

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

RECEIVED
MAY 25 2004

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
Incomplete forms will be returned.

Department of Water Resources
Eastern Region

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
34-195C P.D.		C	34-196D P.D.		D
34-2480 A P.D.		A	34-2491B P.D.		B
34-10100 P.D.			34-7028A P.D.		
34-7234 P.D.					

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) Ethan Ford/ Spencer Toone
4. New Owner/Claimant(s) Darrell E. or Nancy McDonald
Name Connector (Check one): ☐ and, ☒ or, ☐ and/or
- New Mailing Address P.O. Box 102
- City, State and ZIP Code Arco, Id 83213
- New Telephone Number 208.527-3413
5. Date you acquired the property 05/05/2004

Ethan Ford
2491 S. Daniel
Heber City, Ut. 84032

Spencer or Eleanor Toone
585 Lilac St.
Blackfoot, Id 83221

Amount: \$175-

Received: 5/25/04

Number: E029879

By: JC

SUPPORT DATA

IN FILE # 34-195C

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) Nancy M. McDonald
(include title if applicable)

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 REGION

Date 5.25.04

Fee \$175.00 (7 x 25.00)

Received by REGION

Date 5.25.04

Receipt No. E 029879

Processed by _____

AJ

Date _____

WR _____

Date _____

WARRANTY DEED

COPY

FOR VALUABLE CONSIDERATION RECEIVED ETHAN I. FORD,

A Single Person

, the Grantor,

does hereby grant, bargain, sell and convey unto DARRELL E. McDONALD andNANCY M. McDONALD, Husband and Wife

, the Grantee,

whose current address is P.O. Box 102, Arco, ID 83213the following described real estate situated in BUTTE

County,

State of Idaho, to-wit:

TRACT A:

Township 3 North, Range 27 East of the Boise Meridian, Butte County, Idaho.

Section 10: ~~NE $\frac{1}{4}$ NW $\frac{1}{4}$~~ , EXCEPTING the Westerly 330 feet; ~~NW $\frac{1}{4}$ NW $\frac{1}{4}$~~ ; ~~S $\frac{1}{4}$ NW $\frac{1}{4}$~~ ; ~~SW $\frac{1}{4}$ NE $\frac{1}{4}$~~ ; ~~N $\frac{1}{4}$ SW $\frac{1}{4}$~~ ; ~~NW $\frac{1}{4}$ SE $\frac{1}{4}$~~ ; EXCEPTING right-of-way of State Highway as given by Deed to State of Idaho, recorded December 3, 1954, in Book 15 of Deeds, at Page 694, records of Butte County, Idaho.TOGETHER WITH: an easement and right of way over the following described lands, for the purpose of construction, installation, repair, maintenance, operation, and reconstruction of an irrigation well, pump, motor and associated electric equipment, and the right to ingress and egress over Grantor's lands for said purposes, for well located in the Northeast corner of the ~~SE $\frac{1}{4}$ SW $\frac{1}{4}$~~ , Section 34, Township 5 North, Range 26 East of the Boise Meridian, Butte County, Idaho. AND EXHIBIT B, attached.SUBJECT TO: all easements, rights of way, covenants, restrictions, patent reservations, applicable building and zoning ordinances and use regulations and restrictions and accruing taxes of record.
TO HAVE AND TO HOLD the said premises, together with all tenements, hereditaments and appurtenances thereunto belonging, unto the said Grantee, his successors and assigns forever. Grantor does hereby covenant to and with the said Grantee that IT is the owner in fee simple of said premises and that IT will warrant and defend the same from all lawful claims whatsoever.

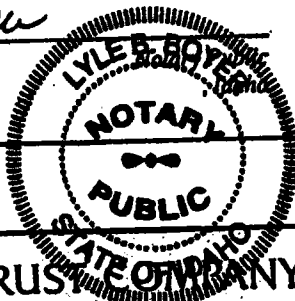
In construing this Deed and where the context so requires, the singular includes the plural and the masculine, the feminine and neuter.

DATED: 4-28-04Ethan I. Ford
Ethan I. Ford

STATE OF IDAHO, County of BUTTE

On this 28th day of April, 2004
before me, Lyle B. Boyer, a
Notary Public in and for the said State personally
appeared

Ethan I. Ford

Known to me to be the person(s) whose name(s) is
subscribed to the within instrument, and acknowl-
edges to me that he executed the same.Lyle B. BoyerResiding at Arco,
Comm. Expires: 6-5-2009

THIS SPACE FOR COUNTY RECORD'S USE ONLY.

NO. 40628
RECORDED

MAY 06 2004

11:44 AM
BUTTE COUNTY RECORDER
Kim AmettIDAHO TITLE & TRUST COMPANY
Escrows • Title Insurance

EXHIBIT "B"

Township 3 North, Range 27 east, Boise Meridian, Butte County, Idaho.

SECTION 10: NE1/4NW1/4. EXCEPTING the westerly 330 feet.
NW1/4NW1/4; S1/2NW1/4; SW1/4NE1/4; N1/2SW1/4;
NW1/4SE1/4

Together with all water and ditch rights and easements, licenses, including but not limited to the following:

NO. OF MINERS INCHES	PRIORITY	Big Lost River
40.3	06-01-1888	<i>Water Right #</i> 34-195 C
16.0	09-01-1896	34-196 D
214.3	05-10-1897	34-10100
208.4	05-08-1944	34-2491 B

Easement, pump, well located on easement described as M8418 filed with Butte County Recorder.

Well License No. 34-7028
4.3 cfs with priority of August 1, 1972
Well License No. 34-7234
1.66 cfs with priority of August 15, 1979
Well License No. 34-2480A
.79 cfs with priority of August 1, 1986

TOGETHER with all Irrigation Equipment located on above property and easement, including, but not limited to:

1 US Motor 50 HP
1 Pump
1 US Motor 60 HP SN3-916306
1 Layne Pump SN 3-OC7393
1 GE Motor 75 HP KW1017393
1 Newperm Pump SN51222108
1320' Hand lines
4 1320' Wheel lines
1 1320' 7 Tower Pivot
All electrical panels associated with the pumps and motors.
All fence affixed to property.

Land Type	Totals
Topland	270.3
Dry Pasture	29.0
Roads, ditch and rock waste	9.0
Total	308.3

Irrigation Water Rights and Adequacy : The Subject has the following list of irrigation water rights:

Right Number	Basis	Source	Priority Date	Acres App.	Cubic Feet/ Second	Gallons Per Min.	Quality or Availability
34-195C	Decreed	Big Lost River	06/01/1888	306	0.806	362.7	Fair
34-196D	Decreed	Big Lost River	09/01/1896	306	0.320	144.0	Very Poor
34-10100	Decr.	Big Lost River	05/10/1897	306	4.286	1,928.7	Very Poor
34-2491B	Decr.	Big Lost River	05/08/1944	306	4.168	1,875.6	Very Poor
34-2480A	Decr.	Groundwater	05/01/1986	306	0.790	355.5	Entire Season
34-7028A	Decr.	Groundwater	08/01/1972	306	4.300	1,935.0	Entire Season
34-7234	Decreed	Groundwater	08/15/1979	306	1.660	747.0	Entire Season
Totals				306	16.330	7,348.5	

Water right adequacy - As shown above, the Subject has water rights that total 16.33 cubic feet per second (cfs) or 7,348.5 gallons per minute (gpm) if they could all be delivered to the Subject but they can not all be delivered to it. The first four rights listed above are surface water rights from the Big Lost River. Only the first water surface water right has any value even during typical precipitation years, being usable for about half the irrigation season but not usable during drought years and not even good for finishing crops on typical precipitation years. The surface water rights, Big Lost River Rights, adds no measurable value to the Subject, only a little early season irrigation, if any at all.

The three groundwater, well rights of 6.75 cfs or 3,037.5 gpm are good water rights, the only problem being that these three rights come from an irrigation well not on the Subject but located 10 miles northwest, up the Big Lost River Valley about one mile southeast of Moore, Idaho. The Subject's irrigation well was placed in the southeast Moore area because the aquifer it pumps irrigation water from is closer to the ground level than water under the Subject by 400 or 500 feet, a good gain for the Subject.

TOWN & COUNTRY APPRAISAL

Sec 10, Twp 3N, R27E8M

U.S. HIGHWAY 20

4 | 3

9 | 10

718

T-20

NHEI/NW

②
49.6

①
29.1

824

T-176

NHEI/NW

①
30.5

②
31.2

3 | 2

10 | 11

Deep Station

④
23.0

③
38.3

⑤
54.4

③
143.8

⑥
10.1

⑥
10.1

⑥
3