

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Notice of Change in Water Right Ownership

RECEIVED
OCT 17 2013
Department of Water Resources
Eastern Region

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?
75-10753 <i>OK</i>	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐

2. Previous Owner's Name: Main Trust of Frank H. Porter, Elizabeth Porter Daane, Trustee
Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): Steven Porter and Gretchen Porter
New owner(s) as listed on the conveyance document

Post Office Box 706 Ennis MT 59729
Mailing address City State ZIP

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: October 1, 2013

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: [Signature] Title, if applicable: _____ Date: 10-1-13
Signature of new owner/claimant
- Signature: Gretchen E Porter Title, if applicable: _____ Date: 10-1-13
Signature of new owner/claimant

For IDWR Office Use Only:

Received by: [Signature] Date: 10/17/2013 Receipt No. E039221 Receipt Amt. \$25.-
Approved by: [Signature] Processed by: [Signature] Date: 10/29/2013

THIS DOCUMENT IS BEING RE-RECORDED TO CORRECT THE
GRANTORS NAME

Instrument # 294478 # Pages: 3
LEMHI COUNTY, Idaho
Oct 01, 2013 9:48:56 am Fee: \$ 16.00
For: ALLIANCE TITLE
TERRI J. MORTON, Recorder
BARMSTRONG Deputy

Recorded at the Request of:
STEVEN PORTER
After Recording Return To:
Steven Porter
P.O. Box 706
Ennis, MT 59729

Instrument # 294485 # Pages: 3
LEMHI COUNTY, Idaho
Oct 02, 2013 3:14:47 pm Fee: \$ 16.00
For: ALLIANCE TITLE
TERRI J. MORTON, Recorder
BARMSTRONG Deputy

QUITCLAIM DEED

For value received, ELIZABETH PORTER DAANE, SUCCESSOR TRUSTEE OF THE MAIN TRUST OF FRANK H. PORTER DATED JUNE 7, 2000, AS AMENDED ("Grantor"), does hereby convey and quitclaim to STEVEN PORTER and GRETCHEN PORTER, as joint tenants with rights of survivorship (collectively, "Grantee"), whose complete mailing address is Post Office Box 706, Ennis, Montana 59729, the following described property ("Property") situated in Lemhi County, Idaho:

SEE EXHIBIT A ATTACHED HERETO.

TOGETHER WITH all and singular the tenements, hereditaments, and appurtenances thereunto belonging, or otherwise appertaining, including water rights, if any, and all estate, right, title and interest in and to the Property.

SUBJECT TO the Deed of Trust recorded simultaneously herewith; real property taxes and assessments, both general and special, which are a lien on said property, but not yet due and payable as of the date of this transfer of title; covenants, conditions, reservations and restrictions of record; zoning ordinances; easements and rights of way, if any; and any matters that would be disclosed by an accurate survey of said property.

{signature page follows}

IN WITNESS WHEREOF, Grantor has executed this Quitclaim Deed this 26 day of ~~October~~, 2013.
Sept

GRANTOR:

Elizabeth Porter Daane, Trustee
ELIZABETH PORTER DAANE, SUCCESSOR
TRUSTEE OF THE MAIN TRUST OF FRANK H.
PORTER DATED JUNE 7, 2000, AS AMENDED

STATE OF OHIO

COUNTY OF CUYAHOGA

Before me, a Notary Public in and for said County and State, personally appeared the above named ELIZABETH PORTER DAANE, SUCCESSOR TRUSTEE OF THE MAIN TRUST OF FRANK H. PORTER DATED JUNE 7, 2000, AS AMENDED who acknowledged that she did sign the foregoing instrument and that the same is her free act and deed, as trustee.

In testimony whereof, I have hereunto set my hand and official seal at PEPPER PIKE, OHIO, this 26th day of SEPTEMBER, 2013.

Michael K. Swarengen
Notary Public

MICHAEL K. SWEARENGEN-ATTORNEY AT LAW
NOTARY PUBLIC-STATE OF OHIO
MY COMMISSION HAS NO EXPIRATION DATE
SECTION 147.03 R. C.

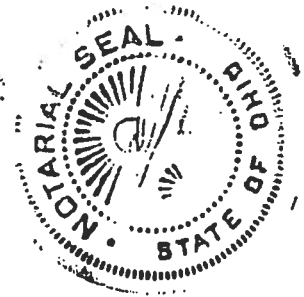


EXHIBIT A

Description of Property

A parcel of land located in the E ½, Section 34, T. 24 N., R. 21 E., Boise Meridian, Lemhi County, Idaho, more particularly described as follows:

BEGINNING at the E ¼ Corner of said Section from which the NE Corner of Section 34 bears N 00°02'00" W, 2634.62 ft. the Basis of Bearing of this description, run thence S 00°03'26" E a distance of 446.78 ft. to a point on the right-of-way of U.S. Highway 93;

Thence S 45°36'07" W along said right-of-way a distance of 1217.88 ft.;

Thence N 16°48'02" W leaving said right-of-way a distance of 227.27 ft.;

Thence S 71°52'50" W a distance of 197.60 ft.;

Thence N 57°43'15" W a distance of 750.03 ft.;

Thence N 11°07'22" W a distance of 407.44 ft.;

Thence N 22°33'15" W a distance of 226.01 ft. to a point on the easterly boundary of H.E.S. 50;

Thence N 01°12'34" W along said boundary a distance of 127.05 ft.;

Thence N 89°48'07" E leaving said boundary and along the center of said Section 34 a distance of 609.04 ft. to the SW Corner of the S ½ SE ¼ NE ¼ of said Section 34;

Thence N 00°05'26" W along the westerly boundary of said S ½ SE ¼ NE ¼ a distance of 657.32 ft. to the NW corner of said S ½ SE ¼ NE ¼;

Thence N 89°44'38" E along the northerly boundary of said S ½ SE ¼ NE ¼ a distance of 1316.93 ft. to a point on the easterly boundary of said Section 34;

Thence S 00°02'00" E along said easterly boundary a distance of 658.65 ft. to the POINT OF BEGINNING.

TOGETHER WITH: A 30.00 ft. wide ingress/egress easement 15.00 ft. each side of the following described line:

Commencing at said E ¼ Corner of Section 34 from which the NE Corner of Section 34 bears N 00°02'00" W, 2634.62 ft., the Basis Of Bearing of this description, run thence S 67°28'54" W a distance of 2798.70 ft. to a point in the easterly right-of-way of U.S. Highway 93, said point being the POINT OF BEGINNING;

Thence along the center of an existing driveway the following courses:

N 64°22'52" E, 41.63 ft.; N 45°10'40" E, 51.19 ft.;

N 34°37'12" E, 91.23 ft.; N 25°52'09" E, 66.19 ft.;

N 18°48'21" E, 111.42 ft.; N 31°05'14" E, 61.12 ft.;

N 46°22'55" E, 191.70 ft.; N 37°35'58" E, 157.30 ft.;

N 22°41'08" E, 184.95 ft.; N 38°09'44" E, 68.77 ft.;

74.02 ft. along a curve to the right having a radius of 40.00 ft., a central angle of 106°01'35" and a chord bearing S 88°49'29" E for 63.90 ft.;

S 35°48'41" E, 42.49 ft.; S 18°20'24" E, 257.51 ft.;

S 14°31'57" E, 221.88 ft.; S 22°01'21" E, 72.92 ft.;

S 28°01'02" E, 98.09 ft.; S 36°12'49" E, 301.66 ft.;

S 53°56'25" E, 84.62 ft.; S 77°20'07" E, 203.95 ft.;

76.32 along a curve to the left having a radius of 30.00 ft., a central angle of 145°45'51" and a chord bearing N 29°46'58" E for 57.34 ft.; N 43°05'58" W, 133.63 ft.; N 14°55'26" W, 91.16 ft. to a point on the southerly boundary of the above described parcel, said point being the POINT OF TERMINUS.

The sidelines of this easement being lengthened or shortened to conform with the grantor's and grantee's property lines.

Together with:

State of Idaho, Department of Water Resources, Water Right No. 75-10753

RP24N21E342401

RP00102000003A
WALKER, CHRIS B

RP001030020050
MOORE, DON D

RP24N21E264802
MILLER, BRUCE A

S 89-25-51 W

RP001030020060
MOORE, DON D

14-32-0 E
374.49

RP00102000004A
JOHNSON, DARREL L
N 86-9-30 W
895.748

The Company has not surveyed the premises described in 196828. The sketch below is furnished without charge solely for the purpose of assisting in locating said premises and the Company assumes no liability as to the validity, location, or ownership of any easement or other matter shown thereon, nor for the inaccuracies therein, including the accurate location of boundaries, including water boundaries. This sketch does not purport to show all highways, roads and easements adjoining or affecting said premises, nor is it a part or modification of the report, commitment, policy or other title evidence to which it may be attached.

S 12-22-37 W
545.70

N 14-32-0 E
415.909

N 10-26-19 W
191.63

RP001020000050
STEELE, JOSEPH C

RP24N21E340004
STEELE, JOSEPH C JR

S 87-56-35 W
1320

RP24N21E341207
PROPHET, RICK

RP24N21E341206
PROPHET, RICK

RP24N21E341201
BILL, DANIEL D

S 0-39-59 E
600.787

RP24N21E341203
INGEMAN, LANCE L

RP24N21E341205
INGEMAN, POLLY L

RP24N21E341209
INGEMAN, POLLY L

RP24N21E341208
HOUGHLAND, JOHN R

N 17-38-25 E
729.141

N 8-57-35 W
412.461

N 55-33-28 W
759.273

RP24N21E341803
PORTER, FRANK H MAIN TRUST

N 0-36-22 W
1080

S 45-58-1 W
222.431

N 64-38-56 E N 73-20-44 E
206.67 197.12

S 89-25-31
1650

RP24N21E354
BENEDICT, T R

RP24N21E354809
LAKEWOOD ENGINEERIN

RP0016501
TERRY, AI

RP24N21E344801
IDAHO FISH AND GAME

N 24-23-24 W
300.675

S 25-53-6 E
256.742

N 73-26-51 W
293.29

RP24N21E347801
PORTER, FRANK H MAIN TRUST

S 47-45-54 W
933.233

N 32-32 E N 32-32 E N 33-15-28 E
384.73 260.26 240

S 42-57-40 W
1274.897

N 37-29-4 E
229.73

N 41-53-27 W
2403.62

RP001910000080
TERRY FAMILY TRUS

RP001910000070
TERRY FAMILY TRUST

RP001910000060
TERRY FAMILY TRUST

RP001910000050
BRODIN, SUNE B

RP001910000040
GEBEL, MICHAEL J

RP001910000030
GALLAGHER, NORMAN G

RP001910000020
GALLAGHER, NORMAN G

RP001910000010
GALLAGHER, NORMAN G

N 89-57-46 W
854.09

N 89-57-46 W
464.81

S 89-56-17 W
383.348

S 45-44-17 E
1925.95

S 44-40-22 E
1898.39

S 46-44-3 E
1621.56

RP23N21E030001

RP23N21E0

Part of
Section 34, T 24 N, R 21 E, BM
Lemhi County, Idaho.

PARCEL "A" DESCRIPTION

A parcel of land located in the E 1/2, Section 34, T. 24 N., R. 21 E., 3rd Meridian, Lemhi County, Idaho, more particularly described as follows:
Beginning at the E 1/2 Corner of said Section from which the NE 1/4 Corner of Section 34 bears S 89°52'00" W. a distance of 2534.82 ft. the base of bearings of the intersection, run thence S 02°37'15" E. a distance of 446.76 ft. to a point on the right-of-way of U.S. Highway 32;
Thence S 43°30'07" W. along said right-of-way a distance of 1217.28 ft.;
Thence N 16°42'00" W. bearing said right-of-way a distance of 227.37 ft.;
Thence S 77°32'30" W. a distance of 197.60 ft.;
Thence S 37°47'19" W. a distance of 750.63 ft.;
Thence N 17°07'22" E. a distance of 487.66 ft.;
Thence S 22°31'15" W. a distance of 125.31 ft. to a point on the eastern boundary of U.E.S. 16;
Thence N 67°12'34" W. along said boundary a distance of 127.35 ft.;
Thence S 62°45'07" E. along said boundary and along the corner of said Section 34 a distance of 428.24 ft. to the NE 1/4 Corner of the S 1/2, Sec. 34, T. 24 N., R. 21 E., 3rd Meridian;
Thence S 02°37'15" E. along the eastern boundary of said S 1/2, Sec. 34, T. 24 N., R. 21 E., 3rd Meridian a distance of 1517.32 ft. to the NE 1/4 Corner of said S 1/2, Sec. 34, T. 24 N., R. 21 E., 3rd Meridian;
Thence S 89°52'00" W. along the northern boundary of said S 1/2, Sec. 34, T. 24 N., R. 21 E., 3rd Meridian a distance of 2534.82 ft. to a point on the right-of-way of U.S. Highway 32;
Thence S 02°37'15" E. along said right-of-way a distance of 1217.28 ft. to the point of beginning.

PARCEL CONTAINS 1.83 ACRES
2000 (7) SPOTS ALONG

DEED FILED AS INSTRUMENT NUMBER 261317 2/29/04

PARCEL "B" DESCRIPTION

A parcel of land located in the E 1/2, Section 34, T. 24 N., R. 21 E., 3rd Meridian, Lemhi County, Idaho, more particularly described as follows:
Beginning at the E 1/2 Corner of said Section from which the NE 1/4 Corner of Section 34 bears S 89°52'00" W. a distance of 2534.82 ft. the base of bearings of the intersection, run thence S 02°37'15" E. a distance of 446.76 ft. to a point on the right-of-way of U.S. Highway 32;
Thence S 43°30'07" W. along said right-of-way a distance of 1217.28 ft. to the point of beginning;
Thence S 43°30'07" W. along said right-of-way the following distances:
S 43°30'07" W. 1460.71 ft. 647.33 ft. along a curve to the right having a radius of 568.87 ft. a central angle of 24°47'00" and a third bearing of S 27°19'42" W. for 788.36 ft.;
Along the curve of a second curve to the right of 1471'12" W. 109.12 ft.;
Thence S 43°30'07" W. along a curve to the right having a radius of 723.21 ft. a central angle of 22°11'00" and a third bearing of S 74°03'00" W. for 44.22 ft.;
Thence S 33°26'45" E. along said right-of-way a distance of 428.13 ft.;
Thence S 33°26'22" E. a distance of 541.23 ft.;
Thence N 67°12'34" W. a distance of 76.33 ft.;
Thence S 22°31'15" W. a distance of 125.31 ft.;
Thence S 17°07'22" E. a distance of 487.66 ft.;
Thence S 37°47'19" W. a distance of 750.63 ft.;
Thence N 17°07'22" E. a distance of 487.66 ft.;
Thence S 16°42'00" W. a distance of 227.37 ft. to the point of beginning.

PARCEL CONTAINS 0.83 ACRES
2000 (7) SPOTS ALONG

DEED FILED AS INSTRUMENT NUMBER 261316 1/19/04

OWNER'S DECLARATION

I, the undersigned, do hereby certify that we are the legal owners of the property shown and described herein, and that this plat was duly prepared under our direction and is correctly stated as provided by law and in accordance with the accompanying plat and as described in the Boundary Description.

Thomas Taylor 2/29/04

ACKNOWLEDGMENT

STATE OF IDAHO
COUNTY OF LEMHI:

do hereby acknowledge that on the 21st day of November, 2004, personally appeared before me the undersigned Notary Public in and for said State and County, the owners of the attached Survey Declaration and plat and being duly sworn acknowledged to me that the signed and executed Survey Declaration and plat were the true and correct intentions of the parties thereto.

My commission expires: 11/11/05
Notary Public John A. Peterson

SURVEYOR'S APPROVAL

I certify that I have examined this plat and find that it conforms with Section 50-1323 of the Idaho Code.

John A. Peterson 11/11/05
PROFESSIONAL SURVEYOR

COUNTY COMMISSIONER'S APPROVAL

This plat was duly recorded and approved by the Board of County Commissioners, Lemhi County, Idaho, resolution adopted this 21st day of 2004.

John A. Peterson 11/11/05
CHAIRMAN, COUNTY COMMISSIONERS

EMINENT DOMAIN RESTRICTIONS

I hereby certify that eminent domain restrictions required by Idaho Code Title 50-Chapter 13, Section 50-1326 have been submitted pursuant to the information contained in the attached Survey Declaration.

INSTRUMENT NUMBER 261317

COUNTY RECORDER'S CERTIFICATE

Book 503 Page 1 Date 2/29/04
Recorded 2/29/04 Instrument No. 261317
By: John A. Peterson

COUNTY TREASURER'S CERTIFICATE

I, the undersigned County Treasurer of and for the County of LEMHI, State of Idaho, do hereby certify that the county property taxes due for the property included in this plat are current.

Does not apply as per meeting on December 28, 1999.
COUNTY TREASURER John A. Peterson

COUNTY PLANNING AND ZONING

This plat was received and approved by the Planning and Zoning Commission of Lemhi County, Idaho.

This 21st day of January, 2005

John A. Peterson
Chairman, Planning and Zoning Commission

LEMHI COUNTY APPROVAL

The Lemhi County Lot Split Agency Review & Approval Form was filed as instrument number 261317 on the 21st day of January, 2005.

SURVEYOR'S CERTIFICATE

This plat represents a survey made from existing field evidence in accordance with the requirements of Chapters 16 and 18, Title 50, Idaho Code.

Thomas Taylor 2/29/04
LICENSE NO. 3348
STATE OF IDAHO
NOTARY PUBLIC

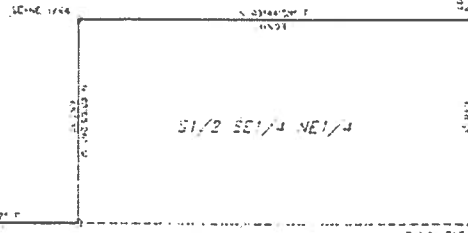
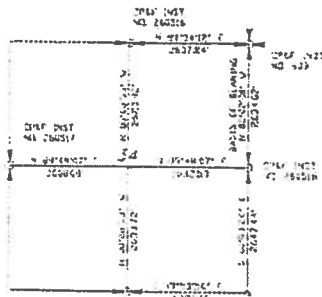


LOT SPLIT PLAT													
Porter Estate Sec. 34, T. 24 N., R. 21 E., N.M.													
TAYLOR MOUNTAIN ELEVATING Professional Land Surveying 400 Main Street 2nd Floor Boise, Idaho 83721	<table border="1"> <tr> <th>DATE</th> <th>APPROVED</th> <th>REMARKS</th> </tr> <tr> <td>2/29/04</td> <td>John A. Peterson</td> <td>Survey</td> </tr> <tr> <td> </td> <td> </td> <td> </td> </tr> <tr> <td> </td> <td> </td> <td> </td> </tr> </table>	DATE	APPROVED	REMARKS	2/29/04	John A. Peterson	Survey						
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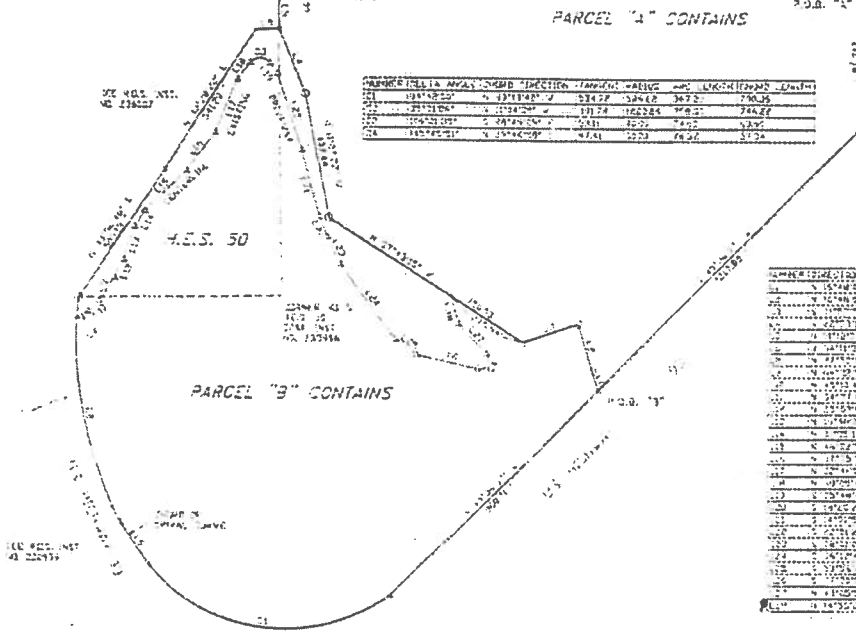
The Company has not surveyed the premises described in 196828. The sketch below is furnished without charge solely for the purpose of assisting in locating said premises and the Company assumes no liability as to the validity, location, or ownership of any easement or other matter shown thereon, nor for the inaccuracies therein, including the accurate location of boundaries, including water boundaries. This sketch does not purport to show all highways, roads and easements adjoining or affecting said premises, nor is it a part or modification of the report, commitment, policy or other title evidence to which it may be attached.

Book 5 14622-182

Part of
Section 34, T 24 N, R 21 E, BM
Lemhi County, Idaho.



LINE	BEARING	DISTANCE	AREA	PERIMETER
1	N 89° 14' 42" E	534.52	1246.82	790.35
2	S 89° 14' 42" W	534.52	1246.82	790.35
3	N 89° 14' 42" E	534.52	1246.82	790.35
4	S 89° 14' 42" W	534.52	1246.82	790.35



LINE	BEARING	DISTANCE	AREA	PERIMETER
1	N 89° 14' 42" E	534.52	1246.82	790.35
2	S 89° 14' 42" W	534.52	1246.82	790.35
3	N 89° 14' 42" E	534.52	1246.82	790.35
4	S 89° 14' 42" W	534.52	1246.82	790.35

COUNTY RECORDER'S CERTIFICATE
I, the undersigned, County Recorder of Lemhi County, Idaho, do hereby certify that the foregoing is a true and correct copy of the original record of the survey.

SURVEYOR'S CERTIFICATE

I, Thomas J. Taylor, a Registered Professional Land Surveyor in the State of Idaho, do hereby certify that the foregoing is a true and correct copy of the original record of the survey.

LEGEND

- Section corner
- Survey 1/2" & 1/4" corner with a survey
- Survey 1/2" & 1/4" corner with a survey
- Survey 1/2" & 1/4" corner with a survey
- Survey 1/2" & 1/4" corner with a survey
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- Survey 1/2" & 1/4" corner with a survey

LOT 5411 PLAT

Porter Estate

Sec. 34, T. 24 N. & 21 E. R.M.

TAYLOR MOUNTAIN SURVEYING

PROFESSIONAL LAND SURVEYOR

1000 W. 1st St. Boise, Idaho 83702

DATE: 10/1/88

BY: T. J. Taylor

Book 8 Page 201

The Company has not surveyed the premises described in 196828. The sketch below is furnished without charge solely for the purpose of assisting in locating said premises and the Company assumes no liability as to the validity, location, or ownership of any easement or other matter shown thereon, nor for the inaccuracies therein, including the accurate location of boundaries, including water boundaries. This sketch does not purport to show all highways, roads and easements adjoining or affecting said premises, nor is it a part or modification of the report, commitment, policy or other title evidence to which it may be attached.