

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

RECEIVED

JAN 03 2012

WATER RESOURCES
WESTERN REGION

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
 Incomplete forms will be returned.

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s)	Adjudication Claim No(s)	Split	Water Right No(s)	Adjudication Claim No(s)	Split
PD 67-14602					
PD 67-14604					

2. The following **REQUIRED** information must be submitted with this form:

A. The appropriate **FILING FEE**. See instructions for fee amounts.

B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.

C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant(s) Bret Armacost & Doris Armacost
PO Box 87, Council, ID 83612
4. New Owner/Claimant(s) The Jeffrey Logan Francis and Jamie Francis, Living Trust
 Name Connector (Check one): ☐ and ☐ or ☐ and/or
- New Mailing Address 780 N. Hughes, Clovis, CA 93611
 City, State and ZIP Code Clovis, CA 93611
- * New Telephone Number (559) 307-5878
5. Date you acquired the property December 30, 2011

SUPPORT DATA

IN FILE # 67-14602

6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 7. If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

7.

Signature of New Owner(s) or Claimant(s)
(include title if applicable)

Jeffrey Logan Francis, Trustee
Jeffrey Logan Francis, Trustee
Lamie Francis, Trustee
Lamie Francis, Trustee

For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance, completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.

For Office Use Only

Received by *gmn*Date *1-3-12*Fee *50*Received by *gmn*Date *1-3-12*Receipt No. *11039831*

Processed by _____

AJ

Date _____

WR *gmn*Date *2-9-12*



IDWD
Order No. 0050481

Instrument # 122861

COUNCIL, ADAMS, IDAHO
12-30-2011 08:48:38 No. of Pages: 2
Recorded for: AMERITITLE
SHERRY WARD Fee: 13.00
Ex-Officio Recorder Deputy *Sherry Ward*
Index for: DEED

WARRANTY DEED

For Value Received,

Bret Gary Armacost and Doris Helga Armacost, also known as
Bret Armacost and Doris Armacost, husband and wife

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

The Jeffrey Logan Francis and Jamie Francis Living Trust

GRANTEE(s), whose address is: 780 N. Hughes, Clovis, CA 93611

the following described real property, to-wit:

See Exhibit "A" attached hereto and made a part hereof

TO HAVE AND TO HOLD the premises with its 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 that said premises are free from all encumbrances except the current year's taxes and assessments, conditions, covenants, restrictions, reservations, easements, rights and rights of way, apparent or of record and that they will warrant and defend the same from all lawful claims whatsoever.

DATED this 29th day of December 2011.

Bret Gary Armacost
Bret Gary Armacost

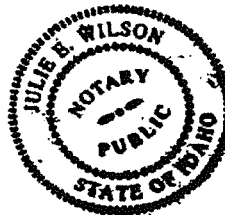
Doris Helga Armacost

BY: *Bret Gary Armacost* as Attorney-in-fact
Bret Gary Armacost, Attorney-in-fact

State of Idaho)
ss
County of Adams)

On this 29th day of December 2011, before me, the undersigned, a notary public in and for said state, personally appeared Bret Gary Armacost, as attorney in fact for Doris Helga Armacost and that he executed the foregoing instrument by authority of and in behalf of said principal; and acknowledged said instruments to be the act and deed of said principal.

Julie E. Wilson
Notary Public
Residing at: *Corning*
Commission Expires: *5/21/14*



State of Idaho)
ss
County of Adams)

On this 29 day of December 2011, before me, the undersigned, a notary public in and for said state, personally appeared Bret Gary Armacost 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.

Julie E. Wilson
Notary Public
Residing at: *Corning*
Commission Expires: *5/21/14*

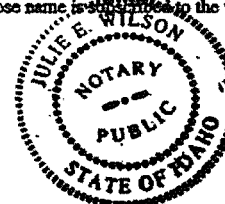


Exhibit A

17 North, Range 2 West, Boise Meridian, Adams County, Idaho
Sections 24 and 23: A parcel of land situated in the SW1/4NW1/4 and the NW1/4SW1/4 of Section 24 and SE1/4NE1/4 and E1/2NE1/4SE1/4 of Section 23, more particularly described as follows:

Commencing at an aluminum cap marking the corner common to said Sections 23, 24, 25 and 26, T17NR2WBM, Adams County, Idaho;
Thence North 00°44'30" West 1,323.72 feet along the line common to said Sections 23 and 24 to a 5/8 inch rebar marking the South 1/16 corner, the REAL POINT OF BEGINNING;
Thence continuing North 89°39'42" West 655.00 feet to a 1/2 inch rebar marking the CESE 1/64 corner of said Section 23;
Thence North 10°49'42" West 1,325.24 feet to a 1/2 inch rebar set in an east-west fence line;
Thence South 89°26'57" East 883.43 feet along said fence line to a 1/2 inch rebar on the South line common to Sections 23 and 24;
Thence South 00°44'30" East 110.12 feet along said common line to a 1/2 inch rebar;
Thence South 53°16'28" East 712.66 feet to a 1/2 inch rebar;
Thence North 37°17'22" East 250.37 feet to a 1/2 inch rebar on the South right of way line of Council Cuprum Road;
Thence South 50°23'37" East 760.63 feet along said South right of way to a 1/2 inch rebar on the East boundary of said SW1/4NW1/4;
Thence South 00°35'02" East 458.99 feet to a 5/8 inch rebar marking the CW 1/16 corner of said Section 24;
Thence South 00°35'00" East 1,324.81 feet to a 5/8 inch rebar marking the SW1/6 corner of said Section 24;
Thence South 89°22'45" West 1,294.67 feet to the POINT OF BEGINNING.

Excepting the right of way of Council-Cuprum Road.

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommended Right Report

7/15/2009

WATER RIGHT NO. 67-14602

<u>Owner Type</u>	<u>Name and Address</u>
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Current Owner	BRET ARMACOST
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Current Owner	DORIS ARMACOST PO BOX 87 COUNCIL, ID 83612 (208)253-4360
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Original Owner	ELLIS HARTLEY , ID
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Original Owner	MARK C YATES
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Original Owner	PHYLLIS R YATES
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Original Owner	CLINTON T YATES JR 2502 CEMETERY LN COUNCIL, ID 83612 (208) 253-6915
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Original Owner	DIANE J YATES 4200 HELLS CANYON DAM RD OXBOW, OR 97840
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Priority Date: 05/30/1883

Basis: Decreed

Status: Active

Source

Tributary

HORNET CREEK WEISER RIVER

Beneficial Use From To Diversion Rate Volume

IRRIGATION 03/15 11/15 0.56 CFS

Total Diversion 0.56 CFS

Location of Point(s) of Diversion:

HORNET CREEK NWSW Sec. 15 Township 17N Range 02W ADAMS County

HORNET CREEK NWNE Sec. 23 Township 17N Range 02W ADAMS County

IRRIGATION Use:

Acre Limit: 56.8

Place(s) of use:

Place of Use Legal Description: IRRIGATION ADAMS County

<u>Townshi</u>	<u>Rang</u>	<u>Section</u>	<u>Lo</u>	<u>Tract</u>	<u>Acre</u>	<u>Lo</u>	<u>Trac</u>	<u>Acre</u>	<u>Lo</u>	<u>Trac</u>	<u>Acre</u>	<u>Lo</u>	<u>Trac</u>	<u>Acre</u>
<u>p</u>	<u>e</u>	<u>n</u>	<u>t</u>		<u>s</u>	<u>t</u>	<u>t</u>	<u>s</u>	<u>t</u>	<u>t</u>	<u>s</u>	<u>t</u>	<u>t</u>	<u>s</u>
17N	02W	23		SENE	21									
		24		SWN	21									
				W										
				NWS	18									
				W										

Total Acres: 60

Conditions of Approval:

1. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

2. K06 This right is limited to the irrigation of 56.8 acres within the place of use described above in a single irrigation season.
3. E55 Right Nos. 67-14602 and 67-14604 are limited to the irrigation of a combined total of 60.0 acres in a single irrigation season.

Dates:

Other Information:

State or Federal: S

Owner Name Connector: AND

Water District Number:

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Cary Act Number:

Mitigation Plan: False

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IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommended Right Report

7/15/2009

WATER RIGHT NO. 67-14604

<u>Owner Type</u>	<u>Name and Address</u>
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Current Owner	BRET ARMACOST
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Current Owner	DORIS ARMACOST PO BOX 87 COUNCIL, ID 83612 (208)253-4360
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Original Owner	ELLIS HARTLEY , ID
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Original Owner	MARK C YATES
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Original Owner	PHYLLIS R YATES
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Original Owner	CLINTON T YATES JR 2502 CEMETERY LN COUNCIL, ID 83612 (208) 253-6915
----------------	---

Original Owner	DIANE J YATES 4200 HELLS CANYON DAM RD OXBOW, OR 97840
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Priority Date: 12/31/1899

Basis: Decreed

Status: Active

Source

Tributary

HORNET CREEK WEISER RIVER

Beneficial Use From To Diversion Rate Volume

IRRIGATION 03/15 11/15 0.19 CFS

Total Diversion 0.19 CFS

Location of Point(s) of Diversion:

HORNET CREEK NWSW Sec. 15 Township 17N Range 02W ADAMS County

HORNET CREEK NWNE Sec. 23 Township 17N Range 02W ADAMS County

IRRIGATION Use:

Acre Limit: 15.2

Place(s) of use:

Place of Use Legal Description: IRRIGATION ADAMS County

<u>Townshi</u>	<u>Rang</u>	<u>Section</u>	<u>Lo</u>	<u>Tract</u>	<u>Acre</u>	<u>Lo</u>	<u>Trac</u>	<u>Acre</u>	<u>Lo</u>	<u>Trac</u>	<u>Acre</u>	<u>Lo</u>	<u>Trac</u>	<u>Acre</u>
<u>p</u>	<u>e</u>	<u>n</u>	<u>t</u>		<u>s</u>	<u>t</u>	<u>t</u>	<u>s</u>	<u>t</u>	<u>t</u>	<u>s</u>	<u>t</u>	<u>t</u>	<u>s</u>
17N	02W	23		SENE	21									
		24		SWN	21									
				W										
				NWS	18									
				W										

Total Acres: 60

Conditions of Approval:

1. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

2. K06 This right is limited to the irrigation of 15.2 acres within the place of use described above in a single irrigation season.
3. E55 Right Nos. 67-14602 and 67-14604 are limited to the irrigation of a combined total of 60.0 acres in a single irrigation season.

Dates:

Other Information:

State or Federal: S

Owner Name Connector: AND

Water District Number:

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Cary Act Number:

Mitigation Plan: False

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Attention: Jean Hersley **Date:** 01/19/2012
Company: IDWR **Pages:** 7
Fax No: 334-2348 **From:** Linda-Gayle Fox
Re: The Jeffrey Logan Francis and Jamie Francis **Escrow No:** IP27348
Living Trust

☐ Urgent☒ As Requested☒ For Review☒ Please Reply

● **Comments:**

Pursuant to your enclosed letter to my customer, I am sending a copy of the recorded Warranty Deed for the Jeffrey Logan Francis and Jamie Francis Living Trust. I am also sending a copy of the check that was sent to your office along with the notice of change in water right ownership. Please let me know if you need anything further for this transfer. I am helping Mr. Francis as he is located out of state.

Thank you.


Linda-Gayle Fox
Escrow Officer

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