

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Received
7-31-13

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?
98-02086B	Yes ☒		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐

2. Previous Owner's Name: GLEN ERICKSON
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Lorrie E. Merrifield and/or Donna Merrifield
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☒ and/or
- 312 Clifty View Rd Bonners Ferry Ida 83805
Mailing address City State ZIP
- 208 267-5028 ftrees @ Cliftyview. 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: 1-11-2005, 1-8-1996
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: Lorrie E. Merrifield owner July 31, 2013
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 NS Date 7-31-13 Receipt No. N030040 Receipt Amt \$100,
 Approved by _____ Processed by _____ Date _____ \$350 total

QUITCLAIM DEED

218485

For Value Received One dollar and other considerations the Sellers,
Mr. Glen Erickson and Mrs Jacquelyn Erickson

do hereby convey, release, remise and forever quit claim unto Lonnie E. Merrifield and
Donna Merrifield, the Buyers

the following described premises, to-wit:

Land included in this contract is described as:

- (1) The Northeast Quarter of Section 7, Township 61 North, Range 2 East.

Less: The East half of Southeast Quarter of the Northeast Quarter and that portion lying West of the centerline of Cow Creek, estimated to be 130 acres, more or less.

- (2) That portion of the East half of the Northwest Quarter of Section 7, Township 61 North, Range 2 East lying East of the centerline of Cow Creek (estimated at thirty acres, more or less.

- (3) The East half of the Southwest Quarter of Section 7, Township 61 North, Range 2 East less the S2, SW 4, SE 4 of SW 4 and S2, N2, SW 4, SE 4 of SW 4, estimated to be 72.5 acres, more or less.

- (4) That portion of the Southeast Quarter of Section 7, Township 61 North, Range 2 East, less that portion sold to Giffy View Nursery, Inc. as recorded in survey dated 1-2-1993. This is estimated to be 100 acres, more or less.

- (5) Irrigation complex associated with above lands.

together with their appurtenances.

Dated:

Glen Erickson

Jacquelyn Erickson by Glen Erickson attorney in fact

STATE OF IDAHO, COUNTY OF

On this _____ day of _____, 19____,
before me, a notary public in and for said State, personally appeared

known or identified to me to be the person who
name subscribed to the within instrument, and
acknowledged to me that executed
the same.

Notary Public
, Idaho

Residing at
Comm. Expires

RECORDING DATA:

STATE OF IDAHO } ss
County of Boundary }
Filed By: *Boundary Abstract*
on *1-11-03* at *2:30*
Glenda Poston
County Recorder *C. Peterson*
By Deputy

Fee \$ *6.00 Chg*
Mail to *BA*

301 ac
Erickson
↓
Merrifield
COPY

STATE OF IDAHO)
)ss
 COUNTY OF BOUNDARY)

On this 13th day of July, 1995, before me, the undersigned Notary Public, personally appeared GLEN J. ERICKSON, known or identified to me to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same.

Shailene Delaney

Notary Public for Idaho
 Residing at Bonners Ferry
 Commission Expires: 10/7/97

STATE OF IDAHO)
)ss
 COUNTY OF BOUNDARY)

On this 13th day of July, 1995, before me, the undersigned Notary Public, personally appeared LON MERRIFIELD AND DONNA MERRIFIELD, know or identified to me to be the persons whose names are subscribed to the within instrument and acknowledged to me that they executed the same.

Notary Public for Idaho
 Residing at Bonners Ferry
 Commission Expires: 10/7/97

STATE OF IDAHO)
)ss
 COUNTY OF BOUNDARY)

On this 13th day of July, 1995, before me, the undersigned Notary Public, personally appeared GLEN J. ERICKSON, known or identified to me to be the person whose name is subscribed to the within instrument as the attorney-in-fact of JACQUELINE B. ERICKSON, and acknowledged to me that he subscribed the name of JACQUELINE B. ERICKSON thereto as principal and his own name as attorney-in-fact.

Shailene Delaney

Notary Public for Idaho
 Residing at Bonners Ferry
 Commission Expires: 10/7/97

1996

Erickson - CVH

WARRANTY DEED

GLEN J. ERICKSON, TRUSTEE AND JACQUELYN B. ERICKSON, TRUSTEE, OF THE GLEN AND JACQUELYN ERICKSON REVOCABLE INTER VIVOS TRUST, AND GLEN J. ERICKSON AND JACQUELYN B. ERICKSON, HUSBAND AND WIFE, the grantors, do hereby grant, bargain, sell and convey unto CLIFTY VIEW NURSERY, INC. Of Bonners Ferry, Idaho, 83805 grantees, the following described premises, in Boundary County, Idaho, to-wit:

SEE ATTACHED EXHIBIT A

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantees, that they are the owners in fee simple of said premises; and that they are free from all incumbrances and that they will warrant and defend the same from all lawful claims whatsoever.

SUBJECT to such rights, easements, covenants, restrictions and zoning regulations as appear of record or by use upon the premises.

DATED this 8th day of January, 1996.

Glen J. Erickson
GLEN J. ERICKSON, TRUSTEE

Jacquelyn B. Erickson
JACQUELYN B. ERICKSON, TRUSTEE

Glen J. Erickson
GLEN J. ERICKSON

Jacquelyn B. Erickson
JACQUELYN B. ERICKSON

STATE OF IDAHO | SS
County of Boundary

Filed for record at the request of
Boundary Abstract
on the 8th day of Jan 1996 at 4:45
o'clock P.M., and recorded in Book 106
of Inset on page 131

Kris Larson
County Recorder
By C. Shinton Deputy

Fee \$ 9.00
Mail to LA

COPY

68.2 ac

STATE OF IDAHO)
)SS
COUNTY OF BOUNDARY)

On this 9th day of January, 1996, before me, the undersigned Notary Public, personally appeared GLEN J. ERICKSON AND JACQUELYN B. ERICKSON, known or identified to me to be the duly acting and appointed Trustees of the GLEN AND JACQUELYN ERICKSON REVOCABLE INTERVIVOS TRUST, and known to me to be the persons whose names are subscribed to the foregoing instrument and acknowledged to me that they executed the same.

Sharon Delaney
Notary Public for Idaho
Residing at Bonners Ferry
Commission Expires: 10/7/97

STATE OF IDAHO)
)
COUNTY OF BOUNDARY)

On this 9th day of January, 1996, before me, the undersigned Notary Public, personally appeared GLEN J. ERICKSON AND JACQUELYN B. ERICKSON, known to or identified to me to be the persons whose names are subscribed to the within instrument and acknowledged to me that they executed the same.

Sharon Delaney
Notary Public for Idaho
Residing at Bonners Ferry
Commission Expires: 10/7/97

Exhibit A

The West Half of the Northeast Quarter of the Southeast Quarter ($W\frac{1}{2} NE\frac{1}{4} SE\frac{1}{4}$) of Section Seven (7). Township Sixty-one (61) North, Range Two (2) East, of the Boise Meridian, Boundary County, Idaho: encompassing an area of 19.58 acres:

AND a tract of land in the South Half of the Southeast Quarter ($S\frac{1}{2} SE\frac{1}{4}$) of said Section Seven (7); more particularly described as follows:

Commencing at the South $1/4$ corner of said Section 7; thence, along the west line of the $SE\frac{1}{4}$, $N00\ 53'11''E$, 45.07 feet, to the northerly right of way of County Road Number 23; thence, along said right of way, $S88\ 53'29''E$, 18.32 feet, to the TRUE POINT OF BEGINNING; thence $N00\ 59'16''W$, 413.77 feet; thence $N85\ 18'02''E$, 335.56 feet; thence $N75\ 11'16''E$, 558.28 feet; thence $N66\ 02'34''E$, 282.97 feet; thence $S88\ 53'53''E$, 316.38 feet; thence $N01\ 12'26''E$, 179.20 feet; thence $N47\ 58'51''E$, 168.65 feet; thence $N31\ 24'16''W$, 120.31 feet; thence $N80\ 25'29''W$, 170.93 feet; thence $N35\ 12'02''W$, 79.55 feet; thence $N01\ 12'24''E$, 71.52 feet, to the southwest corner of the $NE\frac{1}{4}$ of the $SE\frac{1}{4}$; thence, along the south line of the $NE\frac{1}{4}$ of the $SE\frac{1}{4}$, $S89\ 18'19''E$, 647.10 feet; thence, along the western and southern boundary of that property described in Instrument Number 0154741 for the following 2 courses; $S01\ 22'00''W$, 89.87 feet; thence $N66\ 17'51''E$, 212.21 feet; thence along the western and southern boundary of that property described in Instrument Number 0150154 for the following 3 courses; $S32\ 51'18''W$, 169.97 feet; thence $S01\ 34'41''W$, 93.99 feet; thence $N89\ 17'46''E$, 512.84 feet, to the westerly right of way of County Road Number 23; thence, along said right of way, $S01\ 00'48''W$, 1003.84 feet; thence on a curve to the right with a central angle of $90\ 05'44''$ and a radius of 54.87 feet, for an arc length of 86.28 feet; thence $N88\ 53'29''W$, 2479.43, to the TRUE POINT OF BEGINNING; encompassing an area of 48.62 acres. SUBJECT to easements, rights-of-way, reservations and restrictions of record.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
WATER RIGHT NO. 98-02086B

This is to certify that: **GLEN ERICKSON**
RT 1 BOX 506
BONNERS FERRY ID 83805

has requested a change to the above captioned water rights. This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code, provided the conditions listed below are met.

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	03/15 - 11/15	0.14 CFS	60.0 AF
STOCKWATER	01/01 - 12/31	0.02 CFS	1.3 AF
DOMESTIC	01/01 - 12/31	0.04 CFS	1.2 AF
	Total	0.14 CFS	62.5 AF

Source: UNNAMED STREAM tributary to: CABIN CREEK
Priority 06/28/1949

LOCATION OF POINT(S) OF DIVERSION:

SESW, Sec. 8, Township 61N, Range 02E, BOUNDARY County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>		<u>ACRES</u>		<u>ACRES</u>	<u>TOTAL</u>
61N	02E	7	SENE	10.0	NESE	10.0	20.0

Total number of acres irrigated: 20.0

PLACE OF USE: STOCKWATER

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	
61N	02E	18	NENE

PLACE OF USE: DOMESTIC same as STOCKWATER USE

CONDITIONS/REMARKS:

1. The change authorized by this transfer shall be accomplished within one (1) year of the date of this approval.

DEC 17 1992

TRANSFER OF WATER RIGHT
WATER RIGHT NO. 98-02086B

2. Failure to comply with the conditions of this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.
3. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.0 afa per acre for the lands above.

Dated this 14th day of December, 19 92
J. Glen Sayton
Chief, Water Alloc. Bureau

DEC 17 1992

Page _____ of _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. 3897

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1

Name of applicant GLEN ERICKSON Phone 267-2547
Post Office address RT 1 BOX 506 BONNERS FERRY, ID 83805

A. PURPOSE OF TRANSFER

1. ☐ Change point of diversion ☐ Add diversion point(s) ☒ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other _____
2. Describe the reason for the proposed changes SELLING PROPERTY & SWAPPING
WATER RIGHTS TO LON MERRIFIELD

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

- | 1. Right Number | Priority | Amount
(cfs/ac-ft) | Nature
of Use | Period of Use |
|---|-------------------|-----------------------|------------------|--------------------------|
| 98-2086B | 6/28/49 | 0.07 | 1KR | 3-15 to 11-15 |
| 96-1196B | 5/1/77 | 0.07 | 1KR | 3-15 to 11-15 |
| 98-1196B | | | | to |
| | | .07 | TDK | to |
| 2. Total amount of water being transferred 0.14 cubic feet per second and/or _____ acre-feet per annum | | | | |
| 3. Source of water <u>UNNAMED STREAM</u> tributary to <u>CABIN CREEK</u> | | | | |
| 4. Point(s) of Diversion: | | | | |

[illegible]

5. Lands irrigated or place of use:

[illegible]

Total acres _____

PART 1

6. General Information:

a. Description of diversion system DIVERSION DAM WITH PIPELINE TO
PLACE OF USE

b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? X Yes _____ No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.

c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:
CONTRACT WITH LOU MERRIFIELD IS BEING DRAWN
UP.

d. Remarks:
PART OF
TRANSFER OF, EARLY RIGHT 98-2086B (10 ACRES)
FROM NENE 18 TO NESE 7 6/1N 2E
~~TRANSFER OF PART OF LATER RIGHT 98-7196B (10 ACRES)~~
~~FROM NESE 7 TO NENE 18 6/1N 2E~~ TDK

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. _____

And said application is hereby _____, subject to the following limitations and conditions:

Witness my hand this _____ day of _____, 19 DEC 17 1992

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. 5745 Decreed to GLEN ERICKSON
in case of IDAHO vs. ALEXANDER, DONALD ETAL
dated in county of BOUNDARY
- b. License No. ~~98-20863~~ 98-20863 TDK issued by the Idaho Department of Water Resources.
- c. Claim No. on file with the Idaho Department of Water Resources.
- d. Transfer No. 3444 which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☐ Tax Notice ☐ Warranty Deed ☐ Other

3. Source of water UNNAMED STREAM tributary to CABIN CREEK

4. Date or priority 6/28/49

5. Water is used for the following purpose:

amount .14 for IRRIGATION purposes from 7/15 to 11/15
(cfs/ac-ft)
amount .02 for purposes from to
(cfs/ac-ft)
amount for purposes from to
(cfs/ac-ft)

6. Total amount of water under right .14 TDK cubic feet per second and/or acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		SE	SW	8	6N	2E	BOUNDARY	

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
6N	2E	18	70																10
6N	2E	7																	7
6N	2E	7				10													10

DEC 17 1992

Total acres 1720

9. Describe any other water rights used for the same purpose as described above LIST ATTACHED

TDK (PERMITTED USES)

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?

No

If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(If the entire right is to be changed by the applicant, omit part B and C.)

1. amount 0.07 for IRRIGATION purposes from 3/15 to 11/15
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		SE	SW	8	6N	2E	BOUNDARY	

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
6N	2E	18	10																10

Total acres 10**C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)**

1. amount ~~0.07~~ for IRR purposes from 3/15 to 11/15
 (cfs/ac-ft)
 amount 0.02 for STOCK purposes from 1/1 to 12/31
 (cfs/ac-ft)
 amount 0.04 for DOM purposes from 1/1 to 12/31
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		SE	SW	8	6N	2E	BOUNDARY	

3. Lands irrigated or place of use:

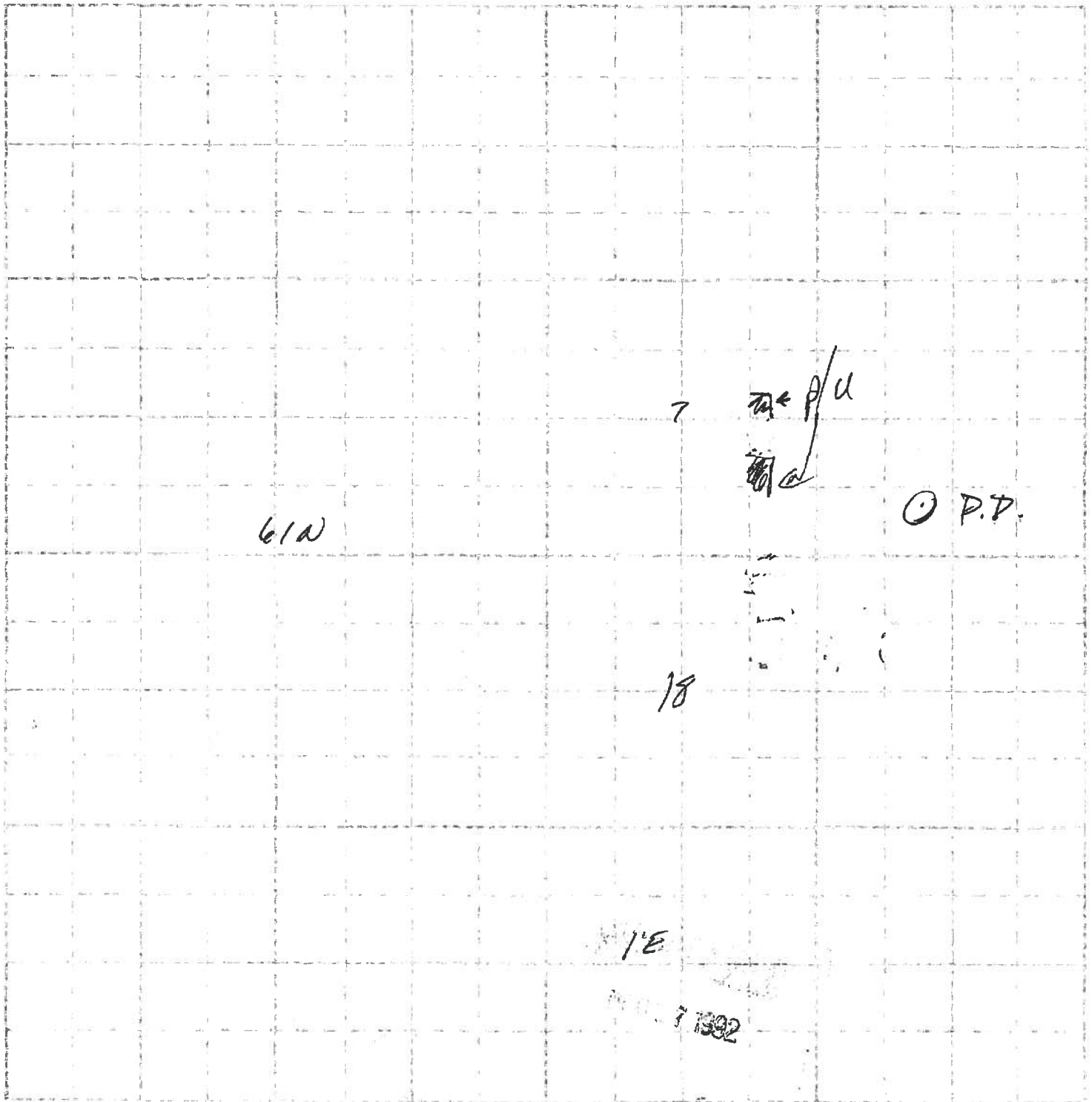
Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
6N	2E	7																	10 TDK
6N	2E	18																	

DEC 17 1992

Total acres ~~10~~ TDK

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

- A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.



PART 3**B. CHANGES IN NATURE OF USE**

- | 1. | New Nature of Use | Amount
(cfs/ac-ft) | Hours/days/year | Period of Use |
|----|-------------------|-----------------------|-----------------|----------------|
| | | | | _____ to _____ |
| | | | | _____ to _____ |
2. Quantity and quality of return flows and location of discharge:
- _____
- _____
3. Describe effects on other water uses resulting from the proposed change:
- _____
- _____
- _____
- _____

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

I understand that any willful misrepresentations made in this application may result in voiding its approval.

[Signature]
(Signature of Applicant)

Subscribed and sworn to before me this 22nd day of October, 19 91.

[Signature]
(Notary Public)

My commission expires 12/10/93

FOR DEPARTMENT USE ONLY

Transfer contains 8 pages and 0 attachments

Received by [Signature] Date 10/22/91 Protest filed by _____

Prelim. check by _____ Fee _____

Received by [Signature] Date 10/22/91 N-4987

Published in Bonus Ferry Herald Copies of protest forwarded by _____

Pub. dates 11/20-27/91 Hearing held by _____ Date _____

Watermaster recommendation requested on _____ Recommended for ☐ approval ☐ denial

_____ rec'd. _____ by _____

Copy of transfer sent to lien holder _____

DEC 17 1992