

RECEIVED

OCT 15 2015

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESWATER RESOURCES
WESTERN 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 #3 of the instructions.

Water Right/Claim No.	Split?	Leased to Water Supply Bank?	Water Right/Claim No.	Split?	Leased to Water Supply Bank?
78-10168 ✓	Yes ☐	Yes ☐	78-12282 ✓	Yes ☐	Yes ☐
78-12149 ✓	Yes ☐	Yes ☐		Yes ☐	Yes ☐
78-12151 ✓	Yes ☐	Yes ☐		Yes ☐	Yes ☐
78-12153 # ✓	Yes ☐	Yes ☐		Yes ☐	Yes ☐
78-12155 # ✓	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Cruickshank, Robert
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Oarlock Cattle company
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or
- 3192 Old ION Highway Jordan Valley Or 97910
Mailing address City State ZIP
1-541-586-2371 feiguren@hotmail.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: 10/6/15
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):
 - ☐ \$25 per undivided water right.
 - ☐ \$100 per split water right.
 - ☐ 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 # 78-10168

8. Signature: Frank Feiguren President 10-06-2015
Signature of new owner/claimant Title, if applicable Date
- Signature: Brittany L. Feiguren Secretary & Treasurer 10-6-2015
Signature of new owner/claimant Title, if applicable Date

For IDWR Office Use Only:

Received by [Signature] Date 10/15/15 Receipt No. W043592 Receipt Amt. \$150.00

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 X Approved by [Signature] Processed by [Signature] Date 11/3/15

RECEIVED

NOV 03 2015

WATER RESOURCES
WESTERN REGION

Instrument # 128766

COUNCIL, ADAMS, IDAHO

10-7-2015 03:43:57 PM No. of Pages: 3

Recorded for : AMERITITLE

SHERRY WARD

Ex-Officio Recorder Deputy

Index to DEED

Fee: 16.00

stewart title

Shermy Wilcox

63708am

WARRANTY DEED

For Value Received Christi Smith and Scott Cruickshank, Successor Trustees of the Cruickshank Grandchildren's Trust, U/T/A Dated December 11, 1995, the Grantor, hereby grants bargains, sells, conveys and warrants unto Oarlock Cattle Company, an Oregon Corporation, the Grantee, whose current address is 3192 OLD ION Highway, Jordan Valley, OR 97910, the following described premises, to wit:

SEE EXHIBIT "A" ATTACHED HERETO ✓

Parcel Number: RP19N02E194801A

SUBJECT TO: Current General Taxes, a lien in the process of assessments, not yet due or payable. Easements, restrictions, reservations, provisions of record and assessments, if any.

TO HAVE AND TO HOLD, the said premises, together with the appurtenances, unto the said Grantee and to its 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 encumbrances and that he/she/they will warrant and defend the same from all lawful claims whatsoever.

Dated this 6 day of October, 2015

CHRISTI SMITH AND SCOTT CRUICKSHANK,
SUCCESSOR TRUSTEES OF THE
CRUICKSHANK GRANDCHILDREN'S TRUST, U/T/
A DATED DECEMBER 11, 1995

Christi Smith Trustee

Christi Smith
Successor Trustee

Scott Cruickshank Trustee

Scott Cruickshank
Successor Trustee

State of Idaho

County of Ada

On this 6 day of Dec., 2015, before me the undersigned, a Notary Public, in and for said State, personally appeared Christi Smith and Scott Cruickshank, known to me, to be the Successor Trustees of the Cruickshank Children's Trust Under Trust Agreement dated December 22, 1995 Trust, and the Trustee(s) who subscribed the said Trust name to the foregoing instrument, acknowledged to me that he/she/they executed the same in said Trust name, and that said Trust executed the same.

WITNESS MY HAND AND OFFICIAL SEAL.

Notary Public: Pamela Draper
Residing at: Eagle, Id
My commission expires April 16, 2021

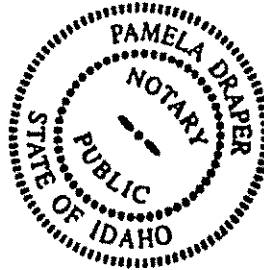


EXHIBIT "A"

63708AM

Township 19 North, Range 2 East, Boise Meridian, Adams County, Idaho:
Section 19: A parcel located in part of Government Lots 3 and 4, the E1/2 SW1/4 and the W1/2SE1/4 of Section 19, more particularly described as follows:

Beginning at a 5/8 inch diameter iron pin marking the Northwestern corner of said Government Lot 3 (one-quarter corner) from which an aluminum cap monument marking the Southwestern corner of said Government Lot 4 (Section corner) bears South 00°18'57" West a distance of 2633.86 feet;
Thence South 89°09'59" East along the Northerly boundary of said Government Lot 3; the E1/2 SW1/4 and the W1/2SE1/4 a distance of 3871.85 feet to a 5/8 inch diameter iron pin marking the Northeasterly corner of said W1/2SE1/4;

Thence South 00°00'40" West along the Easterly boundary of said W1/2SE1/4 a distance of 2634.99 feet to a 5/8 inch diameter iron pin marking the Southeasterly corner of said W1/2SE1/4;

Thence North 89°02'03" West along the Southerly boundary of said W1/2SE1/4 a distance of 92.52 feet to a 5/8 inch iron pin on the Northerly right-of-way of State Highway 55 (N.R.H. Project No.130-7);

Thence leaving said Southerly boundary North 64°22'45" West along said Northerly right-of-way a distance of 4194.71 feet to a 5/8 inch diameter iron pin on the Westerly boundary of said Government Lot 3;

Thence leaving said Northerly right-of-way North 00°18'57" East along said Westerly boundary a distance of 875.92 feet to the REAL POINT OF BEGINNING.

The entire subject is considered either irrigated or sub-irrigated pastureland. The irrigated land encompasses Goose Creek. The sub-irrigated land class is near the creek and the west extremity of the property. Irrigation water is distributed over the property by a series of earthen ditches and canvass dams throughout the season until it runs short in late august, typical of the Meadows Valley.

I have summarized my review of Idaho Department of Water Resources records identifying irrigation water claims, permits or decrees appurtenant to this ownership. The creek and ditches provide good water for the livestock during the season of use throughout the ownership. All of the stock water is obtained from surface sources (creeks). Users of this report should independently verify any and all water claims, rights, decrees, or licenses that may be appurtenant to this ownership, as the status of the subject's water rights is beyond the scope of my assignment.

The surface water sources are for no more than 138.2 acres of land during the irrigation season. As discussed, the creek rights run short and are supplemented with the Brundage and Goose Lake Reservoir Company rights to all for a full season of irrigation. The subject lands without irrigation water right are the sub-irrigated areas of the ownership discussed above.

<u>WATER RIGHT NO.</u>	<u>SOURCE</u>	<u>PRIORITY</u>	<u>DIVERSION RATE</u>	<u>BENEFICIAL USE</u>
78-10168	Unnamed Drain	05/01/1960	0.73 CFS	Irrigation
78-12149	Goose Creek	05/01/1888	0.432 CFS	Irrigation
78-12151	Goose Creek	05/01/1889	0.108 CFS	Irrigation
78-12153	Goose Creek	05/01/1890	0.108 CFS	Irrigation
78-12155	Goose Creek	05/01/1892	0.875 CFS	Irrigation
Brundage Water Users Association				40 Shares-Irrigation
Goose Lake Reservoir Company				100 Shares-Irrigation

For brevity, copies of these documents have been retained in my file.

As mentioned, the subject comprises level land. It lies at an elevation of 3,900 feet above sea level. At this time, the primary vegetation consists of domestic grasses. The forage production is considered good, at approximately 5 AUMs per acre. The subject historically runs 150 pair of cattle through the grazing season. This is May 15 through October according to the tenant. This computes to 825 AUMs (150 head x 5.5 months), supporting the typical stocking rate of the neighborhood. These lands have good perimeter wire fencing, cross fencing and are all irrigated via a series of dirt ditches and canvas dams. From the condition of the fences and ditches, it is apparent the subject has been under competent management.



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region • 2735 Airport Way • Boise, Idaho 83705-5082

Phone: (208) 334-2190 • Fax: (208) 334-2348 • Website: www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

November 3, 2015

OARLOCK CATTLE COMPANY
3192 OLD ION HWY
JORDAN VALLEY OR 97910

RE: Notice of Ownership Change in Water Right No's:

78-10168, 78-12149, 78-12151, 78-12153, 78-12155 & 78-12282

Dear Applicants,

The Department acknowledges the receipt of correspondence changing ownership of the above referenced water rights to you. 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.

Please 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. Change reporting forms are available from any office of the Department, or at www.idwr.idaho.gov.

Thank you for your patience and cooperation. Please call me if you have any questions concerning the enclosed information.

Sincerely,

Chad Jones
Office Specialist II
Western Regional Office
208-334-2190

Enclosures

Jones, Chad

From: Jones, Chad
Sent: Monday, October 19, 2015 9:03 AM
To: 'feiguren@hotmail.com'
Subject: RE: Notice of Change in Water Right Ownership Application

Dear Applicants,

The Department of Water Resources acknowledges receipt of your request for an ownership change on the water right mentioned above. However, after reviewing the request, it was determined the form was not completed and additional documentation is needed to complete this request.

Please complete and submit the requested documentation listed below:

- **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.**

Aside of the application, the only other additional info included was a summary of each water right, this is insufficient to process as it does not show the land transferring to you from the previous owner. You can either scan and send the conveyance documents via my email address or by mail to our address at:

IDWR
2735 Airport Way
Boise, ID 83705

Because the Department cannot process this request at this time, we will hold any action on your notice pending receipt of the necessary documentation. If we do not receive the required documentation within 30 days, the notice will be returned and will not be processed.

Thank you for your cooperation. If you have any questions please, contact this office at 208-334-2190.

Chad Jones
Office Specialist II
Idaho Dept. of Water Resources - Western Region
chad.jones@idwr.idaho.gov
(208)334-2190