

RECEIVED

AUG 06 2010

WATER RESOURCES
WESTERN REGION

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 IDWR will produce new water right number(s) for the split(s).

Water Right No(s)	Adjudication Claim No(s)	Split(s)	Water Right No(s)	Adjudication Claim No(s)	Split(s)
PD 36-2497	36-02497	No			

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 on file with the county Planning and Zoning or Recorder's Office).

OR

- D. 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 or equivalent **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) Estate of M.A. Strickland & Evelyn G. Strickland
c/o Jerry A. Strickland
1738 E. 3400 S. 460 5th Ave. E.

4. New Owner/Claimant(s) Wendell, ID 83355 Wendell, ID 83355
Patricia M. Strickland and Jerry A. Strickland, Co-Trustees of the
testamentary trust under Will of M. A. Strickland dated 3/29/1978
Name Connector (Check one): ☒ and, ☐ or, ☐ and/or

New Mailing Address c/o Jerry A. Strickland

City, State and ZIP Code 1738 E. 3400 S., Wendell, ID 83355

New Telephone Number (208) 308-4395 Email: (208) 536-2743

5. Date you acquired the property June 29, 2010
6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in line 1, then skip this line and go to line 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 (you may copy this page, if 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 will not be split, skip this area and proceed to line 7)		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Water Right and/or Adjudication Claim Number _____		
Irrigation		
Stock		
Domestic		
Other		
Totals		
Water Right and/or Adjudication Claim Number _____		
Irrigation		
Stock		
Domestic		
Other		
Totals		
Water Right and/or Adjudication Claim Number _____		
Irrigation		
Stock		
Domestic		
Other		
Totals		

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.

7. Signature(s) of New Owner(s) or Claimant(s) Patricia M. Strickland Co-Trustee
 Patricia M. Strickland (title if applicable)
Jerry A. Strickland Co-Trustee
 Jerry A. Strickland (title if applicable)

IT IS IMPORTANT TO FILE THIS COMPLETED FORM AT THE APPROPRIATE IDWR OFFICE, WITH PAYMENT OF THE FILING FEE AND THE OWNERSHIP DOCUMENT(S), AS REFERRED TO IN LINE 2.

For IDWR Office Use Only:

Received by _____ Date _____
 Received by gmr Date 8-20-06-10
 Processed by _____ AJ Date _____

Receipt Amt. 250
 Receipt No. WD38636
 WR _____ Date _____

PARCEL 1 LAST DEED OF RECORD

Indexed
Direct ☒ *103211*
Indirect ☒

103211

STATE OF IDAHO, COUNTY OF GOODING, ss.

Filed for record at the request of *C. G. McIntyre*

18 min. past *10* o'clock *A.* M. this *7th* day
of *Sept.*, 19*83*.

MARGARET F. CLEMENTS Recorder

By *Virginia E. Stepi*, Deputy

1 C. G. MCINTYRE
2 Coleman & McIntyre
3 P. O. Box 525
4 Twin Falls, ID 83301
5 Telephone: 734-1224

6 IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF
7 THE STATE OF IDAHO, IN AND FOR THE COUNTY OF GOODING
8 MAGISTRATE DIVISION
9

10 In the Matter of the Estate of) Case No. 18251
11 M. A. STRICKLAND,)
12 Deceased.) PERSONAL REPRESENTATIVE'S DEED

14 For good and valuable consideration, receipt of
15 which is hereby acknowledged, Evelyn G. Strickland, Personal
16 Representative of the Estate of M. A. Strickland, deceased,
17 does hereby GRANT and CONVEY unto Evelyn G. Strickland,
18 Trustee under Will of M. A. Strickland dated March 29, 1978,
19 whose address is Route 1, Wendell, Idaho, 83355, the undivided
20 one-half community interest of the decedent, M. A. Strickland,
21 and his estate in the following real property in Gooding,
22 County, Idaho:

23 Township 8 South, Range 14 East of the Boise
24 Meridian

25 Section 36: NE $\frac{1}{4}$

26 Township 8 South, Range 15 East of the Boise
Meridian

2/

1 Section 31: Lot 1 and the NE¼NW¼ except:
2 a. That part lying South of "S" Coulee
3 b. Commencing at the NW corner of said
4 Section 31,
5 thence S 89° 58' E (along Section
6 line) 1056.75 feet to the true point
7 of beginning;
8 thence S 89° 58' E, 360.00 feet;
9 thence S 56° 07' W, 433.81 feet;
10 thence N 0° 02' E, 242.00 feet to the
11 true point of beginning.

12 IN THE COUNTY OF GOODING, STATE OF IDAHO

13 Together with appurtenances.

14 The other undivided one-half interest in the above
15 described real property is hereby confirmed in Evelyn G.
16 Strickland as the surviving widow of M. A. Strickland,
17 deceased, as her undivided one-half interest in the community
18 property of M. A. Strickland and Evelyn G. Strickland, husband
19 and wife.

20 DATED this 2 day of September, 1983.

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Evelyn G. Strickland
EVELYN G. STRICKLAND
Personal Representative

1 STATE OF IDAHO

2 County of

ss.

3 On this 2nd day of September, 1983, before
4 me, the undersigned, a Notary Public in and for said County
5 and State, personally appeared Evelyn G. Strickland, known
6 to me to be the person whose name is subscribed to the
7 within instrument as Personal Representative, and acknowledged
8 to me that she executed the same as such Personal Representative.

9 IN WITNESS WHEREOF, I have hereunto set my hand
10 and affixed my official seal the day and year in this certificate
11 above written.



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NOTARY PUBLIC

CORRECTION GRANT DEED

THIS CORRECTION GRANT DEED is made this 9 day of July, 1999, by and between EVELYN G. STRICKLAND, a single person (Grantor) and EVELYN G. STRICKLAND, Trustee under Will of M. A. Strickland dated March 29, 1978 (Grantee), whose current mailing address is 3503 South 1700 East, Wendell, Idaho 83355.

WHEREAS, the Grantor executed and delivered to the Grantee a Grant Deed dated October 22, 1997 which was recorded as Instrument No. 172801, records of the Gooding County Recorder, Gooding County, Idaho.

WHEREAS, an error occurred in the description of the real property to be conveyed by Grantor to Grantee which the parties to this instrument desire to correct by executing and accepting this Correction Grant Deed.

NOW, THEREFORE, for good and valuable consideration paid by Grantee to Grantor, the receipt and sufficiency whereof is hereby acknowledged, Grantor hereby gives, grants, aligns and confirms unto Grantee and to Grantee's successors, heirs and assigns forever the following described real property located in the County of Gooding, State of Idaho:

The North 360 feet of the South 620 feet of U.S. Government Lot 1, Section 31, T. 8 S., R. 15 E., B.M., Gooding County, Idaho, excepting therefrom that portion lying within the property conveyed by Evelyn G. Strickland, a widow, as grantor to the West Point Highway District, grantee, by Warranty Deed dated August 6, 1993 and recorded as Instrument No. 153926, records of the Gooding County Recorder, Gooding, Idaho.

SUBJECT to all taxes and assessments for the current year and thereafter and all easements, reservations and restrictions of record or apparent.

TOGETHER WITH ALL AND SINGULAR, the tenements, hereditaments, and appurtenances thereunto belonging or in anyway appertaining.

TO HAVE AND TO HOLD all and singular the premises together with the appurtenances unto Grantee and to Grantee's successors,

heirs and assigns forever.

IN WITNESS WHEREOF, Grantor has executed this instrument the day and year first above written.

Evelyn G. Strickland
Evelyn G. Strickland

STATE OF IDAHO)
 : ss.
County of Gooding)

On this 9 day of July, 1999, before me, the undersigned Notary Public in and for said State, personally appeared EVELYN G. STRICKLAND, a single woman, known or identified to me to be the person whose name is subscribed to the within instrument and acknowledged to me that she executed the same.

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

Matthew A. B...
Notary Public for Idaho

Residing at: 1100 1st St. N.

My Commission Expires: 3-27-2003

181348

STATE OF IDAHO COUNTY OF GOODING

Filed for record at the request of

Evelyn Strickland

40 min. past 3 o'clock P.m. this 9th

of July 1999 6:00

By Denny Archibald Deputy

AL

QUITCLAIM DEED

(Portion of Home Place)

FOR VALUE RECEIVED, Evelyn G. Strickland, Trustee under Will of M.A. Strickland dated March 29, 1978, does hereby convey, release and forever quitclaim unto Patricia M. Strickland and Jerry A. Strickland, successor co-trustees of the Testamentary Trust under the Will of M.A. Strickland dated March 29, 1978, whose addresses are P.O. Box 1, Wendell, Idaho 83355 and 3400 S. 1738 E., Wendell, Idaho 83355, respectively, all of her right, title and interest now owned or hereafter acquired as the Trustee to the following described premises, to-wit:

U.S. Government Lot 1 excepting the South 620 feet thereof and the NE $\frac{1}{4}$ NW $\frac{1}{4}$.

EXCEPTING therefrom:

- A. That part, if any, lying south of the "S" Coulee, and
- B. That parcel which is described as follows: Commencing at the NW corner of Section 31; thence S. 89°58'E. along the North boundary of Section 31 1056.75 feet to the true point of beginning; thence S. 89°58'E., 360.00 feet to a point; thence S. 56°07'W. 433.81 feet to a point; thence N. 0°02'E. 242.00 feet to the true point of beginning.
- C. That parcel conveyed to the West Point Highway District by warranty deed dated August 6, 1993, and recorded as Instrument No. 153926, records of the Gooding County Recorder, Gooding County, Idaho.

TOGETHER with all water rights appurtenant to the real property described above and shares of stock in any canal company who provides the real property with water including, without limitation, Water Right No. 36-2497 and 43.44 shares of stock in the Northside Canal Company.

ALSO TOGETHER with all and singular the tenements, hereditaments, and appurtenances thereunto belonging or in anyway appertaining, and the reversion and reversions, remainder and remainders, rents, issues and profits thereof.

Under the Will of M.A. Strickland, aka Mark A. Strickland and Mark Andrew Strickland, a Trust was created. Evelyn G. Strickland was named as the trustee and Patricia M. Strickland, formerly known as Patricia Mae Rosco, and Jerry A. Strickland, aka Jerry Andrew Strickland, were named as the successor co-trustees of the Trust. Evelyn G. Strickland accepted the trusteeship February 28, 1989, and resigned as the trustee January 31, 2000. On January 31, 2000, Patricia M. Strickland and Jerry A. Strickland accepted the co-trusteeship. The purpose of this Deed is to reflect the substitution of the trusteeship and to recognize that Patricia M. Strickland and Jerry A. Strickland hold title to the above real property as co-trustees of the Testamentary Trust under the Will of M.A. Strickland dated March 29, 1978.

By this conveyance it is intended that an undivided one-half interest in the real property be held by Evelyn G. Strickland, an unmarried person, and that Patricia M. Strickland and Jerry A. Strickland, co-

trustees of the Testamentary Trust under the Will of M.A. Strickland dated March 29, 1978, also hold an undivided one-half interest in the real property.

DATED this 29 day of June, 2010.

Evelyn G. Strickland
Evelyn G. Strickland, Trustee under the Will of
M.A. Strickland dated March 29, 1978

STATE OF IDAHO)
) ss.
County of Gooding)

On this 29 day of June, 2010, before me, a Notary Public for the State of Idaho, personally appeared **EVELYN G. STRICKLAND**, known or identified to me to be the person whose name is subscribed to the within instrument as Trustee under the Will of M.A. Strickland dated March 29, 1978, and acknowledged to me that she executed this instrument as the trustee.

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



Audra Wagner
Notary Public for State of Idaho
Residing at Gooding, Idaho
My Commission Expires: 6/17/15

Instrument # 235128

GOODING, GOODING, IDAHO

8-4-2010 03:36:07 No. of Pages: 2

Recorded for : WESTBERG, MCCABE & COLLINS, CTD

DENISE M. GILL Fee: 13.00

Ex-Officio Recorder Deputy

CORRECTION QUITCLAIM DEED

(Portion of Home Place)

The sole purpose of this Correction Quitclaim Deed is to described the Township, Range, Section Number and Boise Meridian of the real property described in the Quitclaim Deed dated June 29, 2010, between the same parties recorded as Instrument No. 234947, records of the Gooding County Recorder, Gooding County, Idaho. The real property described in that Quitclaim Deed is in Section 31, T.8S., R.15E., B.M., Gooding County, Idaho.

FOR VALUE RECEIVED, Evelyn G. Strickland, Trustee under Will of M.A. Strickland dated March 29, 1978, does hereby convey, release and forever quitclaim unto Patricia M. Strickland and Jerry A. Strickland, successor co-trustees of the Testamentary Trust under the Will of M.A. Strickland dated March 29, 1978, whose addresses are P.O. Box 1, Wendell, Idaho 83355 and 3400 S. 1738 E., Wendell, Idaho 83355, respectively, all of her right, title and interest now owned or hereafter acquired as the Trustee to the following described premises, to-wit:

U.S. Government Lot 1 of Section 31, T.8S., R.15E., B.M., Gooding County, Idaho, excepting the South 620 feet thereof and the NE $\frac{1}{4}$ NW $\frac{1}{4}$.

EXCEPTING therefrom:

- A. That part, if any, lying south of the "S" Coulee, and
- B. That parcel which is described as follows: Commencing at the NW corner of Section 31; thence S. 89°58'E. along the North boundary of Section 31 1056.75 feet to the true point of beginning; thence S. 89°58'E., 360.00 feet to a point; thence S. 56°07'W. 433.81 feet to a point; thence N. 0°02'E. 242.00 feet to the true point of beginning.
- C. That parcel conveyed to the West Point Highway District by warranty deed dated August 6, 1993, and recorded as Instrument No. 153926, records of the Gooding County Recorder, Gooding County, Idaho.

TOGETHER with all water rights appurtenant to the real property described above and shares of stock in any canal company who provides the real property with water including, without limitation, Water Right No. 36-2497 and 43.44 shares of stock in the Northside Canal Company.

ALSO TOGETHER with all and singular the tenements, hereditaments, and appurtenances thereunto belonging or in anyway appertaining, and the reversion and reversions, remainder and remainders, rents, issues and profits thereof.

Under the Will of M.A. Strickland, aka Mark A. Strickland and Mark Andrew Strickland, a Trust was created. Evelyn G. Strickland was named as the trustee and Patricia M. Strickland, formerly known as Patricia Mae Rosco, and Jerry A. Strickland, aka Jerry Andrew Strickland, were named as the successor co-trustees of the Trust. Evelyn G. Strickland accepted the trusteeship February 28, 1989, and resigned as the

trustee January 31, 2000. On January 31, 2000, Patricia M. Strickland and Jerry A. Strickland accepted the co-trusteeship. The purpose of this Deed is to reflect the substitution of the trusteeship and to recognize that Patricia M. Strickland and Jerry A. Strickland hold title to the above real property as co-trustees of the Testamentary Trust under the Will of M.A. Strickland dated March 29, 1978.

By this conveyance it is intended that an undivided one-half interest in the real property be held by Evelyn G. Strickland, an unmarried person, and that Patricia M. Strickland and Jerry A. Strickland, co-trustees of the Testamentary Trust under the Will of M.A. Strickland dated March 29, 1978, also hold an undivided one-half interest in the real property.

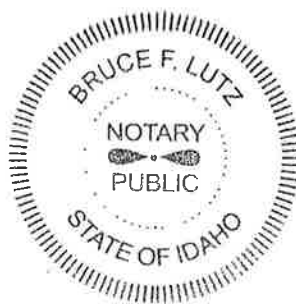
DATED this 30 ^{30 BFL} day of July, 2010.

Evelyn G. Strickland
Evelyn G. Strickland, Trustee under the Will of
M.A. Strickland dated March 29, 1978

STATE OF IDAHO)
) ss.
County of Gooding)

On this 30 ^{30 BFL} day of July, 2010, before me, a Notary Public for the State of Idaho, personally appeared **EVELYN G. STRICKLAND**, known or identified to me to be the person whose name is subscribed to the within instrument as Trustee under the Will of M.A. Strickland dated March 29, 1978, and acknowledged to me that she executed this instrument as the trustee.

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



Bruce F. Lutz
Notary Public for State of Idaho
Residing at Hagerman, Idaho
My Commission Expires: January 23, 2012

AL

GRANT DEED

(Portion of Home Place)

THIS GRANT DEED is made and entered into the 29 day of June, 2010, by and between Evelyn G. Strickland, an unmarried person (Grantor), and Patricia M. Strickland and Jerry A. Strickland, co-trustees of the Testamentary Trust under the Will of M.A. Strickland dated March 29, 1978 (collectively Grantee). Patricia M. Strickland's address is P.O. Box 1, Wendell, Idaho 83355. The address of Jerry A. Strickland is 3400 S. 1738 E., Wendell, Idaho 83355.

The Grantor for good and valuable consideration, receipt and sufficiency whereof is hereby acknowledged, hereby grants, bargains, sells and conveys unto Grantee and to Grantee's successors, heirs and assigns the following described premises situated in Gooding County, State of Idaho:

U.S. Government Lot 1 excepting the South 620 feet thereof and the NE $\frac{1}{4}$ NW $\frac{1}{4}$.

EXCEPTING therefrom:

- A. That part, if any, lying south of the "S" Coulee, and
- B. That parcel which is described as follows: Commencing at the NW corner of Section 31; thence S. 89°58'E. along the North boundary of Section 31 1056.75 feet to the true point of beginning; thence S. 89°58'E., 360.00 feet to a point; thence S. 56°07'W. 433.81 feet to a point; thence N. 0°02'E. 242.00 feet to the true point of beginning.
- C. That parcel conveyed to the West Point Highway District by warranty deed dated August 6, 1993, and recorded as Instrument No. 153926, records of the Gooding County Recorder, Gooding County, Idaho.

SUBJECT to easements, reservations and restrictions of record or apparent and real property taxes and assessments.

TOGETHER with all water rights appurtenant to the real property described above and shares of stock in any canal company who provides the real property with water including, without limitation, Water Right No. 36-2497 and 43.44 shares of stock in the Northside Canal Company.

ALSO TOGETHER with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anyway appertaining, and the reversion and reversions, remainder and remainders, rents, issues and profits thereof and also all of the estate, right, title, interest in and to the property, possession, claim and demand whatsoever, as well as in law as in equity, in or to the premises, and every part or parcel thereof with the appurtenances.

TO HAVE AND TO HOLD all and singular the premises and the appurtenances forever.

The purpose of this Grant Deed is to terminate the existing co-tenancy between the parties and to place title to the real property described above solely in the Grantee.

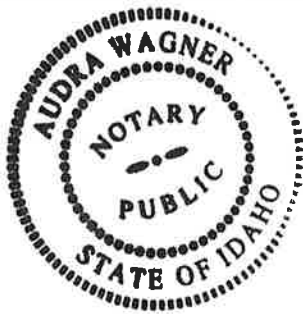
IN WITNESS WHEREOF, the Grantor has executed this instrument the day and year first above written.

Evelyn G. Strickland
Evelyn G. Strickland

STATE OF IDAHO)
) ss.
County of Gooding)

On this 29 day of June, 2010, before me, a Notary Public for the State of Idaho, personally appeared **EVELYN G. STRICKLAND**, known or identified to me to be the person whose name is subscribed to the within instrument and acknowledged to me that she executed the same.

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



Audra Wagner
Notary Public for State of Idaho
Residing at Gooding, Idaho
My Commission Expires: 6/17/15

Instrument # 235129

GOODING, GOODING, IDAHO

8-4-2010 03:39:25 No. of Pages: 2

Recorded for : WESTBERG, MCCABE & COLLINS, CTD

DENISE M. GILL Fee: 13.00

Ex-Officio Recorder Deputy

CORRECTION

GRANT DEED

(Portion of Home Place)

THIS CORRECTION GRANT DEED is made and entered into the 30th day of July, 2010, by and between Evelyn G. Strickland, an unmarried person (Grantor), and Patricia M. Strickland and Jerry A. Strickland, co-trustees of the Testamentary Trust under the Will of M.A. Strickland dated March 29, 1978 (collectively Grantee). Patricia M. Strickland's address is P.O. Box 1, Wendell, Idaho 83355. The address of Jerry A. Strickland is 3400 S. 1738 E., Wendell, Idaho 83355.

The sole purpose of this Correction Grant Deed is to described the Township, Range, Section Number and Boise Meridian of the real property described in the Grant Deed dated June 29, 2010, between the same parties recorded as Instrument No. 234948, records of the Gooding County Recorder, Gooding County, Idaho. The real property described in that Grant Deed is in Section 31, T.8S., R.15E., B.M., Gooding County, Idaho.

The Grantor for good and valuable consideration, receipt and sufficiency whereof is hereby acknowledged, hereby grants, bargains, sells and conveys unto Grantee and to Grantee's successors, heirs and assigns the following described premises situated in Section 31, T.8S., R.15E., B.M., Gooding County, State of Idaho:

U.S. Government Lot 1 excepting the South 620 feet thereof and the NE $\frac{1}{4}$ NW $\frac{1}{4}$.

EXCEPTING therefrom:

- A. That part, if any, lying south of the "S" Coulee, and
- B. That parcel which is described as follows: Commencing at the NW corner of Section 31; thence S. 89°58'E. along the North boundary of Section 31 1056.75 feet to the true point of beginning; thence S. 89°58'E., 360.00 feet to a point; thence S. 56°07'W. 433.81 feet to a point; thence N. 0°02'E. 242.00 feet to the true point of beginning.
- C. That parcel conveyed to the West Point Highway District by warranty deed dated August 6, 1993, and recorded as Instrument No. 153926, records of the Gooding County Recorder, Gooding County, Idaho.

SUBJECT to easements, reservations and restrictions of record or apparent and real property taxes and assessments.

TOGETHER with all water rights appurtenant to the real property described above and shares of stock in any canal company who provides the real property with water including, without limitation, Water Right No. 36-2497 and 43.44 shares of stock in the Northside Canal Company.

ALSO TOGETHER with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anyway appertaining, and the reversion and reversions, remainder and remainders, rents, issues and profits thereof and also all of the estate, right, title, interest in and to the property, possession, claim and demand whatsoever, as well as in law as in equity, in or to the premises, and every part or parcel

thereof with the appurtenances.

TO HAVE AND TO HOLD all and singular the premises and the appurtenances forever.

The purpose of this Grant Deed is to terminate the existing co-tenancy between the parties and to place title to the real property described above solely in the Grantee.

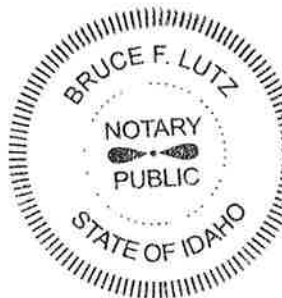
IN WITNESS WHEREOF, the Grantor has executed this instrument the day and year first above written.


Evelyn G. Strickland

STATE OF IDAHO)
) ss.
County of Gooding)

On this 30 day of July, 2010, before me, a Notary Public for the State of Idaho, personally appeared **EVELYN G. STRICKLAND**, known or identified to me to be the person whose name is subscribed to the within instrument and acknowledged to me that she executed the same.

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




Notary Public for State of Idaho
Residing at Hagerman, Idaho
My Commission Expires: January 23, 2012



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region • 650 Addison Ave W, Suite 500 • Twin Falls, Idaho 83301-5858
Phone: (208) 736-3033 • Fax: (208) 736-3037 • Website: www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

March 21, 2014

JERRY STRICKLAND
CAROL STRICKLAND
1738 E 3400 S
WENDELL ID 83355

RE: Change of Ownership for Water Right Nos. 36-7450B, 37-8897, ³⁶~~37~~-2497
37-679D split into 37-679D and 37-22859

Dear Jerry:

I finally got through all the deeds submitted with the ownership changes for the properties in Gooding and Camas counties and believe I have the ownership of the water rights correct. Water right 36-7450B was changed to you and Carol as sole owners. 37-679D was split according to the deed with yours and Carol's portion numbered 37-22859. The remainder of 37-679D is in the name of the Testamentary Trust under the Will of M. A. Strickland. ³⁶~~37~~-2497 was changed entirely into the Trust's name as well.

Based on our phone conversation I did not split 37-8897 but added yours, Carol's and the Trust's names all as current owners even though the deed indicates the water right should be split. I can easily remove the Trust as a co-owner once a corrected or new deed is executed and submitted to the department.

Updating the ownership record for a water right does not reconfirm the validity of the right. When processing an ownership change notice, the department does not review the history of water use to determine if the right has been forfeited 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 Sections 42-222 and 42-223, Idaho Code.

Also, please note that Section 42-248, Idaho Code, requires you or the owner of this water right to maintain current ownership and address records on file with the department. Forms to file a change of ownership of a water right and/or a change in the address of the water right owner are available from any department office, or at the department's website at: www.idwr.idaho.gov.

Please feel free to contact this office if you have any questions regarding this matter.

Sincerely,

Trish Fawcett
Technical Records Specialist

Enclosure(s)

SCANNED

SEP 21 2014

WESTBERG, McCABE & COLLINS, CTD.

ATTORNEYS & COUNSELORS AT LAW
516 WEST FRANKLIN STREET
P.O. BOX 2836
BOISE, IDAHO 83701-2836

RECEIVED

AUG 06 2010

WATER RESOURCES
WESTERN REGION

PAUL L. WESTBERG
WILLIAM D. COLLINS
CHRISTIAN D. COLLINS

Of Counsel:
THOMAS J. McCABE

August 6, 2010

TELEPHONE
(208) 336-5200
FAX
(208) 336-2121

HAND DELIVERED

Idaho Department of Water Resources
Western Region
2735 Airport Way
Boise, ID 83705

Re: Change of Ownership, Water Right Nos. 37-00679D, 37-08897, 36-02497
and 36-07450B

Dear Sir or Madam:

I am enclosing Notices of Change of Ownership for each of the water rights listed above.

Water Right No. 37-00679D. In talking with a representative of your Department a week or so ago, I was assured that this water right was decreed; however, I could not find evidence of that fact on the SRBA website. Therefore, I was told that the filing fee for this change is \$100.00 because it involves a split. Attached to this Notice of Change of Water Right Ownership are the deeds in the chain of title from that you are listing as the owner. You are currently listing Evelyn G. Strickland as the current owner of the water right. The real property to which the water right is appurtenant was, in fact, owned by Mrs. Strickland and the trustees of a trust her husband created under his Will. By the deeds which are attached, the north half of the appurtenant property is now owned solely by Mrs. Strickland and the south half is owned solely by the trustees of that trust. We are dividing this water right such that Mrs. Strickland will retain 1.21 cfs and the trust has acquired 1.20 cfs.

Water Right No. 37-08897. This water right was not part of the SRBA since it was initiated after commencement of that action. A License has been issued for the right in the name of Evelyn Strickland. This water right is appurtenant to the same land listed as the place of use for Water Right No. 37-00679D. The deeds attached to the Notice of Change on Water Right No. 37-08897 are the same as that for Water Right No. 37-00679D. The water right is being divided equally between Mrs. Strickland and the trustees of the testamentary trust. I understand that the filing fee for this change is \$100.00.

Water Right No. 36-02497. This water right does not involve a split. You are listing the current owner as the Estate of M.A. Strickland. The deeds attached show the title transfers. The property was, in fact, initially owned equally by Evelyn G. Strickland and her husband, M.A. Strickland. His half interest in the real property appurtenant to the water right passed to the trustees of the testamentary trust on his death. Title to the real property which the water right is appurtenant to is now solely in the trustees of the testamentary trust. I understand the filing fee for this change is \$25.00 since the right has been decreed.

Water Right No. 07450B. You are now listing as the current owners of this water right the Estate of M.A. Strickland and Evelyn G. Strickland. Again, the deeds in the chain of title are attached. The real property to which the water right is appurtenant is now owned solely by Evelyn G. Strickland. I understand the filing fee for this change is \$25.00.

I have also enclosed our law firm check in the amount of \$250.00 as the total filing fees for the change of ownerships. If, your examination of the attachments to each change raises questions, please call me.

Very truly yours,

WESTBERG, McCABE & COLLINS, CTD.



William D. Collins

WDC/ml

Enclosures

cc: Evelyn G. Strickland, w/Enclosures
Patricia M. Strickland, w/Enclosures
Jerry A. Strickland via J. Dee May, w/Enclosures