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

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JUL 09 2004

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 (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
65-13305		0			

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 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) 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) Michael R. Evans and Priscilla J. Evans
9955 Masked Duck Ave., Las Vegas, NV 89117

4. New Owner/Claimant(s) Wesley Smith
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address 7898 Claypool Way 21 Circle DR
 City, State and ZIP Code Citrus Heights, CA 95610 Garden Valley, ID 83622
 New Telephone Number PH 925-6378 (208) 462-6378

5. Date you acquired the property 7/8/04

SCANNED

JUL 09 2004

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)** Wesley Smith
(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 <u>DB</u>	Date <u>7.9.04</u>	Fee <u>\$25-</u>	
Received by <u>DB</u>	Date <u>7.9.04</u>	Receipt No. <u>W031958</u>	
Processed by _____	AJ Date _____	WR _____	Date _____



A Pioneer Company
PIONEER TITLE COMPANY
 OF ADA COUNTY

661 S. Rivershore Lane, Suite 110 / Eagle, Idaho 83616
 (208) 938-8075

Instrument # 197233

IDAHO CITY, BOISE COUNTY, IDAHO
 2004-07-08 04:53:12 No. of Pages: 1
 Recorded for: PIONEER TITLE
 RORA A. CANODY Fee: 3.00
 Ex-Officio Recorder Deputy *[Signature]*
 Index to: DEEDS

245363 SAB / SB WARRANTY DEED

For Value Received

MICHAEL R. EVANS and PRISCILLA J. EVANS REVOCABLE

LIVING TRUST AGREEMENT DATED JULY 27, 1990

hereinafter referred to as Grantor, does hereby grant, bargain, sell, warrant and convey unto

WESLEY SMITH, an Unmarried Person

hereinafter referred to as Grantee, whose current address is 7898 Claypool Way, Citrus Heights,, CA 95610

the following described premises, to-wit:

*Per Kim @ Assessor's
 T9N, R94E, S21
 11-4-04 KM*

→ Lot 24 in Block 1 of the Amended Plat of Block 1 and Lots 1-8 in Block 2 of River's Point Subdivision, according to the plat thereof recorded April 7, 1981, as Instrument No. 99804, and amended by Affidavit recorded April 13, 1981, as Instrument No. 99876, records of Boise County, Idaho.

To HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, his heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that 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: July 1, 2004

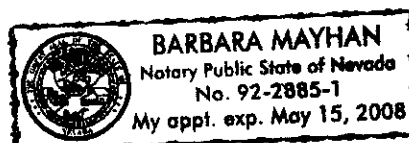
Michael R. Evans and Priscilla J. Evans Revocable Living Trust Agreement Dated July 27, 1990

By *[Signature]* Michael R. Evans, Co-Trustee *[Signature]* Priscilla J. Evans, Co-Trustee
 Michael R. Evans, Co-Trustee Priscilla J. Evans, Co-Trustee

STATE OF Nevada, County of Clark, ss.

On this 6th day of July, in the year of 2004, before me the undersigned, a notary public personally appeared Michael R. Evans and Priscilla J. Evans, known or identified to me to be the person whose name is subscribed to the within instrument as Co-trustees and acknowledged to me that they executed the same as such Co-Trustees of the Michael R. Evans and Priscilla J. Evans Revocable Living Trust Agreement Dated July 27, 1990.

[Signature]
 The Undersigned
 Notary Public of Nevada
 Residing at Las Vegas, NV
 Commission expires: 5-15-08



Agent #	State	Cty.	Prop.	Tran	Reissue Amt.	Re. Tran	Simultaneous Issue #
A11006	11	001	1	010			MM5231488
Code	Amt.	Code	Amt.	Code	Amt.	Code	Amt.
05100		05100		05100		05100	

Old Republic National Title Insurance Company

OWNER'S POLICY

SCHEDULE A

<u>File No.:</u>	<u>Policy No.:</u>	<u>Date of Policy:</u>	<u>Amt. of Insurance:</u>	<u>Premium Amt.</u>	<u>Total Amt.</u>
245363	SV3875318	July 8, 2004 at 4:53 PM	\$159,000.00	\$782.00	\$782.00

1. Name of Insured:

Wesley Smith

2. The estate or interest in the land to as covered by the policy is:

Fee Simple

3. Title to the estate or interest in the land is vested in:

Wesley Smith, an unmarried person

4. The land herein described is encumbered by the following mortgage or Trust Deed, and assignments:

A Deed of Trust to secure an indebtedness of \$80,000.00 and any other amounts as therein provided, payable under the terms, conditions, provisions and stipulations thereof, along with a Planned Unit Development Rider and a Second Home Rider.

Dated: July 2, 2004

Grantor: Wesley Smith, an unmarried person

Trustee: Paige Parker c/o Imhoff and Lynch

Beneficiary: US Bank N.A.

Recorded: July 8, 2004

Instrument No.: 197234

Loan No.: 7884227713

MIN: 100021278842277134

5. The land referred to in this policy is described as follows:

Lot 24 in Block 1 of the Amended Plat of Block 1 and Lots 1-8 in Block 2 of River's Point Subdivision, according to the plat thereof recorded April 7, 1981, as Instrument No. 99804, and amended by Affidavit recorded April 13, 1981, as Instrument No. 99876, records of Boise County, Idaho.

This Policy is invalid unless the cover sheet and Schedule B are attached.