

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

JAN 09 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?
73-44	Yes ☐	Yes ☐	73-101	Yes ☐	Yes ☐
73-46	Yes ☐	Yes ☐	73-102	Yes ☐	Yes ☐
73-57	Yes ☐	Yes ☐	73-255	Yes ☐	Yes ☐
73-60	Yes ☐	Yes ☐		Yes ☐	Yes ☐
73-65	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Big Springs Creek LLC / Big Springs Creek Ranch LLC
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Scott Whitworth
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or
- 62 Petersen Lane May ID 83253
Mailing address City State ZIP
- (208) 940-0433 silverbitranch@yahoo.com
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: 12/23/16
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.

SUPPORT DATA

IN FILE #

73-44

8. Signature: Scott Whitworth Title, if applicable: _____ Date: 12/21/16
Signature of new owner/claimant
- Signature: _____ Title, if applicable: _____ Date: _____
Signature of new owner/claimant

For IDWR Office Use Only:

Received by JB Date 1/3/2017 Receipt No. E042670 Receipt Amt. \$200.-

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 JP Date 2-10-17



Instrument # 0000304074 # Pages: 3
LEMHI COUNTY, Idaho
Dec 27, 2016 01:48 PM Fee: \$ 16.00
For: AmeriTitle - Ketchum
TERRI J. MORTON, Recorder

WARRANTY DEED

Order No.: 141939AM / ATEC #336862

FOR VALUE RECEIVED

Big Springs Creek LLC, an administratively canceled limited liability
the grantor, does hereby grant, bargain, sell and convey unto

Scott L. Whitworth, a married man as his sole and separate property

whose current address is:
62 Petersen Lane
May, ID 83253

the grantee, the following described premises, in Custer County, Idaho, TO WIT:

See Attached Exhibit 'A'

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that he is the owner in fee simple of said premises; that they are free from all encumbrances Except: Current Year Taxes, conditions, covenants, restrictions, reservations, easements, rights and rights of way, apparent or of record. And that he will warrant and defend the same from all lawful claims whatsoever.

Dated: December 19, 2016

Big Springs Creek LLC, an administratively canceled limited liability

By: Beartooth Capital I, LP, a Delaware limited partnership, Sole Member

By: Beartooth Capital GP, LLC, a Delaware limited liability company, General Partner

By: [Signature]
Robert J. Keith, Managing Member

State of Montana } ss
County of Gallatin }

On this 19 day of December, in the year 2016, before me, Suzan Deibert, a Notary Public in and for said state, personally appeared Robert J. Keith, known or identified to me to be the Managing Member in the Limited Liability Company known as Beartooth Capital GP, LLC, a Delaware limited liability company, known or identified to me to be the General Partner of Beartooth Capital I, LP, a Delaware limited partnership, known or identified to me to be the Sole Member of Big Springs Creek LLC, an administratively canceled limited liability, who executed the foregoing instrument, and acknowledged to me that he executed the same in said LLC name. IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

[Signature]
Notary Public for the State of Montana
Residing at: Bozeman MT
Commission Expires: 06-04-2017

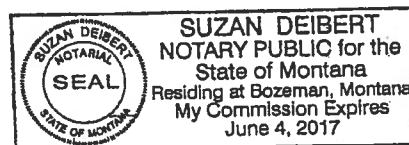


EXHIBIT "A"

336862

/ AMT #148939AM

PARCEL I

ALL THAT CERTAIN REAL PROPERTY SITUATED IN LEMHI COUNTY, IDAHO.

TOWNSHIP 15 NORTH, RANGE 21 EAST, BOISE MERIDIAN.

SECTION 25: SOUTH HALF SOUTHWEST QUARTER.

SECTION 26: SOUTH HALF SOUTHEAST QUARTER, NORTHWEST QUARTER
SOUTHEAST QUARTER, NORTH HALF SOUTHWEST QUARTER, SOUTHEAST QUARTER
SOUTHWEST QUARTER.

ALL OF THAT PART OF THE SOUTHWEST QUARTER SOUTHWEST QUARTER, LYING
AND BEING ON THE NORTH AND EAST SIDE OF THE PAHSIMEROI RIVER.

SECTION 35: NORTHEAST QUARTER, NORTHEAST QUARTER NORTHWEST QUARTER,
NORTHEAST QUARTER SOUTHEAST QUARTER.

SECTION 36: SOUTH HALF NORTHWEST QUARTER, WEST HALF NORTHEAST
QUARTER, NORTHWEST QUARTER SOUTHWEST QUARTER, SOUTH HALF
SOUTHWEST QUARTER, SOUTHWEST QUARTER SOUTHEAST QUARTER, NORTH
HALF NORTHWEST QUARTER.

PARCEL II

ALL THAT CERTAIN REAL PROPERTY SITUATED IN LEMHI COUNTY, IDAHO.

TOWNSHIP 15 NORTH, RANGE 21 EAST, BOISE MERIDIAN.

SECTION 25: SOUTHEAST QUARTER SOUTHEAST QUARTER.

SECTION 36: NORTHEAST QUARTER NORTHEAST QUARTER.

TOWNSHIP 15 NORTH, RANGE 22 EAST, BOISE MERIDIAN.

SECTION 30: LOT 4, EXCEPTING THEREFROM:

A PARCEL OF LAND LOCATED IN GOVERNEMENT LOT 4, SECTION 30, T. 15 N., R. 22 E.,
BOISE MERIDIAN, LEMHI COUNTY, IDAHO, MORE PARTICULARLY DESCRIBED AS
FOLLOWS: COMMENCING AT THE NORTHWEST CORNER OF SAID LOT 4, FROM
WHICH THE NORTHEAST CORNER OF LOT 4 BEARS N. 89° 36' 29" E. A DISTANCE OF
1348.31 FT., THE BASIS OF BEARING OF THIS DESCRIPTION, RUN THENCE S. 54° 23' 15"
E. A DISTANCE OF 23.65 FT. TO THE POINT OF BEGINNING; THENCE N. 89° 48' 39" E. A
DISTANCE OF 321.64 FT.; THENCE S. 00° 11' 21" E. A DISTANCE OF 406.29 FT.; THENCE S.
89° 48' 39" W. A DISTANCE OF 321.64 FT.; THENCE N. 00° 11' 21" W. A DISTANCE OF
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SECTION 31: LOT 1, EAST HALF NORTHWEST QUARTER.

PARCEL 2:

TOWNSHIP 15 NORTH, RANGE 21 EAST, BOISE MERIDIAN, CUSTER COUNTY, IDAHO.

SECTION 35: THE SOUTHEAST QUARTER SOUTHEAST QUARTER, SOUTHWEST QUARTER SOUTHEAST QUARTER, NORTHWEST QUARTER SOUTHEAST QUARTER LYING SOUTH OF THE PAHSIMEROI RIVER.

TOWNSHIP 14 NORTH, RANGE 21 EAST, BOISE MERIDIAN, CUSTER COUNTY, IDAHO.

SECTION 2: LOT 1

TOWNSHIP 15 NORTH, RANGE 21 EAST, BOISE MERIDIAN, LEMHI COUNTY, IDAHO.

SECTION 35: SOUTHEAST QUARTER SOUTHEAST QUARTER, SOUTHWEST QUARTER SOUTHEAST QUARTER, NORTHWEST QUARTER SOUTHEAST, LYING NORTH AND EAST OF THE PAHSIMEROI RIVER.

QUITCLAIM DEED

Order No.: 141939AM / ATEC #336862

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Big Springs Creek LLC, an administratively canceled limited liability
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Scott L. Whitworth, a married man as his sole and separate property

whose current address is:
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May, ID 83253

the grantee, the following described premises, in Custer County, Idaho, TO WIT:

**Water Right Nos. 73-44, 73-46, 73-57, 73-60, 73-65, 73-101, 73-102 and 73-255
associated with the following description property:**

See Attached Exhibit 'A'

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

Dated: December 19, 2016

Big Springs Creek LLC, an administratively canceled limited liability

By: Beartooth Capital I, LP, a Delaware limited partnership, Sole Member

By: Beartooth Capital GP, LLC, a Delaware limited liability company, General Partner

By: [Signature]
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On this 19 day of December, in the year 2016, before me, Suzan Deibert, a Notary Public in and for said state, personally appeared Robert J. Keith, known or identified to me to be the Managing Member in the Limited Liability Company known as Beartooth Capital GP, LLC, a Delaware limited liability company, known or identified to me to be the General Partner of Beartooth Capital I, LP, a Delaware limited partnership, known or identified to me to be the Sole Member of Big Springs Creek LLC, an administratively canceled limited liability, who executed the foregoing instrument, and acknowledged to me that he executed the same in said LLC name. IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

[Signature]
Notary Public for the State of Montana

Residing at: Bozeman, MT

Commission Expires: 06-29-2017

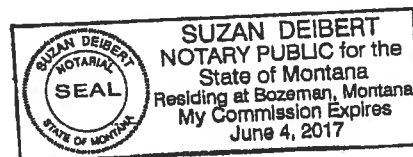


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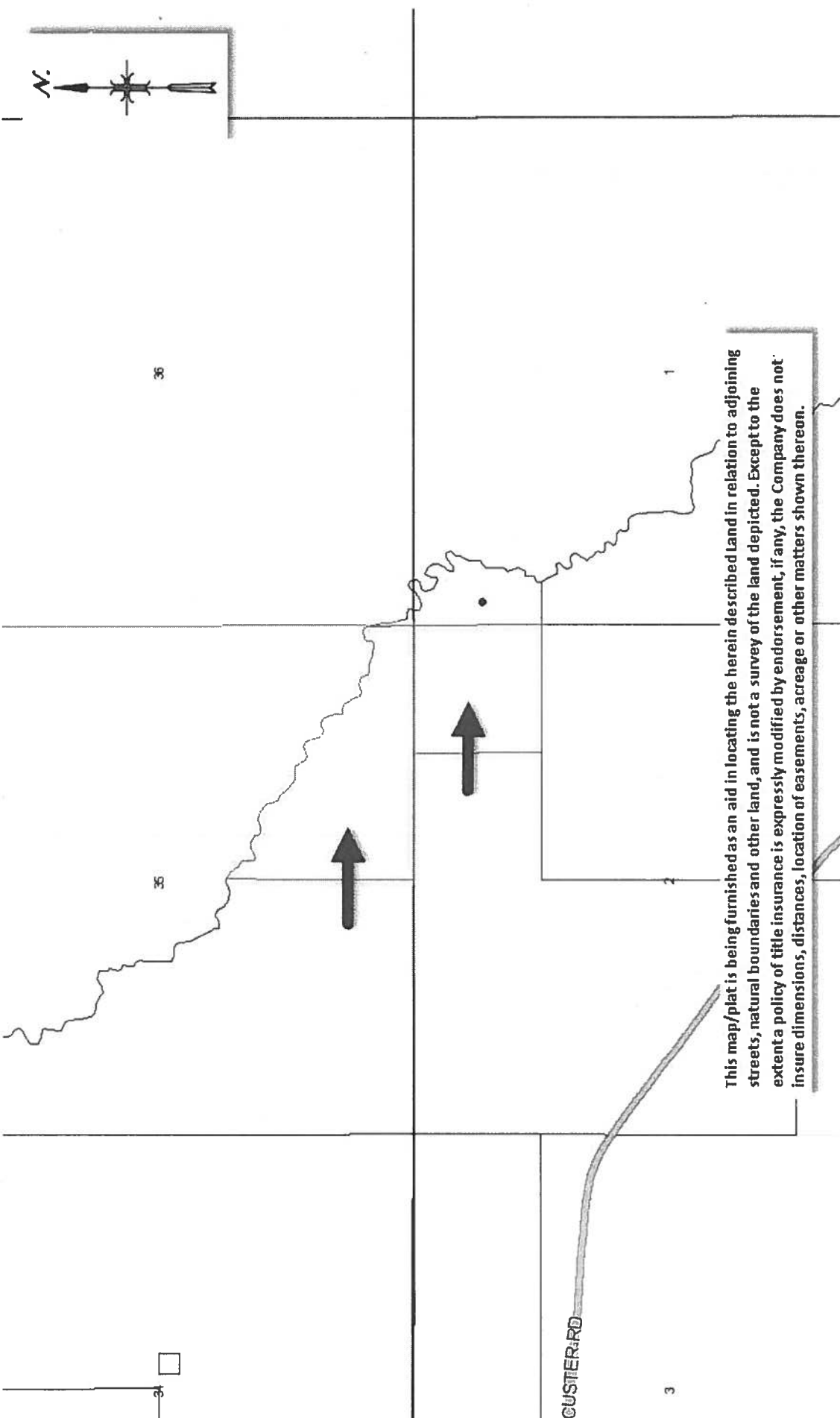
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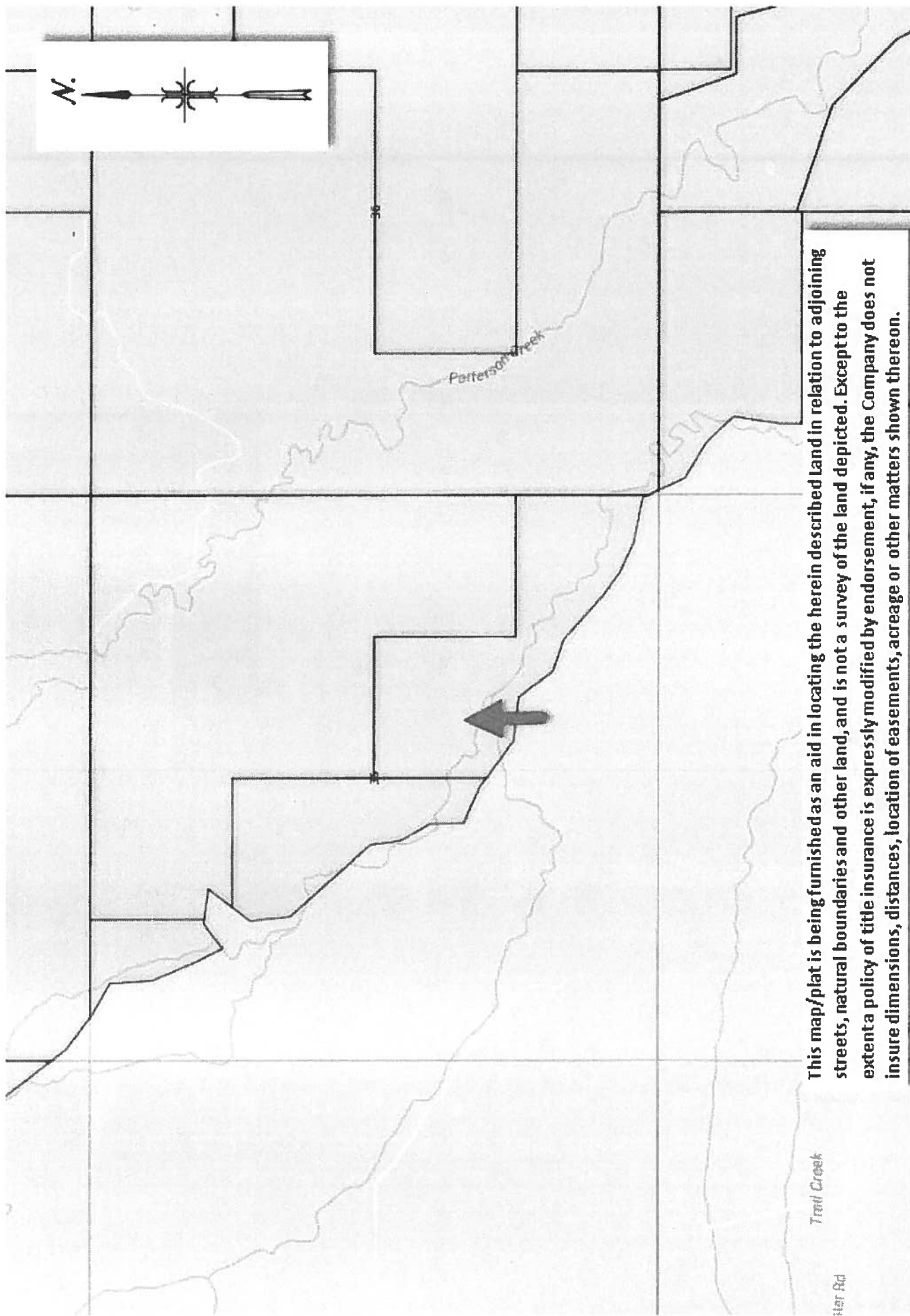
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This map/plat is being furnished as an aid in locating the herein described land in relation to adjoining streets, natural boundaries and other land, and is not a survey of the land depicted. Except to the extent a policy of title insurance is expressly modified by endorsement, if any, the Company does not insure dimensions, distances, location of easements, acreage or other matters shown thereon.

CUSTER RD



N.

36

Patterson Creek

Trent Creek

Her Rd

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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

February 10, 2017

SCOTT L WHITWORTH
62 PETERSEN LN
MAY ID 83253

Re: Change of Ownership for Water Right/Permit No(s): 73-44, 73-46, 73-57, 73-60, 73-65, 73-101, 73-102 and 73-255

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 cursive script that reads "Jean Hersley".

Jean Hersley
Technical Records Specialist II

Enclosure(s)

c: Water District No. 73
AmeriTitle



PO Box 188, 171 W 6th St. Ketchum, ID 83340 (208)726-4595 FAX (208)726-1062

December 27, 2016

Idaho Department of Water Resources
900 N Skyline Dr., Ste. A
Idaho Falls, ID 83402

RECEIVED
JAN 03 2017

Department of Water Resources
Eastern Region

RE: Escrow # 141939AM
Property: N/A Bareland, Ellis, ID 83235
Parties: Scott L. Whitworth
Big Springs Creek LLC, an administratively canceled limited liability

We are enclosing documents and/or funds for the property referenced above.

Please feel free to contact us with any questions.

Sincerely,

A handwritten signature in blue ink, appearing to read "Paige".

Paige McAllister
Escrow Officer

Enclosures