

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

JAN 12 2011

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?
74-15771	Yes ☐		Yes ☐		Yes ☐
74-15773	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐

2. Previous Owner's Name: IAS Macieski, LLC
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Lemhi Regional Land Trust
Name of each new owner as listed on the conveyance document

SUPPORT DATA

IN FILE # 74-15771

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

PO Box 871

Mailing address

Salmon Idaho 83467

City State ZIP

208-756-8879 info@lemhilandtrust.org

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: December 6, 2010

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] LRLT Executive Director
Signature of new owner/claimant Title, if applicable Date 1-10-11

Signature: [Signature] LRLT Board Chairman
Signature of new owner/claimant Title, if applicable Date 6 Jan, 11

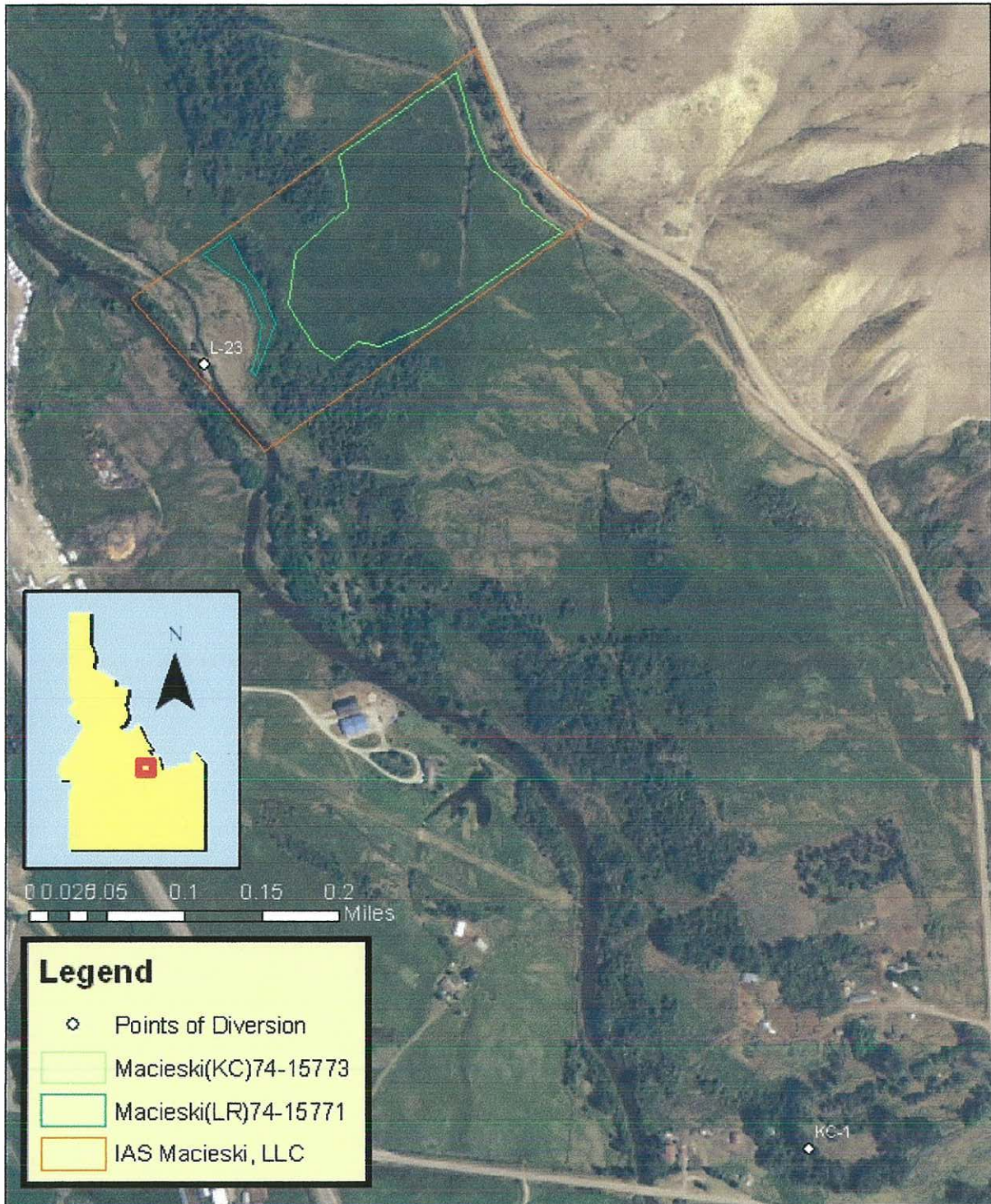
For IDWR Office Use Only:

Received by _____ Date _____ Receipt No. E036355 Receipt Amt. _____

Approved by _____ Processed by _____ Date _____

\$ 30

Change in Water Right Ownership IAS Macieski, LLC Parcel



RECORDING REQUESTED BY AND
WHEN RECORDED MAIL TO:

Lemhi Regional Land Trust
Address: P.O. Box 871
Salmon, ID 83467

(Space above line for Recorder's use)

WARRANTY DEED
(Macieski) ID

TM
KT

FOR VALUE RECEIVED, Dennis Macieski for IAS Macieski, LLC ("Grantor"), does hereby grant, bargain, sell, convey, and warrant as set forth below to THE LEMHI REGIONAL LAND TRUST, an Idaho nonprofit corporation ("Grantee"), whose address is PO Box 871, 105 1/2 Center Street Salmon, Idaho 83467 and that certain real property located in Lemhi County, Idaho, more particularly described on Exhibit A attached hereto and incorporated herein by reference (the "Property"),

TO HAVE AND TO HOLD the Property with all appurtenances to the Grantee and Grantee's successors and assigns forever;

SUBJECT ONLY TO real property taxes for the year 2010 and thereafter, and those title exceptions listed on Exhibit B attached hereto and incorporated herein by reference.

Grantors warrant and covenant to and with Grantee that the Grantors are lawfully seized in fee simple of the Property and have a good and lawful right and power to sell and convey the same, that the Property is free and clear of all encumbrances, except as stated above, and that the Grantors will forever warrant and defend the title thereto and quiet possession and enjoyment thereof against the lawful claims and demands of all persons whatsoever.

IN WITNESS WHEREOF, Grantors have executed this instrument on this 6 day of December, 2010.

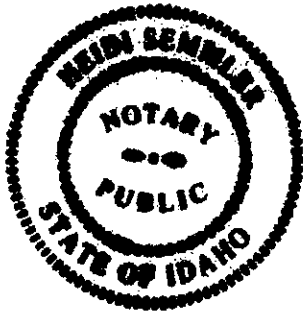
IAS MACIESKI LLC

Dennis Macieski
BY: DENNIS MACIESKI, MANAGING MEMBER

$$\left. \begin{array}{l} \} \\ \} \text{SS.} \\ \} \end{array} \right\}$$

} ss.
}

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



Heidi Sommer
Notary Public for the State of Idaho
Residing at: Salmon
Commission Expires: May 19, 2015

Order No.: 3070905290TD

**LEGAL DESCRIPTION
EXHIBIT 'A'**

PARCEL "B"

A PARCEL OF LAND LOCATED IN SECTION 30, T. 20 N., R. 24 E., BOISE MERIDIAN, LEMHI COUNTY, IDAHO, MORE PARTICULARLY DESCRIBED AS FOLLOWS;

COMMENCING AT THE SE CORNER OF THE NE1/4 OF SECTION 30 FROM WHICH THE NE CORNER OF SAID SECTION BEARS N. 00° 35' 21" W. A DISTANCE OF 2643.44 FT., THE BASIS OF BEARING OF THIS DESCRIPTION, RUN THENCE N. 89° 18' 15" W. ALONG THE EAST-WEST CENTERLINE OF SAID SECTION A DISTANCE OF 2291.99 FT. TO THE SE CORNER OF THE SW1/4SW1/4SW1/4NE1/4 OF SAID SECTION;

THENCE N. 00° 10' 10" W. ALONG THE EASTERLY BOUNDARY OF SAID SW1/4SW1/4SW1/4NE1/4 A DISTANCE OF 330.05 FT. TO THE NE CORNER OF SAID SW1/4SW1/4SW1/4 NE1/4;

THENCE N. 89° 18' 45" W. ALONG THE NORTHERLY BOUNDARY OF SAID SW1/4SW1/4SW1/4NE1/4 A DISTANCE OF 327.08 FT. TO THE NW CORNER OF SAID SW1/4SW1/4SW1/4 NE1/4 AND THE POINT OF BEGINNING;

THENCE S. 52° 30' 14" W. A DISTANCE OF 1358.14 FT. TO A POINT ON THE CENTERLINE OF THE LEMHI RIVER;

THENCE N. 42° 40' 55" W. ALONG SAID RIVER CENTERLINE A DISTANCE OF 695.68 FT.;

THENCE N. 52° 18' 36" E. A DISTANCE OF 1456.85 FT. TO A POINT ON THE CENTERLINE OF THE OLD LEMHI ROAD;

THENCE THE FOLLOWING COURSES AND DISTANCES ALONG SAID ROAD CENTERLINE;

S. 24° 45' 13" E., 383.65 FT.; S. 48° 47' 41" E., 313.19 FT.;

THENCE S. 00° 06' 34" E. ALONG THE EASTERLY BOUNDARY OF THE E1/2 SE1/4NW1/4 A DISTANCE OF 20.69 FT. TO THE POINT OF BEGINNING.

EXCEPTING THEREFROM THAT PORTION LYING WITHIN 17 MILE ROAD AND LEMHI COUNTY ROAD.

And Including Water Rights:

Structure	Amount	Source/Priority Date	Use
WR # 74-15773	0.32cfs	Kenney Creek - 1877	Irrigation
WR # 74-15771	0.08 cfs	Lemhi River - 1962	Irrigation

Exhibit B
To Warranty Deed

Title Exceptions

SEE ATTACHED

EXHIBIT B

1. Rights or claims of parties in possession not shown by the public records.
2. Any encroachment, encumbrance, violation, variation, or adverse circumstance affecting the Title that would be disclosed by an accurate and complete land survey of the Land.
3. Easements, or claims of easements, not shown by the public records.
4. Any lien, or right to a lien, for services, labor, or material heretofore or hereafter furnished, imposed by law and not shown by the public records.
5. (a) Unpatented mining claims; (b) reservations or exceptions in patents or in Acts authorizing the issuance thereof; (c) water rights, claims or title to water, whether or not the matters excepted under (a), (b), or (c) are shown by the public records.
6. Taxes or special assessments which are not shown as existing liens by the public records of any taxing authority that levies taxes or assessments on real property or by the public records. Proceedings by a public agency which may result in taxes or assessments, or notices of such proceedings, whether or not shown by the records of such agency or by the public records.
7. Taxes, including any assessments collected therewith, for the year 2011, which are a lien not yet payable.
8. Conditions contained in United States Patent recorded May 16, 1988 as Instrument No. 190262, as follows:
Excepting and reserving to the United States a right of way thereon for ditches or canals constructed by the authority of the United States pursuant to the Act of August 30, 1890, 26 Stat. 391; 43 U.S.C. 945. Subject to: (1) Those rights for buried telephone line purposes granted to Century Telephone Company of Idaho, its successor assigns by right of way 1-20158, pursuant to Title V of the Act of October 21, 1976 (43 U.S.C. 1761-1771) and reserving to the United States the right to remove or extend it upon its termination and to collect rents. (2) Those rights for highway purposes granted to Lemhi County, its successors or assigns, by right of way 1-20154 under revised statutes 2477 (43 U.S.C. 932).
9. An easement for the purpose shown below and rights incidental thereto as set forth in document:
Granted to: Fred and Elizabeth Snook, Rodger and Florence Swanson, and Quinton and Lois Snook.
Purpose: Construction, operation, maintenance and restoration of an irrigation ditch.
Recorded: September 27, 1994.
Instrument No.s: 224132, 224133 and 224134.
10. Any adverse claim based upon the assertion that the location of the Lemhi River had moved.
11. Any rights, interests or easements in favor of the public which exist or are claimed to exist over any part of said land covered by water that is included within the boundaries of the Lemhi River.
12. Sanitary Regulations recorded April 9, 2002 as Instrument No. 250222.
13. Easements, reservations, notes and/or dedications as shown on the official plat recorded April 9, 2002 as Instrument No. 250223.