

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

MAY 03 2017

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?
78-7065	Yes ☐	Yes ☐		Yes ☐	Yes ☐
78-7133	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name:

Mary C. Pribble, Donna M. Call, and Anna L. Culmer, Co-trustees of the Lawwill Family Trust
Name of current water right holder/claimant

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

Rex W. Philpott and Maret A. Philpott, husband and wife
New owner(s) as listed on the conveyance document

PO Box 246

Mailing address

Pollock

City

ID

State

83547

ZIP

208-628-9251

Telephone

philpott.rm@gmail.com

Email

4. If the water rights and/or adjudication claims were split, how did the division occur?

- ☐ The water rights or claims were divided as specifically identified in a deed, contract, or other conveyance document.
☐ The water rights or claims were divided proportionately based on the portion of their place(s) of use acquired by the new owner.

5. Date you acquired the water rights and/or claims listed above: 9-29-2016

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.

SUPPORT DATA

IN FILE # 78-7065

8. Signature: Rex W. Philpott

Signature of new owner/claimant

Title, if applicable

4-26-2017

Date

Signature: Maret A. Philpott

Signature of new owner/claimant

Title, if applicable

4-26-2017

Date

For IDWR Office Use Only:

Received by Corn Date 5/3/17

Receipt No. C103482

Receipt Amt. \$50.00

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 [Signature]

Date 5-16-17

506012

506048

Instrument # 506012

IDAHO COUNTY, IDAHO,

9-30-2016 02:42:12 PM No. of Pages: 5

Recorded for : IDAHO COUNTY TITLE

KATHY M. ACKERMAN

Ex-Officio Recorder Deputy

Fee: 22.00

SPECIAL WARRANTY DEED

For good and valuable consideration, ANNA L. CULMER, DONNA M. CALL, and MARY C. PRIBBLE, as Co-Trustees of THE LAWWILL FAMILY TRUST, dated January 18, 2001, as GRANTORS, do hereby specially grant and convey unto REX W. PHILPOTT and MARET A. PHILPOTT, husband and wife, as GRANTEES, whose mailing address is: Meadows Valley RV Park #1, New Meadows, Idaho 83654, the following described real property situate in Idaho County, State of Idaho, to wit:

Township 23 North, Range 1 East, Boise Meridian, Idaho County, Idaho,
Section 32:

A parcel of located in the SW $\frac{1}{4}$ NE $\frac{1}{4}$, more particularly described as follows:
Beginning at the East 1/4 section corner for said Section 32, corner marked with found recorded G.L.O. Stone accessories;
thence 2635.61 feet on a bearing of S 89°34'23" W, to the True Point of Beginning, being the center of said Section 32 and Corner No. 1, a monument;
thence 821.90 feet on a bearing of N 00°00'59" E to Corner No. 2, a monument;
thence 711.85 feet on a bearing of N 89°33'41" E, to Corner No. 3, a monument;
thence 125.52 feet on a bearing of S 42°27'52" E, more or less, along the East edge of the county road to Corner No. 4, a monument;
thence 70.00 feet on a bearing of N 75°00'00" E, to Corner No. 5, a monument;
thence 489.94 feet on a bearing of S 24°45'32" E, more or less, along the West side of the Little Salmon River to Corner No. 6, a monument;
thence 150.00 feet on a bearing of S 89°34'23" W, to Corner No. 7, a monument (a cross chiseled on the top of a 6' high rock outcrop showing 20 feet across along West edge county road bears South 30.43 feet) thence 300.00 feet on a bearing of South to Corner No. 8, a monument;
thence 919.64 feet on a bearing of S 89°34'23" W, to Corner No. 1 and the True Point of Beginning.

SUBJECT TO all encumbrances, interests and other matters of record, and including the following matters:

1. Real property taxes for the current tax year which are an accruing lien and not yet due and payable;
2. Any adverse claims based on the assertion that the location of the LITTLE SALMON RIVER has moved subsequent to its adoption as a title boundary;
3. Rights and easements in favor of the public for recreational uses of the LITTLE SALMON RIVER;

SPECIAL WARRANTY DEED - 1

RWP
mar

Instrument # 506048

IDAHO COUNTY, IDAHO,

10-4-2016 10:37:34 AM No. of Pages: 5

Recorded for : IDAHO COUNTY TITLE

KATHY M. ACKERMAN

Ex-Officio Recorder Deputy

Fee: 22.00

4. Easement, including the terms and provisions thereof, by and between M.E. DAMON and ANNA DAMON, and MOUNTAIN STATES TELEPHONE and TELEGRAPH CO., recorded August 25, 1932, under Instrument No. 99201, Book 60 page 435, records of Idaho County, Idaho;

5. Reservations as set forth in Patent by and between THE UNITED STATES OF AMERICAN and ANNA MARIE DAMON, a widow, recorded April 1, 1942, Book 71 page 484, under Instrument No. 137827, records of Idaho County, Idaho;

6. Terms and provisions in Warranty Deed, by and between LAWRENCE P. R. REGELLO and RANDOLPH F. LAWWILL and THELMA F. LAWWILL, husband and wife, recorded May 9, 1974, under Instrument No. 253804, records of Idaho County, Idaho;

7. Matters as shown on Survey No. S-10, recorded September 9, 1974, under Instrument No. 255542; Survey No. S-13, recorded January 9, 1976, under Instrument No. 261761; Survey No. S-405, recorded April 22, 1986, under Instrument No. 326512; Survey No. S-456, recorded December 11, 1986, under Instrument No. 332291; Survey No. S-1020, recorded June 5, 1995, under Instrument No. 380471; Survey No. S-1357, recorded June 18, 1997, under Instrument No. 393674; Survey No. S-1758, recorded May 15, 2000, under Instrument No. 411808; Survey No. S-1827, recorded November 28, 2000, under Instrument No. 414475; Survey No. S-2448, recorded June 8, 2006, under Instrument No. 448897; and Survey No. S-2698, recorded April 3, 2008, under Instrument No. 460311; all records of Idaho County, Idaho; and

8. Power Line Easement, including the terms and provisions thereof, by and between R. F. LAWWILL and MRS. R.F. LAWWILL, his wife, Grantors, and IDAHO POWER COMPANY, a corporation, Grantee, recorded September 8, 1971, under Instrument No. 269983, records of Idaho County, Idaho.

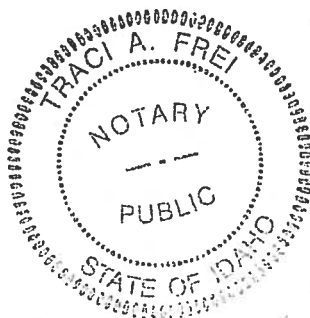
TO HAVE AND HOLD the premises, with all appurtenances, including but not limited to appurtenant easements, water rights, mineral rights and timber rights, to GRANTEES, and GRANTEES' heirs, successors and assigns forever.

GRANTORS do by this grant covenant and warrant only that GRANTORS are the duly authorized trustees of the above-referenced trust with the authority to make this deed, that GRANTORS have not previously conveyed the same interest conveyed herein to any other person, and that the premises is free from encumbrances done, made or suffered by GRANTORS, or those claiming through GRANTORS, except encumbrances, interests and other matters as may be set forth above or otherwise of record or in use. Subject to the foregoing

Except as otherwise expressly provided in this instrument, GRANTORS hereby declare pursuant to Title 5, Chapter 2 of the Idaho Code, that in the event GRANTORS shall have permitted or suffered at any time prior to the making of this instrument, any person or entity to possess, use or occupy the above-described premises, or any portion thereof, for any purpose, with or without the knowledge of GRANTORS, it was not the intent of GRANTORS, by permitting or suffering such possession, use or occupation, to thereby define property boundaries or ownership thereof.


ANNA L. CULMER
Trustee

Notary Public, in and for the
State of Idaho, residing at
Grangeville, therein.
My Commission Expires: 2/1/2017



Donna M. Call

DONNA M. CALL

Trustee

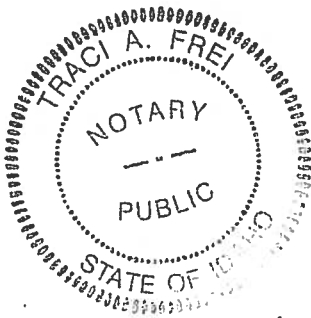
STATE OF Idaho)

: ss.

County of Idaho)

On this 29th day of September, 2016, before me personally appeared DONNA M. CALL known or identified to me to be the person whose name is subscribed to the foregoing instrument as co-trustee of THE LAWWILL FAMILY TRUST, dated January 18, 2001, and acknowledged to me that she executed the same as such trustee.

In Witness Whereof, I have hereunto set my hand and affixed my official seal the day and year first written above.



Traci A. Frei

Notary Public, in and for the

State of Idaho, residing at

Grangeville, therein.

My Commission Expires: 2/1/2017

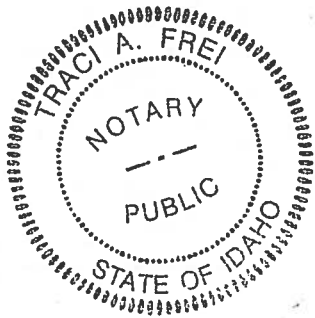
[ADDITIONAL SIGNATURE ON FOLLOWING PAGE]

Mary C. Pribble
MARY C. PRIBBLE
Trustee

STATE OF Idaho)
: ss.
County of Idaho)

TF
mary C.
Pribble
On this 29th day of September, 2016, before me personally appeared ~~DONNA M. CALL~~ known or identified to me to be the person whose name is subscribed to the foregoing instrument as co-trustee of THE LAWWILL FAMILY TRUST, dated January 18, 2001, and acknowledged to me that she executed the same as such trustee.

In Witness Whereof, I have hereunto set my hand and affixed my official seal the day and year first written above.



Traci A. Frei
Notary Public, in and for the
State of Idaho, residing at
Grangeville, therein.
My Commission Expires: 2/1/2017

Copy of Philpott Map

LEGEND

Place of use = point of diversion

N 0° 04' W 2640.0'
N 0° 16' 54" E 263.4'

2640.0' Record

N 89° 32' 57" E
1320.85'

1320.85'

1317.81'

N 0° 08' 56" E
1315.62'

572' MON

TRACT "A"

TRACT "B"

SEE DETAIL

TAX # 24 BK OF DEEDS 90 PG 284

DEEDS 90 PG 284

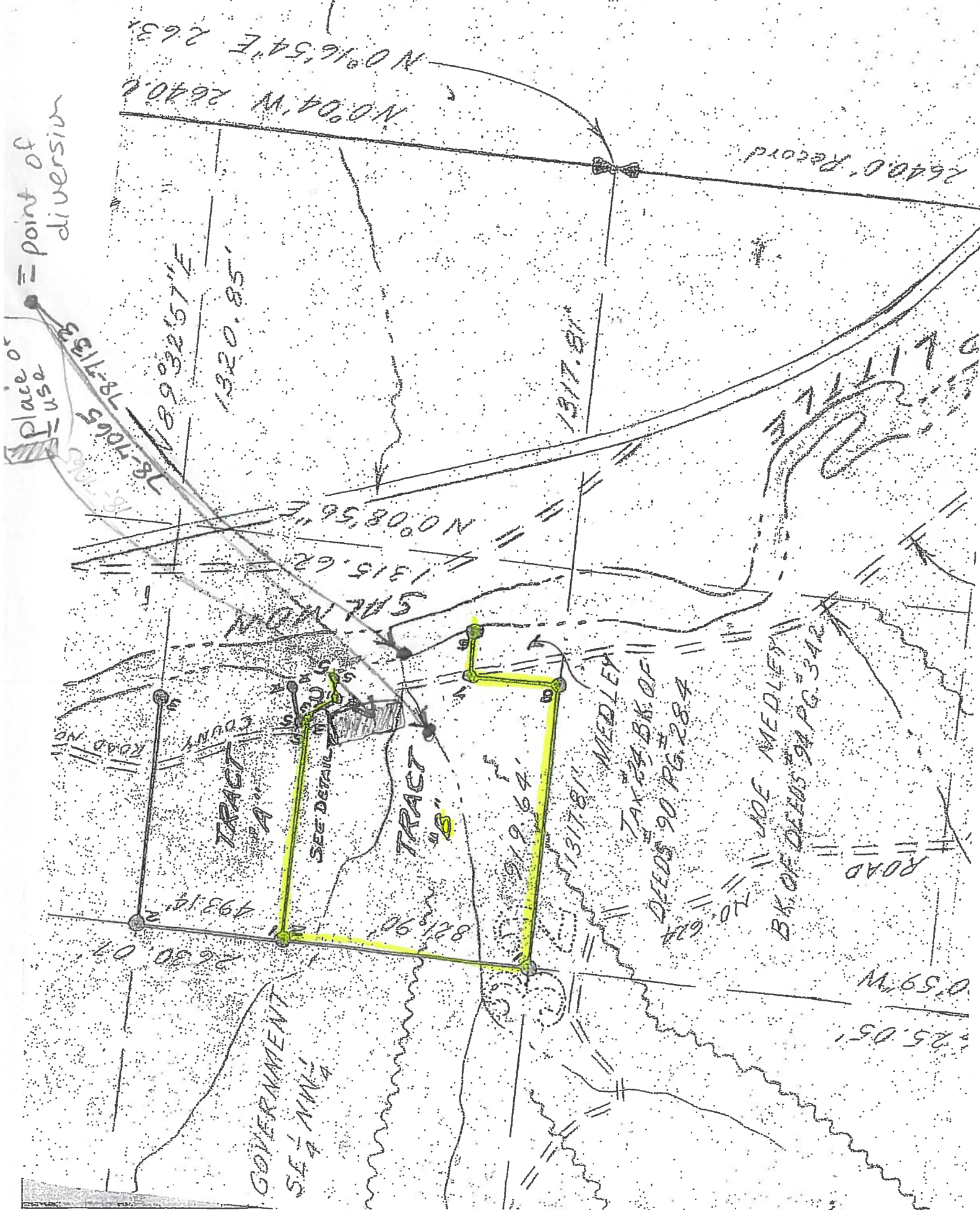
JOE MEDLEY BK OF DEEDS 94 PG 342

ROAD

0° 59' W

25.05'

GOVERNMENT SE 1/4 NW 1/4





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

May 16, 2017

REX W PHILPOTT
MARET A PHILOTT
PO BOX 246
POLLOCK, ID 83547

Re: Change of Ownership for Water Right/Permit No(s): 78-7065 and 78-7133

Dear Water Right Holder(s):

The Department acknowledges the receipt of correspondence changing ownership of the above referenced water right(s) to you. The Department has modified its records to reflect this change in ownership and has enclosed a computer-generated report for your records.

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 § 42-222 and §42-223, Idaho Code.

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. Water right forms are available from any office of the Department, or at www.idwr.idaho.gov.

If you have any questions concerning the enclosed information, please feel free to contact 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

Enclosure(s)