR1, King Hill, Idaho 83633

the following described real property in **ELMORE** County, Idaho to wit:

See Parcel 1 and Parcel 2:

Parcel 1:

Township 5 South, Range 10 East, Boise Meridian, Elmore County, Idaho

ELMORE COUNTY, IDAHO ss
Request of

FIRST AMERICAN

Time 4:46 P M

Date October 23, 2000

GAIL L. BEST, Recorder

By [Signature] Deputy

Fee \$6.00

Section 32: A parcel of land being a portion of the Southeast $\frac{1}{4}$ of the Northwest $\frac{1}{4}$, said parcel being more particularly described as follows:

Commencing at a 2 inch pipe and brass cap marking the Northwest corner of Section 32, T.5S., R.10E., B.M., Elmore County, Idaho; thence, South $8^{\circ}01'$ East 106.54 feet to a point on the centerline of the old main track of the Oregon Short Line Railroad; thence, North $71^{\circ}59'$ East 996.30 feet along the said railroad centerline to a point on the centerline of Commercial Street extended; thence, South $18^{\circ}01'$ East 1,705.40 feet along the centerline of Commercial Street extended to a $\frac{1}{2}$ " x 24" rebar marking the intersection of Snake River Avenue; thence North $71^{\circ}59'$ East 290.00 feet along the centerline of Snake River Avenue to a point; thence South $18^{\circ}01'$ East 30.00 feet to an iron pin; thence North $71^{\circ}59'00''$ East 75.00 feet along the right-of-way of said Snake River Avenue to an iron pin; thence, South $18^{\circ}01'00''$ East 120.00 feet to an iron pin, said point being the **REAL POINT OF BEGINNING**;

thence along the following courses and distances to iron pins:

continuing South $18^{\circ}01'00''$ East 77.00 feet;

thence, North $64^{\circ}38'10''$ East 47.37 feet;

thence, South $22^{\circ}58'15''$ East 220.17 feet;

thence, South $66^{\circ}41'46''$ West 154.50 feet;

thence, North $83^{\circ}10'34''$ West 51.84 feet;

thence, North $20^{\circ}21'00''$ West 272.98 feet;

thence, North $18^{\circ}01'00''$ West 10.00 feet;

thence, North $71^{\circ}59'00''$ East 146.00 feet to the **REAL POINT OF BEGINNING**.

SUBJECT TO:

Any easements or rights of way of record or in use.

Parcel 2:

Township 5 South, Range 10 East, Boise Meridian, Elmore County, Idaho

Section 32: A parcel of land being a portion of the Southeast $\frac{1}{4}$ of the Northwest $\frac{1}{4}$, said parcel being more particularly described as follows:

Commencing at a 2 inch pipe and brass cap marking the Northwest corner of Section 32, T.5S., R.10E., B.M., Elmore County, Idaho; thence South $8^{\circ}01'$ East 106.54 feet to a point on the centerline of the old main track of the Oregon Short Line Railroad; thence, North $71^{\circ}59'$ East 996.30 feet along the said railroad centerline to a point on the centerline of Commercial Street extended; thence, South $18^{\circ}01'$ East 1,705.4 feet along the centerline of Commercial Street extended to a $\frac{1}{2}$ " x 24" rebar marking the intersection of Snake River Avenue; thence, North $71^{\circ}59'$ East 290.00 feet along the centerline of Snake River Avenue to a point; thence South $18^{\circ}01'$ East 30.00 feet to an iron pin; thence North $71^{\circ}59'00''$ East 75.00 feet along the right-the-way of said Snake River Avenue to an iron pin; thence, South $18^{\circ}01''$ East 197.00 feet to an iron pin; thence, North $64^{\circ}38'10''$ East 47.37 feet to an iron pin, said point being the **REAL POINT OF BEGINNING**;

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MAP 11 2003

thence along the following courses and distances to iron pins:
continuing North 64°38'10" East 179.48 feet;
thence, North 17°22'43" West 37.41 feet (formerly North 18°01' East 38.00 feet);
thence, North 80°18'27" East 188.19 feet; (formerly North 80°13' East) 189.40 feet);
thence, South 6°04'59" (formerly South 6°00' West) 40.00 feet;
thence, South 60°00'28" West 174.91 feet (formerly South 60°00' West 175.00 feet);
thence, South 17°57'52" East (formerly South 18°01' East) 165.03 feet;
thence, South 66°41'46" West 158.69 feet;
thence, North 22°58'15" West 220.17 feet to the REAL POINT OF BEGINNING

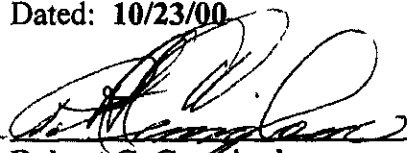
SUBJECT TO:

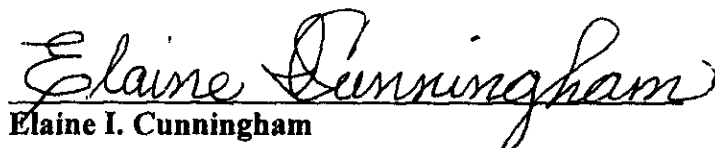
Any easements or rights-of-way of record or in use.

Subject to: Taxes, easements and restrictions of record.

TO HAVE AND TO HOLD said premises, with their appurtenances unto the said Grantee and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that they are free from all encumbrances except as described above and that Grantor will warrant and defend the same from all lawful claims whatsoever.

Dated: 10/23/00


Robert C. Cunningham

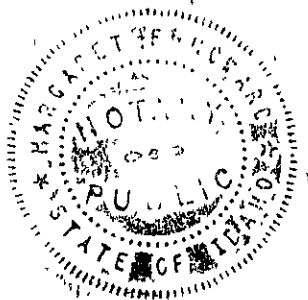

Elaine I. Cunningham

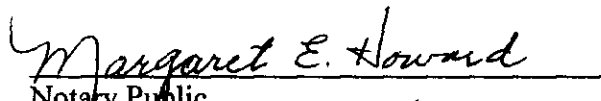
State of IDAHO

County of ELMORE

On this 23rd day of October, 2000, before me, a notary public in and for said State, personally appeared **Robert C. Cunningham and Elaine I. Cunningham**, personally 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.

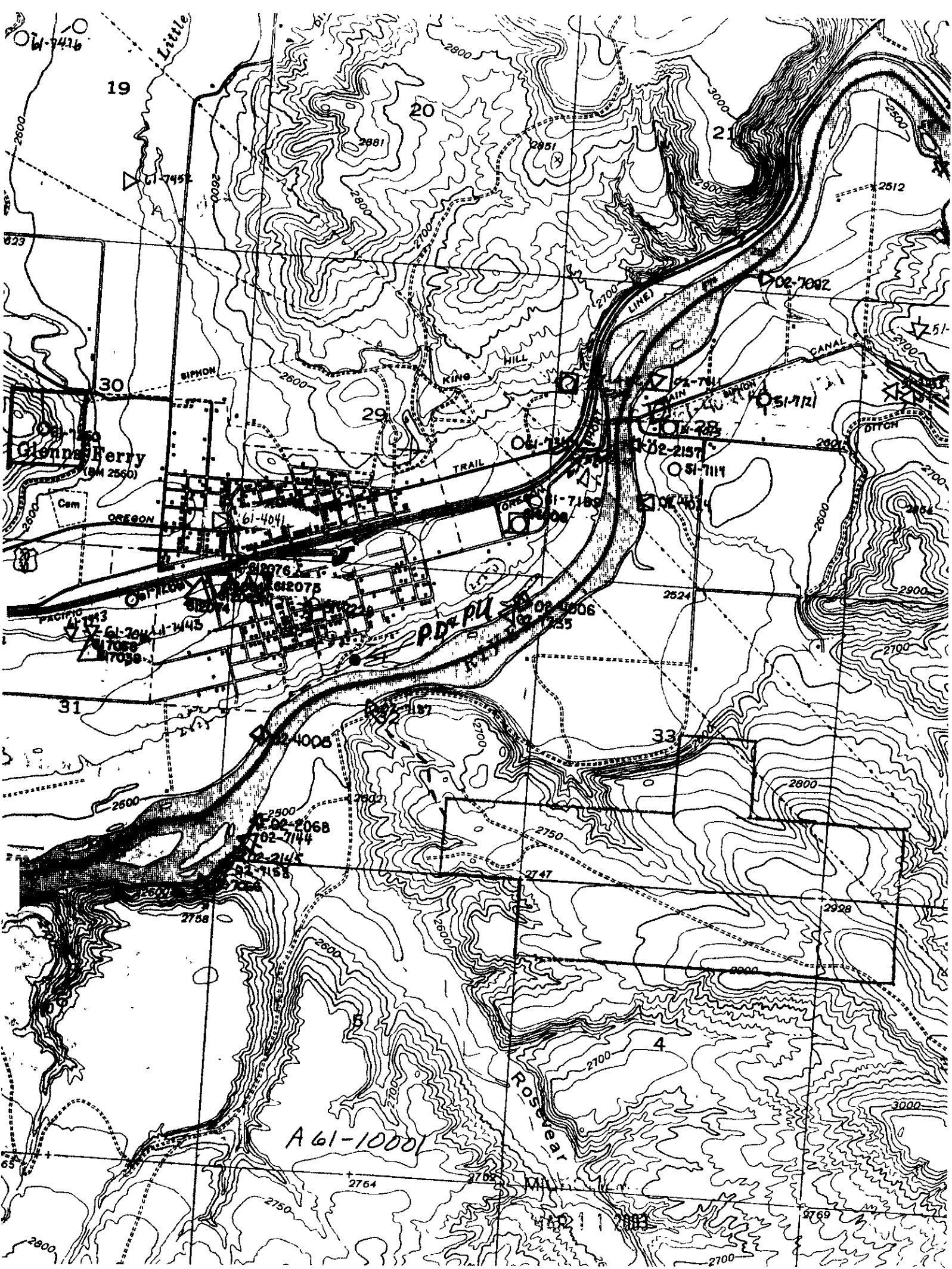
WITNESS my hand and official seal.




Notary Public
Residing at: Mountain Home, ID
Commission Expires: 6-06-01

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MAR 11 2003



Tax 30
JAMES E. WILLIAM

Tax 30

JAMES E. WILLIAM

JOHN
LOGAN

Tax 29

Domestic Wall.

Geothemia / wall

PRISCILLA
BELNAP

Dr. Lock

14.5

LOCK

CLAUDE
JOHNS

ALTURAS

N. 18° 01' 00" W.

175.88

Tax 911

CLAUDE
JOHNSON

Mik A

MAP 1-1 2003

EASEMENT DIAGRAM

EASEMENT

15' TEMPORARY
EASEMENT

15. PERMANENT
EASEMENT

CLAUDE JOHNSON
TAX 31

15 TEMPORARY
EASEMENT

SANITARY SEWER EASEMENT
ACERAGE INSIDE CITY

AB1-10001

Snake River

1 m. - 80'

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA)
Case No. 39576)
PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 61-10001

FILED IN DISTRICT COURT
TWIN FALLS, IDAHO
JAN 15 1998

NAME & ADDRESS: ROBERT C CUNNINGHAM
ELAINE I CUNNINGHAM
PO BOX 760
GLENN'S FERRY ID 83623

SOURCE: GROUNDWATER

QUANTITY: 0.04 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
GALLONS PER DAY.

PRIORITY DATE: 07/01/1937

POINT OF DIVERSION: T05S R10E S32 NESENW Within ELMORE County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	DOMESTIC 1 HOME	01-01 12-31	0.04 CFS

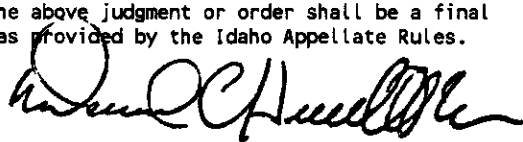
PLACE OF USE: DOMESTIC Within ELMORE County
T05S R10E S32 SENW

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.


DANIEL C. HURLBUTT, JR.
PRESIDING JUDGE
Snake River Basin Adjudication

PARTIAL DECREE PURSUANT TO I.R.C.P. 54(b)
Water Right 61-10001

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JAN 20 1999

MICRO. FILM PAGE 1
JAN-15-1998

MAR 11 2003

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
1301 North Orchard Street, P.O. Box 83720
Boise, Idaho 83720-0098

Postage Service Requested

DONALD R CARNA,
DONNA L CARNAHAN
BOX 62, RR 1
KING HILL ID 83633



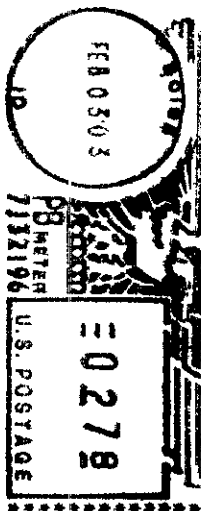
POSTAGE SERVICE
REQUESTED

POSTAGE
FIRST CLASS

RECEIVED

FEB - 6 2003

Department of Water Resources



WR 61-10001

MICRO

MAR 4 2004



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098

Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

January 31, 2003

DONALD R CARNAHAN
DONNA L CARNAHAN
BOX 62, RR 1
KING HILL ID 83633

RE Change of Ownership for Water Rights 61-10001 and 61-11900

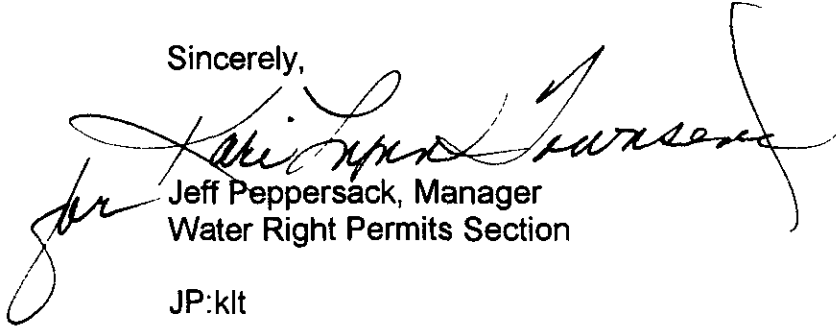
Dear Water Right Holder(s):

The department acknowledges receipt of correspondence changing ownership of the above referenced water rights to you. The department has modified its records to reflect the changes in ownership and has enclosed computer-generated reports for your records

Please note that as of July 1, 1996, water right owners are required to report any change of water right ownership and any change of mailing address of the owner of a water right to the department. Notice of the change must be provided to the department within 120 days of the change. Change reporting forms are available from any office of the department.

Please feel free to contact this office if you have any questions regarding this matter.

Sincerely,



Jeff Peppersack, Manager
Water Right Permits Section

JP:klt

Enclosures

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MAR 11 2003

Idaho Department of Water Resources Receipt

Receipt ID C051009

Payment Amount Date Received Region Status
 Payment Type Check Number

Payer

Comment

Fee Detail

Amount Description	Fund	FD	PCA	SO
\$25.00 OWNERSHIP CHANGE #61-11900	229	21	56140	1155
\$25.00 OWNERSHIP CHANGES/SECURITY INTERESTS	0229	21	56140	1155

Signature Line (Dept. Representative)

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MAR 11 2003

RECEIPT
For Monies Paid
to the
Idaho Department of Water Resources

Receipt No:

0051009

Date:

Time: 11/ 3/2000

10:25:27

Received

From: FIRST AMERICAN TITLE CO

Type of Payment

Program Acct

Amount

OWNERSHIP CHANGE #61-11900	56140	229 21 1155	25.00
~~ABJUD FILING FEE #A61-10001~~	~~41598~~	~~337 1155~~	~~25.00~~

Total \$ 50.00

CHECK 1232

Region: STATE

Signature: J. Mari

Debbie - Please make correction to show both amounts of \$25.00 charged to ownership change.

Thank you,
Mari Lynn
11-20-00

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MAR 11 2003