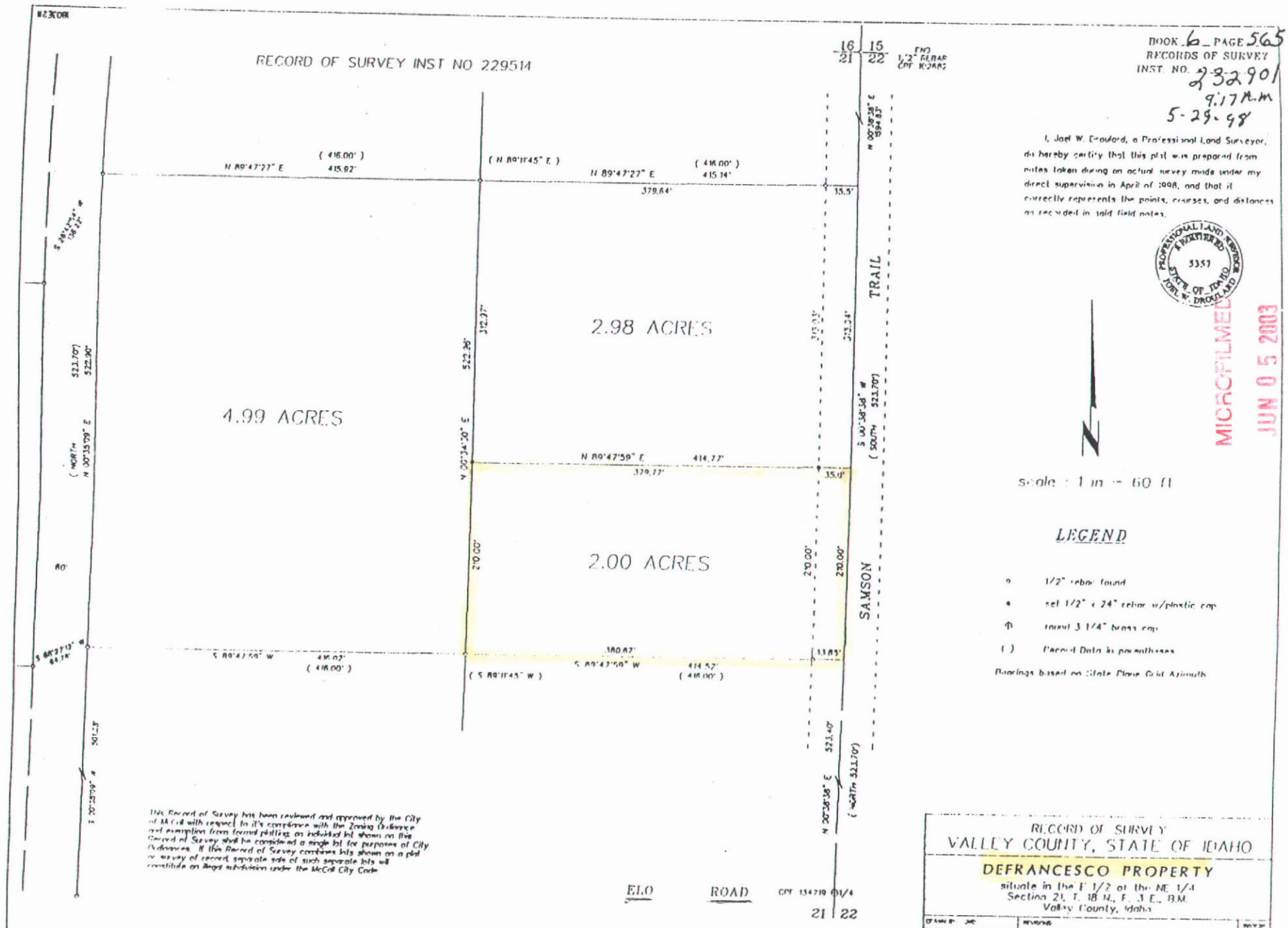
232901
5-29-98



BOOK 6 PAGE 565
RECORDS OF SURVEY
INST. NO. 232901
9:17 A.M.
5-29-98

I, Joel W. Crouford, a Professional Land Surveyor, do hereby certify that this plat was prepared from notes taken during an actual survey made under my direct supervision in April of 1998, and that it correctly represents the points, courses, and distances as recorded in said field notes.

PROFESSIONAL LAND SURVEYOR
5357
STATE OF IDAHO
JOEL W. CROUFORD

MICROFILMED
JUN 05 2003

scale : 1 in = 60 ft

LEGEND

- ○ 1/2" rebar found
- ● set 1/2" x 24" rebar w/plastic cap
- ⊕ found 3 1/4" brass cap
- ( ) Record Data in parentheses

Bearings based on State Plane Grid Azimuth

This Record of Survey has been reviewed and approved by the City of McCall with respect to it's compliance with the Zoning Ordinance and exemption from formal platting, as indicated lot shown on this Record of Survey shall be considered a single lot for purposes of City Ordinances. If this Record of Survey contains lots shown on a plat or survey of record, separate sale of such separate lots will constitute an illegal subdivision under the McCall City Code

RECORD OF SURVEY
VALLEY COUNTY, STATE OF IDAHO

DEFRANCESCO PROPERTY

situate in the E 1/2 of the NE 1/4
Section 21, T. 18 N., R. 3 E., B.M.
Valley County, Idaho

KERR SURVEYING	McCALL, IDAHO	APRIL 1998

Form 42-248/42-1409(6) July, 2000

RECEIVED
APR - 7 2003
Department of Water Resources

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

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, 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
65-17849	39576				

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) are 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): Dale H. Francesco
   Emmett, Idaho

4. New Owner/Claimant(s): Michael Cavaille
   Name Connector (Check one): [ ] and, [ ] or, [ ] and/or

   New Mailing Address: 2075 Mortimer Dr.

   City, State and ZIP Code: Boise, Idaho 83712

   New Telephone Number: (208) 344-1540 (Home) 387-5622 (Work)

5. Date you acquired the property: 03/30/03

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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) _____

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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.

JUN 05 2003

For Office Use Only
Received by DH Date 4.3.03 Fee $25-
Receipted by DH Date 4.3.03 Receipt No. W1030298
Processed by AJ Date _____ WR _____ Date _____

WARRANTY DEED

For Value Received, RUPERT L. KELLY and DELCIE M. KELLY, HUSBAND AND WIFE

the Grantors, do hereby grant, bargain, sell and convey unto

MICHAEL G. CAVAILLE, AN UNMARRIED MAN

whose address is: 2075 MORTIMER, BOISE, ID 83712

the Grantee , the following described premises, to-wit:

SEE EXHIBIT "A" ATTACHED

TOGETHER WITH ANY AND ALL WATER RIGHTS ASSOCIATED WITH THIS PROPERTY

TO HAVE AND TO HOLD the premises with their appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantees, that they are the owners in fee simple of said premises that said premises are free from all encumbrances except the 2003 taxes and assessments and that they will warrant and defend the same from all lawful claims whatsoever.

Dated: 3-19-03

Rupert L Kelly
RUPERT L. KELLY

Delcie M. Kelly
DELCIE M. KELLY

State of Idaho)
)ss
County of Valley)

On the 19 day of March, 2003 before me, Karen L. Thurston a notary public in and for said State, personally appeared RUPERT L. KELLY and DELCIE M. KELLY known to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

Karen L Thurston
Notary Public
Residing at: Cascade
Commission Expires: [illegible]

KAREN L. THURSTON NOTARY PUBLIC STATE OF IDAHO

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JUN 05 2003

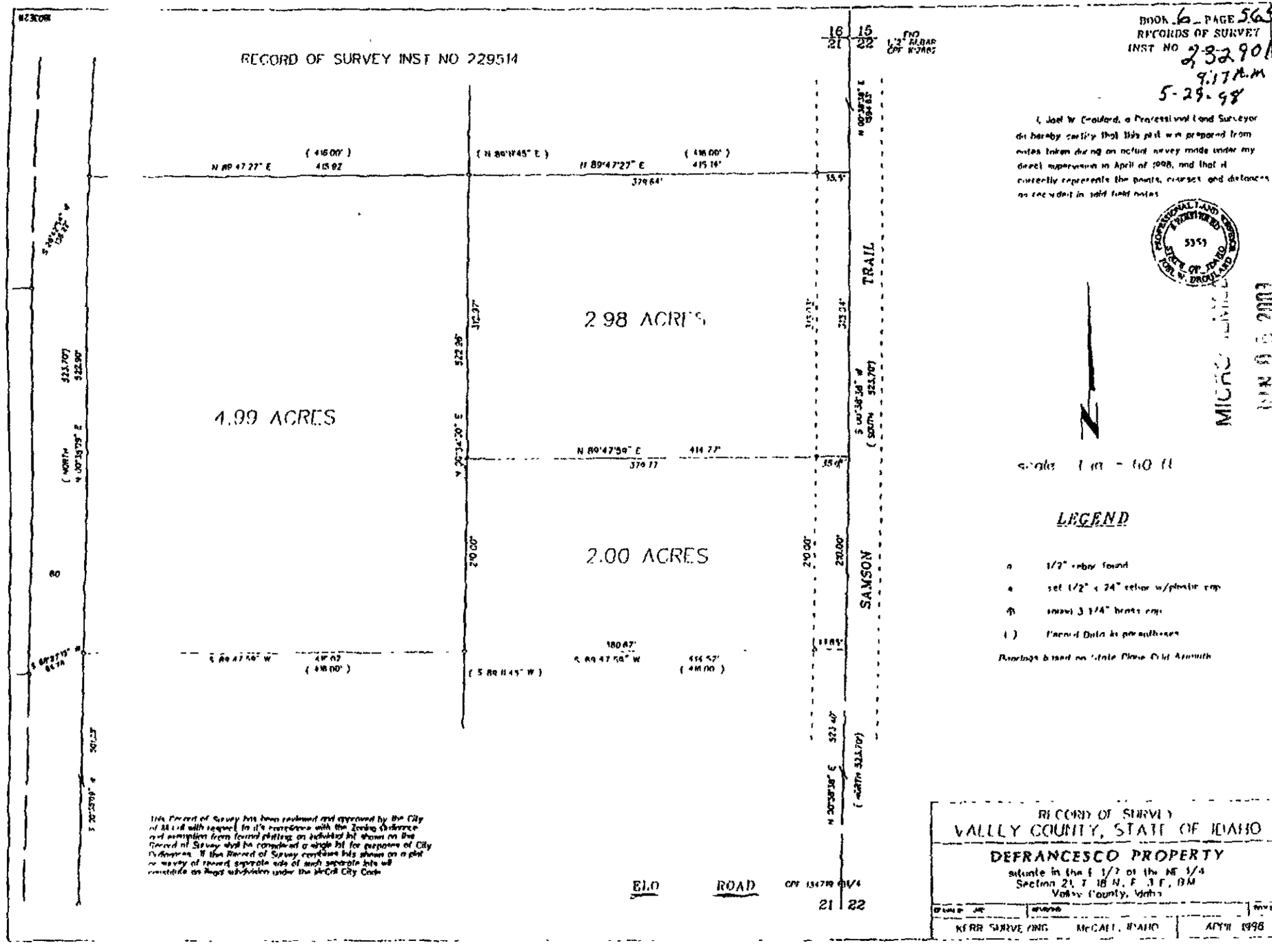
A parcel of land situate in the E1/2 NE1/4, Section 21, Township 18 North, Range 3 East, Boise Meridian, Valley County, Idaho, more particularly described as follows:

Commencing at a brass cap marking the 1/4 Corner common to Sections 21 and 22. Township 18 North, Range 3 East. Boise Meridian, Valley County, Idaho; thence North 00° 38' 38" East, 523 40 feet along the line common to said Sections 21 and 22 to the Real Point of Beginning:

thence, South 89° 47' 59" West, 33.85 feet to a ½ inch rebar;
thence, continuing South 89° 47' 59" West, 380.67 feet to a ½" rebar;
thence, North 00° 34' 30" East, 210.00 feet to a ½" x 24" rebar;
thence. North 89° 47' 59" East, 379.77 feet to a ½" x 24" rebar on the westerly boundary of Samson Trail,
thence, continuing North 89° 47' 59" East, 35.00 feet to the line common to said Sections 21 and 22;
thence. South 00° 38' 38" West, 210.00 feet to the Point of Beginning. Tax #25

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NOV 05 2003

STEWART TITLE
GUARANTY COMPANY



BOOK 6 PAGE 565
RECORDS OF SURVEY
INST NO 232901
9:17 A.M.
5-29-98

I, Joel W. Coulard, a Professional Land Surveyor do hereby certify that this plat was prepared from notes taken during an actual survey made under my direct supervision in April of 1998, and that it correctly represents the points, courses and distances as recorded in said field notes.

5359
STATE OF IDAHO
JOEL W. COULARD
REGISTERED LAND SURVEYOR

MICRO
JUN 05 2003

B8-68-5
10745701

1998 AUG 21 PM 02:00
DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED _____

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	)	PARTIAL DECREE PURSUANT TO
	)	I.R.C.P. 54(b) FOR
Case No. 39576	)	
	)	Water Right 65-17849

NAME AND ADDRESS: DALE H DE FRANCESCO
712 S SAMSON TR
MC CALL, ID 83638

SOURCE: GROUNDWATER

QUANTITY: 0.05 CFS

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

PRIORITY DATE: 06/30/1979

POINT OF DIVERSION: T18N R03E S21 SENE Within Valley County

PURPOSE AND PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
Domestic 1 HOME	01-01 TO 12-31	0.05 CFS

PLACE OF USE: Domestic Within Valley County
T18N R03E S21 SENE

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

MICROFILMED
JUN 0 5 2003

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 1, 2003

MICHAEL G CAVAILLE
2075 MORTIMER DR
BOISE ID 83712

RE: Change of Ownership for Water Right 65-17849

Dear Water Right Holder(s):

The department acknowledges receipt of correspondence changing ownership of the above referenced water right to you. The department has modified its records to reflect the change in ownership and has enclosed a computer-generated report for your records. Also enclosed is a receipt for the $25.00 filing fee.

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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JUN 05 2003