

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.

RECEIVED
JAN - 8 2005
 Department of Water Resources
 Adjudication Bureau

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
74-0170B-			74-7268	Relinquished Permit	
74-0555	PD issued 8/2000		74-7269	License / SRBA	
* 74-0556-			74-7370	License / SRBA	
* 74-15076-					
74-0557-					

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) R.D. OR Elaine Burch
Rt 1. Salmon, ID 83467
4. New Owner/Claimant(s) Shirley E Jones
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address 526 Hwy 20/26
- City, State and ZIP Code ONTARIO, OR 97914
- New Telephone Number (541) 889-5931
5. Date you acquired the property Dec 2003

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) _____

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><i>M</i></u>	Date <u>11-8-05</u>	Fee <u>\$ 25.00</u>
Receipted by _____	Date _____	Receipt No. <u>CO 79573</u>
Processed by _____ AJ	Date _____	WR _____ Date _____

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NOV 08 2005

Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
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Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
74-0170			74-7268		
74-0555			74-7269		
*74-0556			74-7270		
*74-15076					
74-0557					

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

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3. Name and Address of Former Owner/Claimant(s) R.D. or Elaine Burch
Rt. 1 Salmon, ID 83467
4. New Owner/Claimant(s) Garry D. Merritt or Shirley Jones
Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address P.O. Box 1516 Salmon, ID 83467
- City, State and ZIP Code SHIRLEY E. JONES
526 HWY. 2026
ONTARIO, OR 97914
541-889-3931
- New Telephone Number (208) 756-6733
5. Date you acquired the property 12/17/03

~~This document is a clarification of existing records on file.~~

~~I, Garry Merritt, should be the sole recipient of any information or correspondence pertaining to the listed water rights on this form (42-248/42-1409(6))~~

~~* These two referenced water right numbers are documented as combined on #47-0556~~
*(Garry was only a renter)
after he lost the property*

Lemhi Title & Abstract Company

Title Insurance

Abstracts

Escrows

(208) 756-2977
Fax 756-6286
Email: robie@centurytel.net

P.O. Box J
Salmon, Idaho 83467

FEBRUARY 2, 2004

MS. SHIRLEY JONES
526 HIGHWAY 20-26
ONTARIO, OREGON
97914

DEAR SHIRLEY:

ENCLOSED PLEASE FIND AFFIDAVIT TO CORRECT LEGAL DESCRIPTION THAT HAS BEEN
RECORDED AND APPROVED BY THE LEMHI COUNTY ASSESSOR'S OFFICE.

THIS CORRECTS THE LEGAL DESCRIPTION ON THE PROPERTY THAT YOU ACQUIRED FROM
GARY MERRITT THROUGH MRS. BURCH. IF YOU HAVE AN QUESTIONS DON'T HESITATE
TO GIVE ME A CALL.

SINCERELY,


ERIN ROBIE

AFFIDAVIT TO CORRECT LEGAL DESCRIPTION

ERIN G. ROBIE, CERTIFIES THAT HE IS THE PRESIDENT OF LEMHI TITLE AND ABSTRACT CO., INC., AN IDAHO CORPORATION UNDER WHOSE SUPERVISION A WARRANTY DEED WAS PREPARED FROM ELAINE BURCH, A WIDOW TO SHIRLEY JONES, A WIDOW, WHOSE ADDRESS IS 526 HWY 20-26, ONTARIO, OREGON 97914, RECORDED ON DECEMBER 16, 2003, UNDER INSTRUMENT NO. 256963, RECORDS OF LEMHI COUNTY, IDAHO;

WHEREAS THE LEGAL DESCRIPTION CONTAINED IN SAID DOCUMENTS CONTAINED A TYPORGRAPHICAL ERROR, WHICH IS THE PURPOSES OF THIS AFFIDAVIT TO REFORM AND CORRECT: AND

WHEREAS, IDAHO CODE SECTION 55-816, PERMITS THE RECORDING OF AFFIDAVITS AFFECTING THE DESCRIPTION OF REAL PROPERTY AS PART OF THE RECORDED TITLE OF SAID PROPERTY

NOW THEREFORE, IN THE AFOREMENTIONED INSTRUMENT, THE LEGAL DESCRIPTION FOR PAGE 2, EXHIBIT "B", PARCEL "D" NORTH RANCH PARCEL IS CORRECTED TO REAL AS FOLLOWS:

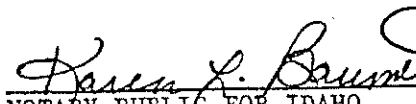
SEE ATTACHED LEGAL DESCRIPTION BEING EXHIBIT "B", PARCEL "D" NORTH RANCH PARCEL PAGE 1 & 2.

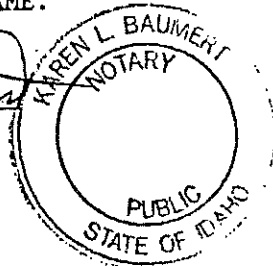
DATED THIS 2ND DAY OF FEBRUARY 2004


ERIN G. ROBIE, PRESIDENT
LEMHI TITLE & ABSTRACT CO., INC.

STATE OF IDAHO
COUNTY OF LEMHI

ON THIS 2ND DAY OF FEBRUARY, 2004, BEFORE ME, THE UNDERSIGNED, A NOTARY PUBLIC IN AND FOR SAID STATE, PERSONALLY APPEARED ERIN G. ROBIE, KNOWN OR IDENTIFIED TO ME TO BE THE PERSON WHO EXECUTED THE WITHIN INSTRUMENT AS PRESIDENT OF THE CORPORATION ON BEHALF OF SAID CORPORATION AND ACKNOWLEDGED TO ME THAT SUCH CORPORATION EXECUTED THE SAME.


NOTARY PUBLIC FOR IDAHO
RESIDING AS SALMON, IDAHO
COMMISSION EXPIRES: 8-20-05



State of Idaho) SS No. 257446
County of Lemhi)
This instrument was filed for record at the request
of Lemhi Title
at 2:22 o'clock p.m. 2/2 2004
and duly filed and indexed in the records of Lemhi
County Terri J. Morton
Ex-Officio Recorder
By Brenda C. Cuthbert Deputy
Fee 9.00
Return to LT

EXHIBIT "B"

PARCEL "D"

257446

NORTH RANCH PARCEL

A PARCEL OF LAND LOCATED IN THE SW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, & THE SW $\frac{1}{4}$ NW $\frac{1}{4}$ OF SECTION 11, TOWNSHIP 21 N., R. 22 E., B.M., LEMHI COUNTY, IDAHO MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHWEST CORNER OF SAID SECTION 11, A DISTANCE OF 1980.39 FEET ON A BEARING OF N.0°09'49"E., TO A POINT ON THE NORTH SIDE OF THE COUNTY ROAD AND BEING THE REAL POINT OF BEGINNING.

THENCE N.0°09'49"E., 664.24 FEET; THENCE N.89°47'32"E., 1314.70 FEET; THENCE N.0°08'30"E., 1323.11 FEET; THENCE N.89°45'27"E., 1314.19 FEET; THENCE S.0°07'10"W., 2582.40 FEET TO A POINT ON THE A BOUNDARY; THENCE N.80°43'25"W., 186.63 FEET; THENCE N.68°37'35"W., 314.01 FEET; THENCE A DISTANCE OF 28.12 FEET ALONG A CURVE CONCAVE TO THE SOUTHWEST HAVING A RADIAL OF S.21°21'40"W., 25.00 FEET AND A CENTRAL ANGLE OF 64°26'08"; THENCE S.46°54'34"W., 209.29 FEET; THENCE S.51°02'24"E., 15.15 FEET TO A POINT ON THE HAVEMANN PARCEL; THENCE S.79°52'04"W., 668.02 FEET; THENCE S.20°10'40"W., 14.02 FEET TO A POINT ON THE NORTH SIDE OF THE COUNTY ROAD; THENCE A DISTANCE OF 93.36 FEET ALONG A CURVE CONCAVE TO THE NORTHEAST HAVING A RADIAL OF N.20°10'40"E., 325.00 FEET AND A CENTRAL ANGLE OF 16°27'34"; THENCE N.53°21'46"W., 416.72 FEET ALONG SAID NORTH SIDE OF THE COUNTY ROAD TO A POINT ON THE J. BURCH PARCEL; THENCE N.18°37'14"E., 504.25 FEET; THENCE N.69°17'22"W., 461.12 FEET; THENCE S.18°37'14"W., 467.00 FEET TO A POINT ON THE NORTH SIDE OF THE COUNTY ROAD; THENCE N.64°01'44"W., 541.39 FEET TO THE REAL POINT OF BEGINNING.

ALSO TOGETHER WITH THE FOLLOWING :

A PARCEL OF LAND LOCATED IN THE SW $\frac{1}{4}$ NW $\frac{1}{4}$, SECTION 11, T. 21 N., R. 22 E., B.M., LEMHI COUNTY, IDAHO, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE W $\frac{1}{4}$ CORNER OF SAID SECTION 11, RUN THENCE N.89°39'28"E., ALONG THE SOUTHERLY BOUNDARY OF SAID SW $\frac{1}{4}$ NW $\frac{1}{4}$ A DISTANCE OF 39.48 FEET TO THE POINT OF BEGINNING; THENCE N.01°13'41"E., A DISTANCE OF 141.74 FEET; THENCE S.88°55'45"E., A DISTANCE OF 1267.97 FEET TO A POINT ON THE EASTERLY BOUNDARY OF THE SW $\frac{1}{4}$ NW $\frac{1}{4}$; THENCE S.00°04'48"W., ALONG SAID BOUNDARY A DISTANCE OF 110.42 FEET TO THE SE CORNER OF THE SW $\frac{1}{4}$ NW $\frac{1}{4}$; THENCE S.89°39'28"W., ALONG THE SOUTHERLY BOUNDARY OF SAID SW $\frac{1}{4}$ NW $\frac{1}{4}$ A DISTANCE OF 1270.65 FEET TO THE POINT OF BEGINNING.

EXCEPTING THEREFROM THE FOLLOWING THREE PARCELS:

PARCEL 1; A PARCEL OF LAND LOCATED IN THE SE $\frac{1}{4}$ NW $\frac{1}{4}$, SECTION 11, T. 21 N., R. 22 E., B.M., LEMHI COUNTY, IDAHO, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE W $\frac{1}{4}$ CORNER OF SAID SECTION 11, RUN THENCE N.89°39'28"E., ALONG THE SOUTHERLY BOUNDARY OF THE NW $\frac{1}{4}$ A DISTANCE OF 1310.13 FEET TO THE SW CORNER OF THE SE $\frac{1}{4}$ NW $\frac{1}{4}$; THENCE N.00°04'48"E., ALONG THE WESTERLY BOUNDARY OF SAID SE $\frac{1}{4}$ NW $\frac{1}{4}$ A DISTANCE OF 110.42 FEET TO THE POINT OF BEGINNING; THENCE CONTINUING N.00°04'48"E., A DISTANCE OF 1187.37 FEET; THENCE EAST A DISTANCE OF 73.90 FEET; THENCE S.01°04'20"W., A DISTANCE OF 1188.90 FEET; THENCE N.88°55'45"W., A DISTANCE OF 53.32 FEET TO THE POINT OF BEGINNING.

PARCEL 2; A PARCEL OF LAND LOCATED IN THE SW $\frac{1}{4}$, SECTION 11, T. 21 N., R. 22 E., B.M., LEMHI COUNTY, IDAHO, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE W $\frac{1}{4}$ CORNER OF SAID SECTION 11, RUN THENCE N.89°39'28"E., ALONG THE NORTHERLY BOUNDARY OF SAID SW $\frac{1}{4}$ A DISTANCE OF 39.48 FEET; THENCE S.01°13'41"W., A DISTANCE OF 693.38 FEET TO A POINT ON THE NORTHERLY RIGHT OF WAY OF AN EXISTING COUNTY ROAD; THENCE N.64°39'38"W., ALONG SAID RIGHT OF WAY A DISTANCE OF 27.24 FEET TO A POINT ON THE WESTERLY BOUNDARY OF SAID SW $\frac{1}{4}$; THENCE NORTH ALONG SAID BOUNDARY A DISTANCE OF 681.33 FEET TO THE POINT OF BEGINNING.

PARCEL 3; A PARCEL OF LAND LOCATED IN THE W $\frac{1}{2}$, SECTION 11, T. 21 N., RANGE 22 E., B.M., LEMHI COUNTY, IDAHO, MORE PARTICULARLY DESCRIBED AS FOLLOWS:
COMMENCING AT THE W $\frac{1}{2}$ CORNER OF SAID SECTION 11, RUN THENCE N.89°39'28"E., A DISTANCE OF 39.48 FEET; THENCE N.01°13'41"E., A DISTANCE OF 141.74 FEET TO THE POINT OF BEGINNING:
THENCE S.88°55'45"E., A DISTANCE OF 1072.35 FEET; THENCE S.38°38'55"W., A DISTANCE OF 757.91 FEET; THENCE S.18°37'00"W., A DISTANCE OF 468.68 FEET TO A POINT ON THE NORTHERLY RIGHT OF WAY OF AN EXISTING COUNTY ROAD; THENCE N.64°39'38"W., ALONG SAID RIGHT OF WAY A DISTANCE OF 516.82 FEET; THENCE N.01°13'41"E., A DISTANCE OF 835.12 FEET TO THE POINT OF BEGINNING.

SUBJECT TO: A 30 FOOT WIDE EASEMENT BEING 15 FEET ON EITHER SIDE OF THE FOLLOWING DESCRIBED CENTER LINE:

COMMENCING AT THE SOUTHEAST CORNER OF THE ABOVE DESCRIBED PARCEL, WHICH IS ALSO THE NORTHEAST CORNER OF THE BOOTS PARCEL, AND BEING THE REAL POINT OF BEGINNING.

THENCE N.83°43'79"W., 123.03 FEET; THENCE N.76°11'33"W., 145.36 FEET;
THENCE N.63°57'55"W., 186.42 FEET; THENCE N.81°23'55"W., 70.56 FEET;
THENCE S.62°06'10"W., 87.09 FEET; THENCE S.38°23'05"W., 121.05 FEET;
THENCE S.64°30'48"W., 66.24 FEET; THENCE S.87°12'57"W., 54.96 FEET;
THENCE N.85°45'25"W., 140.24 FEET; THENCE S.76°20'27"W., 136.41 FEET;
THECNE S.65°46'52"W., 295.14 FEET TO A POINT IN THE CENTER OF THE COUNTY ROAD

TOGETHER WITH ALL WATER RIGHTS, DITCH RIGHTS AND IMPROVEMENTS THEREON OR APPURTENANCES THERETO, INCLUDING BUT NOT LIMITED TO, THE WATER RIGHTS CLAIMED UNDER IDENTIFICATION NO. 74-0170, 74-0556 AND 74-0557.

05/05/2004

NOTICE OF ERROR
REPLY

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: May 21, 2004

Water right number: 74-15076

GARRY D MERRITT

PO BOX 1516

SALMON ID 83467

Telephone Number: (208)756-6105

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

2. Describe the changes you wish to make in the proposed recommendation:

Please change my phone number to: 756-6733

3. Give a brief explanation as to why you disagree with these portions:

 I AGREE with this proposed recommendation: no changes need to be made.

DATE: June 7 2004

SIGNATURE: Garry D. Merritt Shirley E. Jones

Please print your name: Garry D. Merritt Shirley E Jones

IDWR State Office, 1301 N Orchard St, Boise, ID 83706, 208-327-7925

Garry is not the owner only a renter up until now. as he has not paid his rent up to date.

Garry has taken out Bankruptcy, and I plan on selling the place, so I need to remove his name from the records.

Thank you
Shirley E. Jones.

05/05/2004

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 74-15076

NAME AND ADDRESS: GARRY D MERRITT
PO BOX 1516
SALMON ID 83467

SOURCE: KIRTLEY CREEK

TRIBUTARY: LEMHI RIVER

QUANTITY: 1.040 CFS

PRIORITY DATE: 06/01/1881

POINT OF DIVERSION:
T21N R22E S2 SESE Within LEMHI County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	1.040 CFS

PLACE OF USE: IRRIGATION Within LEMHI County

T21N R22E S11	SENW	31.7	T21N R22E S11	NESW	12.5
T21N R22E S11	NWSW	11.2			

55.4 ACRES TOTAL

USE OF THIS RIGHT WITH RIGHT NO. 74-556 IS LIMITED TO THE IRRIGATION
OF A COMBINED TOTAL OF 55.4 ACRES IN A SINGLE IRRIGATION SEASON.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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. Section 42-1412(6), Idaho
Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

SHIRLEY E. JONES
526 HWY. 2026
ONTARIO, OR 97914
541-889-3931