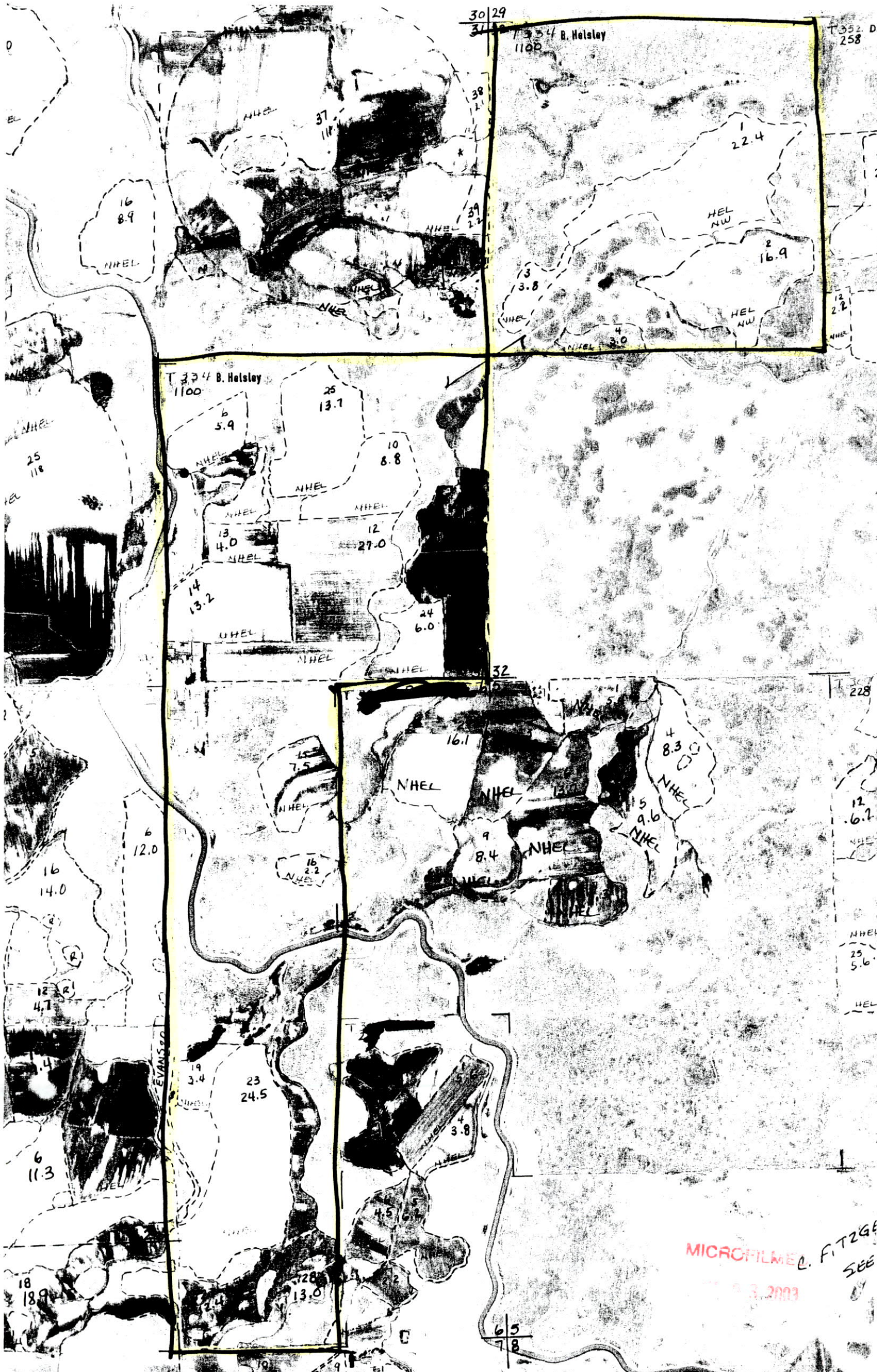




MICROFILMED. FITZGER
SEE
9 3 2003

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JUL 21 2003

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JUL 18 2003

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

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
37-10330					

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) LeRoy Rapp
c/o Bruce Helsely
4. New Owner/Claimant(s) Bruce Helsley and Janice Helsley
Name Connector (Check one): ☒ and, ☐ or, ☐ and/or
- New Mailing Address 376 W. 620 N.
- City, State and ZIP Code Shoshone, ID 83352
- New Telephone Number ()
- Date you acquired the property July 2003

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6. If the change in ownership affects 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) Bruce Helsley
(include title if applicable) Bruce Helsley
Janice Helsley
Janice Helsley

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>[Signature]</u>	Date <u>7/14/03</u>	Fee <u>25.00</u>	MICROFILMED SEP 23 2003
Received by <u>[Signature]</u>	Date <u>7/18/03</u>	Receipt No. <u>5025989</u>	
Processed by <u>[Signature]</u>	Date <u>7/18/03</u>	WR _____ Date _____	

WARRANTY DEED

#GL-04577

For Value Received

LeRoy M. Rapp, also known as Roy M. Rapp and Norma Helsley Rapp, husband and wife

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto

Bruce Helsley and Janice Helsley, husband and wife

Address: 376 W. 620 N., Shoshone, ID 83352

Hereinafter called the Grantee, the following described premises situated in Lincoln County, Idaho, to-wit:

Parcel No. 1:

TOWNSHIP 4 SOUTH, RANGE 17 EAST OF THE BOISE MERIDIAN, LINCOLN COUNTY, IDAHO

Section 31: SE $\frac{1}{4}$

Parcel No. 2:

TOWNSHIP 4 SOUTH, RANGE 17 EAST OF THE BOISE MERIDIAN, LINCOLN COUNTY, IDAHO

Section 32: NW $\frac{1}{4}$

Parcel No. 3:

TOWNSHIP 5 SOUTH, RANGE 17 EAST OF THE BOISE MERIDIAN, LINCOLN COUNTY, IDAHO

Section 6: Lot 2; SW $\frac{1}{4}$ NE $\frac{1}{4}$ and that part of the SE $\frac{1}{4}$ NE $\frac{1}{4}$ lying South of the American Falls Canal.

Parcel No. 4:

TOWNSHIP 5 SOUTH, RANGE 17 EAST OF THE BOISE MERIDIAN, LINCOLN COUNTY, IDAHO

Section 6: W $\frac{1}{2}$ SE $\frac{1}{4}$

SUBJECT TO:

All reservations in patents or deeds in the chain of title.

Taxes for 2003 and subsequent years, taxes are an accruing lien, not yet due or payable.

Assessments of the American Falls Reservoir District No. 2 and the rights and powers of said District as by law provided.

Assessments of the Big Wood Canal Company and the rights and powers of said Company as by law provided.

Right of way for canals, laterals and waste ditches of Big Wood Canal Company.

Reservations set forth in Patent by and between Bureau of Land Management, as Grantor, and Roy M. Rapp, as Grantee, dated March 16, 1960, recorded November 3, 1965, as Instrument Number 117544, Lincoln County records. (Parcel No. 2)

Reservations set forth in Patent by and between Bureau of Land Management, as Grantor, and LeRoy M. Rapp, as Grantee, dated December 28, 1966, recorded January 3, 1967, as Instrument Number 119279, Lincoln County records. (Parcel No. 3)

Reservations set forth in Patent by and between State of Idaho, as Grantor, and Norma Helsley Rapp, as Grantee, dated January 9, 1989, recorded August 2, 1989, as Instrument Number 153265, Lincoln County records. (Parcel No. 4)

Power Line Easement given by Bruce Helsey and Janice Helsey to Idaho Power Company, a corporation, dated May 24, 1983, recorded August 19, 1983 as Instrument Number 144941, Lincoln County records, affecting a parcel located in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec 6, TWP 5 S, R17 East, B.M. Lincoln County, Idaho. (Parcel No. 4)

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Power Line Easement given by Charles E. Gardner and Mary J. Gardner to Idaho Power Company, a corporation, dated May 24, 1983, recorded August 19, 1983 as Instrument Number 144942, Lincoln County records, affecting a parcel located in the SW¼SE¼ and SE¼SE¼ Sec 6 TWP 5 S, R17 East, B.M. Lincoln County, Idaho. (Parcel No. 4)

6.4
8.4
TOGETHER WITH all water and water rights, ditches and ditch rights used thereon or appurtenant thereto including but not limited to 162.0 Shares of Capital Stock of the Big Wood Canal Company and any licenses with the State of Idaho.

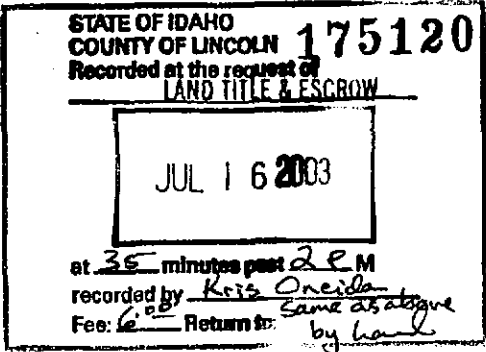
TO HAVE AND TO HOLD, the said premises, with their appurtenances unto the said Grantee and to the successors heirs and assigns of the Grantee forever. The Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that they are free from all incumbrances except as above described and that Grantor will warrant and defend the same from all lawful claims whatsoever.

Dated: July 9, 2003

LeRoy M. Rapp
LeRoy M. Rapp

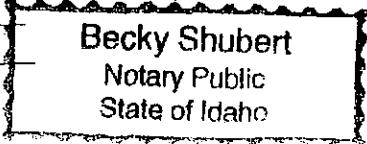
Norma Helsley Rapp
Norma Helsley Rapp

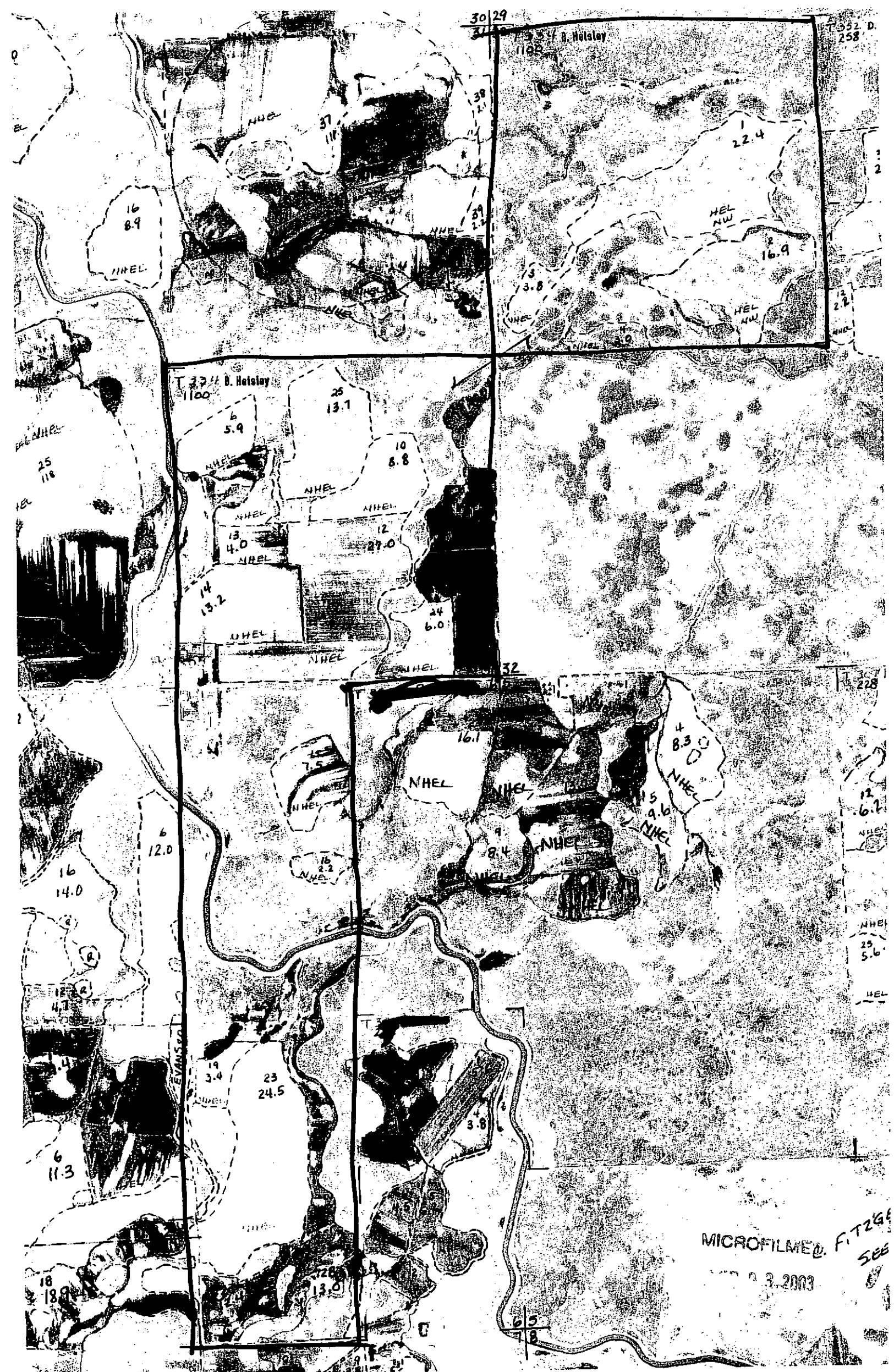
STATE OF IDAHO)
) ss.
COUNTY OF Gooding)



On this 16th day of **July, 2003**, before me, the undersigned, a Notary Public in and for said State, personally appeared **LeRoy M. Rapp and Norma Helsley Rapp**, known or identified to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

Becky Shubert
Notary Public
Residing at: Wendell, ID
My Commission expires: 12-23-05





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)
) PARTIAL DECREE PURSUANT TO
) I.R.C.P. 54(b) FOR
Case No. 39576)
) Water Right 37-10330

NAME AND ADDRESS: LEROY RAPP
C/O BRUCE HELSLEY
376 W 620 N
SHOSHONE, ID 83352

BRUCE HELSLEY
376 W 620 N
SHOSHONE, ID 83352

SOURCE: GROUNDWATER

QUANTITY: 0.09 CFS

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

PRIORITY DATE: 06/01/1950

POINT OF DIVERSION: T04S R17E S31 SWSWSE Within Lincoln County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Domestic 1 HOME	01-01 TO 12-31	0.02 CFS
	Stockwater	01-01 TO 12-31	0.09 CFS

PLACE OF USE:	Stockwater		Within Gooding County
	T04S R17E S31	SWSE	
	Domestic		Within Gooding County
	T04S R17E S31	SWSE	

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.
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).

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.

Roger Burdick

Roger Burdick
Presiding Judge of the
Snake River Basin Adjudication

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SEP 03 2003

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
I.R.C.P. 54(b) FOR
Water Right 37-10330

NAME AND ADDRESS: BRUCE HELSLEY
376 W 620 N
SHOSHONE, ID 83352

LEROEY RAPP
C/O BRUCE HELSLEY
376 W 620 N
SHOSHONE, ID 83352

SOURCE: GROUNDWATER

QUANTITY: 0.09 CFS

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

PRIORITY DATE: 06/01/1950

POINT OF DIVERSION: T04S R17E S31 SWSWSE Within Lincoln County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Domestic 1 HOME	01-01 TO 12-31	0.02 CFS
	Stockwater	01-01 TO 12-31	0.09 CFS

PLACE OF USE: Stockwater Within Gooding County
T04S R17E S31 SWSE

Domestic Within Gooding County
T04S R17E S31 SWSE

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.
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
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Roger Burdick
Presiding Judge of the
Snake River Basin Adjudication

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SEP 03 2003



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

July 23, 2003

BRUCE HELSLEY
JANICE HELSLEY
376 W 620 N
SHOSHONE ID 83352

RE: Change of Ownership for Water Right 37-10330 and 37-10331

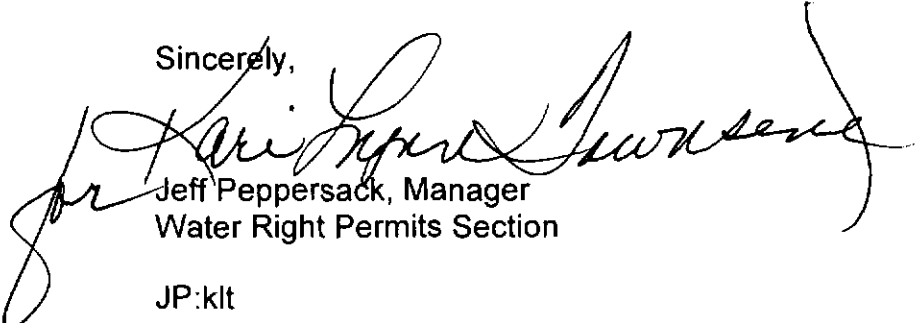
Dear Water Right Holder(s):

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,



Jeff Peppersack, Manager
Water Right Permits Section

JP:klt

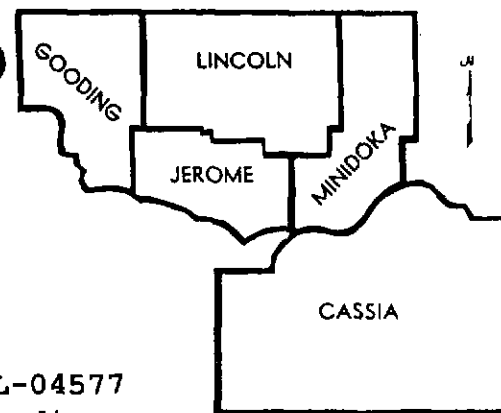
Enclosures

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Land Title and Escrow, Inc.

A FULL SERVICE TITLE COMPANY



REFER TO: GL-04577
OFFICE: Gooding

July 16, 2003

Department of Water Resources
Southern Region
1341 Fillmore Suite 200
Twin Falls, Idaho 83301

RECEIVED
JUL 18 2003
Department of Water Resources
Southern Region

RE: Notice of Change of Water Right Ownership
Rapp to Helsley
Cert Mail #7001 1940 0000 0633 1508

Dear Sirs:

At the request of the buyer, we are forwarding to your office the following in connection with the above referenced:

- Notice of Change of Water Right Ownership on
LeRoy Rapp and Norma Helsley Rapp to Bruce Helsley and Janice
Helsley for Water Right Number(s) 37-10030 and 37-10331
- Copy of Deed #175120
- Copy of Map

Thank you,

LAND TITLE AND ESCROW, INC.

A handwritten signature in cursive script, appearing to read "Doreen Cox".

Doreen Cox
(208) 934-8477
P.O. Box 473, 546 Main Street
Gooding, Idaho 83330

cc: Bruce & Janice Helsley

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SEP 03 2003