

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

MAR 09 2012

DEPT. OF WATER RESOURCES
SOUTHERN 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?
72-153	Yes ☐		Yes ☐		Yes ☐
72-154	Yes ☐		Yes ☐		Yes ☐
72-10225A	Yes ☐		Yes ☐		Yes ☐
72-10225B	Yes ☐		Yes ☐		Yes ☐
72-16110	Yes ☐		Yes ☐		Yes ☐

2. Previous Owner's Name: Frank P. Willey
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Western States Land Management, Inc., a Colorado Corporation
Name of each new owner as listed on the conveyance document
ATTN: Jerome J. Bensing, President
New owner continued ☐ Name connector ☐ and ☐ or ☐ and/or
P.O. Box 805
Mailing address
Franktown CO 80116
City State ZIP
303-663-8875 jbensing@bensingassociates.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: 12/15/04
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: [Signature] PRESIDENT 7 MAR 12
Signature of new owner/claimant Title, if applicable Date

Signature: _____ Title, if applicable _____ Date _____
Signature of new owner/claimant

For IDWR Office Use Only:

Received by DB Date 3/9/2012 Receipt No. 5032410 Receipt Amt. \$125-
Approved by _____ Processed by _____ Date _____

SUPPORT DATA

IN FILE # 72-153

APN: _____

When recorded, mail to:

Western States Land Management, Inc.
P.O. Box 805
Franktown, Colorado 80116-0805

This Space Reserved For Recording

KE0059507 / ATEC#113885

WARRANTY DEED

This WARRANTY DEED, made this 6th day of March, 2012, by and between FRANK P. WILLEY, a married man dealing in his sole and separate property, whose address is P.O. Box 5629, Ketchum, Idaho 83340, ("Grantor"), and WESTERN STATES LAND MANAGEMENT, INC., a Colorado corporation, whose address is P.O. Box 805, 10510 Reindeer Circle, Franktown, Colorado 80116-0805 ("Grantee").

Grantor, for and in consideration of the sum of Ten and no/100 Dollars (\$10.00) and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, does hereby Grant, Bargain, Sell and Convey and by these presents does grant, bargain, sell, convey and confirm unto Grantee, its successors and assigns forever, all the real property lying and being in the County of Custer, State of Idaho, as more particularly described on Exhibit A attached hereto and incorporated herein by reference.

TOGETHER with all water, ditch and drainage rights of Grantor used thereon or appurtenant thereto, and singular the hereditaments and appurtenances thereto belonging, or in anywise appertaining, and all the estate, right, title, interest, claim and demand whatsoever of the Grantor, either in law or in equity, of, in and to the above bargained premises.

TO HAVE AND TO HOLD the Property above bargained and described, with the appurtenances unto Grantee, its successors and assigns forever. Grantor, for itself, its successors and assigns, covenants and agrees that Grantor shall and will WARRANT AND FOREVER DEFEND the above bargained premises in the quiet and peaceable possession of Grantee, its successors and assigns, against all and every person or persons lawfully claiming or to claim the whole or any part thereof, by, through, or under Grantor, except for all matters of record.

IN WITNESS WHEREOF, Grantor has executed this WARRANTY DEED effective as of the date set forth above.

GRANTOR:



Frank P. Willey

FRANK P. WILLEY

ACKNOWLEDGMENT

STATE OF Idaho)
COUNTY OF Blaine)ss.

On this 10th day of March, 2012, before me, F. Paige McAllister the undersigned Notary Public in and for said State, personally appeared Frank P. Willey, 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.

WITNESS my hand and official seal.

F. Paige McAllister
Notary Public
Ketchum, ID
Address

My Commission Expires: 3/12/13



Order No.: 113885

LEGAL DESCRIPTION
EXHIBIT 'A'

ALL OF HES 264 AND HES 823, TRACT A AND TRACT B., TOWNSHIP 17 NORTH, RANGE 19 E.B.M., CUSTER COUNTY, IDAHO.

EXCEPT: A FRACTION OF HES 823, TRACT A, LOCATED IN SECTION 29, TOWNSHIP 17 NORTH, RANGE 19 E.B.M., DESCRIBED AS FOLLOWS: BEGINNING AT CORNER 6 OF HES 823, TRACT A; THENCE N. 30° 48' 24" E., 311.15 FEET TO CORNER 7 OF HES 823 TRACT A; THENCE S. 59° 43' 41" E., 229.21 FEET TO CORNER 8 OF HES 823 TRACT A; THENCE S. 25° 19' 17" W., 250 FEET TO A POINT ON THE PROPERTY LINE BETWEEN CORNERS 8 AND 9 OF HES 823 TRACT A; THENCE N. 73° 28' 35" W., 261.17 FEET TO CORNER 6 OF HES 823, TRACT A, THE REAL POINT OF BEGINNING.

ALSO EXCEPT: A FRACTION OF HES 823, TRACT A, LOCATED IN SECTION 29, TOWNSHIP 17 NORTH RANGE 19 E.B.M., DESCRIBED AS FOLLOWS: BEGINNING AT CORNER 6 OF HES 823, TRACT A; THENCE S. 73° 28' 35" E. 261.17 FEET TO A POINT ON THE PROPERTY LINE BETWEEN CORNERS 8 AND 9 OF HES 823, TRACT A, SAID POINT BEARS S. 25° 19' 17" W., 250 FEET FROM CORNER 8 OF HES 823, TRACT A; THENCE ALONG THE PROPERTY LINE OF HES 823, TRACT A S. 25° 19' 17" W., 207.11 FEET TO CORNER 9 OF HES 823, TRACT A; THENCE ALONG THE PROPERTY LINE OF HES 823 TRACT A, S. 25° 17' 01" W., 160.00 FEET TO A POINT ON THE PROPERTY LINE BETWEEN CORNERS 9 AND 10 OF HES 823, TRACT A; THENCE N. 65° 29' 57" W., 403.75 FEET TO A POINT ON THE PROPERTY LINE BETWEEN CORNERS 4 AND 5 OF HES 823, TRACT A, WHICH BEARS S. 59° 12' 25" W., 160.00 FEET FROM CORNER 5 OF HES 823, TRACT A; THENCE ALONG THE PROPERTY LINE OF HES 823, TRACT A, N. 59° 12' 25" E., 160.00 FEET TO CORNER 5 OF HES 823, TRACT A; THENCE ALONG THE PROPERTY LINE OF HES 823, TRACT A, N. 41° 02' 02" E., 207.89 FEET, TO CORNER 6 OF HES 823, TRACT A, THE POINT OF BEGINNING.

ALSO EXCEPT: A FRACTION OF HES 823, TRACT B, LOCATED IN SECTION 29, TOWNSHIP 17 NORTH, RANGE 19 E.B.M., DESCRIBED AS FOLLOWS: COMMENCING AT CORNER 18 OF SAID HES 823, TRACT B, THENCE S. 9° 05' E. 535.92 FEET TO CORNER 19 OF SAID HES 823; THENCE S. 50° 15' W., 406.4 FEET ALONG THE SOUTH LINE OF SAID HES 823; THENCE N. 9° 05' W., 535.92 FEET; THENCE N. 50° 15' E., 406.4 FEET TO THE POINT OF BEGINNING.

ALSO EXCEPT: A FRACTION OF HES 823, TRACT B, LOCATED IN SECTION 29, TOWNSHIP 17 NORTH, RANGE 19 E.B.M., DESCRIBED AS FOLLOWS: BEGINNING AT CORNER 16 OF HES 823, TRACT B; THENCE N. 2° 39' E., 726.0 FEET TO CORNER 17; THENCE S. 57° 31' E., 778.14 FEET TO CORNER 18; THENCE S. 50° 15' W., 406.40 FEET; THENCE S. 9° 05' E., 535.92 FEET; THENCE S. 50° 15' W., 1002.10 FEET TO CORNER 23; THENCE N. 9° 05' W., 1153.50 FEET TO CORNER 24; THENCE S. 88° 02' E., 485.90 FEET TO CORNER 16, THE POINT OF BEGINNING.



Order No. KE0059507 / ATEC #113885

QUITCLAIM DEED

For Value Received,

Frank P. Willey, a married man dealing with his sole and separate property

hereby conveys, releases, remises and forever quit claims unto

Western States Land Management, Inc., a Colorado Corporation

whose address is : P.O. Box 805, Franktown, CO 80116

the following premises, to wit:

WATER RIGHT NOS. 72-153, 72-154, 72-10225A, 72-10225B, and 72-16110, PERTAINING TO THE FOLLOWING DESCRIBED PROPERTY:

SEE EXHIBIT A WHICH IS MADE A PART HEREOF BY THIS REFERENCE

TOGETHER with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, the reversion and reversions, remainder and remainders, rents, issues and profits thereof.

TO HAVE AND TO HOLD, All and singular the said premises, together with the appurtenances, unto the Grantee and to its successors and assigns forever.

Dated: 3/6/12

★ Frank P. Willey
Frank P. Willey

State of Idaho)

)ss

County of Blaine)

On this 6th day of March, 2012, before me, F. Paige McAllister, the undersigned Notary Public in and for said State, personally appeared Frank P. Willey, 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.

F. Paige McAllister
Notary Public
Residing at: Ketchum, Idaho
Commission Expires: 3/12/13



Order No.: 113885

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ALSO EXCEPT: A FRACTION OF HES 823, TRACT B, LOCATED IN SECTION 29, TOWNSHIP 17 NORTH, RANGE 19 E.B.M., DESCRIBED AS FOLLOWS: COMMENCING AT CORNER 18 OF SAID HES 823, TRACT B, THENCE S. $9^{\circ} 05'$ E. 535.92 FEET TO CORNER 19 OF SAID HES 823; THENCE S. $50^{\circ} 15'$ W., 406.4 FEET ALONG THE SOUTH LINE OF SAID HES 823; THENCE N. $9^{\circ} 05'$ W., 535.92 FEET; THENCE N. $50^{\circ} 15'$ E., 406.4 FEET TO THE POINT OF BEGINNING.

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