



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street • P.O. Box 83720 • Boise, Idaho 83720-0098

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

GARY SPACKMAN
Director

C.L. "BUTCH" OTTER
Governor

November 16, 2017

LORRIE M TRACY
8144 ESTATES BLVD
FRUITLAND ID 83619

RE: Notice of Change in Water Right Ownership No. 65-12579

Dear Interested Parties:

The Idaho Department of Water Resources (Department) received a Notice of Change in Water Right Ownership from you on October 12, 2016 for water right 65-12579. After reviewing the request, it was determined that additional information was needed to process your request.

Correspondence was sent on August 22, 2017, requesting the required information. As of the date of this letter, no information has been received.

The Department is returning Notice of Change in Water Right Ownership and the attachments. A refund has been requested and will be mailed to you under separate cover from the Idaho State Controller's Office. You may re-submit your request with the appropriate documents and fees. If you have any questions regarding this matter, please call me at (208) 287-4942.

Sincerely,

A handwritten signature in black ink that reads "Jean Hersley". The signature is written in a cursive, flowing style.

Jean Hersley
Technical Records Specialist II

Enclosures

RECEIVED

OCT 12 2016

DEPARTMENT OF
WATER RESOURCESSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Notice of Change in Water Right Ownership

RECEIVED

OCT 13 2016

WATER RESOURCES
WESTERN REGION

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?
65-12579	Yes ☒	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name:

Robert A Smith

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

Name of current water right holder/claimant

New owner(s) as listed on the conveyance document

Name connector ☐ and ☐ or ☐ and/or

Mailing address

844 Estates Blvd.
208 452-5757

City

Fruitland
Lorrie Tracy @ xiaohu.com

State

ZIP

ID 83419

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):
- ☐ \$25 per *undivided* water right.
 - ☐ \$100 per *split* water right.
 - ☐ 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:

Signature of new owner/claimant

Signature:

Signature of new owner/claimant

Title, if applicable

Date

10/17/16

Title, if applicable

Date

* Will need \$25 refund
once processed.

Receipt Amt. \$125

W-9 received? Yes ☐ No ☒

For IDWR Office Use Only:

Received by

Date

9/26/16

Receipt No. WD44658

If yes, forward to the State Office for processing

Approved by

Processed by

Active in the Water Supply Bank? Yes ☐ No ☒

Name on W-9

X



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region • 2735 Airport Way • Boise, Idaho 83705-5082

Phone: (208) 334-2190 • Fax: (208) 334-2348 • Website: www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

September 30, 2016

LORRIE MAE TRACY
8144 ESTATES BLVD
FRUITLAND ID 83619

RE: Notice of Ownership Change in Water Right No's:

65-4921, 65-6533, 65-11367, 65-12598 & 65-12717

Dear Applicant,

The Department acknowledges the receipt of correspondence changing ownership of the above referenced water rights to you. The Department has modified its records to reflect the change in ownership and has enclosed computer-generated reports for your records.

Per our conversation on September 29, 2016, water right numbers 65-4840, 65-6002, 65-6003 & 65-11111 have not been changed. The place of use (POU) and point of diversion (POD) were not located on any of the conveyance documents provided. Water right 65-12579 will need to be split to correctly convey the irrigation portion of the right. A new ownership change application is enclosed and the fees already submitted to the Department will cover the \$100 required for the application. Upon completion of the split, a \$25 refund will be processed to you for the remaining balance. Proof reports and maps for each water right not updated are enclosed for you to review.

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.

Please note that as of July 1, 1996, water right owners are required to report any change of water right ownership and any change of mailing address of the owner of a water right, to the Department. Notice of the change must be provided to the Department within 120 days of the change. Change reporting forms are available from any office of the Department, or at www.idwr.idaho.gov.

Thank you for your patience and cooperation. Please call (208)334-2190 if you have any questions concerning the enclosed information.

Sincerely,

Chad Jones
Office Specialist II
Western Regional Office

Enclosures

0000 0000 2535

COPY

2-16767

WAY
WEL

QUITCLAIM DEED

For Value Received

SHARON R. SMITH, a married woman

do hereby convey, release, render and forever quitclaim unto
him as his sole and separate estate

ROBERT A. SMITH, a married

whose current address is P.O. Box 586 New Plymouth, Idaho 83655

the following described premises, to-wit:

see attached Exhibit "A"

This is being recorded to correct quitclaim deed recorded October 12, 1993
as Instrument No. 243867, Official Records.

Together with 341 shares of the Noble Ditch Co. Ltd. and together with
all water rights associated with fish and aquaculture.

together with their appurtenances.

Dated: November 25, 1993

Sharon R. Smith
Sharon R. Smith

216767

Exhibit "A"

In Township 7 North, Range 4 West, Boise Meridian, Payette County, Idaho:

Section 2: Government Lot 3, SE¼NW¼, NW¼SW¼ excepting the right of way of Payette Valley Extension Railroad, all that part of the NE¼ lying South of the present channel of the Payette River and West of Highway #52, SAVE AND EXCEPT all that portion conveyed to the State of Idaho in Deed recorded December 22, 1902 as Instrument No. 199907, Official Records.

SW¼SE¼ and NE¼SW¼ SAVE AND EXCEPT the right of way of Payette Valley Extension Railroad Company, as described in Deed recorded December 3, 1913 in Book J, page 586, Deed Records of said County.

SE¼SE¼ SAVE AND EXCEPT the right of way of Highway #52, and further excepting that portion of the SE¼SE¼ conveyed to Payette Valley Extension Railroad Company by deed recorded December 3, 1913 in Book J, page 591, Deed Records of said County, also excepting that portion lying East of Highway #52.

SW¼NW¼ SAVE AND EXCEPTING therefrom the right of way of the Payette Valley Extension Railroad; and further excepting one square acre in the southwest corner thereof as described in Deed recorded January 4, 1915 in Book L, page 127, Deed Records of Payette County, Idaho.

SW¼SE¼ Excepting a strip of land 100 feet in width as conveyed to Payette Valley Extension R. R. Co. by Deed recorded December 3, 1913, in Book J, page 58, Deed Records of Payette County, Idaho, AND FURTHER EXCEPTING the following tract of land:

Beginning at the Southwest corner of said SW¼SE¼;
thence North following the West side line of said SW¼SE¼ 430 feet, more or less, to the Northerly bank of a certain permanent drain ditch;
thence in an Easterly direction following said Northerly bank of said drain ditch 193 feet to the TRUE POINT OF BEGINNING;
thence crossing said drain ditch to its Westerly bank, run in a Southeasterly direction following said Westerly bank of said drain ditch 351 feet;
thence due South 30, more or less, to the South side line of said SW¼SE¼;
thence East following said South side line 600 feet to a point;
thence Northwesterly to the TRUE POINT OF BEGINNING.

AND FURTHER EXCEPTING the following tract of land:

Beginning at the Southwest corner of said SW¼SE¼;
thence North following the West side line of said SW¼SE¼ 430 feet, more or less, to the Northerly bank of a certain permanent drain ditch;

Continued



216767

Exhibit "A"
Continued

thence in an Easterly direction following said Northerly bank of said drain ditch 193 feet;
thence crossing said drain ditch to its Westerly bank, run in a Southeasterly direction following said drain ditch 353 feet;
thence due South 30 feet, more or less, to the South side line of said S½SE¼;
thence West following said South side line 250 feet to the point of beginning.

SAVE AND EXCEPT the following 3 parcels from the N½SW¼ and S½SW¼:

SOUTH PARCEL

A parcel of land situated within the N½/2SW¼ of Section 2, Township 7 North, Range 4 West, Boise Meridian, more particularly described as follows:

Commencing at the Northwest corner of the N½/2SW¼ of Section 2, T.7N., R.4W., B.M.:

Thence S 52°35'14"E - 1472.40 feet to the TRUE POINT OF BEGINNING, which point bears N 35°34'46"E - 2142.56 feet from the southwest corner of said Section 2;

Thence S 85°14'03"E - 451.90 feet:

Thence S 15°58'08"W - 421.4 feet, more or less, to a point on the south line of said N½/2SW¼;

Thence N 69°31'29"W - 393.5 feet, more or less, along the south line of said N½/2SW¼;

Thence N 3°35'30"E - 634.6 feet, more or less, to the TRUE POINT OF BEGINNING.

TOGETHER WITH AND SUBJECT TO a 20.00 foot wide ingress-egress easement along the existing private driveway running from the intersection of Idaho Street and Blaine Road to the northerly boundary of the above described parcel of land.

Continued

Exhibit "A"
Continued

246767

EXISTING HOUSE PARCEL

A parcel of land situated within the N1/2SW1/4 of Section 2, Township 7 North, Range 4 West, Boise Meridian, more particularly described as follows:

Commencing at the northwest corner of the N1/2SW1/4 of Section 2, T.7N., R.4W., L.M.:

Thence S 68°25'47"E - 1265.07 feet to the TRUE POINT OF BEGINNING, which point bears S 29°58'29"E - 2507.83 feet from the southwest corner of said Section 2:

Thence S 54°55'36"E - 277.91 feet:

Thence S 1°56'52"E - 87.20 feet:

Thence N 83°09'24"W - 105.80 feet:

Thence S 2°18'16"W - 51.00 feet:

Thence N 84°27'24"W - 125.94 feet:

Thence N 0°39'10"E - 272.95 feet to the TRUE POINT OF BEGINNING.

TOGETHER WITH AND SUBJECT TO a 20.00 foot wide ingress-egress easement along the northeasterly boundary of the above described parcel of land, the southwesterly boundary of which is described as S 54°55'36"E - 277.91 feet:

ALSO TOGETHER WITH AND SUBJECT TO a 20.00 foot wide ingress-egress easement along the easterly boundary of the above described parcel of land, the centerline of which is described as S 1°56'52"E - 87.20 feet:

ALSO TOGETHER WITH AND SUBJECT TO a 20.00 foot wide ingress-egress easement along the existing private driveway running from the intersection of Idaho Street and Blaine Road to the northwesterly corner of the above described parcel of land.

Continued

216767

30.7 Acre Parcel along Blaine Road

A parcel of land situated within the N1/2SW1/4 and the S1/2NW1/4 of Section 2, Township 7 North, Range 4 West, Boise Meridian, more particularly described as follows:

Commencing at the northwest corner of the N1/2SW1/4 of Section 2, T.7N., R.4W., B.M.:

Thence N 1°40'30"E - 25 feet, more or less, along the west line of the S1/2NW1/4 of said Section 2 to a point on the southwesterly right-of-way line of the Union Pacific Railroad;

Thence southwesterly - 1259 feet, more or less, along the southwesterly right-of-way line of said railroad;

Thence S 0°38'10"W - 40 feet, more or less, to a point which bears S 68°25'47"E - 1265.07 feet from the northwest corner of the N1/2SW1/4 of said Section 2;

Thence S 0°38'10"W - 272.95 feet;

Thence S 1°28'45"W - 156.58 feet to a point which bears S 52°35'14"E - 1472.40 feet from the northwest corner of said N1/2SW1/4;

Thence S 3°38'30"W - 434.6 feet, more or less, to a point on the south line of said N1/2SW1/4;

Thence N 85°31'28"W - 1180.5 feet, more or less, to the southwest corner of said N1/2SW1/4;

Thence N 1°40'30"E - 1310.1 feet, more or less, to the TRUE POINT OF BEGINNING.

SUBJECT TO AND TOGETHER WITH a 20.00 foot wide ingress-egress easement along the existing private driveway running from the intersection of Idaho Street and Blaine Road at the northwesterly corner of the above described parcel of land to the northeasterly corner of the above described parcel of land.

MARCUS K. WARD
Attorney at Law ISB 6962
403 BLAINE
CALDWELL, IDAHO 83605
208 890 7104

FILED
THIRD JUDICIAL DISTRICT COURT
PAYETTE COUNTY IDAHO

MAY 04 2006

BETTY J. DRESSEN, CLERK
BY [Signature] DEPUTY

Attorney for Applicant
LORRIE MAE TRACY

IN THE DISTRICT COURT OF THE THIRD JUDICIAL DISTRICT OF
THE STATE OF IDAHO, IN AND FOR THE COUNTY OF PAYETTE

IN THE MATTER OF THE ESTATE OF

ROBERT A. SMITH

DECEASED .

CASE NO. CV-2006-406

LETTERS OF ADMINISTRATION

(I.C. 15-3-602 and 15-3-702)

LORRIE MAE TRACY is hereby appointed personal representative/special administrator of the Estate ROBERT A. SMITH, deceased, with all authority pertaining thereto. Administration of the estate is unsupervised.

These Letters are issued to evidence the appointment, qualification, and authority of the personal representative/special administrator.

WITNESS, my signature and the seal of the Court, this 4 day of MAY, 2006.

[Signature]
MAGISTRATE

State of Idaho
County of Payette

I hereby certify that the foregoing
instrument is a true and correct copy of the
original on file in this office.

Dated June 5, 2006
BETTY J. DRESSEN

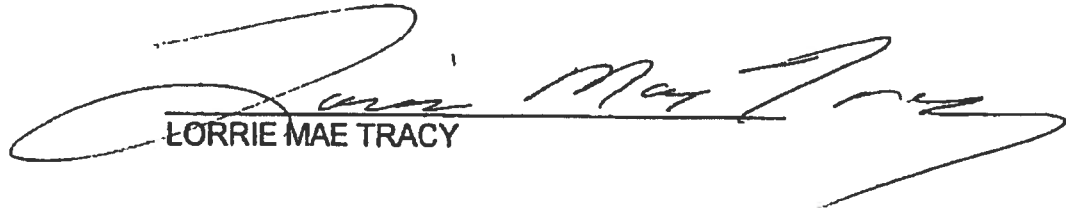
Clerk of the District Court and
Ex-Officio Auditor and Recorder

By [Signature] Deputy

LETTERS OF SPECIAL ADMINISTRATION WITH ACCEPTANCE - 1

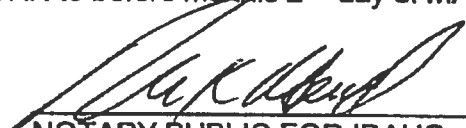
STATE OF IDAHO)
) ss.
County of CANYON)

The undersigned, hereby accepts the appointment to the office of special administrator of the Estate of ROBERT A. SMITH, deceased, and do solemnly swear that I will perform, according to law, the duties of personal representative/special administrator of said estate.


LORRIE MAE TRACY

SUBSCRIBED AND SWORN to before me this 2ND day of MAY 2006.




NOTARY PUBLIC FOR IDAHO
Residing at CALDWELL, IDAHO
My Commission Expires DECEMBER 5, 2009

0000 0000 2535

RECEIVED
SEP 28 2016
WATER RESOURCES
WESTERN REGION

246767

QUITCLAIM DEED

For Value Received SHARON R. SMITH, a married woman

do hereby convey, release, remise and forever quitclaim unto ROBERT A. SMITH, a married man as his sole and separate estate whose current address is P.O. Box 586 New Plymouth, Idaho 83655 the following described premises, to-wit:

see attached Exhibit "A"

This is being recorded to correct quitclaim deed recorded October 12, 1993 as Instrument No. 245867, Official Records.

Together with 141 shares of the Idaho Ditch Co. Ltd. and together with all water rights associated with fish and aquaculture.

together with their appurtenances.

Dated: November 25, 1993

Sharon R. Smith
Sharon R. Smith

STATE OF IDAHO, COUNTY OF Payette
On the 26th day of November, 1993.
before me, a notary public in and for the said State, personally appeared Sharon R. Smith

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

Notary Public
Payette, Idaho
3-27-97

STATE OF IDAHO, COUNTY OF Payette
I hereby certify that this instrument was filed for record at the request of FIRST AMERICAN TITLE CO.

at 28 minutes past 4:00 o'clock P.M.
on the 8 day of Dec. 1993, in my office, and duly recorded in Book 18
of Series of Page 246767

LAURA L. STEELE

Ex-Officio Notary

At Boise, Idaho
Filed 8/5/97
Notary

INSTRUMENT NO. 246767

0000 0048 2535

246767

Exhibit "A"

In Township 7 North, Range 4 West, Boise Meridian, Payette County Idaho:
Section 2: Government Lot 3, SE[SW]. SW[SW] excepting the right of way of Payette Valley Extension Railroad, all that part of the NE[SE] 1/4 South of the present channel of the Payette River and West of Highway 852. SAVE AND EXCEPT all that portion conveyed to the State of Idaho in Deed recorded December 22 1982 as Instrument No 198907, Official Records.

SW[SE] and NE[SW] SAVE AND EXCEPT the right of way of Payette Valley Extension Railroad Company, as described in Deed recorded December 2, 1913 in Book J, page 586, Deed Records of said County

E[SE] SAVE AND EXCEPT the right of way of Highway 852, and further excepting that portion of the SE[SE] conveyed to Payette Valley Extension Railroad Company by deed recorded December 3 1913 in Book J, page 591, Deed Records of said County, also excepting that portion lying East of Highway 152

SW[SW] SAVE AND EXCEPTING therefrom the right of way of the Payette Valley Extension Railroad; and further excepting one square acre in the southwest corner thereof as described in Deed recorded January 4, 1913 in Book L, page 127 Deed Records of Payette County, Idaho

SW[SE] Excepting a strip of land 100 feet in width as conveyed to Payette Valley Extension R. Co. by Deed recorded December 3, 1913, in Book J, page 58, Deed Records of Payette County, Idaho, AND FURTHER EXCEPTING the following tract of land:

Beginning at the Southwest corner of said SW[SE];
thence North following the West side line of said SW[SE] 430 feet, more or less, to the Northerly bank of a certain permanent drain ditch;
thence in an Easterly direction following said Northerly bank of said drain ditch 193 feet to the TRUE POINT OF BEGINNING;
thence crossing said drain ditch to its Westerly bank, run in a Southeasterly direction following said Westerly bank of said drain ditch 351 feet;
thence due South 30, more or less to the South side line of said SW[SE];
thence East following said South side line 640 feet to a point;
thence Northwesterly to the TRUE POINT OF BEGINNING

AND FURTHER EXCEPTING the following tract of land:
Beginning at the Southwest corner of said SW[SE];
thence North following the West side line of said SW[SE] 430 feet, more or less, to the Northerly bank of a certain permanent drain ditch;

Continued



246767

Exhibit "A"
Continued

thence in an Easterly direction following said Northerly bank of said drain ditch 193 feet;
thence crossing said drain ditch to its Westerly bank, run in a Southeasterly direction following said drain ditch 353 feet;
thence due South 30 feet, more or less, to the South side line of said SW $\frac{1}{4}$ SE $\frac{1}{4}$;
thence West following said South side line 250 feet to the point of beginning.

SAVE AND EXCEPT the following 3 parcels from the N $\frac{1}{2}$ SW $\frac{1}{4}$ and S $\frac{1}{2}$ SW $\frac{1}{4}$:

SOUTH PARCEL

A parcel of land situated within the N $\frac{1}{2}$ SW $\frac{1}{4}$ of Section 2, Township 7 North, Range 4 West, Boise Meridian, more particularly described as follows:

Commencing at the northwest corner of the N $\frac{1}{2}$ SW $\frac{1}{4}$ of Section 2, T. 7N., R. 4W., B.M.:

Thence S 52°35'14"E - 1472.49 feet to the TRUE POINT OF BEGINNING, which point bears N 35°34'46"E - 2142.56 feet from the southwest corner of said Section 2;

Thence S 86°14'03"E - 481.90 feet:

Thence S 15°58'08"W - 421.4 feet, more or less, to a point on the south line of said N $\frac{1}{2}$ SW $\frac{1}{4}$;

Thence N 89°31'23"W - 33.5 feet, more or less, along the south line of said N $\frac{1}{2}$ SW $\frac{1}{4}$;

Thence N 3°38'30"E - 434.6 feet, more or less, to the TRUE POINT OF BEGINNING.

TOGETHER WITH AND SUBJECT TO a 20.00 foot wide ingress-egress easement along the existing private driveway running from the intersection of Idaho Street and Blaine Road to the northerly boundary of the above described parcel of land.

Continued

0000 0048 2538

Exhibit "A"
Continued

216767

EXISTING HOUSE PARCEL

A parcel of land situated within the N1/2SW1/4 of Section 2, Township 7 North, Range 4 West, Boise Meridian, more particularly described as follows:

Commencing at the northwest corner of the N1/2SW1/4 of Section 2, T.7N., R.4W., G.M.:

Thence S 68°25'47"E - 1265.07 feet to the TRUE POINT OF BEGINNING, which point bears S 23°58'29"E - 2507.83 feet from the southwest corner of said Section 2:

Thence S 54°55'36"E - 277.91 feet:

Thence S 1°58'52"E - 87.20 feet:

Thence N 83°09'24"W - 195.80 feet:

Thence S 2°18'16"W - 51.00 feet:

Thence N 84°27'24"W - 125.94 feet:

Thence N 0°38'10"E - 272.95 feet to the TRUE POINT OF BEGINNING

TOGETHER WITH AND SUBJECT TO a 20.00 foot wide ingress-egress easement along the northeasterly boundary of the above described parcel of land, the southwesterly boundary of which is described as S 54°55'36"E - 277.91 feet:

ALSO TOGETHER WITH AND SUBJECT TO a 20.00 foot wide ingress-egress easement along the easterly boundary of the above described parcel of land, the centerline of which is described as S 1°58'52"E - 87.20 feet:

ALSO TOGETHER WITH AND SUBJECT TO a 20.00 foot wide ingress-egress easement along the existing private driveway running from the intersection of Idaho Street and Blaine Road to the northwesterly corner of the above described parcel of land

Continued

0030 0846 2539

Exhibit "A"
Continued

246767

30.7 Acre Parcel along Blaine Road

A parcel of land situated within the N1/2SW1/4 and the S1/2NW1/4 of Section 2, Township 7 North, Range 4 West, Boise Meridian, more particularly described as follows:

Commencing at the northwest corner of the N1/2SW1/4 of Section 2, T.7N., R.4W., S.8N.:

Thence N 1°40'30"E - 25 feet, more or less, along the west line of the S1/2NW1/4 of said Section 2 to a point on the southwesterly right-of-way line of the Union Pacific Railroad;

Thence southwesterly - 1259 feet, more or less, along the southwesterly right-of-way line of said railroad;

Thence S 0°38'10"W - 40 feet, more or less, to a point which bears S 68°25'47"E - 1265.07 feet from the northwest corner of the N1/2SW1/4 of said Section 2;

Thence S 0°38'10"W - 272.95 feet;

Thence S 1°28'46"W - 156.58 feet to a point which bears S 58°35'14"E - 1472.40 feet from the northwest corner of said N1/2SW1/4;

Thence S 3°38'30"W - 434.6 feet, more or less, to a point on the south line of said N1/2SW1/4;

Thence N 83°31'29"W - 1180.5 feet, more or less, to the southwest corner of said N1/2SW1/4;

Thence N 1°40'30"E - 1312.1 feet, more or less, to the TRUE POINT OF BEGINNING.

SUBJECT TO AND TOGETHER WITH a 20.00 foot wide ingress-egress easement along the existing private driveway running from the intersection of Idaho Street and Blaine Road at the northwesterly corner of the above described parcel of land to the northeasterly corner of the above described parcel of land.

DS

57

QUITCLAIM DEED

ATEC ORDER NO.: 306193

FOR VALUE RECEIVED,

**Karla Matista, as to her Right of First Refusal to purchase Real Property contained
in document recorded in Payette County as Instrument No. 382213**

does hereby convey, release, remise and forever quitclaim unto

LeeRoy Tracy and Lorrie Tracy, husband and wife

whose current address is: 8144 Estates Blvd, Fruitland, ID 83619

the following described premises:

*****SEE EXHIBIT "A" ATTACHED HERETO AND MADE A PART HEREOF BY
THIS REFERENCE.**

TO HAVE AND TO HOLD the said premises, unto the said grantees, heirs and assigns forever.

Dated: _____

Karla Matista

State of Washington } ss
County of _____ }

On this ____ day of April, 2016, before me, the undersigned, a Notary Public in and for said state, personally appeared Karla Matista, known or identified to me to be the person(s) whose name(s) is/are subscribed to the within Instrument and acknowledged to me that he/she/they executed 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 the State of
Residing at:
Commission Expires:

Exhibit A

347721

Parcel 1

0382213

All that portion of Government Lot 3, Lying South of the Payette River, and the SE 1/4 of the NW 1/4 in Section 2, Township 7 North, Range 4 West, Boise Meridian, Payette County, Idaho: ✓

EXCEPTING THEREFROM all that portion conveyed to the State of Idaho by Deed recorded December 22, 1982 as instrument No. 196907, of Official Records.

FURTHER EXCEPTING THEREFROM any portion lying South of the Payette River and Northerly of that portion conveyed to the State of Idaho by Deed recorded under Instrument No. 196907, of Official Records.

Parcel 2

The NW 1/4 of the SE 1/4; and the N 1/2 of the SW 1/4 of Section 2, Township 7 North, Range 4 West, Boise Meridian, Payette County, Idaho: ✓

EXCEPTING THEREFROM that portion conveyed to the Payette Valley Extension Railroad Company by Deed recorded December 3, 1913 in Book J, Page 591, Official Records of Payette County, Idaho

AND EXCEPTING THEREFROM any portion of the NW 1/4 of the SW 1/4 lying North of the Payette Valley Extension Railroad Company right of way.

FURTHER EXCEPTING THEREFROM the following described parcel:

A parcel of land in the North 1/2 of the Southwest 1/4 of Section 2, Township 7 North, Range 4 West, Boise Meridian, Payette County, Idaho, more particularly described as follows:

Commencing at the Northwest corner of the North 1/2 of the Southwest 1/4 of said Section 2;

Thence S 68°25'47" E, a distance of 1265.07 feet to the True Point of Beginning, which point bears N 29°59'29" E, a distance of 2507.83 feet from the Southwest corner of said Section 2;

Thence S 54°55'36" E, 277.91 feet;

Thence S 01°56'52" E, 87.20 feet;

Thence N 83°09'24" W, 105.80 feet;

Thence S 02°18'16" W, 51 feet;

Thence N 84°27'24" W, 126.94 feet;

Thence N 00°38'10" E, a distance of 272.95 feet to the True Point of Beginning.

AND FURTHER EXCEPTING THEREFROM the following described parcel;

A parcel of land in the North 1/2 of the Southwest 1/4 of Section 2, Township 7 North, Range 4 West, Boise Meridian, Payette County, Idaho, more particularly described as follows:

Commencing at the Northwest corner of the North 1/2 of the Southwest 1/4 of said Section 2;

Thence S 52°35'14" E, a distance of 1472.40 feet to the True Point of Beginning, which point bears N 35°34'46" E, a distance of 2242.56 feet from the Southwest corner of said Section 2;

Thence S 86°14'03" 481.90 feet; thence S 15°50'08" W, 421.4 feet more or less to a point on the South line of the North 1/2 of the Southwest 1/4;

EXHIBIT A

0382213

~~342721~~

Thence N 89°31'29" W, 393.5 feet, more or less, along the South line of the said North 1/2 of the Southwest 1/4;

Thence N 03°38'30" E 434.6 feet, more or less, to the True Point of Beginning.

AND FURTHER EXCEPTING any portion thereof lying Westerly of the following described line:

Commencing at the Northwest corner of the North 1/2 of the Southwest 1/4 of said Section 2;

Thence S 68°25'47" E, a distance of 1265.07 feet to a point, which point bears N 29°59'29" E, a distance of 2507.83 feet from the Southwest corner of said Section 2;

Thence N 00°38'10" E, 40 feet more or less to the Southerly right of way of the Payette Valley Extension Railroad Company as described in Deed recorded December 3, 1913 in Book J, Page 591 Official records of Payette County, Idaho, and the TRUE POINT OF BEGINNING of said line;

Thence S 00°38'10" W, 40 feet more or less to the Northwest corner of a parcel of land as described in deed recorded under instrument number 245018;

Thence S 00°38'10" W, 272.95 feet to the Southwest corner of a parcel of land as described in deed recorded under instrument number 245018;

Thence S 01°26'48" W, 156.58 feet to a point that bears S 52°35'14" E, a distance of 1472.40 from the Northwest corner of the North 1/2 of the Southwest 1/4 of said Section 2, and which point bears N 35°34'46" E, a distance of 2142.56 feet from the Southwest corner of said Section 2;

Thence S 03°38'30" W, 434.6 feet to the South line of the North 1/2 of the Southwest 1/4 of said Section 2 and the terminus of said line.

Parcel 3

All that portion of the NE 1/4 of Section 2, Township 7 North, Range 4 West, Boise Meridian, Payette County, Idaho lying South of the present channel of the Payette River and West of Highway No. 52.

EXCEPTING THEREFROM all that portion conveyed to the State of Idaho in Deed recorded December 22, 1982 as instrument No. 196907, Official Records.

Parcel 4

That portion of the NE 1/4 of the SE 1/4 of said Section 2, Township 7 North, Range 4 West, Boise Meridian, Payette County, Idaho, more particularly described as follows:

Beginning at a point of intersection of the North line of the NE 1/4 of the SE 1/4 of said Section 2 with the West line of Highway No. 52;

Thence West along said North line of the NE 1/4 of the SE 1/4, a distance of 250 feet to the TRUE POINT OF BEGINNING;

Thence South parallel to the East line of said SE 1/4, a distance of 220 feet;

Thence West parallel to the South line of said SE 1/4, a distance of 165 feet;

Thence South parallel to the East line of said SE 1/4, a distance of 129 feet;

Thence West parallel to the South line of said SE 1/4, a distance of 385 feet, more or less, to a point on the West line of said NE 1/4 of the SE 1/4;

Thence North along the West line of said NE 1/4 of the SE 1/4 to the Northwest corner of said NE 1/4 of the SE 1/4;

Thence East along the North line of said NE 1/4 of the SE 1/4 to the True Point of Beginning.

MEMORANDUM

TO: Rhea Carlos
FROM: Jean Hersley 
DATE: November 16, 2017
RE: **Refund: ownership change returned**

Please refund \$125.

NAME: LORRIE M TRACY
8144 ESTATES BLVD
FRUITLAND ID 83619

RECEIPT #: W044658

Thank you.

Jean

Hersley, Jean

From: Hersley, Jean
Sent: Thursday, November 16, 2017 9:15 AM
To: Carlos, Rhea
Subject: Refund for Lorrie Tracy
Attachments: Lorrie Tracy.doc

Please process this refund. Thank you.

Jean



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street • P.O. Box 83720 • Boise, Idaho 83720-0098

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

GARY SPACKMAN

Director

August 22, 2017

C.L. "BUTCH" OTTER

Governor

LORRIE M TRACY
8144 ESTATES BLVD
FRUITLAND ID 83619

RE: Notice of Change in Water Right Ownership No(s). 65-12579

Dear Interested Party(s):

The Department of Water Resources (Department) acknowledges receipt of your request to update the ownership of water right 65-12579. The Department will need additional conveyance documents- warranty deed, quitclaim deed, etc. before we can proceed.

The documents you filed with your previous request do not convey the property to you from Robert A. Smith. There is a quitclaim deed from Sharon Smith to Robert A. Smith, which is difficult to read. There is also a quitclaim deed in which Karla Matista conveys property to LeeRoy Tracy and Lorrie Tracy, which is not signed or notarized, which is required. This quitclaim deed references a document recorded in Payette County as Instrument No. 382213. This document will be needed because it gives Karla Matista first right of refusal.

Because the Department cannot process the ownership change 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 request unprocessed. Please send the documents to the address above or email to jean.hersley@idwr.idaho.gov or fax to (208) 287-6700, attn: Jean.

Please contact me at (208) 287-4942 if you have any questions regarding this matter.

Sincerely,

A handwritten signature in black ink, appearing to read 'Jean Hersley'.

Jean Hersley

Technical Records Specialist II