

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED *DEU*

DEC 02 2013

DEPARTMENT OF
WATER RESOURCES

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?
2-10431	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐

2. Previous Owner's Name: IRREVOCABLE TRUST OF RYAN L MC CARTHY

Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): PAULA AND DENNIS TODD McCURRY

New owner(s) as listed on the conveyance document

Name connector

☐ and ☐ or ☒ and/or

5325 W. SUMMERVIEW LN

NAMPA

ID

83687

Mailing address

City

State

ZIP

208-887-7703

DMECCURRY1@MSN.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: May 13, 2004
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.

8. Signature: Paula J McCurry

Signature of new owner/claimant

Title, if applicable

Nov. 25, 2013
Date

Signature: Dennis J McCurry

Signature of new owner/claimant

Title, if applicable

Nov 25, 2013
Date

For IDWR Office Use Only:

Received by [Signature]

Date 12-2-13

Receipt No. CD98026

Receipt Amt. 25.00

Approved by [Signature]

Processed by [Signature]

Date 12-3-13

WARRANTY DEED

FOR VALUE RECEIVED

Irrevocable Trust of Ryan L. McCarthy

GRANTOR(s) do(es) hereby GRANT, BARGAIN, SELL and CONVEY unto

Dennis T. McCurry and Paula D. McCurry, husband and wife

GRANTEE(s) whose address is: **10213 Highway 78, Hammett, ID 83627**

the following described real property in **ELMORE** County, Idaho to wit:

Lots 1, 2, 3 and 4 in Block 26 of FRUITLAND SUBDIVISION, Elmore County, Idaho, according to the official plat thereof on file and of record in the office of the County Recorder of Elmore County, Idaho.

Subject to, a permanent and perpetual easement and right of way, sufficient in width for the location and continued maintenance of an existing underground irrigation line for the benefit of the real property described in Exhibit "B" attached hereto, including the perpetual right of ingress and egress, all at reasonable times; and

Subject to, a permanent and perpetual easement and right of way, sufficient in width to install and maintain underground utilities (including underground electric power lines, cables and conduits) including the perpetual right of ingress and egress, all at reasonable times, along the boundaries of the existing lots for the benefit of the real property described in Exhibit "B" attached hereto.

Subject to: Taxes, easements and restrictions of record.

TO HAVE AND TO HOLD said premises, with their appurtenances unto the said Grantee and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that they are free from all encumbrances except as described above and that Grantor will warrant and defend the same from all lawful claims whatsoever.

Dated: **May 13, 2004**

Irrevocable Trust of Ryan L. McCarthy


By: **Michael J. McCarthy, Trustee**

Instrument # 356552
Elmore County, Idaho
01:40pm May 14, 2004
For: FIRST AMERICAN TITLE COMPANY
No. of Pages: 2 Fee: \$6.00
GAIL L. BEST, Recorder
Deputy: DLE

State of IDAHO
County of ELMORE

On May 13, 2004, before me, a notary public in and for said State, personally appeared

reasonable times; and

Subject to, a permanent and perpetual easement and right of way, sufficient in width to install and maintain underground utilities (including underground electric power lines, cables and conduits) including the perpetual right of ingress and egress, all at reasonable times, along the boundaries of the existing lots for the benefit of the real property described in Exhibit "B" attached hereto.

Subject to: Taxes, easements and restrictions of record.

TO HAVE AND TO HOLD said premises, with their appurtenances unto the said Grantee and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that they are free from all encumbrances except as described above and that Grantor will warrant and defend the same from all lawful claims whatsoever.

Dated: May 13, 2004

Irrevocable Trust of Ryan L. McCarthy

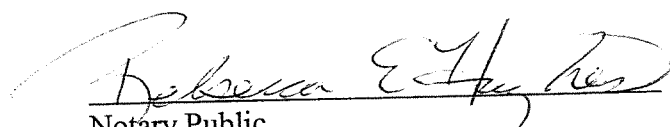
Instrument # 356552
Elmore County, Idaho
01:40pm May 14, 2004
For: FIRST AMERICAN TITLE COMPAN
No. of Pages: 2 Fee: \$6.00
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Deputy: DLE

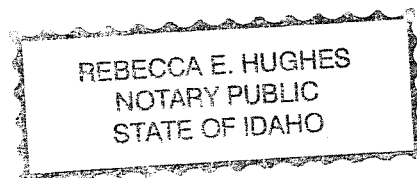

By: Michael J. McCarthy, Trustee

State of IDAHO
County of ELMORE

On May 13, 2004, before me, a notary public in and for said State, personally appeared **Michael J. McCarthy**, known or identified to me to be the **person whose name is subscribed to the within instrument as Trustee of the Irrevocable Trust of Ryan L. McCarthy**, and acknowledged to me that he executed the same as such trustee.

WITNESS my hand and official seal.


Notary Public
Residing at: Mountain Home, Idaho
Commission Expires: 1/30/10



Dana

State of Idaho
Department of Water Resources

Water Right

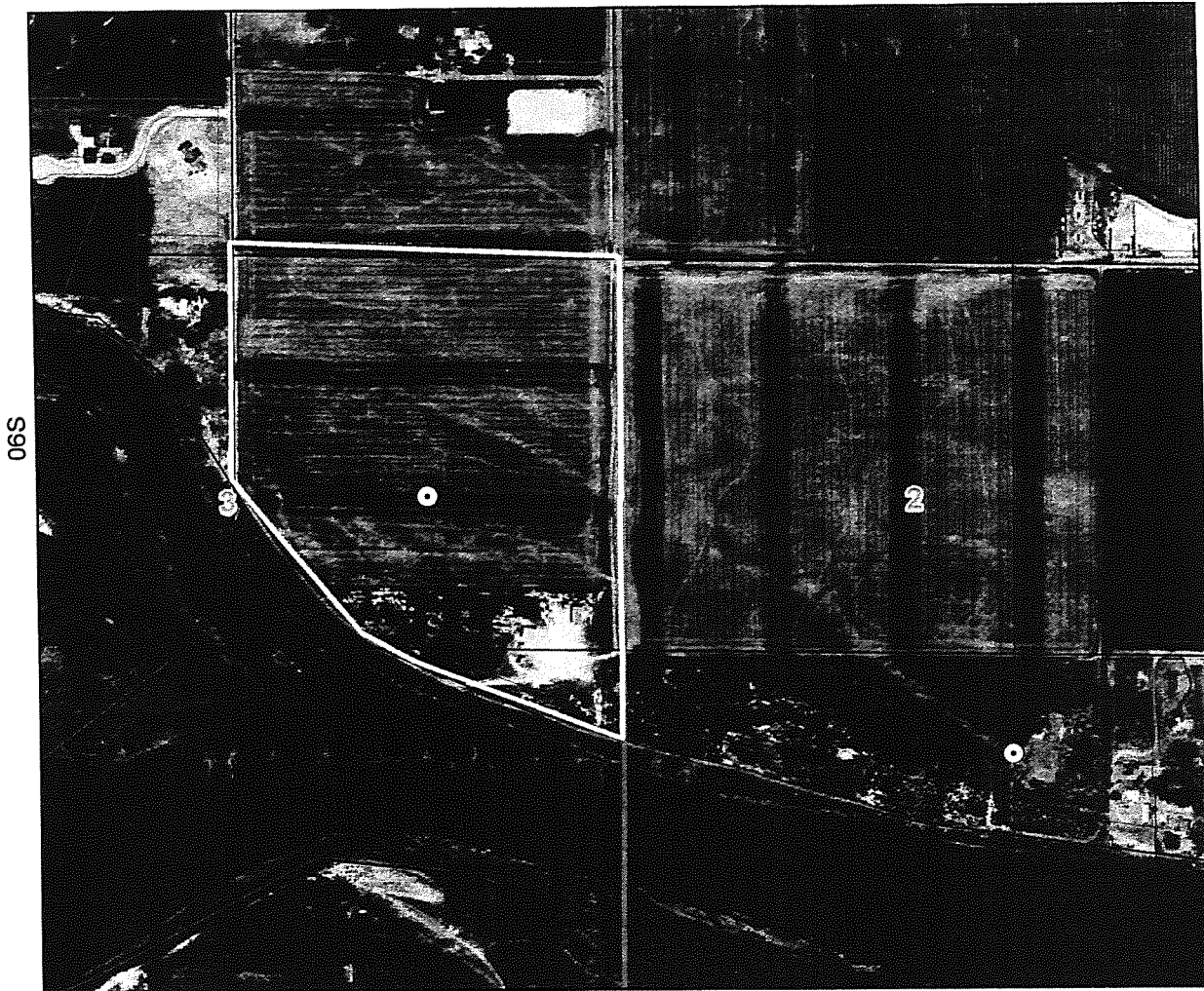
2-10431

McCutty (McCurry)

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.

08E



○ Point of Diversion

Place Of Use Boundary



Townships



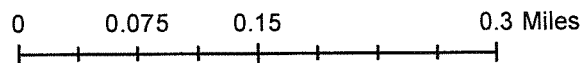
PLS Sections

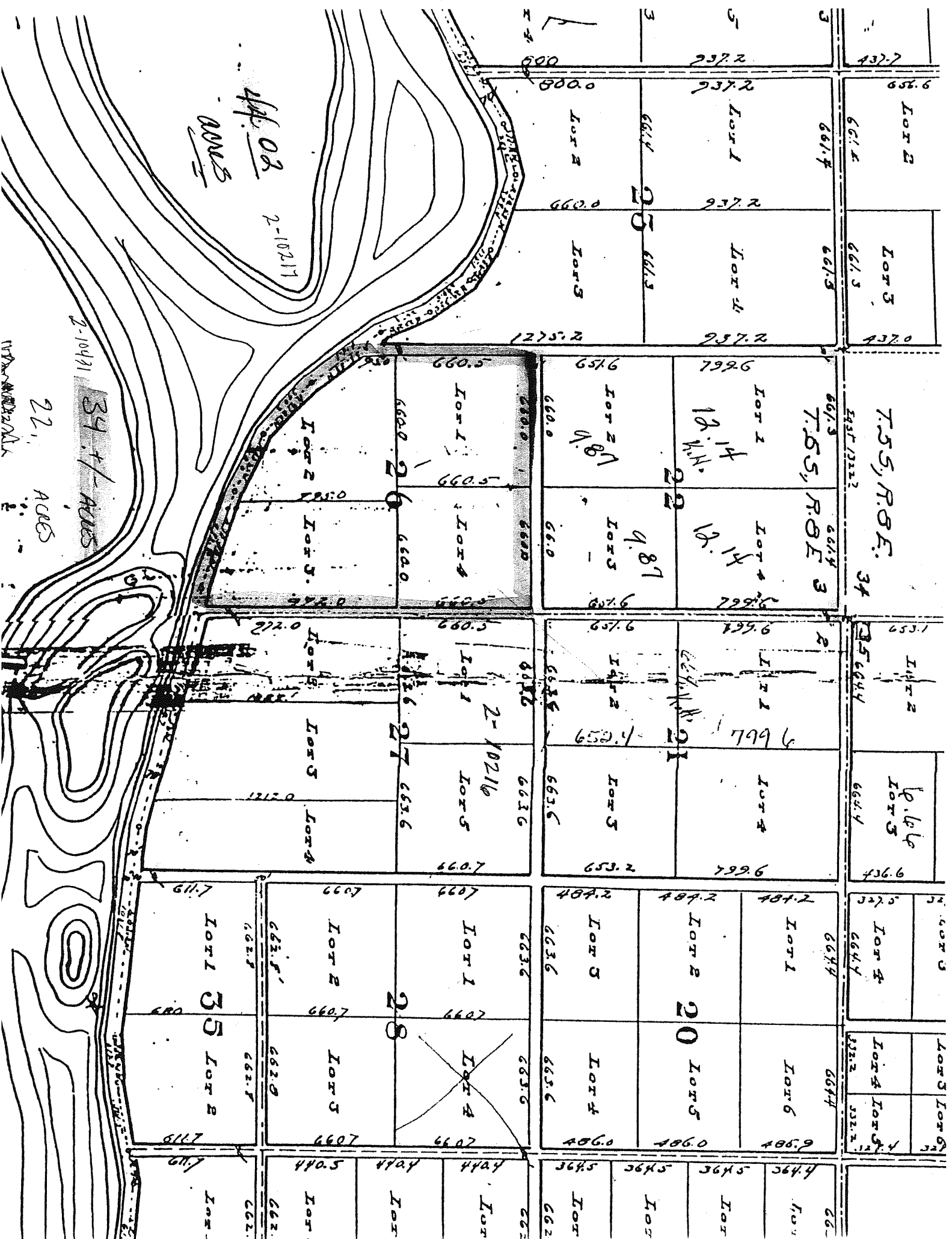


Quarter Quarters



Taxlots





T.55, R.8E. 34

2-10222

2-10223

2-10224

2-10225

2-10226

T.55, R.8E. 3

2-10227

2-10228

2-10229

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2-10261