

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

MAY 29 2012

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?
34-10073 OK	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐

2. Previous Owner's Name:

Qualified Disclaimer Trust for Spouse
Name of current water right holder/claimant JWMccaslin

3. New Owner(s)/Claimant(s):

Nancy J. McCaslin
Name of each new owner as listed on the conveyance document

New owner continued Name connector ☐ and ☐ or ☐ and/or

822 N. Haines St

Mailing address

BOISE

City

ID

State

83712

ZIP

208-336-2462

Telephone

njmccaslin@gmail.com

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:

7/24/2003

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.

7. Signature:

Nancy J. McCaslin
Signature of new owner/claimant

Title, if applicable

4/2/2012
Date

Signature:

Signature of new owner/claimant

Title, if applicable

Date

For IDWR Office Use Only:

Received by

Date

5/30/2012

Receipt No.

E037650

Receipt Amt.

\$25.-

Approved by

Processed by

Date

6/4/2012

0227691
Larry S. Larson
12/20/03 Date 7/23/03
Clerk
Hilda Baker 15

SPECIAL WARRANTY DEED

THIS INDENTURE, made this 24th day of July, 2003,
between MICHAEL CRANE and MARY ELIZABETH CRANE, in their capacity as co-
trustees of THE QUALIFIED DISCLAIMER TRUST FOR SPOUSE, the Grantors, and NANCY
J. McCASLIN, a married woman dealing with her sole and separate property, whose address is
5936 So. 149th, Tukwila, Washington 98168, the Grantee,

WITNESSETH:

WHEREAS, MICHAEL CRANE and MARY ELIZABETH CRANE are the
duly appointed and qualified trustees of the THE QUALIFIED DISCLAIMER TRUST FOR
SPOUSE, under The Last Will and Testament of John Weaver McCaslin dated July 21, 1994, the
First Codicil to the Will of John Weaver McCaslin dated November 19, 1996, and the Second
Codicil to the Will of John Weaver McCaslin dated February 24, 1998; and

WHEREAS, the property described herein is distributable to the Grantee pursuant
to an agreement of all parties interested in the Trust; therefore,

The Grantors, for and in consideration of the mutual terms, covenants and
conditions of THE QUALIFIED DISCLAIMER TRUST FOR SPOUSE, under The Last Will
and Testament of John Weaver McCaslin dated July 21, 1994, the First Codicil to the Will of
John Weaver McCaslin dated November 19, 1996, and the Second Codicil to the Will of John
Weaver McCaslin dated February 24, 1998, do by these presents grant, convey and assign unto
the Grantee all of the following described real estate situated in the County of Custer, State of
Idaho, to-wit:

See attached legal description

SUBJECT TO: All existing liens and encumbrances, as well as all existing
easements or claims of easement, rights of way, covenants, restrictions, reservations, applicable
building and zoning ordinances, use regulations and restrictions, encroachments, overlaps,

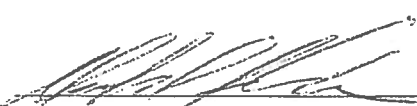
boundary line disputes and other matters which would be disclosed by an accurate survey, inspection of the premises or environmental assessment, and accruing taxes and assessments.

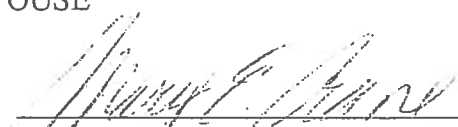
TO HAVE AND TO HOLD, all and singular the said premises, together with their appurtenances, unto the said Grantee and to the Grantee's successors and assigns forever.

In construing this deed and where the context so requires, the singular includes the plural.

IN WITNESS WHEREOF, the said Grantors have hereunto set their hands the day and year first above written.

THE QUALIFIED DISCLAIMER TRUST FOR SPOUSE


MICHAEL CRANE


MARY ELIZABETH CRANE

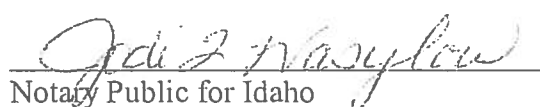
STATE OF IDAHO)
) ss.
County of Bonneville)

On this 24 day of July, 2003, before me, Jodi L. Wasylow, a Notary Public in and for said State, personally appeared MARY ELIZABETH CRANE, known or identified to me to be the person whose name is subscribed to the within instrument as Trustee of THE QUALIFIED DISCLAIMER TRUST FOR SPOUSE, and acknowledged to me that she executed the same in that capacity.

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

S
E
A
L




Notary Public for Idaho
Residing at: 302 W Grand Ave. Anaheim, CA 92701
My Commission Expires: 2/23/06

STATE OF IDAHO)
) ss.
County of Bonneville)

On this 24 day of July, 2003, before me,
Jodi L. Wasylow, a Notary Public in and for said State, personally appeared
MICHAEL CRANE, known or identified to me to be the person whose name is subscribed to
the within instrument as Trustee of THE QUALIFIED DISCLAIMER TRUST FOR SPOUSE,
and acknowledged to me that he executed the same in that capacity.

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

S
E
A
L



Jodi L. Wasylow
Notary Public for Idaho
Residing at: 302 W Grand Ave (over 100)
My Commission Expires: 2/25/06

EXHIBIT "A"

PARCEL 1:

CUSTER COUNTY, IDAHO

Township Seven (7) North, Range Twenty-four (24) E.B.M.

Section Twenty (20): Northeast Quarter of the Northeast Quarter (NE $\frac{1}{4}$ NE $\frac{1}{4}$); and a fraction of the Southeast Quarter of the Northeast Quarter (SE $\frac{1}{4}$ NE $\frac{1}{4}$) and the Northeast Quarter of the Southeast Quarter (NE $\frac{1}{4}$ SE $\frac{1}{4}$) described as: Beginning at the Northeast corner of the Southeast Quarter of the Northeast Quarter (SE $\frac{1}{4}$ NE $\frac{1}{4}$) of said Section 20, thence South 1679 feet along the section line to the Oregon Short Line Railroad right-of-way, thence North 46° West along the said Oregon Short Line Railroad right-of-way 1836 feet to the public road, thence North along the public road 405 feet, thence East 1320 feet to the place of beginning and EXCEPTING THEREFROM the public road right-of-way; AND EXCEPTING THEREFROM that part of the Northeast Quarter of the Northeast Quarter (NE $\frac{1}{4}$ NE $\frac{1}{4}$) of Section 20, Township 7 North, Range 24 East of the Boise Meridian lying West of a line described as follows:

Beginning at the NW corner of said Northeast Quarter of the Northeast Quarter (NE $\frac{1}{4}$ NE $\frac{1}{4}$) (1/2" rebar set): Thence S 08°37'09" E 115.56' across "Old Loop Road" to a point on an existing fenceline (1/2" rebar set): Thence S 01°07'02" W 427.83' along an existing fenceline to a point on said fenceline (1/2" rebar set); Thence S 01°13'31" W 315.22' along an existing fenceline to a point on said fenceline (1/2" rebar set): Thence S 01°02'28" W 446.97' along an existing fenceline to a point on said fenceline (1/2" rebar set): containing 0.27 acres more or less.

Section Twenty-One (21): Northwest Quarter of the Northwest Quarter (NW $\frac{1}{4}$ NW $\frac{1}{4}$). Southwest Quarter of the Northwest Quarter (SW $\frac{1}{4}$ NW $\frac{1}{4}$) and the following described tract: A fraction of the West Half of the Southwest Quarter (W $\frac{1}{2}$ SW $\frac{1}{4}$) described as: Beginning at the West Quarter Corner of said Section Twenty-one (21), thence East 1320 feet, thence South 1604 feet to the Oregon Short Line Railroad right-of-way, thence North 46° West 1836 feet along said railroad right-of-way, to the West line of said Section 21, thence North 359 feet to the place of beginning, EXCEPTING THEREFROM: Beginning at a point 3837.0 feet South 829.0 feet East of the Northwest corner of said Section 21, thence South 46°12' East 585.50 feet; thence North 43°48' East, 580.85 feet, thence North 55°12' West 923.35 feet, thence South 7°01' West 545.20 feet, more or less, to the point of beginning.

227691

PARCEL 2:

The Northwest Quarter of the Southwest Quarter (NW $\frac{1}{4}$, SW $\frac{1}{4}$); and the Northeast Quarter of the Southwest Quarter (NE $\frac{1}{4}$ SW $\frac{1}{4}$); all in Section 17, Township 7 North, Range 24 E. B. M., containing 80 acres more or less.

Forty inches (40") of 6/1/1885 water decreed from the Big Lost River Irrigation District.

Forty inches (40") of 8/1/1896 water decreed from the Big Lost River Irrigation District.

Specifically Excluded and Reserved from the above described real property is the following parcel:

That part of the northwest Quarter of the Southwest Quarter (NW $\frac{1}{4}$, SW $\frac{1}{4}$) of Section 17 lying Southwesterly of U. S. Highway No. 93A right-of-way, all in Township 7 North, Range 24 E. B. M.

Also excluding from the above-described property the following parcel:

That portion of the northeast quarter of the southwest quarter of section 17, T. 7 N., R. 24 E., B.M. lying north and east of the Old Challis to Blackfoot Stage Road, more particularly described as follows:

Beginning at the southeast corner of the northeast quarter of the southwest quarter of section 17, T. 7 N., R. 24 E., B.M., Custer County, State of Idaho; thence S 89° 50'23" W 120.15 feet along the south line of the northeast quarter of the southwest quarter of said section 17 to a point lying on the centerline of the Old Challis to Blackfoot Stage Road; thence N 40° 36'00" W 378.07 feet along said centerline to the point of curvature (P.C.) of a curve to the left, said curve having a radius of 4515.19 feet, a tangent of 100.00 feet, and a chord of 199.95 feet which bears N 41° 52'08" W; thence along said curve left 199.97 feet to the point of tangency (P.T.); thence N 43° 08' 15" W 340.65 feet along said centerline to the point of curvature (P.C.) of a curve to the right, said curve having a radius of 5895.24 feet, a tangent of 100.00 feet, and a chord of 199.97 feet which bears N 42° 09'57" W; thence along said curve right 199.98 feet to the point of tangency (P.T.); thence N 41° 11'38" W 689.01 feet along said centerline to a point lying on the north line of the northeast quarter of the southwest quarter of said section 17; thence along said north line S 89° 55'21", E 1315.71 feet to the northeast corner of the northeast quarter of the southwest quarter of said section 17; thence S 0° 30'25" W 1329.75 feet along the east line of the northeast quarter of the southwest quarter of said section 17 to the point of beginning.

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 34-10073

WATER RIGHT NUMBER: 34-10073

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	QUALIFIED DISCLAIMER TRUST FOR SPOUSE C/O MARY CRANE 3142 CANNON RD ARCO, ID 83213 (208)527-3033

Priority Date: 12/20/1979

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
STOCKWATER	1/01 to 12/31	0.030 CFS	
	<u>Total Diversion:</u>	0.030 CFS	

Location of Point(s) of Diversion

GROUND WATER	SE1/4NE1/4SW1/4	Sec. 17, Twp 07N, Rge 24E, B.M.
CUSTER County		

Place of Use

STOCKWATER

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
07N	24E	17																	
											X								

Conditions of Approval:

1. STOCKWATER; 150 SHEEP, 7 HORSES AND 2 CATTLE
2. N11 THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
3. N13 THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.

Remarks:

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA)
Case No. 39576)
_____)

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 34-10073

1996 DEC -3 AM 7:58

DISTRICT COURT - SREA
TWIN FALLS CO., IDAHO

FILED _____

NAME & ADDRESS: J W MC CASLIN
M A MC CASLIN
5441 N SWAN RD # 801
TUCSON AZ 85718

J W MC CASLIN
M A MC CASLIN
PO BOX 26
MACKAY ID 83251

SOURCE: GROUNDWATER

QUANTITY: 0.03 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
GALLONS PER DAY.

PRIORITY DATE: 12/20/1979

POINT OF DIVERSION: T07N R24E S17 SENESW Within CUSTER County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE STOCKWATER	PERIOD OF USE 01-01 12-31	QUANTITY 0.03 CFS
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PLACE OF USE: STOCKWATER Within CUSTER County
T07N R24E S17 NESW

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.

DATED: DEC 3 1996

Daniel C. Hurlbutt, Jr.

DANIEL C. HURLBUTT, JR.
PRESIDING JUDGE
Snake River Basin Adjudication

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.

DATED: DEC 3 1996

Daniel C. Hurlbutt, Jr.

DANIEL C. HURLBUTT, JR.
PRESIDING JUDGE
Snake River Basin Adjudication

State of Idaho
County of Twin Falls
I hereby certify the foregoing to be a
full, true and correct copy of the
original on file in the above entitled
action.

ROBERT S. FORT
CLERK OF THE DISTRICT COURT
By *Robert S. Fort*
DEPUTY CLERK



PARTIAL DECREE PURSUANT TO I.R.C.P. 54(b)
Water Right 34-10073

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PARCEL 2

34-10073
Stockwater Well

90meters

