

RECEIVED

MAR 04 2010

DEPT. OF WATER RESOURCES
SOUTHERN REGIONSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCESTransfer No. 76356**MINIMUM REQUIREMENTS CHECKLIST**
TO BE SUBMITTED WITH APPLICATION FOR TRANSFER

An application for transfer must be prepared in accordance with the minimum requirements listed below to be acceptable for processing by the Department. Incomplete applications will be returned. The instructions, fee schedule, Part 2A reports and additional Part 2B forms are available from any Department office or on the Department's website at <http://www.idwr.idaho.gov/>.

Check whether each item below is **attached (Yes)** or **not applicable (N/A)** for the proposed transfer.

- | Yes | N/A | |
|-------------------------------------|-------------------------------------|---|
| ☒ | ☐ | * Means the item is <u>always required</u> and must be included with the application. |
| ☒ | ☐ | * Completed Application for Transfer of Water Right form, Part 1. |
| ☒ | ☐ | * Signature of applicant(s) or applicant's authorized representative on Application for Transfer Part 1. Include evidence of authority labeled Attachment #3 (see below) if signed by representative. |
| ☒ | ☐ | * Application for Transfer Part 2A. Attach a Part 2A report describing each water right in the transfer as currently recorded. |
| ☐ | ☒ | * Complete and attach an Application for Transfer Part 2B for each water right for which <u>only a portion</u> is proposed to be changed through this transfer application. Part 2B forms are available on the Department's website at: http://www.idwr.idaho.gov/WaterManagement/WaterRights/WaterRightTransfers/PDFs_09/WaterRight_TransferApp_Part2B.pdf . |
| ☒ | ☐ | * Application for Transfer Part 3A is always required (see Attachment #7a below); Parts 3B and 3C must be completed for transfer applications proposing to change the nature of use of the water right(s) or proposing changes to supplemental right(s). |
| ☒ | ☐ | * Correct fee submitted with transfer application form. (Fee schedule is on website and instructions for application for transfer.) |

Attachments to Application - Label each attachment with the corresponding number shown below as Attachment #1-9.

- | | | |
|-------------------------------------|-------------------------------------|--|
| ☐ | ☒ | #1 If the applicant is a business, partnership, organization, or association, and <u>not</u> currently registered in the State of Idaho as a business entity, attach documentation identifying officers authorized to sign or act on behalf of right holder. (See Part 1.) |
| ☐ | ☒ | #2a Water Right ownership documentation if Dept. records do not show the transfer applicant as the current water right owner. |
| ☐ | ☒ | #2b If the ownership of the water right will change as a result of the proposed transfer to a new place of use, attach documentation showing land and water right ownership at the new place of use. Include documentation for all affected land and owner(s). |
| ☐ | ☒ | #3 Documentation of authority to make the change if the applicant is not the water right owner. |
| ☐ | ☒ | #4 Power of Attorney or documentation providing authority to sign or act on the applicant's behalf. (See Part 1.) |
| ☐ | ☒ | #5 If the transfer application proposes to change the point of diversion for a water right affecting the Eastern Snake Plain Aquifer (ESPA), attach the results of an ESPA analysis and a detailed mitigation plan to offset any depletions to hydraulically connected reaches of the Snake River. ESPA transfer spreadsheet and model grid labeled cells are available on the Department's website at http://www.idwr.idaho.gov/WaterManagement/WaterRights/WaterRightTransfers/wrt_default.htm . |
| ☒ | ☐ | #6 Notarized statement of agreement or a statement on official letterhead signed by an authorized representative from each lien holder or other entity with financial interest in the water right(s) or land affected by the proposed transfer. (See Part 1.5.c.) |
| ☒ | ☐ | * #7a Attach a map identifying the proposed point(s) of diversion, place(s) of use, and water diversion and distribution system details as described on the application. Include legal description labels. If only a portion of the right is proposed to be changed, identify the current location of the part of the existing right(s) proposed to be changed. (See Part 3A.) |
| ☐ | ☒ | #7b If the transfer application proposes to change the place or purpose of use of an irrigation right attach a Geographic Information System (GIS) shape file, or an aerial photo or other image clearly delineating the location and extent of existing acres and changes to the place of use. |
| ☐ | ☒ | #8a If the transfer application proposes to change the nature of use or period of use for one or more rights, provide documentation describing the extent of historic beneficial use for the water rights proposed to be transferred and document how enlargement will be avoided. (See Part 3B.) |
| ☐ | ☒ | #8b If the transfer application proposes to change the place of use of a supplemental irrigation right, provide documentation regarding the historic use of the supplemental right(s) and availability or reliability of the primary right(s) being supplemented, both before and after the proposed change. (See Part 3C.) |
| ☐ | ☐ | #9 Other. Please describe: _____ |

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. _____

**MAR 04 2010 APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1**

DEPT. OF WATER RESOURCES
SOUTHERN REGION

Name of Applicant(s) ANTONY VACOMELLA, MADGE VACOMELLA, Richard Bailey Phone 509-981-0429

Mailing address 2003 E. QUEEN AVE SPOKANE WA 99207 Email TYASPEN3@AOL.COM

- ☐ If applicant is not an individual and not registered to do business in the State of Idaho, attach documentation identifying officers authorized to sign or act on behalf of the applicant. Label it **Attachment #1**.
- ☐ Attach water right ownership documentation if Department records do not show the transfer applicant as the current water right owner. Label it **Attachment #2a**.
- ☐ If the ownership of the water right will change as a result of the proposed transfer to a new place of use, attach documentation showing land and water right ownership at the new place of use. Include documentation for all affected land and owner(s). Label it **Attachment #2b**.
- ☐ Attach documentation of authority to make the proposed change if the applicant is not the water right owner. Label it **Attachment #3**.

Provide contact information below if a consultant, attorney, or any other person is representing the applicant in this transfer process.

☐ No Representative

Name of Representative _____ Phone _____

Mailing address _____ Email _____

- ☐ Send all correspondence for this application to the representative and not to the applicant.
- OR
- ☐ Send original correspondence to the applicant and copies to the representative.
- ☐ The representative may submit information for the applicant but is not authorized to sign for the applicant.
- OR
- ☐ The representative is authorized to sign for the applicant. Attach a Power of Attorney or other documentation providing authority to sign for the applicant and label it **Attachment #4**.

I hereby assert that no one will be injured by the proposed changes and that the proposed changes do not constitute an enlargement in use of the original right(s). The information contained in this application is true to the best of my knowledge. I understand that any willful misrepresentations made in this application may result in rejection of the application or cancellation of an approval.

Richard Bailey
Signature of Applicant or Authorized Representative
Antony Vacomella
Signature of Applicant or Authorized Representative
Madge E. Vacomella
Signature of Applicant or Authorized Representative

<u>Richard Bailey</u> Print Name and Title if applicable	<u>3/1/2010</u> Date
<u>ANTONY VACOMELLA</u> Print Name and Title if applicable	<u>3/1/2010</u> Date
<u>MADGE E. VACOMELLA</u> Print Name and Title if applicable	<u>3/1/2010</u> Date

A. PURPOSE OF TRANSFER

1. ☐ Change point of diversion ☒ Add diversion point(s) ☐ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other _____

2. Describe your proposal in narrative form, including a detailed description of non-irrigation uses to justify amounts transferred (i.e. number of stock, etc.), and provide additional explanation of any other items on the application. Attach additional pages if necessary and label it **Part 1A.2**.

This transfer is to make it possible to irrigate all 3 parcels from any of the 3 parcels

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1 Continued

B. DESCRIPTION OF RIGHTS AFTER THE REQUESTED CHANGES. IF THE RIGHTS ARE BEING SPLIT, DESCRIBE PORTIONS TO BE CHANGED AS THEY WOULD APPEAR AFTER THE REQUESTED CHANGES.

1.	Right Number	Amount (cfs/ac-ft)	Nature of Use	Period of Use	Source & Tributary
☒ All ☐ Part	72-32 K	0.62	IRR.	4/1 to 10/31	Challis Creek.
☒ ☐	72-32 M	0.20	"	4/15 to 10/15	"
☒ ☐	72-32 J	0.20	"	4/1 to 10/31	"
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	

Total authorized under rights 1.02 (cfs) and/or _____ ac-ft

2. Total amount of water proposed to be transferred or changed 1.02 cubic feet per second and/or _____ acre-feet per annum.

3. Point(s) of Diversion:

- ☐ No changes to point(s) of diversion are proposed-the following chart is therefore not completed. (Proceed to #4.)
☒ Attach Eastern Snake Plain Aquifer analysis if this transfer proposes to change a point of diversion affecting the ESPA.
Label it **Attachment #5**.

New ?	Lot	¼	¼	¼	Sec	Twp	Rge	County	Source	Local name or tag #
✓		SE	SW	SE	17	14N	19E	CLUSTER	CHALLIS CREEK	N/A
✓		NE	SW	SE	17	14N	19E	CLUSTER	"	"
✓	10	SW	NW	NW	7	14N	19E	CLUSTER	"	"

4. Place of use: (If irrigation, identify with number of acres irrigated per ¼ ¼ tract.)

- ☒ No changes to place of use are proposed-the following chart is therefore not completed. (Proceed to #5.)

Twp	Rge	Sec	NE ¼				NW ¼				SW ¼				SE ¼				Acre Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	

Total Acres (for irrigation use) _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1 Continued

5. General Information:

- a. Describe the complete diversion system, including how you will accommodate a measuring device and lockable controlling works should they be required now or in the future: The properties have 2 existing, state approved looking headgates. Two of the parcels share one headgate that flows into an electric pump then through an electronic flow meter. The other headgate flows into a ditch with a weir.
- b. Who owns the property at the point(s) of diversion? Applicants.
- If other than the applicant, describe the arrangement enabling the applicant to access the property for the diversion system: _____

- c. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts?
- If yes, ☐ Attach a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes on official letterhead signed by an authorized representative. Label it **Attachment #6**. List the name of the entity and type of lien: Ronda A. Curtis - Lien holder -

It is the applicant's responsibility to provide notice to lien holder, trustee, mortgagor, or contract holder of the proposed changes that may impact or change the value of the water rights or affected real property. Any misrepresentation of legal encumbrance on this application may result in rejection of the application or cancellation of an approval.

- d. Describe the effect on the land now irrigated if the place or purpose of use is changed pursuant to this transfer: N/A
- e. Describe the use of any other water right(s) for the same purpose or land, or the same diversion system as right(s) proposed to be transferred at both the existing and proposed point(s) of diversion and place(s) use: N/A
- f. To your knowledge, has/is any portion of the water right(s) proposed to be changed:

Yes No

- ☐ ☒ undergone a period of five or more consecutive years of non-use.
- ☐ ☒ currently leased to the Water Supply Bank.
- ☐ ☒ currently used in a mitigation plan limiting the use of water under the right, or
- ☐ ☒ currently enrolled in a Federal set-aside program limiting the use of water under the rights?

If yes, describe: _____

Part 2A Reports

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01/11/2010

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 72-32J

WATER RIGHT NUMBER: 72-32J

Owner Type Name and Address
Original Owner ROUND VALLEY IRRIGATION CO

Current Owner CHALLIS, ID 83226
ANTONY R YACOMELLA
C/O MADGE YACOMELLA
PO BOX 51
CHALLIS, ID 83226
(208)879-4528

Priority Date: 07/22/1910

Basis: Decreed

Status: Active

Source Tributary
CHALLIS CREEK SALMON RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	4/01 to 10/31	0.200 CFS	
	<u>Total Diversion:</u>	0.200 CFS	

Location of Point(s) of Diversion

CHALLIS CREEK	SE1/4SW1/4SE1/4	Sec. 17, Twp 14N, Rge 19E, B.M.
CUSTER County	(Rediversion)	
CHALLIS CREEK	L10 (SW1/4NW1/4NW1/4)	Sec. 7, Twp 14N, Rge 19E, B.M.
CUSTER County		

Place of Use

IRRIGATION

Twp Rge Sec	NE	NW	SW	SE	Totals
14N 19E 17	NE NW SW SE	NE NW SW SE	NE NW SW SE	NE NW SW SE	11.0 11.0

Total Acres: 11

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. THIS RIGHT IS SUBJECT TO REGULATION BY THE WATERMASTER OF WATER DISTRICT 72-C.

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 72-32J

3. M04 A MEASURING DEVICE AND LOCKABLE CONTROLLING WORKS OF A TYPE ACCEPTABLE TO IDWR SHALL BE PERMANENTLY INSTALLED AND MAINTAINED AS A PART OF THE DIVERTING WORKS.

Remarks:Comments:

1. JROBERTS 12/18/1995 COPIED FROM REMARKS

Comment: THIS CLAIM REPRESENTS A PORTION OF DECREED RIGHT 72-00032.

***** IDWR NOTE: SEE MEMO 1/5/90 FROM ADM APPEARS RT. SHOULD BE FOR 0.20 CFS.

2. AJU10-DS 11/21/1998 AJU10 CONDITION UPDATE

Comment: CONDITION CODE(S) C16 ADDED IF NOT ALREADY PART OF RECORD THRU AJU10.

3. JROBERTS 1/20/1999 ADDRESS CHANGE

Comment: PER NOE, CHANGED ADDRESS TO C/O MADGE YACOMELLA, PO BOX 51, CHALLIS, ID 83226.

4. nmiller 4/21/2008 11:45:17 AM

Comment: Updated Shape

Dates and Other Information:

Licensed Date:

Decreed Date: 12/14/2001

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

State or Federal: S

Owner Name Connector:

Water District Number: 72A

Generic Max Rate Per Acre:

Generic Max Volume Per Acre:

Decree Defendant:

Decree Plaintiff:

Civil Case Number: 39576

Judicial District: FIFTH

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Carey Act Number:

Mitigation Plan: False

Combined Use Limits:Water Supply Bank:

Part 2A Reports

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IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 72-32H

WATER RIGHT NUMBER: 72-32H

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	MADGE E YACOMELLA PO BOX 51 CHALLIS, ID 83226 (208)879-2300
Original Owner	ROUND VALLEY IRRIGATION CO CHALLIS, ID 83226

Priority Date: 07/22/1910

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
CHALLIS CREEK	SALMON RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	4/15 to 10/15	0.200 CFS	
	<u>Total Diversion:</u>	0.200 CFS	

Location of Point(s) of Diversion

CHALLIS CREEK	SE1/4SW1/4SE1/4	Sec. 17, Twp 14N, Rge 19E, B.M.
CUSTER County	(Rediversion)	
CHALLIS CREEK	L10 (SW1/4NW1/4NW1/4)	Sec. 7, Twp 14N, Rge 19E, B.M.
CUSTER County		

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals	
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE		
14N	19E	17																	11.0	11.0

Total Acres: 11

Conditions of Approval:

1. M04 A MEASURING DEVICE AND LOCKABLE CONTROLLING WORKS OF A TYPE ACCEPTABLE TO IDWR SHALL BE PERMANENTLY INSTALLED AND MAINTAINED AS A PART OF THE DIVERTING WORKS.
2. 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.

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 72-32H

3. THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS EARLY AS APRIL 1 AND MAY CONTINUE TO AS LATE AS OCTOBER 31, PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE OF WATER BEFORE APRIL 15 AND AFTER OCTOBER 15 UNDER THIS REMARK IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO SUBORDINATED EARLY OR LATE IRRIGATION USE AND A PRIORITY DATE EARLIER THAN THE DATE A PARTIAL DECREE IS ENTERED FOR THIS RIGHT.
4. THIS RIGHT IS SUBJECT TO REGULATION BY THE WATERMASTER OF WATER DISTRICT 72-C.

Remarks:Comments:

1. JROBERTS 12/18/1995 COPIED FROM REMARKS

Comment: THIS CLAIM REPRESENTS A PORTION OF DECREEED RIGHT 72-00032.

***** IDWR NOTE: SEE MEMO DATED 1/5/90 FROM ADM.

APPEARS THIS RIGHT SHOULD BE FOR 0.20 CFS.

2. AJU10-DS 11/21/1998 AJU10 CONDITION UPDATE

Comment: CONDITION CODE(S) C16 ADDED IF NOT ALREADY PART OF RECORD THRU AJU10.

3. scurtis 7/12/2002 8:57:48 AM Water Right

Comment: This water right record was updated by decree record from old RightID 94623 to new RightID 193417

4. nmiller 4/21/2008 11:43:05 AM

Comment: Updated Shape

Dates and Other Information:

Licensed Date:

Decreed Date: 11/17/2000

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

State or Federal: S

Owner Name Connector:

Water District Number: 72A

Generic Max Rate Per Acre:

Generic Max Volume Per Acre:

Decree Defendant:

Decree Plaintiff:

Civil Case Number: 39576

Judicial District: FIFTH

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Carey Act Number:

Mitigation Plan: False

Combined Use Limits:Water Supply Bank:

Part 2A Reports -

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IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 72-32K

WATER RIGHT NUMBER: 72-32K

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	LINDA CURTIS PO BOX 207 CHALLIS, ID 83226 (208)879-2537

Priority Date: 07/22/1910

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
CHALLIS CREEK	SALMON RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	4/01 to 10/31	0.620 CFS	
	<u>Total Diversion:</u>	0.620 CFS	

Location of Point(s) of Diversion

CHALLIS CREEK	L10 (SW1/4NW1/4NW1/4)	Sec. 7,	Twp 14N,	Rge 19E, B.M.
CUSTER County				
CHALLIS CREEK	NE1/4SW1/4SE1/4	Sec. 17,	Twp 14N,	Rge 19E, B.M.
CUSTER County	(Rediversion)			

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
14N	19E	17															1.0	14.0	15.0

Total Acres: 15

Conditions of Approval:

1. THIS RIGHT IS SUBJECT TO REGULATION BY THE WATER MASTER OF WATER DISTRICT 72-C.
2. M04 A MEASURING DEVICE AND LOCKABLE CONTROLLING WORKS OF A TYPE ACCEPTABLE TO IDWR SHALL BE PERMANENTLY INSTALLED AND MAINTAINED AS A PART OF THE DIVERTING WORKS.
3. 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.
4. C03 RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION PURSUANT TO SECTION 42-1425, IDAHO CODE.

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report 72-32K

Remarks:

Comments:

1. WORSTELL 3/22/1994 COPIED FROM REMARKS

Comment: THIS CLAIM REPRESENTS A PORTION OF DECREED RIGHT 72-00032. WATER IS DELIVERED THROUGH THE HIGH LINE CANAL WITH ITS POINT OF DIVERSION AS DESCRIBED ABOVE. THE APPROPRIATOR IS ENTITLED TO THE AMOUNT DESCRIBED ABOVE AT THE POINT OF MEASUREMENT IN 1/4, 1/4, 1/4, SEC. 1, T 1 N, R 1 E.

2. JROBERTS 1/6/1999 REINSTATED RIGHT

Comment: ORIGINALLY RECOMMENDED FOR DISALLOWAL BASED ON NON-USE, CLAIMANT SUPPLIED INFORMATION TO ALLOW REINSTATEMENT OF RECOMMENDATION.

Dates and Other Information:

Licensed Date:

Decreed Date: 11/17/2000

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

State or Federal: S

Owner Name Connector:

Water District Number: 72A

Generic Max Rate Per Acre:

Generic Max Volume Per Acre:

Decree Defendant:

Decree Plaintiff:

Civil Case Number: 39576

Judicial District: FIFTH

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Carey Act Number:

Mitigation Plan: False

Combined Use Limits:

Water Supply Bank:

Location of headgate
w/ ditch & weir
→

72-32K

72-32H

72-32J

Location of Headgate
with pump and
electronic flow
meter
→
72-32H+72-32J "SHARE"

Amer

72-32K

72-32H

72-32J

Tax Lots



14N19E17NWSE

14N19E17NESE

14N19E17SWSE

14N19E17SESE

14N19E20NWNE

14N19E20NENE

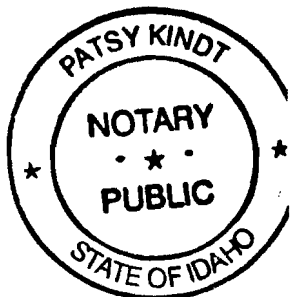
February 5, 2010

To whom it may concern::

I, Linda A. Curtis of Challis, ID, seller and lean holder of a parcel of land located in Section 17, Township 14 North Range 19 East Boise Meridian, approve the proposed changes to water rights on this property by Antony R. Yacomella and Richard N. Bailey of 2003 E Queen Avenue, Spokane, WA 99207.



Linda A. Curtis
P. O. Box 207
Challis, ID 83226



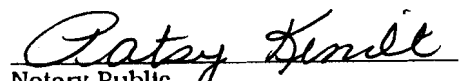
STATE OF IDAHO

COUNTY OF CLUSTER

ss.

On this 5th day of February in the year 2010, before me, a Notary Public, personally appeared Linda A. Curtis

known or identified to me to be the person whose name subscribed to the within instrument, and acknowledged to me that he executed the same.

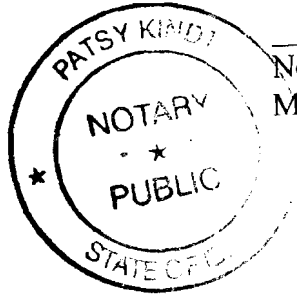

Notary Public
Residing at Challis, Idaho
Commission Expires 3/24/10

Linda A. Curtis Revocable Living Trust dated July
17, 2000

STATE OF IDAHO)
 :SS
County of Custer)

On this 24 day of April, 2009, before me, a Notary Public in and for said State,
personally appeared LINDA A. CURTIS, as Sole Trustee under the Linda A. Curtis Revocable
Living Trust dated July 17, 2000, known to me to be the person whose name is subscribed to the
foregoing instrument and acknowledged to me that she executed the same.

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



Patsy Kindt
Notary Public
My Commission Expires: 3/24/10

240727
Custer County Req. of
CCT
Time 2:40 P M Date 4-24, 2009
Barbara C. Breedlove, Clerk
B. Breedlove \$6.00
Deputy

WARRANTY DEED

FOR VALUE RECEIVED, LINDA A. CURTIS, as Sole Trustee in Trust under the Linda A. Curtis Revocable Living Trust dated July 17, 2000, Grantor, does Bargain, Sell and Convey unto ANTONY R. YACOMELLA, an unmarried person as to an undivided one-half (1/2) interest, and RICHARD N. BAILEY, JR., an unmarried person as to an undivided one-half (1/2) interest, Grantees, whose current address is 2003 E. Queen Ave., Spokane, Washington 99207, all of Grantor's interest, whatever, in the real property described below, in Custer County, Idaho, more particularly described as follows, to-wit:

Parcel 1:

A parcel of land located in Section 17, Township 14 North, Range 19 East, Boise Meridian, and is more particularly described as follows:

Commencing at the Southeast corner of said Section 17; thence North 0°20'15" East, 824.46 feet to the POINT OF BEGINNING; thence South 89°19'57" West, 2645.77 feet to a 5/8" bar; thence North a distance of 162.17 feet to a 5/8" bar; thence South 89°03'15" West, a distance of 658.58 feet to a 5/8" bar; thence North 0°54'09" West, a distance of 336.00 feet to a 5/8" bar; thence North 89°05'51" East, a distance of 3309.65 feet; thence South 0°20'15" West, a distance of 497.18 feet to the TRUE POINT OF BEGINNING.

Parcel 2: (EASEMENT PARCEL)

A parcel of land fifty (50) feet in width within the NE1/4SE1/4 of Section 17, Township 14 North, Range 19 East, Boise Meridian, Custer County, Idaho and beginning at the Southeast corner of said NE1/4SE1/4, Section 17, Township 14 North, Range 19 East, Boise Meridian, Custer County, Idaho, and running North along the East line of said Section 17 for 516.98 feet in length and 50 feet in width.

Together with all fixtures, improvements and appurtenances, including all appurtenant water rights.

TO HAVE AND TO HOLD the said premises, with their appurtenances, unto the said Grantees, their administrators, successors and assigns forever. And the said Grantor does hereby covenant to and with the said Grantees, that she is the owner of said premises; that they are free from all encumbrances save and excepting therefrom all covenants, conditions, easements and restrictions of record, as recorded in the records of Custer County, Idaho, and that she will warrant and defend the same from all lawful claims whatsoever excepting those now of record.

Dated: 4-24-09


Linda A. Curtis, Sole Trustee in Trust under the

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

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)
	72-32K				

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) Linda Curtis
PO Box 207
Challis, Idaho 83226

4. New Owner/Claimant(s) Antony R. Yacomella and/or Richard N. Bailey, Jr.
 Name Connector (Check one): ☐ and, ☐ or, ☒ and/or

New Mailing Address 2003 E. Queen Ave.

City, State and ZIP Code Spokane, Washington 99207

New Telephone Number (509) 484-6214 Email: TYASPEN3@AOL.com

5. Date you acquired the property _____
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		
Irrigation		
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) X *Antony Yacomello* (title if applicable)
- X *R. L. Bailey Jr.* (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.

For IDWR Office Use Only:

Received by _____	Date _____	Receipt Amt. _____
Receipted by _____	Date _____	Receipt No. _____
Processed by _____ AJ	Date _____	WR _____ Date _____