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NOV - 8 2004

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

DEPARTMENT OF
WATER RESOURCES

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
<u>35-2285A</u>					

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OCT 28 2004

Department of Water Resources
Eastern Region

2. The following **REQUIRED** information must be submitted with this form:

- A. The appropriate **FILING FEE**. See instructions for fee amounts. \$25-
- 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)

Lynette D Williams and Robert E Williams
2951 Borah RD American Falls, ID 83211

4. New Owner/Claimant(s)

Jason^{*} or Jennifer^L Kress or Thomas^A Kress

Name Connector (Check one): ☒ and, ☒ or, ☐ and/or

New Mailing Address

525 Shaw Flake St

City, State and ZIP Code

American Falls, ID 83211

New Telephone Number

(208) 226-9907

5. Date you acquired the property

4/1/04

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) Jacee Ann Johnson
(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>JC</u>	Date <u>10-28-04</u>	Fee <u>\$25-</u>
Received by <u>JC</u>	Date <u>10-28-04</u>	Receipt No. <u>E 030375</u>
Processed by <u>AJ</u>	Date _____	WR _____ Date _____

NTC 2004138
When recorded mail to:
Jason H. Kress

Instrument # 184647
POWER COUNTY, IDAHO
2004-03-31 04:53:05 No. of Pages: 2
Recorded for : NORTHERN TITLE
CHRISTINE STENLICHT Fee: 6.00
Ex-Officio Recorder Deputy *[Signature]*

SPECIAL WARRANTY DEED

U.S. Bank National Association, successor by merger to U.S. Bank Trust National Association f/k/a First Trust National Association ("U.S. Bank"), a national banking association organized and existing under the laws of the United States of America, 60 Livingston Avenue, 3rd Floor, St. Paul, MN 55107,

Grantor,

[Handwritten initials: JK, JK, JK]
hereby Conveys and Warrants against all claiming by, through or under to * a single man
Jason H. Kress and Jennifer L. Kress, husband and wife and Thomas A. Kress, Grantee

of, for the sum of TEN DOLLARS AND OTHER GOOD AND VALUABLE CONSIDERATION, the following described tract of land in , State of Idaho:

See Attached Exhibit "A"

Subject to easements, restrictions and rights of way of record, and taxes for the year 2004 and thereafter.

The officers who sign this deed hereby certify that this deed and the transfer represented thereby was duly authorized under a resolution duly adopted by the board of directors of the grantor at a lawful meeting duly held and attended by a quorum.

In witness whereof, the grantor has executed this instrument by its duly authorized officer(s) this .

U.S. Bank National Association, as Custodian/Trustee

By: *[Signature]*
Rodney Avey, Vice President of ZIONS FIRST
NATIONAL BANK, its Attorney-in-Fact

State of Iowa

County of Story

On 29th day of March, personally appeared before me, Rodney Avey, who being be my duly sworn did say, that he is the Vice President of Zions First National Bank, and that he is the attorney-in-fact of U.S. Bank National Association, as Custodian/Trustee, and that said instrument was signed on behalf of said association, by authority, and said Rodney Avey, acknowledged to me that he as such attorney-in-fact executed the same.

Pattilee R. Frei
Notary Public for the State of
Residing at Boone, IA
Expires: June 15, 2004



1/2

"EXHIBIT A"

Township 7 South, Range 30 East Boise Meridian, Power County, Idaho

Section 36: E1/2NW1/4, W1/2NE1/4, Lots 1, 2, 3 and 6

Except all that portion of Lots 3 and 6 lying South of the County road

Also except from Lot 2; beginning 263 feet North of the Southeast corner of Lot 2; thence West 200 feet; thence North 242 feet; thence East 200 feet; thence South 242 feet to the point of beginning

Also except a parcel of land in the NE1/4NE1/4 of Section 36, Township 7 South, Range 30 East of the Boise Meridian, Power County, Idaho, described as follows:

Commencing at the Northeast corner of said Section 36, which is monumented with a 5/8" rebar with an aluminum cap stamped PLS 843; thence South 00°09'46" East, along the East line of said Section, a distance of 749.41 feet to the true point of beginning; thence South 00°09'46" East, continuing along said East line a distance of 336.80 feet; thence South 89°50'14" West a distance of 30.00 feet to a point on the Westerly right-of-way of Borah Road and monumented with a 1/2" rebar with a plastic cap stamped PE/LS 2341; thence continuing South 89°50'14" West a distance of 388.00 feet to a 1/2" rebar with a plastic cap labeled PE/LS 2341; thence North 00°09'46" West a distance of 336.80 feet to a 1/2" rebar with a plastic cap labeled PE/LS 2341; thence North 89°50'14" East a distance of 388.00 feet to a point on the Westerly right-of-way of Borah Road and monumented with a 1/2" rebar with a plastic cap labeled PE/LS 2341; thence continuing North 89°50'14" East a distance of 30.00 feet to the true point of beginning

Point of Diversion:

NW 1/4 NW 1/4 L+6 Sec 31 T5 S R 31 E

Power County

2/2

160 178

270

R RANCHES

T.N. 186

T.N. 189

T.N. 192

T.N. 254

T.N. 254

19.6

9

34.40

U.S.B.R.

19.63

POWER

COUNTY

IMPLEMENT

& BOWLER

RANCHES

12

49.30

STATE

U.S.B.R.

T.N.-312

30.05

36

30

31.43

19.59

Pt of diversion

Donald
Steve
Benson

30.13

2

19.85

7

8

28.62

IDAHO

POWER

CO.

20.30

3

T.N.

95

PACIFIC

STATE

BAR

GAM

5
18.77

0
12
6

Koonce Bros.

Lamb Weston Rd.

T-316

3-
33.3

4-
6.3

5-
36.1

#1204

Trish Ranches Inc.

Sec 36

T7S R30E

13-
114.2

14-
1.0

15-
14.3

16-
3.0

30

31

T-315

* Point of
Diversion

NE 1/4
37.8

Fish Hatchery

U.P.R.R.

T-316	①	3.7	+
	2	18.2	+
	3	33.3	+
	4	6.3	+
	5	36.1	+
	⑥	56.6	+
	7	81.6	+
	⑧	6.4	+
	9	8.8	+

0009