

RECEIVED

MAR 30 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?
37-21180	Yes ☐	Yes ☐		Yes ☐	Yes ☐
37-21182	Yes ☐	Yes ☐		Yes ☐	Yes ☐
37-21184	Yes ☐	Yes ☐		Yes ☐	Yes ☐
37-21186	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Edward A. Cutter, Trustee of the Edward A. Cutter 1973 Trust
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Williams/Markell Properties, LLLP
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or
- PO Box 1967 Ketchum ID 83340
Mailing address City State ZIP
- mswncity@mac.com
Telephone Email
4. If the water rights and/or adjudication claims were split, how did the division occur?
☐ The water rights or claims were divided as specifically identified in a deed, contract, or other conveyance document.
☐ The water rights or claims were divided proportionately based on the portion of their place(s) of use acquired by the new owner.
5. Date you acquired the water rights and/or claims listed above: February 26, 2016
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 # 37-21180

8. Signature: [Signature] Mark S. Williams, General Partner 3.21.16
Signature of new owner/claimant Title, if applicable Date
- Signature: [Signature] Jane E. Williams, General Partner 3/21/16
Signature of new owner/claimant Title, if applicable Date

For IDWR Office Use Only:

Received by Am Date 3-30-2016 Receipt No. SD35361 Receipt Amt. \$100-

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 _____

Order Number: 16284290

Warranty Deed

For value received,

Edward A. Cutter, Trustee of the Edward A. Cutter 1973 Trust Agreement dated November 15, 1973

the grantor, does hereby grant, bargain, sell, and convey unto

Williams/Markell Properties LLLP, an Idaho limited liability limited partnership

whose current address is PO Box 1967, Ketchum ID 83340 *W Markell*

the grantee, the following described premises, in Blaine County, Idaho, to wit:

Lot 1BB of HOFSTETTER SUBDIVISION LOTS 1AA AND 1BB, BLAINE COUNTY, IDAHO, according to the official plat thereof, recorded September 11, 2003, as Instrument No. 491182, records of Blaine County, Idaho.

To have and to hold the said premises, with their appurtenances unto the said Grantee, its heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that Grantor is the owner in fee simple of said premises; that they are free from all encumbrances except those to which this conveyance is expressly made subject and those made, suffered or done by the Grantee; and subject to all existing patent reservations, easements, right(s) of way, protective covenants, zoning ordinances, and applicable building codes, laws and regulations, general taxes and assessments, including irrigation and utility assessments (if any) for the current year, which are not due and payable, and that Grantor will warrant and defend the same from all lawful claims whatsoever. Whenever the context so requires, the singular number includes the plural.

Dated: February 11, 2016

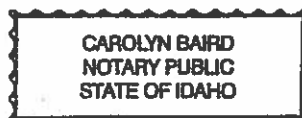
Edward A. Cutter 1973 Trust Agreement dated November 15, 1973 and amended June 8, 1988

Edward A. Cutter, Jr.
By: Edward A. Cutter, Trustee

State of Idaho County of Blaine, ss.

On this 24th day of February in the year of 2016, before me, the undersigned, a notary public in and for said state personally appeared Edward A. Cutter, known or identified to me to be the person whose name is subscribed to the within instrument, as trustee of the Edward A. Cutter 1973 Trust Agreement dated November 15, 1973 and acknowledged to me that he/she executed the same as trustee.

Carolyn Baird
Notary Public
Residing In: *Hailey*
My Commission Expires: 1/23/2021
(seal)



ELECTRONICALLY RECORDED - DO NOT
REMOVE THE COUNTY STAMPED FIRST
PAGE AS IT IS NOW INCORPORATED AS
PART OF THE ORIGINAL DOCUMENT.

Sun Valley Title

 A TitleOne Company

Instrument # 633339

HAILEY, BLAINE, IDAHO

02-26-2016 9:18:36 AM No. of Pages: 1

Recorded for: SUN VALLEY TITLE

JOLYNN DRAGE Fee: \$10.00

Ex-Officio Recorder Deputy: GWB

Electronically Recorded by Simplifile

File # 16284290

Quitclaim Deed

For value received, Edward A. Cutter, Trustee of the Edward A. Cutter 1973 Trust Agreement Dated November 15, 1973,

Does hereby convey, release, remise, and forever quit claim unto

Williams/Markell Properties, LLLP, an Idaho limited liability limited partnership,

whose current address is PO Box 1967, Ketchum ID 83340,

the following described premises:

Water rights number:

37-21180, 37-21182, 37-21184 and 37-21186

located at:

Lot 1BB of HOFSTETTER SUBDIVISION LOTS 1AA AND 1BB, BLAINE COUNTY, IDAHO, according to the official plat thereof, recorded September 11, 2003, as Instrument No. 491182, records of Blaine County, Idaho.

To have and to hold the said premises, unto the said grantees, heirs and assigns forever.

Date: 02/11/2016

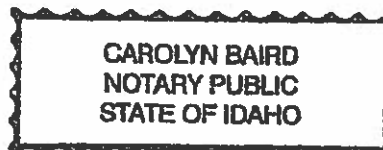


Edward A. Cutter, Trustee of the Edward A. Cutter 1973 Trust Agreement Dated November 15, 1973

State of Idaho
County of Blaine

On this 24th day of February 2016, before me, a Notary Public in and for said State, personally appeared Edward A. Cutter, Trustee of the Edward A. Cutter 1973 Trust Agreement Dated November 15, 1973, known or identified to me to be the person whose name is subscribed to the within instrument as Trustees of said Trust, and acknowledged to me that he/she/they have executed the same in his/her/their capacity as Trustees.


Notary Public
Residing at: Hailey
Comm. Expires: 1/23/21





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

March 30, 2016

WILLIAMS MARKELL PROPERTIES LLLP
PO BOX 1967
KETCHUM ID 83340

RE: Change of Ownership for Water Right Nos. 37-21180, 37-21182, 37-21184 and 37-21186

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)

Cc: James P. Speck

RECEIVED

MAR 30 2016

DEPT OF WATER RESOURCES
SOUTHERN REGION

TELEPHONE
(208) 726-4421
FACSIMILE
(208) 726-0752

SPECK & AANESTAD
A PROFESSIONAL CORPORATION
ATTORNEYS

120 EAST AVENUE
POST OFFICE BOX 987
KETCHUM, IDAHO 83340

JAMES P. SPECK
jim@speckandaanestad.com
DOUGLAS J. AANESTAD
doug@speckandaanestad.com

March 24, 2016

Trish Fawcett
Idaho Department of Water Resources
650 Addison Ave. W, Suite 500
Twin Falls, Idaho 83301

Re: Notice of Change in Water Right Ownership - Water Right Nos. 37-21180, 37-21182, 37-21184 and 37-21186

Dear Trish:

Enclosed you will find the original and one copy of a Notice of Change in Water Right Ownership for the above-referenced Water Rights signed by my clients. I have also enclosed my firm's check payable to the Department for the \$100 filing fee.

Please receipt date stamp the copy and return it to me in the postage prepaid, self-addressed envelope I have included for that purpose. Kindly call me right away if you have any questions about the Notice.

Thank you.

Sincerely,

SPECK & AANESTAD
A Professional Corporation

By: 
James P. Speck

Enclosures
cc: Client w/encl.