

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

**RECEIVED****JUN 08 2007****IDWR/North**

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<br>Right No(s). | Adjudication<br>Claim No(s). | Split | Water<br>Right No(s). | Adjudication<br>Claim No(s). | Split |
|-----------------------|------------------------------|-------|-----------------------|------------------------------|-------|
| 78-7243               |                              | A     |                       |                              |       |
|                       |                              |       |                       |                              |       |
|                       |                              |       |                       |                              |       |
|                       |                              |       |                       |                              |       |
|                       |                              |       |                       |                              |       |

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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)

THEODORE R. WICKSPATRICIA A. WICKS

4. New Owner/Claimant(s)

CHERYL A. MONTALBO AND ANGEL M. MONTALBOName Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address

HCG9 BOX 426

City, State and ZIP Code

RIGGINS ID 83549

New Telephone Number

208-409-6064 - 208-628-3934

5. Date you acquired the property

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WESTERN REGION**

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<br>(If the right(s) will not be split, skip this area and proceed to item 7) |                                                                            |                                                              |
|-------------------------------------------------------------------------------------------------------------------------|----------------------------------------------------------------------------|--------------------------------------------------------------|
| Water Right and/or Adjudication Claim Number <u>78-7243A</u>                                                            |                                                                            |                                                              |
| Water Use                                                                                                               | Diversion Rate or Volume<br>(cubic feet per second or acre-feet per annum) | Description<br>(acres, number and type of stock, homes, etc) |
| Irrigation                                                                                                              | _____                                                                      | _____                                                        |
| Stock                                                                                                                   | _____                                                                      | _____                                                        |
| Domestic                                                                                                                | <u>0.04-1.2 AFA</u>                                                        | <u>ONE 1-HOME</u>                                            |
| Other                                                                                                                   | _____                                                                      | _____                                                        |
| Total                                                                                                                   | _____                                                                      | _____                                                        |

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| DESCRIPTION OF YOUR PORTION OF WATER RIGHT<br>(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<br>(cubic feet per second or acre-feet per annum) | Description<br>(acres, number and type of stock, homes, etc) |
| Irrigation                                                                                                              | _____                                                                      | _____                                                        |
| Stock                                                                                                                   | _____                                                                      | _____                                                        |
| Domestic                                                                                                                | _____                                                                      | _____                                                        |
| Other                                                                                                                   | _____                                                                      | _____                                                        |
| Total                                                                                                                   | _____                                                                      | _____                                                        |

7. Signature of New Owner(s) or Claimant(s) Angel M. Montalbo  
(include title if applicable) Cheryl A. Montalbo

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 \_\_\_\_\_

JUN 18 2007

WARRANTY DEED

GRANTOR, THEODORE R. WICKS and PATRICIA A. OSBURN, now know as PATRICIA A. WICKS, husband and wife, of 2010 Birch Dr., Lewiston, ID 83501, for a good and valuable consideration, the receipt of which is hereby acknowledged, does hereby grant, bargain, sell and convey to CHERYL A. MONTALBO, a single woman, of 47 Pennsylvania, St. Maries, ID 83861, as GRANTEE, and to grantee's heirs and assigns forever, all of the following described real estate located in the County of Idaho, State of Idaho, to wit:

See Exhibit "A" attached hereto and hereby incorporated by this reference.

TOGETHER with all improvements, water, water rights, ditches, ditch rights, easements, hereditaments and appurtenances thereto.

Subject to:

1. General taxes for the year 2007, which are a lien, not yet due and payable.

2. Easement, including the terms and conditions thereof, by and between C. N. HALL and IOLA BUHL HALL to THE MOUNTAIN STATES TELEPHONE AND TELEGRAPH CO., recorded September 6, 1932, under Instrument No. 99329, Book 60 page 459, records of Idaho County, Idaho.

3. Subject to the terms and conditions as set forth in Quitclaim Deed, by and between W. F. WICKS and EVA V. WICKS, his wife, to STATE OF IDAHO, recorded February 21, 1950, under Instrument No. 165850, Book 82 page 457, records of Idaho County, Idaho.

4. Power Line Easement, including the terms and conditions thereof, by and between DELBERT F. WICKS and LOLA L. WICKS, his wife, and IDAHO POWER COMPANY, a corporation, recorded September 3, 1981, under Instrument No. 294177, records of Idaho County, Idaho.

5. Subject to reservation as contained in Warranty Deed, including the terms and conditions thereof, by and between DELBERT F. WICKS and LOLA L. WICKS, Grantors, and THEODORE R. WICKS and PEGGY S. WICKS, husband and wife, Grantees, recorded October 1, 1986, under Instrument No. 329960, records of Idaho County, Idaho.

6. Matters as shown on Survey No. S-460, recorded January 7, 1987, under Instrument No. 332863, records of Idaho County, Idaho.

455054

## QUITCLAIM DEED

For Value Received

CHERYL A. MONTALBO (A SINGLE WOMAN)  
 do hereby convey, release, remise and forever quitclaim unto  
 CHERYL A MONTALBO (A SINGLE WOMAN)  
 ANGEL M. MONTALBO (A SINGLE WOMAN)  
 whose current address is  
 HC 69 BOX 426 RIGGINS ID 83549  
 the following described premises, to-wit:

SEE ATTACHED

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together with their appurtenances.

Dated:

5/17/07

Cheryl A Montalbo

Instrument # 455054

IDAHO COUNTY, IDAHO,

2007-05-17

12:40:20 No. of Pages: 2

Recorded for : CHERYL MONTALBO

ROSE E. GEHRING

Fee: 6.00

Ex-Officio Recorder Deputy

STATE OF IDAHO, COUNTY OF

On this 17<sup>th</sup> day of May, 2007,  
 before me, a notary public in and for the said State, per-  
 sonally appeared

Cheryl A Montalbo

known to me to be the person whose name  
 subscribed to the within instrument, and acknowledged to  
 me that she executed the same.

Lisa Hazelbaker

Notary Public  
, Idaho

Residing at Grangeville  
 Comm. Expires 2-15-13  
 LISA HAZELBAKER

NOTARY PUBLIC  
 STATE OF IDAHO

STATE OF IDAHO, COUNTY OF

I hereby certify that this instrument was filed for record at  
 the request of

at \_\_\_\_\_ minutes past \_\_\_\_\_ o'clock M.,  
 this \_\_\_\_\_ day of \_\_\_\_\_,  
 in my office, and duly recorded in Book  
 of Deeds at Page \_\_\_\_\_

Ex-Officio Recorder

By \_\_\_\_\_

Deputy \_\_\_\_\_

Fees \$  
 Mail to:

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# EXHIBIT A

Township 24 North, Range 1 East, Boise Meridian, Idaho County, Idaho  
Section 32: A parcel of land located in the SE~~1~~NE~~1~~ AND

Section 33: A parcel of land located in the NW~~1~~NW~~1~~ and the SW~~1~~NW~~1~~,  
more particularly described from a survey as follows:

Beginning at the North  $\frac{1}{4}$  corner of said Section 33;  
thence N  $89^{\circ}20'27''$  W, 2615.936 feet to the Northwest  
corner of said Section 33;  
thence S  $07^{\circ}22'30''$  E, 1331.263 feet to a  $\frac{5}{8}$ " pin set  
on the westerly R.O.W. line of U.S. Highway No. 95,  
which point is the Initial Point of Beginning;  
thence S  $13^{\circ}50'04''$  W, 162.671 feet along said R.O.W. to  
a P.C.;

thence along a curve with the following data:

|                         |                                                                   |
|-------------------------|-------------------------------------------------------------------|
| D = $17^{\circ}53'58''$ | R = 817.000 feet                                                  |
| L = 255.235 feet        | L Ch = 254.198 feet                                               |
| T = 128.666 feet        | L Ch Bear = S $22^{\circ}47'03''$ W to a<br>point on said R.O.W.; |

thence N  $40^{\circ}28'46''$  W, 105.211 feet;  
thence N  $13^{\circ}50'04''$  E, 380.548 feet;  
thence S  $63^{\circ}28'30''$  E, 128.130 feet back to the Initial  
Point of Beginning.

Sometimes known as Assessor's Tax No. 180.