

DEV

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

01
RECEIVED
AUG 16 2011
DEPT. OF WATER RESOURCES
SOUTHERN 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
A71-10074					
A71-000443					

ORIGINAL

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)
4. New Owner/Claimant(s)
- New Mailing Address
- City, State and ZIP Code
- New Telephone Number
5. Date you acquired the property

William C. Bein & Linda H. Bein

GARY & SARA O. Malley
Name Connector (Check only: [] and, [] or, [] and/or)

P.O. Box 123
Stanley IDAHO 83278
(208) 774-2030
August 2, 2011

\$25 each for H2O rt.

SUPPORT DATA

IN FILE #

71-443

11W12E13 NWSW SWSW

Form 42-24042-1409(6) July, 2009

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) X *Lasi O'Malley*
(include title if applicable) *Lasi O'Malley*

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 _____	Date _____	Fee _____
Received by <u><i>Cuba</i></u>	Date <u><i>9/22/11</i></u>	Receipt No. <u><i>3032108</i></u>
Processed by _____	Date _____	WR _____ Date _____



SUN VALLEY
TITLE
C O M P A N Y

Recorded.

8/9/11
244441
3:55pm

Order No. 1125774

ATC No. 3071105695 TD

WARRANTY DEED

FOR VALUE RECEIVED

*(who acquired title as Linda A. Bein)

William C. Bein and Linda H. Bein, as Co-Trustees of the William C. and Linda H. Bein Trust U/T/A dated September 11, 1992, as amended and restated November 5, 2001 and as further amended and restated August 2, 2010

the Grantors do hereby grant, bargain, sell, convey and warrant unto

GARY O'MALLEY AND SARI O'MALLEY, HUSBAND AND WIFE AS COMMUNITY
PROPERTY WITH RIGHTS OF SURVIVORSHIP

the Grantees whose current address is:

PO Box 123
Stanley, ID 83278

the following described premises and any appurtenant water rights, in Custer County, IDAHO,
to-wit:

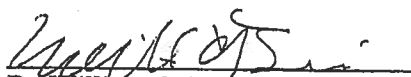
See Attached Exhibit A

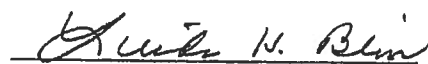
SUBJECT TO: Taxes, easements, restrictions, reservations, assessments and
encumbrances as shown of record, if any.

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; that said premises are
free from all encumbrances and that they will warrant and defend the same from all lawful claims
whatsoever.

Dated this 29 day of July, 2011

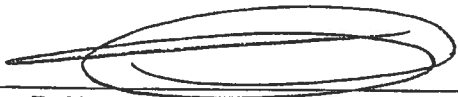
William C. and Linda H. Bein Trust


By William C. Bein, Co-Trustee

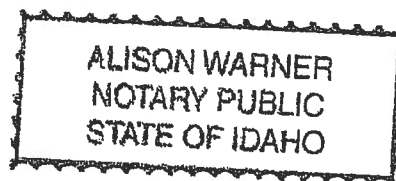

By: Linda H. Bein, Co-Trustee

State of: Idaho
County of: Blaine

On this 29 day of July, 2011, before me, the undersigned Notary Public in and for said state, personally appeared **William C. Bein** and **Linda H. Bein**, Trustee(s) of the **William C. and Linda H. Bein Trust**, known or identified to me to be the person(s) whose name(s) is(are) subscribed to the within instrument as Trustee(s) of said Trust, and acknowledged to me that he/she/they have executed the same in his/her/their capacity as Trustee(s).



Notary Public
Residing at: Letchem ID
Commission Expires: 9/18/2012



A fraction of Homestead Entry Survey No. 577, Township 11 North, Range 12 East, Boise Meridian, Custer County, Idaho, more particularly described as follows:

Beginning at Corner No. 5 of said Homestead Entry Survey No. 577, run thence North $84^{\circ}57'$ East along the Southerly Boundary of Homestead Entry No. 577 a distance of 950.0 feet; thence North $5^{\circ}03'$ West, 300.00 feet; thence North $46^{\circ}10'$ West 1160.1 feet; thence South $84^{\circ}57'$ West, 195.7 feet to a point on the Westerly Boundary of Homestead Entry Survey No. 577; thence South $5^{\circ}28'$ East, along the Westerly Boundary of Homestead Entry Survey No. 577 a distance of 1174.1 feet to the Point of Beginning.