

RECEIVED

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JUN 09 2015

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

WATER 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 #6 of the instructions.

Water Right/Claim No.	Split?	Leased to Water Supply Bank?	Water Right/Claim No.	Split?	Leased to Water Supply Bank?
65-3709	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: Trust A of the Dorsey + Florence Herrick Family Trust and Trust B
Name of current water right holder/claimant of the same

3. New Owner(s)/Claimant(s): Frank J. McCann
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or
- 153 Livingston Ave. Missoula MT 59801
Mailing address City State ZIP
- 406 241 9290 mccannfrankj@yahoo.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: 25 4/29/2013

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.

8. Signature: Frank J. McCann Title, if applicable: _____ Date: 6/2/15
Signature of new owner/claimant

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

For IDWR Office Use Only:

Received by AS Date 6/9/15 Receipt No. W043178 Receipt Amt. \$25⁰⁰

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 AS Processed by AS Date 7/2/15

Instrument # 378271

VALLEY COUNTY, CASCADE, IDAHO

6-18-2013 10:23:01 No. of Pages: 3

Recorded for : WHITE PETERSON

ARCHIE N. BANBURY

Ex-Officio Recorder Deputy

Index to: DEEDS

Fee: 16.00

TRUST DISTRIBUTION DEED

TRUST A OF THE DORSEY & FLORENCE HERRICK FAMILY TRUST dated September 8, 1999, as amended, and TRUST B OF THE DORSEY & FLORENCE HERRICK FAMILY TRUST dated September 8, 1999, as amended, hereinafter collectively referred to as the "Grantors," of which Janice K. McCann is the current Trustee, hereby grant, transfer and convey as a distribution from the aforementioned Trust to FRANK J. McCANN, a married man as his sole and separate property, hereinafter referred to as the "Grantee," whose mailing address is 153 Livingston, Missoula, Montana 59801, all of the Trust's interest in the following described real property, situated in Valley County, State of Idaho, to-wit:

See Attached Exhibit "A".

SUBJECT TO taxes and assessments for the year 2012, and all subsequent years, together with any and all existing easements, rights of way, reservations, restrictions and encumbrances of record, to any existing tenancies, to all zoning laws and ordinances, and to any state of facts an accurate survey or inspection of the premises would show.

The property described in this conveyance shall be the separate property of the Grantee, and all income, rents, issues, profits, gains and appreciation of said property shall be the separate property of the Grantee.

Dated this 29th day of April, 2013.

TRUST A of THE DORSEY & FLORENCE
HERRICK FAMILY TRUST
dated September 8, 1999

By: Janice K. McCann
Janice K. McCann, Trustee

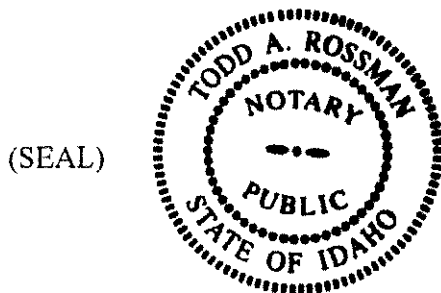
TRUST B of THE DORSEY & FLORENCE
HERRICK FAMILY TRUST
dated September 8, 1999

By: Janice K. McCann
Janice K. McCann, Trustee

STATE OF IDAHO)
 : ss.
County of Canyon)

On this 29th day of April, 2013, before me, the undersigned, a Notary Public in and for said State, personally appeared JANICE K. McCANN, as Trustee of TRUST A OF THE DORSEY & FLORENCE HERRICK FAMILY TRUST dated September 8, 1999, as amended, known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that she executed the same as such Trustee.

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



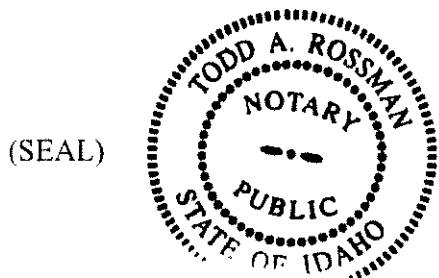


Notary Public for Idaho
Commission expires: 01-04-2015

STATE OF IDAHO)
 : ss.
County of Canyon)

On this 29th day of April, 2013, before me, the undersigned, a Notary Public in and for said State, personally appeared JANICE K. McCANN, as Trustee of TRUST B OF THE DORSEY & FLORENCE HERRICK FAMILY TRUST dated September 8, 1999, as amended, known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that she executed the same as such Trustee.

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





Notary Public for Idaho
Commission expires: 01-04-2015

EXHIBIT "A"

PARCEL 1: (Strickland Place)

The North Half (N1/2) of the South Half (S1/2) of Section Thirty-Two (32) in Township Twelve (12) North of Range Four (4) East of the Boise Meridian, Valley County, Idaho.

(Tax Parcel #RP12N04E324805A)

PARCEL 2: (Smith Place)

The Southeast quarter of the Northwest Quarter (SE1/4NW1/4) and the Northeast Quarter of the Southwest Quarter (NE1/4SW1/4), and Lots Three (3) and Four (4) in Section Six (6), Township 11 North, Range Four (4) East, Boise Meridian, Valley County, Idaho, together with all water rights and ditch rights thereunto belonging or otherwise appertaining.

(Tax Parcel No. RP11N04E62405A)

PARCEL 3: (Humphrey Place)

West Three-Quarters of the Northeast Quarter of the Northeast Quarter of Section Nine, Township 12 North, Range 4 East, Boise Meridian, Valley County, Idaho.

AND

NE1/4NW1/4, Section 9, Township 12 North, Range 4 East, Boise Meridian, Valley County, Idaho.

AND

NW1/4NE1/4 Section 9, Township 12 North, Range 4 East, Boise Meridian, Valley County, Idaho, SAVE AND EXCEPT THE FOLLOWING: A parcel of land in the NW1/4NE1/4 of Section 9, Township 12 North, Range 4 East of the Boise Meridian, Valley County, Idaho, described as follows: Beginning at the NW corner of the said NW1/4NE1/4; thence South 208 feet to a point; thence East 208 feet to a point; thence North 208 feet; thence West 208 feet to the Point of Beginning. Subject to road way in existence along the West side of said parcel.

(Tax Parcel #RP12N04E090026A)

Instrument # 378404

VALLEY COUNTY, CASCADE, IDAHO

6-24-2013 11:24:09 No. of Pages: 1

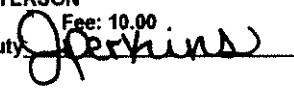
Recorded for : WHITE PETERSON

ARCHIE N. BANBURY

Ex-Officio Recorder Deputy

index to: DEEDS

Fee: 10.00



GRANT DEED

FRANK J. McCANN, a married man as his sole and separate property, "Grantor," hereby conveys, grants and transfers to FRANK J. McCANN, LLC, an Idaho limited liability company, "Grantee," whose address is 153 Livingston, Missoula, Montana 59801, for an interest in the Grantee limited liability company, the following described real property situated in Valley County, State of Idaho, to-wit:

See Exhibit "A" attached hereto, and by this reference made a part hereof.

SUBJECT TO taxes and assessments for the year 2013 and all subsequent years, together with any and all existing easements, rights-of-way, reservations, restrictions and encumbrances of record, to any existing tenancies, to all zoning laws and ordinances, and to any state of facts an accurate survey or inspection of the premises would show.

This conveyance shall include any and all appurtenances, tenements, hereditaments, reversions, remainders, easements, rights-of-way and water rights in anywise appertaining to the property herein described.

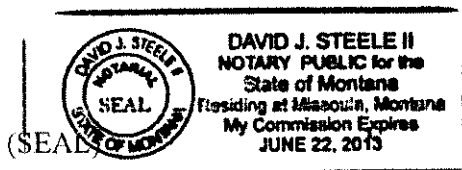
IN WITNESS WHEREOF, the Grantor has executed this instrument on this 25th day of MAY, 2013.

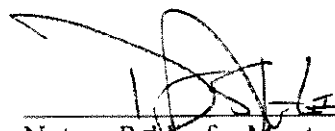


Frank J. McCann

STATE OF MONTANA)
 :SS
County of Missoula)

On this 25th day of May, in the year 2013, before me, the undersigned, a Notary Public, personally appeared FRANK J. McCANN, known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same.





Notary Public for Montana
Commission expires: June 22, 2013

W:\Work\M\McCann, Frank\Grant Deed to LLC.doc

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(Tax Parcel #RP12N04E090026A)



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

July 2, 2015

FRANK J MCCANN
153 LIVINGSTON AVE
MISSOULA MT 59801

RE: Notice of Ownership Change in Water Right No. 65-3709

Dear Applicant,

The Department acknowledges the receipt of correspondence changing ownership of the above referenced water right to you. The Department has modified its records to reflect the change in ownership and has enclosed a computer-generated report 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.

If you have any questions concerning the enclosed information, please feel free to contact this office at 208-334-2190.

Sincerely,

A handwritten signature in black ink, appearing to read 'Chad Jones', is written over a horizontal line.

Chad Jones
Office Specialist II
Western Regional Office

Enclosures