

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

JUL 21 2014

DEPARTMENT OF
WATER RESOURCES

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JUL 17 2014

Department of Water Resources
Eastern 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.

Water Right/Claim No.	Split?	Water Right/Claim No.	Split?	Water Right/Claim No.	Split?
73-12121	Yes ☒	73-12121	Yes ☐		Yes ☐
73-4033B	Yes ☒	73-12250	Yes ☐		Yes ☐
	Yes ☐	73-4033B	Yes ☐		Yes ☐
	Yes ☐	73-12249	Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐

2. Previous Owner's Name: Jack B. Furey

Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): Stanley M. or Patricia A. Downton

Name of each new owner as listed on the conveyance document

New owner continued

Name connector ☐ and ☒ or ☐ and/or

700 Burstedt Lane

Mailing address

Ellis

City

208-876-4200

Telephone

ID

State

83235

ZIP

downton3x@custer.tel.net

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: 12-2014

6. 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.

SUPPORT DATA

IN FILE # 73-4033B

7. Signature: Stanley M. Downton

Signature of new owner/claimant

Title, if applicable

7-10-14

Date

Signature: Patricia A. Downton

Signature of new owner/claimant

Title, if applicable

7-10-14

Date

For IDWR Office Use Only:

Received by JLB

Date 7/17/2014

Receipt No. E0.40052

Receipt Amt. \$125.-

Approved by

Processed by gme

Date

9-18-14

Copy for
IDWR

WARRANTY DEED

Alliance Title & Escrow Corp. Order No.:218423

FOR VALUE RECEIVED

Jack B. Furey and Nancy J. Furey, Trustees of the Jack B. & Nancy J. Furey Family Trust

the grantor(s), do(es) hereby grant, bargain, sell and convey unto

Stanley Downton and Patricia Downton, husband and wife

whose current address is **700 Burstedt Lane Ellis, ID 83235**

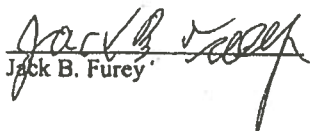
the grantee(s), the following described premises, in Custer County, Idaho, TO WIT:

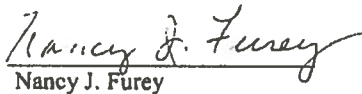
See attached Exhibit "A"

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee(s), that (s)he is/are the owner(s) in fee simple of said premises; that they are free from all encumbrances Except: Current Year Taxes, conditions, covenants, restrictions, reservations, easements, rights and rights of way, apparent or of record.

And that (s)he will warrant and defend the same from all lawful claims whatsoever.

Dated: January 21, 2014


Jack B. Furey


Nancy J. Furey

State of Idaho) ss.
County of Lemhi)

On this 21st day of January, 2014, before me, Tina M. Christy-Dettloff, a Notary Public in and for said state, personally appeared Jack B. Furey and Nancy J. Furey known or identified to me to be the person whose name is subscribed to the foregoing instrument as trustee of the Jack B. and Nancy J. Furey Family Trust, and acknowledged to me that they executed the same as Trustee.

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


Tina M. Christy-Dettloff
Notary Public for the State of Idaho
Residing at: Salmon, ID
Commission Expires: 4/5/2016

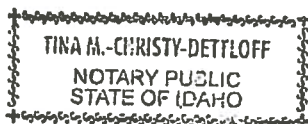


EXHIBIT "A"

TAYLOR MOUNTAIN SURVEYING

301 Waller Street
Salmon, Idaho 83467
(208) 756-8321

PARCEL DESCRIPTION

A portion of Section 25 & 36, T. 16 N., R. 20 E., Boise Meridian, Custer County, Idaho, more particularly described as follows:

Commencing at the South $\frac{1}{4}$ Corner of said Section 36 from which the SE Corner of said Section 36 bears S89°58'51"E, 2639.68 feet, the Basis of Bearing of this description, run thence N13°52'38"W, 3294.28 feet to a point on the centerline of the County Road known as Custer Road said point being the Point of Beginning;

Thence following said centerline the following courses;

N08°50'50"W, 242.72 feet; N15°32'16"W, 530.66 feet;

Thence leaving said centerline N73°38'06"E, 335.27 feet;

Thence along the arc of a curve to the right 81.63 feet having a central angle of 66°12'14", a radius of 70.65 feet and a chord of S73°33'25"E, 77.17 feet;

Thence S40°27'17"E, 175.94 feet;

Thence N45°51'15"E, 226.93 feet to a point in the center of Spring Creek;

Thence following said centerline the following courses;

N67°48'31"W, 91.64 feet; N62°16'07"W, 31.74 feet; N03°00'46"E, 94.65 feet;
N43°22'21"W, 142.22 feet; N63°27'46"W, 181.30 feet; N80°01'01"W, 60.45 feet;
S79°03'57"W, 50.53 feet; N72°47'00"W, 37.93 feet; N02°36'42"W, 147.69 feet;
N05°50'13"W, 61.89 feet; N10°18'03"E, 88.34 feet; N35°50'06"E, 167.73 feet;
N40°49'06"W, 65.24 feet; N11°53'08"W, 110.91 feet; N78°58'45"W, 37.56 feet;
S86°39'17"W, 47.91 feet; N48°57'23"W, 37.46 feet; N27°36'37"W, 46.26 feet;
N35°26'49"W, 44.19 feet; N61°26'36"E, 31.60 feet;

Thence leaving said centerline of Spring Creek N69°23'41"W, 233.79 feet to a point on the centerline of said Custer County Road;

Thence following said centerline along the arc of a curve to the right 50.00 feet having a central angle of 11°19'57", a radius of 252.80 feet and a chord of N27°14'37"W, 49.92 feet to a point that is an extension of an existing fence;

Thence leaving said road along said fence line the following courses;

N27°31'11"E, 465.08 feet; N81°58'48"E, 219.56 feet; N32°29'25"E, 146.75 feet;
N22°41'34"E, 78.02 feet; N41°11'29"W, 249.23 feet; N29°34'09"W, 204.85 feet;
N07°21'33"W, 161.88 feet; N01°41'06"W, 224.84 feet to a point on the north line of the SW1/4SW1/4 said Section 25;

Thence along said northerly line N89°54'35"E, 309.41 feet to a point in the center of Spring Creek;

Thence following said centerline the following courses;

S08°44'48"W, 67.48 feet; S87°30'44"E, 79.66 feet; S56°10'52"E, 81.75 feet;
S01°11'40"W, 64.59 feet; S65°55'01"W, 125.88 feet; S05°28'53"E, 204.93 feet;
S52°13'38"E, 64.61 feet; N52°40'17"E, 106.24 feet; S57°17'04"E, 110.98 feet;

S23°00'15"E, 79.64 feet; S16°42'40"W, 92.78 feet; S25°19'20"E, 54.00 feet to a feet to a point on the boundary line as described and shown on the Record of Survey completed by Charlie Burns and recorded as instrument No. 188711, records of Custer County;

Thence along said boundary line as recorded Instrument No. 188711 the following courses:

S76°33'53"E, 182.38 feet; S19°14'49"E, 114.83 feet; S59°14'03"W, 335.03 feet; S25°54'48"E, 342.54 feet; S71°30'18"E, 115.61 feet; S31°12'22"E, 93.69 feet; S38°32'54"W, 395.08 feet; S64°18'06"E, 199.44 feet; S13°25'51"E, 90.54 feet; S63°51'49"W, 366.47 feet; S12°23'41"E, 454.58 feet; S61°29'15"E, 154.71 feet; S14°45'12"E, 126.91 feet; S89°11'47"E, 194.02 feet; S33°47'55"E, 299.69 feet; S17°45'56"W, 258.23 feet; S30°00'10"W, 155.20 feet;

Thence leaving said boundary line as recorded Instrument No. 188711 S77°22'10"W, 513.51 feet;

Thence S87°05'29"W, 118.95 feet;

Thence N76°52'51"W, 213.23 feet to the Point of Beginning.

Subject to and together with a 50 foot ingress and egress easement, said easement being 25.00 feet on both sides of the following described line;

Commencing at the Point of Beginning of the above described parcel, run thence the following courses along said centerline of Custer Road;

N08°50'50"W, 242.72 feet; N15°32'16"W, 530.66 feet to the Point of Beginning of said ingress and egress easement;

Thence leaving said centerline of Custer Road N73°38'06"E, 335.27 feet;

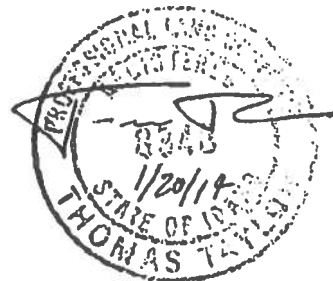
Thence along the arc of a curve to the right 81.63 feet having a central angle of 66°12'14", a radius of 70.65 feet and a chord of S73°33'25"E, 77.17 feet;

Thence S40°27'17"E, 175.94 feet to the Point of Terminus.

Also subject to a 25 foot road easement west of the above described "centerline of the County Road known as Custer Road".

The side lines of said easement shall be lengthened or shortened to conform with Grantee's and Grantor's boundary lines.

Said parcel contains 46.97 acres said parcel does not constitute a separate building parcel and to be added to lands owned by the adjoining land owner.



Taylor Mountain Surveying
903 Waller St.
Salmon, Idaho 83467
(208) 756-8321

AND

PARCEL "B"

A parcel of land located in the SE ¼ SW ¼, Section 36, T. 16 N., R. 20 E., Boise Meridian, Custer County, Idaho, more particularly described as follows:

Commencing at the S ¼ Corner of said Section 36, from which the SE corner of Section 36 bears S 89°58'51" E, 2639.68 ft. the Basis Of Bearing of this description, run thence N 00°18'15" E along the center of said Section 36 a distance of 333.90 ft. to the POINT OF BEGINNING;

Thence N 33°21'42" W a distance of 1188.40 ft. to a point on the northerly boundary of said SE ¼ SW ¼;

Thence N 89°54'56" E along said northerly boundary a distance of 346.34 ft. to a point on the centerline of an existing county road;

Thence along said centerline the following courses:

S 23°27'55" E, 273.07 ft.; S 29°57'31" E, 401.59 ft. to a point on said center of Section 36;

Thence leaving said road centerline S 00°18'15" W along said center of Section 36 a distance of 394.67 ft. to the POINT OF BEGINNING.

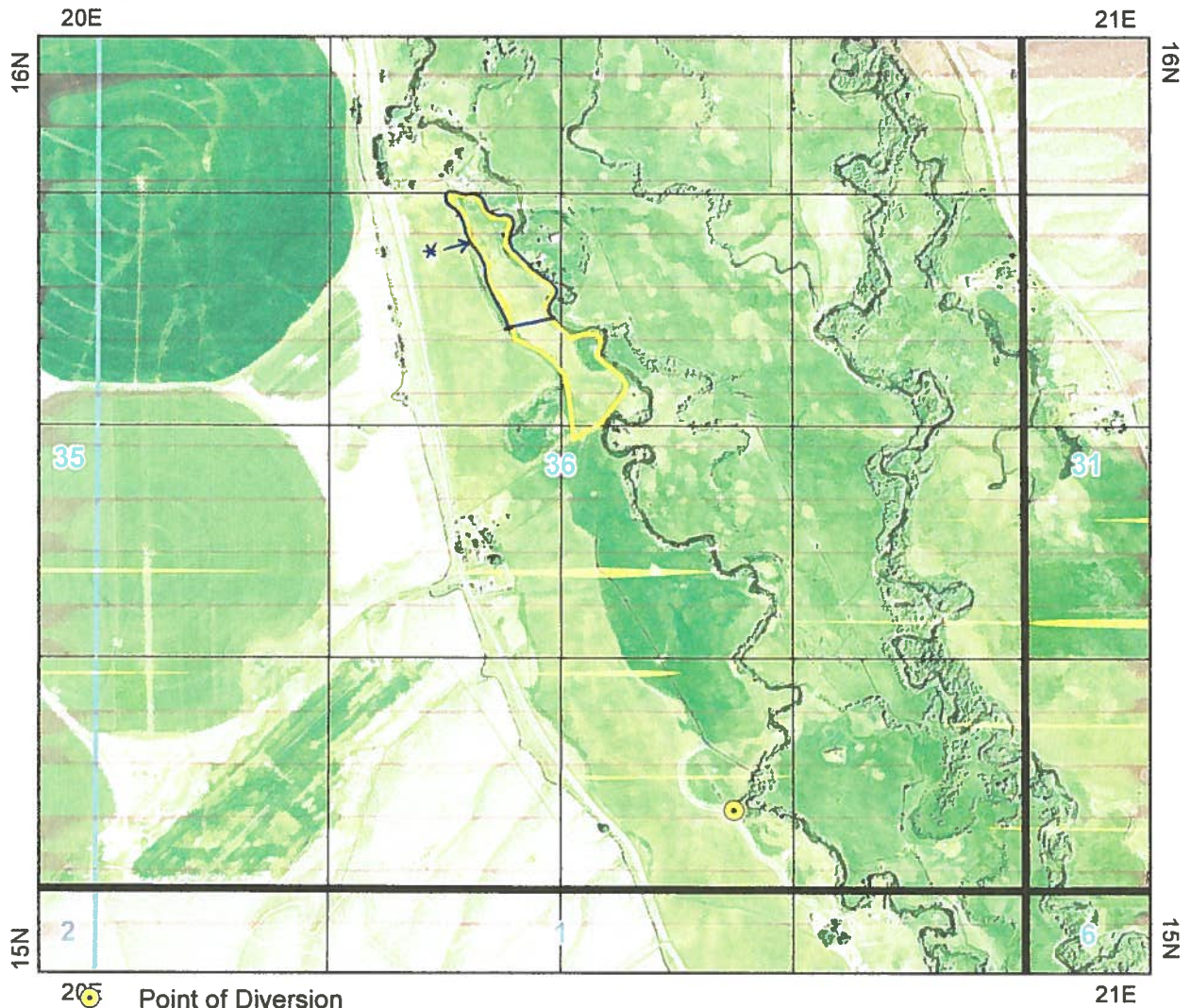
PARCEL CONTAINS 5.22 ACRES

State of Idaho
Department of Water Resources

Water Right
73-4033B

IRRIGATION

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.



- Point of Diversion
- Place Of Use Boundary
- Townships
- PLS Sections
- Quarter Quarters
- Taxlots

0 0.1 0.2 0.4 Miles



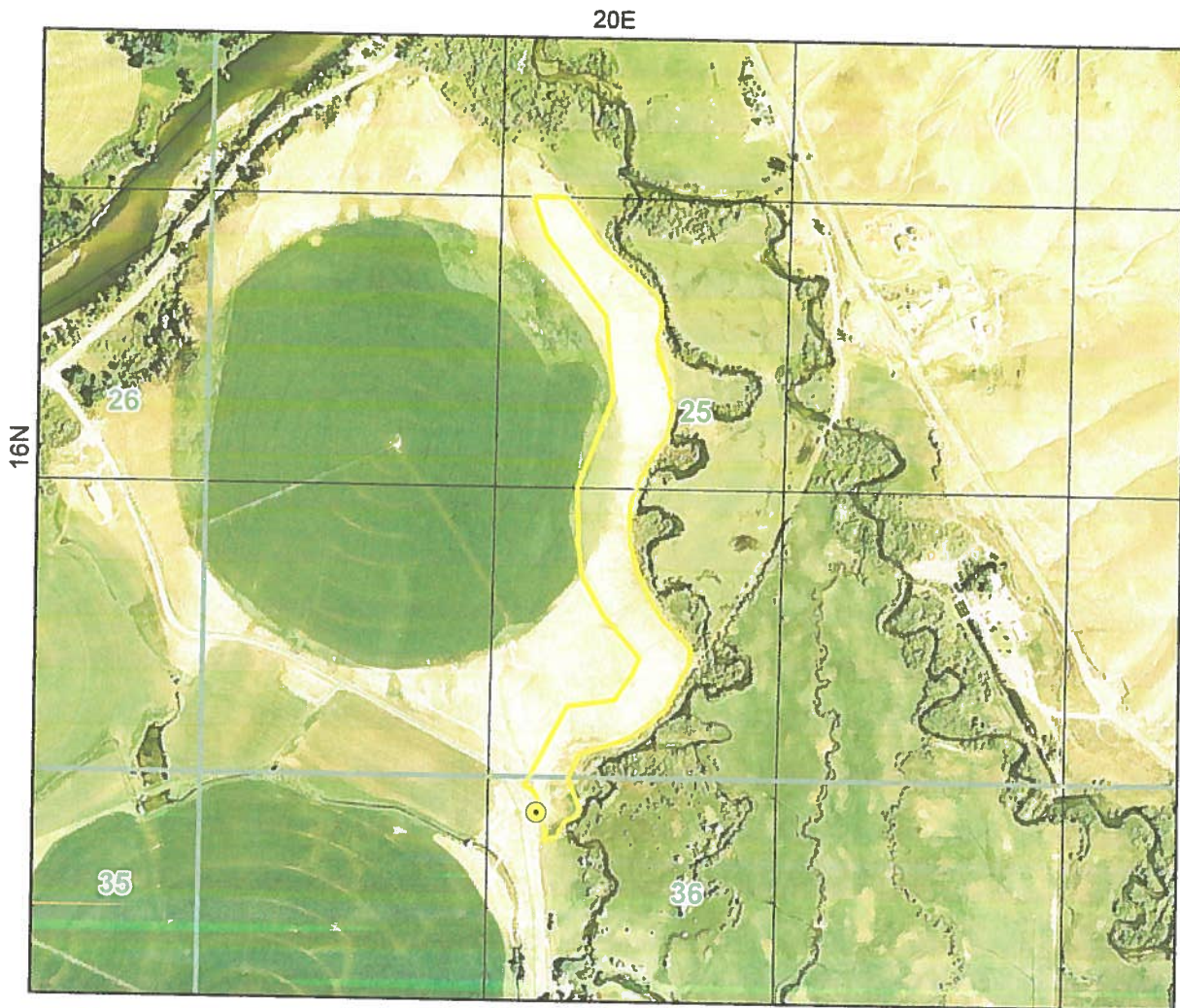
State of Idaho
Department of Water Resources

Adjudication Recommendation 73-12121

IRRIGATION

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.

*We apply for all of
this right.*



- Point of Diversion
- Place Of Use Boundary
- Townships
- PLS Sections
- Quarter Quarters
- Taxlots

0 0.1 0.2 0.4 Miles

