

RECEIVED

MAR 08 2010

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

Department of Water Resources
 Eastern 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 IDWR will produce new water right number(s) for the split(s).

Water Right No(s)	Adjudication Claim No(s)	Split(s)	Water Right No(s)	Adjudication Claim No(s)	Split(s)
75-27A	5.35 CFS	X	Split #100 paid		
75-10383					
75-10384					
75-27m					

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 on file with the county Planning and Zoning or Recorder's Office).

OR

D. 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 or equivalent **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)

William (Bill) Gattung and Lois Gattung
 88 Lois Lane
 Salmon, Id 83467

4. New Owner/Claimant(s)

Joie Lynn Malpass and BART MALPASS
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address

1549 E. Napa St.

City, State and ZIP Code

Sonoma, Ca 95476

New Telephone Number

(707) 695-3996 Email: Sonomajoie@yahoo.com

5. Date you acquired the property

2/14/2010

6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in line 1, then skip this line and go to line 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 (you may copy this page, if 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 will not be split, skip this area and proceed to line 7)		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Water Right and/or Adjudication Claim Number <u>75-27A</u>		
Irrigation	<u>5.35</u>	<u>40 acres</u>
Stock		
Domestic		
Other		
Totals		
Water Right and/or Adjudication Claim Number _____		
Irrigation		
Stock		
Domestic		
Other		
Totals		
Water Right and/or Adjudication Claim Number _____		
Irrigation		
Stock		
Domestic		
Other		
Totals		

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.

7. Signature(s) of New Owner(s) or Claimant(s)

Jojo Lynn Malpas (title if applicable)
Bob Malpas (title if applicable)

IT IS IMPORTANT TO FILE THIS COMPLETED FORM AT THE APPROPRIATE IDWR OFFICE, WITH PAYMENT OF THE FILING FEE AND THE OWNERSHIP DOCUMENT(S), AS REFERRED TO IN LINE 2.

Possible \$25.- refund if no interest in 75-7588.

For IDWR Office Use Only:

Received by _____
 Received by *JB*
 Processed by _____ AJ

Date 4/23/10
 Date _____
 Date _____

Receipt Amt. \$250.-
 Receipt No. E0357103
 WR _____ Date _____

Correction Deed

This Correction Deed is to correct the legal description in three **Acceptances of Gift** which were recorded as Lemhi County Instrument Number 270655 on February 14, 2007; Lemhi County Instrument Number 275514 on March 11, 2008; and Lemhi County Instrument Number 278675 on February 2, 2009; from:

JOIE LYNN MALPASS and her husband
BART MALPASS
1549 East Napa Street
Sonoma, California 95476

To:

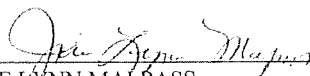
WILLIAM G. GATTUNG and LOIS C. GATTUNG
Husband and Wife
88 Lois Lane
Salmon, Idaho 83467

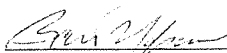
the Gifting parents, the following described premises, in Lemhi County, Idaho, to-wit:

SEE EXHIBIT ATTACHED HERETO AND MADE A PART HEREOF
Complete description is described herein as PARCEL "A"

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, 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; they are free from all encumbrances except the lien for taxes for the current year, any liens and encumbrances of record on this date, and any liens or encumbrances suffered or created by Grantors prior to the date hereof, that they will warrant and defend the same from all lawful claims whatsoever.

Dated: the 1st day of Feb 2010.


JOIE LYNN MALPASS


BART MALPASS

STATE OF CALIFORNIA)) ss. County of Sonoma)	State of Idaho)) Instrument No <u>282062</u> County of Lemhi)
On this _____ day of _____, 2010, before me a Notary Public in and for Said State, personally appeared JOIE LYNN MALPASS and BART MALPASS known to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.	This Instrument was filed for record at the request of <u>Slavin Law Office</u> at <u>3:21</u> o'clock <u>P</u> m <u>Feb 3</u> 2010 and duly filed and indexed in the records of Lemhi County Terri J. Morton Ex-Officio Recorder
 (SEAL) Notary Public for State of California Residing at _____ CA My Commission Expires: _____	By <u>Elyssa Cardin</u> Deputy Fee <u>9.00</u> Return to <u>Slavin Law Office</u>
REGATTUNG B&L JOIE AOG CD1-434-88-C	



WADE SURVEYING

Global Positioning Service

Land Surveying and Planning

402 Van Dreff Street

Salmon, Idaho 83467



Phone: (208)-756-3070

November 17, 2009

Parcel "A"

A parcel of land located in the S1/2 of Section 12, T. 20 N., R. 21 E., Boise Meridian, Lemhi County, Idaho, more particularly described as follows;

Commencing at the W1/4 Corner of said Section 12 from which the E1/4 Corner of said section bears N88°59'15"E 5248.20 ft., the Basis of Bearing of this description, run thence N88°59'15"E along the northerly boundary of said S1/2 a distance of 2617.43 ft. to the NW Corner of the SE1/4 of said section and the POINT OF BEGINNING;

Thence continuing N88°59'15"E along the northerly boundary of said SE1/4 a distance of 980.97 ft.;

Thence South a distance of 420.00 ft.;

Thence S12°00'09"W a distance of 1373.63 ft.;

Thence West a distance of 1329.00 ft. to a point on the easterly boundary of the E1/2SE1/4SW1/4 of said section;

Thence N00°40'19"W along said boundary of said E1/2SE1/4SW1/4 a distance of 419.00 ft. to the NW Corner of said E1/2SE1/4SW1/4;

Thence N89°08'11"E along the northerly boundary of the SE1/4SW1/4 of said section a distance of 654.75 ft. to the NE Corner of said SE1/4SW1/4;

Thence N00°41'35"W along the westerly boundary of the SE1/4 of said section a distance of 1317.52 ft. to the POINT OF BEGINNING.

PARCEL CONTAINS 41.06 ACRES

SUBJECT TO: A 20 ft. wide ingress and egress easement to access the Rainbow Ditch, 10 ft. either side of the following described centerline.

Commencing at the E1/4 Corner of said Section 12 from which the W1/4 Corner of said section bears S 88°59'15" W 5248.20 ft., the Basis Of bearing of this description, run thence S 59°23'47" W a distance of 2205.97 ft. to a point on the centerline of said Rainbow Ditch and the POINT OF BEGINNING;

Thence the following bearing and distances along said easement centerline:

N 39°41'41"W	104.77 ft.;	N 55°40'16" W	74.22 ft.;
N 59°17'22"W	111.83 ft.;	N 68°02'01" W	62.47 ft. to a point on
the centerline of Williams Lake Road.			

SUBJECT TO and TOGETHER WITH: Any easements of record and/or usages.

282062

ACKNOWLEDGMENT

State of California
County of Solano

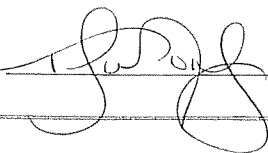
On January 14, 2010 before me, TL Montez, Notary Public
(insert name and title of the officer)

personally appeared Jose Lynn Malpass and Bart Malpass
who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are
subscribed to the within instrument and acknowledged to me that he/she/they executed the same in
his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the
person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

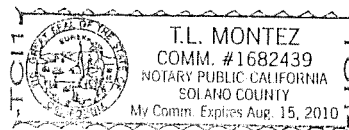
I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing
paragraph is true and correct.

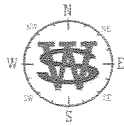
WITNESS my hand and official seal.

Signature



(Seal)





WADE SURVEYING

Global Positioning Service

Land Surveying and Planning

402 Van Dreff Street

Salmon, Idaho 83467



Phone: (208)-756-3070

March 2, 2010

Parcel "A"

A parcel of land located in the S1/2 of Section 12, T. 20 N., R. 21 E., Boise Meridian, Lemhi County, Idaho, more particularly described as follows;

Commencing at the W1/4 Corner of said Section 12 from which the E1/4 Corner of said section bears N88°59'15"E 5248.20 ft., the Basis of Bearing of this description, run thence N88°59'15"E along the northerly boundary of said S1/2 a distance of 2617.43 ft. to the NW Corner of the SE1/4 of said section and the POINT OF BEGINNING;

Thence continuing N88°59'15"E along the northerly boundary of said SE1/4 a distance of 980.97 ft.;

Thence South a distance of 420.00 ft.;

Thence S12°00'09"W a distance of 1373.63 ft.;

Thence West a distance of 1329.00 ft. to a point on the easterly boundary of the E1/2SE1/4SW1/4 of said section;

Thence N00°40'19"W along said boundary of said E1/2SE1/4SW1/4 a distance of 419.00 ft. to the NW Corner of said E1/2SE1/4SW1/4;

Thence N89°08'11"E along the northerly boundary of the SE1/4SW1/4 of said section a distance of 654.75 ft. to the NE Corner of said SE1/4SW1/4;

Thence N00°41'35"W along the westerly boundary of the SE1/4 of said section a distance of 1317.52 ft. to the POINT OF BEGINNING.

PARCEL CONTAINS 41.06 ACRES

SUBJECT TO: A 20 ft. wide ingress and egress easement to access the Rainbow Ditch, 10 ft. either side of the following described centerline.

Commencing at the E1/4 Corner of said Section 12 from which the W1/4 Corner of said section bears S 88°59'15" W 5248.20 ft., the Basis Of bearing of this description, run thence S 59°23'47" W a distance of 2205.97 ft. to a point on the centerline of said Rainbow Ditch and the POINT OF BEGINNING;

Thence the following bearing and distances along said easement centerline:

N 39°41'41"W	104.77 ft.;	N 55°40'16" W	74.22 ft.;
N 59°17'22"W	111.83 ft.;	N 68°02'01" W	62.47 ft. to a point on

the centerline of Williams Lake Road.

SUBJECT TO and TOGETHER WITH: Any easements of record and/or usages.

Correction Deed

This Correction Deed is to correct the legal description in three **Declarations of Gift** which was recorded as follows: Lemhi County Instrument Number 270207 on December 29, 2006; Lemhi County Instrument Number 275513 on March 11, 2008; and Lemhi County Instrument Number 278674 on February 2, 2009 from:

WILLIAM G. GATTUNG and LOIS C. GATTUNG
Husband and Wife
88 Lois Lane
Salmon, Idaho 83467

wherein the Grantors did grant, bargain, sell and convey to:

JOIE LYNN MALPASS and BART MALPASS
Wife and Husband
1549 East Napa Street
Sonoma, California 95476

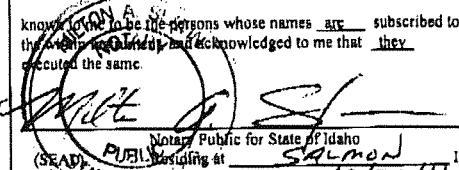
the Grantees, the following described premises, in Lemhi County, Idaho, to-wit:

SEE EXHIBIT ATTACHED HERETO AND MADE A PART HEREOF
Complete description is described herein as PARCEL "A"

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, 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; they are free from all encumbrances except the lien for taxes for the current year, any liens and encumbrances of record on this date, and any liens or encumbrances suffered or created by Grantors prior to the date hereof, that they will warrant and defend the same from all lawful claims whatsoever.

Dated: the 29th day of December 2009.

William G. Gattung Lois C. Gattung
WILLIAM G. GATTUNG LOIS C. GATTUNG

STATE OF IDAHO)) ss. County of Lemhi) On this <u>29</u> day of <u>December</u> 2009, before me a Notary Public in and for Said State, personally appeared WILLIAM G. GATTUNG and LOIS C. GATTUNG known to me to be the persons whose names are subscribed to the foregoing instrument, and acknowledged to me that they executed the same.  Notary Public for State of Idaho My Commission Expires <u>10/26/11</u> REIGATTUNG.B&LJOIE.DOG.CDI1434-88-C	State of Idaho)) Instrument No <u>281734</u> County of Lemhi) This Instrument was filed for record at the request of <u>Slavin Law Office</u> at <u>10:19</u> o'clock <u>9</u> m <u>12:30</u> 2009 and duly filmed and indexed in the records of Lemhi County Terri J. Morton Ex-Officio Recorder By <u>Emica Carden</u> Deputy Fee <u>Upa</u> Return to <u>Slavin Law Office</u>
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**WADE SURVEYING****281734****Global Positioning Service****Land Surveying and Planning****402 Van Dreff Street****Salmon, Idaho 83467**

Phone: (208)-756-3070

November 17, 2009

Parcel "A"

A parcel of land located in the S1/2 of Section 12, T. 20 N., R. 21 E., Boise Meridian, Lemhi County, Idaho, more particularly described as follows;

Commencing at the W1/4 Corner of said Section 12 from which the E1/4 Corner of said section bears N88°59'15"E 5248.20 ft., the Basis of Bearing of this description, run thence N88°59'15"E along the northerly boundary of said S1/2 a distance of 2617.43 ft. to the NW Corner of the SE1/4 of said section and the POINT OF BEGINNING;

Thence continuing N88°59'15"E along the northerly boundary of said SE1/4 a distance of 980.97 ft.;

Thence South a distance of 420.00 ft.;

Thence S12°00'09"W a distance of 1373.63 ft.;

Thence West a distance of 1329.00 ft. to a point on the easterly boundary of the E1/2SE1/4SW1/4 of said section;

Thence N00°40'19"W along said boundary of said E1/2SE1/4SW1/4 a distance of 419.00 ft. to the NW Corner of said E1/2SE1/4SW1/4;

Thence N89°08'11"E along the northerly boundary of the SE1/4SW1/4 of said section a distance of 654.75 ft. to the NE Corner of said SE1/4SW1/4;

Thence N00°41'35"W along the westerly boundary of the SE1/4 of said section a distance of 1317.52 ft. to the POINT OF BEGINNING.

PARCEL CONTAINS 41.06 ACRES

SUBJECT TO: A 20 ft. wide ingress and egress easement to access the Rainbow Ditch, 10 ft. either side of the following described centerline.

Commencing at the E1/4 Corner of said Section 12 from which the W1/4 Corner of said section bears S 88°59'15" W 5248.20 ft., the Basis Of bearing of this description, run thence S 59°23'47" W a distance of 2205.97 ft. to a point on the centerline of said Rainbow Ditch and the POINT OF BEGINNING;

Thence the following bearing and distances along said easement centerline:

N 39°41'41"W	104.77 ft.;	N 55°40'16" W	74.22 ft.;
N 59°17'22"W	111.83 ft.;	N 68°02'01" W	62.47 ft. to a point on
the centerline of Williams Lake Road.			

SUBJECT TO and TOGETHER WITH: Any easements of record and/or usages.

Quit Claim Deed

Instrument # 287208 # Pages: 2
LEMHI COUNTY, Idaho
Aug 30, 2011 4:37:30 pm Fee: \$ 13.00
For: MILTON A. SLAVIN
TERRI J. MORTON, Recorder
ECARDIN Deputy

For Value Received:

THE WILLIAM G. and LOIS C. GATTUNG REVOCABLE TRUST
Dated: May 24, 2001
88 Lois Lane
Salmon, Idaho 83467

does hereby convey, release, remise and forever quitclaim unto

JOIE LYNN MALPASS and BART MALPASS
Husband and Wife
whose current address is 1549 East Napa Street
Sonoma, California 95476

the following described premises, to-wit:

SEE EXHIBIT ATTACHED HERETO AND MADE A PART HEREOF
Complete description is described herein as PARCEL "A" dated May 9, 2011

ALSO TOGETHER WITH all and singular the tenements, hereditaments and appurtenances
thereunto belonging or in anywise appertaining, and the rents, issues and profits thereto.

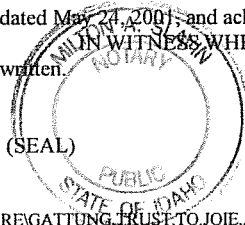
DATED: this 29th day of August, 2011.

William G. Gattung
WILLIAM G. GATTUNG, Trustee

STATE OF IDAHO)
ss.
County of Lemhi)

On this 29 day of August, 2011, before me a Notary Public in and for Said
State, personally appeared WILLIAM G. GATTUNG, known or identified to me to be the person whose name is
subscribed to the within instrument as Trustee of the WILLIAM G. and LOIS C. GATTUNG REVOCABLE TRUST
dated May 24, 2001, and acknowledged to me that he executed the same.

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



Milton A. Slavin
Notary Public for State of Idaho
Residing at SALMON ID
My Commission Expires: 10/26/11

Parcel "A"

A parcel of land located in Section 12, T. 20 N., R. 21 E., Boise Meridian, Lemhi County, Idaho, more particularly described as follows;

Commencing at the W1/4 Corner of said Section 12 from which the E1/4 Corner of said section bears N88°59'15"E 5248.20 ft., the Basis of Bearing of this description, run thence N88°59'15"E along the northerly boundary of the S1/2 of said section a distance of 2617.43 ft. to the NW Corner of the SE1/4 of said section and the POINT OF BEGINNING;

Thence N 00°41'33"W along westerly boundary of the NE1/4 of said section a distance of 485.17 ft. to a point on the centerline of Williams Creek Road;

Thence the following courses and distances along said centerline;

N 89°27'34" E 207.78 ft.; 333.83 ft. along a curve to the left having a central angle of 68°18'37", a radius of 280.00 ft., a chord bearing of N 55°18'15"E for a distance of 314.40 ft.; N 21°08'57"E 244.98 ft.;

105.65 ft. along a curve to the left having a central angle of 10°05'19", a radius of 600.00 ft., a chord bearing of N 16°06'18"E for a distance of 105.51 ft.;

Thence S 66°33'21"E a distance of 550.26 ft.;

Thence S 51°42'23"E a distance of 148.21 ft.;

Thence S 43°20'41"E a distance of 187.67 ft.;

Thence S 00°17'36"E a distance of 487.33 ft.

Thence S 00°16'40"E a distance of 37.78 ft. to a point on the northerly boundary of said SE1/4;

Thence S 00°06'00"E a distance of 334.96 ft. to the end of an existing fence and the NW corner of Parcel "E" as shown on Record of Survey Instrument Number 281738;

Thence S 00°35'10"E along said fence and Parcel "E" a distance of 553.82 ft. to the SW corner of said Parcel "E";

Thence S 00°10'11"E a distance of 432.38 ft. to a point on the northerly boundary of the SW1/4SE1/4 of said section;

Thence S 89°08'11"W along said northerly boundary a distance of 1322.50 ft. to the NE Corner of the SE1/4SW1/4;

Thence N00°41'35"W along the westerly boundary of said SE1/4 a distance of 1317.52 ft. to the POINT OF BEGINNING.

PARCEL CONTAINS 61.6 ACRES Less 400 sq. ft. for the Williams Creek Remote

Less: Williams Creek Remote. See instrument no. 217986, Survey Book 6, Page 64 as recorded in the Lemhi County Courthouse.

SUBJECT TO: A 20 ft. wide ingress and egress easement to access the Rainbow Ditch, 10 ft. either side of the following described centerline.

Commencing at the E1/4 Corner of said Section 12 from which the W1/4 Corner of said section bears S 88°59'15" W 5248.20 ft., the Basis Of bearing of this description, run thence S 59°23'47" W a distance of 2205.97 ft. to a point on the centerline of said Rainbow Ditch and the POINT OF BEGINNING;

Thence the following bearing and distances along said easement centerline:

N 39°41'41"W 104.77 ft.; N 55°40'16" W 74.22 ft.;

N 59°17'22"W 111.83 ft.; N 68°02'01" W 62.47 ft. to a point on the centerline of Williams Lake Road.

ALSO SUBJECT TO and TOGETHER WITH: Any easements of record and/or usages.