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STATE OF IDAHO

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IDAHO DEPARTMENT OF WATER RESOURCES

WATER RESOURCES
WESTERN REGION

NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

IDWR/North

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AUG 10 2004

Department of Water Resources

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
Incomplete forms will be returned.1. Water Right No(s): 84-10081

Adjudication Claim No(s): _____

2. The following **REQUIRED** information must be submitted with this form:A. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water rights or claims in question, **WITH ATTACHED LEGAL DESCRIPTION.**

AND

B. **PLAT OF PROPERTY** or **SURVEY MAP** showing the location of the place of use of the water right(s) or claim(s). (These are usually attached to your deed or on file with the county.)

OR

C. If your water right or adjudication claim 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/ClaimantLeo J. and Rowena B. Wagner

4. New Owner/Claimant(s)

Stephen M. and Gayle H. Kelley

New Mailing Address

Rt. 1 Box 61B

City, State and ZIP Code

Kamiah, Id 83536

New Telephone Number

(208) 935-0025

5. Date you acquired the property

June 19, 1992

6. Did you acquire all of the former owner's property? If you did, skip this item and go to item 7. If you acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). Describe in detail your portion of each water right or adjudication claim in the spaces in the box below only if the water right(s) or claim(s) need to be split between owners. If necessary, attach additional pages. If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.

Number of acres you irrigate with this water right 5 Number and type of stock 4 to 19Diversion rate in CFS _____ Number of homes you acquired 1 Other uses _____7. Signature of New Owner(s)
or Claimant(s)Stephen M. Kelley
Gayle H. Kelley

Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign form.

8. For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him or her for all matters related to your claims.

0403004

WARRANTY DEED

FILMED
ASSESSOR

THIS INDENTURE, made on this 19th day of June, 1992, by and between LEO J. WAGNER and ROWENA B. WAGNER, husband and wife, of HCR11 Box 83, Kamiah, Idaho 83536, hereinafter referred to as the Grantors, and STEPHEN M. KELLEY and GAYLE Y. KELLEY, husband and wife, of Route 1 Box 61B, Kamiah, Idaho 83536, hereinafter referred to as the Grantees.

WITNESSETH:

That, the said Grantors, for and in consideration of the sum of Ten Dollars (\$10), lawful money of the United States of America, and other good and valuable considerations to them in hand paid by the said Grantees, the receipt whereof is hereby acknowledged, having granted, bargained, sold, and by these presents do grant, bargain, sell, convey and confirm unto the said Grantees, their heirs and assigns forever, all of the Grantors undivided one-half interest in and to the following described real property situate in the County of Idaho, State of Idaho, to wit:

See Exhibit "A" attached hereto and hereby incorporated by this reference.

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

TO HAVE AND TO HOLD, all and singular, the above mentioned and described premises, together with the appurtenances unto the said Grantees, their heirs and assigns forever.

And the said Grantors, for themselves, their heirs, executors and administrators, do covenant, grant, bargain and agree to and with the said Grantees, their heirs and assigns, that at the time of the ensealing and delivery of these presents they were well seized of the premises above conveyed as of good, sure, perfect, absolute and indefeasible estate of inheritance, in fee simple, and have good right, full power and lawful authority to grant, bargain,

EXHIBIT "A"

The following property situate in Idaho County, State of Idaho, to-wit:

Township 33 North, Range 4 East, Boise Meridian, Idaho County, Idaho
Section 2: Tax No. 110 more particularly described as follows:

Beginning at the SW corner of the SE $\frac{1}{4}$ NW $\frac{1}{4}$;
thence East 1315 feet to the True Point of Beginning;
thence North 1040 feet, more or less, to the South Right of
Way of Tommy TaHa Road;
thence Northeasterly along the South Right of Way line of Tommy
TaHa Road 700 feet, more or less, to the intersection of the
Tommy TaHa Road and the Kidder-Ridge Road;
thence Southwesterly along the West Right of Way line of the
Kidder-Ridge Road to the South line of the SW $\frac{1}{4}$ NE $\frac{1}{4}$;
thence 500 feet West to the Point of Beginning.

LESS the following described property:

Township 33 North, Range 4 East, Boise Meridian, Idaho County, Idaho
Section 2: Tax No. 126 being part of the SW $\frac{1}{4}$ NE $\frac{1}{4}$ more particularly
described as follows:

Beginning at a fence post set on the West line of a County Road,
from which post the center of said Section 2 bears South 52°15'
West, 820 feet and from which post the NW corner of the Grand
View Cemetary bears SW 510 feet;
thence West 314 feet along a wire fence;
thence North 208 feet;
thence East 314 feet to the said West line;
thence South 208 feet along the said West line to the Place of
Beginning.

LESS County Road Right of Way as set forth in Deed recorded July 16, 1990,
under Instrument No. 354038, by and between LEO WAGNER and the COUNTY OF
IDAHO, a municipal corporation, records of Idaho County, Idaho.

STATE OF IDAHO }
County of Idaho }
Recorded at request of Stephen
Kelly
at 45 minutes past 2 o'clock P.M.,
this 6th day of Nov, 1998
Goss Stehing
By _____ Recorder
Deputy
Fees \$ 9.00

M/Box 61B
Kamiah, Ida
83536