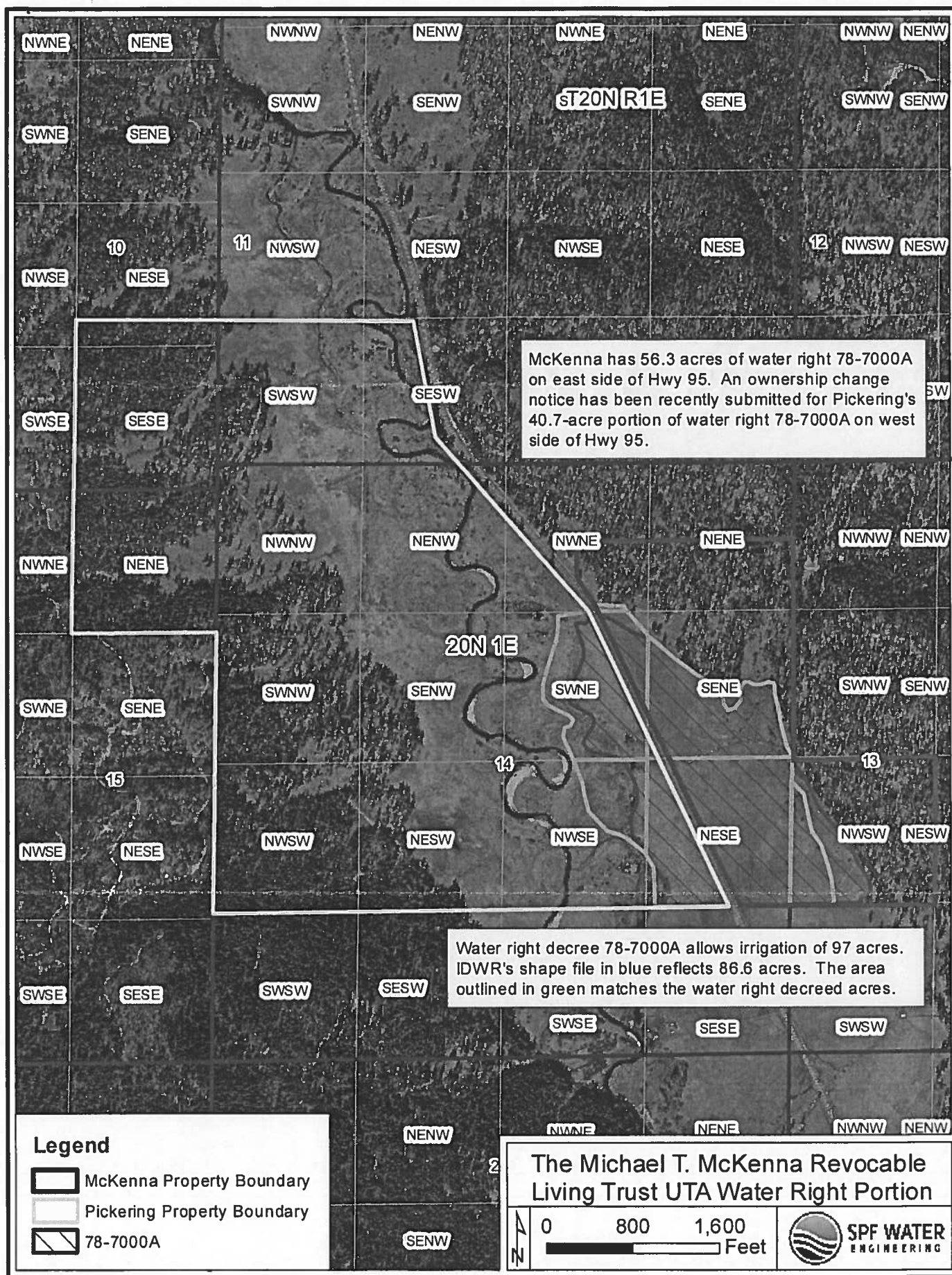


Received by CA Date 9/26/17 Receipt No. W045692 Receipt Amt. \$100
Active in the Water Supply Bank? Yes ☐ No ☒ If yes, forward to the State Office for processing W-9 received? Yes ☐ No ☒
Name on W-9 X Approved by _____ Processed by di Date 10-12-17



Split Analysis

Water Right Number: 78-7000A

Diversion Rate: 1.94 CFS

Reviewer Name: _____ Ig-SPF

Date: 8/28/2017

Acreage Analysis

[illegible]

Water Right Number:	78-7000A
Diversion Rate:	1.94 CFS
Reviewer Name:	Ig-SPF
Date:	7/14/2017

Split Tree

McKenna

(56.3 ac & 1.13 cfs)

Browns (Pickering)

(40.7 ac & 0.81 cfs)

78-7000A

(97.0 ac & 1.94 cfs)

Summary

[illegible]

Close

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

7/14/2017

WATER RIGHT NO. 78-7000A

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	BROWNS INDUSTRIES INC 101 S CAPITOL BLVD STE 305 BOISE, ID 83702 2083427883
Original Owner	WARREN H BROWN C/O BROWN'S INDUSTRIES INC 101 S CAPITOL BLVD STE 1818 BOISE, ID 83702 2083427883

Priority Date: 09/25/1968

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
LITTLE SALMON RIVER	SALMON RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	4/15	10/15	1.94 CFS	291 AFA
Total Diversion			1.94 CFS	

Location of Point(s) of Diversion:

LITTLE SALMON RIVER|NWSE|Sec. 14|Township 20N|Range 01E|ADAMS County

Licensed Diversion Capacity: 10.03

Place(s) of use:

Place of Use Legal Description: IRRIGATION ADAMS County

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
20N	01E	13		NWSW	6.5									
		14		NWNE	0.5		SWNE	23.5		SENE	20			
				NESE	37.5		NWSE	9						

Total Acres: 97

Conditions of Approval:

1. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
2. R01 A measuring device of a type approved by this Department shall be maintained as a part of the diverting works.
3. R29 This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 3.0 afa per acre for irrigation of the lands above.
4. S38 The use of water for irrigation under this right may begin as early as April 1 and may continue to as late as October 31, provided other elements of the right are not exceeded. The use of water before April 15 and after October 15 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right.

Dates:

Licensed Date:

Decreed Date: 11/06/2007

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date:

Protest Deadline Date:

Number of Protests: 0

Other Information:

State or Federal:

Owner Name Connector:

Water District Number:

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

State of Idaho
Department of Water Resources

Water Right
78-7000A

IRRIGATION

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.

01E



- Point of Diversion
- ▭ Place Of Use Boundary
- ▭ Townships
- ▭ PLS Sections
- ▭ Quarter Quarters

0 0.075 0.15 0.3 Miles



Instrument # 131437

COUNCIL, ADAMS, IDAHO

9-20-2017 09:49:04 AM No. of Pages: 2

Recorded for : TIMBERLINE TITLE & ESCROW

SHERRY WARD Fee: 15.00

Ex-Officio Recorder Deputy

Index to: DEED

CORPORATE WARRANTY DEED

FOR VALUE RECEIVED, BROWN'S INDUSTRIES, INC., an Idaho corporation as Grantor, does hereby grant, bargain, sell, and convey unto MICHAEL T. MCKENNA, Trustee of THE MICHAEL T. MCKENNA REVOCABLE LIVING TRUST, Dated January 28, 2015, Restatement dated April 25, 2017, as the same may be amended, as Grantee, whose current address is PO Box 764, New Meadows, ID. 83654, the following described real property situated in Adams County, Idaho, to-wit:

See EXHIBIT A attached hereto and incorporated herein by reference.

To have and to hold the said premises, together with improvements and appurtenances unto the said Grantee, his heirs and assigns forever, specifically including the appurtenant portion of Water Right #78-7000A. And the said Grantor does hereby covenant to and with said Grantee, that it is the owner in fee simple of said premises; that the said premises are free from all encumbrances excepting for all easements of record, rights of way, matters visible, and all matters of record and title and that it will warrant and defend the same from all lawful claims whatsoever.

DATED this 28th day of August 2017.

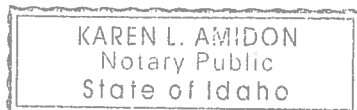
BROWN'S INDUSTRIES, INC.
An Idaho corporation

By: Judd W. DeBoer
Judd W. DeBoer
Title: Director

STATE OF IDAHO,)
) ss.
County of Adams)

On this 28th day of August, 2017, before me, a Notary Public in and for said State, personally appeared JUDD W. DeBOER, known or identified to me to be the Director of BROWN'S INDUSTRIES, INC., an Idaho corporation that executed the instrument or the person who executed the instrument on behalf of said corporation, and acknowledged to me that such Corporation 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.



Karen L. Amidon
NOTARY PUBLIC FOR IDAHO

Residing at: Cambridge, ID

My Commission Expires: 06-30-2021

EXHIBIT 'A'

Township 20 North, Range 1 East, Boise Meridian, Adams County, Idaho
A parcel of land being the NW1/4SW1/4 of Section 13, the
S1/2NE1/4NE1/4 of said Section 14, and those portions of the
SW1/4NE1/4, SE1/4NE1/4 and the NE1/4SE1/4 lying east of the easterly
right-of-way of U.S. Highway 95, in said Section 14, and a portion of
the E1/2NW1/4NE1/4 of said Section 14 more particularly described as
follows:

Commencing at an aluminum cap on a 5/8" rebar marking the Quarter
Corner common to Sections 13 and 14, T20NR1EBM Adams County, Idaho, as
shown on that particular Record of Survey recorded as Instr. No. 74772
in the office of the Recorder of Adams County, Idaho, the REAL POINT
OF BEGINNING:

Thence S 0°38'29" W., 1,351.39 feet to an aluminum cap marking the
South 1/16 corner common to Sections 13 and 14, as shown on that
particular Record of Survey recorded as Instr. No. 107150 in the
office of the Recorder of Adams County, Idaho;

Thence S 89°10'46" W., 487.61 feet, to a 1/2" rebar on the easterly
right-of-way of U.S. Highway 95;

Thence N 25°11'08" W., 2,722.41 feet along said easterly right-of-way,
to a concrete right-of-way monument at Sta. 384+42.10 as shown on
Sheet 17 of the ROW plans for F.A.P. No. F-FR-3112(45);

Thence 289.31 feet along said easterly right-of-way on a curve to the
left, whose radius is 2,924.79 feet, delta angle is 5°40'03", and
whose long chord bears N 28°02'34" W., 289.19 feet, to a 5/8" rebar on
the southerly boundary of the SE1/4NW1/4NE1/4 of said Section 14;

Thence S 89°42'28" E., 42.64 feet along said southerly boundary;

Thence N 24°03'18" W., 520.22 feet, to a 5/8" rebar on the westerly
boundary of said SE1/4NW1/4NE1/4;

Thence N 0°57'48" E., 199.12 feet along said westerly boundary to a
5/8" rebar marking the NW-NE 1/64 Corner of said Section 14;

Thence continuing N 0°57'48" E., 77.19 feet to a 5/8" rebar;

Thence S 83°07'24" E., 665.51 feet to a 5/8" rebar marking the C-N-NE
1/64 Corner of said Section 14;

Thence S 89°47'01" E., 1,324.05 feet to a 5/8" rebar marking the N-N
1/64 Corner of said Section 14;

Thence S 0°38'45" W., 675.70 feet to a 5/8" rebar marking the North
1/16 Corner common to said Sections 13 and 14;

Thence S 0°38'45" W., 1,351.40 feet to the POINT OF BEGINNING.



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 • Website: www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

October 13, 2017

THE MICHAEL T MCKENNA REVOCABLE LIVING TRUST UTA
PO BOX 764
NEW MEADOWS ID 83654

Re: Change of Ownership for Water Right No: 78-7000A

Dear Water Right Holder:

The Department acknowledges the receipt of correspondence changing ownership of the above referenced water right to you. The Department has modified its records to reflect this change in ownership and has enclosed a computer-generated report for your records. This water right did not require a split and I have requested a refund, which will be sent to Timberline Title & Escrow from the State Controller's Office under separate cover.

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 Idaho Code §§ 42-222 and 42-223.

Also 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. If you have any questions concerning the enclosed information, please feel free to contact me at (208) 287-4920.

Sincerely,

Debbi Judd
Technical Records Specialist

Enclosures

MEMORANDUM

TO: Sascha Marston
FROM: Debbi Judd
DATE: October 12, 2017
RE: Refund: Ownership change

Please refund \$75. Ownership change of water right was not split.

NAME: TIMBERLINE TITLE & ESCROW

ADDRESS: PO BOX 6
COUNCIL ID 83612

RECEIPT #: W045692

Thank you.

Debbi
