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FOR SALE BY

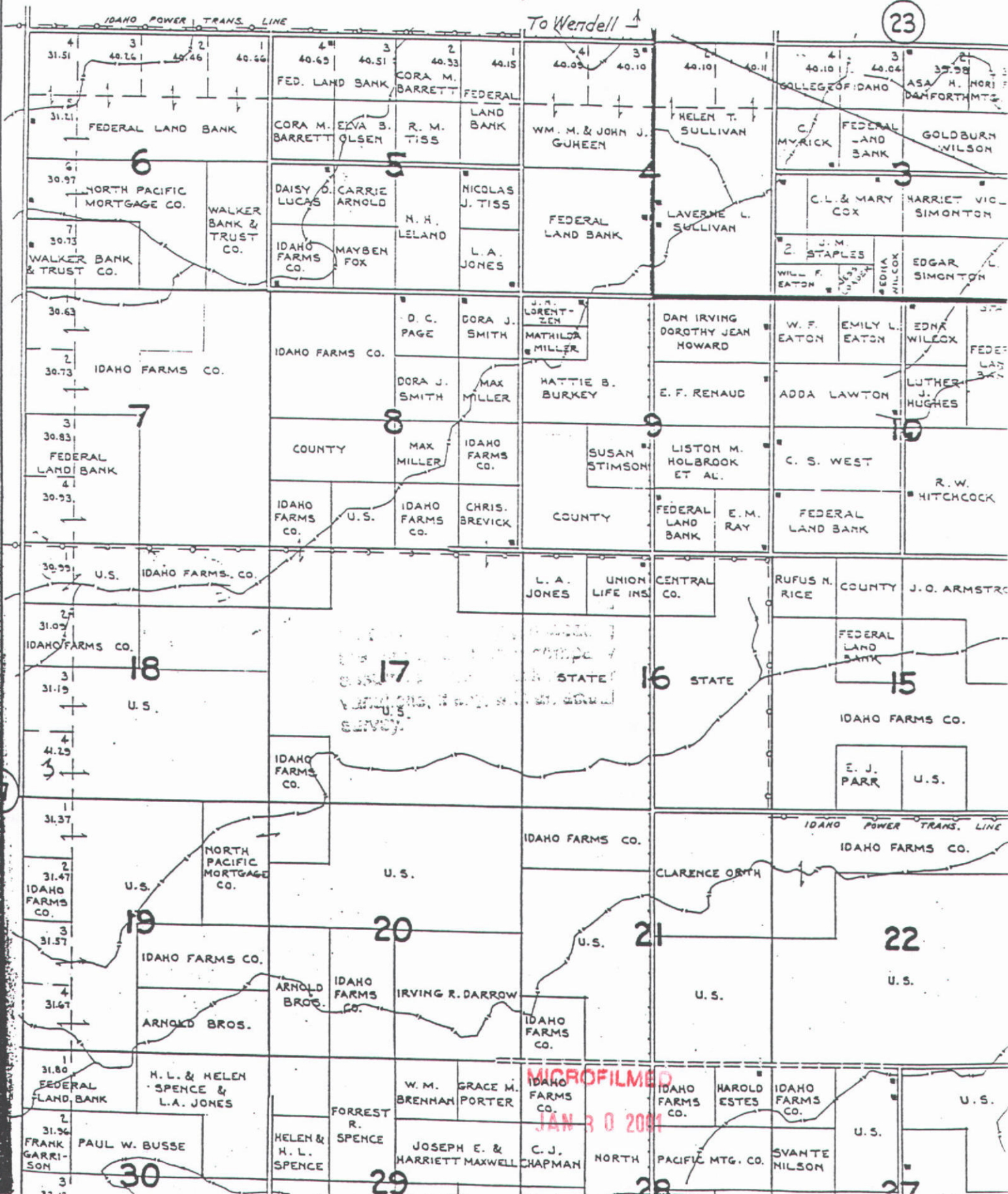
CHAS. F. METSKER

514 S. W. OAK STREET, PORTLAND, OREGON  
111 SOUTH 10TH ST., TACOMA, WASHINGTON  
1020 THIRD AVE., SEATTLE, WASHINGTON

# TOWNSHIP 8 S

## GOODING

(23)



10135 PD

G-29250

RECEIVED

STATE OF IDAHO  
IDAHO DEPARTMENT OF WATER RESOURCES

RECEIVED

NOV 15 2000

## NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

MAY 02 2000

Department of Water Resources  
Southern RegionDepartment 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): 36-07409A, 36-07631A, and 36-10135  
 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 for parcel of ten acres or less. (These are usually attached to your deed or on file with the county.)

OR

C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.

3. Name and Address of Former Owner/Claimant Luis Bettencourt  
181 West 400 North, Jerome ID 83338

4. New Owner/Claimant(s) Hawkins Land Investment  
 Name Connector (Check one): ☐ and ☐ or ☐ and/or  
 New Mailing Address 302 South 230 West  
 City, State and ZIP Code Jerome, ID 83338  
 New Telephone Number (208) 324-4382

5. Date you acquired the property April 28, 2000

6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.

Number of acres you irrigate \_\_\_\_\_ Number and type of stock \_\_\_\_\_

Diversion rate in CFS \_\_\_\_\_ Number of homes \_\_\_\_\_ Other uses \_\_\_\_\_

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.

7. Signature of New Owner or Claimant(s) Wayne Hawkins, Partner Date April 28, 2000

Date April 28, 2000

(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.

MICROFILMED

JAN 30 2001

Instrument # 185614

GOODING GOODING, IDAHO

2000-04-28 04:23:07 No. of Pages: 2

Recorded for : LAND TITLE-JEROME

HELEN EDWARDS

Fee: 6.00

Ex-Officio Recorder Deputy

Index to: DEED, WARRANTY

RECEIVED

MAY 02 2000

Department of Water Resources  
Southern Region**WARRANTY DEED**

FOR VALUE RECEIVED,

LUIS M. BETTENCOURT, a single man, the "Grantor", does hereby grant, bargain, sell and convey unto **HAWKINS LAND INVESTMENT**, an Idaho general partnership, Dean Hawkins and Wayne Hawkins, Partners, whose address is 304 S 230 W, Jerome, Idaho, the "Grantee", the following described premises located in Gooding County, Idaho, to wit:

Township 8 South, Range 15 East, Boise Meridian, Gooding County, Idaho.

Section 7: NE $\frac{1}{4}$ NE $\frac{1}{4}$ , S $\frac{1}{2}$ NE $\frac{1}{4}$ , SE $\frac{1}{4}$ 

Together with all water rights appurtenant thereto, including but not limited to, water rights 36-07409A, 36-07631A, and 36-10135.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, its heirs and assigns forever. The said Grantor does hereby covenant to and with the said Grantee, that he is the owner of said premises; that he will warrant and defend the same from all lawful claims whatsoever, except as herein above specifically provided, and the specific exceptions listed below:

1. 2000 taxes and subsequent years, taxes are an accruing lien, not yet due and payable.
2. Right of way for canals, laterals and waste ditches of the North Side Canal Company, Ltd.
3. Power Line Easement given by A. N. Ambrose, to Idaho Power Company, a corporation, dated April 18, 1972, recorded October 10, 1972 as Instrument Number 42264, Gooding County records, affecting the E $\frac{1}{2}$ NE $\frac{1}{4}$  of Section 7, Township 8 South, Range 15, East Boise Meridian.
4. Power Line Easement given by William C. Davis, President, and Gordon Anderson, Secretary, to Idaho Power Company, a corporation, dated April 25, 1972, recorded October 10, 1972 as Instrument Number 42266, Gooding County records, affecting the E $\frac{1}{2}$ NE $\frac{1}{4}$  of Section 7, Township 8 South, Range 15, East Boise Meridian.
5. Underground Power Line Easement given by Acie Clements and Bonnie Clements, husband and wife, to Idaho Power Company, a corporation, dated March 22,

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WARRANTY DEED - 1

JAN 30 2001

C:\bsb\Docs\Data\Bettencourt\hawkins\WARRDEED

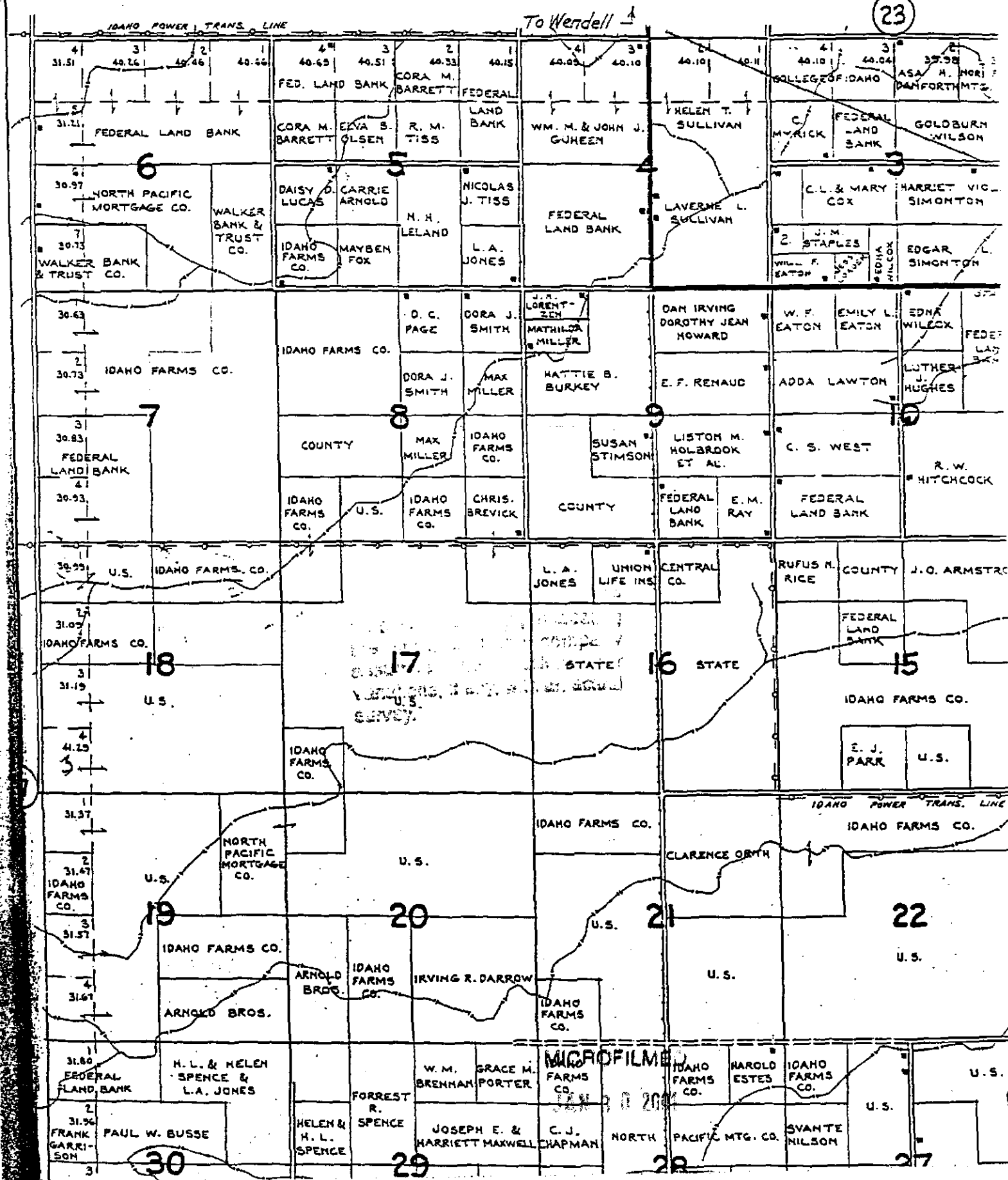


**FOR SALE BY**

514 S. W. OAK STREET, PORTLAND, OREGON  
111 SOUTH 10TH ST., TACOMA, WASHINGTON  
1020 THIRD AVE., SEATTLE, WASHINGTON

**TOWNSHIP 8 S**  
**GOODING E**

(23)



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 )  
Case No. 39576 )  
\_\_\_\_\_ )

PARTIAL DECREE PURSUANT TO 6 PM 12:12  
I.R.C.P. 54(b) FOR

Water Right 36-10135

DISTRICT COURT-SE  
TWIN FALLS COUNTY, IDAHO  
FILED

NAME & ADDRESS: LUIS BETTENCOURT  
MARIA BETTENCOURT  
187 W 400 N  
JEROME ID 83338

SOURCE: GROUNDWATER

QUANTITY: 0.04 CFS

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

PRIORITY DATE: 01/01/1976

POINT OF DIVERSION: T08S R15E S07 NESENE Within GOODING County

| PURPOSE AND<br>PERIOD OF USE: | PURPOSE OF USE  | PERIOD OF USE | QUANTITY |
|-------------------------------|-----------------|---------------|----------|
|                               | STOCKWATER      | 01-01 12-31   | 0.02 CFS |
|                               | DOMESTIC 1 HOME | 01-01 12-31   | 0.04 CFS |

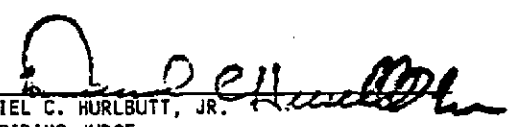
PLACE OF USE: STOCKWATER Within GOODING County  
T08S R15E S07 SENE

DOMESTIC Within GOODING County  
T08S R15E S07 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.

DATED: Jan. 6, 1997

  
DANIEL C. HURLBUTT, JR.  
PRESIDING JUDGE  
Snake River Basin Adjudication

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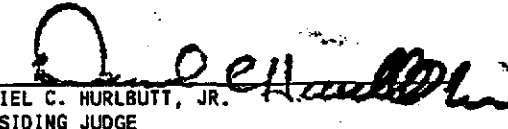
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JAN 30 2001  
RULE 54(b) CERTIFICATE

MAY 22 1997

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.

DATED: Jan. 6, 1997

  
DANIEL C. HURLBUTT, JR.  
PRESIDING JUDGE  
Snake River Basin Adjudication

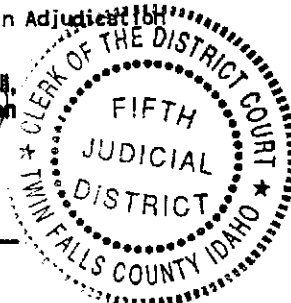
State of Idaho  
County of Twin Falls ss.

I hereby certify the foregoing to be a full,  
true and correct copy of the original on  
file in the above entitled action.

ROBERT S. FORT  
CLERK OF THE DISTRICT COURT

By   
DEPUTY CLERK

PARTIAL DECREE PURSUANT TO I.R.C.P. 54(b)  
Water Right 36-10135





State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

DIRK KEMPTHORNE  
GOVERNOR

KARL J. DREHER  
DIRECTOR

November 30, 2000

HAWKINS LAND INVESTMENT  
302 S 230 W  
JEROME ID 83338

RE: Change of Ownership for Water Right 36-10135

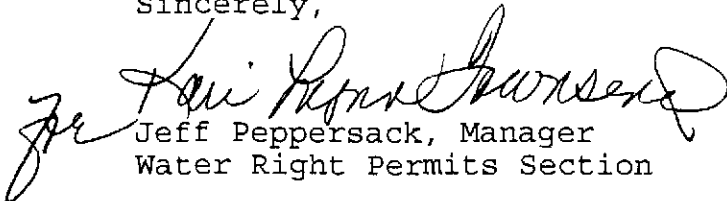
Dear Water Right Holder(s):

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.

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 the department if you have questions.

Sincerely,

A handwritten signature in cursive script, appearing to read 'Jeff Peppersack', written over the typed name and title.

Jeff Peppersack, Manager  
Water Right Permits Section

JP:klt

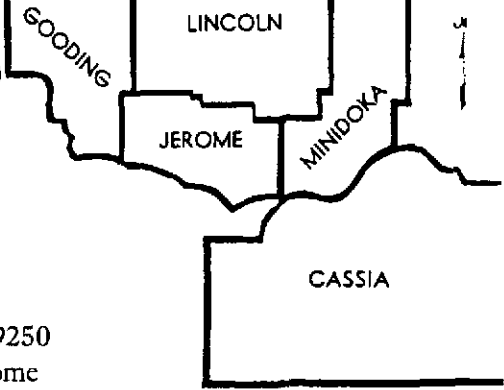
Enclosure

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JAN 30 2001

# Land Title and Escrow, Inc.

A FULL SERVICE TITLE COMPANY



REFER TO: J-29250  
OFFICE: Jerome

May 1, 2000

IDWR Southern Region  
1341 Fillmore Street, Suite 200  
Twin Falls, ID 83301

**RECEIVED**

**MAY 02 2000**

Department of Water Resources  
Southern Region

RE: BETTENCOURT/HAWKINS LAND INVESTMENT

To Whom It May Concern:

In connection with the above referenced file, enclosed herewith you will find the following:

1. Notice of Change of Water Right Ownership.
2. Copy of Warranty Deed recorded April 28, 2000 as Instrument No. 185614 under Gooding County Records.
3. Plat Map.

As always, thank you for your assistance! Should you have any questions regarding this matter, do not hesitate to contact our office at 208-324-3357.

Very truly yours,  
LAND TITLE AND ESCROW, INC.

A handwritten signature in cursive script, appearing to read "Jenni Stippich".

Jenni Stippich  
Escrow Department

Enclosures

**MICROFILMED**

**JAN 30 2001**

BOX 177, BURLEY, IDAHO 83318  
PHONE 678-3524 - FAX 678-4435

BOX 349, JEROME, IDAHO 83338  
PHONE 324-3357 - FAX 324-8961

BOX 473, GOODING, IDAHO 83330  
PHONE 934-8477 - FAX 934-5890

BOX 111, RUPERT, IDAHO 83350  
PHONE 436-0808 - FAX 436-1199