

RECEIVED

APR 02 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 #6 of the instructions.

Water Right/Claim No.	Split?	Leased to Water Supply Bank?	Water Right/Claim No.	Split?	Leased to Water Supply Bank?
78-7033	Yes ☐	Yes ☐		Yes ☐	Yes ☐
78-10363	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Edith and Lester Bellinger

Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): James + Michelle Eoff

New owner(s) as listed on the conveyance document

Name connector ☐ and ☐ or ☐ and/orMailing address 5110 Hwy 95City New MeadowsState IDZIP 83654Telephone 208-628-2317Email Kodiaks milkie55@gmail.com

4. If the water rights and/or adjudication claims were split, how did the division occur? N/A

☐ 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: 7/25/13 - Change of ownership

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 # 78-7033

8. Signature: James Eoff

Signature of new owner/claimant

OWNER

Title, if applicable

30 MAR. '15

Date

Signature: Michelle Eoff

Signature of new owner/claimant

Owner

Title, if applicable

30 MAR. '15

Date

For IDWR Office Use Only:

Received by [Signature] Date 4/2/15

Receipt No. W042978

Receipt Amt. \$50⁰⁰

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 5/28/15

490867

Instrument # 490867

IDAHO COUNTY, IDAHO,

7-25-2013

02:08:25 No. of Pages: 6

Recorded for : IDAHO COUNTY TITLE

KATHY M. ACKERMAN

Fee: 25.00

Ex-Officio Recorder Deputy

PERSONAL REPRESENTATIVE'S DEED

THIS DEED, made by JACOB J. ROSS, in his capacity as court-appointed Personal Representative of the Estate of EDITH HARRISON BELLINGER, deceased, and as court-appointed Personal Representative of the Estate of LESTER A. BELLINGER, deceased, Grantor, to:

JAMES L. EOFF and MICHELLE EOFF, husband and wife, Grantees, whose current address is 5110 Highway 95, New Meadows, ID 83654.

WHEREAS, Grantor is the qualified Personal Representative of said estates, filed as Case No. CV-2011-2737 in Adams County, Idaho, and as Case No. CV 06-37050 in Idaho County, Idaho.

THEREFORE, for valuable consideration received, Grantor quitclaims, transfers, and conveys to Grantee the following described real property in the County of Idaho, State of Idaho:

SEE Exhibit "A" attached hereto and hereby incorporated by this reference, with all appurtenances.

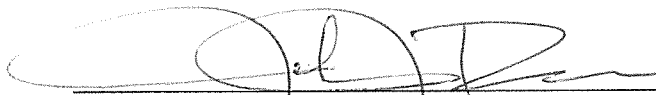
SUBJECT TO:

1. General taxes for the year 2013, which are a lien, not yet due and payable.
2. Lien for any taxes deferred by virtue of the designation of the insured premises or any portion thereof as forest lands as provided in Section 63-1701 et seq, Idaho Code.
3. Easement, including the terms and conditions thereof, by and between ARTHUR OLSON and MAUDE OLSON, husband and wife, to MOUNTAIN STATES TELEPHONE AND TELEGRAPH CO., recorded August 11, 1932, under Instrument No. 99085, Book 60 page 419, records of Idaho County, Idaho.
4. Right of Way Deed, including the terms and conditions thereof, by and between ARTHUR OLSON and MAUDE OLSON, and THE UNITED STATES OF AMERICA, recorded November 10, 1933, under Instrument No. 102791, Book 61 page 172, records of Idaho County, Idaho.

5. Easement as set forth in Right of Way Deed, including the terms and conditions thereof, by and between ARTHUR OLSON and MAUDE OLSON, husband and wife, to the STATE OF IDAHO, recorded April 10, 1936, under Instrument No. 112303, Book 63 page 344, records of Idaho County, Idaho.
6. Excepting and Reserving therefrom a right of way thereon for ditches or canals constructed by the authority of the United States. Reserving unto the United States, its permittee or licensee, the right to enter upon, occupy and use, any part or all of said lands for the purposes provided in the Act of June 10, 1920 (41 Stat.1063) and subject to the conditions and limitations of Section 24 of said Act., as set forth in the United States Patent No. 1086126, recorded October 24, 1940, under Instrument No. 132988, Book 70 page 121, records of Idaho County, Idaho.
7. Right of Way Deed, including the terms and conditions thereof, by and between WALTER M. SMITH and MILDRED FAY SMITH, husband and wife, and the COUNTY OF IDAHO, recorded April 19, 1950, under Instrument No. 166217, Book 82 page 568, records of Idaho County, Idaho.
8. Right of Way Easement, including the terms and conditions thereof, by and between IVAR NELSON and MARY B. NELSON and THE MOUNTAIN STATES TELEPHONE AND TELEGRAPH CO., recorded May 26, 1956, under Instrument No. 187487, Book 89 page 523, records of Idaho County, Idaho.
9. Restrictions as set forth in Warranty Deed, including the terms and conditions thereof, by and between IVAR A. NELSON and MARY B. NELSON, his wife, first parties, and THE STATE OF IDAHO, second party, recorded July 5, 1956, under Instrument No. 188070, Book 90 page 5, records of Idaho County, Idaho.
10. Subject to Easement and Restrictions as set forth in Warranty Deed, including the terms and conditions thereof, by and between HERMAN DOBROTH and WILMA DOBROTH, husband and wife, to the STATE OF IDAHO, recorded June 12, 1956, under Instrument No. 188104, Book 90 page 13, records of Idaho County, Idaho.
11. Easement as set forth in Right of Way Deed, including the terms and conditions thereof, by and between HERMAN DOBROTH and WILMA DOBROTH, husband and wife, to THE MOUNTAIN STATES TELEPHONE AND TELEGRAPH COMPANY, recorded May 8, 1957, under Instrument No. 190891, Book 90 page 593, records of Idaho County, Idaho.
12. Matters as shown on Survey No. S-951, recorded September 14, 1994, under Instrument No. 376465; Affidavit, recorded June 24, 1997, under Instrument No. 393732; and Survey No. S-1044, recorded September 1, 1995, under Instrument No. 382034; all records of Idaho County, Idaho.
13. Nonexclusive Easement, including the terms and conditions thereof, by and between Edith H. Bellinger, Personal Representative of the Estate of LESTER A.

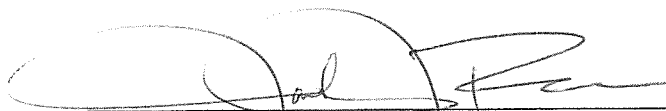
BELLINGER, deceased and EDITH H. BELLINGER, and UNITED STATES OF AMERICA, recorded August 6, 2007, under Instrument No. 456470, records of Idaho County, Idaho.

EXECUTED this 23 day of July, 2013.



Jacob J. Ross, Personal Representative of
The Estate of Edith Harrison Bellinger, deceased,
GRANTOR

EXECUTED this 23 day of July, 2013.



Jacob J. Ross, Personal Representative of
The Estate of Lester A. Bellinger, deceased,
GRANTOR

ACKNOWLEDGEMENT

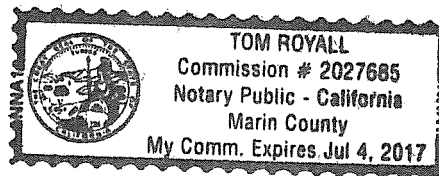
State of California)
County of Marin)

On July 23rd, 2013, before me, Tom Royall,
notary public, personally appeared Jacob J. Ross, who proved to me on the basis of
satisfactory evidence to be the person whose name is subscribed to the within instrument
and acknowledged to me that he executed the same in his capacity as Personal
Representative of The Estate of Edith Harrison Bellinger, Adams County, Idaho, Case
No. CV-2011-2737, and that by his signature on the instrument the person, or the entity
upon behalf of which the person acted, executed the instrument.

I certify under PENALTY of PERJURY under the laws of the State of California
that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Tom Royall
Signature of Notary
Residing at: 369-B 31d St San Rafael, CA 94901
Commission expires: July 4th, 2017



ACKNOWLEDGEMENT

State of California)
County of Marin)

On July 23rd, 2013, before me, Tom Royall,
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satisfactory evidence to be the person whose name is subscribed to the within instrument
and acknowledged to me that he executed the same in his capacity as Personal
Representative of The Estate of Lester A. Bellinger, Idaho County, Idaho, Case No. CV-
06-37050, and that by his signature on the instrument the person, or the entity upon
behalf of which the person acted, executed the instrument.

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that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Tom Royall
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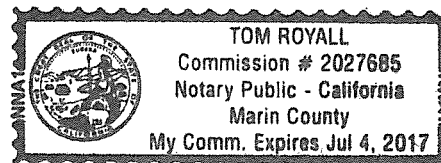


EXHIBIT A

Township 21 North, Range 1 East, Boise Meridian, Idaho County, Idaho, County, Idaho
Section 11:

NW $\frac{1}{4}$ NE $\frac{1}{4}$, the East 330 feet of the SW $\frac{1}{4}$ NE $\frac{1}{4}$, and all that portion of the NE $\frac{1}{4}$ NW $\frac{1}{4}$, lying East of U.S. Highway No. 95 LESS a parcel of land situated in the NW $\frac{1}{4}$ NE $\frac{1}{4}$ of said Section 11, more particularly described as follows:

Commencing at a brass cap marking the $\frac{1}{4}$ corner common to Sections 2 and 11, said Township and Range, the Real Point of Beginning;
thence N 89°28'00" E, 199.34 feet along the line common to said Sections 2 and 11 to a 1/2" rebar;
thence S 06°31'24" W, 133.74 feet to a 1/2" rebar;
thence S 30°45'22" W, 305.08 feet to a 1/2" rebar;
thence S 49°26'00" W, 30.29 feet to a 1/2" rebar on the center section line of said Section 11, being the easterly right of way of U.S. Highway No. 95;
thence N 00°42'32" W, 412.92 feet to the Real Point of Beginning.
Sometimes known as Assessor's Tax No. 18.

AND:

A parcel of land situated in the SW $\frac{1}{4}$ NE $\frac{1}{4}$ and the SE $\frac{1}{4}$ NW $\frac{1}{4}$ of said Section 11, more particularly described as follows:

Beginning at the northwesterly corner of the SW $\frac{1}{4}$ NE $\frac{1}{4}$ (CN 1/16 corner) of said Section 11, monumented with a ITD brass cap monument;
thence N 88°09'40" E, 477.50 feet to a 1/2" diameter iron pin;
thence S 13°49'10" W, 135.93 feet to a 1/2" diameter iron pin;
thence S 88°15'25" W, 29.29 feet to a 1/2" diameter iron pin;
thence S 35°21'32" W, 259.26 feet to a 1/2" diameter iron pin;
thence S 18°08'59" W, 335.02 feet to a 1/2" diameter iron pin;
thence S 13°39'33" W, 156.92 feet to a 1/2" diameter iron pin;
thence S 30°23'04" W, 186.84 feet to a 1/2" diameter iron pin;
thence S 84°20'11" W, 17.73 feet to a 1/2" diameter iron pin;
thence N 00°42'32" W, 298.89 feet to a ITD brass cap monument;
thence S 86°36'05" W, 83.29 feet to a ITD brass cap monument on the easterly right of way of U.S. Highway No. 95, FAP No. ER 23(2);
thence along said easterly right of way the following described courses:
N 04°16'18" E, 299.05 feet to a ITD brass cap monument;
thence 178.12 feet along the arc of a 5789.58 foot radius curve left said curve having a central angle of 01°45'46" and a long chord bearing N 03°23'25" E, 178.12 feet to a ITD brass cap monument;
thence S 86°36'33" E, 44.62 feet to a ITD brass cap monument;
thence N 00°42'32" W, 195.46 feet to the Real Point of Beginning.
Sometimes known as Assessor's Tax No. 17.

AND:

EXHIBIT A
(continued)

A parcel of land situated in SW $\frac{1}{4}$ NE $\frac{1}{4}$ of said Section 11, more particularly described as follows:

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thence N 88°09'40" E, 477.50 feet to a 1/2" diameter iron pin and the Real Point of Beginning;
thence continuing N 88°09'40" E, 509.85 feet to a 1/2" diameter iron pin;
thence S 02°56'59" E, 892.74 feet to a 1/2" diameter iron pin;
thence N 86°13'10" W, 910.70 feet to a 1/2" diameter iron pin;
thence N 13°39'33" E, 156.92 feet to a 1/2" diameter iron pin;
thence N 18°08'59" E, 335.02 feet to a 1/2" diameter iron pin;
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thence N 88°15'25" E, 29.29 feet to a 1/2" diameter iron pin;
thence N 13°49'09" E, 135.93 feet to the Real Point of Beginning.
Sometimes known as Assessor's Tax No. 21.

LESS ANY PORTION of the above described parcel which may be included in the East 330 feet of the SW $\frac{1}{4}$ NE $\frac{1}{4}$.

AND:

A parcel located in SW $\frac{1}{4}$ NE $\frac{1}{4}$, more particularly described as follows:

Beginning at the Southwesterly corner of the SW $\frac{1}{4}$ NE $\frac{1}{4}$ (C $\frac{1}{4}$ corner) of said Section 11;
thence N 00°42'32" W, 357.80 feet to a 1/2" diameter iron pin;
thence N 84°20'11" E, 17.73 feet to a 1/2" diameter iron pin;
thence N 30°23'04" E, 186.84 feet to a 1/2" diameter iron pin;
thence S 86°13'11" E, 910.70 feet to a 1/2" diameter iron pin;
thence S 02°56'59" E, 412.63 feet to a 1/2" diameter iron pin;
thence S 87°19'12" W, 1038.81 feet to the Point of Beginning.
Sometimes known as Assessor's Tax No. 22.

LESS ANY PORTION of the above described parcel which may be included in the East 330 feet of the SW $\frac{1}{4}$ NE $\frac{1}{4}$.

490868

QUITCLAIM DEED

For Value Received

JAMES L. EOFF AND MICHELLE EOFF, HUSBAND AND WIFE

do hereby convey, release, remise and forever quitclaim unto

JAMES L. EOFF AND MICHELLE E. EOFF, HUSBAND AND WIFE

whose current address is

5110 HIGHWAY 95, NEW MEADOWS ID 83654
the following described premises, to-wit:

SEE LEGAL DESCRIPTION ATTACHED AS EXHIBIT A

Instrument # 490868

IDAHO COUNTY, IDAHO,

7-25-2013

02:08:25 No. of Pages: 3

Recorded for : IDAHO COUNTY TITLE

KATHY M. ACKERMAN

Fee: 16.00

Ex-Officio Recorder Deputy

together with their appurtenances.

Dated: 7-23-13

James L. Eoff
JAMES L. EOFF

Michelle Eoff
MICHELLE EOFF

STATE OF IDAHO, COUNTY OF IDAHO

On this 23rd day of July 2013
before me, a notary public in and for the said State, personally appeared

JAMES L. EOFF AND
MICHELLE EOFF

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

Traci A. Frei
Notary Public
Residing at Grangeville, Idaho
Comm. Expires 2/1/2017

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:

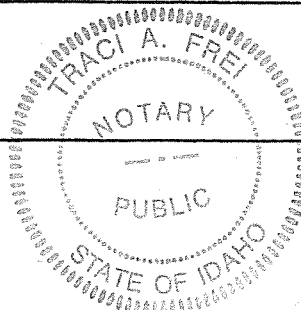


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AND:

A parcel of land situated in the SW $\frac{1}{4}$ NE $\frac{1}{4}$ and the SE $\frac{1}{4}$ NW $\frac{1}{4}$ of said Section 11, more particularly described as follows:

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thence S 13°49'10" W, 135.93 feet to a 1/2" diameter iron pin;
thence S 88°15'25" W, 29.29 feet to a 1/2" diameter iron pin;
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thence S 18°08'59" W, 335.02 feet to a 1/2" diameter iron pin;
thence S 13°39'33" W, 156.92 feet to a 1/2" diameter iron pin;
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AND:

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thence N 84°20'11" E, 17.73 feet to a 1/2" diameter iron pin;
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Subject Property Description (continued)

The subject property is a rectangle shaped tract of land with some exceptions. Access is from Highway 95 to a gravel road, thence east to a locked gate. The gravel road travels up a steep embankment to the main dwelling and out buildings. The road has a good gravel base and is considered adequate road access to the property and improvements.

This road goes upward and throughout the property providing access to the rest of the property. The road can easily be accessed by a car but a four-wheeled drive vehicle would be more adequate during winter months. The access road is not a county maintained road and may be hard to access during severe winter weather.

The property has various species of pine and coniferous trees at various stages of sizes and ages. The trees appear to be marketable, however, after speaking with the owners, they do not have any interest in harvesting the timber at this time. The highest and best use is recreation, not a timber tract due to the acreage size and current size of timber, therefore the trees are not assessed nor valued in this appraisal assignment.

The property is next to federal land managed by the Bureau of Land Management (BLM). The BLM was granted a temporary access easement by the previous owner, Edith Bellinger and her estate. The easement was for a term of four years which was initiated on July 19, 2007 and has been renewed. The recorded easement document did not specify the renewal term. However, according to the subject owner's, the easement expires December 31, 2015. The owners indicated that they do not intend to renew the easement with the BLM. Instead, they will grant access for BLM personnel only on a case by case basis. The BLM property borders Highway 95 south of the subject but physical access is limited due to the mountainous terrain. The BLM adjacent to the subject property is considered to be desirable in this market. The road through the subject property provides access to the BLM for the subject property owner and this is desirable in this market for recreational tracts. The BLM lands are higher elevation and are a combination of meadow and timber with some ponds. Due to winter conditions, the appraiser did not drive the road past the house to inspect the timber acreage.

Improvements are located on the northwest portion of the property, at middle elevation. The improvements consists of a house with a daylight basement and a wood deck on three sides of the house. There is also a shop, studio and a small carport near the house. A open lean-to cover for parking equipment and/or firewood storage is northeast of the house. The subject owner's have improved the lean-to with new posts and added square footage. It does not provide much in value to the overall improvements of the subject property. The improvements are described under the Improvements section of this report. The owners have removed many small trees away from the house and the other improvements. When they purchased the property in 2013, the property was in an estate and had been neglected for some time. The owners removed many trees for fall hazard as well as fire protection measures and have also widened the parking area near the carport and have completed many landscaping projects.

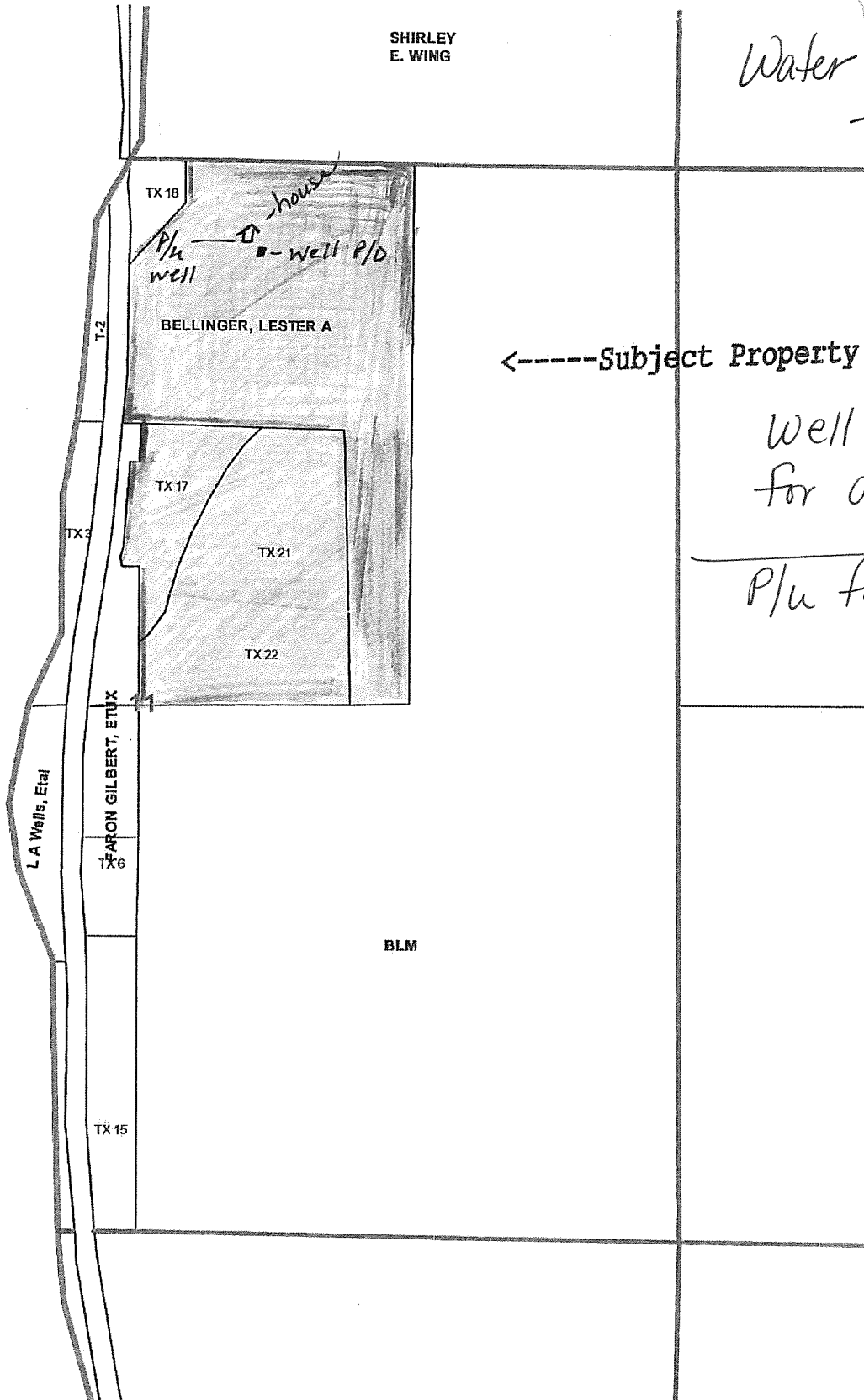
The subject property has two water rights. They are described below:

Water Right No.	Priority Date	Source	Beneficial Use	Diversion Rate	Volume	Conditions of Approval
78-7033	11/14/1972 Decreed	Spring, Little Salmon River	Domestic	0.03 CFS	1.2 AFA	Quantity shall not exceed 13,000 gallons per day
78-10363	06/09/1980 Decreed	Ground water	Domestic	0.04 CFS	Not listed	Quantity shall not exceed 13,000 gallons per day

The water rights are for domestic use only. The spring is used to irrigate the lawn and garden areas and the well is used for the household use. Both water rights are still under the previous owner's name. A transfer of the water rights into the current subject owner's name needs to occur.

The appraiser did not observe any obvious environmental or hazardous concerns atypical of a recreational tract. The appraiser is not trained as an environmental expert and does not know, if in fact, any environmental or hazardous concerns do exist on the subject property. The appraiser's observation is limited to reasonably apparent and accessible conditions and does not include hidden, latent conditions or those in inaccessible areas. The appraiser was not provided with a current environmental supplement and does not know if one exists.

Well
Water right #
78-10363

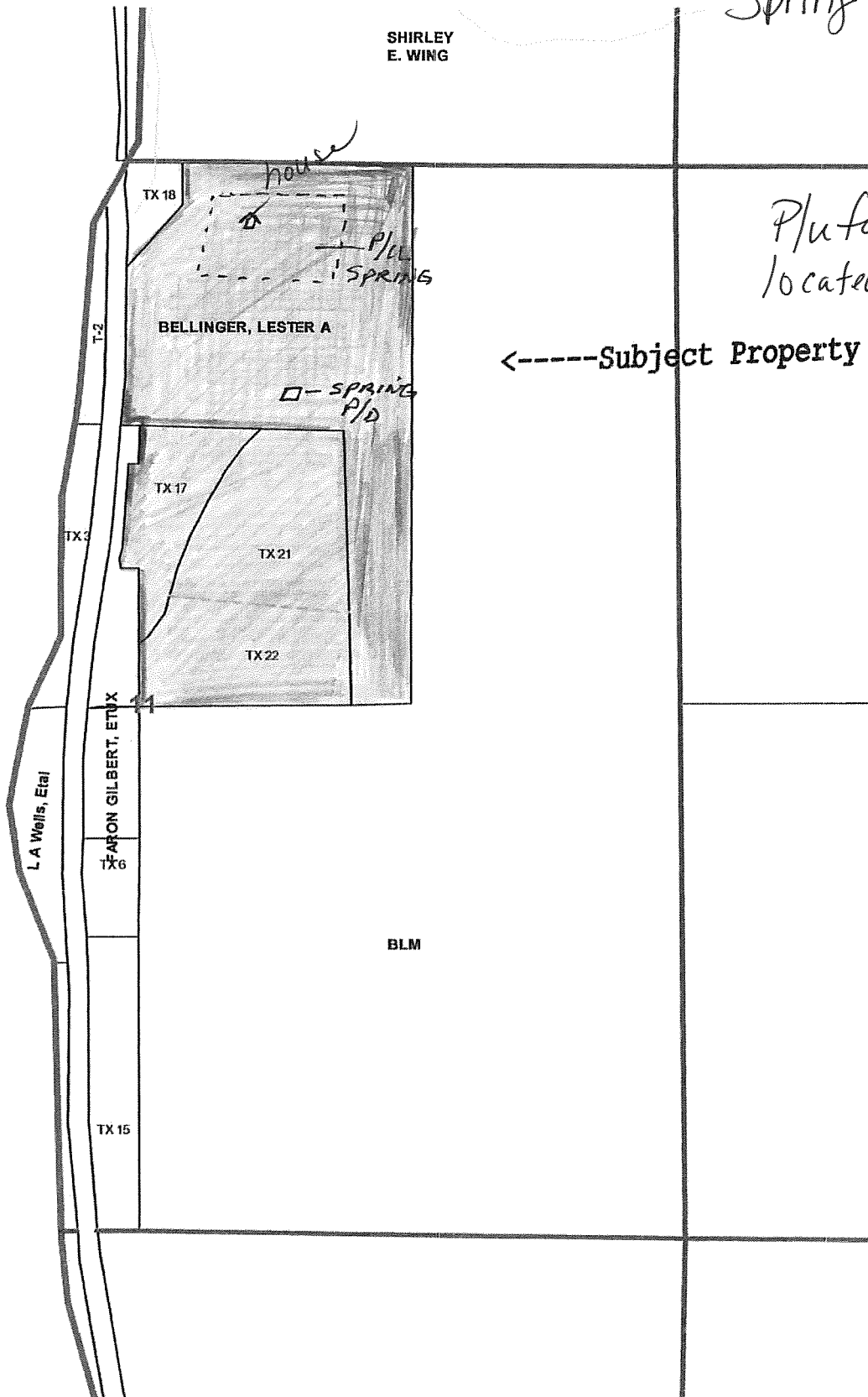


well is used
for domestic only

P/u for well = house

This Plat is made solely for the purpose of assisting in locating the land and the company assumes no liability for variations, if any, with an actual survey.

Spring Water right #
78-7033



Plu for Spring is
located within the
dotted
lines

This Plat is made solely for the purpose of assisting
in locating the land and the company assumes no liability
for variations, if any, with an actual survey.



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

May 28, 2015

JAMES & MICHELLE EOFF
5110 HWY 95
NEW MEADOWS ID 83654

RE: Notice of Ownership Change in Water Right No's: 78-7033 & 78-10363

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,

A handwritten signature in black ink, appearing to read 'Chad Jones'.

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

Enclosures