

RECEIVED

JUN 24 2016

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESDEPT OF WATER RESOURCES
SOUTHERN REGION

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?
37-481C	Yes ☒	Yes ☐		Yes ☐	Yes ☐
37-482H	Yes ☒	Yes ☐		Yes ☐	Yes ☐
37-483C	Yes ☒	Yes ☐		Yes ☐	Yes ☐
37-577BT	Yes ☒	Yes ☐		Yes ☐	Yes ☐
37-2630	Yes ☒	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: South County Estates, LLC
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): PENSCO Trust Company Custodian F.B.O Charles Holt, IRA#HO1NV
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or
P.O. Box 26903 San Francisco CA 94126-6903
Mailing address City State ZIP
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: 2007-2008
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] By: Joanne Oliver
Signature of new owner/claimant Title, if applicable Date 5/16/16
- Signature: _____
Signature of new owner/claimant Title, if applicable Date

For IDWR Office Use Only:

Received by DM Date 6-24-2016 Receipt No. 5035547 Receipt Amt. \$500-
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 _____

SUPPORT DATA

IN FILE # 37-481C

Instrument # 575001

HAILEY, BLAINE, IDAHO

2-10-2010 02:58:32 No. of Pages: 3

Recorded for : LAWSON LASKI CLARK POGUE, PLLC

JOLYNN DRAGE

Fee: 9.00

Ex-Officio Recorder Deputy

Index to: PARTIAL SATISFACTION OF MORTGAGE

PARTIAL RELEASE OF LIEN

The undersigned beneficiary under that certain Mortgage October 13, 2005, recorded as Instrument No. 527439 as modified pursuant to that Modification of Mortgage dated November 28, 2006 recorded as Instrument No. 542378 in the official records of Blaine County, Idaho (collectively the "Mortgage"), hereby agrees that the lien of the Mortgage be released as it relates to the Water Rights appurtenant to the 1 acre of real property identified on the legal description attached hereto as Exhibit "A" and incorporated herein by this reference which are the subject of a quitclaim deed dated April 8, 2009 to PENSICO Trust Company Custodian FBO Charles Holt IRA#H01NV and that the Notice of Security Interest in a Water Right filed with the Idaho Department of Water Resources be waived to the limited extent it relates to the Water Rights described above.

Dated: October 14, 2009

MOUNTAIN WEST BANK

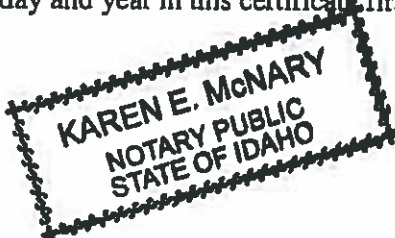
By: [Signature]

Its: VICE PRES.

STATE OF IDAHO)
) ss.
County of Blaine)

On this 14 day of OCTOBER, 2009, before me, KAREN E. McNARY, a Notary Public in and for said State, personally appeared DAVE CHANEY, known or identified to me to be the VICE PRESIDENT of MOUNTAIN WEST BANK, the banking association that executed the within instrument or the person who executed the instrument on behalf of said association and acknowledged to me that such association executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.



[Signature]
Notary Public for IDAHO
Residing at HAILEY, ID
My commission expires 7-28-10

PARTIAL RELEASE OF LIEN

30169-033 HOLT IRA #3

**A WATER RIGHT LEGAL DESCRIPTION FOR
PENSCO TRUST FBO CHARLES HOLT IRA#H01NV
(Belle Ranch Subdivision, South County Estates, LLC)**

A LEGAL DESCRIPTION FOR A PARCEL OF LAND LOCATED IN SECTION 7,
TOWNSHIP 1N, RANGE 19E, B.M., IN BLAINE COUNTY, IDAHO, AND MORE
PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT A 5/8" PIN WITH NO CAP MARKING THE NORTH 1/16
CORNER OF SECTION 7; THENCE ALONG THE SECTION LINE COMMON
TO SECTION 7 AND SECTION 8 S 00°07'22" W, 1311.44 FEET TO A
BRASS CAP MARKING THE EAST 1/4 CORNER OF SECTION 7; THENCE
LEAVING SAID SECTION LINE S 09°02'37" W, 488.28 FEET TO THE TRUE
POINT OF BEGINNING.

THENCE S 59°24'28" W, 1437.01 FEET;

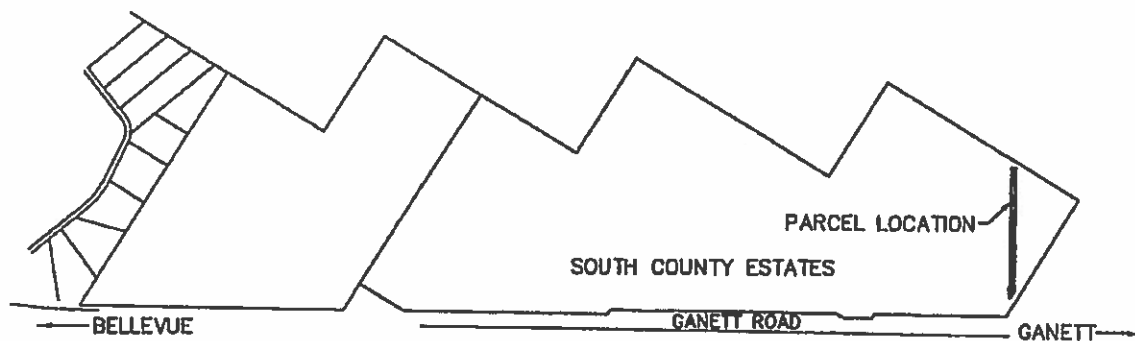
THENCE N 88°05'01" W, 55.51 FEET;

THENCE N 59°24'28" E, 1483.51 FEET;

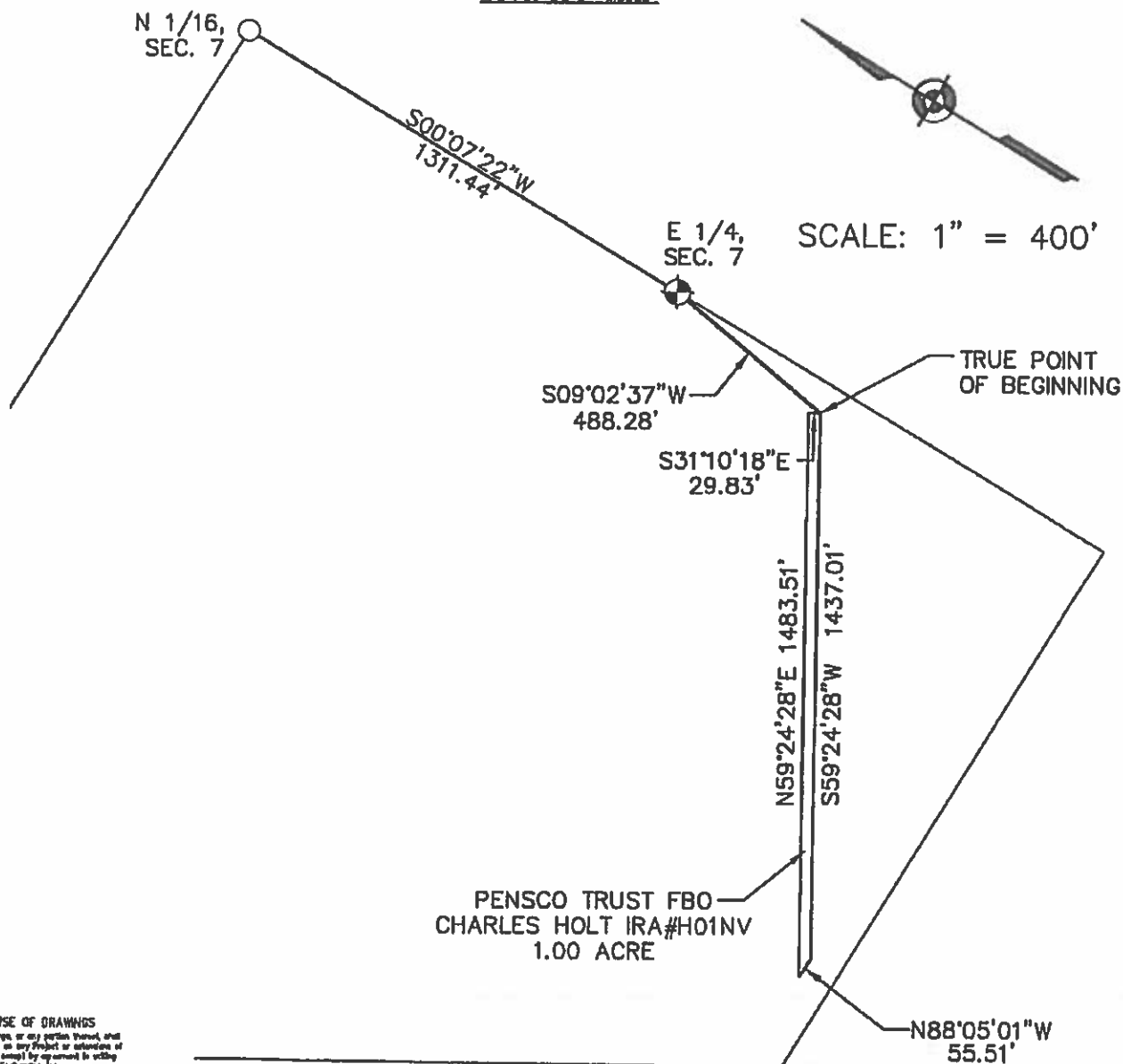
THENCE S 31°10'18" E, 29.83 FEET TO THE TRUE POINT OF
BEGINNING.

SAID PARCEL CONTAINS 1.00 ACRE, MORE OR LESS.

EXHIBIT A



VICINITY MAP



REUSE OF DRAWINGS
These drawings, or any portion thereof, shall not be used on any project or extension of this project except by agreement in writing with Galena Engineering, Inc.

Galena Engineering Inc.

Civil Engineers & Land Surveyors
800 Second Avenue North
P.O. Box 425
Ketchikan, Alaska 99901
(208) 728-4729
(208) 728-4783 fax
email galena@galena-engineering.com

**EXHIBIT MAP OF A WATER RIGHT TRANSFER LEGAL DESCRIPTION FOR
PENSCO TRUST FBO CHARLES HOLT IRA#H01NV**
WITHIN S 8, T.1N., R.19E., B.M., BLAINE COUNTY, IDAHO
PREPARED FOR SOUTH COUNTY ESTATES, LLC

PROJECT INFORMATION

P:\EDSK\PROJ\3688\deg\Exhibits\3688_water_rights_pensco.dwg 10/10/2006 10:13:23 AM MDT

SHT 1 OF 1

LAWSON & LASKI, PLLC
Post Office Box 3310
Ketchum, Idaho 83340

Instrument # 575490

HAILEY, BLAINE, IDAHO

3-1-2010 03:12:47 No. of Pages: 7

Recorded for : LAWSON LASKI CLARK POGUE

JOLYNN DRAGE

Fee: 21.00

Ex-Officio Recorder Deputy

Index to: WTY/QC/CORP DEED

(Space Above This Line For Recorder's Use)

QUITCLAIM DEED

FOR VALUABLE CONSIDERATION, receipt of which is hereby acknowledged, South County Estates, LLC, an Idaho limited liability company, hereby bargains, sells, remises, releases, conveys and forever quitclaims to PENSICO Trust Company Custodian F.B.O Charles Holt, IRA#H01NV whose address is P.O. Box 26903 San Francisco, CA, 94126-6903, all of their right, title and interest which they have, if any, in the property in the State of Idaho, County of Blaine described as:

1/289th portion of Water Right Nos. 37-482H, 37-481C, 37-483C, 37-577BT, and 37-2630 as identified on the records of the Idaho Department of Water Resources and more particularly described on Exhibit A.

DATED this 8th day of April, 2009

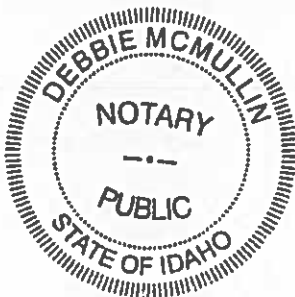
~~SOUTH COUNTY ESTATES, LLC~~

By: John Scherer, Managing Member

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

On this 4th day of April, 2009, before me, the undersigned, a Notary Public in and for said county and state, personally appeared John Scherer, known to me or proved to me upon satisfactory evidence to be the managing member of South County Estates, LLC, and the person who subscribed his name to the within instrument, and acknowledged to me that he executed the same on behalf of said limited liability company.

WITNESS my hand and official seal.



Debbie McMillan

Notary Public for Idaho

Residing at Haley, IDAHO

My Commission expires 12/9/10

02/20/2007

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 37-481C
NAME AND ADDRESS: SOUTH COUNTY ESTATES LLC
PO BOX 1539
KETCHUM ID 83340
SOURCE: BIG WOOD RIVER
QUANTITY: 3.014 CFS
PRIORITY DATE: 08/01/1882
POINT OF DIVERSION: T02N R18E S36 S06 Within BLAINE County
Water diverted from Headgate #45 delivered through District Canal.

PURPOSE AND PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	04/15 10/31	3.014 CFS
PLACE OF USE: IRRIGATION in BLAINE County		
T01N R19E S06 NESW 24.00	T01N R19E S06 Lot 6 NWSW 33.00	
T01N R19E S06 Lot 7 SWSW 12.00	T01N R19E S06 SESW 39.00	
T01N R19E S06 SWSE 8.50	T01N R19E S07 NWNE 31.00	
T01N R19E S07 SWNE 38.00	T01N R19E S07 SENE 15.00	
T01N R19E S07 NENW 28.00	T01N R19E S07 SENW 5.50	
T01N R19E S07 NESE 35.00	T01N R19E S07 NWSE 20.00	

289 ACRES TOTAL

The rights listed below are limited to the irrigation of a combined total of 289 acres in a single irrigation season. Combined Right Nos.: 37-482H, 37-481C, 37-483C, 37-577BT, and 37-2630.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

EXHIBIT A
1 of 5

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

02/20/2007

RIGHT NUMBER: 37-577BT
NAME AND ADDRESS: SOUTH COUNTY ESTATES LLC
PO BOX 1539
KETCHUM ID 83340
SOURCE: BIG WOOD RIVER
QUANTITY: 2.200 CFS
PRIORITY DATE: 03/24/1883
POINT OF DIVERSION: T02N R18E S36 SWNW Within BLAINE County
Water diverted from Headgate #45 delivered through District Canal.

PURPOSE AND
PERIOD OF USE:

	<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
	IRRIGATION	04/15 10/31	2.200 CFS
PLACE OF USE:	<u>IRRIGATION in BLAINE County</u>		
	T01N R19E S06 NWSW	24.00	T01N R19E S06 Lot 6 NWSW 33.00
	T01N R19E S06 Lot 7 SWSW	12.00	T01N R19E S06 SBSW 39.00
	T01N R19E S06 SWSE	8.50	T01N R19E S07 NWNE 31.00
	T01N R19E S07 SWNE	38.00	T01N R19E S07 SENE 15.00
	T01N R19E S07 NENW	28.00	T01N R19E S07 SENW 5.50
	T01N R19E S07 NESE	35.00	T01N R19E S07 NWSE 20.00

289 ACRES TOTAL

The rights listed below are limited to the irrigation of a combined total of 289 acres in a single irrigation season. Combined Right Nos.: 37-482H, 37-481C, 37-483C, 37-577BT, and 37-2630.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

EXHIBIT A
2 of 5

02/20/2007

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 37-482H
 NAME AND ADDRESS: SOUTH COUNTY ESTATES LLC
 PO BOX 1539
 KETCHUM ID 83340
 SOURCE: BIG WOOD RIVER
 QUANTITY: 3.012 CFS
 PRIORITY DATE: 08/01/1884
 POINT OF
 DIVERSION: T02N R18E S36 SWNW Within BLAINE County
 Water diverted from Headgate #45 delivered through District Canal.

PURPOSE AND
PERIOD OF USE:

	<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
	IRRIGATION	04/15 10/31	3.012 CFS
PLACE OF USE:	<u>IRRIGATION in BLAINE County</u>		
	T01N R19E S06 NESW 24.00	T01N R19E S06 Lot 6 NWSW 33.00	
	T01N R19E S06 Lot 7 SWSW 12.00	T01N R19E S06 SESW 39.00	
	T01N R19E S06 SWSE 6.50	T01N R19E S07 NWNW 31.00	
	T01N R19E S07 SWNE 38.00	T01N R19E S07 SENE 15.00	
	T01N R19E S07 NENW 28.00	T01N R19E S07 SENW 5.50	
	T01N R19E S07 NESE 35.00	T01N R19E S07 NWSE 20.00	

289 ACRES TOTAL

The rights listed below are limited to the irrigation of a combined total of 289 acres in a single irrigation season. Combined Right Nos.: 37-482H, 37-481C, 37-483C, 37-577BT, and 37-2630.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

EXHIBIT A
3 of 5

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

02/20/2007

RIGHT NUMBER: 37-483C

NAME AND ADDRESS: SOUTH COUNTY ESTATES LLC
PO BOX 1539
KETCHUM ID 83340

SOURCE: BIG WOOD RIVER

TRIBUTARY: MALAD RIVER

QUANTITY: 15.086 CFS

PRIORITY DATE: 08/01/1902

POINT OF
DIVERSION: T02N R18E S36 SWNW Within BLAINE County
Water diverted from Headgate #45 delivered through District Canal.

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	04/15 10/31	15.086 CFS
PLACE OF USE: IRRIGATION in BLAINE County		
T01N R19E S06 NWSW 24.00	T01N R19E S06 Lot 6 NWSW 33.00	
T01N R19E S06 Lot 7 SWSW 12.00	T01N R19E S06 SESW 39.00	
T01N R19E S06 SWSE 8.50	T01N R19E S07 NWNE 31.00	
T01N R19E S07 SWNE 38.00	T01N R19E S07 SENE 15.00	
T01N R19E S07 NENW 28.00	T01N R19E S07 SENW 5.50	
T01N R19E S07 NESE 35.00	T01N R19E S07 NWSE 20.00	
289 ACRES TOTAL		

The rights listed below are limited to the irrigation of a combined total of 289 acres in a single irrigation season. Combined Right Nos.: 37-482H, 37-481C, 37-483C, 37-577BT, and 37-2630.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

EXHIBIT A
4 of 5

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

02/20/2007

RIGHT NUMBER: 37-2630
NAME AND ADDRESS: SOUTH COUNTY ESTATES LLC
PO BOX 1539
KETCHUM ID 83340
SOURCE: GROUND WATER
QUANTITY: 3.750 CFS
1,011.50 AFY
PRIORITY DATE: 02/02/1960
POINT OF
DIVERSION: T01N R19E S6 NWNWSW Within BLAINE County
PURPOSE AND
PERIOD OF USE:

TRIBUTARY:

	<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
	IRRIGATION	04/15 10/31	3.750 CFS 1,011.50 AFY
PLACE OF USE:	<u>IRRIGATION in BLAINE County</u>		
	T01N R19E S06 NESW 24.00	T01N R19E S06 Lot 6 NWSW	33.00
	T01N R19E S06 Lot 7 SWSW 12.00	T01N R19E S06 SESW	39.00
	T01N R19E S06 SWSR 8.50	T01N R19E S07 NWNE	31.00
	T01N R19E S07 SWNE 38.00	T01N R19E S07 SENE	15.00
	T01N R19E S07 NENW 28.00	T01N R19E S07 SENW	5.50
	T01N R19E S07 NESE 35.00	T01N R19E S07 NWSE	20.00

289 ACRES TOTAL

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OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

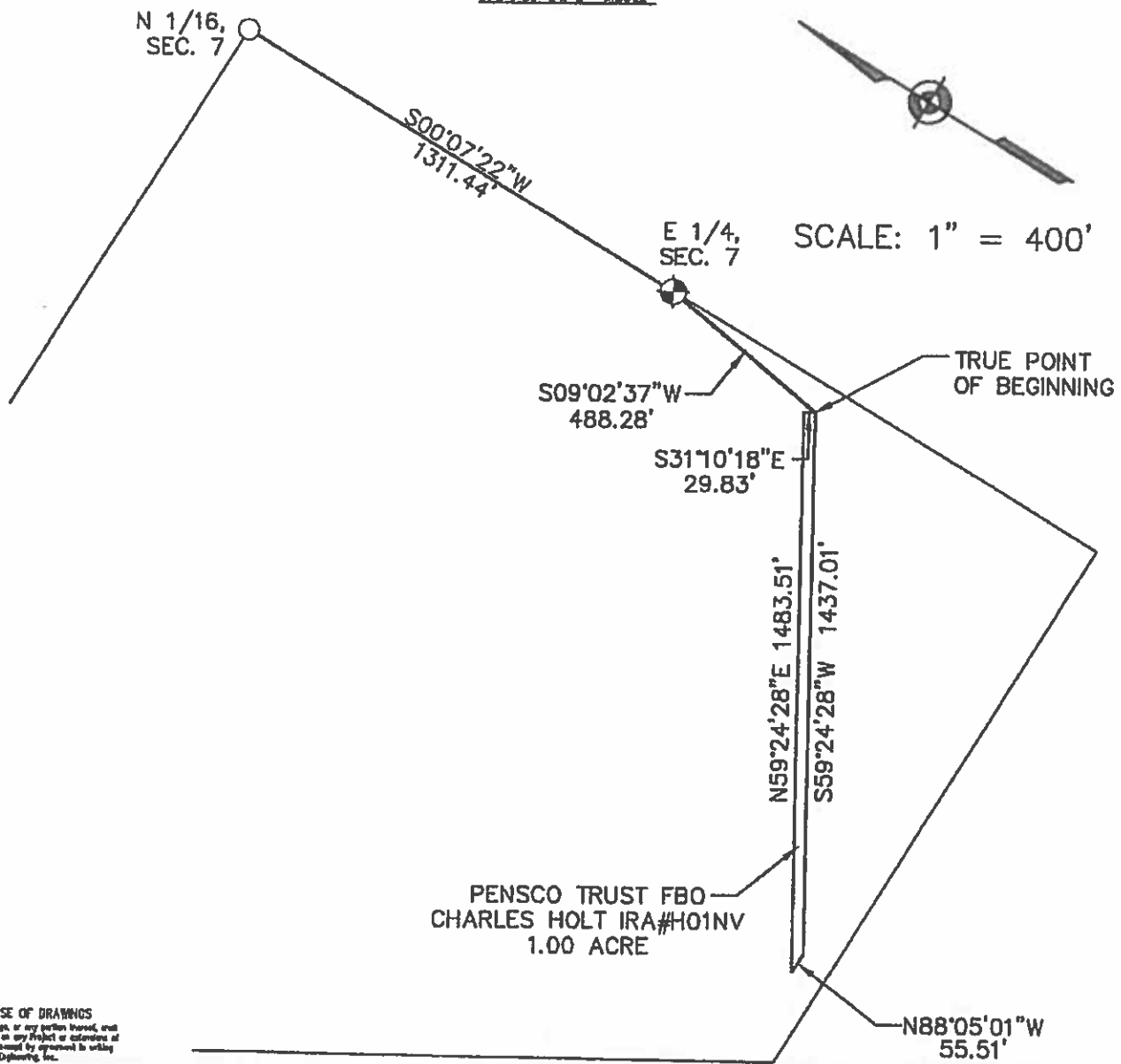
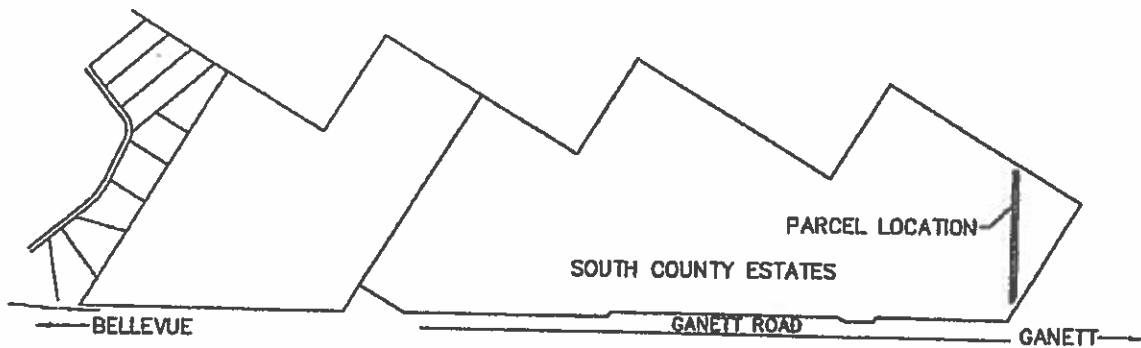
This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

EXHIBIT

A

5 of 5



REUSE OF DRAWINGS
These drawings, or any portion thereof, and
will be used on any project or extension of
this Project except by agreement in writing
with Galena Engineering, Inc.

**Galena
Engineering
Inc.**

Civil Engineers & Land Surveyors
880 Second Avenue North
P.O. Box 428
Tulsa, Idaho 83309
(208) 728-4729
(208) 728-4783 fax
email galena@galena-engineering.com

EXHIBIT MAP OF A WATER RIGHT TRANSFER LEGAL DESCRIPTION FOR
PENSCO TRUST FBO CHARLES HOLT IRA#H01NV
WITHIN S 8, T.1N., R.19E., E.M., BLAINE COUNTY, IDAHO
PREPARED FOR SOUTH COUNTY ESTATES, LLC

PROJECT INFORMATION

P:\2008\PROJ\5688\dwg\Exhibits\5688_water_rights_perovs.dwg 10/10/2009 10:13:23 AM WDT

SHT 1 OF 1

Instrument # 574999

HAILEY, BLAINE, IDAHO

2-10-2010 02:56:07 No. of Pages: 3

Recorded for : LAWSON LASKI CLARK POGUE, PLLC

JOLYNN DRAGE Fee: 9.00

Ex-Officio Recorder Deputy

Index to: PARTIAL SATISFACTION OF MORTGAGE

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Dated: October 14, 2009

MOUNTAIN WEST BANK

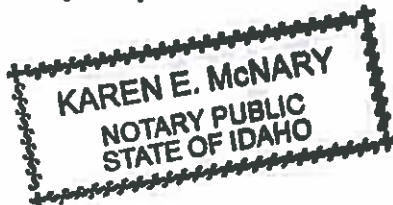
By: Dale Chaney

Its: VICE PRES

STATE OF IDAHO)
) ss.
County of Blaine)

On this 14 day of OCTOBER, 2009, before me, KAREN E. McNARY, a Notary Public in and for said State, personally appeared DALE CHANEY, known or identified to me to be the VICE PRESIDENT of MOUNTAIN WEST BANK, the banking association that executed the within instrument or the person who executed the instrument on behalf of said association and acknowledged to me that such association executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.



Karen E. McNary
Notary Public for IDAHO
Residing at HAILEY, ID
My commission expires 9-28-10

PARTIAL RELEASE OF LIEN

30169-033 HOLT IRA #2

**A WATER RIGHT LEGAL DESCRIPTION FOR
PENSCO TRUST FBO CHARLES HOLT IRA#H01NV
(Belle Ranch Subdivision, South County Estates, LLC)**

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TOWNSHIP 1N, RANGE 19E, B.M., IN BLAINE COUNTY, IDAHO, AND MORE
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BRASS CAP MARKING THE EAST 1/4 CORNER OF SECTION 7; THENCE
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THENCE S 59°24'28" W, 1388.94 FEET;

THENCE N 88°05'01" W, 57.36 FEET;

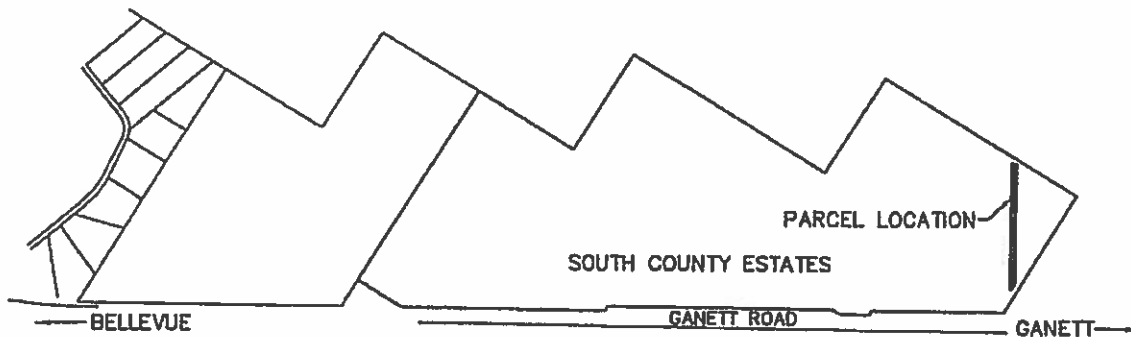
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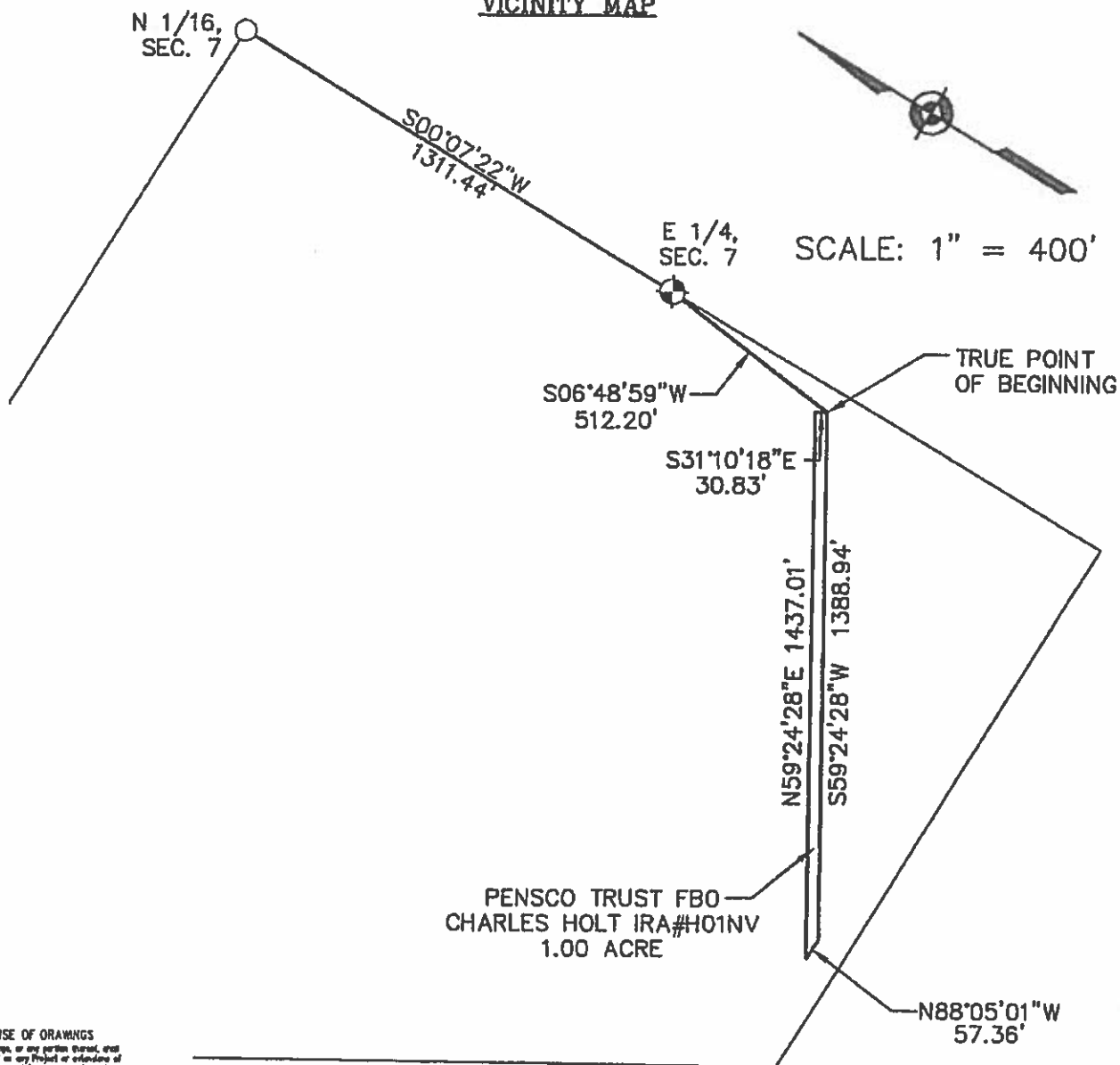
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EXHIBIT

"A"



VICINITY MAP



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Galena Engineering Inc.

Civil Engineers & Land Surveyors
880 Second Avenue North
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Kelcham, Idaho 83340
(208) 728-4729
(208) 728-4725 fax
email galena@galena-engineering.com

EXHIBIT MAP OF A WATER RIGHT TRANSFER LEGAL DESCRIPTION FOR
PENSCO TRUST FBO CHARLES HOLT IRA#H01NV
WITHIN S 6, T.1N., R.19E., B.M., BLAINE COUNTY, IDAHO
PREPARED FOR SOUTH COUNTY ESTATES, LLC

PROJECT INFORMATION

P:\ED307RD\5688\dwg\Exhibits\5688_water_rights_pensco.dwg 10/10/2009 10:13:23 AM MDT

SHT 1 OF 1

LAWSON & LASKI, PLLC
Post Office Box 3310
Ketchum, Idaho 83340

HAILEY, BLAINE, IDAHO

3-1-2010

03:09:54 No. of Pages: 7

Recorded for : LAWSON LASKI CLARK POGUE

JOLYNN DRAGE

Fee: 21.00

Ex-Officio Recorder Deputy

Index to: WTYQCICORP DEED

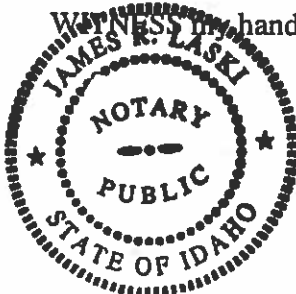
QUITCLAIM DEED

1/289th portion of Water Right Nos. 37-482H, 37-481C, 37-483C, 37-577BT, and 37-2630 as identified on the records of the Idaho Department of Water Resources and more particularly described on Exhibit A.

SOUTH COUNTY ESTATES, LLC

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

WITNESS my hand and official seal.



Notary Public for Idaho

Residing at Prine County

My Commission expires 4/3/2011

02/20/2007

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 37-481C
NAME AND ADDRESS: SOUTH COUNTY ESTATES LLC
PO BOX 1539
KETCHUM ID 83340
SOURCE: BIG WOOD RIVER
QUANTITY: 3.014 CFS
PRIORITY DATE: 08/01/1882
POINT OF DIVERSION: T02N R18E S36 SWNW Within BLAINE County
Water diverted from Headgate #45 delivered through District Canal.

PURPOSE AND PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	04/15 10/31	3.014 CFS
PLACE OF USE: IRRIGATION in BLAINE County		
T01N R19E S06 NESW 24.00	T01N R19E S06 Lot 6 NWSW	33.00
T01N R19E S06 Lot 7 SWSW 12.00	T01N R19E S06 SESW	39.00
T01N R19E S06 SWSE 8.50	T01N R19E S07 NWNE	31.00
T01N R19E S07 SWNE 38.00	T01N R19E S07 SENE	15.00
T01N R19E S07 NENW 28.00	T01N R19E S07 SENW	5.50
T01N R19E S07 NESE 35.00	T01N R19E S07 NWSE	20.00

289 ACRES TOTAL

The rights listed below are limited to the irrigation of a combined total of 289 acres in a single irrigation season. Combined Right Nos.: 37-482H, 37-481C, 37-483C, 37-577BT, and 37-2630.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

EXHIBIT A
1065

02/20/2007

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 37-577BT
 NAME AND ADDRESS: SOUTH COUNTY ESTATES LLC
 PO BOX 1539
 KETCHUM ID 83340
 SOURCE: BIG WOOD RIVER
 QUANTITY: 2.200 CFS
 PRIORITY DATE: 03/24/1883
 POINT OF DIVERSION: T02N R18E S36 SWNW Within BLAINE County
 Water diverted from Headgate #45 delivered through District Canal.
 TRIBUTARY: MALAD RIVER

PURPOSE AND
PERIOD OF USE:

PLACE OF USE:	PURPOSE OF USE		PERIOD OF USE		QUANTITY
	IRRIGATION		04/15	10/31	2.200 CFS
<u>IRRIGATION in BLAINE County</u>					
T01N R19E S06	NESW	24.00	T01N R19E S06 Lot 6	NWSW	33.00
T01N R19E S06 Lot 7	SWSW	12.00	T01N R19E S06	SESW	39.00
T01N R19E S06	SWSE	8.50	T01N R19E S07	NWNE	31.00
T01N R19E S07	SWNE	38.00	T01N R19E S07	SENE	15.00
T01N R19E S07	NENW	28.00	T01N R19E S07	SENW	5.50
T01N R19E S07	NESE	35.00	T01N R19E S07	NWSE	20.00

289 ACRES TOTAL

The rights listed below are limited to the irrigation of a combined total of 289 acres in a single irrigation season. Combined Right Nos.: 37-482H, 37-481C, 37-483C, 37-577BT, and 37-2630.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

EXHIBIT A
2 of 5

02/20/2007

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 37-482H

NAME AND ADDRESS: SOUTH COUNTY ESTATES LLC
PO BOX 1539
KETCHUM ID 83340

SOURCE: BIG WOOD RIVER

TRIBUTARY: MALAD RIVER

QUANTITY: 3.012 CFS

PRIORITY DATE: 08/01/1884

POINT OF

DIVERSION:

T02N R19E S36 SWNW Within BLAINE County

Water diverted from Headgate #45 delivered through District Canal.

PURPOSE AND
PERIOD OF USE:

PLACE OF USE:	PURPOSE OF USE		PERIOD OF USE		QUANTITY
	IRRIGATION		04/15	10/31	3.012 CFS
<u>IRRIGATION in BLAINE County</u>					
T01N R19E S06	NESW	24.00	T01N R19E S06 Lot 6	NWSW	33.00
T01N R19E S06 Lot 7	SWSW	12.00	T01N R19E S06	SESW	39.00
T01N R19E S06	SWSE	8.50	T01N R19E S07	NWNE	31.00
T01N R19E S07	SWNE	38.00	T01N R19E S07	SENE	15.00
T01N R19E S07	NENW	28.00	T01N R19E S07	SENW	5.50
T01N R19E S07	NESE	35.00	T01N R19E S07	NWSE	20.00

289 ACRES TOTAL

The rights listed below are limited to the irrigation of a combined total of 289 acres in a single irrigation season. Combined Right Nos.: 37-482H, 37-481C, 37-483C, 37-577BT, and 37-2630.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

EXHIBIT A
3 of 5

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

02/20/2007

RIGHT NUMBER: 37-483C
NAME AND ADDRESS: SOUTH COUNTY ESTATES LLC
PO BOX 1539
KETCHUM ID 83340
SOURCE: BIG WOOD RIVER
QUANTITY: 15.086 CFS
PRIORITY DATE: 08/01/1902
POINT OF DIVERSION: T02N R18E S36 SWNW Within BLAINE County
Water diverted from Headgate #45 delivered through District Canal.
TRIBUTARY: MALAD RIVER

PURPOSE AND
PERIOD OF USE:

	<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
	IRRIGATION	04/15 10/31	15.086 CFS
PLACE OF USE:	<u>IRRIGATION in BLAINE County</u>		
	T01N R19E S06 NESW 24.00	T01N R19E S06 Lot 6 NWSW 33.00	
	T01N R19E S06 Lot 7 SWSW 12.00	T01N R19E S06 SESW 39.00	
	T01N R19E S06 SWSE 8.50	T01N R19E S07 NWNE 31.00	
	T01N R19E S07 SWNE 38.00	T01N R19E S07 SENE 15.00	
	T01N R19E S07 NENW 28.00	T01N R19E S07 SENW 5.50	
	T01N R19E S07 NESE 35.00	T01N R19E S07 NWSE 20.00	
	289 ACRES TOTAL		

The rights listed below are limited to the irrigation of a combined total of 289 acres in a single irrigation season. Combined Right Nos.: 37-482H, 37-481C, 37-483C, 37-5778T, and 37-2630.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

EXHIBIT A
4 of 5

02/20/2007

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 37-2630
NAME AND ADDRESS: SOUTH COUNTY ESTATES LLC
PO BOX 1539
KETCHUM ID 83340
SOURCE: GROUND WATER TRIBUTARY:
QUANTITY: 3.750 CFS
1,011.50 AFY
PRIORITY DATE: 02/02/1960
POINT OF
DIVERSION: T01N R19E S6 NWNWS Within BLAINE County
PURPOSE AND
PERIOD OF USE:

	<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
	IRRIGATION	04/15 10/31	3.750 CFS 1,011.50 AFY
PLACE OF USE:	<u>IRRIGATION in BLAINE County</u>		
	T01N R19E S06 NESW	24.00	T01N R19E S06 Lot 6 NWSW 33.00
	T01N R19E S06 Lot 7 SWSW	12.00	T01N R19E S06 SESW 39.00
	T01N R19E S06 SWSE	8.50	T01N R19E S07 NWNE 31.00
	T01N R19E S07 SWNE	38.00	T01N R19E S07 SENE 15.00
	T01N R19E S07 NENW	28.00	T01N R19E S07 SENW 5.50
	T01N R19E S07 NESE	35.00	T01N R19E S07 NWSE 20.00

289 ACRES TOTAL

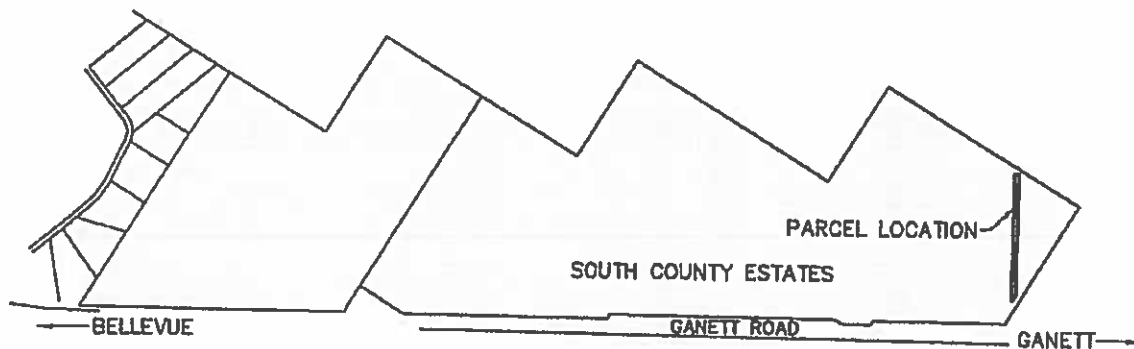
The rights listed below are limited to the irrigation of a combined total of 289 acres in a single irrigation season. Combined Right Nos.: 37-482H, 37-481C, 37-483C, 37-577BT, and 37-2630.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

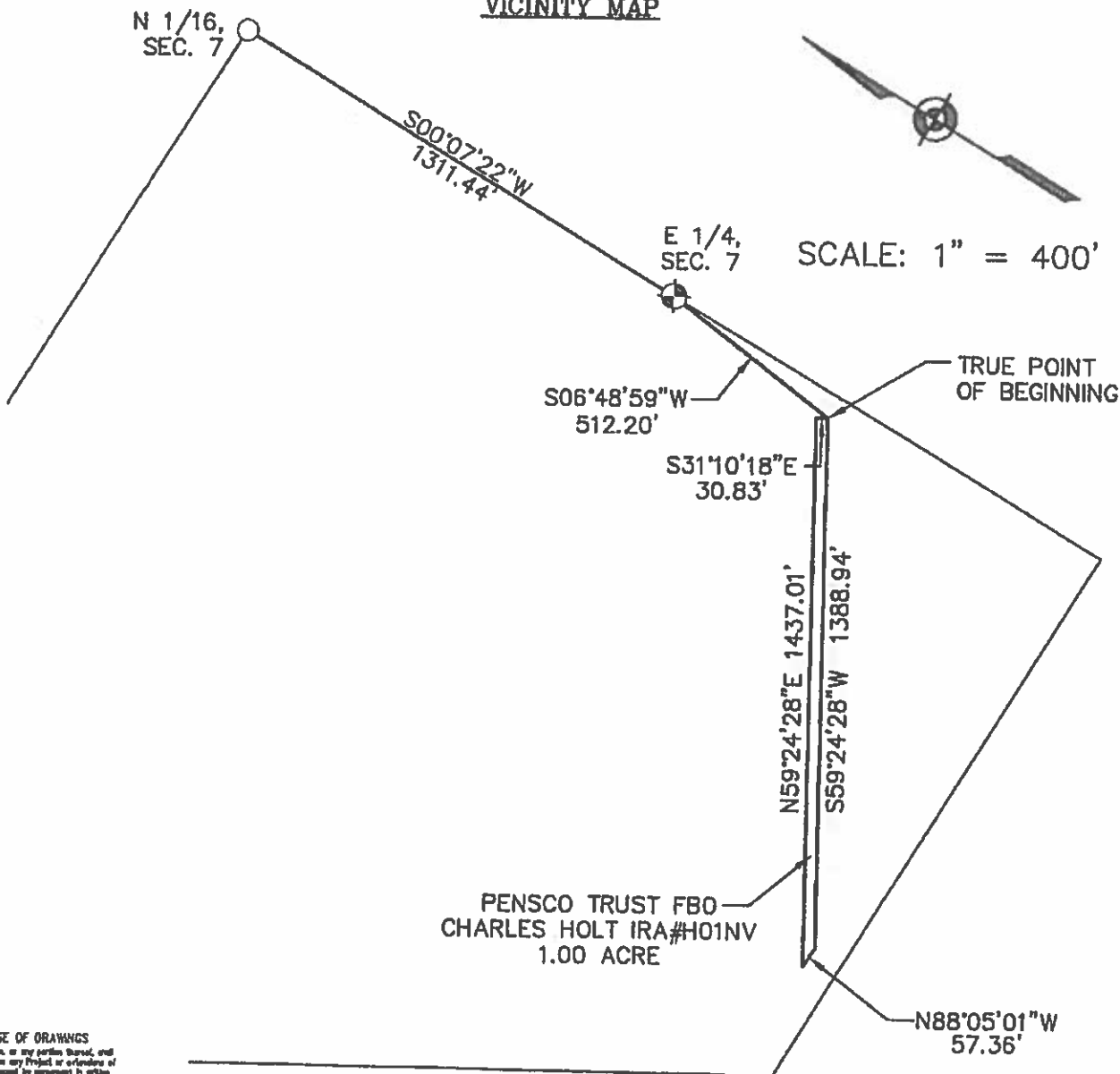
This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

EXHIBIT A
5 of 5



VICINITY MAP



REUSE OF DRAWINGS
These drawings, in any portion thereof, and
not be used in any project or otherwise of
this Project except by agreement in writing
with Galena Engineering, Inc.

**Galena
Engineering
Inc.**

Civil Engineers & Land Surveyors
880 Second Avenue North
P.O. Box 425
Kelchum, Idaho 83340
(208) 728-4780
(208) 728-4785 fax
email galena@galena-engineering.com

EXHIBIT MAP OF A WATER RIGHT TRANSFER LEGAL DESCRIPTION FOR
PENSCO TRUST FBO CHARLES HOLT IRA#H01NV
WITHIN S 6, T.1N., R.19E., B.M., BLAINE COUNTY, IDAHO
PREPARED FOR SOUTH COUNTY ESTATES, LLC

PROJECT INFORMATION

P:\SDSIO\K0J\5688\dwg\Exhibits\5688_water_rights_parcel.dwg 10/10/2009 10:13:23 AM MDT

SHT 1 OF 1

RECEIVED

JUN 24 2016

DEPT OF WATER RESOURCES
SOUTHERN REGION

LAWSON LASKI CLARK & POGUE, PLLC
ATTORNEYS AT LAW

675 SUN VALLEY ROAD, SUITE A
POST OFFICE BOX 3310
KETCHUM, IDAHO 83340
TELEPHONE: 208-725-0055
FACSIMILE: 208-725-0076
WWW.LAWSONLASKI.COM

MEMORANDUM

Date: 06/3/16

File No.: 11469-002

To: Idaho Department of Water Resources, Southern Region

From: Jennifer Cherry, Assistant to James R. Laski

Re: Notice of Change of Ownership

Comment:

Enclosed are:

- Notice of Change of Water Right for Pensco Trust Company Custodian F.B.O Charles Holt, IRA# HO1NV
- Deeds and Releases Relating to the water rights
- Our firms check in the amount of \$500.00, representing \$100.00 for each split requested

Thank you in advance for your assistance and please feel free to contact Jim Laski should you have any questions.

/jac

Enclosures

Jones, Doug

From: Baxter, Garrick
Sent: Tuesday, September 06, 2016 5:24 PM
To: Jim Laski
Cc: Jones, Doug
Subject: Notice of Change of Ownership Forms for Water Right Nos. 37-481C, 37-482H, 37-483C, 37-577BT, and 37-2630

Jim,

The Idaho Department of Water Resources ("Department") is in receipt of several *Notice of Change of Ownership* forms which you filed with the Department related to water right nos. 37-481C, 37-482H, 37-483C, 37-577BT, and 37-2630. Your cover letter accompanying the forms makes clear you are aware of the ownership dispute between First Security Corporation and Belle Ranch, LLC. ("Belle Ranch"), related to these water rights. As reflected in the Department's files related to these water rights, Belle Ranch claims ownership of these water rights. To the best of the Department's knowledge, the ownership of these water rights continues to be contested. The Department does not have the legal authority to determine ownership of a water right when a dispute arises. Disputes over title to real property can only be resolved by a quiet title action brought before a district court. Idaho Code § 6-401; *see also Rural Kootenai Organization, Inc. v. Board of Com'rs*, 133 Idaho 833, 842, 993 P.2d 596, 605 (1999)(Kootenai County Board of Commissioners lacks jurisdiction to determine who owns title to submerged lands.); *see also Bonner Bldg. Supply, Inc. v. Standard Forest Products, Inc.*, 106 Idaho 682, 685, 682 P.2d 635, 638 (Ct. App. 1984)(A district court has jurisdiction in action to quiet title.). IDWR only maintains water right ownership records pursuant to Idaho Code § 42-248. Accordingly, I have recommended to the Department that it update its files to include the *Notice of Change of Ownership* forms and letters you submitted. I have also recommended that the Department continue to have its database refer anyone searching for ownership information related to these water rights to "see file." This will ensure that anyone searching for ownership information can review the information that has been submitted to the Department. Should the ownership issue be resolved by a district court, please forward documentation to the Department and the Department will gladly update its records. Please feel free to contact me if you have any questions. Thanks,
Garrick

Garrick Baxter
Deputy Attorney General
Idaho Department of Water Resources
322 East Front Street
PO Box 83720
Boise, Idaho 83720-0098
garrick.baxter@idwr.idaho.gov
Phone: (208) 287-4811
Fax: (208) 287-6700

Potential Splits Represented by Owner Change Filings

		Decreed		FSC o/c		Pensco-Fosbury		Pensco-Holt		Big Stick		Final	
		Rate	Acres	Rate	Acres	Rate	Acres	Rate	Acres	Rate	Acres	Tot Rate	Tot Acre
	Owner	Deed proportion=		7.5/289		2/289		2/289					
37-481C	Belle Ranch	3.014	289.0	2.94	281.5							2.84	274.7
37-22915	See File			0.08	7.5	0.02	2.0	0.02	2.0	0.06	2.8	0.18	14.3
										*=specified flow rate in deed			
								Deed proportion=		2.8/289			
37-482H	Belle Ranch	3.012	289.0	2.93	281.5							2.86	274.7
37-22916	See File			0.08	7.5	0.02	2.0	0.02	2.0	0.03	2.8	0.15	14.3
37-483C	Belle Ranch	15.086	289.0	14.69	281.5							14.34	274.7
37-22917	See File			0.39	7.5	0.10	2.0	0.10	2.0	0.15	2.8	0.74	14.3
37-577BT	Belle Ranch	2.200	289.0	2.14	281.5							2.09	274.7
37-22918	See File			0.06	7.5	0.02	2.0	0.01	2.0	0.02	2.8	0.11	14.3
37-2630	Belle Ranch	3.750	289.0	3.65	281.5							3.57	274.7
37-22919	See File			0.10	7.5	0.03	2.0	0.03	2.0	0.04	2.8	0.18	14.3

D. Jones
9/15/16