

RECEIVED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

JUL 18 2016

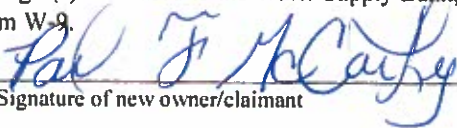
Notice of Change in Water Right Ownership

DEPT OF WATER RESOURCES
SOUTHERN REGION

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?
37-11512	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: JACK DITEMAN / JOAN DITEMAN
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): MCCARTHY FAMILY LIVING TRUST
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or
- c/o PAUL MCCARTHY PO BOX 2355 KETCHUM ID 83340
Mailing address City State ZIP
208 726 7128 SOOZALFS@COX.NET
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: 08/23/1989
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:  OWNER 07/16/2016
Signature of new owner/claimant Title, if applicable Date

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

For IDWR Office Use Only:

Received by  Date 7-18-2016 Receipt No. 5035603 Receipt Amt. \$25-
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 _____

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA)
Case No. 39576)
PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 37-11512

NAME AND ADDRESS: JACK DITEMAN
JOAN DITEMAN
BOX 22
SUN VALLEY, ID 83353

SOURCE: GROUNDWATER

QUANTITY: 0.04 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
GALLONS PER DAY.

PRIORITY DATE: 03/03/1973

POINT OF DIVERSION: T03N R18E S08 SWNSW Within Blaine County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Domestic 1 HOME	01-01 TO 12-31	0.04 CFS

PLACE OF USE: Domestic Within Blaine County
T03N R18E S08 NWSW

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

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.

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. I.C. SECTION 42-1412(6).

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.



Roger Burdick
Presiding Judge of the
Snake River Basin Adjudication

WARRANTY DEED

For Value Received

JACK E. DITEMAN AND JOAN M. DITEMAN, HUSBAND AND WIFE.

Hereinafter called the grantor, hereby grants, bargains, sells and conveys unto

PAUL F. MCCARTHY AND VALERIE A. MCCARTHY, HUSBAND AND WIFE.

whose address is: P.O. BOX 333 KETCHUM, ID 83340

Hereinafter called the grantee, the following described premises, in BLAINE County, Idaho, to-wit:

SEE EXHIBIT "A" ATTACHED HERETO AND MADE A PART HEREOF.

SUBJECT TO Easements, restrictions and encumbrances of record.

BLAINE CO. REQUEST
OF: SAWTOOTH-TITLE CO., INC.
309011
'89 AUG 23 PM 3 49
MART GREEN CLERK
FEES \$ 6.00

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that they are free from all incumbrances except as described above and that Grantor will warrant and defend the same from all lawful claims whatsoever.

Dated: AUGUST 22, 1989

JACK E. DITEMAN

JOAN M. DITEMAN

STATE OF IDAHO, COUNTY OF BLAINE
On this 22nd day of AUGUST, 1989
before me, a notary public in and for said State, personally appeared

JACK E. DITEMAN AND JOAN M. DITEMAN

known to me to be the person(s) whose name(s) ARE
subscribed to the within instrument, and acknowledged to
me that THEY executed the same.

Residing at KETCHUM, Idaho
Comm Expires 12/01/99

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
19 In my office, and duly recorded in Book
of Deeds at page

Ex-Officio Recorder

By Deputy
Fees \$
Mail to:



BCT #1615

This form furnished by
Blaine County Title, Inc.

WARRANTY DEED

For Value Received

GAIL S. FREUND, an unmarried woman

the Grantor hereby grants, bargains, sells, conveys and warrants unto

JACK E. DITEMAN and JOAN M. DITEMAN, husband and wife

the Grantee whose current address is: P.O. Box 22, Sun Valley, Idaho 83353

the following described premises, to-wit:

SEE ATTACHED EXHIBIT "A" MADE A PART HEREOF AND INCORPORATED HEREIN.

27 AUG 3 PM 3 19
 REQUEST
 Blaine County Title
 286550

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee their heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that it is the owner in fee simple of said premises; that said premises are free from all incumbrances and that he will warrant and defend the same from all lawful claims whatsoever.

Dated: July 16, 1987

Gail S. Freund
 GAIL S. FREUND

STATE OF IDAHO, COUNTY OF Blaine
 On this 30th day of August 1987,
 before me, a Notary Public for said State, personally appeared

GAIL S. FREUND

identified to me on the basis of satisfactory evidence and known to me
 to be the person whose name is subscribed to the within instrument, and
 acknowledged to me that she executed the same.

Shirley A. ...
 Shirley A. ...

Notary Public

STATE OF IDAHO, COUNTY OF
 I HEREBY CERTIFY That this instrument was filed for record at the
 request of:

at _____ minutes past _____ o'clock A.M.
 this _____ day of _____ 19____
 in my office and duly recorded in Book _____ at _____

Ex-Officio Blaine

Term 2

Ex-Officio

RECORDING REQUESTED BY AND
WHEN RECORDED MAIL TO:

KNEELAND, KORB, COLLIER & LEGG, PLLC
Post Office Box 249
Ketchum, ID 83340
KKCL File No. 8945

Instrument # 601664

HAILEY, BLAINE, IDAHO
10-3-2012 02:03:46 No. of Pages: 5
Recorded for : KNEELAND KORB COLLIER & LEGG
JOLYNN DRAGE Fee: 22.00
Ex-Officio Recorder Deputy
Index to: CORRECTION DEED

(Space above line for Recorder's Use)

CORRECTION DEED

This Correction Deed is made on the 20th day of September, 2012, by PAUL F. McCARTHY, a widower, (referred to as Grantor), to PAUL F. McCARTHY, Trustee of the MCCARTHY FAMILY LIVING TRUST, dated August 16, 2012, whose current address is Post Office Box 333, Ketchum, ID 83340 (referred to as Grantee).

RECITALS

A. Grantor conveyed to the McCarthy Living Trust dated August 16, 2012, as grantee therein, by Grant Deed, real property described in the Grant Deed, which Grant Deed was dated August 16, 2012, and recorded August 20, 2012, as Instrument No. 600206, records of Blaine County, Idaho. A copy of the Grant Deed is attached hereto and made a part of this Correction Deed as fully and to the same effect as if set forth in this Correction Deed in its entirety;

B. An incomplete grantee name was used in the Grant Deed incorporated in this Correction Deed which was not intended by the parties and which would not adequately express the agreement between them;

C. The Grant Deed did not include the name of Paul F. McCarthy as the name of the Trustee of the McCarthy Family Living Trust dated August 16, 2012.

D. To prevent difficulties hereafter, and to permit recordation of a Grant Deed that reflects the true agreement and conveyance of the parties in every respect, the parties desire to correct the described error.

CORRECTION OF CONVEYANCE

Therefore, Grantor, for valuable consideration the receipt whereof is hereby acknowledged, does hereby grant and convey in fee simple unto Grantee, Paul F. McCarthy, Trustee of the McCarthy Family Living Trust dated August 16, 2012, and Grantee's successors and assigns forever, all the following described real estate, situated in the County of Blaine, State of Idaho, to wit:

Township 3 North, Range 18 East, Boise Meridian, Blaine County, Idaho.

Section 8: A parcel of land in the NW1/4SW1/4 more particularly described as follows:

COMMENCING at the West quarter corner of said Section 8;
THENCE South 0°53' East 1,324.02 feet along the West line of said Section 8 to the South line of the NW1/4SW1/4 of said Section 8;
THENCE South 88°56' East along said South line 518.71 feet;
THENCE North 0°34.5' West 100.00 feet to the TRUE POINT OF BEGINNING;
THENCE North 0°34.5' West 100.00 feet;
THENCE South 88°56' East 130.00 feet;
THENCE South 0°34.5' East 100.00 feet;
THENCE North 88°56' West 130.00 feet to the TRUE POINT OF BEGINNING.

TOGETHER WITH an easement for ingress and egress over a parcel of land located in the NW1/4SW1/4 of Section 8, Township 3 North, Range 18 East, Boise Meridian, Blaine County, Idaho, more particularly described as follows:

From the West Quarter Corner of Section 8, Township 3 North, Range 18 East, Boise Meridian, a distance of 1,324.02 feet on a bearing of South 0°53' East along the West line of said Section 8 to the South line of the NW1/4SW1/4 of said Section 8;

THENCE a distance of 468.71 feet on a bearing of South 88°56' East to the REAL POINT OF BEGINNING;

From this POINT OF BEGINNING, a distance of 476.00 feet on a bearing of North 0°34.5' West to a point on the South right of way of the North Star Road;

THENCE a distance of 50.01 feet on a bearing of South 88°02.5' East along the South right of way of said road;

THENCE a distance of 475.22 feet on a bearing of South 0°34.5' East'

THENCE a distance of 50.00 feet on a bearing of North 88°56' West along the South line of the said NW1/4SW1/4 Section 8 to the REAL POINT OF BEGINNING.

TOGETHER, with all tenements, hereditaments and appurtenances thereunto belonging.

BEING the same lands and premises that Grantor, Paul F. McCarthy, a widower, did grant and convey unto the McCarthy Family Living Trust dated August 16, 2012, by indenture and grant deed dated August 16, 2012, under Blaine County Instrument No. 600206 in the office of the County Recorder of Blaine County, State of Idaho.

GRANTOR warrants to the Grantee, and Grantee's successors in title, that Grantor has not created or permitted to be created any lien, charge of encumbrance against said real estate which is not shown herein, and Grantor covenants that Grantor will defend said premises to the extent of the warranties made herein against the lawful claims of all persons.

//

28 In witness whereof, Grantor has hereunto caused this Correction Deed to be executed this day of September, 2012.

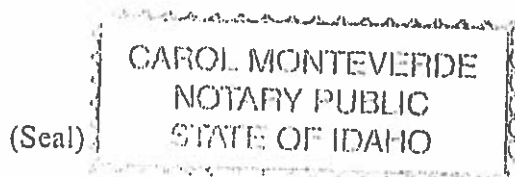
Paul F. McCarthy
PAUL F. McCARTHY

ACKNOWLEDGMENT

STATE OF IDAHO)
) ss.
County of Blaine)

On this 28th day of September, 2012, before me, the undersigned, a Notary Public in and for said State, personally appeared PAUL F. McCARTHY, known or identified to me to be the person whose name is subscribed on the foregoing instrument, and acknowledged to me that he executed the same.

WITNESS my hand and seal the day and year in this certificate first above written.



Carol Monteverde
Notary Public for Idaho
Residing at Shelby Idaho
Commission Expires 08-24-2015

FAWPDATA\mccarthy,p\correction deed.wpd

RECORDING REQUESTED BY AND
WHEN RECORDED MAIL TO:

KNEELAND, KORB, COLLIER & LEGG, PLLC
Post Office Box 249
Ketchum, ID 83340
KKCL File No. 8945

Instrument # 600206

HAILEY, BLAINE, IDAHO
8-20-2012 02:53:09 No. of Pages: 2
Recorded for: KNEELAND KORB COLLIER & LEGG
JOLYNN DRAGE Fee: 13.00
Ex-Officio Recorder Deputy
Index to: GRANT DEED

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(Space above line for Recorder's Use)

GRANT DEED

GRANTOR, PAUL F. McCARTHY, a widower, for a good and valuable consideration the receipt whereof is hereby acknowledged, does hereby GRANT and CONVEY in fee simple unto the McCARTHY FAMILY LIVING TRUST dated August 8-16, 2012, whose current address is Post Office Box 333, Ketchum, ID 83340, as GRANTEE, and to Grantee's successors, and assigns, forever, all the real property, situated in the County of Blaine, State of Idaho described on Exhibit "A" attached hereto and by this reference made a part hereof.

TOGETHER, with all tenements, hereditaments and appurtenances thereunto belonging.

GRANTOR warrants to the GRANTEE, and its successors in title, that GRANTOR has not created or permitted to be created any lien or encumbrance against said real estate which is not shown herein or of record, and GRANTOR covenants that he will defend said premises to the extent of the warranties made herein against the lawful claims of all persons.

IN WITNESS WHEREOF, the said GRANTOR has hereunto set his hand this ____ day of 8-16, 2012.

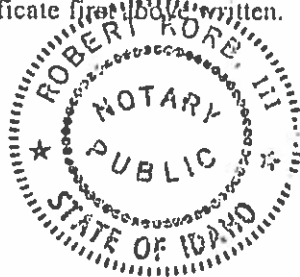
Paul F. McCarthy
PAUL F. McCARTHY

STATE OF IDAHO)
) ss.
County of Blaine)

On this 16th day of August, 2012, before me, the undersigned, a Notary Public in and for said State, personally appeared, PAUL F. McCARTHY, known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he 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.

(SEAL)



GRANT DEED

Robert Korb
NOTARY PUBLIC for Idaho
Residing at 216 Parkway Dr., Ketchum
Commission Expires April 21, 2015

EXHIBIT "A"

Township 3 North, Range 18 East, Boise Meridian, Blaine County, Idaho.

Section 8: A parcel of land in the NW1/4SW1/4 more particularly described as follows:

COMMENCING at the West quarter corner of said Section 8;
THENCE South 0°53' East 1,324.02 feet along the West line of said Section 8 to the South line of the NW1/4SW1/4 of said Section 8;
THENCE South 88°56' East along said South line 518.71 feet;
THENCE North 0°34.5' West 100.00 feet to the TRUE POINT OF BEGINNING;
THENCE North 0°34.5' West 100.00 feet;
THENCE South 88°56' East 130.00 feet;
THENCE South 0°34.5' East 100.00 feet;
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TOGETHER WITH an easement for ingress and egress over a parcel of land located in the NW1/4SW1/4 of Section 8, Township 3 North, Range 18 East, Boise Meridian, Blaine County, Idaho, more particularly described as follows:

From the West Quarter Corner of Section 8, Township 3 North, Range 18 East, Boise Meridian, a distance of 1,324.02 feet on a bearing of South 0°53' East along the West line of said Section 8 to the South line of the NW1/4SW1/4 of said Section 8;

THENCE a distance of 468.71 feet on a bearing of South 88°56' East to the REAL POINT OF BEGINNING;

From this POINT OF BEGINNING, a distance of 476.00 feet on a bearing of North 0°34.5' West to a point on the South right of way of the North Star Road;

THENCE a distance of 50.01 feet on a bearing of South 88°02.5' East along the South right of way of said road;

THENCE a distance of 475.22 feet on a bearing of South 0°34.5' East;

THENCE a distance of 50.00 feet on a bearing of North 88°56' West along the South line of the said NW1/4SW1/4 Section 8 to the REAL POINT OF BEGINNING.

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KNEELAND, KORB, COLLIER & LEGG, PLLC
Post Office Box 249
Ketchum, ID 83340
KKCL File No. 8945

Instrument # 600206

HAILEY, BLAINE, IDAHO
8-20-2012 02:53:09 No. of Pages: 2
Recorded for : KNEELAND KORB COLLIER & LEGG
JOLYNN DRAGE Fee: 13.00
Ex-Oficio Recorder Deputy
Index to: GRANT DEED

(Space above line for Recorder's Use)

GRANT DEED

GRANTOR, PAUL F. MCCARTHY, a widower, for a good and valuable consideration the receipt whereof is hereby acknowledged, does hereby GRANT and CONVEY in fee simple unto the MCCARTHY FAMILY LIVING TRUST dated August 8th, 2012, whose current address is Post Office Box 333, Ketchum, ID 83340, as GRANTEE, and to Grantee's successors, and assigns, forever, all the real property, situated in the County of Blaine, State of Idaho described on Exhibit "A" attached hereto and by this reference made a part hereof.

TOGETHER, with all tenements, hereditaments and appurtenances thereunto belonging.

GRANTOR warrants to the GRANTEE, and its successors in title, that GRANTOR has not created or permitted to be created any lien or encumbrance against said real estate which is not shown herein or of record, and GRANTOR covenants that he will defend said premises to the extent of the warranties made herein against the lawful claims of all persons.

IN WITNESS WHEREOF, the said GRANTOR has hereunto set his hand this ____ day of 8-16, 2012.

Paul F. McCarthy
PAUL F. MCCARTHY

STATE OF IDAHO)
County of Blaine) ss.

On this 16th day of August, 2012, before me, the undersigned, a Notary Public in and for said State, personally appeared, PAUL F. MCCARTHY, known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he 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.

(SEAL)

Robert M. Cook
NOTARY PUBLIC for Idaho
Residing at 216 Parkway Dr., Ketchikan
Commission Expires April 21, 2015

GRANT DEED

EXHIBIT "A"

Township 3 North, Range 18 East, Boise Meridian, Blaine County, Idaho.

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State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region • 650 Addison Ave W, Suite 500 • Twin Falls, Idaho 83301-5858

Phone: (208) 736-3033 • Fax: (208) 736-3037 • Website: www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

July 18, 2016

MCCARTHY FAMILY LIVING TRUST
C/O PAUL MCCARTHY
PO BOX 2355
KETCHUM ID 83340

RE: Change of Ownership for Water Right Nos. 37-11512

Dear Water Right Holder(s):

The department acknowledges receipt of correspondence changing ownership of the above referenced water right(s). The department has modified its records to reflect the change in ownership and has enclosed computer-generated reports 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 Sections 42-222 and 42-223, Idaho Code.

Also, please note that Section 42-248, Idaho Code, requires you or the owner of this water right to maintain current ownership and address records on file with the department. Forms to file a change of ownership of a water right and/or a change in the address of the water right owner are available from any department office, or at the department's website at: www.idwr.idaho.gov.

Please feel free to contact this office if you have any questions regarding this matter.

Sincerely,

A handwritten signature in cursive script, reading 'Trish Fawcett'.

Trish Fawcett
Technical Records Specialist

Enclosure(s)