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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Notice of Change in Water Right Ownership

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DEPARTMENT OF
WATER RESOURCES

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?
98-4230	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐

2. Previous Owner's Name: Clyde I Smith and Ruth N. Smith
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): David W. Ingle
Name of each new owner as listed on the conveyance document
Jana Ingle
New owner continued ☐ Name connector ☒ and ☐ or ☐ and/or
15766 E. Mustang Drive
Mailing address
Fountain Hills AZ 85268
City State ZIP
(480) 773-6212 davwi@cox.net
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: 11-01-2010

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):
 - o \$25 per *undivided* water right.
 - o \$100 per *split* water right.
 - o No fee is required for pending adjudication claims.

SIGN
HERE
SIGN
HERE

Signature: David W. Ingle 10-28-2010
Signature of new owner/claimant Title, if applicable Date

Signature: Jana Ingle 10-28-2010
Signature of new owner/claimant Title, if applicable Date

For IDWR Office Use Only:

Received by [Signature] Date 11/3/10 Receipt No. N026232 Receipt Amt. \$25.00
Approved by [Signature] Processed by [Signature] Date 11-10-10



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Community Title, LLC

"Researching the past to protect your future"

6407 Main St.

PO Box 1902

Bonnet Ferry, ID 83405

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Toll Free 866-296-6500

Fax 208-287-6076

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geoAdvantage

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Community Title, LLC

WARRANTY DEED **SIGN HERE** **APPROVED & ACCEPTED**

Escrow No.: 20630-JF

FOR VALUE RECEIVED

Douglas C. Smith and Sharon Smith, husband and wife,
the grantors, do(es) hereby grant, bargain, sell and convey unto

David W Ingle and Jana Ingle, Husband and Wife, as community property, with right of survivorship
whose current address is 15766 E. Mustang Drive, Fountain Hills, AZ 85268
the grantees, the following described premises, in Boundary County, Idaho, TO WIT:

The Northeast Quarter of the Southeast Quarter of Section 28, Township 60 North, Range 1 West, Boise Meridian, Boundary County Idaho.

LESS a tract described as follows: 20 rods on the South side of the Northeast Quarter of the Southeast Quarter of said Section 28, Township 60 North, Range 1 West, Boise Meridian, Boundary County, Idaho.

ALSO LESS a tract described as commencing at the Southeast corner of the Northeast Quarter of the Southeast Quarter of said Section 28, Township 60 North, Range 1 West, Boise Meridian, Boundary County, Idaho; thence North 00°06'52" East, along the East line of said Northeast Quarter of the Southwest Quarter, a distance of 330.0 feet; thence North 89°33'29" West a distance of 435.0 feet to the Southeast corner of Tax No. 1, and the TRUE POINT OF BEGINNING; thence continuing North 89°33'29" West, a distance of 882.36 feet to the West line of said Northeast Quarter of the Southeast Quarter; thence North 00°04'21" East, along said West line, a distance of 500.00 feet; thence South 89°33'29" East, a distance of 711.92 feet; thence North 65°23'19" East a distance of 191.34 feet; thence South 59°01'32" East, a distance of 159.49 feet to a point on the North line of said Tax No. 1; thence South 89°33'29" East, along said North line, a distance of 140.00 feet to the Northwest corner of said Tax No. 1; thence South 00°06'52" West along the West line of said Tax No. 1, a distance of 500.00 feet to the TRUE POINT OF BEGINNING.

ALSO LESS a tract described as: Commencing at a point, which is 330.0 feet North of the Southeast Corner of the Northeast Quarter of the Southeast Quarter of Section 28, Township 60 North, Range 1 West, Boise Meridian, Boundary County, Idaho; thence North along the East line of said Section 28, a distance of 500.0 feet to a point; thence West a distance of 435.0 feet; thence South 500.0 feet; thence East 435.0 feet to the POINT OF BEGINNING.

TOGETHER WITH: IDAHO DEPARTMENT OF WATER RESOURCES WATER RIGHT # 98-4230

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantees, that they are the owners in fee simple of said premises; that they are free from all encumbrances Except: Current Year Taxes, 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: October 1, 2010

Douglas C. Smith
Douglas C. Smith

Sharon Smith
Sharon Smith

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10-28-2010

10-28-2010

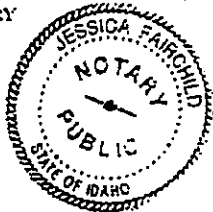
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STATE OF IDAHO)
COUNTY OF BOUNDARY) SS

On this 1ST day of OCTOBER, 2010 before me, a Notary Public in and for said state,
personally appeared Douglas C. Smith and Sharon Smith
known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument and
acknowledged to me that they executed the same.

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

Residing at: BONNERS FERRY
Commission Expires: 2/02/2011



Jessica Fairchild
Notary Public for the State of Idaho

DENISE M. WOODBURY
ATTORNEY AT LAW
P. O. Box 1107
Bonners Ferry, ID 83805
208-267-7545

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WARRANTY DEED

GRANTORS, CLYDE I. SMITH and RUTH N. SMITH, husband and wife, for a good and valuable consideration, the receipt of which is hereby acknowledged, do hereby grant, bargain, sell and convey unto DOUGLAS C. SMITH and KARIN E. SMITH, husband and wife, as GRANTEES, and to Grantee's heirs and assigns forever, all of the following described real estate located in the County of Boundary, State of Idaho:

The Northeast Quarter of the Southeast Quarter of Section Twenty-Eight (28), Township Sixty (60) North, Range One (1) West of the Boise Meridian

LESS: A tract described as follows: 20 rods on the South side of the Northeast Quarter of the Southeast Quarter of said Section Twenty-Eight (28), Township Sixty (60) North, Range One (1), West of the Boise Meridian.

ALSO LESS: A tract described as commencing at the Southeast corner of said Northeast Quarter of the Southeast Quarter, thence North $00^{\circ}06'52''$ East along the east line of said Northeast Quarter of the Southeast Quarter a distance of 330.00 feet; thence North $89^{\circ}33'29''$ West a distance of 435.00 feet to the Southeast corner of Tax #1, and the true point of beginning; thence continuing North $89^{\circ}33'29''$ West a distance of 882.36 feet to the west line of said Northeast Quarter of the Southeast Quarter; thence North $00^{\circ}04'21''$ East along said west line a distance of 500.00 feet; thence South $89^{\circ}33'29''$ East a distance of 711.92 feet; thence North $65^{\circ}23'19''$ East a distance of 191.34 feet; thence South $59^{\circ}01'32''$ East a distance of 159.49 feet to a point on the north line of said Tax #1; thence South $89^{\circ}33'29''$ East along said north line a distance of 140.00 feet to the Northwest corner of said Tax #1; thence South $00^{\circ}06'52''$ West along the west line of said Tax #1 a distance of 500.00 feet to the true point of beginning.

also less: A five acre tract described as: Commencing at a point which is 330.0 feet North of the Southeast corner of the Northeast Quarter of the Southeast Quarter (NE $\frac{1}{4}$ SE $\frac{1}{4}$), Section Twenty-eight (28), Township Sixty (60) North, Range One (1) West; thence North along the East line of said Section Twenty-Eight (28) a distance of 500.0 feet to a point, thence West a distance of 435.0 feet to a point, thence South 500.0 feet, thence East 435.0 feet to the point of beginning.

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1. WARRANTY DEED

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TOGETHER WITH all improvements, easements, hereditaments and appurtenances thereto, and any and all water rights to such property, subject to such other rights, easements, covenants, restrictions and zoning regulations as appear of record or by use upon the premises.

GRANTORS, for them, and their heirs and assigns, do hereby covenant, warrant, and shall defend the quiet and peaceful possession of said premises by the Grantees, their heirs and assigns forever against the lawful claims of all other persons.

In construing this deed, and where the context so requires, the singular includes the plural and the masculine, the feminine and the neuter.

IN WITNESS WHEREOF, Grantors have hereunto subscribed their names to this instrument this 9th day of February, 1988.

Clyde I. Smith
CLYDE I. SMITH

Ruth N. Smith
RUTH N. SMITH

STATE OF IDAHO)
County of Boundary) ss.

On this 9th day of February, 1988, before me, the undersigned Notary Public, personally appeared Ruth N. Karin E. Smith and Ruth N. Karin E. Smith, husband and wife, known to me to be the individuals who executed the within and foregoing instrument and acknowledged to me that they signed the same as their free and voluntary act and deed for the uses and purposes mentioned.

WITNESS my hand and official seal the day and year first written.
STATE OF IDAHO)
County of Boundary)

Filed for record at the request of

Denise Woodbury

on the 22 day of March 1988 at 11:45

o'clock A.M. and recorded in Book 65

Instrument on page 600

NORMA J. ESTEP

County Recorder

By C. Thornton
Deputy

Fee \$ 6.00

and to Denise

Denise Woodbury
Notary Public for the State of Idaho
Residing at Naples
My commission expires: 11/25/91

2. WARRANTY DEED

DENISE M. WOODBURY
ATTORNEY AT LAW
P. O. Box 1107
Bonners Ferry, ID 83805
208-267-5818

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March 25, 1988.

Mr. and Mrs. Douglas Smith
P. O. Box 324
Bonners Ferry, ID 83805

Re: Smith to Smith Real Estate Transaction

Dear Karin and Doug:

The Deed from Clyde and Ruth to the two of you has been recorded. That Deed specifically included "any and all water rights to such property."

The water rights to that property are registered with the Water Resources Department of the State of Idaho under Claim No. 98-4230. Since they are a claim, rather than a permit, they are a part of the real property and have passed with the Deed to that real property. The claim to that property was signed by Clyde and Ruth and established a claim to the water effective May, 1957. It covers water taken from the south fork of Dodge Creek, and covers domestic use for one home, stockwater for 20 draft horses, and irrigation for 2 acres. The transfer was automatic, since there was no exclusion of these water rights in the Deed.

Should you require additional water, it would be necessary to file for those rights. For your information, permits to water have been issued from Dodge Creek to both Doug and Earl. Should those water rights ever be transferred, it would be necessary to prepare an assignment of those rights, listing the permit number and legal description.

I have enclosed the Warranty Deed, together with your Purchase Agreement. As the Deed is a document of title, it should be placed in safekeeping with your other documents. Copies of both of these have been sent to Clyde and Ruth. Also enclosed is my statement for services rendered.

Should you have any further questions, please do not hesitate to contact me. I will be out of town next week, but will return on April 4, 1988.

Very truly yours,

Denise
DENISE M. WOODBURY
Enc.