

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
73-2158	(73-12068)				
73-43	(73-12073)				
73-103	(73-12077)				

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) GILMAN OR GRACE M MARTINY
4. New Owner/Claimant(s) 159 HOOPER LANE
MAY, IDAHO 83253
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address LINDA MARTINY
7878 WILDE RD
- City, State and ZIP Code CONCRETE, WA 98237
- New Telephone Number () 360 826 4273
5. Date you acquired the property 10-25-2005

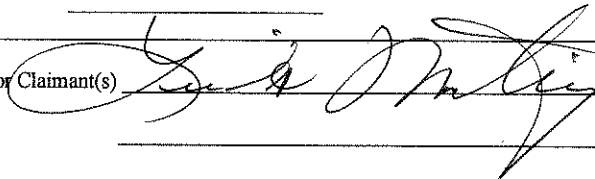
O.K. to process
R Brown 8/23/2006

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 _____	Date _____	Fee _____
Received by _____	Date _____	Receipt No. _____
Processed by _____ AJ	Date _____	WR _____ Date _____

After Recording
Return to:
Linda Martiny
7878 Wilde Road
Concrete, WA 98237

232655
Custer County Reg. of
Virginia Martiny
Time 2:13 P.M. Date 10-27-2005
Ethel M. Peck, Clerk
Betsy Doughty \$12.00
Deputy

State of Idaho) SS No. 264936
County of Lemhi)
This instrument was filed for record at the request
of Virginia Martiny
at 4:00 o'clock P.M. on 10-25 2005
and duly filed and indexed in the records of Lemhi
County
Terri J. Morlon
Ex-Officio Recorder
By Terri J. Morlon Deputy
Fee 27.00

AGREEMENTS OF HEIRS
IN THE ESTATE OF GRACE M. MARTINY
LEMHI COUNTY PROBATE CASE: CV 05 137

The undersigned Linda R. Martiny and Bill Allen are the qualified Co-Personal Representatives of the Estate of Grace M. Martiny in Lemhi County Probate Case No. CV 05 137. The undersigned Linda R. Martiny, Peggy L. Martiny, James O. Martiny and Virginia K. Martiny are all the heirs and devisees of Grace M. Martiny, deceased. Said four heirs being all the children of Grace M. Martiny and all being of legal age.

The will of Grace M. Martiny provides for her Estate to divided equally between her four above named children. However, said will does not provide the precise format for said division of property. Therefore the above named heirs in agreement with the above named Co-Personal Representatives hereby agree to divide the Real Estate assets of Grace M. Martiny as set forth herein. This division is intended to be an equal division of value but not of acreage. This division of Real Estate is not intended to affect the division of other Estate assets nor used in any manner as an offset for other Estate assets.

The undersigned Linda R. Martiny and Bill Allen as Co-Personal Representatives of the Estate of Grace M. Martiny and the undersigned Linda R. Martiny, Peggy L. Martiny, James O. Martiny and Virginia K. Martiny, in consideration of love and affection between siblings hereby grant, convey, quitclaim and confirm without warranties the properties described on Exhibit "A" to Linda R. Martiny; the properties described on Exhibit "B" to Peggy L. Martiny; the properties described on Exhibit "C" to James O. Martiny; and the properties described on Exhibit "D" to Virginia K. Martiny.

All conveyances described herein are TOGETHER WITH all appurtenant easements, if any, water rights, if any, and range rights, if any. All conveyances described herein are SUBJECT TO all private road easements, utility easements, irrigation canals, public road easements, and all covenants, conditions and restrictions, if any, appearing of record.

Dated this 17 day of October, 2005.

Co-Personal Representatives:

Linda R. Martiny

Bill Allen

Heirs:

Linda R. Martiny
Virginia K. Martiny

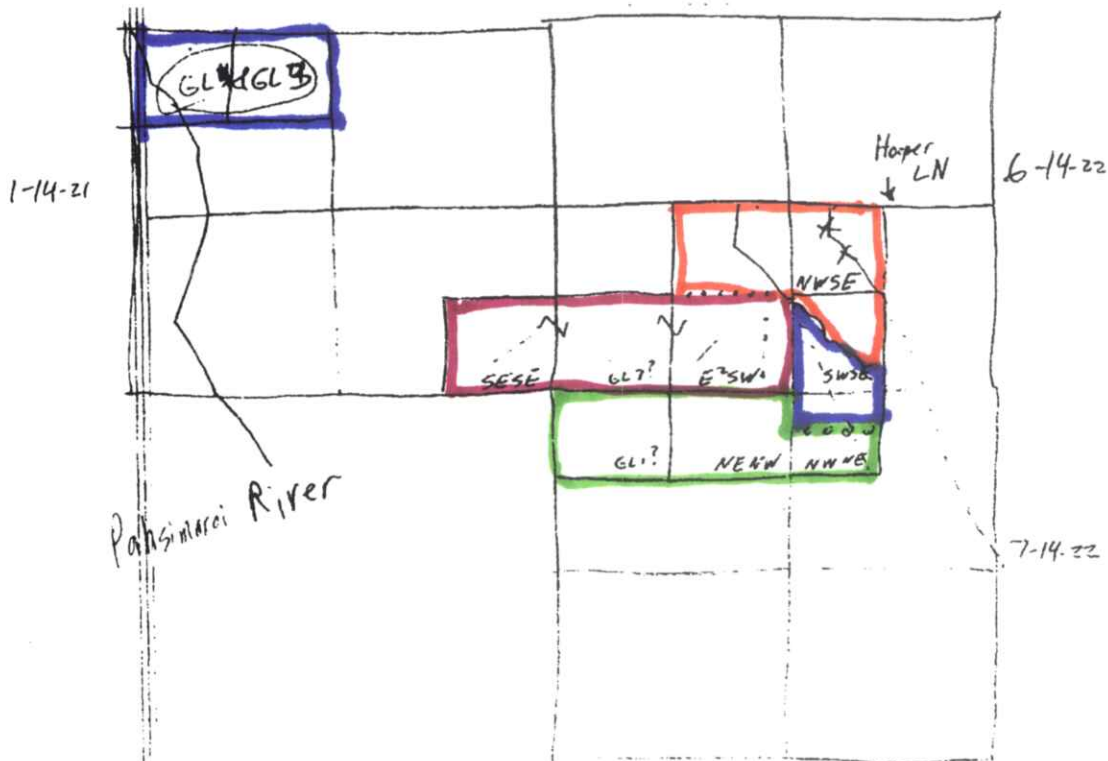
James O. Martiny
Peggy L. Martiny

Exhibit "A"**Real Estate granted, conveyed and quitclaimed to Linda R. Martiny:**

The Southeast $\frac{1}{4}$ of the Southeast $\frac{1}{4}$ of Section 1, Township 14 North, Range 21 East of the Boise Meridian.

Government Lot 7 and the West $\frac{3}{4}$ ths of the Southeast $\frac{1}{4}$ of the Southwest of Section 6, Township 14 North, Range 22 East of the Boise Meridian, TOGETHER WITH a non-exclusive easement for ingress, egress and utilities over, across and under the South 20 feet of the East $\frac{1}{4}$ of the Southeast $\frac{1}{4}$ of the Southwest $\frac{1}{4}$ and the South 20 feet of the Southwest $\frac{1}{4}$ of the Southeast $\frac{1}{4}$ all in said Section 6, EXCEPT the right-of-way for Hooper Lane, if any, along the East line thereof.

Being situate in the County of Lemhi, State of Idaho.



UNDERSTANDINGS

Legal names have been purposely omitted. Initial and date below that you have read the following:

Land divisions were sketched and agreed upon by Jim, Peggy and Ginny Martiny, in conference, and agreed to by Linda Martiny, and legally described in the "AGREEMENTS OF HEIRS IN THE ESTATE OF GRACE M MARTINY LEMHI COUNTY PROBATE CASE: CV 05 137."

As legally described, acreage division is:

■ Linda	110A +/-
■ Peggy	100A +/-
■ Jim	115A +/-
■ Ginny	110A +/-

Acreage is purposely omitted in "AGREEMENTS OF HEIRS." Allocated road, utility and ditch easements, where applicable, could influence the actual amount of acreage in "Exhibits B, C and D." "Exhibit A" because of its lack of utility lines, road frontage or irrigation canals is the most precise, but could vary slightly from 110A. This variation of actual acreage is acceptable to heirs.

WATER RIGHTS will be legally allocated by IDAHO DEPARTMENT OF WATER RESOURCES, Dani Smith, 208 287 4910. A copy of "AGREEMENTS OF HEIRS" will be filed with IDWR after recording and deemed legally binding.

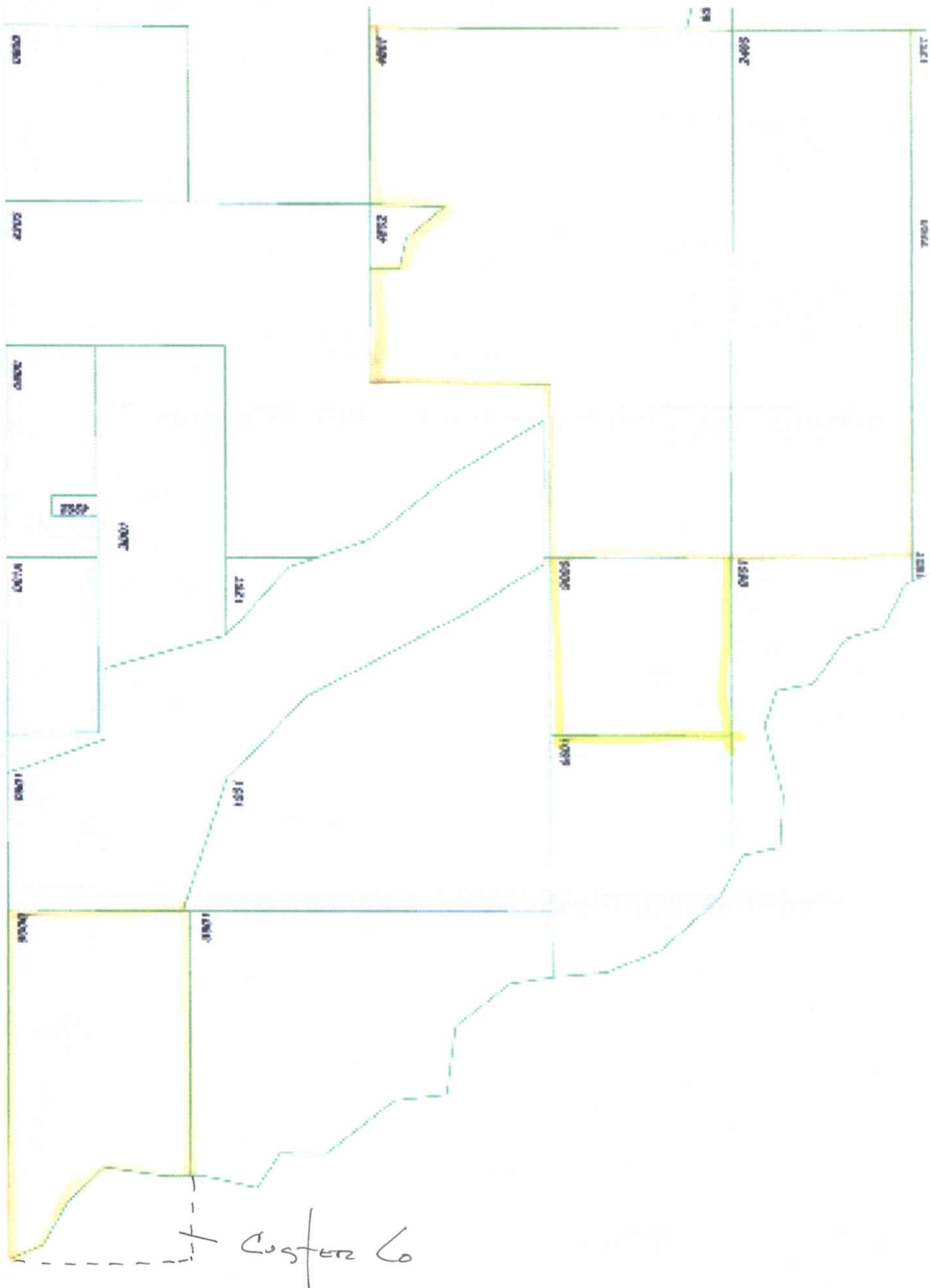
RANGE RIGHTS are resigned and relinquished by Linda Martiny and Peggy Martiny. Jim Martiny and Ginny Martiny will agree to an equitable division, purchase or sale of whole.

MAY TOWNSITE PROPERTY to be conveyed unencumbered to Ginny Martiny, as verbally agreed upon by Linda, Peggy and Jim Martiny.

SIX MONTH STIPULATION: If no agreement for division of property can be reached and one or more parties decline to accept and sign "AGREEMENTS OF HEIRS", as directed by GRACE M MARTINY in her last will and testament, real estate, as described, will be sold and the proceeds divided equally.

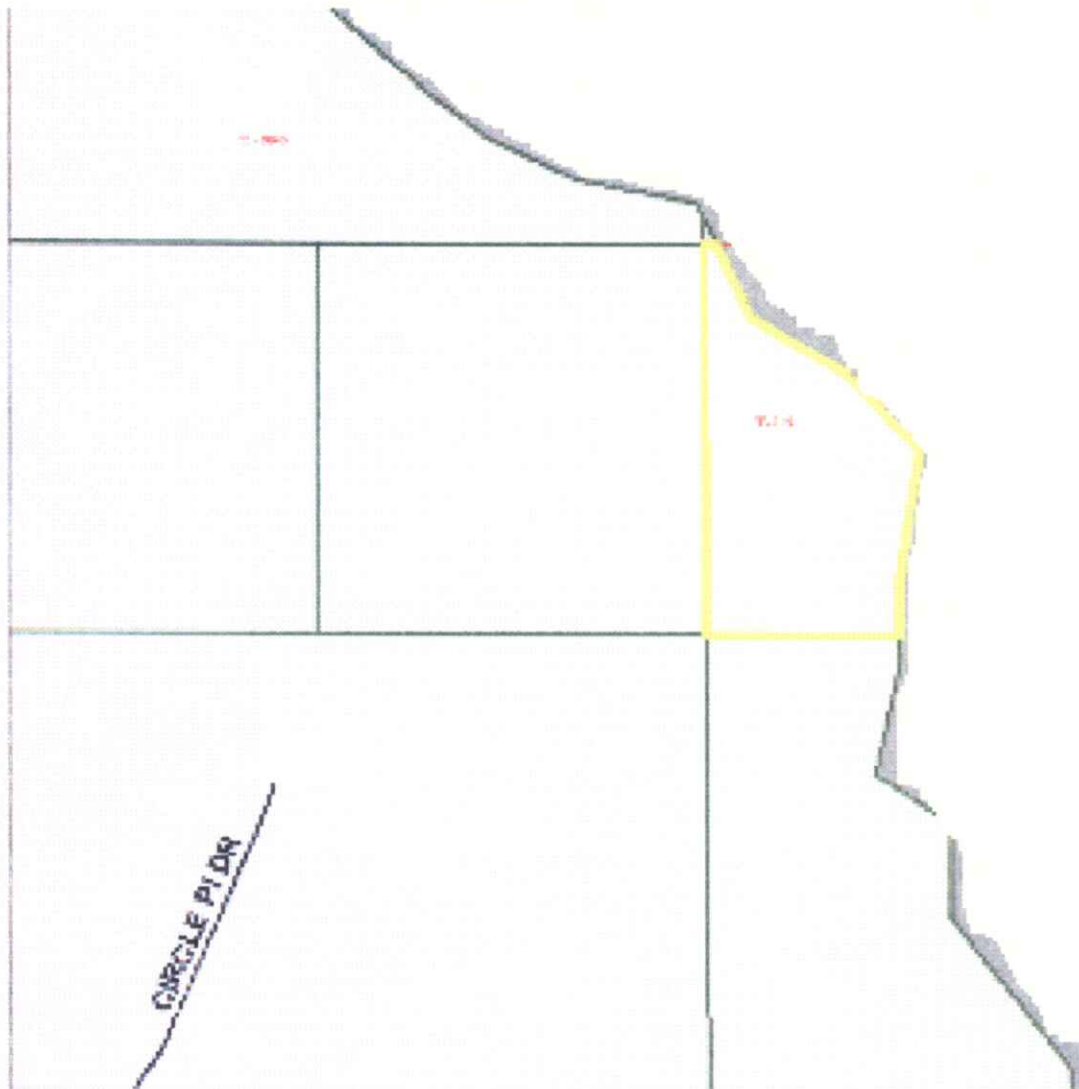
LM 10/17/05 (initial/date)
 PLM 10/25/05 (initial/date)
 JM 10-25-05 (initial/date)
 JM 10-25-05 (initial/date)

2

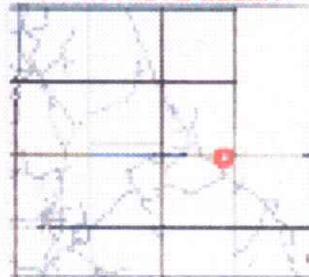


MARTINY, GRACE M
RP14N21E013010A

Log for 60 piece



T.14N R.21E Sec.01



- | | |
|-----------------------------|--------------------|
| Parcels | Tax Lot Lines |
| Selected Parcel | PLSS Sections |
| Roads | PLSS 1/4 Sec Lines |
| City Streets and no parcels | Towns |
| Lot Lines | Rivers |
| Subdivision boundary | |

Map Scale 1:2400



This drawing is to be used for reference purposes only. The county is not responsible for any inaccuracies contained herein.

N ↑

1A C 29 290
22.6 T497

1B 14.0

2 357

C 33 291
T497



LINDA MARTINY

FOR THE ESTATE OF GRACE M MARTINY

25 April 2006

STATE of IDAHO - DEPARTMENT of WATER RIGHTS

P O Box 83720
Boise, ID 83720-0098

ATTN: Roxanne Brown

RE: DIVISION of WATER RIGHTS per DIVISION of RANCH PROPERTY
per "AGREEMENTS OF HEIRS IN THE ESTATE OF GRACE M MARTINY
LEMHI COUNTY PROBATE CASE: CV 05 137"

Legal Location of Property:	Pahsimeroi Valley	Lemhi County, Idaho
Legal Address:	159 Hooper Lane	May, Idaho 83253
Current Occupant:	Jim Martiny	83 Hooper Lane May, Idaho 83253

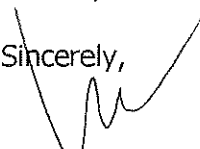
Hi Roxanne;

Hopefully you will receive all necessary forms for transferring the claims to water rights.
If you need additional plat maps or photos, I can call the counties, and have them sent.

I still have no idea re diversion point, etc. No wiser than in January letter to Dani Smith.

Thank you.

Sincerely,


Linda Martiny