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Documents
In File

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, 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>A-21-10996</u>	_____	_____	_____	_____	_____
<u>A-21-11000</u>	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____

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) 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) R. Daniel Olmstead
2885 N. River Road, St. Anthony, ID 83445
4. New Owner/Claimant(s) The Nature Conservancy
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Owner/Claimant:

The Nature Conservancy
 PO Box 165
 Sun Valley, ID 83353
 (208) 726-3007

Owner's Representative:

The Nature Conservancy Western Resource Office
 2060 Broadway Suite 230
 Boulder, CO 80302
 (303) 541-0343

Date Property Acquired: August 1, 2001

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**PLEASE ADD BOTH ADDRESSES
 TO ALL RECORDS**

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) _____
(include title if applicable) *The Nature Conservancy Division Attorney*

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 YC Date 12-6-01 Fee \$50
 Received by YC Date 12-6-01 Receipt No. EO 27312
 Processed by _____ AJ Date _____ WR _____ Date _____

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AUG 26 2002

21-11000

Rec'd 10/19/01 RX28218

First American Title Company
ST Anthony (Olmstead) ID

RECORDING REQUESTED BY AND)
 WHEN RECORDED RETURN TO:)
 The Nature Conservancy)
 Western Resource Office)
 2060 Broadway, Suite 230)
 Boulder, Colorado 80302)
 Attention: Western Regional Attorney)

FOR REGULAR TAX NOTICES:

The Nature Conservancy
 Idaho Field Office
 P.O. Box 165
 Sun Valley, ID 83353

Microfilm No. 469837
 Day Aug 20 01
 At 15:52 O'clock 7 P M
 ABBIE MACE
 FREMONT CO. RECORDER
 Fee 12 Deputy

Recorded at Request of

First American Title Company

General Warranty Deed

(St. Anthony Sand Dunes - Olmstead) ID

FOR VALUE RECEIVED, R. DANIEL OLMSTEAD, JR., THE GRANTOR, a single man, of 180 Newport Center Drive, Suite 180, Newport Beach, California, conveys and warrants to THE NATURE CONSERVANCY, a District of Columbia non-profit corporation, whose address is 4245 North Fairfax Drive, Suite 100, Arlington, Virginia 22203, GRANTEE, the following described real estate, situated in the County of Fremont, State of Idaho:

Please see attached Exhibit A as referenced herein.

SUBJECT TO the following:

See Exhibit B attached hereto and incorporated herein by reference.

WITH WARRANTY COVENANTS.

TOGETHER WITH, without limitation, all buildings, improvements and fixtures thereon, all mineral, water (including, but not limited to all of Seller's ownership of water right identification no. A01-00054 and of 2,096 acre feet of storage in Henry's Lake, as evidenced by Seller's 162 shares in the Dewey Canal Company, Seller's rights to storage of 507 acre feet through the Freemont-Madison Irrigation District, and water right identification nos. A21-10996 and 11000), grazing and other surface and subsurface rights, permits, hereditaments, easements, incidents and appurtenances belonging thereto and held by Grantor.

TO HAVE AND TO HOLD the said property, with its appurtenances, unto the Grantee, its successors and assigns forever.

Grantor covenants and warrants that he is lawfully seized and possessed of the real property aforesaid and has the full right, power and authority to execute this conveyance, and that said real property is free and clear of all liens, claims or encumbrances, except as shown above, and that he will defend the title to the real property conveyed herein and quiet enjoyment thereof against the lawful claims and demands of all persons.

Dated August 1, 2001

GRANTOR:

R. Daniel Olmstead, Jr.
 R. DANIEL OLMSTEAD, JR.

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AUG 25 2002

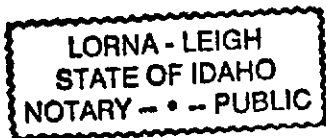
469837

STATE OF IDAHO)

COUNTY OF Madison) ss.

On this day personally appeared before me R. DANIEL OLMSTEAD, JR., to me known to be the individual described in and who executed the within and foregoing instrument, and acknowledged that he signed the same as his free and voluntary act and deed, for the uses and purposes therein mentioned. GIVEN UNDER my hand official seal this 1st day of Aug, 2001.

[SEAL]



Lorna Leigh
Notary Public in and for the State of Idaho

Residing at Madison Co.

My commission expires on 2-16, 2007

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AUG 26 2002

469837

EXHIBIT A

LEGAL DESCRIPTION:

The legal description of the subject property is as follows:

Township 8 North, Range 41 East, Boise Meridian, Fremont County, Idaho. Section 23:
Commencing at a point where the Last Chance Canal intersects the West boundary of said
Section 23; and running thence North 660 feet along said West boundary of said section;
Thence East 500 Feet; Thence South to the North bank of said Last Chance Canal;
Thence Southwesterly along said north bank to the point of beginning.

R 70

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EXHIBIT B

Exceptions and reservations contained in Deed from the State of Idaho, wherein mineral rights are reserved to the State. (47-701, Idaho Code 1947).

Power line easement granted to Utah Power & Light Company recorded in Book H of Miscellaneous, page 97. (Over a portion of Section 15, Township and Range aforesaid).

Power line easement granted to Utah Power & Light Company recorded in Book H of Miscellaneous, page 98. (Over a portion of Section 15, Township and Range aforesaid).

Power line easement granted to Utah Power & Light Company recorded in Book H of Miscellaneous, page 101. (Over a portion of Section 21, Township and Range aforesaid).

Power line easement granted to Utah Power & Light Company recorded in Book H of Miscellaneous, page 102. (Over a portion of Section 21, Township and Range aforesaid).

Easement granted to Utah Power & Light Company recorded as Instrument No. 342475.

Agreement upon the terms, conditions and provisions contained therein, dated May 1, 1990 between Fall River Rural Electric Cooperative, Inc., and Dan Olmstead and Lana Olmstead recorded on July 19, 1990 as Instrument No. 414966 (affects Section 23).

Grazing Lease granted to Dan Burtenshaw from R. Daniel Olmstead.

License to Transport and Care for Cattle Agreement between R. Daniel Olmstead, Jr. and Wilcox Brothers Limited Liability Company recorded April 5, 2001 as Instrument No. 468075.

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AUG 26 2002

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 21-11000

NAME AND ADDRESS: LANA OLMSTEAD
R DANIEL OLMSTEAD
2885 N RIVER RD
ST ANTHONY, ID 83445

SOURCE: GROUNDWATER

QUANTITY: 0.07 CFS

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

PRIORITY DATE: 04/15/1956

POINT OF DIVERSION: T08N R41E S23 SESWNW Within Fremont County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Domestic 1 HOME	01-01 TO 12-31	0.04 CFS
	Stockwater	01-01 TO 12-31	0.03 CFS

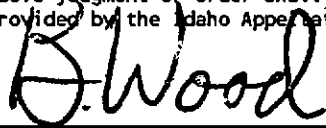
PLACE OF USE:	Stockwater		Within Fremont County
	T08N R41E S23	SWNW	
	Domestic		Within Fremont County
	T08N R41E S23	SWNW	

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.

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.


Barry Wood
Administrative District Judge
Presiding Judge of the
Snake River Basin Adjudication

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AUG 26 2002



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

May 10, 2002

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

THE NATURE CONSERVANCY
PO BOX 165
SUN VALLEY ID 83353

THE NATURE CONSERVANCY
WESTERN RESOURCE OFFICE
2060 BROADWAY ST STE 230
BOULDER CO 80302

RE: Change of Ownership for Water Right(s): 21-10996 and 21-11000

Dear Water Right Holder(s):

The department acknowledges receipt of the Notice of Change in Water Right Ownership you filed with the department regarding the referenced water right(s). The department has modified its records to reflect the change in ownership, and the enclosed computer-generated report is 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,

Deborah J. Gibson
Admin. Asst., Water Allocation Bureau

Enclosure

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AUG 26 2002



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, Idaho 83402-1718 - (208) 525-7161- Fax (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

December 6, 2001

KATHLEEN GARCIA
THE NATURE CONSERVANCY
WESTERN RESOURCE OFFICE
2060 BROADWAY STE 230
BOULDER CO 80302

RE: OWNERSHIP CHANGE FOR 21-10996, 21-11000 OLMSTEAD-NATURE
CONSERVANCY)

Dear Ms. Garcia:

On December 5, 2001, I received the above referenced ownership change. I receipted the \$50.00 check and forwarded these documents to our state headquarters for processing. If you have questions about this matter, please contact: Kari Lynn Townsend, Idaho Dept. of Water Resources, 1301 N. Orchard, Boise, ID 83706. (208) 327-7900.

Sincerely,

Jennifer Crabtree
Technical Records Specialist

Enclosure

cc: The Nature Conservancy, Sun Valley

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AUG 26 2002

RECEIVED
DEC 05 2001

Department of Water Resources
Eastern Region

December 3, 2001

VIA FEDERAL EXPRESS

IDWR Eastern Region
900 N. Skyline Drive, Suite A
Idaho Falls, ID 83401-1718

RE: Notice of Change in Water Right Ownership

Dear Sir/Madam:

Enclosed please find the IDWR Notice of Change in Water Right Ownership for Water Right Nos. A-21-10996 and A-21-11000, copies of 2 General Warranty Deeds which reflect the change in fee ownership and our check in the amount of \$50.00 to cover the cost of the transfer.

If you have any questions regarding these documents, please call me at (303) 541-0328.

Sincerely,


Kathleen Garcia
WRO Paralegal

Enclosures

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AUG 26 2002