

RECEIVED

MAR 02 2018

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

FEB 16 2018

WATER RESOURCES
WESTERN REGION

Notice of Change in Water Right Ownership

DEPARTMENT OF
WATER RESOURCES

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?
67-4202	Yes ☐	Yes ☐		Yes ☐	Yes ☐
67-10019	Yes ☐	Yes ☐		Yes ☐	Yes ☐
67-10020	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name:

Stephen C. Mackey and Ruth Mackey
Name of current water right holder/claimant

3. New Owner(s)/Claimant(s):

Ann Kathryn McCaughan
New owner(s) as listed on the conveyance documentName connector ☐ and ☐ or ☐ and/or2095 Seid Creek Rd
Mailing addressCambridge
CityID
State83610
ZIP208-257-3565
Telephoneannm2093@aol.com
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: _____

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.

8. Signature:

Ann Kathryn McCaughan
Signature of new owner/claimant

Title, if applicable

2/14/2018
Date

Signature:

Signature of new owner/claimant

Title, if applicable

Date

For IDWR Office Use Only:

Received by RSDate 2-16-18Receipt No. W046054Receipt Amt. 75-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 RS

Approved by _____

Processed by gmkDate 6-22-18

**AFFIDAVIT OF OWNER REGARDING REAL PROPERTY
PURSUANT TO IDAHO CODE § 55-816**

STATE OF IDAHO)
) ss.
County of Washington)

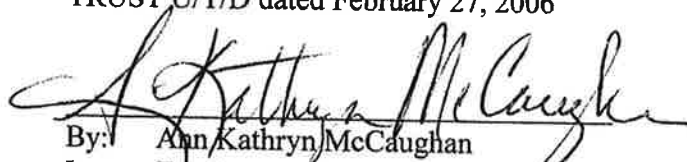
COMES NOW, your affiant, Ann Kathryn McCaughan, as trustee of the Ann Kathryn McCaughan Living Trust under Declaration of Trust ("U/D/T") dated February 27, 2006, who, being first duly sworn, deposes, states and avers as follows:

1. I make this affidavit based on personal knowledge and to the best of my information and belief. My address is 2093 Seid Creek Road, Cambridge, Idaho 83610.
2. I make this affidavit in accordance with Idaho Code § 55-816 for the purpose of "showing" or "explaining" "facts" related to the "identity of persons" executing certain deeds, which are identified in the next numbered paragraph. This is a case of property owned currently by the Ann Kathryn McCaughan Living Trust, and the grantors are not available and thus this affidavit is signed by your affiant as the trustee for the grantee and is to be indexed under the name of both the grantor and grantee of each deed that this affidavit affects, when recorded in the office of the county recorder of the county "wherein the real property is situate."
3. This affidavit relates to the identity of the grantor in certain real contiguous real property that is owned by the Ann Kathryn McCaughan Living Trust U/T/D dated February 27, 2006, and is more particular described in the following deeds:
 - a. Warranty Deed executed August 31, 2007 from Stephen C. Mackey and Ruth Mackay as grantors to McCaughan Family Living Trust as grantee and recorded in the real property records of Washington County, Idaho as instrument number 206759 on September 10, 2007 (the "2007 Mackay Deed");
 - b. Warranty Deed executed December 7, 2010 from the Mackay Family Trust as grantors to the Ann Kathryn McCaughan Living Trust as grantee and recorded in the real property records of Washington County, Idaho as instrument number 216524 on December 7, 2010 (the "2010 Mackey Trust Deed"); and

- c. Warranty Deed, executed December 2, 2010 from Bradley E. Ennis and Cheryl L. Ennis, husband and wife as grantors to the Ann Kathryn McCaughan Living Trust as grantee and recorded in the real property records of Washington County, Idaho as instrument number 216522 on December 7, 2010 (the "2010 Ennis Deed");
4. The identity of the grantee in all three deeds is in fact the same, and that grantee is the "Ann Kathryn McCaughan Living Trust U/T/D dated February 27, 2006", the trust of which I am the trustee.
5. Thus, title to all three properties that are the subjects of the 2007 Mackey Deed, the 2010 Mackey Trust Deed, and the 2010 Ennis Deed is in fact vested in "Ann Kathryn McCaughan Living Trust U/T/D dated February 27, 2006", the trust of which I am the trustee.

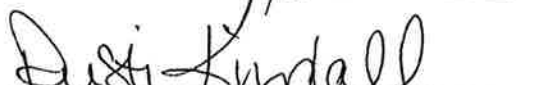
FURTHER YOUR AFFIANT SAYETH NAUGHT.

ANN KATHRYN MCCAUGHAN LIVING
TRUST U/T/D dated February 27, 2006


By: Ann Kathryn McCaughan
Its: Trustee

2018. SUBSCRIBED AND SWORN to before me this 4th day of June.




Notary Public for Idaho
Residing at Cambridge, ID
My commission expires 2/25/22

216522



Instrument # 216522

STATE OF IDAHO, COUNTY OF WASHINGTON

12-7-2010 03:58:00 No. of Pages: 2

Recorded for: AMERITITLE

BETTY J THOMAS

Ex-Officio Recorder Deputy

Index to: DEED

Fee: 13.00

WARRANTY DEED

For Value Received,

Bradley E. Ennis and Cheryl L. Ennis, husband and wife

GRANTOR(s), do(es) hereby GRANT, BARGAIN, SELL and CONVEY unto

Ann Kathryn McCaughan, Trustee, under the Ann Kathryn McCaughan^a
Living Trust, dated February 27, 2006

GRANTEE(s), whose address is: 2093 SEID CREEK ROAD, CAMBRIDGE, ID 83610

the following described real property in WASHINGTON COUNTY, IDAHO premises, to wit:

SEE EXHIBIT A WHICH IS MADE A PART HEREOF BY THIS REFERENCE

TO HAVE AND TO HOLD the premises with its appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantees, that they are the owners in fee simple of said premises that said premises are free from all encumbrances except the current year's taxes and assessments, conditions, covenants, restrictions, reservations, easements, rights and rights of way, apparent or of record and that they will warrant and defend the same from all lawful claims whatsoever.

DATED this 2 day of December 2010.

Bradley E. Ennis

Cheryl L. Ennis
State of WA)County of Nasos)

On this 2 day of December 2010 before me, a notary public in and for said State, personally appeared Bradley E. Ennis and Cheryl L. Ennis known or identified to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

Notary Public
Residing at: Nasos County
Commission Expires: 7/29/12


Order No. 0014616

EXHIBIT A

A parcel of land located in a portion of the NE $\frac{1}{4}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 21, T.16N., R.4W, Washington County, Idaho, being more particularly described as follows:

Commencing at the East $\frac{1}{4}$ corner of said Section 21, a found brass monument, C.P.F. Inst. No. 144476, corner records of said Washington County, said monument being the TRUE POINT OF BEGINNING.

Thence a bearing of S 00°06'14" E, a distance of 362.83 feet, on the east boundary of said Section 21, to a set 5/8 inch rebar;

Thence a bearing of N 58°11'39" W, a distance of 507.87 feet to a set 5/8 inch rebar;

Thence a bearing of N 00°00'49" W, a distance of 96.10 feet to a set 5/8 inch rebar on the north boundary of said NE $\frac{1}{4}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 21;

Thence a bearing of S 89°52'31" E, a distance of 430.97 feet to the POINT OF BEGINNING.

Together with and subject to a right-of-way and easement for the operation and maintenance of an underground irrigation line.



Order No. 0014617

216524

Instrument # 216524

STATE OF IDAHO, COUNTY OF WASHINGTON

12-7-2010 03:58:00 No. of Pages: 4

Recorded for : AMERITITLE

BETTY J THOMAS

Ex-Officio Recorder Deputy

Index to: DEED

Fee: 19.00

Lisa McKnight

WARRANTY DEED

For Value Received,

MACKEY FAMILY TRUST

GRANTOR(s), do(es) hereby GRANT, BARGAIN, SELL and CONVEY unto

ANN KATHRYN McCAUGHAN, Trustee, under the ANN KATHRYN McCAUGHAN LIVING TRUST, dated February 27, 2006,

GRANTEE(s), whose address is: 2093 SEID CREEK ROAD

CAMBRIDGE, ID 83610

the following described real property, to-wit:

SEE EXHIBIT A WHICH IS MADE A PART HEREOF BY THIS REFERENCE

TO HAVE AND TO HOLD the premises with its appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantees, that they are the owners in fee simple of said premises that said premises are free from all encumbrances except the current year's taxes and assessments, conditions, covenants, restrictions, reservations, easements, rights and rights of way, apparent or of record and that they will warrant and defend the same from all lawful claims whatsoever.

DATED this 7 day of December, 2010.

MACKEY FAMILY TRUST

BY:

Stephen C. Mackey
Stephen C. Mackey, Trustee

State of Idaho)

)ss

County of Washington)

On this 7 day of December, 2010, before me Nancy I. Lazaro, a notary public in and for said State, personally appeared STEPHEN C. MACKEY, trustee of the MACKEY FAMILY REVOCABLE TRUST, dated January 12, 1982 being by me first duly sworn, declared that he is Trustee of the Mackey Family Trust that he signed the foregoing document as the Trustee and that statements therein contained are true.

Nancy I. Lazaro
Notary Public

Residing at: *Weiser, Id*

Commission Expires: *10/31/13*



AKM

EXHIBIT A

A parcel of land situated within the SE1/4 of Section 21, Township 16 North, Range 4 West, Boise Meridian, Washington County, Idaho, which parcel of land is more particularly described as follows:

Beginning at the northeast corner of the SE1/4 of Section 21, T.16N., R.4W., B.M.;

Thence S 0°05'37"E, a distance of 1239.38 feet along the east line of the E1/2NE1/4SE1/4 of said Section 21;

Thence N 85°29'38"W, a distance of 520.71 feet;

Thence S 76°58'47"W, a distance of 1049.61 feet to a point within the E1/2SW1/4SE1/4 of said Section 21;

Thence N 21°45'19"W, a distance of 316.51 feet to a point within the S1/2NW1/4SE1/4 of said Section 21;

Thence N 32°48'53"E, a distance of 365.77 feet;

Thence S 86°15'32"W, a distance of 332.56 feet;

Thence N 83°32'43"W, a distance of 237.22 feet;

Thence N 72°34'15"W, a distance of 218.89 feet;

Thence N 84°09'31"W, a distance of 412.09 feet to a point on the west line of said S1/2NW1/4SE1/4;

Thence N 0°14'02"W, a distance of 397.40 feet along the west line of said S1/2NW1/4SE1/4 and the west line of the S1/2N1/2NW1/4SE1/4 of said Section 21 to the northwest corner of said S1/2N1/2NW1/4SE1/4;

Thence S 89°51'47"E, a distance of 1654.45 feet along the north line of said S1/2N1/2NW1/4SE1/4 and the north line of the S1/2NW1/4NE1/4SE1/4 of said Section 21 to the southwest corner of the NE1/4NW1/4NE1/4SE1/4 of said Section 21;

Thence N 0°05'51"W, a distance of 329.82 feet along the west line of said NE1/4NW1/4NE1/4SE1/4 to the northwest corner of said NE1/4NW1/4NE1/4SE1/4;

Thence S 89°52'31"E, a distance of 992.90 feet along the north line of said NE1/4NW1/4NE1/4SE1/4 and the north line of said E1/2NE1/4SE1/4 to the point of beginning.

PARCEL II:

SUBJECT TO AND TOGETHER WITH a 50 foot wide ingress-egress and utility easement within the NE1/4NW1/4NE1/4SE1/4, the S1/2NW1/4NE1/4SE1/4, the SW1/4NE1/4SE1/4, and the

S1/2NW1/4SE1/4 of Section 21, Township 16 North, Range 4 West, Boise Meridian, Washington County, Idaho, the centerline of said easement being more particularly described as follows:

Beginning at the northeast corner of the SE1/4 of Section 21, T.16N., R.4W., B.M.;

Thence N 89°52'31"W, a distance of 817.04 feet along the north line of the E1/2NE1/4SE1/4 and the north line of the NE1/4NW1/4NE1/4SE1/4 to the TRUE POINT OF BEGINNING on the centerline of said easement;

Thence S 25°21'53"W, a distance of 93.19 feet along the centerline of said easement;

Thence S 14°36'05"W, a distance of 97.35 feet along the centerline of said easement;

Thence S 28°24'41"W, a distance of 192.63 feet along the centerline of said easement to a point within the S1/2NW1/4NE1/4SE1/4 of said Section 21;

Thence S 60°48'57"W, a distance of 196.04 feet along the centerline of said easement;

Thence S 36°47'52"W, a distance of 67.37 feet along the centerline of said easement;

Thence S 19°25'11"E, a distance of 44.94 feet along the centerline of said easement;

Thence S 58°51'02"E, a distance of 93.85 feet along the centerline of said easement;

Thence S 39°18'32"E, a distance of 70.79 feet along the centerline of said easement;

Thence S 13°53'39"W, a distance of 44.73 feet along the centerline of said easement;

Thence S 66°48'41"W, a distance of 44.53 feet along the centerline of said easement;

Thence S 81°46'32"W, a distance of 110.37 feet along the centerline of said easement;

Thence S 77°23'26"W, a distance of 139.36 feet along the centerline of said easement to a point within the S1/2NW1/4SE1/4 of said Section 21;

Thence S 70°39'37"W, a distance of 91.22 feet along the centerline of said easement;

Thence S 57°02'52"W, a distance of 46.22 feet along the centerline of said easement;

Thence S 38°50'55"W, a distance of 40.98 feet along the centerline of said easement to the point of ending on the southerly boundary of the above described parcel of land.

EXCEPTING THEREFROM the following:

A parcel of land located in a portion of the NE1/4NE1/4SE1/4 of Section 21, T.16N., R.4W, Washington County, Idaho, being more particularly described as follows:

Order No. 0014616

Commencing at the East $\frac{1}{4}$ corner of said Section 21, a found brass monument, C.P.F. Inst. No. 144476, corner records of said Washington County, said monument being the TRUE POINT OF BEGINNING.

Thence a bearing of S $00^{\circ}06'14''$ E, a distance of 362.83 feet, on the east boundary of said Section 21, to a set $\frac{5}{8}$ inch rebar;

Thence a bearing of N $58^{\circ}11'39''$ W, a distance of 507.87 feet to a set $\frac{5}{8}$ inch rebar;

Thence a bearing of N $00^{\circ}00'49''$ W, a distance of 96.10 feet to a set $\frac{5}{8}$ inch rebar on the north boundary of said NE $\frac{1}{4}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 21;

Thence a bearing of S $89^{\circ}52'31''$ E, a distance of 430.97 feet to the POINT OF BEGINNING.

Together with and subject to a right-of-way and easement for the operation and maintenance of an underground irrigation line.

206759



IDWD
Order No. 0012723

Instrument # 206759
STATE OF IDAHO, COUNTY OF WASHINGTON
2007-09-10 03:32:00 No. of Pages: 3
Recorded for: AMERITITLE
SHARON WIDNER Fee: 9.00
Ex-Officio Recorder Deputy *Daddy Carole*
Index to: DEED

WARRANTY DEED

For Value Received,

Stephen C. Mackey and Ruth Mackey, husband and wife

GRANTOR(s), do(es) hereby GRANT, BARGAIN, SELL and CONVEY unto

McCaughan Family Living Trust

GRANTEE(s), whose address is: **2252 Buckingham, Henderson, NV 89074**

the following described real property in **WASHINGTON COUNTY, IDAHO**, to-wit:

See attached Exhibit A.

TO HAVE AND TO HOLD the premises with its appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantees, that they are the owners in fee simple of said premises that said premises are free from all encumbrances except the current year's taxes and assessments, conditions, covenants, restrictions, reservations, easements, rights and rights of way, apparent or of record and that they will warrant and defend the same from all lawful claims whatsoever.

DATED this 31st day of Aug, 2007.

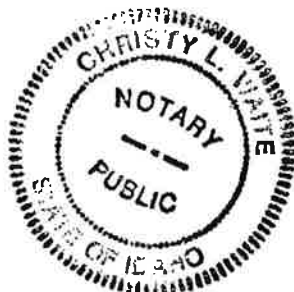
Stephen C Mackey
Stephen C. Mackey

Ruth Mackey
Ruth Mackey

State of Idaho)
ss
County of Washington)

On this 31st day of August, 2007 before me, a notary public in and for said State, personally appeared Stephen C. Mackey and Ruth Mackey known or identified to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

Christy L. Weiser
Notary Public
Residing at: Weiser, ID
Commission Expires: 1/4/09



File No. 0012723

EXHIBIT A

PARCEL I:
IN TOWNSHIP 16 NORTH OF RANGE 4 WEST OF THE BOISE MERIDIAN, WASHINGTON COUNTY,
IDAHO:

Section 27: $N\frac{1}{2}NW\frac{1}{4}NW\frac{1}{4}$, $SW\frac{1}{4}SE\frac{1}{4}NW\frac{1}{4}NW\frac{1}{4}$, $S\frac{1}{2}SW\frac{1}{4}NW\frac{1}{4}NW\frac{1}{4}$, $N\frac{1}{2}S\frac{1}{2}NW\frac{1}{4}NW\frac{1}{4}$,
 $N\frac{1}{2}NE\frac{1}{4}NW\frac{1}{4}$, $N\frac{1}{2}S\frac{1}{2}NE\frac{1}{4}NW\frac{1}{4}$, $SW\frac{1}{4}NW\frac{1}{4}NW\frac{1}{4}NE\frac{1}{4}$

Section 28: $S\frac{1}{2}N\frac{1}{2}$, $N\frac{1}{2}NE\frac{1}{4}$, $NE\frac{1}{4}NW\frac{1}{4}$

Section 21: $E\frac{1}{2}NE\frac{1}{4}SE\frac{1}{4}$, $SW\frac{1}{4}NE\frac{1}{4}SE\frac{1}{4}$, $S\frac{1}{2}NW\frac{1}{4}SE\frac{1}{4}$, $E\frac{1}{2}SW\frac{1}{4}SE\frac{1}{4}$, $SE\frac{1}{4}SE\frac{1}{4}$,
SAVE AND EXCEPT the following:

A parcel of land situated within the $SE\frac{1}{4}$ of Section 21, Township 16 North, Range 4 West,
Boise Meridian, Washington County, Idaho, which parcel of land is more particularly described as
follows:

Beginning at the northeast corner of the $SE\frac{1}{4}$ of Section 21, T.16N., R.4W., B.M.;

Thence $S\ 0^{\circ}05'37''E$, a distance of 1239.38 feet along the east line of the $E\frac{1}{2}NE\frac{1}{4}/4SE\frac{1}{4}$ of said
Section 21;

Thence $N\ 85^{\circ}29'38''W$, a distance of 520.71 feet;

Thence $S\ 76^{\circ}58'47''W$, a distance of 1049.61 feet to a point within the $E\frac{1}{2}SW\frac{1}{4}/4SE\frac{1}{4}$ of said Section
21;

Thence $N\ 21^{\circ}45'19''W$, a distance of 316.51 feet to a point within the $S\frac{1}{2}NW\frac{1}{4}/4SE\frac{1}{4}$ of said Section
21;

Thence $N\ 32^{\circ}48'53''E$, a distance of 365.77 feet;

Thence $S\ 86^{\circ}15'32''W$, a distance of 332.56 feet;

Thence $N\ 83^{\circ}32'43''W$, a distance of 237.22 feet;

Thence $N\ 72^{\circ}34'15''W$, a distance of 218.89 feet;

Thence $N\ 84^{\circ}09'31''W$, a distance of 412.09 feet to a point on the west line of said $S\frac{1}{2}NW\frac{1}{4}/4SE\frac{1}{4}$;

Thence $N\ 0^{\circ}14'02''W$, a distance of 397.40 feet along the west line of said $S\frac{1}{2}NW\frac{1}{4}/4SE\frac{1}{4}$ and the
west line of the $S\frac{1}{2}N\frac{1}{2}NW\frac{1}{4}/4SE\frac{1}{4}$ of said Section 21 to the northwest corner of said
 $S\frac{1}{2}N\frac{1}{2}NW\frac{1}{4}/4SE\frac{1}{4}$;

Thence $S\ 89^{\circ}51'47''E$, a distance of 1654.45 feet along the north line of said $S\frac{1}{2}N\frac{1}{2}NW\frac{1}{4}/4SE\frac{1}{4}$ and
the north line of the $S\frac{1}{2}NW\frac{1}{4}/4NE\frac{1}{4}/4SE\frac{1}{4}$ of said Section 21 to the southwest corner of the
 $NE\frac{1}{4}NW\frac{1}{4}/4NE\frac{1}{4}/4SE\frac{1}{4}$ of said Section 21;

Thence $N\ 0^{\circ}05'51''W$, a distance of 329.82 feet along the west line of said $NE\frac{1}{4}NW\frac{1}{4}/4NE\frac{1}{4}/4SE\frac{1}{4}$ to
the northwest corner of said $NE\frac{1}{4}NW\frac{1}{4}/4NE\frac{1}{4}/4SE\frac{1}{4}$;

File No. 0012723

Thence S 89°52'31"E, a distance of 992.90 feet along the north line of said NE1/4NW1/4NE1/4SE1/4 and the north line of said E1/2NE1/4SE1/4 to the point of beginning.

PARCEL II:

SUBJECT TO AND TOGETHER WITH a 50 foot wide ingress-egress and utility easement within the NE1/4NW1/4NE1/4SE1/4, the S1/2NW1/4NE1/4SE1/4, the SW1/4NE1/4SE1/4, and the S1/2NW1/4SE1/4 of Section 21, Township 16 North, Range 4 West, Boise Meridian, Washington County, Idaho, the centerline of said easement being more particularly described as follows:

Beginning at the northeast corner of the SE1/4 of Section 21, T.16N., R.4W., B.M.;

Thence N 89°52'31"W, a distance of 817.04 feet along the north line of the E1/2NE1/4SE1/4 and the north line of the NE1/4NW1/4NE1/4SE1/4 to the TRUE POINT OF BEGINNING on the centerline of said easement;

Thence S 25°21'53"W, a distance of 93.19 feet along the centerline of said easement;

Thence S 14°36'05"W, a distance of 97.35 feet along the centerline of said easement;

Thence S 28°24'41"W, a distance of 192.63 feet along the centerline of said easement to a point within the S1/2NW1/4NE1/4SE1/4 of said Section 21;

Thence S 60°48'57"W, a distance of 196.04 feet along the centerline of said easement;

Thence S 36°47'52"W, a distance of 67.37 feet along the centerline of said easement;

Thence S 19°25'11"E, a distance of 44.94 feet along the centerline of said easement;

Thence S 58°51'02"E, a distance of 93.85 feet along the centerline of said easement;

Thence S 39°18'32"E, a distance of 70.79 feet along the centerline of said easement;

Thence S 13°53'39"W, a distance of 44.73 feet along the centerline of said easement;

Thence S 66°48'41"W, a distance of 44.53 feet along the centerline of said easement;

Thence S 81°46'32"W, a distance of 110.37 feet along the centerline of said easement;

Thence S 77°23'26"W, a distance of 139.36 feet along the centerline of said easement to a point within the S1/2NW1/4SE1/4 of said Section 21;

Thence S 70°39'37"W, a distance of 91.22 feet along the centerline of said easement;

Thence S 57°02'52"W, a distance of 46.22 feet along the centerline of said easement;

Thence S 38°50'55"W, a distance of 40.98 feet along the centerline of said easement to the point of ending on the southerly boundary of the above described parcel of land.

Instrument # 234877

STATE OF IDAHO, COUNTY OF WASHINGTON
2017-12-28 01:00 20 PM No. of Pages: 1
Recorded for: TITLEONE BOISE
BETTY J. THOMAS Fee: \$15.00
Ex-Officio Recorder Deputy MMcConnell
Index To: MORTGAGE - RELEASE OF
Electronically Recorded by Simplifile

When Recorded, Return to:
Ann Kathryn McCaughan
2093 Seid Creek Road
Cambridge, ID 83610

ELECTRONICALLY RECORDED
STAMPED FIRST PAGE NOW
INCORPORATED AS PART OF
THE ORIGINAL DOCUMENT.

For Recorder's Use

DEED OF RECONVEYANCE

Whereas, the undersigned, James W. Colborn, a member of the Idaho State Bar, as successor trustee under the trust deed, dated December 2, 2010, executed by ANN KATHRYN MCCAUGHAN, TRUSTEE, UNDER THE ANN KATHRYN MCCAUGHAN LIVING TRUST, DATED February 27, 2006, as Grantor, to JAMES W. COLBORN as successor Trustee, in which BRADLEY E. ENNIS AND CHERYL L. ENNIS, are named as the original beneficiaries, and recorded December 7, 2010 as Instrument No. 216523, Mortgage records of Washington County, State of Idaho, has received from BRADLEY E. ENNIS AND CHERYL L. ENNIS, the current beneficiaries, a written request to reconvey;

Now therefore, in accordance with such request and the provisions of such trust deed, the undersigned, as successor Trustee, hereby reconveys, without warranty, to the person or persons legally entitled thereto the estate now held by it under such trust deed.

In witness whereof, the undersigned has executed this deed of reconveyance on this 22nd day of December, 2017.

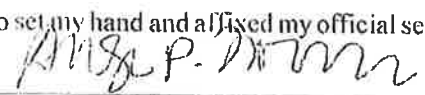

James W. Colborn

STATE OF IDAHO)
) ss.
COUNTY OF ADA)

On this 22 day of December, 2017, before me, a Notary Public in and for said State, personally appeared James W. Colborn, known to me to be a member of the Idaho State Bar and duly appointed successor Trustee who executed the instrument as successor Trustee, and acknowledged to me that he executed the same.

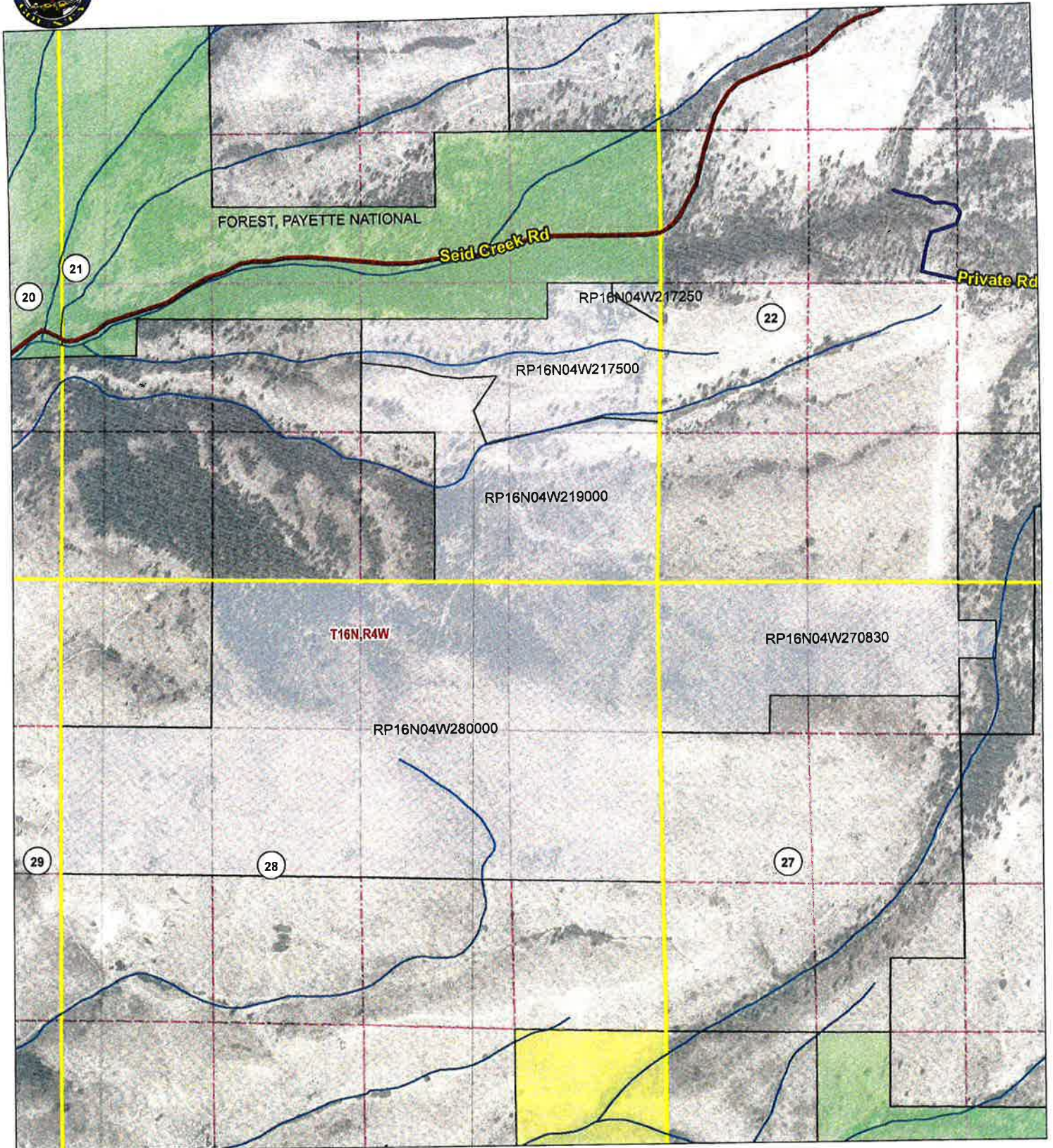
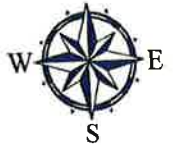
IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.




Notary Public for Idaho.
Residing at Boise Idaho.
My Commission expires 11/07/2018



THIS MAP CREATED BY THE OFFICE OF THE
WASHINGTON COUNTY ASSESSOR



BASED ON GOVERNMENT SURVEYS & OFFICIAL RECORDS
ON FILE AT THE OFFICE OF THE COUNTY RECORDER OF
WASHINGTON COUNTY, IDAHO.
FOR ASSESSMENT PURPOSES ONLY
DOES NOT GUARANTEE BOUNDARIES

0 0.125 0.25
Miles

1 inch = 1,149.7 feet

 **TOWNSHIP LINES**
 **SECTION LINES**
 **1/4 SECTION LINES**
 **RIVERS**

ROADS - ALL
 U S OR STATE HWY
 PAVED
 PAVED
 GRAVEL OR DIRT

 DIRT OR GRAVEL
 CITY STREETS
 NATIONAL FOREST
 PRIVATE



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 E FRONT ST STE 648 PO BOX 83720 • BOISE, ID 83720-0098

Phone: (208)287-4800 • Fax: (208)287-6700 • Website: www.idwr.idaho.gov

C.L. "Butch" Otter
Governor

Gary Spackman
Director

June 22, 2018

ANN KATHRYN MCCAUGHAN LIVING TRUST
2095 SEID CREEK RD
CAMBRIDGE ID 83610-5019

Re: Change in Ownership for Water Right No(s): 67-4202, 67-10019 and 67-10020

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) 287-4942.

Sincerely,

A handwritten signature in cursive script that reads "Jean Hersley".

Jean Hersley
Technical Records Specialist II

Enclosure(s)

c: Givens Pursley
Water District No. 67

Hersley, Jean

From: Hersley, Jean
Sent: Friday, June 22, 2018 11:02 AM
To: 'watermaster67@hotmail.com'
Subject: ownership change for 67-4202, 67-10019 & 67-10020
Attachments: 20180622105834

For you information and records. If you have any questions, please contact me. Thank you.

*Jean Hersley
Idaho Dept Water Resources
Technical Records Specialist II
208-287-4942*

Hersley, Jean

From: Stacy Wardein <stacywardein@givenspursley.com>
Sent: Friday, June 15, 2018 4:03 PM
To: Hersley, Jean
Cc: Thomas E Dvorak; Michael C Creamer; Blades, Emmi
Subject: RE: Ann Kathryn McCaughan Living Trust - Water Rights - 67-4202, 67-10019 and 67-10020 (13736-2) [IWOV-GPDMS.FID776335]

It does – I will place it on his calendar! Is it easier for Tom to call you or shall I circulate dial-in info?

~Stacy

GIVENS PURSLEY LLP
direct 208-388-1249
stacywardein@givenspursley.com

From: Hersley, Jean <Jean.Hersley@idwr.idaho.gov>
Sent: Friday, June 15, 2018 3:59 PM
To: Stacy Wardein <stacywardein@givenspursley.com>
Cc: Thomas E Dvorak <ted@givenspursley.com>; Michael C Creamer <mcc@givenspursley.com>; Blades, Emmi <Emmi.Blades@idwr.idaho.gov>
Subject: RE: Ann Kathryn McCaughan Living Trust - Water Rights - 67-4202, 67-10019 and 67-10020 (13736-2) [IWOV-GPDMS.FID776335]

Yes, we have time. Does 10 am Friday, June 22, 2018, work?

*Jean Hersley
Idaho Dept Water Resources
Technical Records Specialist II
208-287-4942*

From: Stacy Wardein [<mailto:stacywardein@givenspursley.com>]
Sent: Friday, June 15, 2018 2:23 PM
To: Hersley, Jean <Jean.Hersley@idwr.idaho.gov>
Cc: Thomas E Dvorak <ted@givenspursley.com>; Michael C Creamer <mcc@givenspursley.com>
Subject: RE: Ann Kathryn McCaughan Living Trust - Water Rights - 67-4202, 67-10019 and 67-10020 (13736-2) [IWOV-GPDMS.FID776335]

Good afternoon Jean,

Tom is currently out of town. Do you and your in-house attorney have time for a telephone conference sometime next Friday, when he returns?

~Stacy

GIVENS PURSLEY LLP
direct 208-388-1249
stacywardein@givenspursley.com

From: Hersley, Jean <Jean.Hersley@idwr.idaho.gov>
Sent: Friday, June 15, 2018 8:29 AM
To: Stacy Wardein <stacywardein@givenspursley.com>
Cc: Thomas E Dvorak <ted@givenspursley.com>; Michael C Creamer <mcc@givenspursley.com>
Subject: RE: Ann Kathryn McCaughan Living Trust - Water Rights - 67-4202, 67-10019 and 67-10020 (13736-2) [IWOV-GPDMS.FID776335]

Thank you for the Affidavit. I had the Department's legal staff review the documents and we need clarification on the Deed of Reconveyance, Instrument No. 234877. The document references Instrument No. 216523, which was not included. Please explain what is being reconveyed. Thank you.

*Jean Hersley
Idaho Dept Water Resources
Technical Records Specialist II
208-287-4942*

From: Stacy Wardein [<mailto:stacywardein@givenspursley.com>]
Sent: Monday, June 11, 2018 10:16 AM
To: Hersley, Jean <Jean.Hersley@idwr.idaho.gov>
Cc: Thomas E Dvorak <ted@givenspursley.com>; Michael C Creamer <mcc@givenspursley.com>
Subject: Ann Kathryn McCaughan Living Trust - Water Rights - 67-4202, 67-10019 and 67-10020 (13736-2) [IWOV-GPDMS.FID776335]

Ms. Hersley,

Enclosed is the Affidavit of Owner Regarding Real Property Pursuant to Idaho Code Section 55-816 that has been recorded in Washington County, Idaho. This is the document filed in the real property records clarifying that all ownership is in a single family trust. Please advise if this will allow IDWR to change its records of water rights accordingly.

Tom is out of the office, but you may contact Michael Creamer (copied on this email) if there is an issue. Thank you!

Best,
Stacy

Stacy Wardein, Legal Assistant
GIVENS PURSLEY LLP
601 W Bannock St, Boise, ID 83702
direct 208-388-1249
fax 208-388-1300
stacywardein@givenspursley.com
www.givenspursley.com

CONFIDENTIALITY NOTICE: This communication is confidential and may contain privileged information. If you have received it in error, please advise the sender by reply email and immediately delete the message and any attachments without copying or disclosing the contents. Thank you.

Hersley, Jean

From: Hersley, Jean
Sent: Monday, June 04, 2018 10:14 AM
To: 'Thomas E Dvorak'; 'Ron McCaughan'
Cc: 'Ann McCaughan'
Subject: RE: Ann Kathryn McCaughan Living Trust - Water Rights - 67-4202,67-10019 and 67-10020

I am following up on the progress of the quitclaim deed to put water rights 67-4202, 67-10019 and 67-10020 in the name of Ann Kathryn McCaughan Living Trust. Please let me know within 7 days when I can expect the documents or the Department will return the Notice of Change in Water Right Ownership request unprocessed. Thank you.

*Jean Hersley
Idaho Dept Water Resources
Technical Records Specialist II
208-287-4942*

From: Hersley, Jean
Sent: Wednesday, April 18, 2018 12:11 PM
To: 'Thomas E Dvorak' <ted@givenspursley.com>; 'Ron McCaughan' <rmccaughan@nmtinc.org>
Cc: Ann McCaughan <amccaughan@nmtinc.org>
Subject: RE: Ann Kathryn McCaughan Living Trust - Water Rights - 67-4202,67-10019 and 67-10020

I am following up on the new deeds to update the ownership of water rights 67-4202, 67-10019 and 67-10020. Please let me know the status. Thank you.

*Jean Hersley
Idaho Dept Water Resources
Technical Records Specialist II
208-287-4942*

From: Thomas E Dvorak [<mailto:ted@givenspursley.com>]
Sent: Monday, March 26, 2018 8:03 PM
To: 'Ron McCaughan' <rmccaughan@nmtinc.org>
Cc: Hersley, Jean <Jean.Hersley@idwr.idaho.gov>; Ann McCaughan <amccaughan@nmtinc.org>
Subject: RE: Ann Kathryn McCaughan Living Trust - Water Rights - 67-4202,67-10019 and 67-10020

Ron:

I am headed out of town this week on Spring Break and have not had a chance to get to this. I was in court Friday and in mediation today. If it cannot wait until I return next Wednesday, let me know and I will have someone else in my office draft.

Regards,

Tom

THOMAS E. DVORAK

GIVENS PURSLEY LLP

601 W Bannock St, Boise, ID 83702
main 208-388-1200
direct 208-388-1245
fax 208-388-1300
ted@givenspursley.com
www.givenspursley.com

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From: Ron McCaughan <rmccaughan@nmtinc.org>

Sent: Thursday, March 22, 2018 10:38 AM

To: Thomas E Dvorak <ted@givenspursley.com>

Cc: Hersley, Jean <Jean.Hersley@idwr.idaho.gov>; Ann McCaughan <amccaughan@nmtinc.org>

Subject: RE: Ann Kathryn McCaughan Living Trust - Water Rights - 67-4202,67-10019 and 67-10020

Hi Tom,

Please find below an email exchange between Ann McCaughan and Ms. Jean Hersley Idaho Water Rights Specialist.

Ms. Hersley has noted a difference in the Deed names and suggest a way to correct the intentional difference.

Please draft the quick claim water rights conveyance to "Ann Kathryn McCaughan Living Trust" per Ms. Hersley instructions below and Ann (Trustee) will sign.

If you have any questions please feel free to email or call anytime.

Dear Ms. Hersley,

Mr. Tom Dvorak is McCaughan Family attorney representing all issues involving the Ann Kathryn McCaughan Family Living Trust.

THOMAS E. DVORAK

GIVENS PURSLEY LLP

601 W Bannock St, Boise, ID 83702
main 208-388-1200
direct 208-388-1245
fax 208-388-1300
ted@givenspursley.com
www.givenspursley.com

Sincerely,

Ron McCaughan, Ph.D.

208 257 3565

From: Hersley, Jean <Jean.Hersley@idwr.idaho.gov>

Sent: Thursday, March 22, 2018 10:03 AM

To: Ron McCaughan <rmccaughan@nmtinc.org>

Subject: RE: Ann Kathryn McCaughan Living Trust - Water Rights - 67-4202,67-10019 and 67-10020

Thank you for sending the documents. These deeds cover the entirety of the water rights in question. However, on one deed the property was conveyed to McCaughan Family Living Trust and the other land was conveyed to the Ann Kathryn McCaughan Living Trust. If you would like the water rights to be in the name of the Ann Kathryn McCaughan Living Trust, a trustee of the McCaughan Family Living Trust will need to quitclaim the water rights and/or land to the Ann Kathryn McCaughan Living Trust. If you would like a portion of the water rights to be in each name, a split will need to be done. Please let me know how you would like to proceed. Thank you.

*Jean Hersley
Idaho Dept Water Resources
Technical Records Specialist II
208-287-4942*

From: Ron McCaughan [<mailto:rmccaughan@nmtinc.org>]
Sent: Wednesday, March 21, 2018 8:59 PM
To: Hersley, Jean <Jean.Hersley@idwr.idaho.gov>
Subject: Ann Kathryn McCaughan Living Trust - Water Rights - 67-4202,67-10019 and 67-10020
Importance: High

Dear Ms. Hersley,

Per your request, please find attached the documents including the Deeds to confirm ownership of the subject property involving Ann Kathryn McCaughan Living Trust - Water Rights - 67-4202, 67-10019 and 67-10020.

If you have any questions please feel free to contact me via return email or phone.

Thank you for your professional help and guidance and I have made every effort to comply with your needs.

Sincerely,

Ann K. McCaughan

2095 Seid Creek Rd.
Cambridge, ID 83610

208 257 3565



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 E FRONT ST STE 648 PO BOX 83720 • BOISE, ID 83720-0098

Phone: (208)287-4800 • Fax: (208)287-6700 • Website: www.idwr.idaho.gov

C.L. "Butch" Otter
Governor

Gary Spackman
Director

March 15, 2018

ANN KATHRYN MCCAUGHAN LIVING TRUST
C/O TRUSTEE ANN KATHRYN MCCAUGHAN
2095 SEID CREEK RD
CAMBRIDGE ID 83610-5019

RE: Water Right No(s): 67-4202, 67-10019 and 67-10020

Dear Interested Parties:

The Department of Water Resources (Department) acknowledges receipt of your Notice of Change in Water Right Ownership (Notice).

Our review of your Notice indicates that additional information is required before the Department can process the change. The information required is indicated below:

- ☒ Additional Evidence of Water Right Ownership: copy of Deed, Title Policy, Contract of Sale, or other legal document indicating your ownership of the property and/or water rights in question. The deed submitted with the ownership change request did not include all the lands covered by water rights 67-4202, 67-10019 and 67-10020. I have attached a map for your benefit. The portion in question is located in Township 19N, Range 04W, Section 21, SESE, NWSE.

Because the Department cannot process the Notice without proper documentation, we will hold any action on your notice pending receipt of the necessary information. If we do not receive the necessary information within 30 days we will return your notice and all attachments and your notice will not be processed. You can provide the requested information by returning the documents to the address on the letterhead, email to: jean.hersley@idwr.idaho.gov or fax to (208) 287-6700, Attn: Jean.

Please note that water right owners are required to report any change in water right ownership and/or mailing address to the Department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee. Contact any office of the Department or visit the Department's homepage on the Internet to obtain the proper forms and instructions.

If you have any questions regarding this matter, please contact me at (208) 287-4942.

Sincerely,

Jean Hersley
Technical Records Specialist II

Enclosure(s)

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

FEB 16 2018

**WATER RESOURCES
WESTERN REGION**

Dear Sirs,

Please find attached/enclosed the required documentation to affect the legal transfer of the Idaho Water Rights from the Stephen and Ruth Mackey to Ann Kathryn McCaughan as described herein.

While I was told this had already been taken care of by the seller I have since learned it had not, therefore; please find the Deeds to prove my ownership of the property in question since December 7. 2010.

I appreciate your assistance in anyway possible and stand ready to submit any additional information you may need.

Ann Kathryn McCaughan

2095 Seid Creek Road

Cambrige, ID 83610

Home: 208-257-3565

Cell: 702-343-1955

Respectfully submitted,

Ann Kathryn McCaughan, personally

and;

Ann Kathryn McCaughan, Trustee of Ann Kathryn McCaughan Living Trust

 Date: 2/14/2018