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# 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<br>Right No(s) | Adjudication<br>Claim No(s) | Split(s) | Water<br>Right No(s) | Adjudication<br>Claim No(s) | Split(s) |
|----------------------|-----------------------------|----------|----------------------|-----------------------------|----------|
| 75-4097              |                             |          |                      |                             |          |
|                      |                             |          |                      |                             |          |
|                      |                             |          |                      |                             |          |
|                      |                             |          |                      |                             |          |
|                      |                             |          |                      |                             |          |
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Department of Water Resources  
Eastern Region

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) | WINFIELD S TURNER                                                                                                      |
|                                                 | 1180 HWY 93 N                                                                                                          |
|                                                 | CARMEN, ID 83462                                                                                                       |
| 4. New Owner/Claimant(s)                        | FRANK SULLIVAN                                                                                                         |
|                                                 | Name Connector (Check one): <input type="checkbox"/> and, <input type="checkbox"/> or, <input type="checkbox"/> and/or |
| New Mailing Address                             | Box 67                                                                                                                 |
| City, State and ZIP Code                        | NORTH FORK, ID 83466                                                                                                   |
| New Telephone Number                            | ( ) ? Email: ?                                                                                                         |

5. Date you acquired the property

12-19-2008

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<br>(If the right will not be split, skip this area and proceed to line 7) |                                                                            |                                                              |
|----------------------------------------------------------------------------------------------------------------------|----------------------------------------------------------------------------|--------------------------------------------------------------|
| Water Use                                                                                                            | Diversion Rate or Volume<br>(cubic feet per second or acre-feet per annum) | Description<br>(acres, number and type of stock, homes, etc) |
| <b>Water Right and/or Adjudication Claim Number</b>                                                                  |                                                                            |                                                              |
| Irrigation                                                                                                           |                                                                            |                                                              |
| Stock                                                                                                                |                                                                            |                                                              |
| Domestic                                                                                                             |                                                                            |                                                              |
| Other                                                                                                                |                                                                            |                                                              |
| <b>Totals</b>                                                                                                        |                                                                            |                                                              |
| <b>Water Right and/or Adjudication Claim Number</b>                                                                  |                                                                            |                                                              |
| Irrigation                                                                                                           |                                                                            |                                                              |
| Stock                                                                                                                |                                                                            |                                                              |
| Domestic                                                                                                             |                                                                            |                                                              |
| Other                                                                                                                |                                                                            |                                                              |
| <b>Totals</b>                                                                                                        |                                                                            |                                                              |
| <b>Water Right and/or Adjudication Claim Number</b>                                                                  |                                                                            |                                                              |
| Irrigation                                                                                                           |                                                                            |                                                              |
| Stock                                                                                                                |                                                                            |                                                              |
| Domestic                                                                                                             |                                                                            |                                                              |
| Other                                                                                                                |                                                                            |                                                              |
| <b>Totals</b>                                                                                                        |                                                                            |                                                              |

*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)

M. F. S. O.

(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 BMIK  
 Received by BMIK  
 Processed by AJ

Date 1/13/09  
 Date 1/13/09  
 Date 1/13/09

Receipt Amt. \$25.00  
 Receipt No. E034716  
 WR                      Date

# Trustee's Deed

For Value Received

WINFIELD S TURNER and BETTY J TURNER, Trustees, or their successors in trust, under the WIN AND BETTY TURNER LIVING TRUST, dated September 23, 1999, and any amendments thereto

the grantors, do hereby grant, bargain, sell and convey unto

M FRANK SULLIVAN, a single person

Whose current address is:

PO Box 67  
North Fork, Idaho 83466

the grantee, the following described premises, to-wit:

See Attached Exhibit "A"

TO HAVE AND TO HOLD, the said premises, with its appurtenances unto the said Grantee, his heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantee that he is the owner in fee simple of said premises; that he is free from all encumbrances and that it will warrant and defend the same from all lawful claims whatsoever.

Dated: December \_\_\_\_, 2008

Win and Betty Turner Living Trust, dated September 23, 1999

Winfield S. Turner Trustee  
By Winfield S Turner, Trustee

Betty J. Turner Trustee  
By Betty J Turner, Trustee

STATE OF IDAHO, COUNTY OF LEMHI

On this \_\_\_\_ day of December, 2008, before me, a notary public in and for said State, personally appeared

Winfield S Turner and Betty J Turner

Known to me or proved to me to be the persons whose names are subscribed to the within instrument as trustees of the Win and Betty Turner Living Trust, dated September 23, 1999, and acknowledged to me that they executed the same as such trustees.

[Signature]  
Notary Public

Residing at: Salmon, ID  
Comm. Expires: 12/14/14

INSTRUMENT NO: 278326

STATE OF IDAHO, COUNTY OF LEMHI

I hereby certify that this instrument was filed for record at the request of Lemhi Title

at 58 minutes past 2 o'clock P.M.,  
this 19th day of December 2008,  
in my office, and duly recorded in Book  
of Deeds in Lemhi County.

[Signature]  
Ex-Officio Recorder

By Eynne Cardin  
Deputy

Fees \$ 12.00  
Mail to: L.T



# WADE SURVEYING

## Global Positioning Service

Land Surveying and Planning

402 Van Dreff Street

Salmon, Idaho 83467



278326

Phone: (208)-756-3070

December 17, 2008

### PARCEL "A"

A parcel of land located in Section 1, T. 23 N., R. 21 E., Boise Meridian, Lemhi County, Idaho, more particularly described as follows;

Commencing at the SE Corner of Government Lot 12 of said Section 1, from which the SE Corner of said Section 1 bears S 89°29'54"E a distance of 1332.46 ft., the Basis of Bearing for this description, run thence N 00°22'03"E along the easterly boundary of the said Government Lot 12 a distance of 1014.96 ft. to a point on the northerly boundary of the property described in Instrument #70981 and the POINT OF BEGINNING;

Thence the following courses and distances along said instrument property boundary;

N 39°56'11"W 14.88 ft.; S 25°56'48"W 3.29 ft.;

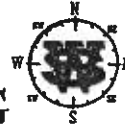
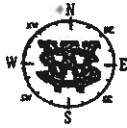
N 63°45'29"W 155.19 ft. to a point on the easterly right-of-way of U.S.

Highway 93;

Thence 251.42 ft. along a curve to the left having a delta of 18°48'02", a radius of 766.20 ft., a chord bearing of N 26°12'00"E for a distance of 250.29 ft. to a point on the northerly boundary of said Government Lot 12;

Thence S 89°28'57"E along the northerly boundary of said Government Lot 12 a distance of 41.61 ft. to the NE Corner of said Government Lot 12;

Thence S 00°22'03"W along the easterly boundary of said Government Lot 12 a distance of 301.28 ft. to the POINT OF BEGINNING.



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December 17, 2008

### PARCEL "B"

A parcel of land located in Section 1 & 12, T. 23 N., R. 21 E., Boise Meridian, Lemhi County, Idaho, more particularly described as follows;

Beginning at the NE Corner of Government Lot 1 of said Section 12, from which the NE Corner of said Section 12 bears S 89°29'54"E a distance of 1332.46 ft., the Basis of Bearing for this description;

Thence S 00°11'37"E along the easterly boundary of Government Lot 1 of said Section 12 a distance of 1297.34 ft. to the SE Corner of said Government Lot 1;

Thence N 89°32'58"W along the southerly boundary of said Lot 1 a distance of 1328.86 ft. to the SE Corner of Government Lot 2 of said Section 12;

Thence S 00°20'58"E along the easterly boundary of Government Lot 5 of said Section 12 a distance of 1298.82 ft. to the NE Corner of Government Lot 8 of said Section 12;

Thence S 00°21'11"E along the easterly boundary of said Government Lot 8 a distance of 1096.00 ft. to a point on the northerly right-of-way of U.S. Highway 93;

Thence the following courses and distances along said right-of-way;

N 68°50'00"W 410.83 ft. 119.07 ft. along a spiral curve to the right having a chord of N 68°44'38"W a distance of 119.08 ft.; N 22°14'08"E 50.00 ft.; 170.08 ft. along a spiral curve to the right having a chord of N 65°09'37"W for a distance of 170.04 ft.; 479.16 ft. along a curve to the right having a delta of 23°24'00", a radius of 1173.24 ft., a chord bearing of N 50°22'59"W for a distance of 475.84 ft.; S 51°19'01"W 50.00 ft.; 525.65 ft. along a curve to the right having a delta of 24°37'16", a radius of 1223.24 ft., a chord bearing of N 26°22'21"W for a distance of 521.62 ft.; 1798.46 ft. along a non-tangent curve to the right having a delta of 54°27'26", a radius of 1892.20 ft., a chord bearing of N 13°52'10"E for a distance of 1731.53 ft.; 296.67 ft. along a spiral curve to the right having a chord of N 44°01'59"E a distance of 296.60 ft.; N 45°00'31"E 2347.05 ft.; 203.61 ft. along a spiral curve to the left having a chord of N 42°12'32"E a distance of 203.60 ft. to a point on the southerly boundary of the property described in Instrument #70981;

Thence the following courses and distances along said instrument property boundary;

S 63°45'29"E 159.55 ft.; S 26°09'43"W 642.49 ft.; S 63°16'41"E 336.51 ft. to a point on the easterly boundary of the Government Lot 12 of said Section 1;

Thence S 00°22'03"W along said boundary a distance of 273.00 ft. to the SE Corner of Government Lot 12 and the POINT OF BEGINNING.



278326

**WADE SURVEYING****Global Positioning Service**

Land Surveying and Planning

402 Van Dreff Street

Salmon, Idaho 83467

Phone: (208)-756-3070

December 17, 2008

**PARCEL "C"**

A parcel of land located in Section 12, T. 23 N., R. 21 E., Boise Meridian, Lemhi County, Idaho, more particularly described as follows;

Commencing at the NE Corner of Government Lot 1 of said Section 12, from which the NE Corner of said Section 12 bears S 89°29'54"E a distance of 1332.46 ft., the Basis of Bearing for this description, run thence S 68°23'24"W a distance of 2405.78 ft. to a point on the westerly right-of-way of U.S. Highway 93 and the POINT OF BEGINNING;

Thence the following courses and distances along said right-of-way;

1893.70 ft. along a curve to the left having a delta of 54°27'46", a radius of 1992.20 ft., a chord bearing of S 13°52'20"W for a distance of 1823.20 ft.; 916.00 ft. along a curve to the left having a delta of 39°39'45", a radius of 1323.24 ft., a chord bearing of S 33°50'23"E for a distance of 897.82 ft. to a point on the mean high water mark of the Salmon River;

Thence the following courses and distances along said mean high water mark;

|              |             |              |                      |
|--------------|-------------|--------------|----------------------|
| N 74°30'05"W | 89.47 ft.;  | N 57°01'52"W | 99.94 ft.;           |
| N 54°51'08"W | 81.20 ft.;  | N 65°03'06"W | 153.03 ft.;          |
| N 62°50'22"W | 66.74 ft.;  | N 57°39'02"W | 219.44 ft.;          |
| N 47°37'27"W | 136.43 ft.; | N 44°44'28"W | 158.98 ft.;          |
| N 24°51'32"W | 93.61 ft.;  | N 16°09'15"W | 89.86 ft.;           |
| N 16°53'57"W | 90.36 ft.;  | N 02°47'18"E | 108.73 ft.;          |
| N 15°18'54"E | 50.12 ft.;  | N 04°49'31"E | 109.04 ft.;          |
| N 10°43'15"E | 380.29 ft.; | N 19°10'45"W | 69.03 ft.;           |
| N 08°49'15"E | 85.10 ft.;  | N 13°49'15"E | 162.10 ft.;          |
| N 23°49'15"E | 166.15 ft.; | N 30°49'15"E | 653.46 ft.;          |
| N 38°49'15"E | 75.98 ft.;  | N 45°49'15"E | 188.44 ft.;          |
| N 55°19'15"E | 177.30 ft.; | N 39°49'15"E | 103.34 ft.;          |
| N 58°49'15"E | 692.97 ft.; | N 51°19'15"E | 58.15 ft. to a point |

on the westerly right-of-way of U.S. Highway 93;

Thence the following courses and distances along said right-of-way;

S 45°00'31"W 694.77 ft.; 303.49 ft. along a spiral curve to the left having a chord bearing of S 44°00'46"W a distance of 303.24 ft. to the POINT OF BEGINNING.