

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

RECEIVED

NOV 12 2003

WATER RESOURCES
WESTERN 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, 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
67-277A	?	AJ			
~~67-11069~~	NO				
67-11080 - per John Eagle					

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NOV 14 2003
Department of Water Resources

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) W.G. ATTEBERRY AND SHIRLEY S. ATTEBERRY

4. New Owner/Claimant(s) JOHN W. EAGLE III AND/OR MARY H. EAGLE
 Name Connector (Check one): ☐ and, ☐ or, ☒ and/or

New Mailing Address 17624 N. APPLGATE ROAD

City, State and ZIP Code GRANTS PASS, OR 97527

New Telephone Number (541) 846-6578 208 550 0698

5. Date you acquired the property _____

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)

John W. Eagle
Mary H. Eagle

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 DH

Date 11-12-03

Fee \$25- 67-11069

Received by DH

Date 11-12-03

Receipt No. W031097

Processed by _____ AJ

Date _____

WR _____ Date _____

WARRANTY DEED

191798

For Value Received

W.G. ATTEBERRY AND SHIRLEY S. ATTEBERRY as Trustees for the ATTEBERRY REVOCABLE LIVING TRUST DATED FEBRUARY 21, 1989

does hereby **GRANT, BARGAIN, SELL AND CONVEY** unto

JOHN W. EAGLE III AND MARY H. EAGLE, husband and wife

whose current address is 17624 N. APPLEGATE ROAD
GRANTS PASS, OR 97527

the following described premises, to-wit:

IN WASHINGTON COUNTY, IDAHO:

SEE ATTACHED EXHIBIT "A"

Together with all water, water rights, ditches and ditch rights appurtenant thereto and in anywise belonging.

Subject to all valid outstanding reservations, easements, rights-of-way, restrictions, dedications, mineral leases, mineral reservations and mineral conveyances of record.

TO HAVE AND TO HOLD the said 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 they are free from all encumbrances, excepting reservations, easements, encumbrances, restrictions and rights of way appearing of record and/or existing and that they will warrant and defend the same from all lawful claims whatsoever.

Dated: OCTOBER 22, 2003

THE ATTEBERRY REVOCABLE LIVING TRUST DATED FEBRUARY 21, 1989

W.G. Atteberry TRUSTEE
BY: W.G. ATTEBERRY, TRUSTEE

Shirley S. Atteberry Trustee
BY: SHIRLEY S. ATTEBERRY, TRUSTEE

STATE OF IDAHO, COUNTY OF WASHINGTON

On this 22nd day of OCTOBER, 2003, before me, a notary public in and for the said State, Personally appeared W.G. ATTEBERRY AND SHIRLEY S. ATTEBERRY as Trustees for the ATTEBERRY REVOCABLE LIVING TRUST DATED FEBRUARY 21, 1989 known to me to be the persons whose names are subscribed to the within instrument as TRUSTEES, and acknowledged to me that they executed the same as such TRUSTEES.

Instrument # 191798

WEISER, WASHINGTON, IDAHO

2003-11-05 02:37:00 No. of Pages: 2

Recorded for: AMERITITLE

SHARON WIDNER

Ex-Officio Recorder Deputy

Index to: DEED

Fee: 6.00

Bonnie A. Fisk

Notary Public

Residing at Council, Idaho

Comm. Expires 11/21/03



WARRANTY DEED

For Value Received

THE ATTEBERRY FAMILY TRUST

does hereby **GRANT, BARGAIN, SELL AND CONVEY** unto

JOHN W. EAGLE III AND MARY H. EAGLE, husband and wife

whose current address is 17624 N. APPLGATE ROAD
GRANTS PASS, OR 97527

the following described premises, to-wit:

IN WASHINGTON COUNTY, IDAHO:

In Township 15 North, Range 3 West of the Boise Meridian, Washington County, Idaho:

Section 27: SW1/4SE1/4;

Section 34: NE1/4NE1/4.

Together with all water, water rights, ditches and ditch rights appurtenant thereto and in anywise belonging.

Subject to all valid outstanding reservations, easements, rights-of-way, restrictions, dedications, mineral leases, mineral reservations and mineral conveyances of record.

TO HAVE AND TO HOLD the said 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 they are free from all encumbrances, excepting reservations, easements, encumbrances, restrictions and rights of way appearing of record and/or existing and that they will warrant and defend the same from all lawful claims whatsoever.

Dated: October 22, 2003

THE ATTEBERRY FAMILY TRUST

W.G. Atteberry TRUSTEE
BY: W. G. ATTEBERRY, TRUSTEE

Shirley S. Atteberry Trustee
BY: SHIRLEY S. ATTEBERRY, TRUSTEE

STATE OF IDAHO, COUNTY OF WASHINGTON

On this 22nd day of OCTOBER, 2003, before me, a notary public in and for the said State, Personally appeared W.G. ATTEBERRY AND SHIRLEY S. ATTEBERRY as TRUSTEES for THE ATTEBERRY FAMILY TRUST known to me to be the persons whose names are subscribed to the within instrument as TRUSTEES, and acknowledged to me that they executed the same as such TRUSTEES.

Instrument # 191799

WEISER, WASHINGTON, IDAHO

2003-11-05

02:37:00 No. of Pages: 1

Recorded for: AMERITITLE

SHARON WIDNER

Ex-Officio Recorder Deputy

Index to: DEED

Fee: 3.00

Bonnie A Fisk
Notary Public
Residing at Council Idaho
Comm. Expires 11/21/03



EXHIBIT "A"

PARCEL I:

In Township 15 North, Range 3 West of the Boise Meridian, Washington County, Idaho:

Section 26: SW $\frac{1}{4}$ SW $\frac{1}{4}$;

Section 27: All that portion of the SW $\frac{1}{4}$ lying Easterly of the center line of Rush Creek Road, and N $\frac{1}{2}$ SE $\frac{1}{4}$,
SE $\frac{1}{4}$ SE $\frac{1}{4}$;

AND

A portion of the S $\frac{1}{2}$ NW $\frac{1}{4}$ of Section 27, Township 15 North, Range 3 West of the Boise Meridian, more particularly described as follows:

Beginning at a point on the East line of said NW $\frac{1}{4}$ of Section 27 from which point the northeast corner of said NW $\frac{1}{4}$ bears North 00°31'42" East a distance of 2406.25 feet;

Thence West 300.00 feet;

Thence North 77°35' West 458.00 feet;

Thence West 56.00 feet;

Thence South 62°05' West 297.00 feet;

Thence North 68°50' West 165.00 feet;

Thence South 86°29' West 978.14 feet to a point on the centerline of Rush Creek Road;

Thence Southerly along the center line of Rush Creek Road to the South line of said S $\frac{1}{2}$ NW $\frac{1}{4}$;

Thence East along the S $\frac{1}{2}$ NW $\frac{1}{4}$ to the SE corner of said S $\frac{1}{2}$ NW $\frac{1}{4}$;

Thence North along the East line of said S $\frac{1}{2}$ NW $\frac{1}{4}$ to the True Point of Beginning.

EXHIBIT "A"

PARCEL I:

In Township 15 North, Range 3 West of the Boise Meridian, Washington County, Idaho:

Section 26: SW $\frac{1}{4}$ SW $\frac{1}{4}$;

Section 27: All that portion of the SW $\frac{1}{4}$ lying Easterly of the center line of Rush Creek Road, and N $\frac{1}{2}$ SE $\frac{1}{4}$,
SE $\frac{1}{4}$ SE $\frac{1}{4}$;

AND

A portion of the S $\frac{1}{2}$ NW $\frac{1}{4}$ of Section 27, Township 15 North, Range 3 West of the Boise Meridian, more particularly described as follows:

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Thence North 68°50' West 165.00 feet;

Thence South 86°29' West 978.14 feet to a point on the centerline of Rush Creek Road;

Thence Southerly along the center line of Rush Creek Road to the South line of said S $\frac{1}{2}$ NW $\frac{1}{4}$;

Thence East along the S $\frac{1}{2}$ NW $\frac{1}{4}$ to the SE corner of said S $\frac{1}{2}$ NW $\frac{1}{4}$;

Thence North along the East line of said S $\frac{1}{2}$ NW $\frac{1}{4}$ to the True Point of Beginning.

PARCEL II:

In Township 15 North, Range 3 West of the Boise Meridian, Washington County, Idaho:

Section 27: SW $\frac{1}{4}$ SE $\frac{1}{4}$;

Section 34: NE $\frac{1}{4}$ NE $\frac{1}{4}$.

COMPLIMENTS OF
AmeriTitle

THIS SKETCH IS FURNISHED
TO ASSIST IN PROPERTY
LOCATION AND THE COMPANY
DOES NOT GUARANTEE
ITS ACCURACY

