

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

AUG 19 2019

DEPT OF WATER RESOURCES
SOUTHERN REGION

Notice of Change in Water Right Ownership

1. List the numbers of all water rights and/or adjudication claim records to be changed. If you only acquired a portion of the water right or adjudication claim, check "Yes" in the "Split?" column. If the water right is leased to the Water Supply Bank, check "Yes". If you are not sure if the water right is leased to the Water Supply Bank, see #6 of the instructions.

Water Right/Claim No.	Split?	Leased to Water Supply Bank?	Water Right/Claim No.	Split?	Leased to Water Supply Bank?
71-10105	Yes ☐	Yes ☐		Yes ☐	Yes ☐
36-10955	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Fred R. Stewart and Phyllis L. Stewart
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): The Phyllis Larey Stewart Living Trust
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or
- 277 S. Eden Rd Jerome ID 83338
Mailing address City State ZIP
- 208-825-5104 _____
Telephone Email
4. If the water rights and/or adjudication claims were split, how did the division occur?
☐ The water rights or claims were divided as specifically identified in a deed, contract, or other conveyance document.
☐ The water rights or claims were divided proportionately based on the portion of their place(s) of use acquired by the new owner.
5. Date you acquired the water rights and/or claims listed above: 8/1/2019
6. If the water right is leased to the Water Supply Bank changing ownership of a water right will reassign to the new owner any Water Supply Bank leases associated with the water right. Payment of revenue generated from any rental of a leased water right requires a completed IRS Form W-9 for payment to be issued to an owner. A new owner for a water right under lease shall supply a W-9. Water rights with multiple owners must specify a designated lessor, using a completed Lessor Designation form. Beginning in the calendar year following an acknowledged change in water right ownership, compensation for any rental will go to the new owner(s).
7. This form must be signed and submitted with the following **REQUIRED** items:
☒ A copy of the conveyance document – warranty deed, quitclaim deed, court decree, contract of sale, etc. The conveyance document must include a legal description of the property or description of the water right(s) if no land is conveyed.
☐ Plat map, survey map or aerial photograph which clearly shows the place of use and point of diversion for each water right and/or claim listed above (if necessary to clarify division of water rights or complex property descriptions).
☒ Filing fee (see instructions for further explanation):
 o \$25 per *undivided* water right.
 o \$100 per *split* water right.
 o No fee is required for pending adjudication claims.
☐ If water right(s) are leased to the Water Supply Bank AND there are multiple owners, a Lessor Designation form is required.
☐ If water right(s) are leased to the Water Supply Bank, the individual owner or designated lessor must complete, sign and submit an IRS Form W-9.

SUPPORT DATA

IN FILE # 36-10955

8. Signature: Phyllis Larey Stewart Trustee 8/1/2019
Signature of new owner/claimant Title, if applicable Date
- Signature: _____ _____ _____
Signature of new owner/claimant Title, if applicable Date

For IDWR Office Use Only:

Received by SG Date 8/19/19 Receipt No. 5037501 Receipt Amt. \$75.00

Active in the Water Supply Bank? Yes ☐ No ☐ If yes, forward to the State Office for processing W-9 received? Yes ☐ No ☐

Name on W-9 _____ Approved by _____ Processed by BW Date 10/31/2019

256847

Custer County Req. of
Willians, Meservey & Larson
Time 10:55 AM Date 8-5, 2019
Lara H. Baker, Clerk
Rust D. Hume \$ 15.00
Deputy

QUITCLAIM DEED

FOR VALUE RECEIVED, **PHYLLIS L. STEWART**, hereinafter called the "Grantor", hereby remises, releases, and forever quitclaims unto Phyllis Larey Stewart as Trustee of **THE PHYLLIS LAREY STEWART LIVING TRUST, u/a/d August 1st, 2019**, 277 S. Eden Rd., Jerome, Idaho 83338, hereinafter called the "Grantee", all her right, title and interest in the following described real property in Custer County, Idaho, to-wit:

TOWNSHIP 9 NORTH, RANGE 14 E., B.M., Custer County, Idaho

Section 29: That part of the SE $\frac{1}{4}$ NW $\frac{1}{4}$ described as follows:

COMMENCING at the intersection of the Easterly right of way line of U.S. Highway No. 93 and the Southerly boundary of the NE $\frac{1}{4}$ SW $\frac{1}{4}$ of said Section 29, running thence N. 21°01'31" W., along the Easterly right of way line of U.S. Highway No. 93 a distance of 1414.23 feet to the true point of beginning, Thence continuing N. 21°01'31" W., 368.17 feet; Thence N. 68°58' E., 580.0 feet; Thence S. 7°45' E., 202.8 feet; Thence S. 28°58' E., 390.6 feet; Thence N. 89°56' W., 609.45 feet to the true point of beginning.

EXCEPTING THEREFROM:

A parcel of land located in the S.E. $\frac{1}{4}$ of the N.W. $\frac{1}{4}$ of Section 29, Township 9 North, Range 14 East of the Boise Meridian, Custer County, Idaho more particularly described as follows: Commencing at the center $\frac{1}{4}$ of said Section 29. Thence S 89°52'30" W 443.87 feet along the South boundary of said N. W. $\frac{1}{4}$ to the REAL POINT OF BEGINNING; Thence S 89°52'30" W 84.12 feet along said South boundary; Thence N 16°24'14" W 124.32 feet; Thence S 86°27'02" E 103.24 feet; Thence S 8°10'29" E 113.84 feet to the REAL POINT OF BEGINNING, all in Custer County, Idaho together with a right of ingress and egress to and from said lands and Idaho State Hiway number 75 over and across the following described real property: A strip of land thirty (30) feet wide over and across a portion of the S. E. $\frac{1}{4}$, N.W. $\frac{1}{4}$ of Sec. 29. The center line of said strip is more particularly described as follows: Commencing at the center $\frac{1}{4}$ corner of said section 29, Thence S 89°52'30" W 664.21 feet along the South boundary of said N.W. $\frac{1}{4}$ to a point on the Easterly Right of Way line of Idaho State Highway number 75; Thence N 21°11'17" W 84.74 feet along said Right of Way to the REAL POINT OF BEGINNING of said center line of said strip of land; Thence N 66°38'44" E 138.85 feet; Thence S 86°27'02" 186.82 feet.

AND ALSO EXCEPTING THEREFROM:

A parcel of land located in the S.E. $\frac{1}{4}$ of the N. W. $\frac{1}{4}$ of Section 29, Township 9 North, Range 14 East of the Boise Meridian, Custer County, Idaho, more particularly described as

follows:

Commencing at the center $\frac{1}{4}$ corner of said Section 29, thence S $89^{\circ}52'30''$ W 340.63 feet to the South boundary of said N.W. $\frac{1}{4}$ to the REAL POINT OF BEGINNING:

Thence S $89^{\circ}52'30''$ W 103.24 feet along said South boundary;

Thence N $8^{\circ}10'29''$ W 113.84 feet;

Thence S $86^{\circ}27'05''$ E 84.12 feet;

Thence S $18^{\circ}17'56''$ E 112.97 feet to the REAL POINT OF BEGINNING.

The above described parcel contains 0.235 acres more or less, all in Custer County, Idaho together with a right of ingress and egress to and from said lands and Idaho State Highway number 75 over and across the following described real property: A strip of land thirty (30) feet wide over and across a portion of the S.E. $\frac{1}{4}$, N.W. $\frac{1}{4}$ of Section 29. The center line of said strip is more particularly described as follows: Commencing at the center $\frac{1}{4}$ corner of said section 29, Thence S $89^{\circ}52'30''$ W 664.21 feet along the South boundary of said N.W. $\frac{1}{4}$ to a point on the Easterly Right of Way line of Idaho State Highway number 75; Thence N $21^{\circ}11'17''$ W 84.74 feet along said Right of Way to the REAL POINT OF BEGINNING of said center line of said strip of land; Thence N $66^{\circ}38'44''$ E 138.85 feet; Thence S $86^{\circ}27'02''$ E 186.82 feet.

Together with all water rights appurtenant thereto.

TO HAVE AND TO HOLD the premises, with their appurtenances unto the Grantee, and the Grantee's successors and assigns forever.

DATED this 1st day of August, 2019.

"GRANTOR"


PHYLLIS L. STEWART

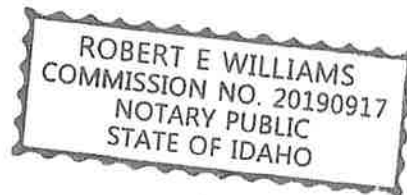
STATE OF IDAHO)

County of Jerome)
SS:

On this 1st day of August, 2019, before me, the undersigned, a Notary Public in and for said County and State, personally appeared PHYLLIS L. STEWART, known to me to be the person whose name is subscribed to the within and foregoing instrument, and who acknowledged to me that she executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and seal, the day and year in this certificate first above written.

[Signature]
NOTARY PUBLIC for Idaho
Residing at: Jerome
Commission Expires: 5/6/2025



Instrument # 2193734

JEROME COUNTY, JEROME, IDAHO

8-2-2019 03:41:48 PM No. of Pages: 3

Recorded for :

MICHELLE EMERSON

Fee: 15.00

QUITCLAIM DEED Ex-Officio Recorder Deputy

Clifton

FOR VALUE RECEIVED, PHYLLIS L. STEWART, also shown of record as PHYLLIS STEWART, hereinafter called the "Grantor", hereby remises, releases, and forever quitclaims unto Phyllis Larey Stewart as Trustee of **THE PHYLLIS LAREY STEWART LIVING TRUST, u/a/d August 1st, 2019**, 277 S. Eden Rd., Jerome, Idaho 83338, hereinafter called the "Grantee", all her right, title and interest in the following described real property in Jerome County, Idaho, to-wit:

PARCEL NO. 1:

A parcel of land being on the northerly side of the centerline of Interstate 80N, Project No. I-80N-3(18)191 Highway Survey, as shown on plans thereof now on file in the office of the Dept. of Highways of the State of Idaho, and being a portion of NE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 9, and N $\frac{1}{4}$ NW $\frac{1}{4}$, Section 10 Township 10 South, Range 20 East Boise Meridian, described as follows:

Beginning at the North East corner of N $\frac{1}{4}$ NW $\frac{1}{4}$, Section 10 Township 10 South, Range 20 East, Boise Meridian, Which corner bears North 8°44'54" West 213.81 feet from Station 296+20.43 of said Interstate 80 North, Project No. I-80N-3(18)191 Highway Survey;

Thence Westerly along North line of N $\frac{1}{4}$ NW $\frac{1}{4}$ and North line of NE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 9, Township 10 South, Range 20 East, Boise Meridian, 3,555.44 feet to a point that bears North 6°22'56" East 202.56 feet from Station 259+85.18 of said Highway Survey;

Thence South 6°22'56" West 102.56 feet to a point in a line Parallel with and 100 feet Northerly from the centerline of said Highway Survey;

Thence South 83°37'04" East along said parallel line 414.82 feet to a point that bears North 6°22'56" East 100 feet from Station 264+00 of said Highway Survey;

Thence South 89°19'48" East 200.99 feet to a point in a line parallel with and 120.0 feet Northerly from centerline and bears North 6°22'56" East 120.0 feet from Station 266+00 of said Highway Survey

Thence along said last parallel line as follows: South 82°37'04" East 763.28 feet to a point that bears North 6°22'56" East 120.0 feet from Station 273+63.28 of said Highway Survey, Easterly along a 5.809.58 feet radius curve left 1.457.87 feet to a point that bears North 8°30'30" West 120.0 feet from Station 288+52.34 of said Highway Survey;

Thence North 81°09'14" East, leaving said last parallel line, 66.33 feet to a point that bears North 9°11'09" West 120.0 feet from Station 289+20.09 of said Highway Survey;

Thence North 81°42'04" East 683.37 feet to a point in the East line of said N $\frac{1}{4}$ NW $\frac{1}{4}$ and bears North 8°53'21" West 109.52 feet from Station 296.04.10 of said Highway Survey;

Thence North 0°06'44" West along said East line 105.51 feet to PLACE OF BEGINNING;

EXCEPTING THEREFROM: All that portion thereof lying within the tract of land as described in that certain Quitclaim Deed dated April 24, 1923, recorded October 9, 1923 in Book 38, Page 332, records of Jerome County, Idaho; area conveyed contains approximately 10.56 acres

QUITCLAIM DEED - 1

H:\REW\DATA\Q-T\STEWART FRED & PHYLLIS\ESTATE PLANNING\QUITCLAIM JEROME Co - PLS TO TRUST.DOC

PARCEL NO. 2:

Part of Tract F of Section 34 in Township 8 South, Range 19 East of the Boise Meridian, Jerome County, State of Idaho.

Beginning at the Southeast Corner of Section 34 in Township 8 South, Range 19 East of the Boise, Meridian, said corner marked by a ½" rebar;

Thence North 00°02'20" East (North 0°00'00" West, Rec.) along the East line of Section 34 for a distance of 1125.38 feet (1125.43', Rec.) to the POINT OF BEGINNING;

Thence North 88°54'35" West (North 88°58'40" West, Rec.) for a distance of 25.01 feet (25.00', Rec.) to a ½" rebar;

Thence North 88°54'35" West (North 88°58'40" West, Rec.) for a distance of 197.83 feet to a ½" rebar;

Thence North 88°54'35" West (North 88°58'40" West, Rec.) for a distance of 132.11 feet to a ½" rebar;

Thence North 00°02'20" East for a distance of 216.28 feet to a ½" rebar;

Thence South 88°54'35" East for a distance of 331.40 feet to a ½" rebar;

Thence South 88°54'35" East for a distance of 23.55 feet to the East line of Section 34;

Thence South 00°02'20" West along said line for a distance of 216.28 feet to the POINT OF BEGINNING.

Said parcel containing 1.762 acres more or less.

PARCEL NO. 3:

Part of Tract F of Section 34 in Township 8 South, Range 19 East of the Boise Meridian, Jerome County, State of Idaho.

Beginning at the Southeast Corner of Section 34 in Township 8 South, Range 19 East of the Boise, Meridian, said corner marked by a 1/2" rebar;

Thence North 00°02'20" East (North 0°00'00" West, Rec.) along the East line of Section 34 for a distance of 1125.38 feet (1125.43', Rec.)

Thence North 88°54'35" West (North 88°58'40" West, Rec.) for a distance of 25.01 feet (25.00', Rec.) to a 1/2" rebar;

Thence North 88°54'35" West (North 88°58'40" West, Rec.) for a distance of 197.83 feet to a 1/2" rebar

Thence North 88°54'35" West (North 88°58'40" West, Rec.) for a distance of 132.11 feet to a 1/2" rebar, to the POINT OF BEGINNING;

Thence North 63°43'21" West for a distance of 107.84' to a 1/2" rebar;

Thence North 00°06'51" West for a distance of 116.95' to a 1/2" rebar;

Thence North 62°00'54" East for a distance of 109.93' to a 1/2" rebar;

Thence South 00°02'20" West for a distance of 216.28' to the POINT OF BEGINNING.

Said Property contains 0.37 acres more or less and is subject to any easements or right of ways, existing or of record.

QUITCLAIM DEED - 2

H:\REW\DATA\Q-T\STEWART FRED & PHYLLIS\ESTATE PLANNING\QUITCLAIM JEROME CO - PLS TO TRUST.DOC

PARCEL NO. 2:

Part of Tract F of Section 34 in Township 8 South, Range 19 East of the Boise Meridian, Jerome County, State of Idaho.

Beginning at the Southeast Corner of Section 34 in Township 8 South, Range 19 East of the Boise, Meridian, said corner marked by a ½" rebar;
Thence North 00°02'20" East (North 0°00'00" West, Rec.) along the East line of Section 34 for a distance of 1125.38 feet (1125.43', Rec.) to the POINT OF BEGINNING;
Thence North 88°54'35" West (North 88°58'40" West, Rec.) for a distance of 25.01 feet (25.00', Rec.) to a ½" rebar;
Thence North 88°54'35" West (North 88°58'40" West, Rec.) for a distance of 197.83 feet to a ½" rebar;
Thence North 88°54'35" West (North 88°58'40" West, Rec.) for a distance of 132.11 feet to a ½" rebar;
Thence North 00°02'20" East for a distance of 216.28 feet to a ½" rebar;
Thence South 88°54'35" East for a distance of 331.40 feet to a ½" rebar;
Thence South 88°54'35" East for a distance of 23.55 feet to the East line of Section 34;
Thence South 00°02'20" West along said line for a distance of 216.28 feet to the POINT OF BEGINNING.

Said parcel containing 1.762 acres more or less.

PARCEL NO. 3:

Part of Tract F of Section 34 in Township 8 South, Range 19 East of the Boise Meridian, Jerome County, State of Idaho.

Beginning at the Southeast Corner of Section 34 in Township 8 South, Range 19 East of the Boise, Meridian, said corner marked by a 1/2" rebar;
Thence North 00°02'20" East (North 0°00'00" West, Rec.) along the East line of Section 34 for a distance of 1125.38 feet (1125.43', Rec.)
Thence North 88°54'35" West (North 88°58'40" West, Rec.) for a distance of 25.01 feet (25.00', Rec.) to a 1/2" rebar;
Thence North 88°54'35" West (North 88°58'40" West, Rec.) for a distance of 197.83 feet to a 1/2" rebar
Thence North 88°54'35" West (North 88°58'40" West, Rec.) for a distance of 132.11 feet to a 1/2" rebar, to the POINT OF BEGINNING;
Thence North 63°43'21" West for a distance of 107.84' to a 1/2" rebar;
Thence North 00°06'51" West for a distance of 116.95' to a 1/2" rebar;
Thence North 62°00'54" East for a distance of 109.93' to a 1/2" rebar;
Thence South 00°02'20" West for a distance of 216.28' to the POINT OF BEGINNING.

Said Property contains 0.37 acres more or less and is subject to any easements or right of ways, existing or of record.

Together with all water rights appurtenant thereto.

TO HAVE AND TO HOLD the premises, with their appurtenances unto the Grantee, and the Grantee's successors and assigns forever.

DATED this 1st day of August, 2019.

"GRANTOR"

Phyllis L. Stewart

PHYLLIS L. STEWART,
aka PHYLLIS STEWART

STATE OF IDAHO)

County of Jerome SS:

On this 1st day of August, 2019, before me, the undersigned, a Notary Public in and for said County and State, personally appeared PHYLLIS L. STEWART, aka PHYLLIS STEWART, known to me to be the person whose name is subscribed to the within and foregoing instrument, and who acknowledged to me that she executed the same.

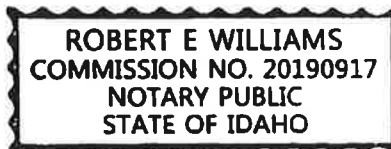
IN WITNESS WHEREOF, I have hereunto set my hand and seal, the day and year in this certificate first above written.

Robert E. Williams

NOTARY PUBLIC for Idaho

Residing at: Jerome

Commission Expires: 5/6/2025





State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region • 650 ADDISON AVE W STE 500 • TWIN FALLS, ID 83301-5858

Phone: (208)736-3033 • Fax: (208)736-3037 • Website: www.idwr.idaho.gov

Brad Little
Governor

Gary Spackman
Director

October 31, 2019

PHYLLIS LAREY STEWART LIVING TRUST
277 S EDEN RD
JEROME ID 83338-7043

Re: Change in Ownership for Water Right No(s): 36-10955, and 71-10105

Dear Water Right Holder(s):

The Department of Water Resources (Department) acknowledges the receipt of correspondence changing ownership of the above referenced water right(s) to you. The Department has modified its records and has enclosed a computer-generated report for you.

Updating the ownership record for a water right does not reconfirm the validity of the right. When processing a Notice of Change in Water Right Ownership, the Department does not review the history of water use to determine if the right has been forfeited or deliberately abandoned through five years or more of non-use. To read more about water right forfeiture, including how to protect a water right from forfeiture, please see Idaho Code §§ 42-222 and 42-223.

Please note, water right owners are required to report any change of water right ownership and any change of mailing address to the Department within 120 days of the change. Reporting forms are available from any office of the Department, or from the Department's website.

If you have any questions concerning the enclosed information, please contact me at (208) 736-3033.

Sincerely,

Benny Walker
Senior Water Resource Agent

Enclosure(s)

cc. Williams, Meservy & Larsen, LLP