

RECEIVED

MAR 11 2009

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

WATER RESOURCES
WESTERN 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 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)
PD 63-15137					

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)

Richard E Markley / Gail L Smart
 35 3250 Eaglecrest Way
 Baker City, Or 97814

4. New Owner/Claimant(s)

Rudy Lynn Jackson
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address

PO Box 31

City, State and ZIP Code

Idaho City Id. 83631

New Telephone Number

(208) 392-4151

Email:

5. Date you acquired the property

03-22-04

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 <u>103-15137</u>		
Irrigation		<u>1.12 Acres</u>
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)

(title if applicable)

(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 [Signature]
 Received by [Signature]
 Processed by _____ AJ

 Date March 11, 09
 Date _____
 Date _____
Receipt Amt. \$25.00Receipt No. 42037250WR [Signature]Date 3-20-09

AFTER RECORDING MAIL TO:

Trudy L. Jackson
P.O. Box 31
Idaho City, ID 83631

WARRANTY DEED

File No.: **4102-783005 (PC)**

Date: **March 16, 2006**

 For Value Received, **Richard E. Markley and Gail L. Smart, husband and wife**, hereinafter referred to as Grantor, does hereby grant, bargain, sell and convey unto **Trudy L. Jackson, a single woman**, hereinafter referred to as Grantee, whose current address is **P.O. Box 31, Idaho City, ID 83631**, the following described premises, situated in **Ada County, Idaho**, to wit:

See legal description attached hereto and made a part hereof.

TO HAVE AND TO HOLD the said premises, with their appurtenances, unto said Grantee, and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U.S. Patent reservations, restrictions, easements of record and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.


Richard E. Markley


Gail L. Smart

EXHIBIT A

PARCEL I

Lot 16, Block M of Idaho City Townsite.

PARCEL II

Beginning at the center of Section 26, Township 6 North, Range 3 East, Boise Meridian, Boise County, Idaho;
thence North 00°08'40" West along the North South One Quarter line of said Section 26, 71.0 feet to a point;
thence North 89°51'20" East, 179.00 feet to a point;
thence South 14°21'00" East, 212.50 feet to a point;
thence South 89°51'20" West, 231.15 feet to a point;
thence North 00°08'40" West, 135.00 feet to a POINT OF BEGINNING.



First American

First American Title Company of Idaho, Inc.
211 West State St

Boise, ID 83702
Phn - (208)344-5888
Fax - (208)344-1495

Date: **March 16, 2006**

File No.: **4102-783005 (PC)**

Property: **111 E Hill Road, Idaho City, ID 83631**

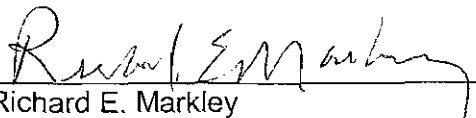
The tax value shown on the attached closing statement is based on ESTIMATES.

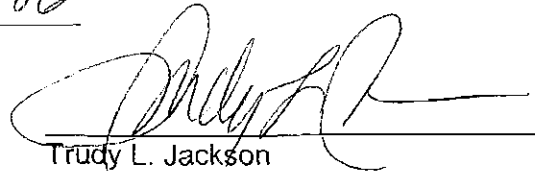
Buyer and Seller herein affirm and agree that First American Title Company of Idaho, Inc., its employees, agents, or assigns have not made any warranties as to the accuracy of these tax figures. Further, Buyer and seller agree that should the actual tax, as shown on the tax statement forwarded by the Ada Assessor/Treasurer's Office during the year of the sale differ from the figure represented on the attached closing statement, the following will occur:

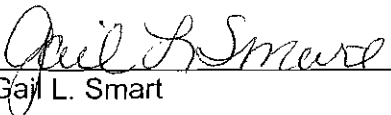
1. In the event Buyer has received excess credit based on the "estimated tax", Buyer agrees to reimburse Seller; or
2. In the event Buyer has not received sufficient credit based on the "estimated tax", Seller agrees to reimburse Buyer.
3. Payment of the pro-rated portion, due, if any, shall be made by the respective party (directly to the party) within thirty (30) days after notification of the actual tax assessed.
4. PAYMENT OF ANY SUBSEQUENT TAX STATEMENTS WHICH MAY BE RECEIVED AFTER DATE OF CLOSING ON THIS TRANSACTION WILL BE HANDLED DIRECTLY BETWEEN THE RESPECTIVE PARTIES, AND FIRST AMERICAN TITLE COMPANY OF IDAHO, INC. DOES NOT ASSUME ANY LIABILITY OR RESPONSIBILITY IN CONNECTION THEREWITH.

Further, Buyer and Seller herein agrees to hold First American Title Company of Idaho, Inc. harmless from any loss, liability, or responsibility in the event the estimated tax figures are based on a Homeowner's Tax Exemption, which may or may not apply for the year in which the sale occurs. It is agreed that it shall be the buyer's responsibility to investigate the status of the Homeowner's Tax Exemption as it may apply to the property being purchased.

Dated: 17 day of March, 20 06


Richard E. Markley


Trudy L. Jackson


Gail L. Smart

Est. 2006 Estimated Real Property Tax(es) for Parcel No.
Tax Amount **\$645.12**



09/24/2002

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 63-15137

NAME AND ADDRESS: RICHARD E MARKLEY
PO BOX 690
IDAHO CITY ID 83631

GAIL L SMART
PO BOX 690
IDAHO CITY ID 83631

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.020 CFS
2.10 AFY

PRIORITY DATE: 06/01/1939

POINT OF
DIVERSION: T06N R05E S26 NWNWSE Within BOISE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	0.020 CFS 2.10 AFY

PLACE OF USE: IRRIGATION Within BOISE County

T06N R05E S26	SWNE	0.3	T06N R05E S26	NWSE	0.3
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0.6 ACRES TOTAL

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

PROPERTY IS ALSO KNOWN AS LOT 16, BLK M, IDAHO CITY TOWNSITE.

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 63-15137
NAME AND ADDRESS: RICHARD E MARKLEY
PO BOX 690
IDAHO CITY ID 83631

GAIL L SMART
PO BOX 690
IDAHO CITY ID 83631

SOURCE: GROUND WATER TRIBUTARY:

QUANTITY: 0.020 CFS
2.10 AFY

PRIORITY DATE: 06/01/1939

POINT OF
DIVERSION: T06N R05E S26 NWNWSE Within BOISE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	0.020 CFS 2.10 AFY

PLACE OF USE: IRRIGATION Within BOISE County

T06N R05E S26	SWNE	0.3	T06N R05E S26	NWSE	0.3
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0.6 ACRES TOTAL

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State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

September 27, 2002

RE: Water Rights in Reporting Area 13, Basin 63
Snake River Basin Adjudication (SRBA)

Dear Water Right Claimant(s):

Please find enclosed the Idaho Department of Water Resources recommendations for your water right claim(s) in Basin 63 for the Boise River drainage basin above Lucky Peak dam. We have also enclosed instructions for reviewing (1) your recommended water right(s), and (2) other recommended right(s) in your area. Water rights for nearly all domestic and/or stockwater rights were recommended separately in an earlier report, and most of those now have been decreed by the SRBA Court.

Note that you have until January 31, 2003, in which to review your water rights or those of other claimants and to file any objection to our recommendations. Information on the other water rights can be found at the county courthouses in Boise, Fairfield, Idaho City, and Mountain Home, and at all the Idaho Department of Water Resources offices (see addresses in enclosures).

If the SRBA Court does not receive an objection to our recommendation from you and no other party objects to your water right, your water right will be decreed early next year as recommended. You will receive your decree from the SRBA Court.

Completion of the SRBA is important for the future of water management in Idaho. We invite you to contact our regional offices with any questions you have about your water right(s) or this adjudication process.

Sincerely,

Karl J. Dreher
Director

Enclosures