

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

JUL 01 2004

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

**WATER RESOURCES
 WESTERN REGION**

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
67-14050		<u>no</u>			
A67-00079L		<u>no</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) 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) Robert J. Hash or Gerlene A. Hash
3050 Fruitvale Glendale, Fruitvale, ID 83612
4. New Owner/Claimant(s) Joseph M. Defreitas and Robin R. Defreitas
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
874 Hanlon Way
 New Mailing Address
 City, State and ZIP Code Benicia, CA 94510
 New Telephone Number (707) 746-1856
5. Date you acquired the property September 24, 2003

6.

If the change in ownership affects the entire 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)

Joseph M. De Freitas
Adam L. De Freitas

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>DB</u>	Date <u>7.1.04</u>	Fee _____
Received by _____	Date _____	Receipt No. _____
Processed by _____	AJ Date _____	WR _____ Date _____

INSTRUMENT NO. 105819 ^{Corrected} legal description of Instr. No. 104592

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WARRANTY DEED

For Value Received, ROBERT J. HASH and GERLENE A. HASH, Trustees of the ROBERT J. HASH AND GERLENE A. HASH FAMILY TRUST CREATED ON 7/1/92, the grantors, do hereby grant, bargain, sell and convey unto JOSEPH M. DEFREITAS and ROBIN R. DEFREITAS, husband and wife, the grantees, whose current address is 874 Hanlon Way, Benicia, CA 94510, the following described premises, in Adams County, Idaho, to-wit:

See attached Exhibit A

TO HAVE AND TO HOLD THE said premises, with their appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantees, that they are the owners in fee simple of said premises; that they are free from all encumbrances excepting for all easements of record, rights of way, matters visible, and all matters of record and title and that they will warrant and defend the same from all lawful claims whatsoever.

Date:

ROBERT J. HASH AND GERLENE A. HASH FAMILY TRUST CREATED ON 7/1/92

Robert J. Hash, Trustee
ROBERT J. HASH, Trustee

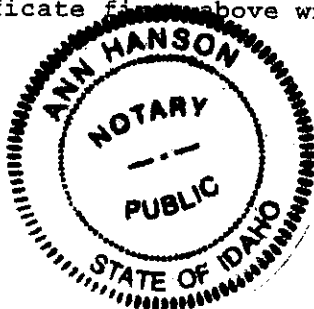
Gerlene A. Hash, Trustee
GERLENE A. HASH, Trustee

STATE OF IDAHO)

) ss

County of Adams)

On this 24th day of March, 2004, before me, a Notary Public in and for the said State, personally appeared ROBERT J. HASH and GERLENE A. HASH, known or identified to me to be the Trustee of the ROBERT J. HASH AND GERLENE A. HASH FAMILY TRUST CREATED ON 7/1/92 that executed this instrument or the persons who executed the instrument on behalf of said Trust, and acknowledged to me that such Trust executed the same.
IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the date in this certificate first above written.



Ann Hanson
Notary Public for Idaho
Residing at Cambridge
Commission expires: 3-31-04

EXHIBIT A

Township 17 North, Range 1 West, Boise Meridian, Adams County, Idaho

Section 2: A parcel of land situated in the SW1/4SE1/4 more particularly described as follows:

Commencing at the Northeast corner of the SE1/4NW1/4 of said Section;

Thence South 00° 30'58" West along the centerline of said Section 2 a distance of 2639.08 feet to the Southerly right-of-way boundary of the County Road (former Highway 95) which is the Real Point of Beginning;

Thence South 63° 16'19" East along said Southerly right-of-way boundary a distance of 34.91 feet;

Thence South 01° 53'49" West a distance of 241.31 feet;

Thence South 70° 23'33" East a distance of 83.03 feet;

Thence South 04° 23'25" West a distance of 553.28 feet to the North bank of the Weiser River;

Thence North 60° 26'35" West along said North bank of the Weiser River a distance of 366.62 feet;

Thence North 85° 13'39" West along said North bank of the Weiser River a distance of 63.56 feet;

Thence North 03° 19'32" West a distance of 838.93 feet to a point on said Southerly right-of-way boundary of said County Road;

Thence South 63° 16'19" East along said Southerly right-of-way boundary a distance of 416.35 feet to the Real Point of Beginning;

EXCEPTING THEREFROM the right-of-way of the Friends of the Weiser River Trail, fka Union Pacific Railroad right-of-way.

ALSO EXCEPTING THEREFROM a parcel of land described as commencing at the above described Real Point of Beginning;

Thence South 63° 16'19" East along said Southerly right-of-way boundary a distance of 34.91 feet;

Thence South 01° 53'49" West a distance of 121.31 feet to the Real Point of Beginning of the excepted parcel;

Thence continuing South 01° 53'49" West a distance of 120.00 feet;

Thence North 70° 23'33" West a distance of 55.50 feet to a point;

Thence Northeasterly 116.50 feet more or less to the Real Point of Beginning.