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STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES

RECEIVED

NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP JUN 04 1998

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

~~Department of Water Resources~~
~~Southern Region~~

1. Water Right No(s).: 36-02315A thru E, 36-07399
B, C, D,
 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 Idaho Youth Ranch
PO Box 534, Rupert, ID 83350
TAMARA HARMAN
4. New Owner/Claimant(s) Kentia & Jack H. Harman SHELLEY HARMAN
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
 New Mailing Address 1500 N 461-AE
 City, State and ZIP Code Rupert, ID 83350
 New Telephone Number (208) 532-4568

5. Date you acquired the property January 1993

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) Jack H. Harman
 (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.

INSTRUCTIONS

This form has been prepared to assist new owners of property to comply with the requirements of Sections 42-248 and 42-1409(6), Idaho Code. Section 42-248 requires certain property holders to notify the Department of Water Resources (IDWR) of any change in mailing address or ownership of all or part of a water right record on file with IDWR. Section 42-1409(6) provides that new property owners must notify IDWR of any change in ownership of a water right during an adjudication of water rights. Required claims may be filed by a new owner.

Separate brochures are available from IDWR describing the adjudication of water rights and the requirement to notify IDWR of changes in ownership. Please contact your nearest IDWR office, or call 1-800-451-4129, if you would like more information or need help completing this form. Please attach additional sheets to the form if you require additional space to describe or explain any of the items on the form.

1. If there are water rights associated with the property, the seller should be able to provide you with the water right or adjudication claim number(s). Please enter these number(s) at Item 1. If you or the seller believes there are water rights for the property but the numbers are unknown, you may wish to contact IDWR for assistance in identifying the water rights for the property in question. If claims for the rights are required, and have not been filed, IDWR will so advise you.
2. The information described at Item 2 is required, since IDWR cannot process the requested change without documentation of ownership. The preferred types of documentation are shown; contact IDWR if you have difficulty obtaining this information. Do not obtain a new survey for purposes of this form before contacting IDWR.
3. Please provide the name and address of the former owner of the water right and/or adjudication claim at Item 3.
4. The name, mailing address, and telephone number of the new owner(s) is entered at Item 4. Please indicate the relationship between multiple owners by using the connector 'and', 'or', or 'and/or'. If an 'and' is used, all parties must sign this form. If an 'and/or' or 'or' is used, all parties may sign. However, only one of the named parties is required to sign.
5. At Item 5, please provide the date the property in question was acquired. This may be the date of "closing" in the case of a real estate transaction or the date of court order for other types of ownership changes.
6. You may be purchasing only a portion of the total water right held by the seller. This means the water right held by the seller may be "split" to provide your share of the right in question. Be sure to include a description of the portion of the water right you have purchased at Item 6.

Please provide as much detail as possible concerning your water right: include the number of homes, irrigated acreage if more than 1/2 acre is irrigated, type and number of stock if your right is for stockwater, etc. In the absence of information to the contrary, IDWR will assume the intent is to split the rights *proportionately*.

7. The new owner(s) must sign the form in the space(s) provided at Item 7. Corporations and other organizations must submit a list of directors or officers demonstrating the authority of the director or officer to sign the form.
8. There is no filing fee. When complete, you should retain a copy and return the original of the form to the IDWR office nearest you:

IDWR Western Region
2735 Airport Way
Boise, ID 83705-5082
(208) 334-2190

IDWR Southern Region
1341 Fillmore St., Suite 200
Twin Falls, ID 83301-3380
(208) 736-3033

IDWR Northern Region
1910 Northwest Blvd., Suite 210
Coeur d'Alene, ID 83814-2615
(208) 769-1450

IDWR Eastern Region
900 N. Skyline Dr., Suite A
Idaho Falls, ID 83402-1718
(208) 525-7161

COPYWARRANTY DEED

FOR VALUE RECEIVED, IDAHO YOUTH RANCH, INC., a corporation, the Grantor, does hereby grant, bargain, sell and convey under JACK M. HARMAN and SHELLEY HARMAN, husband and wife, and KENT M. HARMAN and TAMARA HARMAN, husband and wife, the Grantees, whose current address is 518 E. 1400 N., Rupert, Idaho 83350, the following-described premises in Minidoka County, Idaho, to wit:

See Exhibit "A" attached hereto and made a party hereof as though fully set forth herein

Together with all appurtenances and fixtures thereunto belonging, including all water rights represented by licenses or permits appurtenant thereto.

TO HAVE AND TO HOLD the said premises with their appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantor does hereby covenant to and with the Grantees that it is the owner in fee of said premises, that said premises are free from all encumbrances, and that it will warrant and defend the same from all lawful claims whatsoever.

DATED this 4th day of January, 1996.

IDAHO YOUTH RANCH, INC.

By: [Signature]
Its: President

WARRANTY DEED

- 1 -

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96 JUN 5 09 57
MINIDOKA COUNTY, IDAHO
DUANE SMITH, RECORDER
FEE 18 DEPUTY

RECORDED AT REQUEST OF
Land Title-Rupert
FILM NO. _____

421755

STATE OF IDAHO)
) ss.
County of Minidoka)

On this 4th day of January, 1996, before me, the undersigned, a Notary Public in and for said State, personally appeared Michael G. JONES, the PRESIDENT of Idaho Youth Ranch, Inc., known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same on behalf of said corporation.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal, the day and year in this certificate first above written.

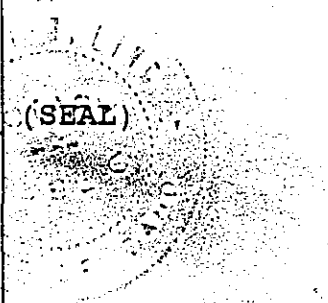

Barbara J. King
Notary Public for Idaho
Residing at: Rupert, Idaho
My commission expires: 10/30/2000

EXHIBIT "A"

Legal Description of Subject Property

PARCEL 1

The West ½ of Section 13 and ALL of Section 14 of T. 7 S., R. 24 E., B.M.

The West ½ of Section 24 of T. 7 S., R. 24 E., B.M.

The SE ¼ of Section 24 of T. 7 S., R. 24 E., B.M.

All of Section 25, of T. 7 S., R. 24 E., B.M. except that portion of Section 25 lying South of Idaho State Highway no. 24. And all that part of Section 36 of T. 7 S., R. 24 E., B.M. lying North of the Union Pacific Railroad right-of-way, excepting that portion of Section 25 and 36 more particularly described as follows:

Beginning at the NE corner of Section 36 of T. 7 S., R. 24 E., B.M. said corner marked by a 5/8" rebar (formerly P.K. Nail) which shall be the Point of Beginning;

Thence S 0°05'30" W along section line for 556.51 feet to a P.K. Nail on the north right of way of the Union Pacific Railroad right of way;

Thence N 73°04'18" W along said railroad right of way for 1388.06 feet to a ½" rebar;

Thence N 0°08'46" E for 324.43 feet to a ½" rebar;

Thence N 90°00'00" E for 1327.98 feet to a P.K. Nail on section line;

Thence S 0°00'00" E along section line for 172.09 feet to the Point of Beginning.

PARCEL 2

Part of the NE ¼ of Section 24 of Township 7 South, Range 24 East of the Boise Meridian, Minidoka County, State of Idaho.

Beginning at the NE corner of Section 24 of T. 7 S., R. 24 E., B.M. said corner marked by a brass cap; Thence S 0°09'28" W along section line for 2427.39 feet to a ½" rebar which shall be the Point of Beginning

Thence S 0°09'28" W along section line for 200.00 feet to a 5/8" rebar at the East ¼ section corner of Section 24;
Thence S 89°47'37" W along the ¼ section line for 2636.03 feet to a 5/8" rebar at the center ¼ section corner of Section 24;
Thence N 0°04'10" E along the west line of the NE¼ for 200.00 feet to a ½" rebar;
Thence N 89°47'37" E for 2636.34 feet to the Point of Beginning.

WELL PROPERTY

Beginning at the NE corner of Section 24 of T. 7 S., R. 24 E., B.M. said corner marked by a brass cap; Thence S 0°09'28" W along section line for 249.44 feet to a point; Thence S 89°27'34" W for 588.84 feet to a ½" rebar; Thence S 73°51'44" W for 321.58 feet to a ½" rebar; Thence S 34°37'04" W for 497.30 feet to a ½" rebar; Thence S 8°57'48" E for 188.57 feet to a ½" rebar; Thence N 89°50'32" W for 116.60 feet to the Point of Beginning;

Thence S 0°09'28" W for 109.50 feet to a point;
Thence N 89°50'32" W for 208.72 feet to a point;
Thence N 0°09'28" E for 208.72 feet to a point;
Thence S 89°50'32" E for 208.72 feet to a point;
Thence S 0°09'28" W for 99.22 feet to the Point of Beginning.

ACCESS ROAD EASEMENT

TOGETHER WITH an easement for ingress and egress over and across the following property:

Beginning at the NE corner of Section 24 of T. 7 S., R. 24 E., B.M. said corner marked by a brass cap; Thence S 0°09'28" W along section line for 249.44 feet to the Point of Beginning;

Thence S 0°09'28" W along section line for 25.00 feet to a point;
Thence S 89°27'34" W for 585.11 feet to a point;
Thence S 73°51'44" W for 309.25 feet to a point;
Thence S 34°39'04" W for 478.39 feet to a point;
Thence S 8°57'48" E for 207.90 feet to a point;
Thence N 89°50'32" W for 145.93 feet to a point;
Thence N 0°09'28" E for 25.00 feet to a point;
Thence S 89°50'32" E for 116.60 feet to a ½" rebar;
Thence N 8°57'48" W for 188.57 feet to a ½" rebar;
Thence N 34°39'04" E for 497.30 feet to a ½" rebar;

Thence N 73°51'44" E for 321.58 feet to a ½" rebar;
Thence N 89°27'34" E for 588.84 feet to the Point of Beginning.

PIPELINE EASEMENT NO. 1

TOGETHER WITH an easement for the purpose of installing and maintaining irrigation lines and equipment over and across the following property:

Beginning at the NE corner of Section 24 of T. 7 S., R. 24 E., B.M. said corner marked by a brass cap; Thence S 0°09'28" W along section line for 249.44 feet to a point; Thence S 89°27'34" W for 588.84 feet to a ½" rebar; Thence S 73°51'44" W for 321.58 feet to a ½" rebar; Thence S 34°39'04" W for 497.30 feet to a ½" rebar; Thence S 8°57'48" E for 188.57 feet to a ½" rebar; Thence N 89°50'32" W for 116.60 feet to a point; Thence S 0°09'28" W for 109.50 feet to a point; Thence N 89°50'32" W for 52.15 feet to the Point of Beginning;

Thence S 0°05'18" W for 1383.35 feet to a point;
Thence S 89°47'37" W for 25.00 feet to a point;
Thence N 0°05'18" E for 1383.51 feet to a point;
Thence S 89°50'32" E for 25.00 feet to the Point of Beginning.

PIPELINE EASEMENT NO. 2

TOGETHER WITH an easement for the purpose of installing and maintaining irrigation lines and equipment over and across the following property:

Beginning at the NE corner of Section 24 of T. 7 S., R. 24 E., B.M. said corner marked by a brass cap; Thence S 0°09'28" W along section line for 249.44 feet to a point; Thence S 89°27'34" W for 588.84 feet to a ½" rebar; Thence S 73°51'44" W for 321.58 feet to a ½" rebar; Thence S 34°39'04" W for 497.30 feet to a ½" rebar; Thence S 8°57'48" E for 188.57 feet to a ½" rebar; Thence N 89°50'32" W for 116.60 feet to a point; Thence N 0°09'28" E for 99.22 feet to a point; Thence N 89°50'32" W for 53.02 feet to the Point of Beginning;

Thence N 89°50'32" W for 25.00 feet to a point;
Thence N 0°13'51" W for 57.44 feet to a point;
Thence S 87°15'02" W for 395.19 feet to a point;
Thence S 74°56'13" W for 243.43 feet to a point;
Thence N 89°08'47" W for 665.00 feet to a point on the west line of the NE ¼;
Thence N 0°04'10" E along the west line of the NE ¼ for 25.00 feet to a point;
Thence S 89°08'47" E for 661.85 feet to a point;
Thence N 74°56'13" E for 242.63 feet to a point;

Thence N $87^{\circ}15'02''$ E for 424.01 feet to a point;
Thence S $0^{\circ}13'51''$ E for 83.73 feet to the Point of Beginning.

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)

Water Right 36-02315A

ORDER AMENDING IRRIGATION PERIOD OF USE ELEMENT
IN PARTIAL DECREE AND INCORPORATING INTO PARTIAL
DECREE AN EXPRESS STATEMENT REGARDING GENERAL
PROVISIONS, *NUNC PRO TUNC*

A *Partial Decree* was entered for the above-captioned irrigation water right on January 15, 1998. The period of use element was decreed as "irrigation season." In *A&B Irrigation Dist. v. Idaho Conservation League*, 131 Idaho 411, 423, 958 P.2d 568, 580 (1998), the Idaho Supreme Court remanded with the directive to include specific dates for the period of use element. Following remand, IDWR filed a *Supplemental Director's Report, Reporting Area 3, IDWR Basin 36, Regarding Revision of Period of use (For Irrigation Water Uses) and Conjunctive Management General Provisions*, which included an irrigation period of use recommendation for this water right. No objections were filed to this recommendation and the time period for filing objections has now expired.

THEREFORE, IT IS ORDERED that the period of use for the irrigation element of the above-captioned water right is hereby amended and decreed as:

PERIOD OF USE: 04-01 10-31

THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS EARLY AS MARCH 15 AND MAY CONTINUE TO AS LATE AS NOVEMBER 15, PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE OF WATER BEFORE APRIL 1 AND AFTER OCTOBER 31 UNDER THIS REMARK IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO SUBORDINATED EARLY OR LATE IRRIGATION USE AND A PRIORITY DATE EARLIER THAN THE DATE A PARTIAL DECREE IS ENTERED FOR THIS RIGHT.***

IT IS FURTHER ORDERED that the *Partial Decree* for the above-captioned water right is hereby amended and decreed to contain the following:

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the court at a point in time no later than the entry of a final unified decree. I.C. section 42-1412(6).

This order is being entered *nunc pro tunc* as of the date the *Partial Decree* was issued and is not intended to modify any subsequent administrative changes for the water right, if any, which occurred following entry of the *Partial Decree*.

RULE 54(b) CERTIFICATE

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 August 27, 2001

Roger Burdick
ROGER BURDICK
Presiding Judge
Snake River Basin Adjudication

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OCT 07 2003

District Court
Snake River Basin Adjudication
PO Box 2707
Twin Falls, ID 83303-2707

Important Information About Your Water Right

August 27, 2001

HARMAN LAND RANCH
IDAHO YOUTH RANCH INC
1475 N 475 E
RUPERT, ID 83350

Dear Water Right Claimant(s):

The reverse side of this letter contains a copy of an ***Order Amending Irrigation Period of Use Element in Partial Decree and Incorporating into Partial Decree An Express Statment Regarding General Provisions, Nunc Pro Tunc*** (hereinafter "***Order***") for water right number 36-02315A. According to Idaho Department of Water Resources (IDWR) records, you are the current owner of this water right. If you are not the current owner, please contact IDWR immediately at:

Idaho Department of Water Resources
1301 North Orchard
Boise, ID 83706
800-451-4129

The Purpose of the ***Order*** is to set forth beginning and ending dates for the irrigation period of use for this water right. As stated in the face of the ***Order***, this action was necessary following the decision of the Idaho Supreme Court in *A&B Irrigation Dist. v. Idaho Conservation League*, 131 Idaho 411, 423, 958 P.2d 568, 580 (1998). This ***Order*** also incorporates into the ***Partial Decree*** an express statement that the ***Partial Decree*** is subject to such general provisions necessary for the definition or for the efficient administration of the water right. This express statement is necessary to comply with the requirements of Idaho Code section 42-1412(6). This ***Order*** in combination with the ***Partial Decree*** that was issued for this water right on January 15, 1998, sets forth all of the elements of your water right. The Snake River Basin Adjudication (SRBA) Court suggests that you keep this document in a safe location together with a copy of the ***Partial Decree*** to show evidence of the water right. The original of this ***Order*** and the original of the ***Partial Decree*** for this water right are on file with SRBA Court. If you do not have a copy of the original ***Partial Decree***, one can be obtained by contacting the SRBA Court at (208) 736-3011. Please note that the ***Order*** is entered ***Nunc Pro Tunc***, meaning that the ***Order*** will be treated as if it were issued the same date that the ***Partial Decree*** was originally issued.

Sincerely,



Diana Delaney
Case Administrator

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SEP 8 7 2003

In Re SRBA)
)
Case No. 39576)
)

Water Right 36-02315A

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NWSW 16
SENW 40

as provided by the Idaho Appellate Rules.

[Handwritten signature]

oct 17 2007



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

October 7, 2003

JACK M & SHELLEY HARMAN
KENT M & TAMARA HARMAN
461A E 1500 N
RUPERT ID 83350

RE: Change of Ownership for Water Rights 36-2315A, C, D, E and 36-7399

Dear Water Right Holder(s):

The department acknowledges receipt of correspondence changing ownership of the above referenced water rights to you. The department has modified its records to reflect the changes in ownership and has enclosed computer-generated reports 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 this office if you have any questions regarding this matter.

Sincerely,


for Jeff Peppersack, Manager
Water Right Permits Section

JP:klt

Enclosures

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OCT 07 2003