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

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Department of Water Resources

Department of Water Resources
Southern 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
72-216					
72-10320					

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 R. Davidson, Jr. and June Davidson
4403 Covecrest Drive, Salt Lake City, UT 84124
4. New Owner/Claimant(s) James Lee Behrens and Mary Lynne Behrens
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address 35955 Highway 79, Warner Springs
 City, State and ZIP Code CA 92086
 New Telephone Number (760) 782-9028
5. Date you acquired the property October 21, 2003

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 DEPARTMENT OF WATER RESOURCES

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) _____
Mary J. Behm

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 [Signature] Date 3/30/04 Fee \$50.00
 Received by [Signature] Date 7-9-04 Receipt No. 0074409
 Processed by _____ AJ Date _____ WR _____ Date _____

WARRANTY DEED

For Value Received **Jerry S. Howells, Sr. and Claudia Howells, husband and wife**
"As part of an IRC 1031 Tax Deferred Exchange"

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto

James Lee Behrens, an unmarried man and Mary Lynne Harris, an unmarried woman

whose address is: **35955 Highway 79, Warner Springs, CA 92086**

Hereinafter called the Grantee, the following described premises situated in **Custer** County, Idaho, to-wit:

Township 8 North, Range 17 E.B.M., Custer County, Idaho
Section 9: W1/2W1/2SW1/4NE1/4; SE1/4SE1/4NW1/4; E1/2NE1/4SE1/4NW1/4;
NE1/4NE1/4SW1/4;
N1/2SE1/4NE1/4SW1/4; NW1/4NW1/4NW1/4SE1/4

SUBJECT TO all easements, right of ways, covenants, restrictions, reservations, applicable building and zoning ordinances and use regulations and restrictions of record, and payment of accruing present year taxes and assessments as agreed to by parties above.

TO HAVE AND TO HOLD the said premises, with its 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 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 Grantor will warrant and defend the same from all claims whatsoever.

Dated: October 17, 2003

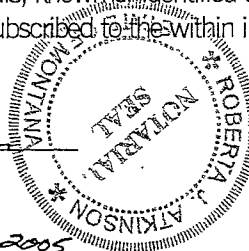
Jerry S. Howells Sr.
Jerry S. Howells, Sr.
Claudia Howells
Claudia Howells

STATE OF Montana

COUNTY OF ✓^{SS} Lathrop

On this 20 day of October, 2003, before me, the undersigned, personally appeared Jerry S. Howells, Sr. and Claudia Howells, known or identified to me (or proved to me on the oath of), to be the person(s) whose name(s) are subscribed to the within instrument, and acknowledged to me that they executed the same.

Robert J. Atkinson
Notary Public of Montana
Residing at: W. Hiteford
Commission Expires: 02-21-2005





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

July 12, 2004

JAMES LEE BEHRENS
MARY LYNNE HARRIS
35955 HWY 79
WARNER SPRINGS CA 92086

RE: Change of Ownership for Water Rights 72-216 and 72-10320

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,

for 
Jeff Peppersack, Manager
Water Right Permits Section

JP:klt

Enclosures

cc: FIRST AMERICAN TITLE CO (with receipt C074469)
ATTN: NANCY A WOLDBERG
PO BOX 7999
KETCHUM ID 83340



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Department of Water Resources

First American Title Company

120 2nd Avenue North, Suite 101/P.O. Box 7999 • Ketchum, ID 83340

TELEPHONE: (208)726-5688 • FAX: (208)726-3567

EMAIL: fatco@firstamsv.com WEBPAGE: www.firstamsv.com

July 8, 2004

Department of Water Resources
1301 N. Orchard Street
Boise, ID 83706-2237

Escrow Officer: Nancy A. Woldberg

Re: Order No.: K27556
Buyer/Borrower Name: James Lee Behrens and Mary Lynne Behrens, husband and wife
Seller Name: Jerry S. Howells, Sr. and Claudia Howells, husband and wife

Dear Kari ,

Relative to the above captioned order, we are attaching/enclosing the following:

✓ Notice of Change in Water Right Ownership, 2 Assignments and a Warranty Deed

I am also sending you our check no. 12804 in the amount of \$50.00 for the change.

I am not at all sure if you get the assignments or not, I have been working on this since December, 2003 and one person says do this and another is different, I am hoping you can help me resolve this issue.

Thank you and If you need assistance or have any questions regarding real this transactions , please do not hesitate to call us.

Sincerely,
FIRST AMERICAN TITLE COMPANY

Nancy A. Woldberg
Escrow Officer



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

May 18, 2004

FIRST AMERICAN TITLE CO
NANCY A WOLDBERG
PO BOX 7999
KETCHUM ID 83340

RE: Change of Ownership for Decreed Water Rights 72-216 & 72-10320
Your Order No. K27556

Dear Ms. Woldberg:

Our letter of April 12, 2004 (copy enclosed) requesting the required support data and filing fee for the above referenced ownership change remains unanswered. Therefore, I am returning the ownership change request. A copy of your ownership change information will be kept in our files for reference.

If, at a later date, you wish to reinstate this request you may send the enclosed ownership change request form along with the required support data and filing fee we will be happy to complete the request for you.

If you have any questions regarding this matter, please call me at 208-327-7941.

Sincerely,

Kari Lynn Townsend
Secretary

KLT:k

Enclosures



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

April 12, 2004

FIRST AMERICAN TITLE CO
NANCY A WOLDBERG
PO BOX 7999
KETCHUM ID 83340

RE: Change of Ownership for Decreed Water Rights 72-216 and 782-10320
Your Order No. K27556

Dear Ms. Woldberg:

Your letter of March 26, 2004 (copy enclosed) regarding a change in ownership of the above referenced decreed water rights has been forwarded to me for processing.

There was no support data or filing fee included with the ownership change request so I am writing to request that from you now. A copy of the original ownership change is enclosed with pertinent areas highlighted to indicate the information still needed to complete the processing.

If you have any questions regarding this matter, please call me at 208-327-7941.

Sincerely,

Kari Lynn Townsend
Secretary

KLT:k

Enclosures



First American Title Company

120 2nd Avenue North, Suite 101/P.O. Box 7999 • Ketchum, ID 83340

TELEPHONE: (208)726-5688 • FAX: (208)726-3567

EMAIL: fatco@firstamsv.com WEBPAGE: www.firstamsv.com

March 26, 2004

Idaho Dept. of Water Resources
1341 Fillmore St., Ste. 200
Twin Falls, ID 83301-3380

Escrow Officer: Nancy A. Woldberg

Re: Order No.: K27556

Buyer/Borrower Name: James Lee Behrens and Mary Lynne Behrens, husband and wife

Seller Name: Jerry S. Howells, Sr. and Claudia Howells, husband and wife

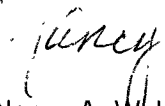
Dear Ladies and Gentlemen:

Relative to the above captioned order, we are attaching/enclosing the following:

✓ Notice of Change In Water Right Ownership

If you need assistance or have any questions regarding this transaction, please do not hesitate to call us.

Sincerely,
FIRST AMERICAN TITLE COMPANY


Nancy A. Woldberg
Escrow Officer

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MAR 29 2004

Department of Water Resources
Southern Region