

RECEIVED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

JUN 17 2016

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?
<u>PD</u> 79-7159	Yes ☐	Yes ☐		Yes ☐	Yes ☐
<u>PD</u> 79-7160	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: DJS Propertiers L.P.
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Evelyn De Witt
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or
- 174 Pa's Mountain Road White Bird ID 83554
Mailing address City State ZIP
208-839-2245
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: 03-02-2011
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 #

79-7159

8. Signature: Evelyn De Witt owner 06/10/2016
Signature of new owner/claimant Title, if applicable Date

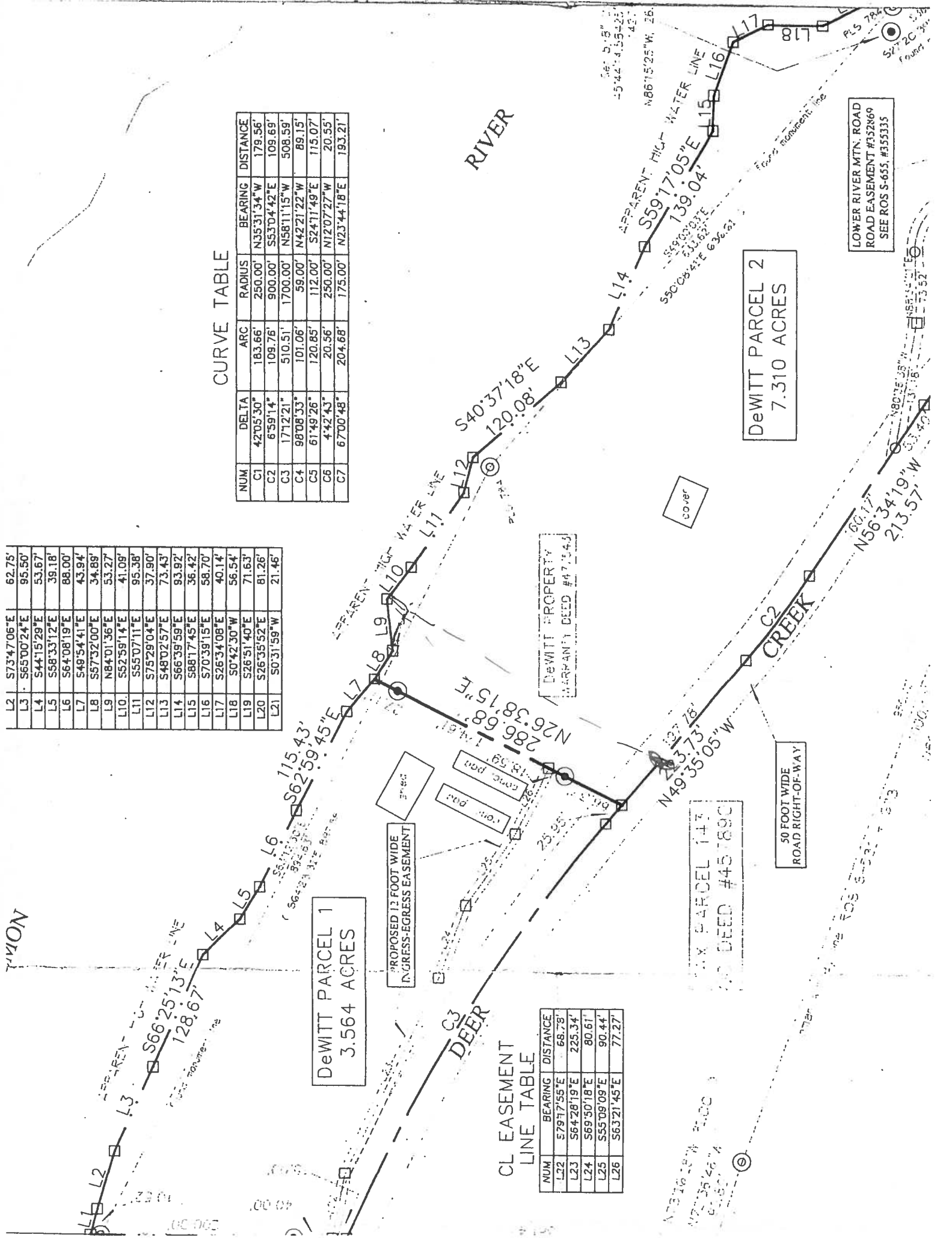
Signature: _____ Title, if applicable _____ Date _____
Signature of new owner/claimant Title, if applicable Date

For IDWR Office Use Only: AO 8-15-16 C102372 \$25.00
Received by AO Date 6-17-16 Receipt No. C102176 Receipt Amt. \$25.00
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 _____ Date _____

L2	S73°47'06"E	62.75'
L3	S65°00'24"E	95.50'
L4	S44°15'29"E	53.67'
L5	S58°33'12"E	39.18'
L6	S64°08'19"E	88.00'
L7	S48°54'41"E	43.94'
L8	S57°32'00"E	34.89'
L9	N84°01'36"E	53.27'
L10	S52°59'14"E	41.09'
L11	S55°07'11"E	95.38'
L12	S75°29'04"E	37.90'
L13	S48°02'57"E	73.43'
L14	S66°39'59"E	93.92'
L15	S88°17'45"E	36.42'
L16	S70°39'15"E	58.70'
L17	S26°34'08"E	40.14'
L18	S0°42'30"W	56.54'
L19	S26°51'40"E	71.63'
L20	S26°35'52"E	81.26'
L21	S0°31'59"W	21.46'

CURVE TABLE

NUM	DELTA	ARC	RADIUS	BEARING	DISTANCE
C1	42°05'30"	183.66'	250.00'	N35°31'34"W	179.56'
C2	6°59'14"	109.76'	900.00'	S53°04'42"E	109.69'
C3	17°12'21"	510.51'	1700.00'	N58°11'15"W	508.59'
C4	98°08'33"	101.06'	59.00'	N42°21'22"W	89.15'
C5	61°49'26"	120.85'	112.00'	S24°11'49"E	115.07'
C6	4°42'43"	20.56'	250.00'	N12°07'27"W	20.55'
C7	6°00'48"	204.68'	175.00'	N23°44'18"E	193.21'



CL EASEMENT LINE TABLE

NUM	BEARING	DISTANCE
L22	S79°17'55"E	68.78'
L23	S64°28'19"E	225.34'
L24	S69°50'18"E	80.61'
L25	S55°09'09"E	90.44'
L26	S63°21'45"E	77.27'

LOWER RIVER MTN. ROAD
ROAD EASEMENT #352869
SEE ROS S-655, #355335

DeWITT PARCEL 2
7.310 ACRES

DeWITT PARCEL 1
3.564 ACRES

DeWITT PARCEL 143
DEED #457890

50 FOOT WIDE
ROAD RIGHT-OF-WAY

DeWITT PROPERTY
MARSHALL DEED #471343

cover

WARRANTY DEED

THIS INDENTURE, made on this 2nd day of March, 2011, by and between U S BANK, NA, of 2121 Cliff Dr., Ste. 205, Eagan, MN 55122, hereinafter referred to as the Grantor, and NEAL DeWITT and EVELYN DeWITT, husband and wife, of 174 Pa's Mountain Rd., White Bird, ID 83554, hereinafter referred to as the Grantees.

WITNESSETH:

That the said Grantor, for and in consideration of the sum of Ten Dollars (\$10.00), lawful money of the United States of America, and other good and valuable considerations to it in hand paid by the said Grantees, the receipt whereof is hereby acknowledged, having granted, bargained, sold, and by these presents does grant, bargain, sell, convey, and confirm unto the said Grantees, their heirs and assigns, forever all the following described real property situate in the County of Idaho, State of Idaho, to wit:

Schedule C, attached hereto and hereby incorporated by this reference;

TOGETHER WITH, all and singular, the tenements, hereditaments, and appurtenances thereunto belonging or in anywise appertaining, the reversion and reversions, the remainder and remainders, rents, issues and profits thereof, and all estate, right, title, and interest in and to the said property as well in law as in equity of the said Grantor.

TO HAVE AND TO HOLD, all and singular, the above mentioned and described premises, together with the appurtenances unto the said Grantees, their heirs and assigns, forever.

WARRANTY DEED - 1

Instrument # 477543

IDAHO COUNTY, IDAHO,

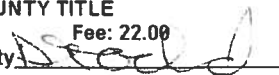
3-3-2011 04:00:24 No. of Pages: 5

Recorded for : IDAHO COUNTY TITLE

KATHY M. ACKERMAN

Fee: 22.00

Ex-Officio Recorder Deputy



And the said Grantor, for itself, its heirs, executors, and administrators, does covenant, grant, bargain, and agree to and with the said Grantees, their heirs and assigns, that at the time of the ensealing and delivery of these presents it was well seized of the premises above conveyed as of good, sure, perfect, absolute, and indefeasible estate of inheritance, in fee simple, and have good right, full power and lawful authority to grant, bargain, sell, and convey the same in the manner and form aforesaid, and that the same are free and clear from all and former grants, bargains, liens, taxes, assessments, and encumbrances of whatever kind or nature whatsoever, *EXCEPT*:

- 1) General taxes for the year 2011, which are a lien, not yet due and payable.
- 2) Matters as shown on Survey No. S-531, recorded June 6, 1988 under Instrument No. 341787; Survey No. S-655, recorded September 21, 1990 under Instrument No. 355335; and, Survey No. S-673, recorded December 18, 1990 under Instrument No. 356706, all records of Idaho County, Idaho
- 3) Road Easement and Right of Way, including the terms and conditions thereof, Neal DeWitt and Evelyn R. DeWitt, husband and wife, and L T & L, Inc., an Idaho corporation, recorded April 30, 1990 under Instrument No. 352869; and, Grant of Permanent Nonexclusive Right to Use Road Easement and Right of Way, recorded August 24, 2006 under Instrument No. 450470, all records of Idaho County, Idaho.
- 4) Terms and conditions of Easement and Right of Way, by and between L T & L, Inc., an Idaho corporation, and Neal DeWitt and Evelyn R. DeWitt, husband and wife, recorded April 30, 1990 under Instrument No. 352870, records of Idaho County, Idaho.
- 5) Easement Agreement, including the terms and conditions thereof, by and between Neal S. DeWitt and Evelyn R. DeWitt, husband and wife, and Marlin W. DeWitt and Teresa DeWitt, husband and wife, and Don J. Simplot, a married man, recorded June 24, 1991 under Instrument No. 358776, records of Idaho County, Idaho.
- 6) Easement Agreement, including the terms and conditions thereof, by and between Don J. Simplot, a married man, and Neal S. DeWitt and Evelyn R. DeWitt, husband and wife, and Marlin W. DeWitt and Teresa DeWitt, husband and wife, recorded June 24, 1991 under Instrument No. 358777, records of Idaho County, Idaho.
- 7) Rights and easements in favor of the public for recreational uses of the Salmon River.
- 8) Any claim arising from the difference in mean high water line of Salmon River and the meander line as shown by Government Survey of the State of Idaho.

- 9) Subject to the rights of owners or adjoining properties, claims, or locations, to follow any lode or vein within the side or end lines of the premises in question, including, but not limited to, extralateral rights; and, subject to any loss incurred by the owners herein to damages for all losses suffered incident to the exercise or assertion of such right.
- 10) Subject to any loss incurred by owners from the lack of rights of owners to follow any lode or vein beyond the line of the premises in question, including, but not limited to, extralateral rights.
- 11) Subject to Deer Creek Road as the same now exists.
- 12) Easement as reserved in Warranty Deed, including the terms and conditions thereof, by and between DJS Properties L.P., an Idaho limited partnership, and Jay Henry and Jeanne Henry, husband and wife, recorded May 31, 2007 under Instrument No. 455311, records of Idaho County, Idaho.
- 13) Right of Way Easement, including the terms and conditions thereof, by and between DJ3, LLC, Jay Henry, Trustee, and Idaho County Light & Power Cooperative Association, Inc., recorded April 1, 2010 under Instrument No. 471642, records of Idaho County, Idaho.

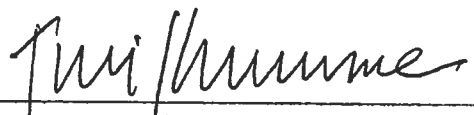
And that the above bargained premises, in the quiet and peaceable possession of the said Grantees, their heirs and assigns, against all and every person or persons lawfully claiming or to claim whole or any part thereof, the said Grantor will and shall WARRANT AND FOREVER DEFEND.

That this Deed is given by Grantor to Grantees not on account of any default in any security agreements or arrangements which pertain to the real property hereinabove written and described, but is given for full consideration paid by Grantees to Grantor.

IN WITNESS WHEREOF, the said Grantor has hereunto set its hand and seal the day and year first above written.

U S BANK, NA

By



Toni Kvamme
the ~~Mortgage Banking Officer~~

STATE OF Minnesota)

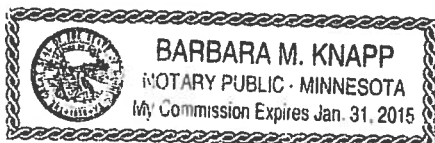
ss

County of Dakota)

On this 2nd day of March, 2011, before me, a Notary Public in and for said County and State, personally appeared Toni Kvamme, the Mtg. Bkg. Officer of U S BANK, NA, known or identified to me to be the person whose name is subscribed to the within instrument and he/she acknowledged to me that he/she freely executed the same for and on behalf of said corporation.

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

(NOTARY SEAL)



Barbara M. Knapp
Notary Public for the State of Minnesota,
Residing at Eagan, MN, therein.
My commission expires _____.

SCHEDULE C

Township 28 North, Range 1 East, Boise Meridian, Idaho County, Idaho
Section 27:

That portion of the following described parcel lying East and northeasterly of the centerline of Deer Creek Road:

A parcel of land located in Government Lot 4, being a portion of the Goldsmith Placer patented mining claim, more particularly described as follows:

Commencing at C-W 1/16 corner of said Section 27, a 5/8"x30" IR with plastic cap marked PLS 5165, which is the Southwest corner of Government Lot 4;
thence N 00°06'21" W, on line between Government Lots 3 and 4, 730.00 feet to a 5/8"x30" IR with plastic cap marked PLS 5165, this is the True Point of Beginning;
thence N 00°06'21" W, on line between Government Lots 3 and 4, 636.36 feet to a 5/8"x30" IR with plastic cap marked PLS 5165, which is on the southerly high water line of the Salmon River;
thence S 64°23'31" E, along the southerly high water line of the Salmon River, 897.58 feet to a 5/8"x30" IR with plastic cap marked PLS 5165;
thence S 50°08'41" E, along the southerly high water line of the Salmon River, 636.61 feet to a 5/8"x30" IR with plastic cap marked PLS 5165;
thence S 27°20'39" E, along the southerly high water line of the Salmon River, 80.80 feet to a 5/8"x30" IR with plastic cap marked PLS 5165, which is on the east line of Government Lot 4, which is identical to the center section line of Section 27;
thence S 00°08'58" E, on the East line of Government Lot 4, 21.44 feet to a 5/8"x30" IR with plastic cap marked PLS 5165, which is in center of creek called Bracket Gulch Creek;
thence S 40°42'17" W, up Bracket Gulch Creek, 287.86 feet to a 5/8"x30" IR with plastic cap marked PLS 5165, which is on centerline of access road to L.T.L. property;
thence N 48°41'21" W, 158.31 feet to a 5/8"x30" IR with plastic cap marked PLS 5165;
thence N 70°06'18" W, 1000.00 feet to a 5/8"x30" IR with plastic cap marked PLS 5165;
thence N 73°16'18" W, 91.00 feet to the Point of Beginning.
Sometimes known as Assessor's Tax No. 144.

(end schedule c)

476832

Instrument # 476832

IDAHO COUNTY, IDAHO,

2-3-2011

02:49:33 No. of Pages: 4

Recorded for : IDAHO COUNTY TITLE

KATHY M. ACKERMAN

Fee: 19.00

Ex-Officio Recorder Deputy

RECORDING REQUESTED BY

WHEN RECORDED MAIL TO

US BANK HOME MORTGAGE

4801 FREDERICA STREET

OWENSBORO, KY 42301

100464380
Trustee's Sale No: ID-USB-109085

23091

TRUSTEE'S DEED

PIONEER LENDER TRUSTEE SERVICES, LLC, as Successor Trustee under the Deed of or Transfer in Trust hereinafter particularly described, does hereby Bargain, Sell and Convey, without warranty, to **US BANK, NA**, (herein called Grantee), whose address is 4801 FREDERICA STREET, OWENSBORO, KY 42301, all of the real property situate in the County of IDAHO, State of Idaho, described as follows:

ATTACHED HERETO AS EXHIBIT 'A' AND INCORPORATED HEREIN AS THOUGH FULLY SET FORTH.

This conveyance is made pursuant to the powers conferred upon Trustee by the Deed of Trust between JAY HENRY AND JEANNE HENRY, HUSBAND AND WIFE, as Grantor(s), to RINGERT CLARK CHARTERED-JEFFREY R CHRISTENSON, as Trustee, in favor of MORTGAGE ELECTRONIC REGISTRATION SYSTEMS, INC., as Beneficiary, dated 5/24/2007, recorded 5/31/2007, under Instrument No. 455314, Mortgage records of IDAHO County, IDAHO, and after the fulfillment of the conditions specified in said Deed of Trust authorizing this conveyance as follows:

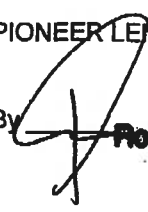
- (a) Default occurred in the obligations for which said Deed of Trust was given as security and the beneficiary made demand upon the said Trustee to sell said property pursuant to the terms of said Deed of Trust. Notice of Default was recorded as Instrument No. 473743, IDAHO County, Idaho Mortgage Records and in the office of the Recorder of each other county in which the property described in said Deed of Trust, or any part thereof is situated, the nature of such default being as set forth in said Notice of Default. Such default still existed at the time of sale.
- (b) After recordation of said Notice of Default, Trustee gave notice of the time and place of the sale of said property by registered or certified mail, by personal service upon the occupants of said real property, by posting in a conspicuous place on said premises and by publishing in a newspaper of general circulation in each of the counties in which the property is situated as more fully appears in affidavits recorded at least 20 days prior to date of sale as Instrument No. 476128, IDAHO County, Idaho Mortgage Records.
- (c) The provisions, recitals and contents of the Notice of Default referred to in paragraph (a) supra and of the Affidavits referred to in paragraph (b) supra shall be and they are hereby incorporated herein and made an integral part hereof for all purposes as though set forth herein at length.
- (d) All requirements of law regarding the mailing, personal service, posting, publication and recording of Notice of Default, and Notice of Sale, and of all other notices have been complied with.
- (e) Not less than 120 days elapsed between the giving of Notice of Sale by registered or certified mail and the sale of said property.

(f) Trustee, at the time and place of sale fixed by said Notice, at public auction on January 18, 2010, in one parcel, struck off to Grantee, being the highest bidder therefor, the property herein described, for the sum of \$225,000.00, subject however to all prior liens and encumbrances. No person or corporation offered to take any part of said property less than the whole thereof for the amount of principal, interest, advances and costs.

DATED: 1/28/2011

PIONEER LENDER TRUSTEE SERVICES, LLC

By

 Ronald W. Jantzen

Vice President

STATE OF _____)
) ss.
COUNTY OF _____)

On _____, before me _____, a Notary Public, personally appeared _____, who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s) or the entity upon behalf of which the person(s) acted, executed the instrument.

NOTARY PUBLIC in and for the State of _____
residing at: _____
My commission expires: _____

QUITCLAIM DEED

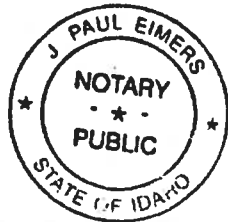
For Value Received

JAY HENRY AND JEANNE HENRY, HUSBAND AND WIFE

do hereby convey, release, remise and forever quitclaim unto
DJ3, LLC, an Idaho Limited Liability Companywhose current address is
PO BOX 730 McCall Idaho 83638

the following described premises, to-wit:

SEE LEGAL DESCRIPTION ATTACHED AS EXHIBIT A



Instrument # 457890

IDAHO COUNTY, IDAHO,

2007-10-24

11:31:06 No. of Pages: 2

Recorded for : JAY HENRY

ROSE E. GEHRING

Fee: 6.00

Ex-Officio Recorder Deputy Jane

together with their appurtenances.

Dated: 10/24/07

JAY HENRY

JEANNE HENRY

STATE OF IDAHO, COUNTY OF Idaho
 On this 24th day of October, 2007,
 before me, a notary public in and for the said State, personally appeared

JAY HENRY AND JEANNE HENRY

known to me to be the persons whose names are
 subscribed to the within instrument, and acknowledged to
 me that they executed the same.

Notary Public
 Residing at George H, Idaho
 Comm. Expires 6-24-2011

STATE OF IDAHO, COUNTY OF

I hereby certify that this instrument was filed for record at
the request of

at _____ minutes past _____ o'clock M.,
 this _____ day of _____,
 in my office, and duly recorded in Book
 of Deeds at Page _____

Ex-Officio Recorder

By _____ Deputy.
 Fees \$ _____
 Mail to: _____

EXHIBIT 'A'

Township 28 North, Range 1 East, Boise Meridian, Idaho County, Idaho
Section 27:

That portion of the following described parcel lying East and northeasterly of the centerline of Deer Creek Road:

A parcel of land located in Government Lot 4, being a portion of the Goldsmith Placer patented mining claim, more particularly described as follows:

Commencing at C-W 1/16 corner of said Section 27, a 5/8"x30" IR with plastic cap marked PLS 5165, which is the Southwest corner of Government Lot 4;
thence N 00°06'21" W, on line between Government Lots 3 and 4, 730.00 feet to a 5/8"x30" IR with plastic cap marked PLS 5165, this is the True Point of Beginning;
thence N 00°06'21" W, on line between Government Lots 3 and 4, 636.36 feet to a 5/8"x30" IR with plastic cap marked PLS 5165, which is on the southerly high water line of the Salmon River;
thence S 64°23'31" E, along the southerly high water line of the Salmon River, 897.58 feet to a 5/8"x30" IR with plastic cap marked PLS 5165;
thence S 50°08'41" E, along the southerly high water line of the Salmon River, 636.61 feet to a 5/8"x30" IR with plastic cap marked PLS 5165;
thence S 27°20'39" E, along the southerly high water line of the Salmon River, 80.80 feet to a 5/8"x30" IR with plastic cap marked PLS 5165, which is on the east line of Government Lot 4, which is identical to the center section line of Section 27;
thence S 00°08'58" E, on the East line of Government Lot 4, 21.44 feet to a 5/8"x30" IR with plastic cap marked PLS 5165, which is in center of creek called Bracket Gulch Creek;
thence S 40°42'17" W, up Bracket Gulch Creek, 287.86 feet to a 5/8"x30" IR with plastic cap marked PLS 5165, which is on centerline of access road to L.T.L. property;
thence N 48°41'21" W, 158.31 feet to a 5/8"x30" IR with plastic cap marked PLS 5165;
thence N 70°06'18" W, 1000.00 feet to a 5/8"x30" IR with plastic cap marked PLS 5165;
thence N 73°16'18" W, 91.00 feet to the Point of Beginning.
Sometimes known as Assessor's Tax No. 144.

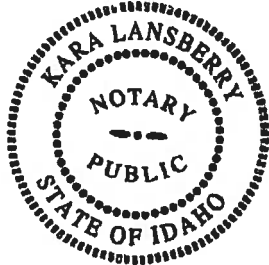
ACKNOWLEDGEMENT- LIMITED LIABILITY COMPANY

STATE OF IDAHO)

)ss.

COUNTY OF ADA)

On this ^{Jan} 26 day of ~~February~~ in the year 2011, before me, the undersigned, a Notary Public in and for the said state, personally appeared Ronald W. Jantzen, known to me to be Vice President, of PIONEER TITLE COMPANY OF ADA COUNTY DBA PIONEER LENDER TRUSTEE SERVICES,, a Limited Liability Company, that executed the instrument or the person who executed the instrument on behalf of said Company and acknowledged to me that the company 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.



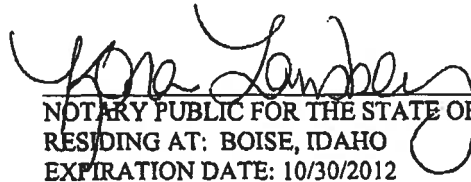

NOTARY PUBLIC FOR THE STATE OF IDAHO
RESIDING AT: BOISE, IDAHO
EXPIRATION DATE: 10/30/2012

EXHIBIT A

Legal Description

Township 28 North, Range 1 East, Boise Meridian, Idaho County,
Idaho

Section 27: That portion of the following described parcel
lying West and southwesterly of the centerline of
Deer Creek Road:

A parcel of land located in Government Lot 4,
being a portion of the Goldsmith Placer patented
mining claim, more particularly described as
follows:

Commencing at C-W 1/16 corner of said Section 27,
a 5/8"x30" IR with plastic cap marked PLS 5165,
which is the Southwest corner of Government Lot 4;
thence N 00°06'21" W, on line between Government
Lots 3 and 4, 730.00 feet to a 5/8"x30" IR with
plastic cap marked PLS 5165, this is the True
Point of Beginning;
thence N 00°06'21" W, on line between Government
Lots 3 and 4, 636.36 feet to a 5/8"x30" IR with
plastic cap marked PLS 5165, which is on the
southerly high water line of the Salmon River;
thence S 64°23'31" E, along the southerly high
water line of the Salmon River, 897.58 feet to a
5/8"x30" IR with plastic cap marked PLS 5165;
thence S 50°08'41" E, along the southerly high
water line of the Salmon River, 636.61 feet to a
5/8"x30" IR with plastic cap marked PLS 5165;
thence S 27°20'39" E, along the southerly high
water line of the Salmon River, 80.80 feet to a
5/8"x30" IR with plastic cap marked PLS 5165,
which is on the east line of Government Lot 4,
which is identical to the center section line of
Section 27;
thence S 00°08'58" E, on the East line of
Government Lot 4, 21.44 feet to a 5/8"x30" IR with
plastic cap marked PLS 5165, which is in center of
creek called Bracket Gulch Creek;
thence S 40°42'17" W, up Bracket Gulch Creek,
287.86 feet to a 5/8"x30" IR with plastic cap
marked PLS 5165, which is on centerline of access
road to L.R.L. property;
thence N 48°41'21" W, 158.31 feet to a 5/8"x30" IR
with plastic cap marked PLS 5165;
thence N 70°06'18" W, 1000.00 feet to a 5/8"x30"
IR with plastic cap marked PLS 5165;
thence N 73°16'18" W, 91.00 feet to the Point of
Beginning.

QUITCLAIM DEED, Exhibit A

457891

QUITCLAIM DEED

For Value Received

JAY HENRY AND JEANNE HENRY, HUSBAND AND WIFE

do hereby convey, release, remise and forever quitclaim unto

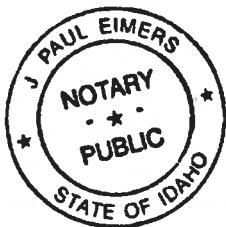
DJ3, LLC, an Idaho Limited Liability Company

whose current address is

PO Box 730, McCall ID 83638

the following described premises, to-wit:

SEE LEGAL DESCRIPTION ATTACHED AS EXHIBIT A



Instrument # 457891

IDAHO COUNTY, IDAHO,

2007-10-24

11:31:06 No. of Pages: 2

Recorded for: JAY HENRY

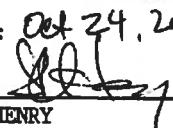
ROSE E. GEMRING

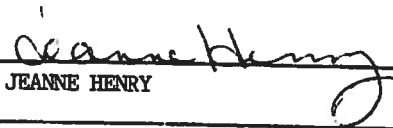
Fee: 6.00

Ex-Officio Recorder Deputy *[Signature]*

together with their appurtenances.

Dated: Oct 24, 2007


 JAY HENRY


 JEANNE HENRY
STATE OF IDAHO, COUNTY OF *Idaho*

On this *24th* day of *October*, 2007,
 before me, a notary public in and for the said State, personally appeared

JAY HENRY AND JEANNE HENRY

known to me to be the persons whose names are
 subscribed to the within instrument, and acknowledged to
 me that they executed the same,


 Residing at *Granger, ID* Notary Public
 Comm. Expires *6-24-2011*, Idaho

STATE OF IDAHO, COUNTY OF

I hereby certify that this instrument was filed for record at
 the request of

at _____ minutes past _____ o'clock M.,
 this _____ day of _____,
 in my office, and duly recorded in Book
 of Deeds at Page _____

Ex-Officio Recorder

By _____

Fees \$
 Mail tax

Deputy.

EXHIBIT A

Township 28 North, Range 1 East, Boise Meridian, Idaho County, Idaho
Section 27: That portion of the following described parcel lying East
and northeasterly of the centerline of Deer Creek Road:

A parcel of land located in Government Lot 4, being a
portion of the Goldsmith Placer patented mining claim,
more particularly described as follows:

Commencing at C-W 1/16 corner of said Section 27, a
5/8"x30" IR with plastic cap marked PLS 5165, which is
the Southwest corner of Government Lot 4;
thence N 00°06'21" W, on line between Government Lots 3
and 4, 730.00 feet to a 5/8"x30" IR with plastic cap
marked PLS 5165, this is the True Point of Beginning;
thence N 00°06'21" W, on line between Government Lots 3
and 4, 636.36 feet to a 5/8"x30" IR with plastic cap
marked PLS 5165, which is on the southerly high water
line of the Salmon River;
thence S 64°23'31" E, along the southerly high water line
of the Salmon River, 897.58 feet to a 5/8"x30" IR with
plastic cap marked PLS 5165;
thence S 50°08'41" E, along the southerly high water line
of the Salmon River, 636.61 feet to a 5/8"x30" IR with
plastic cap marked PLS 5165;
thence S 27°20'39" E, along the southerly high water line
of the Salmon River, 80.80 feet to a 5/8"x30" IR with
plastic cap marked PLS 5165, which is on the east line of
Government Lot 4, which is identical to the center
section line of Section 27;
thence S 00°08'58" E, on the East line of Government Lot
4, 21.44 feet to a 5/8"x30" IR with plastic cap marked
PLS 5165, which is in center of creek called Bracket
Gulch Creek;
thence S 40°42'17" W, up Bracket Gulch Creek, 287.86 feet
to a 5/8"x30" IR with plastic cap marked PLS 5165, which
is on centerline of access road to L.T.L. property;
thence N 48°41'21" W, 158.31 feet to a 5/8"x30" IR with
plastic cap marked PLS 5165;
thence N 70°06'18" W, 1000.00 feet to a 5/8"x30" IR with
plastic cap marked PLS 5165;
thence N 73°16'18" W, 91.00 feet to the Point of
Beginning.

WARRANTY DEED, Exhibit A

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

RECEIVED

JAN 07 2005

DEPARTMENT OF
WATER RESOURCES

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
 Incomplete forms will be returned.

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
<u>79-7159</u>	<u>79-7159</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
<u>79-7160</u>	<u>79-7160</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
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2. The following **REQUIRED** information must be submitted with this form:

A. The appropriate **FILING FEE**. See instructions for fee amounts.

B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.

Please see the attached Warranty Deed and Bargain and Sale Deeds

C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant(s) Nealer Evelyn DeW. H
PO Box 217 WHITFIELD ID 83554
4. New Owner/Claimant(s) DJS Properties L.P.
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address PO Box 27
- City, State and ZIP Code Boise, ID 83707
- New Telephone Number (208) 336-2110
5. Date you acquired the property March 20, 1998

COMPUTER 11
INDEXED 11
TRACTED 11
FILMED 11
ASSESSOR 11

387366

WARRANTY DEED

GRANTOR, NEAL S. DeWITT and EVELYN R. DeWITT, husband and wife, of HC01 Box 162, White Bird, ID 83554, for a good and valuable consideration, the receipt of which is hereby acknowledged, does hereby grant, bargain, sell and convey unto DON J. SIMPLOT, a married man dealing with his sole and separate property, of P. O. Box 27, Boise, ID 83707, as GRANTEE, and to grantee's heirs and assigns forever, all of the following described real estate located in the County of Idaho, State of Idaho, to wit:

See Exhibit "A" attached hereto and hereby incorporated by this reference.

TOGETHER with all improvements, water, water rights, ditches, ditch rights, easements, hereditaments and appurtenances thereto.

Subject to:

1. General taxes for the year 1996, which are a lien, not yet due and payable.
2. Road Easement and Right of Way, dated April 27, 1990, by and between NEAL DeWITT and EVELYN R. DeWITT, husband and wife, and LT&L, INC., an Idaho corporation, including terms and conditions thereof, recorded April 30, 1990, as Instrument No. 352869, records of Idaho County, Idaho.
3. Easement Agreement, dated June 14, 1991, by and between NEAL S. DeWITT and EVELYN R. DeWITT, husband and wife, and DON J. SIMPLOT, a married man dealing with his sole and separate property, including terms and conditions thereof, recorded June 24, 1991, as Instrument No. 358776, records of Idaho County, Idaho.
4. Easement Agreement, dated June 14, 1991, by and between DON J. SIMPLOT, a married man dealing with his sole and separate property and NEAL S. DeWITT and EVELYN R. DeWITT, husband and wife, including terms and

1 conditions thereof, recorded June 24, 1991, as
2 Instrument No. 358777, records of Idaho
County, Idaho.

3 TO HAVE AND TO HOLD the said premises, with their
4 appurtenances, unto the said Grantees, their heirs and assigns
5 forever. And the Said Grantors do hereby covenant to and with the
6 said Grantees that they are the owners in fee simple of said
7 premises; that they are free from all encumbrances, and that they
8 will warrant and defend the same from all lawful claims whatsoever,
9 except general taxes for the year 1996, and easements,
10 reservations, restrictions and rights-of-way of record or in use.

11 In construing this deed, and where the context so requires,
12 the singular includes the plural and the masculine, the feminine
13 and the neuter.

14 IN WITNESS WHEREOF, Grantors have hereunto subscribed their
15 names to this instrument this 19 day of June, 1996.

16 Neal S. DeWitt
17 NEAL S. DeWITT

Evelyn R. DeWitt
EVELYN R. DeWITT

18
19 STATE OF IDAHO)
ss.
20 County of Idaho)

21 On this 19 day of June, 1996, before me,
22 Nancy Thompson, a Notary for the said County and
23 State, personally appeared NEAL S. DeWITT and EVELYN R. DeWITT,
24 husband and wife, known or identified to me to be the persons whose
25 names are subscribed to the within instrument, and they
26 acknowledged to me that they freely executed the same and that the
27 statements therein contained are true.

EXHIBIT A

A parcel of land situated in Lot 4 of Section 27, T28N, R1E, Boise Meridian, which is more particularly described as follows:

Commencing at C-W 1/16 corner of Section 27, a 5/8"X30" IR with plastic cap marked PLS 5165, which is southeast corner of Lot 4

Thence N00°06'21"W, on line between Lots 3 and 4, 730.00' to a 5/8"X30" IR with plastic cap marked PLS 5165. This is THE POINT OF BEGINNING

Thence N00°06'21"W, on line between Lots 3 and 4, 636.36' to a 5/8"X30" IR with plastic cap marked PLS 5165, which is on the southerly high water line of the Salmon River

Thence S64°23'31"E, along the southerly high water line of the Salmon River, 897.58' to a 5/8"X30" IR with plastic cap marked PLS 5165

Thence S50°08'41"E, along the southerly high water line of the Salmon River, 636.61' to a 5/8"X30" IR with plastic cap marked PLS 5165

Thence S27°20'39"E, along the southerly high water line of the Salmon River, 80.80' to a 5/8"X30" IR with plastic cap marked PLS 5165, which is on the east line of Lot 4, which is identical to the center section line of Section 27

Thence S00°08'58"E, on the east line of Lot 4, 21.44' to a 5/8"X30" IR with plastic cap marked PLS 5165, which is in center of creek called Bracket Gulch Creek

Thence S40°42'17"W, up Bracket Gulch Creek, 287.86' to a 5/8"X30" IR with plastic cap marked PLS 5165, which is on centerline of access road to L.T.L. property

Thence N48°41'21"W, 158.31' to a 5/8"X30" IR with plastic cap marked PLS 5165

Thence N70°06'18"W, 1,000.00' to a 5/8"X30" IR with plastic cap marked PLS 5165

Thence N73°16'18"W, 91.00' to THE POINT OF BEGINNING.

Whitebird (1 of 2)

This parcel contains 15.5105 acres more or less.

D. Simplot

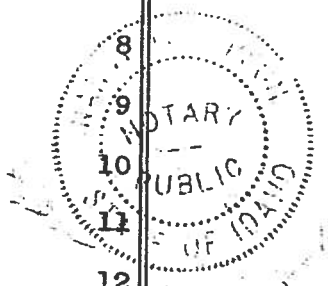


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IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year first above written.

(NOTARY SEAL)

Nancy Thompson
Notary Public for State of Idaho,
Residing at *Boise* therein.
My commission expires on *2-21-97*.



WARRANTY DEED

STATE of IDAHO	
County of Idaho	ss
Recorded at request of	
INLAND TITLE CO.	
at	45 minutes past 2 o'clock P. M.
this	19 day of June 19 96
ROSE E. GEHRING	
By	<i>Edith L. Anderson</i> Recorder
Fees	\$12.00 Deputy



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

August 15, 2016

EVELYN DE WITT
174 PA'S MOUNTAIN RD
WHITEBIRD ID 83554

Re: Change of Ownership for Water Right/Permit No(s): 79-7159 and 79-7160

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.

Please note that Neal De Witt has been added as a current owner also. Neal's name is on the warranty deed that was provided so the Department is required to add his name to the record.

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, appearing to read "Jean Hersley", is written over a horizontal line.

Jean Hersley
Technical Records Specialist II

Enclosure(s)



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

August 5, 2016

EVELYN DE WITT
174 PA'S MOUNTAIN RD
WHITE BIRD ID 83554

RE: Ownership Change Water Right: 79-7159 and 79--7160

Dear Property Owner:

The Department of Water Resources acknowledges receipt of your request for a Notice of Change of Water Right Ownership on water rights 79-7159 and 79--7160. After reviewing your request, it was determined additional fees will be needed to complete this request.

Effective July 1, 2000, the legislature enacted House Bill No. 545 requiring a filing fee for a change in water right ownership. The fee is \$25 per water right, except for ownership changes resulting in the division of a water right, which is \$100 per water right. All ownership change notices received after June 30, 2000 must include the appropriate filing fees in order to be processed. The Department has determined that the additional filing fee for your notice will be **\$25**.

Because the Department cannot process the ownership change without proper fees, we will hold any action on your notice pending receipt of the necessary fees. If we do not receive the necessary fees within 30 days the Department will return your request unprocessed. Thank you.

Please contact me at 208-287-4942 if you have any questions.

Sincerely,

Jean Hersley
Technical Records Specialist II