

RECEIVED

JUL 12 2016

42-222 POD - 09/14

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCESWATER RESOURCES  
WESTERN REGION

## APPLICATION FOR TRANSFER OF WATER RIGHT - POINT(S) OF DIVERSION

This form may be used to apply to change and/or add points of diversion for existing water rights and to report an ownership change for a water right(s) in connection with the proposed point of diversion change(s). Do not use this form to apply for changes to other elements of a water right. See the *Application for Transfer Instructions* for help completing this form and for mailing addresses of Department offices where your application can be submitted.

Check all that apply:

- ☒ Change diversion point(s)    ☐ Add diversion point(s)    ☒ Ownership change    ☐ Ownership split

1. APPLICANT(S) MICHAEL &/or EULLA WALLACE Phone 208-315-1212  
 2. MAILING ADDRESS 3288 WALLACE LN City NEW MEADOWS  
 State ID Zip 83654 Email 4\_mykids@frontiernet.net

☐ If the applicant is not an individual and not registered to do business in the State of Idaho, attach documentation identifying officers authorized to sign for the applicant.

☒ If the applicant is not the current water right(s) owner, attach documentation of authority to file the application.

☐ If the application includes a change in ownership of water right(s), attach a copy of the conveyance document, such as a warranty deed, court decree, contract of sale, etc. The conveyance document must include a legal description of the property conveyed or description of the water right if no land is conveyed. Additional fee(s) are required for water right ownership changes; see Item 9 for the *fee schedule*.

If the ownership change resulted in the water right(s) being split, how did the division occur? Mark one:

- ☐ 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.

☐ If the application is not signed by the applicant, attach a Power of Attorney or other documentation providing authority to sign for the applicant.

3. LIST WATER RIGHT NUMBER(S) 78-10067

☐ Attach a copy of the water right(s) as recorded, available at [www.idwr.idaho.gov](http://www.idwr.idaho.gov), *Water Right Transfers, Step 1*, or by contacting any Department office.

4. TOTAL AMOUNT OF WATER transferred is 0.16 cubic feet per second and/or N/A acre-feet per annum.  
 (diversion rate) (storage volume)

5. POINT OF DIVERSION - Describe all the point(s) of diversion to be included on the water right(s) after the proposed change.

☐ Attach Eastern Snake Plain Aquifer (ESPA) analysis if this transfer proposes to change a point of diversion affecting the ESPA. ESPA analysis information is available at [www.idwr.idaho.gov](http://www.idwr.idaho.gov), *Water Right Transfers, Online Resources*.

| New? | Lot | ¼  | ¼  | ¼  | Sec | Twp | Rge | County | Source | Local name or tag # |
|------|-----|----|----|----|-----|-----|-----|--------|--------|---------------------|
|      | 3   | NW | NW | SW | 9   | 19N | 02E | ADAMS  | SPRING | KALINOWSKI          |
|      | 3   | NW | NW | SW | 9   | 19N | 02E | ADAMS  | SPRING | HENLEY              |
|      |     |    |    |    |     |     |     |        |        |                     |
|      |     |    |    |    |     |     |     |        |        |                     |
|      |     |    |    |    |     |     |     |        |        |                     |
|      |     |    |    |    |     |     |     |        |        |                     |
|      |     |    |    |    |     |     |     |        |        |                     |
|      |     |    |    |    |     |     |     |        |        |                     |
|      |     |    |    |    |     |     |     |        |        |                     |
|      |     |    |    |    |     |     |     |        |        |                     |

## 6. GENERAL INFORMATION

- a. Describe the complete diversion system, including how you will accommodate a measuring device and lockable controlling works should they be required now or in the future:

The spring flows in to a catch base, We cover the case basin with a 24 inch round concrete cover because people kept getting in to it, then flows into a 2 inch pipe to my house for drinking and irrigation,

- b. Who owns the property at the point(s) of diversion? Edward Kalinowski( 28), Jim & Sandra Henley( 27)  
If other than the applicant, describe the arrangement enabling the applicant to access the property for the diversion system:  
County Easement for both springs,

- c. To your knowledge, has/is any portion of the water right(s) proposed to be changed:

Yes No

- ☐ ☒ undergone a period of five or more consecutive years of non-use,  
☐ ☒ currently used in a mitigation plan limiting the use of water under the right(s), or  
☐ ☒ currently enrolled in a Federal set-aside program limiting the use of water under the right(s)?

If yes, describe:

- d. Is any portion of the water right(s) proposed to be changed currently leased to the Water Supply Bank? ☐ Yes ☒ No  
☐ If yes and there are multiple owners, attach a Lessor Designation form.  
☐ If yes, the individual owner or designated lessor must complete, sign and attach an IRS Form W-9.  
(Disregard if these items are on file and ownership has not changed.)

7. MAP - ☒ Attach a map of the diversion, measurement, control and distribution system. Include the place of use if a split of the water right occurred. Clearly label the map with township, range, section and  $\frac{1}{4}$   $\frac{1}{4}$  of section information. The Map Tool, available at [maps.idwr.idaho.gov/TransferApplicationLayouts](http://maps.idwr.idaho.gov/TransferApplicationLayouts) provides a satisfactory template for creating the required map.

8. SIGNATURE - The information in this application is true to the best of my knowledge. I understand any willful misrepresentations in this application may result in rejection of the application or cancellation of an approval.

Michael C. Wallace  
Signature of applicant or authorized agent

Michael C Wallace  
Print name and title if applicable

06/30/16  
Date

Eula Wallace  
Signature of applicant or authorized agent

Eula F Wallace  
Print name and title if applicable

06/30/16  
Date

9. FEE - ☐ The application filing fee provided in Section 42-221, Idaho Code, must be submitted with the application for transfer. The Application fee is based on the total amount of water proposed for transfer in Item 4: the larger fee for either cubic feet per second (diversion rate) or acre-feet per annum (storage volume). The Fee Schedule is available at [www.idwr.idaho.gov](http://www.idwr.idaho.gov), Water Right Transfers, Step 4 and in the Application for Transfer Instructions.

## FOR DEPARTMENT USE ONLY

Transfer includes \_\_\_\_\_ pages of attachments.

Fee paid 225 Date 7/12/2016

Preliminary review by DW

W-9 received? Yes ☐ No ☐

Name on W-9 \_\_\_\_\_

Received by \_\_\_\_\_

Received by (P)

Date 7-14-16

Date \_\_\_\_\_

Receipt # W00000110

Active in the Water Supply Bank? Yes ☐ No ☒

W-9 forwarded to fiscal? Yes ☐ No ☐

(Do NOT scan the W-9 - confidential information is held by fiscal only)

## IDAHO DEPARTMENT OF WATER RESOURCES

7/5/2016

## Proof Report

Water Right 78-10067

**Owner Type**      **Name and Address**  
 Current Owner      LEONARD M WALLACE  
                          PO BOX 126  
                          NEW MEADOWS, ID 83654  
                          (208)347-2446

Current Owner      SHERYL K WALLACE  
                          PO BOX 126  
                          NEW MEADOWS, ID 83654  
                          (208)347-2446

**Priority Date:** 9/1/1970**Basis:** Decreed**Status:** Active**Source**  
SPRINGS**Tributary**  
THREEMILE CREEK

| <b>Beneficial Use</b> | <b>From</b>            | <b>To</b> | <b>Diversion Rate</b> | <b>Volume</b> |
|-----------------------|------------------------|-----------|-----------------------|---------------|
| IRRIGATION            | 04/01                  | 10/31     | 0.080 CFS             |               |
| DOMESTIC              | 01/01                  | 12/31     | 0.080 CFS             |               |
|                       | <b>Total Diversion</b> |           | 0.160 CFS             |               |

**Source and Point(s) of Diversion**

|         |            |                                        |
|---------|------------|----------------------------------------|
| SPRINGS | L3(SENWSW) | Sec. 9, Twp 19N, Rge 02E, ADAMS County |
| SPRINGS | L3(SENWSW) | Sec. 9, Twp 19N, Rge 02E, ADAMS County |

**Place Of Use**

DOMESTIC within ADAMS County

| Twp | Rng | Sec | NE |    |    |    | NW |    |    |    | SW |    |    |    | SE |    |    |    | Totals |
|-----|-----|-----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|--------|
|     |     |     | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE |        |
| 19N | 02E | 8   |    |    |    |    |    |    |    |    |    |    |    |    | X  |    |    |    |        |

IRRIGATION within ADAMS County

| Twp | Rng | Sec | NE |    |    |    | NW |    |    |    | SW |    |    |    | SE  |    |    |    | Totals |
|-----|-----|-----|----|----|----|----|----|----|----|----|----|----|----|----|-----|----|----|----|--------|
|     |     |     | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE  | NW | SW | SE |        |
| 19N | 02E | 8   |    |    |    |    |    |    |    |    |    |    |    |    | 4.0 |    |    |    | 4.0    |

POU Total Acres: 4.0

**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. X01 Domestic use is for 2 homes.
3. N10 The quantity of water decreed for this water right for domestic use is not a

IDAHO DEPARTMENT OF WATER RESOURCES  
Proof Report

7/5/2016

determination of historical beneficial use.

4. N12 The quantity of water under this right for domestic use shall not exceed 13,000 gallons per day.

**Dates and Other Information**

Decreed Date: 11/6/2007

Civil Case Number: 39576

Judicial District: FIFTH

State or Federal: S

Owner Name Connector: AND

Mitigation Plan: False

**Combined Use Limits**

N/A

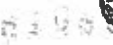
**SubCase:**

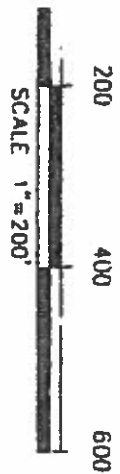
N/A

**Water Supply Bank:**

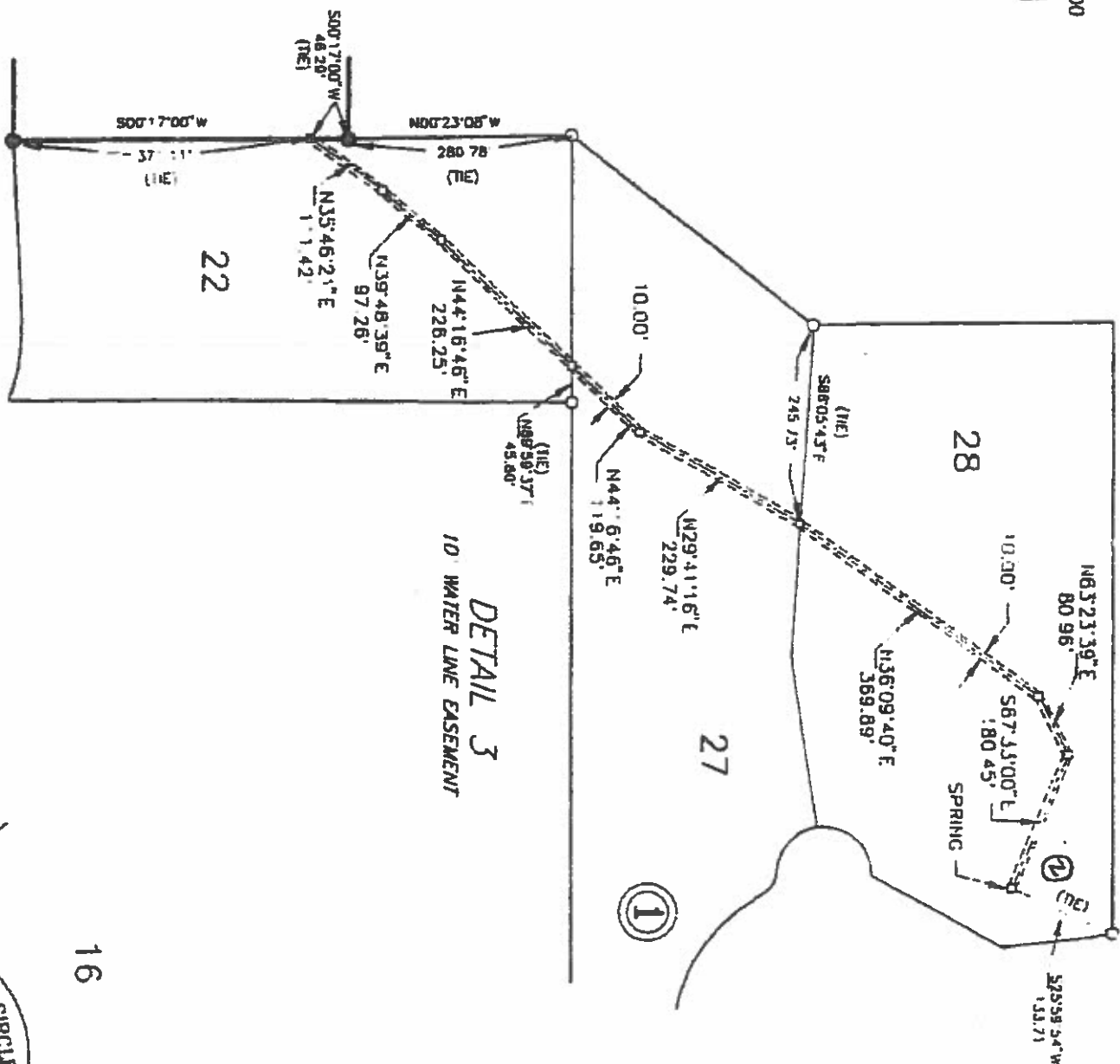
N/A

5352

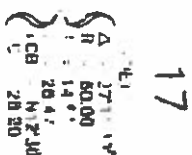
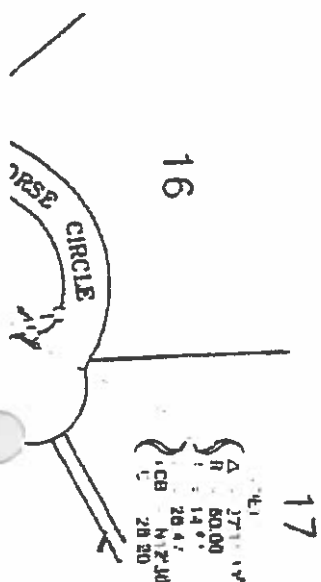


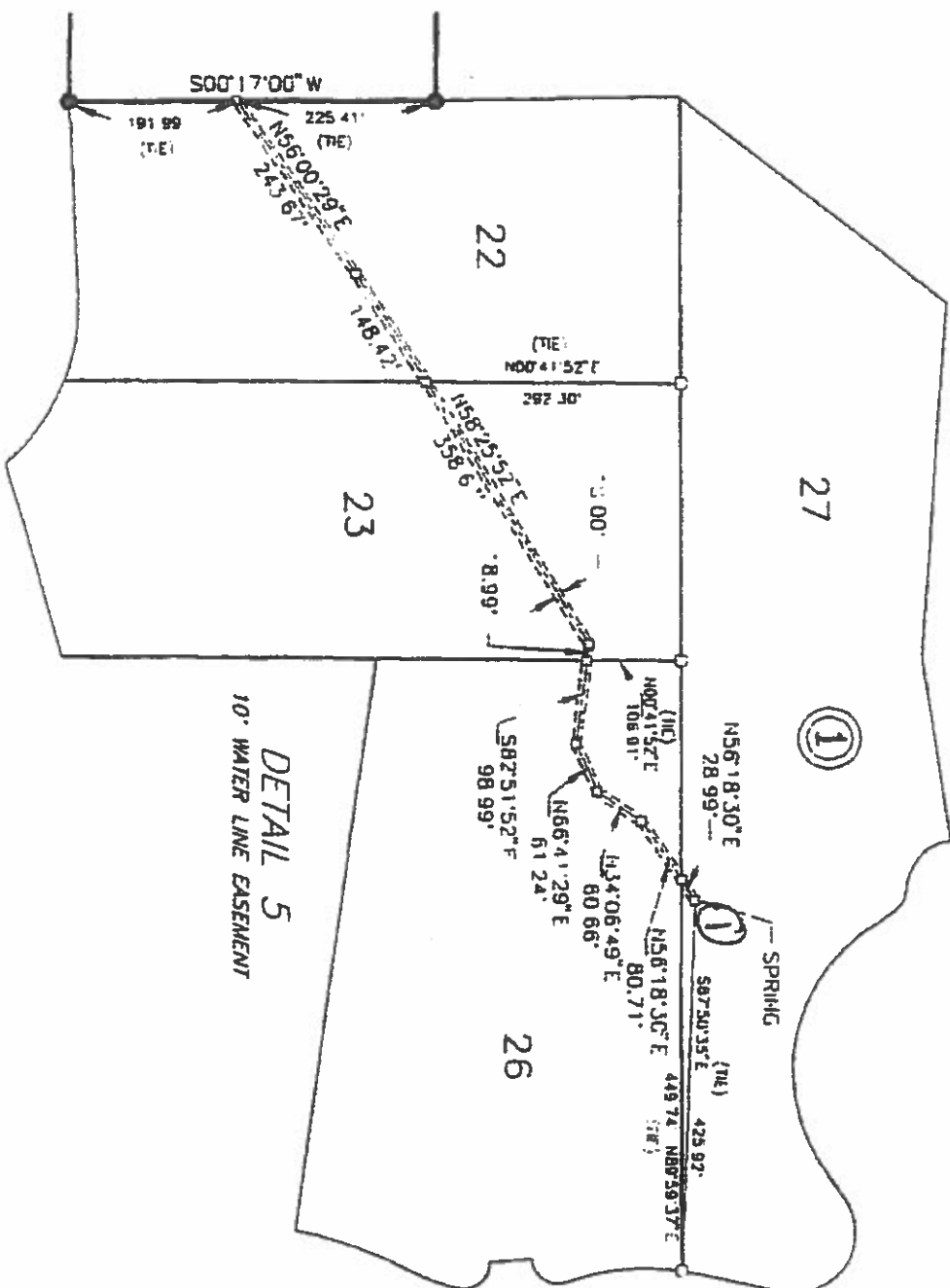


BASIS OF BEARINGS  
ORD OF SURVEY FILED AS  
IN DOCUMENT NO. 86364

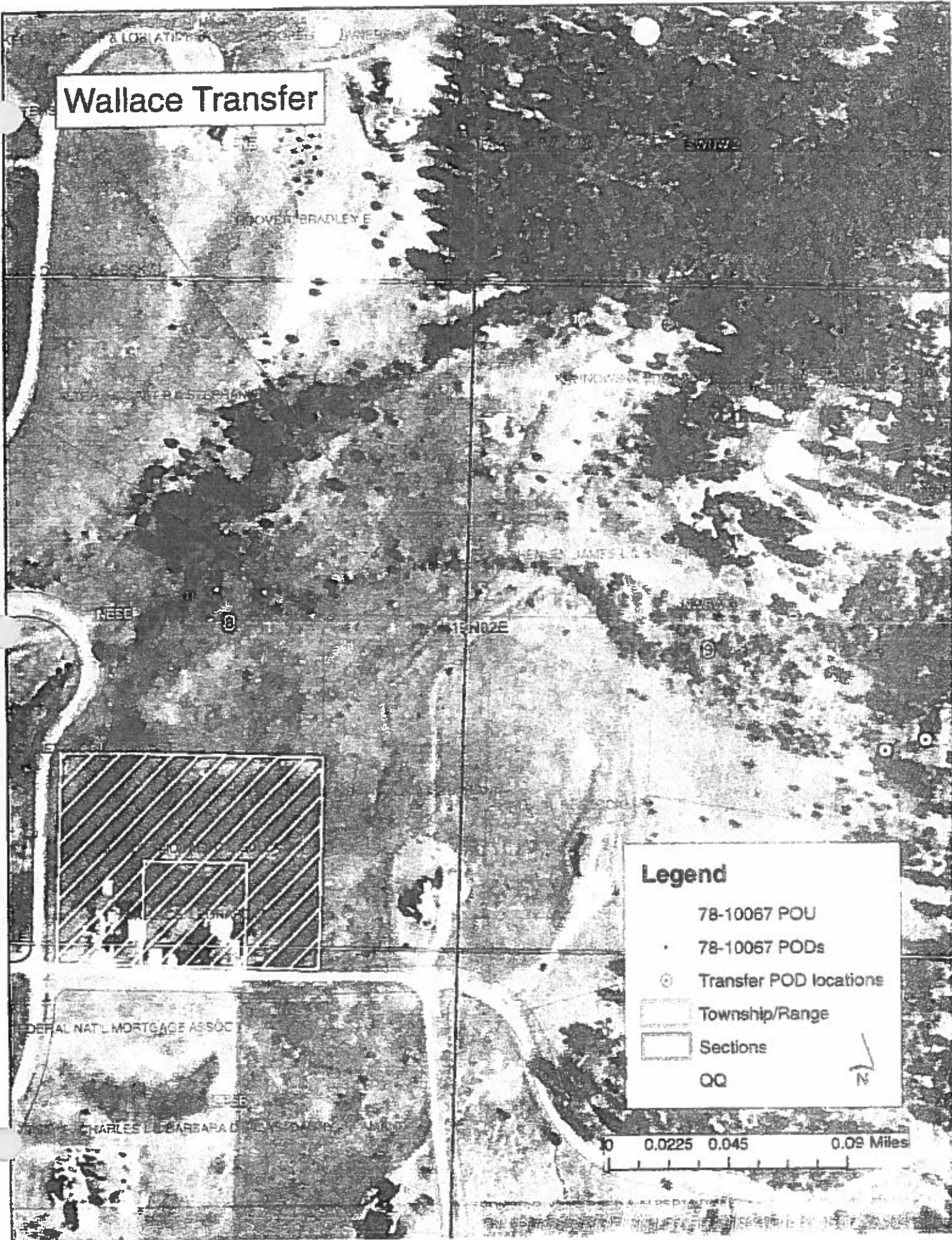


DETAIL 3  
10' WATER LINE EASEMENT

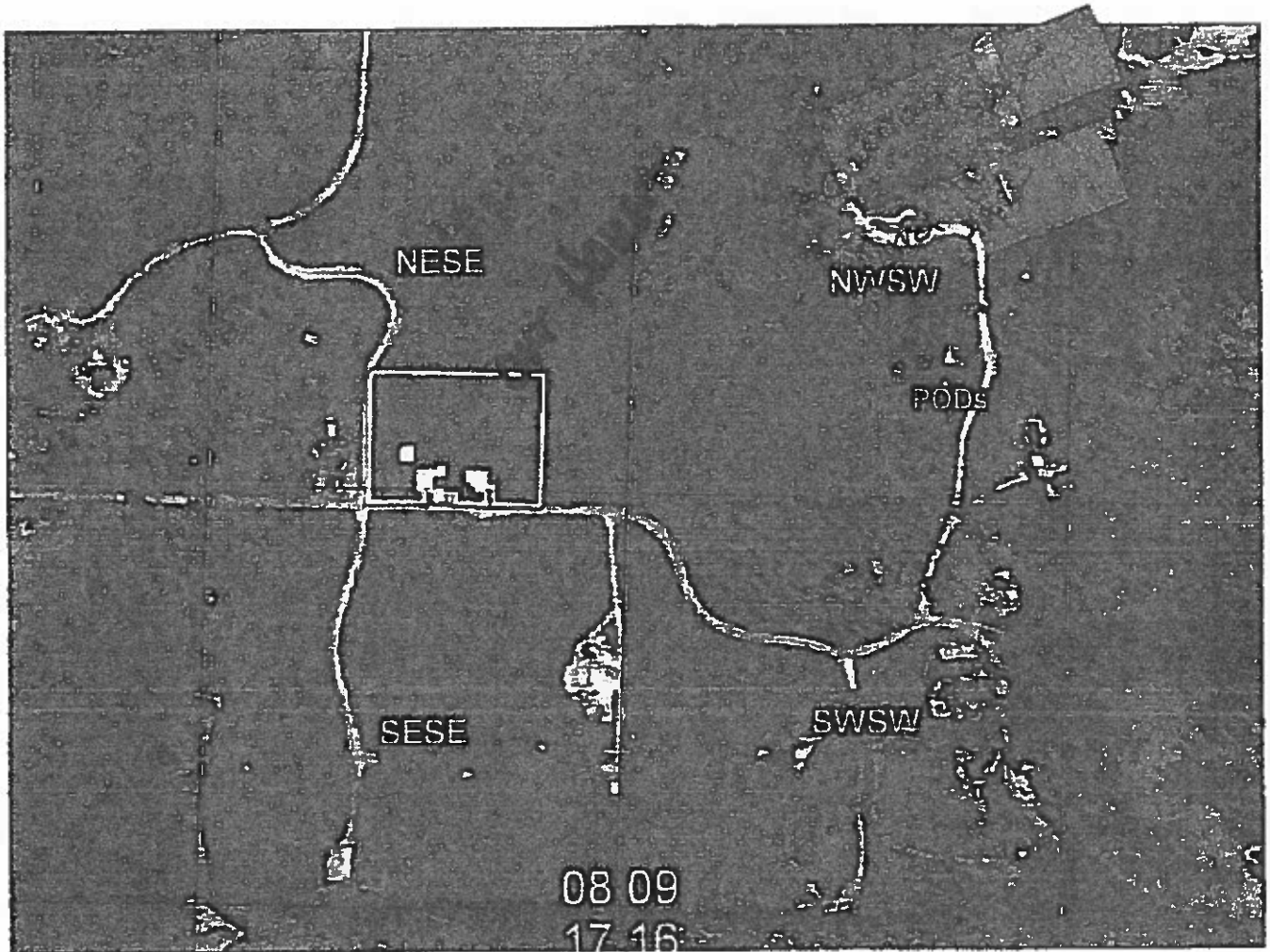




# Wallace Transfer



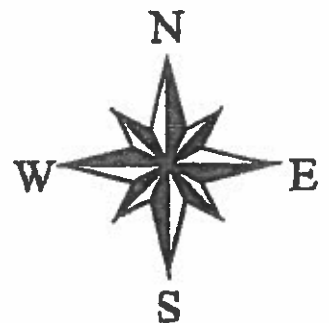
# 78-10067



700 0 700 1400 Feet

## T19N R02E S08

Map prepared by: Carter Fritschle  
Date prepared: 06/16/06  
2004 NAIP Photography  
Idaho Department of Water Resources



81039

Close

IDAHO DEPARTMENT OF WATER RESOURCES  
Water Right Report

6/30/2016

WATER RIGHT NO. 78-10067

| <u>Owner Type</u> | <u>Name and Address</u> |
|-------------------|-------------------------|
| Current Owner     | LEONARD M WALLACE       |
| Current Owner     | SHERYL K WALLACE        |
|                   | PO BOX 126              |
|                   | NEW MEADOWS, ID 83654   |
|                   | (208)347-2446           |

Priority Date: 09/01/1970  
Basis: Decreed  
Status: Active

Original on file

| <u>Source</u> | <u>Tributary</u> |
|---------------|------------------|
| SPRINGS       | THREEMILE CREEK  |

| <u>Beneficial Use</u> | <u>From</u> | <u>To</u> | <u>Diversion Rate</u> | <u>Volume</u> |
|-----------------------|-------------|-----------|-----------------------|---------------|
| IRRIGATION            | 04/01       | 10/31     | 0.08 CFS              |               |
| DOMESTIC              | 01/01       | 12/31     | 0.08 CFS              |               |
| Total Diversion       |             |           | 0.16 CFS              |               |

Location of Point(s) of Diversion:

SPRINGS SENWSW Lt 3 Sec. 09 Township 19N Range 02E ADAMS County  
SPRINGS SENWSW Lt 3 Sec. 09 Township 19N Range 02E ADAMS County

DOMESTIC Use:  
Number of homes: 2

Place(s) of use:

Place of Use Legal Description: IRRIGATION ADAMS County

01000

| Township | Range | Section | Lot | Tract | Acres | Lot | Tract | Acres | Lot | Tract | Acres | Lot | Tract | Acres |
|----------|-------|---------|-----|-------|-------|-----|-------|-------|-----|-------|-------|-----|-------|-------|
| 19N      | 02E   | 8       |     | NESE  | 4     |     |       |       |     |       |       |     |       |       |

Place of Use Legal Description: DOMESTIC ADAMS County

| Township | Range | Section | Lot | Tract | Acres | Lot | Tract | Acres | Lot | Tract | Acres | Lot | Tract | Acres |
|----------|-------|---------|-----|-------|-------|-----|-------|-------|-----|-------|-------|-----|-------|-------|
| 19N      | 02E   | 8       |     | NESE  |       |     |       |       |     |       |       |     |       |       |

Total Acres: 4

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. X01 Domestic use is for 2 homes.
3. N10 The quantity of water decreed for this water right for domestic use is not a determination of historical beneficial use.
4. N12 The quantity of water under this right for domestic use shall not exceed 13,000 gallons per day.

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: S

Owner Name Connector: AND

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:

DLE Act Number:

Cary Act Number:

Mitigation Plan: False

ENT NO. 99257  
PAGE 1 OF 4

INSTRUMENT REQUESTED BY:

Sterling Savings Bank

900 Second St  
McCall, ID 83638

WHEN RECORDED MAIL TO:

Sterling Savings Bank  
Consumer Loan Servicing  
PO Box 2224  
Spokane, WA 99201

Instrument # 99257

COUNCIL, ADAMS, IDAHO

2001-01-09 01:56:10 No. of Pages: 6

Recorded for: TIMBERLINE TITLE & ESCROW

MICHAEL FISK Fee: 18.00

Ex-Officio Recorder Deputy *[Signature]*

Index to: DEED OF TRUST

SPACE ABOVE THIS LINE IS FOR RECORDER'S USE ONLY

DEED OF TRUST

THIS DEED OF TRUST is dated January 2, 2001, among MICHAEL C WALLACE and EULLA C WALLACE, HUSBAND AND WIFE ("Grantor"); Sterling Savings Bank, whose address is McCall, 900 Second St, McCall, ID 83638 (referred to below sometimes as "Lender" and sometimes as "Beneficiary"); and TIMBERLINE TITLE AND ESCROW, whose address is PO BOX 6, COUNCIL, ID 83612 (referred to below as "Trustee").

CONVEYANCE AND GRANT. For valuable consideration, Grantor does hereby irrevocably grant, bargain, sell and convey in trust, with power of sale, to Trustee for the benefit of Lender as Beneficiary, all of Grantor's right, title, and interest in and to the following described real property, together with all existing or subsequently erected or affixed buildings, improvements and fixtures; all easements, rights of way, and appurtenances; all water, water rights and ditch rights (including stock in utilities with ditch or irrigation rights); and all other rights, royalties, and profits relating to the real property, including without limitation all minerals, oil, gas, geothermal and similar matters, (the "Real Property") located in ADAMS County, State of Idaho:

TRACT 1: TOWNSHIP 19 NORTH, RANGE 2 EAST, BOISE MERIDIAN, ADAMS COUNTY, IDAHO. SECTION 8: A PARCEL OF LAND SITUATED IN THE NE1/4SE1/4 AND THE SE1/4SE1/4 MORE PARTICULARLY DESCRIBED AS FOLLOWS: COMMENCING AT AN ALUMINUM CAP MARKING THE SECTION CORNER COMMON TO SECTIONS 8, 9, 16 AND 17, TOWNSHIP 19 NORTH, RANGE 2 EAST, BOISE MERIDIAN, ADAMS COUNTY, IDAHO; THENCE NORTH 00° 27' 23" WEST 1272.31 FEET ALONG A LINE COMMON TO SAID SECTIONS 8 AND 9; THENCE NORTH 89° 32' 24" WEST 247.33 FEET TO AN EXISTING FENCE LINE THE REAL POINT OF BEGINNING; THENCE CONTINUING NORTH 89° 32' 24" WEST 522.20 FEET ALONG SAID EXISTING FENCE LINE; THENCE NORTH 00° 17' 00" EAST 417.40 FEET ALONG SAID EXISTING FENCE LINE; THENCE SOUTH 89° 32' 24" EAST 522.20 FEET ALONG SAID EXISTING FENCE LINE; THENCE SOUTH 00° 17' 00" WEST 417.40 FEET ALONG SAID EXISTING FENCE LINE TO THE REAL POINT OF BEGINNING. EXCEPTING THEREFROM THE FOLLOWING: COMMENCING AT THE CORNER COMMON TO SECTION 8, 9, 16 AND 17 SAID TOWNSHIP AND RANGE; THENCE NORTH ALONG THE EAST LINE OF SECTION 8, A DISTANCE OF 1,320.00 FEET TO A POINT; THENCE WEST 369 FEET TO THE REAL POINT AND PLACE OF BEGINNING; THENCE WEST 208 FEET TO A POINT; THENCE NORTH 208 FEET TO A POINT; THENCE EAST 208 FEET TO A POINT; THENCE SOUTH 208 FEET TO THE REAL POINT OF BEGINNING. ALSO EXCEPTING THEREFROM THE COUNTY ROAD RIGHT OF WAY AS NOW ESTABLISHED.

The Real Property or its address is commonly known as 3288 WALLACE LN, NEW MEADOWS, ID 83654. The Real Property tax identification number is RP19N02E084800A.

Grantor presently assigns to Lender (also known as Beneficiary in this Deed of Trust) all of Grantor's right, title, and interest in and to all present and future leases of the Property and all Rents from the Property. In addition, Grantor grants to Lender a Uniform Commercial Code security interest in the Personal Property and Rents.

THIS DEED OF TRUST, INCLUDING THE ASSIGNMENT OF RENTS AND THE SECURITY INTEREST IN THE RENTS AND PERSONAL PROPERTY, IS GIVEN TO SECURE (A) PAYMENT OF THE INDEBTEDNESS AND (B) PERFORMANCE OF ANY AND ALL OBLIGATIONS UNDER THE NOTE, THE RELATED DOCUMENTS, AND THIS DEED OF TRUST. THIS DEED OF TRUST IS GIVEN AND ACCEPTED ON THE FOLLOWING TERMS:

**PAYMENT AND PERFORMANCE.** Except as otherwise provided in this Deed of Trust, Grantor shall pay to Lender all amounts secured by this Deed of Trust as they become due, and shall strictly and in a timely manner perform all of Grantor's obligations under the Note, this Deed of Trust, and the Related Documents.

**POSSESSION AND MAINTENANCE OF THE PROPERTY.** Grantor agrees that Grantor's possession and use of the Property shall be governed by the following provisions:

**Possession and Use.** Until the occurrence of an Event of Default, Grantor may (1) remain in possession and control of the Property; (2) use, operate or manage the Property; and (3) collect the Rents from the Property. The following provisions relate to the use of the Property or to other limitations on the Property. THE REAL PROPERTY EITHER IS NOT MORE THAN FORTY (40) ACRES IN AREA OR IS LOCATED WITHIN AN INCORPORATED CITY OR VILLAGE.

700612036

T NO. 99257

OF 6

DEED OF TRUST  
(Continued)

Page 6

and all substitutions for, any of such property; and together with all proceeds (including without limitation all insurance proceeds and refunds of premiums) from any sale or other disposition of the Property.

**Property.** The word "Property" means collectively the Real Property and the Personal Property.

**Real Property.** The words "Real Property" mean the real property, interests and rights, as further described in this Deed of Trust.

**Related Documents.** The words "Related Documents" mean all promissory notes, credit agreements, loan agreements, environmental agreements, guaranties, security agreements, mortgages, deeds of trust, security deeds, collateral mortgages, and all other instruments, agreements and documents, whether now or hereafter existing, executed in connection with the indebtedness.

**Rents.** The word "Rents" means all present and future rents, revenues, income, issues, royalties, profits, and other benefits derived from the Property.

**Trustee.** The word "Trustee" means TIMBERLINE TITLE AND ESCROW, whose address is PO BOX 6, COUNCIL, ID 83612 and any substitute or successor trustees.

EACH GRANTOR ACKNOWLEDGES HAVING READ ALL THE PROVISIONS OF THIS DEED OF TRUST, AND EACH GRANTOR AGREES TO ITS TERMS.

GRANTOR:

x Michael C. Wallace  
MICHAEL C WALLACE, Individually

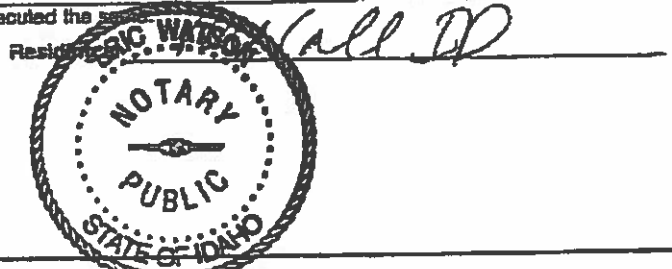
x Eulla C. Wallace  
EULLA C WALLACE, Individually

## INDIVIDUAL ACKNOWLEDGMENT

STATE OF TOCOUNTY OF Valley

On this 2nd day of Jan, in the year 20 01, before me Eric Watson  
a notary public in and for the State of Idaho, personally appeared MICHAEL C WALLACE and EULLA C WALLACE, known or identified to me (or proved to me on the oath of Eric Watson), to be the persons whose names are subscribed to the within instrument and acknowledged to me that they executed the same.

Notary Public for Idaho

My commission expires 2/27/04

## REQUEST FOR FULL RECONVEYANCE

(To be used only when obligations have been paid in full)

To: Trustee Services, Trustee

The undersigned is the legal owner and holder of all indebtedness secured by this Deed of Trust. All sums secured by this Deed of Trust have been fully paid and satisfied. You are hereby directed, upon payment to you of any sums owing to you under the terms of this Deed of Trust or pursuant to any applicable statute, to cancel the Note secured by this Deed of Trust (which is delivered to you together with this Deed of Trust), and to reconvey, without warranty, to the parties designated by the terms of this Deed of Trust, the estate now held by you under this Deed of Trust. Please mail the reconveyance and Related Documents to:

Date: March 11, 2004Beneficiary: STERLING SAVINGS BANKBy: Kristen SimonsonIts: Loan Officer



**State of Idaho**

**DEPARTMENT OF WATER RESOURCES**

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

Phone: (208) 334-2190 • Fax: (208) 334-2348 • Web Site: [www.idwr.idaho.gov](http://www.idwr.idaho.gov)

**C. L. "BUTCH" OTTER**  
Governor

**GARY SPACKMAN**  
Director

July 28, 2016

EULLA WALLACE  
MICHAEL WALLACE  
3288 WALLACE LN  
NEW MEADOWS, ID 83654

RE: Transfer No. 81039  
Water Right No. 78-10067

Dear Applicant(s):

The Department of Water Resources has received your water right transfer application. Please refer to the transfer number referenced above in all future correspondence regarding this transfer.

A legal notice of the application has been prepared and is scheduled for publication in THE RECORD on 8/3/2016 and 8/10/2016. Protests to this application may be submitted for a period ending ten (10) days after the second publication.

If the application is protested, you will be sent a copy of each protest. All protests must be resolved before the application can be considered for approval. If the protest(s) cannot be resolved voluntarily, the Department will conduct a conference and/or hearing on the matter.

If the application is not protested, the Department will process your application and notify you of any action taken on the application. If your application is approved, the Department will send you a copy of the approval document.

Please contact this office if you have any questions regarding the application.

Sincerely,

A handwritten signature in dark ink, appearing to read 'Rachel Neely', is written over a horizontal line.

Rachel Neely  
Administrative Assistant

**Neely, Rachel**

---

**From:** Neely, Rachel  
**Sent:** Thursday, July 28, 2016 8:03 AM  
**To:** 'Gamaliel Masters'  
**Subject:** Adams Legal Ads  
**Attachments:** Adams Cover Letter.docx; Adams Legal Ad.docx

Good Morning Legal Clerk,

Please see the attached ads for publication on 8/3/2016 & 8/10/2016.

Please confirm these are okay to publish as shown.

Thank you,

---

***Rachel Neely***

Administrative Assistant I  
IDWR-Western Region  
2735 Airport Way Boise, ID 83705  
[Rachel.Neely@idwr.idaho.gov](mailto:Rachel.Neely@idwr.idaho.gov)

July 28, 2016

LEGAL NOTICE DEPARTMENT  
THE RECORD  
PO BOX R  
COUNCIL, ID 83612

RE: Transfer No. 80338,  
Water Right No(s): 78-12440, 78-12441, 78-12442, 78-12443

Transfer No. 81039,  
Water Right No(s): 78-10067

Dear Legal Notice Department:

Please publish the enclosed legal notices on the dates indicated (once a week for two consecutive weekly issues). If you cannot publish the notices on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Please send the affidavit and bill to this office before 8/22/2016. Your cooperation is appreciated.

Sincerely,

Rachel Neely  
Administrative Assistant

Enclosure(s)

The following applications have been filed to appropriate the public waters of the State of Idaho

**NOTICE OF PROPOSED CHANGE OF WATER RIGHT**

**PAUL R SCHAETZEL**, 4040 STETSON AVE, ROSAMOND, CA 93560; has filed Application No. 80338 for changes to the following water rights within ADAMS County(s): Right No(s). 78-12440, 78-12441, 78-12442, 78-12443. To see a full description of these rights and the proposed transfer, please see [www.idwr.idaho.gov/apps/wr/QueryNewTransfers/QueryNewTransfers.aspx](http://www.idwr.idaho.gov/apps/wr/QueryNewTransfers/QueryNewTransfers.aspx). The purpose of the transfer is to add two new points of diversion on the applicant's property. Irrigation of 9.9 acres and 0.31 cfs of Seawell Creek water that is injected into Threemile Creek will be diverted from Threemile Creek. The historic point of diversion from Seawell Creek is not proposed to be changed. The irrigated acres and point of diversion are located off of Threemile Creek, approximately 0.5 miles downstream of existing diversion and 3 miles northeast of New Meadows.

**EULLA WALLACE and MICHAEL WALLACE**, 3288 WALLACE LN, NEW MEADOWS, ID 83654; has filed Application No. 81039 for changes to the following water rights within ADAMS County(s): Right No(s). 78-10067, to see a full description of these rights and the proposed transfer, please see [www.idwr.idaho.gov/apps/wr/QueryNewTransfers/QueryNewTransfers.aspx](http://www.idwr.idaho.gov/apps/wr/QueryNewTransfers/QueryNewTransfers.aspx). The purpose of the transfer is to correct the legal description of the points of diversion for water right 78-10067. The two unnamed springs historically used for the irrigation of 4.0 acres and domestic use for two homes are approximately 0.06 miles and 0.18 miles northwest of the current descriptions and are approximately 3 miles northeast of New Meadows. The transfer will also result in a change of ownership from Leonard Wallace to Michael and Eulla Wallace.

For additional information concerning the property location, contact Western Region office at (208) 334-2190; or for a full description of the right(s) or proposed transfer(s), please see [www.idwr.idaho.gov/WaterManagement/WaterRights](http://www.idwr.idaho.gov/WaterManagement/WaterRights). Protests may be submitted based on the criteria of Idaho Code § 42-222. Any protest against the proposed change(s) must be filed with the Director, Dept. of Water Resources, Western Region, 2735 Airport Way, Boise, ID 83705 together with a protest fee of \$25.00 for each application on or before 8/23/2016. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 8/3/2016 and 8/10/2016



**State of Idaho**

**DEPARTMENT OF WATER RESOURCES**

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

Phone: (208) 334-2190 • Fax: (208) 334-2348 • Web Site: [www.idwr.idaho.gov](http://www.idwr.idaho.gov)

July 28, 2016

C. L. "BUTCH" OTTER  
Governor

GARY SPACKMAN  
Director

EDWARD KALINOWSKI  
PO BOX 127  
NEW MEADOWS ID 83654

JAMES L HENLEY  
PO BOX 396  
NEW MEADOWS ID 83654

LYNN MCDONALD  
PO BOX 654  
NEW MEADOWS ID 83654

**Re: Application for Transfer No. 81039**

Dear Interested Party:

The above referenced application may be of interest to you. I would like to inform you that the application has been submitted to *The Record* for advertising. I have enclosed a copy of the application for your convenience. This information is also available on our website [www.idwr.idaho.gov](http://www.idwr.idaho.gov).

If you desire to file a formal protest against approval of the application, a written protest along with the \$25.00 protest fee must be received in this office by August 22, 2016. A copy of the protest must also be sent to the applicant.

If you have any questions regarding the application, please contact this office at 208-334-2190.

Sincerely,

Rachel Neely  
Administrative Assistant  
Western Regional Office

Enclosures

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

**Notice of Change in Water Right Ownership**

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

| Water Right/Claim No. | Split?                       | Leased to Water Supply Bank? | Water Right/Claim No. | Split?                       | Leased to Water Supply Bank? |
|-----------------------|------------------------------|------------------------------|-----------------------|------------------------------|------------------------------|
| 78-10087              | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |
|                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |
|                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |
|                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |
|                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |

2. Previous Owner's Name: Leonard M. Wallace and Sheryl K. Wallace  
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Michael Wallace; Eulla ("Sissy") Wallace  
New owner(s) as listed on the conveyance document      Name connector ☒ and ☐ or ☐ and/or  
3288 Wallace Lane      New Meadows      ID 83654  
Mailing address      City      State      ZIP  
208-315-1212      4\_mykids@frontiernet.net  
Telephone      Email
4. If the water rights and/or adjudication claims were split, how did the division occur?  
☐ The water rights or claims were divided as specifically identified in a deed, contract, or other conveyance document.  
☐ The water rights or claims were divided proportionately based on the portion of their place(s) of use acquired by the new owner.
5. Date you acquired the water rights and/or claims listed above: January 2, 2001
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: Michael Wallace      Michael Wallace      8-8-16  
Signature of new owner/claimant      Title, if applicable      Date  
Signature: Eulla Wallace      Eulla ("Sissy") Wallace      8-8-16  
Signature of new owner/claimant      Title, if applicable      Date

**For IDWR Office Use Only:**

Received by \_\_\_\_\_ Date \_\_\_\_\_ Receipt No. \_\_\_\_\_ Receipt Amt. \_\_\_\_\_  
Active in the Water Supply Bank? Yes ☐ No ☐ If yes, forward to the State Office for processing      W-9 received? Yes ☐ No ☐  
Name on W-9 \_\_\_\_\_ Approved by \_\_\_\_\_ Processed by \_\_\_\_\_ Date \_\_\_\_\_

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
**INSTRUCTIONS FOR FILING A  
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP**

This form has been prepared to assist all claimants and owners of water rights to comply with the requirements of Sections 42-248 and 42-1409(6), Idaho Code. All persons owning or claiming ownership of a water right or claim are required to provide notice to the Department of Water Resources (IDWR) of any change in ownership of any part of the water right or claim or of any change in the owner's mailing address within 120 days of the change. Forms to report ownership changes and/or to update an address are available on IDWR's website at. In addition, all new owners of water rights within a pending general adjudication area must inquire whether a notice of claim has been filed and, if not, shall file a notice of claim if necessary.

A notice is required for changes in ownership from one individual to another, from an individual to a business entity (even if the business is owned by the individual), or from one business entity to another (even if both businesses are owned by the same individual). Adding or removing a name is considered an ownership change which requires the submission of evidence to support the change and the filing fee.

Separate brochures describing the adjudication of water rights and the ownership change notice requirement are available from IDWR. Please contact your nearest IDWR office if you would like more information or need help completing this form. A list of IDWR offices is on page 2 of these instructions, or you can call 1-800-451-4129. Water right information can be found on the department's website using the Water Right and Adjudication Search link at [www.idwr.idaho.gov](http://www.idwr.idaho.gov).

**Please note:**

- Unlike licensed or decreed water rights, which are real property, water right permits, applications for new water rights, and applications to transfer existing water rights are considered the personal property of the permit holders/applicants. Permit holders and applicants must assign their interest in a permit and/or application to the new owner. Assignment forms are available on the department's website at [www.idwr.idaho.gov](http://www.idwr.idaho.gov), or from any IDWR office. The fee for an assignment of permit is \$25. There is no charge for an assignment of application for permit or application for transfer.
- If you want to change or add a point of diversion, place of use, season of use, or purpose of use of a water right, you must file an Application for Transfer. The ownership of a water right can also be updated through the transfer process.
- The combined portions of a divided ("split") water right cannot exceed the total flow rate, volume, or period of use of the original right.
- IDWR has no jurisdiction concerning easements, rights-of-way, and zoning matters. The buyer and seller must make these provisions where necessary.

**LINE INSTRUCTIONS:**

1. If there are water rights associated with the property, the seller should be able to provide you with the water right or adjudication claim number(s). You may have purchased only a portion of the water right(s) held by the seller. If so, the water right(s) held by the seller may need to be divided ("split") to provide you your share of each right. Mark the box "Yes" if a division of the water right is required.

If you receive water from a municipal provider, an irrigation district or other water delivery organization, and the water rights are held by the organization, please do not use this form to record a change. Please contact the water delivery organization to determine if any action is necessary.

If you or the seller believes there are water rights for the property but you do not know the numbers, you may contact IDWR for assistance in identifying the water rights for the property in question. If adjudication claims for the rights are required and have not been filed, IDWR will so advise you.

2. Fill in the name of the current water right holder/claimant.
3. Fill in each name as listed on the conveyance document and complete the current contact information. For water rights, IDWR will update the ownership to the individual(s)/entities listed on the conveyance document. For active adjudication claims, IDWR will update the claimant information to match the conveyance document unless the new claimant provides good cause for the variance.
4. You may have acquired only a portion of the water right(s) held by the seller. If you did not acquire the entire water right/property, please check the appropriate box. Water rights are often conveyed as an appurtenance to the land where they are used, and the conveyance document for the land often does not have specific language regarding the water right. Please read your deed or other conveyance document carefully to be sure. When the conveyance document does not specifically address water rights, it will be assumed that the water rights are to be split proportionate to the amount of land acquired.

5. Indicate the date the water rights and/or adjudication claims were conveyed to you. This may be the date of closing in the case of a real estate transaction, the date a contract was signed, or the date of a court order.
6. If you are unsure about the status of your water right in the Water Supply Bank, go to: [www.idwr.idaho.gov/apps/ExtSearch/WSBSearch/WSBSearch.aspx](http://www.idwr.idaho.gov/apps/ExtSearch/WSBSearch/WSBSearch.aspx), input your water right number and click "Search." If you find your water right is in the Water Supply Bank and you want to release it so you can use it, you can download the Request to Release form from the forms portion of our website: [www.idwr.idaho.gov](http://www.idwr.idaho.gov). Your water right may not be available for immediate release if rented by another water user.
7. **ATTACHMENTS:**

IDWR cannot process this change without **documentation of ownership**. The documentation may be in the form of a deed, court decree or other conveyance document. If you are submitting a quitclaim deed and the grantor's name does not match the water right holder of record, you will need to provide a chain of title that goes back to the water right holder/claimant of record. You may obtain this information from the assessor's office in the county where the property is located. Items that are not conveyance documents are deeds of trust, mortgages, purchase and sales agreements, and property tax notices.

Submit a plat map, survey map, or aerial photograph of the place of use for each water right or claim listed in item #1 (if necessary to clarify division of water rights or complex property descriptions). If your 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 photograph with the irrigated acres outlined and point(s) of diversion clearly marked. You also have the option of printing a map using the map tool on IDWR's website at: [www.idwr.idaho.gov](http://www.idwr.idaho.gov). It is not necessary to obtain a new survey for purposes of this form before contacting IDWR.

The Idaho Legislature has waived the fee to file a Notice of Change in Water Right Ownership for any water right pending in a general water right adjudication such as the Snake River Basin Adjudication or the Northern Idaho Adjudication. This waiver ends when a partial decree is issued for the water right that has been claimed. For water rights not pending in a general adjudication, the filing fee is \$25 per water right, except for those water rights that will be divided as a result of the change in ownership. The filing fee for division of a water right is \$100 per water right.

If the water right is leased to the Water Supply Bank and there is more than one owner, a Lessor Designation form must be completed to specify who the designated lessor will be. Each of the owners must sign the Lessor Designation form.

An IRS Form W-9 is required for all ownership changes pertaining to water rights leased to the Water Supply Bank. Refer to instructions in section 6 above to determine if the water right undergoing an ownership change is leased to the Water Supply Bank. An IRS W9 form can be downloaded from the Department's website: [www.idwr.idaho.gov](http://www.idwr.idaho.gov).

8. One of the new owner(s) must sign the form in the space(s) provided. If someone other than the owner signs the notice, evidence of authority to sign for the owner must be attached. If the new owner is a corporation or other organization, the person signing the notice must be an officer of the corporation or otherwise have authority to sign for the organization and must include their title with the signature.

When you have completed the Notice of Change in Water Right Ownership, retain a copy and file the original form, necessary attachments, and filing fee with the IDWR office nearest you. Ownership changes for water rights leased to the Water Supply Bank should be sent to the State Office.

IDWR Northern Region  
7600 N Mineral Dr, Ste 100  
Coeur d'Alene, ID 83815-7763  
(208) 762-2800

IDWR Western Region  
2735 Airport Way  
Boise, ID 83705-5082  
(208) 334-2190

IDWR Eastern Region  
900 N Skyline Dr, Ste A  
Idaho Falls, ID 83402-1718  
(208) 525-7161

IDWR Southern Region  
650 Addison Ave W, Ste 500  
Twin Falls, ID 83301-5858  
(208) 736-3033

~ OR ~

IDWR State Office  
322 East Front St, 6<sup>th</sup> Floor  
P.O. Box 83720  
Boise, ID 83720-0098  
(208) 287-4800

INSTRUMENT NO. **99257**

PAGE 1 OF 1

**NOTATION REQUESTED BY:**

Sterling Savings Bank

Mail

Second St

McCall, ID 83638

**WHEN RECORDED MAIL TO:**

Sterling Savings Bank  
Consumer Loan Servicing  
PO Box 2224  
Spokane, WA 99201

**Instrument # 99257**

COUNCIL, ADAMS, IDAHO

2001-01-09 01:56:10 No. of Pages: 6

Recorded for: TIMBERLINE TITLE & ESCROW

MICHAEL FISK Fee: 18.00

Ex-Officio Recorder Deputy *Deputy Michael*

Index to: DEED OF TRUST

SPACE ABOVE THIS LINE IS FOR RECORDER'S USE ONLY

**DEED OF TRUST**

THIS DEED OF TRUST is dated January 2, 2001, among MICHAEL C WALLACE and EULLA C WALLACE, HUSBAND AND WIFE ("Grantor"); Sterling Savings Bank, whose address is McCall, 900 Second St, McCall, ID 83638 (referred to below sometimes as "Lender" and sometimes as "Beneficiary"); and TIMBERLINE TITLE AND ESCROW, whose address is PO BOX 6, COUNCIL, ID 83612 (referred to below as "Trustee").

**CONVEYANCE AND GRANT.** For valuable consideration, Grantor does hereby irrevocably grant, bargain, sell and convey in trust, with power of sale, to Trustee for the benefit of Lender as Beneficiary, all of Grantor's right, title, and interest in and to the following described real property, together with all existing or subsequently erected or affixed buildings, improvements and fixtures; all easements, rights of way, and appurtenances; all water, water rights and ditch rights (including stock in utilities with ditch or irrigation rights); and all other rights, royalties, and profits relating to the real property, including without limitation all minerals, oil, gas, geothermal and similar matters, (the "Real Property") located in ADAMS County, State of Idaho:

**TRACT 1: TOWNSHIP 19 NORTH, RANGE 2 EAST, BOISE MERIDIAN, ADAMS COUNTY, IDAHO. SECTION 8:** A PARCEL OF LAND SITUATED IN THE NE1/4SE1/4 AND THE SE1/4SE1/4 MORE PARTICULARLY DESCRIBED AS FOLLOWS: COMMENCING AT AN ALUMINUM CAP MARKING THE SECTION CORNER COMMON TO SECTIONS 8, 9, 16 AND 17, TOWNSHIP 19 NORTH, RANGE 2 EAST, BOISE MERIDIAN, ADAMS COUNTY, IDAHO; THENCE NORTH 00° 27' 23" WEST 1272.31 FEET ALONG A LINE COMMON TO SAID SECTIONS 8 AND 9; THENCE NORTH 89° 32' 24" WEST 247.33 FEET TO AN EXISTING FENCE LINE THE REAL POINT OF BEGINNING; THENCE CONTINUING NORTH 89° 32' 24" WEST 522.20 FEET ALONG SAID EXISTING FENCE LINE; THENCE NORTH 00° 17' 00" EAST 417.40 FEET ALONG SAID EXISTING FENCE LINE; THENCE SOUTH 89° 32' 24" EAST 522.20 FEET ALONG SAID EXISTING FENCE LINE; THENCE SOUTH 00° 17' 00" WEST 417.40 FEET ALONG SAID EXISTING FENCE LINE TO THE REAL POINT OF BEGINNING. EXCEPTING THEREFROM THE FOLLOWING: COMMENCING AT THE CORNER COMMON TO SECTION 8, 9, 16 AND 17 SAID TOWNSHIP AND RANGE; THENCE NORTH ALONG THE EAST LINE OF SECTION 8, A DISTANCE OF 1,320.00 FEET TO A POINT; THENCE WEST 369 FEET TO THE REAL POINT AND PLACE OF BEGINNING; THENCE WEST 208 FEET TO A POINT; THENCE NORTH 208 FEET TO A POINT; THENCE EAST 208 FEET TO A POINT; THENCE SOUTH 208 FEET TO THE REAL POINT OF BEGINNING. ALSO EXCEPTING THEREFROM THE COUNTY ROAD RIGHT OF WAY AS NOW ESTABLISHED.

The Real Property or its address is commonly known as 3288 WALLACE LN, NEW MEADOWS, ID 83654. The Real Property tax identification number is RP19N02E084800A.

Grantor presently assigns to Lender (also known as Beneficiary in this Deed of Trust) all of Grantor's right, title, and interest in and to all present and future leases of the Property and all Rents from the Property. In addition, Grantor grants to Lender a Uniform Commercial Code security interest in the Personal Property and Rents.

**THIS DEED OF TRUST, INCLUDING THE ASSIGNMENT OF RENTS AND THE SECURITY INTEREST IN THE RENTS AND PERSONAL PROPERTY, IS GIVEN TO SECURE (A) PAYMENT OF THE INDEBTEDNESS AND (B) PERFORMANCE OF ANY AND ALL OBLIGATIONS UNDER THE NOTE, THE RELATED DOCUMENTS, AND THIS DEED OF TRUST. THIS DEED OF TRUST IS GIVEN AND ACCEPTED ON THE FOLLOWING TERMS:**

**PAYMENT AND PERFORMANCE.** Except as otherwise provided in this Deed of Trust, Grantor shall pay to Lender all amounts secured by this Deed of Trust as they become due, and shall strictly and in a timely manner perform all of Grantor's obligations under the Note, this Deed of Trust, and the Related Documents.

**POSSESSION AND MAINTENANCE OF THE PROPERTY.** Grantor agrees that Grantor's possession and use of the Property shall be governed by the following provisions:

**Possession and Use.** Until the occurrence of an Event of Default, Grantor may (1) remain in possession and control of the Property; (2) use, operate or manage the Property; and (3) collect the Rents from the Property. The following provisions relate to the use of the Property or to other limitations on the Property. THE REAL PROPERTY EITHER IS NOT MORE THAN FORTY (40) ACRES IN AREA OR IS LOCATED WITHIN AN INCORPORATED CITY OR VILLAGE.

81039

INSTRUMENT NO 99257

PAGE 6

OF 6

DEED OF TRUST  
(Continued)

700612036

Page 6

all substitutions for, any of such property; and together with all proceeds (including without limitation all insurance proceeds and refunds of premiums) from any sale or other disposition of the Property.

Property. The word "Property" means collectively the Real Property and the Personal Property.

Real Property. The words "Real Property" mean the real property, interests and rights, as further described in this Deed of Trust.

Related Documents. The words "Related Documents" mean all promissory notes, credit agreements, loan agreements, environmental agreements, guaranties, security agreements, mortgages, deeds of trust, security deeds, collateral mortgages, and all other instruments, agreements and documents, whether now or hereafter existing, executed in connection with the indebtedness.

Rents. The word "Rents" means all present and future rents, revenues, income, issues, royalties, profits, and other benefits derived from the Property.

Trustee. The word "Trustee" means TIMBERLINE TITLE AND ESCROW, whose address is PO BOX 6, COUNCIL, ID 83612 and any substitute or successor trustees.

EACH GRANTOR ACKNOWLEDGES HAVING READ ALL THE PROVISIONS OF THIS DEED OF TRUST, AND EACH GRANTOR AGREES TO ITS TERMS.

GRANTOR:

x Michael C. Wallace  
MICHAEL C WALLACE, individually

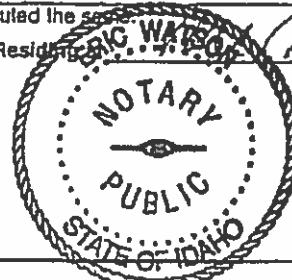
x Eulla C Wallace  
EULLA C WALLACE, individually

## INDIVIDUAL ACKNOWLEDGMENT

STATE OF IdahoCOUNTY OF Valley

On this 2nd day of Jan, in the year 20 01, before me Eric Watson, a notary public in and for the State of Idaho, personally appeared MICHAEL C WALLACE and EULLA C WALLACE, known or identified to me (or proved to me on the oath of Eric Watson), to be the persons whose names are subscribed to the within instrument and acknowledged to me that they executed the same.

Notary Public for Idaho

My commission expires 2/27/04Residing Eric Watson

## REQUEST FOR FULL RECONVEYANCE

(To be used only when obligations have been paid in full)

To: Trustee Service, Trustee

The undersigned is the legal owner and holder of all indebtedness secured by this Deed of Trust. All sums secured by this Deed of Trust have been fully paid and satisfied. You are hereby directed, upon payment to you of any sums owing to you under the terms of this Deed of Trust or pursuant to any applicable statute, to cancel the Note secured by this Deed of Trust (which is delivered to you together with this Deed of Trust), and to reconvey, without warranty, to the parties designated by the terms of this Deed of Trust, the estate now held by you under this Deed of Trust. Please mail the reconveyance and Related Documents to:

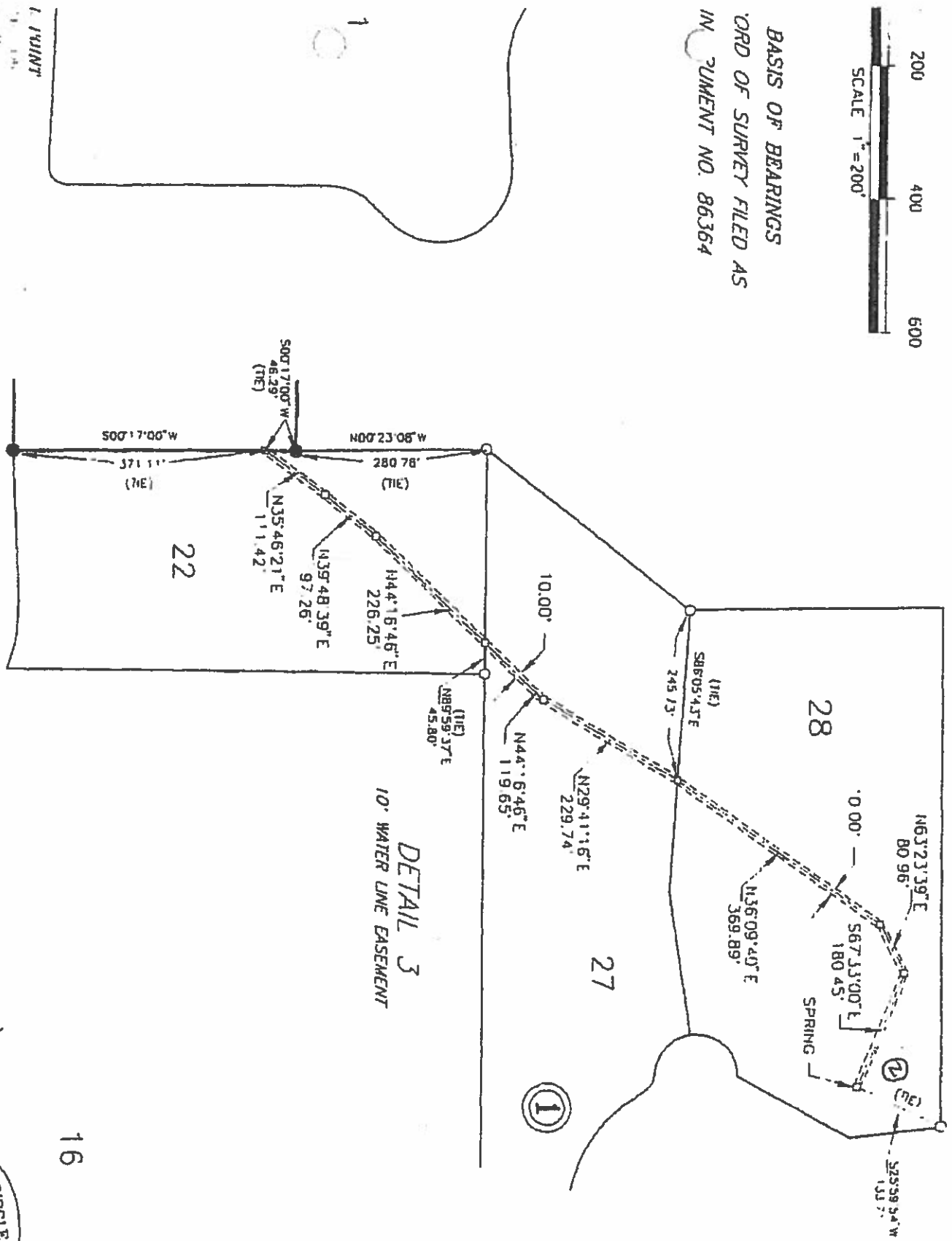
Date: March 11, 2004Beneficiary: STERLING SAVINGS BANKBy: Justin SumnerIts: Team Recycle

81035





BASIS OF BEARINGS  
 ORD OF SURVEY FILED AS  
 IN JUMENT NO. 86364



DETAIL 3  
 10' WATER LINE EASEMENT

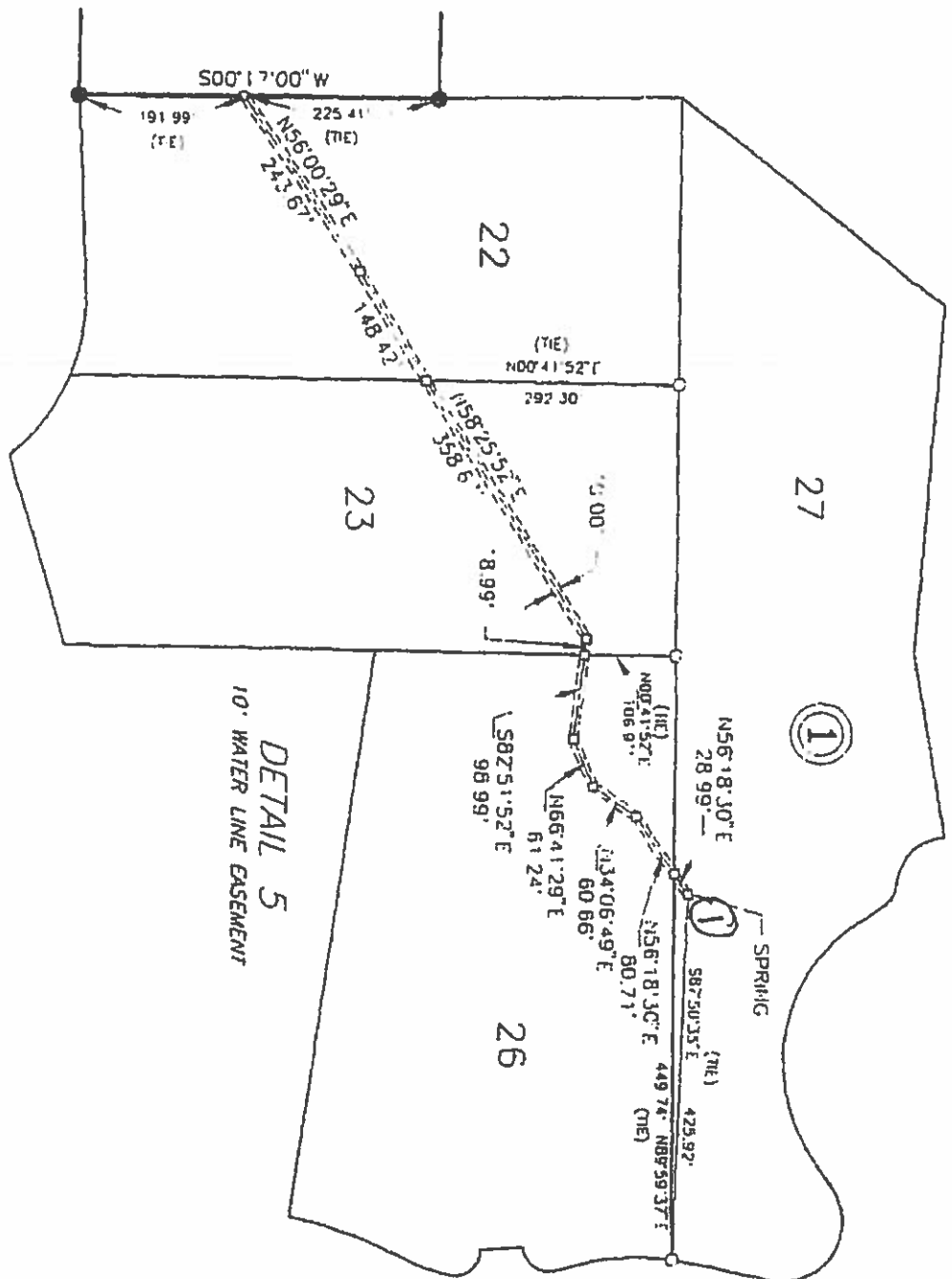
1. JUMENT

(HE)  
 Δ = 27.11"  
 R = 60.00"  
 I = 14.5°  
 LCB = 28.47"  
 C = 20.20"

17

16





State of Idaho  
Department of Water Resources

**Water Right**  
**78-10067**

DOMESTIC

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.

02E

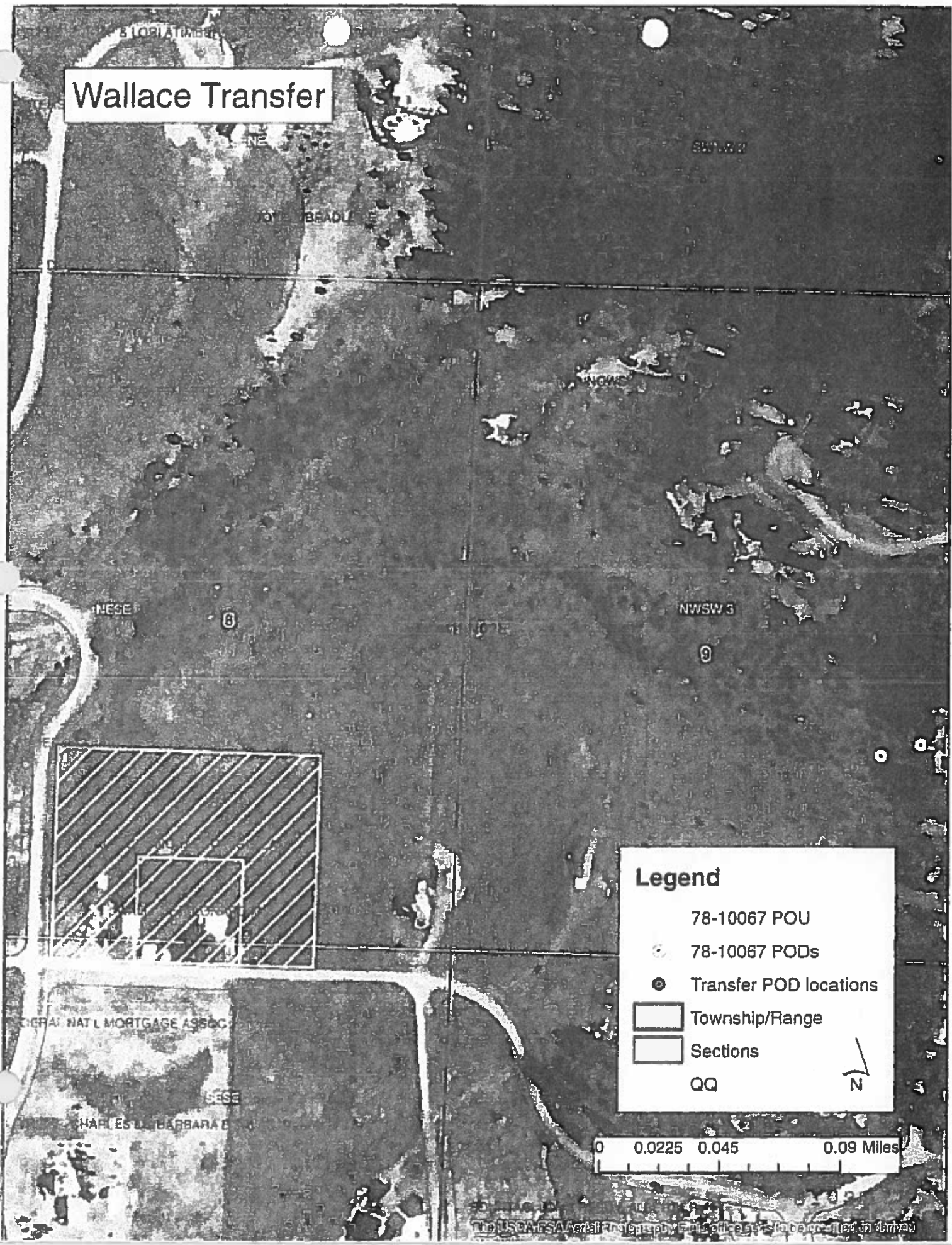


- Point of Diversion
- Place Of Use Boundary
- ▬ Townships
- ▬ PLS Sections
- ▬ Quarter Quarters

0 0.045 0.09 0.18 Miles



# Wallace Transfer



## Legend

- 78-10067 POU
- 78-10067 PODs
- Transfer POD locations
- Township/Range
- Sections
- QQ

0 0.0225 0.045 0.09 Miles

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

## CHANGE IN ADDRESS

This form can be used to notify the Department of a change in  
address of the owners of record for the listed water rights.  
(Please print or type)

Water Right Number(s): A78-10067Name(s): Leonard M WallaceOld Mailing Address: P.O. Box 126New Meadows, Idaho 83654New Mailing Address: 3290 Wallace LaneNew Meadows, Idaho 83654Telephone Number: 208347-2446Email: Leonard40@frontier<sup>com</sup>net.netSignature(s) of Owner(s) Leonard M. Wallace 6-30-16

(Include your title if on behalf of company or organization.)

Date: 6/30/2016

Send a signed original to your closest regional office:

IDWR Northern Region  
7600 N. Mineral Dr., Suite 100  
Coeur d'Alene, ID 83815-7763  
(208) 762-2800

IDWR Western Region  
2735 Airport Way  
Boise, ID 83705-5082  
(208) 334-2190

IDWR Eastern Region  
900 N. Skyline Dr., Suite A  
Idaho Falls, ID 83402-1718  
(208) 525-7161

IDWR Southern Region  
650 Addison Ave W, Suite 500  
Twin Falls, ID 83301-5858  
(208) 736-3033

June 30, 2016

RECEIVED

JUL 07 2016

WATER RESOURCES  
WESTERN REGION

To whom this may concern:

I( Eulla & Michael Wallace )have filled out the information to the best of our knowledge, Please review and let us know if we need to make correction.

*Michael + Sissy Wallace -*  
Michael & Eulla(Sissy) Wallace

3288 Wallace Lane

New Meadows, Idaho 83654

208-315-1211 or 208-315-1212

01079