

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

RECEIVED

MAR 19 2009

IDWR / NORTH

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
~~81-27748~~		☒			
81-11989		N			

- 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) Ruth McGombs 6741 Hwy 12
Kooskia, ID 83539

4 New Owner/Claimant(s) Penny I. Keck
Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address 572 Selway Rd

City, State and ZIP Code Kooskia, ID 83539

New Telephone Number (208) 926-4548

5 Date you acquired the property April 11, 08 ??

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 <u>~~81-11988~~ 81-11989</u>		
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	<u>0.08 cfs 112.3 Ac-ft</u>	<u>4.1</u>
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) Penny J Leeb
(include title if applicable)

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 cm Date 3-19-09 Fee \$15.00
 Received by cm Date 3-19-09 Receipt No. N020091
 Processed by _____ AJ Date _____ WR _____ Date _____

MEMORANDUM OF AGREEMENT

THIS AGREEMENT is between RUTH E. McCOMBS, as Trustee of the RUTH E. McCOMBS FAMILY TRUST, of HCR 75, Box 29, Kooskia, Idaho 83539, as SELLER, and PENNY KECK, a single woman, of HCR 75 Box 77, Kooskia Idaho 83539, as BUYER. The premises, situate in IDAHO County, Idaho being sold are described as follows:

For legal description, see Exhibit A attached hereto and made a part hereof;

SUBJECT TO easements or encumbrances of record or as in existence, and the usual printed and typed exceptions in a standard title policy.

Terms and conditions of this agreement are as follows:

1. RUTH MCCOMBS can live on the property as long as she is able.
2. RUTH MCCOMBS will pay ~~_____~~ and will pay utilities.
3. This agreement amends the Escrow Agreement dated the 16th day of November, 2006 only as set forth above.

DATED this 11th day of April, 2008.

SELLER:

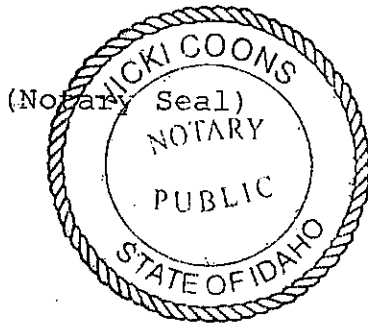
Ruth E. McCombs
RUTH E. MCCOMBS

BUYER:

Penny J. Keck
PENNY KECK

STATE OF IDAHO) ss.
County of Idaho)

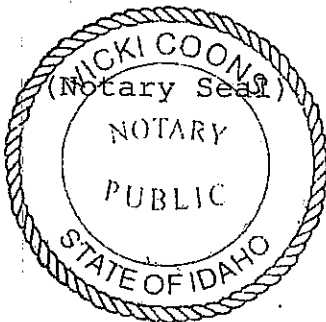
On this 11 day of April 2008, before me a Notary Public in and for the said state, personally appeared RUTH E. McCOMBS, known or identified to me (or proven on oath to me by _____) to be the person whose name is subscribed to the within instrument and acknowledged to me that she executed the same.



Vicki Coons
Notary Public, State of Idaho
Residing at Kooskia therein.
My Commission Expires: 11-7-2011

STATE OF IDAHO) ss.
County of Idaho)

On this 11 day of April 2008, before me a Notary Public in and for the said state, personally appeared PENNY KECK, known or identified to me (or proven on oath to me by _____) to be the person whose name is subscribed to the within instrument and acknowledged to me that she executed the same.



Vicki Coons
Notary Public, State of Idaho
Residing at Kooskia therein.
My Commission Expires: 11-7-2011

EXHIBIT "A"

IDAHO County, Idaho:

Twp. 32 North, Range 5 East of the Boise Meridian
Section 3: Lot 2 and Lot 5;

EXCEPT Tax #7 described as:

Beginning at a point whence the NE corner of Lot 5, Sec. 3
Twp. 32 N., Range 5 E.B.M. bears South 151 feet; thence West
418 feet; thence South 369 feet; thence southeasterly 533
feet along the arc of a 4 degree curve on the North boundary
of State Highway #9; thence North 697 feet to the point of
beginning, containing 5 acres and being a portion of said
Lot 5 and Lot 2 of Sec. 3, Twp. 32 N., Range 5 E.B.M.; and

EXCEPT Tax #214 described as:

Twp. 32 N., Range 5 E.B.M., Section 3, beginning at the
Northeast corner of Government Lot 2, Section 3; thence West
718 feet; thence South to the North right-of-way line of the
State Highway, thence southeasterly along the North right-
of-way of said Highway approximately 315 feet to the West
boundary of Tax Lot 7; thence North 369 feet to the
Northwest corner of Tax Lot 7; thence East 418 feet to the
east line of Government Lot 2; thence North along said East
line back to the point of beginning. Also all the part of
the East 718 feet of Government Lot 5 in said Section 3,
which lies between the Middle Fork of the Clearwater River
and the State Highway.