

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

**Notice of Change in Water Right Ownership**

**RECEIVED**  
**MAR 07 2014**  
DEPARTMENT OF  
WATER RESOURCES

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?                       |
|-----------------------|-----------------------------------------|-----------------------|------------------------------|-----------------------|------------------------------|
| 36-16834              | Yes <input checked="" type="checkbox"/> |                       | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> |
| 36-16856              | Yes <input checked="" type="checkbox"/> |                       | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> |
|                       | Yes <input type="checkbox"/>            |                       | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> |
|                       | Yes <input type="checkbox"/>            |                       | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> |
|                       | Yes <input type="checkbox"/>            |                       | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> |

2. Previous Owner's Name: Western Legends LC, C/O William Lehman  
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): McCarthy Marital Trust D. Edson Clark, Trustee, Grantor  
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or  
PO Box 3188 Redmond WA 98073-3188  
Mailing address City State ZIP  
425 861-8500 Ed@clarkraymond.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 21, 2014
6. If the water right described herein has been rented from the Water Supply Bank, rental proceeds will be disbursed in the following manner regardless of any arrangements between the buyer(s) and seller(s) to the contrary:
- Rental payments will go to the lessor(s) of record at the beginning of the rental season.
  - If a change in ownership is processed by the Department during a rental season, rental payment will be made to the person or entity who is the lessor of record at the beginning of that rental season.
  - New lessor(s) of record will receive payment after the following rental season.

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.

SUPPORT DATA

IN FILE # 36-16834

8. Signature: [Signature] Trustee 3-3-14  
Signature of new owner/claimant Title, if applicable Date
- Signature: \_\_\_\_\_  
Signature of new owner/claimant Title, if applicable Date

For IDWR Office Use Only:

Received by CS Date 3/7/14 Receipt No. 0098435 Receipt Amt. \$200<sup>00</sup>  
Approved by \_\_\_\_\_ Processed by [Signature] Date 3-11-14 refund \$150 - NO split necessary

After recording return to:

D. Edson Clark, Trustee  
McCarthy Marital Trust  
P. O. Box 3188  
Redmond, WA 98073-3188

**Instrument # 247556**  
GOODING COUNTY, GOODING, IDAHO  
02-24-2014 12:02:10 No. of Pages: 4  
Recorded for: COLEMAN, RITCHIE & CLUFF  
DENISE GILL Fee: \$19.00  
Ex-Officio Recorder Deputy: MJS  
Electronically Recorded by Simplifile

**GRANT DEED**

THIS INDENTURE, made this 21 day of February, 2014, by and between  
WESTERN LEGENDS LC, Grantor, and MCCARTHY MARITAL TRUST, D. Edson Clark,  
Trustee, Grantee, whose address is PO Box 3188, Redmond, Washington 98073-3188.

WITNESSETH:

The Grantor for good and valuable consideration does by these presents, grant,  
bargain, sell and convey unto the Grantee all of that certain tract and parcel of land situated in the  
County of Gooding, State of Idaho, more particularly described as follows, to-wit:

*See attached Exhibit "A"*

IN WITNESS WHEREOF, the Grantor has caused these presents to be executed  
by it the day and year first above written.

WESTERN LEGENDS LC

By William F. Lehman  
WILLIAM F. LEHMAN, Manager

By M J McCarthy  
M J MCCARTHY, Manager

After recording return to:

D. Edson Clark, Trustee  
McCarthy Marital Trust  
P. O. Box 3188  
Redmond, WA 98073-3188

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*See attached Exhibit "A"*

IN WITNESS WHEREOF, the Grantor has caused these presents to be executed  
by it the day and year first above written.

WESTERN LEGENDS LC

By W F Lehman  
WILLIAM F. LEHMAN, Manager

By M J McCarthy  
M J MCCARTHY, Manager

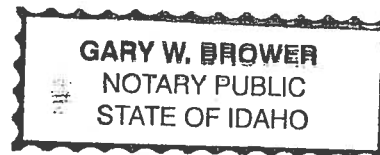
STATE OF IDAHO )  
Blaine ) ss.  
County of ~~Twin Falls~~ )

On this 21 day of February, 2014, before me, the undersigned, a Notary Public, personally appeared WILLIAM F. LEHMAN, known or identified to me, to be the manager of the limited liability company that executed the instrument on behalf of said limited liability company and acknowledged to me that such limited liability company executed the same.

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

Gary W. Brower  
NOTARY PUBLIC  
Residing at: Blaine  
My Commission Expires: 09/27/2018

STATE OF WASHINGTON )  
 ) ss.  
County of King )



On this 20 day of February, 2014, before me, the undersigned, a Notary Public, personally appeared M J McCARTHY, known or identified to me, to be the manager of the limited liability company that executed the instrument on behalf of said limited liability company and acknowledged to me that such limited liability company executed the same.

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



Rebecca Shank  
NOTARY PUBLIC  
Residing at: Redmond, WA  
My Commission Expires: November 10, 2017

# Exhibit "A"

## LEGAL DESCRIPTION FOR WESTERN LEGENDS (9.8130-ACRE PARCEL)

### 9.813-Acres, Section 26 – Township 7 South – Range 13 East

A parcel of land located in the NW1/4NW1/4 of Section 26, Township 7 South, Range 13 East, Boise Meridian, Gooding County, Idaho and being more particularly described as follows:

Commencing at the Northwest Section corner of said Section 26 from which the West One Quarter (W1/4) corner of said Section 26 bears S00°29'16"E-2641.70 feet, **Thence** S00°29'16"E along the West boundary of the NW1/4 of said Section 26 for a distance of 770.85 feet to the **TRUE POINT OF BEGINNING**:

Thence S80°07'36"E for a distance of 914.80 feet;

Thence S00°29'16"E parallel with the West boundary of the NW1/4 of said Section 26 for a distance of 400.00 feet to a point on the South boundary of the NW1/4NW1/4 of said Section 26;

Thence N89°33'46"W along the South boundary of the NW1/4NW1/4 of said Section 26 for a distance of 900.00 feet to the Southwest corner of said NW1/4NW1/4;

Thence N00°29'16"W along the West boundary of the NW1/4NW1/4 of said Section 26 for a distance of 550.00 feet to the **TRUE POINT OF BEGINNING**.

#### SUBJECT TO:

1. A 25.00 foot wide County road easement along the West boundary of the before described parcel.



|                                                                                                                                                                                               |                                                                  |
|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------------------------------------------------------------|
|  <b>ALL POINTS LAND SURVEYING</b><br>100 JOHN ROBT. - F.L.S. #889<br>SHELBYVILLE - CONSTRUCTION MANAGEMENT |                                                                  |
| RECORD OF SURVEY FOR:<br><b>WILL LEBLANC</b>                                                                                                                                                  |                                                                  |
| Located in<br>Township 1 North<br>Range 11 East<br>Section 34                                                                                                                                 | Section<br>34<br>Township 1 North<br>Range 11 East<br>Section 34 |
| Surveyed on<br>06/27/90                                                                                                                                                                       | Surveyed by<br>J. D. L.                                          |
| Job No. C-1003                                                                                                                                                                                | Sheet No. 1 of 1                                                 |