

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

JAN 06 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?
02-00056	Yes ☐	Yes ☐		Yes ☐	Yes ☐
57-10796	Yes ☐	Yes ☐		Yes ☐	Yes ☐
not updated ↑	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Thomas M. Ricks
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): William B. Wolfe and James D. Wolfe
New owner(s) as listed on the conveyance document Name connector ☒ and ☐ or ☐ and/or
- Mailing address: PO Box 398 City: Grandview State: ID ZIP: 83624
Telephone: 208-834-3505 Email: Wolfe Bros@Hughes.net
4. If the water rights and/or adjudication claims were split, how did the division occur?
☐ The water rights or claims were divided as specifically identified in a deed, contract, or other conveyance document.
☐ The water rights or claims were divided proportionately based on the portion of their place(s) of use acquired by the new owner.
5. Date you acquired the water rights and/or claims listed above: _____
6. If the water right is leased to the Water Supply Bank changing ownership of a water right will reassign to the new owner any Water Supply Bank leases associated with the water right. Payment of revenue generated from any rental of a leased water right requires a completed IRS Form W-9 for payment to be issued to an owner. A new owner for a water right under lease shall supply a W-9. Water rights with multiple owners must specify a designated lessor, using a completed Lessor Designation form. Beginning in the calendar year following an acknowledged change in water right ownership, compensation for any rental will go to the new owner(s).
7. This form must be signed and submitted with the following **REQUIRED** items:
☒ A copy of the conveyance document – warranty deed, quitclaim deed, court decree, contract of sale, etc. The conveyance document must include a legal description of the property or description of the water right(s) if no land is conveyed.
☒ Plat map, survey map or aerial photograph which clearly shows the place of use and point of diversion for each water right and/or claim listed above (if necessary to clarify division of water rights or complex property descriptions).
☒ Filing fee (see instructions for further explanation):
 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: [Signature] Title, if applicable: _____ Date: 1-3-17
 Signature: [Signature] Title, if applicable: _____ Date: 1-3-17

For IDWR Office Use Only:

Received by: VC Date: 1/6/17 Receipt No. C102862 Receipt Amt: \$50.
 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: 2-9-17

TRUSTEE'S DEED

THIS TRUSTEE'S DEED is made by NOAH G. HILLEN, the Chapter 7 Trustee for the bankruptcy estate of Thomas Mecham Ricks filed in the U.S. Bankruptcy Court for the District of Idaho, Case No. 13-00264-TLM (the "Bankruptcy Estate"), whose address is P.O. Box 6538, Boise, Idaho 83707, as Grantor, to and in favor of William R. Wolfe, a married man as his sole and separate property and James D. Wolfe, a married man as his sole and separate property, whose address is P.O. Box 368, Grandview, Idaho 83624, as Grantees.

THEREFORE, for good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, Grantor grants, bargains, sells, transfers, and conveys to Grantees all of the Bankruptcy Estate's right, title, and interest in and to the following described real property in Owyhee County, Idaho:

SEE ATTACHED LEGAL DESCRIPTION (EXHIBIT A)

Together with all water rights and appurtenances thereto.

Instrument # 291664

MURPHY, OWYHEE, IDAHO

2017-01-05 01:37:09 No. of Pages: 4

Recorded for: FIDELITY NATIONAL TITLE - BOISE

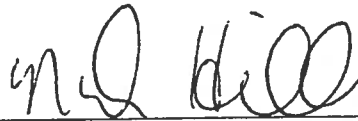
ANGELA BARKELL Fee: \$19.00

Ex-Officio Recorder Deputy: map

Index To: DEED TRUSTEE

Electronically Recorded by Simplifile

EXECUTED: 1-3-17



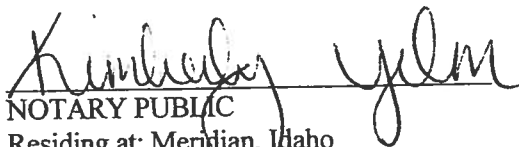
Noah G. Hillen, Chapter 7 Trustee

STATE OF IDAHO)
 : ss
COUNTY OF Ada)

On this 3rd day of January, 2017, before me, the undersigned, a notary public in and for said state, personally appeared, NOAH G. HILLEN, known or identified to me to be the person whose name is subscribed to the within instrument, as the Chapter 7 Trustee of the Bankruptcy Estate of Thomas Mecham Ricks, and acknowledged to me that he 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 above written.




NOTARY PUBLIC
Residing at: Meridian, Idaho
My Commission Expires: 6/15/2019

291664

Exhibit A

Tract I:

**In Township 5 South, Range 3 East, B.M., Owyhee County, Idaho
Section 25, being fractions of West Half Northwest Quarter, Southeast Quarter Northwest Quarter, Southwest Quarter, Northwest Quarter Southeast Quarter,
Section 26, being fractions of East Half Northeast Quarter, Northeast Quarter Southeast Quarter, more particularly described as follows:**

**BEGINNING at the Northwest corner of Northeast Quarter Northeast Quarter, Section 26, Township 5 South, Range 3 East, Boise Meridian, Owyhee County, Idaho; thence
South 0°03' East a distance of 2600 feet, to a point on the West boundary line of East Half Northeast Quarter; thence
South 9°54' East, a distance of 249.5 feet to a point on the East right-of-way line of the Grand View Mutual Canal; thence
North 78°16' East along a ditch 433.0 feet to a point; thence
South 80°04' East along a ditch 145.5 feet to a point; thence
South 36°04' East along a ditch 430.0 feet to a point; thence
South 77°04' East along a ditch 209.5 feet to a point; thence
South 69°16' East along a ditch 700.0 feet to a point; thence
South 57°56' East along a ditch 200.0 feet to a point; thence
South 37°56' East along a ditch 600.0 feet to a point; thence
South 58°56" East along a ditch 692.0 feet to the centerline of Shoofly Creek; thence
North 56°03' East, a distance of 1690.4 feet more or less to a point on the Southwest sideline of the R/W of the Grand View Canal; thence
Northwest along the above R/W line of the Grand View Canal, a distance of 4488 feet, more or less, to a point on the North section line of Section 25, Township 5 South, Range 3 East, Boise Meridian; thence
North 89°57' West, a distance of 1403 feet, more or less, to the Northwest corner of Northeast Quarter Northeast Quarter, the POINT OF BEGINNING.**

**In Township 5 South, Range 3 East, Boise Meridian, Owyhee County, Idaho
A parcel of land lying in the following sections:
Section 25: Fractions of Southeast Quarter Southwest Quarter, West Half Southwest Quarter
Section 26: Fractions of Southeast Quarter
Section 35: Fractions of Northeast Quarter
Section 36: Fractions of Northwest Quarter Northwest Quarter more particularly described as follows:**

**BEGINNING at the Northwest corner of Northeast Quarter Northeast Quarter, Section 26, Township 5 South, Range 3 East, Boise Meridian; thence
South 0°03' East, 2600 feet to the TRUE POINT OF BEGINNING; thence
South 0°03' East, 1360 feet to the Northwest corner of Southeast Quarter Southeast Quarter, Section 26; thence
West 553 feet along the North boundary line of Southwest Quarter Southeast Quarter, Section 26 to a point on said boundary line, 15 feet West of the West side of Shoofly Canal (now Grand View Mutual Canal); thence
Southerly on a meandering line 15 feet West and parallel to the West side of Shoofly Canal (now Grand View Mutual Canal) for a distance of 3571 feet, more or less, to a point**

on the South boundary, also referred to as the South sideline, of Northwest Quarter Northeast Quarter, Section 35, Township 5 South, Range 3 East, Boise Meridian; thence East a distance of 200 feet more or less to the center of Shoofly Creek; thence Northeasterly along the centerline of Shoofly Creek a distance of 3592.58 feet more or less to a point; thence

North 58°56' West along a ditch 692.0 feet to a point; thence
North 37°56' West along a ditch 600.0 feet to a point; thence
North 57°56' West along a ditch 200.0 feet to a point; thence
North 69°16' West along a ditch 700.00 feet to a point; thence
North 77°04' West along a ditch 209.5 feet to a point; thence
North 36°04' West along a ditch 430.0 feet to a point; thence
North 80°04' West along a ditch 145.5 feet to a point; thence
South 78°16' West along a ditch 433.0 feet to a point; thence
North 9°54' West, a distance of 249.5 feet to the POINT OF BEGINNING.

In Township 5 South, Range 3 East, Boise Meridian, Owyhee County, Idaho
Section 26: A tract of land lying South and East of the Grand View Mutual Canal main canal in the Northwest Quarter Northeast Quarter and more particularly described as follows:

BEGINNING at the Southeast corner of Northwest Quarter Southeast Quarter, Section 26, Township 5 South, Range 3 East, Boise Meridian, the TRUE POINT OF BEGINNING;
thence
North 0°03' East along the East boundary line of the Northwest Quarter Southeast Quarter, Section 26, as described above, 1,077.24 feet to a point on the Grand View Mutual Canal; thence
South 27°18' West, 235.52 feet along the Grand View Mutual Canal right-of-way to a point; thence
South 31°27' West, 235.25 feet along the Grand View Mutual Canal right-of-way to a point; thence
South 55°20' West, 217.40 feet along the Grand View Mutual Canal right-of-way to a point; thence
South 19°23' West 357.42, feet along the Grand View Mutual Canal right-of-way to a point; thence
South 8°04' West, 93.55 feet along the Grand View Mutual Canal right-of-way to a point; thence
South 16°51' West, 114.31 feet to a point on the South boundary line of the Northwest Quarter Southeast Quarter of Section 26; thence
East 554.8 feet along the South boundary line of the Northwest Quarter Southeast Quarter of Section 26 to the TRUE POINT OF BEGINNING.

EXCEPTING THEREFROM:

That portion of the Northeast Quarter Northeast Quarter and the North 165 feet of the Southeast Quarter Northeast Quarter of Section 26, Township 5 South, Range 3 East, Boise Meridian, Owyhee County, Idaho, lying West of the Grand View Mutual Canal

Tract II:

That portion of the Northeast Quarter Northeast Quarter and the North 165 feet of the Southeast Quarter Northeast Quarter of Section 26, Township 5 South, Range 3 East, Boise Meridian, Owyhee County, Idaho, lying West of the Grant View Mutual Canal.

State of Idaho
Department of Water Resources

Water Right 2-56

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.



0 0.5 1 2 Miles

- Point of Diversion
- Place Of Use Boundary
- Townships
- PLS Sections



Close

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

12/27/2016

WATER RIGHT NO. 2-56

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	THOMAS M RICKS 1560 N PARK LN EAGLE, ID 83616 (208) 939-0400
Directors Report Owner	ALVIN G DALLEY
Directors Report Owner	LAJEAN DALLEY BOX 213 DRIGGS, ID 83422 (208)354-2926
Directors Report Owner	LISA FIELD
Directors Report Owner	PATRICK FIELD PO BOX 245 GRAND VIEW, ID 83624 (208)834-2963
Original Owner	SHOO FLY TRUST C/O MARGARET L DORIUS BOX 563 WINCHESTER, OR 97495-0563 (503)672-7053

Priority Date: 02/15/1925

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
SNAKE RIVER	COLUMBIA RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
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IRRIGATION	03/15	10/31	8.24 CFS
Total Diversion			8.24 CFS

Location of Point(s) of Diversion:

SNAKE RIVER|NWSW Lt 10|Sec. 34|Township 05S|Range 04E|OWYHEE County

Place(s) of use:

Place of Use Legal Description: IRRIGATION OWYHEE County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
05S	03E	25		NWNW	12		SWNW	39		SENW	14			
				NESW	32		NWSW	40		SWSW	25		SESW	1
		26		NENE	38		SENE	37						
				NESE	40		NWSE	8		SWSE	20		SESE	40
		35		NENE	36		NWNE	24						
		36		NWNW	6									

Total Acres: 412

Conditions of Approval:

- | | | |
|----|-----|---|
| 1. | C03 | Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code. |
| 2. | 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. |

Dates:

Licensed Date:

Decreed Date: 05/12/2009

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:

Water District Number: 02

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

Close

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

1/13/2016

WATER RIGHT NO. 57-10796

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	THOMAS M RICKS 1560 N PARK LN EAGLE, ID 83616 (208) 939-0400
Directors Report Owner	SHOO FLY TRUST C/O MARGARET L DORIUS BOX 563 WINCHESTER, OR 97495-0563 (503)672-7053
Original Owner	ALVIN G DALLEY
Original Owner	LAJEAN DALLEY BOX 213 DRIGGS, ID 83422 (208)354-2926
Original Owner	LISA FIELD
Original Owner	PATRICK FIELD PO BOX 245 GRAND VIEW, ID 83624 (208)834-2963

Priority Date: 12/31/1935

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
DOMESTIC	1/01	12/31	0.04 CFS	

Total Diversion | | 0.04 CFS |

Location of Point(s) of Diversion:

GROUND WATER | NWNW | Sec. 25 | Township 05S | Range 03E | OWYHEE County

Place(s) of use:

Place of Use Legal Description: DOMESTIC OWYHEE County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
05S	03E	25		NWNW										

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. N13 THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.
3. N11 THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
4. PARCEL NO. RP0154602.

Dates:

Licensed Date:

Decreed Date: 03/05/1998

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:

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

Close



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 9, 2017

WILLIAM R WOLFE
JAMES D WOLFE
PO BOX 398
GRANDVIEW ID 83624

Re: Change of Ownership for Water Right/Permit No(s): 2-56

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.

Please note that the ownership of water right 57-10796 was not updated. The deeds you provided do not include the land that water right 57-10796 is appurtenant to. A refund of \$25 will be sent to Fidelity National Title Company under separate cover from the State Controller's Office.

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,

Jean Hersley
Technical Records Specialist II

Enclosure(s)

c: Fidelity National Title Co.

MEMORANDUM

TO: Sascha Marston
FROM: Jean Hersley 
DATE: February 9, 2017
RE: **Refund: Ownership change**

Please refund \$25. The ownership of one water right was not updated

NAME: FIDELITY NATIONAL TITLE CO
ADDRESS: 950 W BANNOCK ST STE 420
BOISE ID 83702

RECEIPT #: C102862

Thank you.

Jean