

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

DE

RECEIVED
JUN 12 2008
 DEPT. OF WATER RESOURCES
 SOUTHERN 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 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
PD 36-2733					
Lic 36-8226					
PD 36-2902					

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) Estate of Willard H. Shillington
4. New Owner/Claimant(s) William D. McManus or
 Name Connector (Check one): [] and, [] or, [] and/or
Janine B. McManus
 New Mailing Address 534 East 100 North
 City, State and ZIP Code Rupert, ID 83350
 New Telephone Number ()
5. Date you acquired the property 6-2-08

SUPPORT DATA
IN FILE # 36-2733

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 _____		
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	_____	_____

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)
(include title if applicable)

William D. McManus
William D. McManus
Janine B. McManus
Janine B. McManus

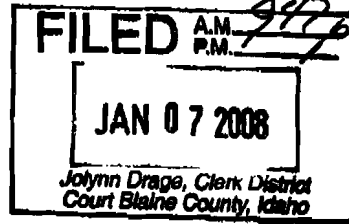
For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.

For Office Use Only

Received by *[Signature]* Date 6/13/08 Fee \$75
 Received by *[Signature]* Date 6/16/08 Receipt No. 5030249
 Processed by _____ AJ Date _____ WR _____ Date _____

ORIGINAL IN RED

Instrument # 495442
MINIDOKA COUNTY, RUPERT, IDAHO
2-28-2008 10:39:58 No. of Pages: 1
Recorded for : HOGUE & DUNLAP
DUANE SMITH Fee: 3.00
Ex-Officio Recorder Deputy



IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT
OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF BLAINE

IN THE MATTER OF THE ESTATE OF

WILLARD H. SHILLINGTON,

Deceased.

Case No. CV 08-014

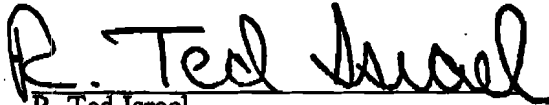
LETTERS OF ADMINISTRATION

KARIN L. DAVIES, was duly appointed and qualified as Personal Representative of the
Estate of the above-named decedent on the 4 day of January, 2008, by the above-entitled
Court, with all authority pertaining thereto.

Administration of the Estate is unsupervised.

These Letters are issued to evidence the appointment, qualification, and authority of the
Personal Representative.

WITNESS my signature and the seal of this Court, this 4 day of January, 2008.


R. Ted Israel
Magistrate Judge

Z:\WPDATA\PROBATE\Shillington, Willard\letters administration.wpd

STATE OF IDAHO
County of Blaine

ss

I do hereby certify that the foregoing is a
full, true and correct copy of the original
thereof, on file in my office.

IN WITNESS WHEREOF, I have hereunto
set my hand and officially official seal
this 7 day of Jan, 2008

JOLYNN DRAGE
Clerk District Court
COUNTY OF IDAHO
Deputy

LETTERS TESTAMENTARY - 1

ORIGINAL IN RED

Terry G. Hogue, Esq.
✓ HOGUE & DUNLAP, L.L.P.
Post Office Box 460
419 South Main Street
Hailey, Idaho 83333
Telephone: (208) 788-3567

Instrument # 495931

MINIDOKA COUNTY, RUPERT, IDAHO
3-27-2008 11:21:51 No. of Pages: 3
Recorded for: HOGUE & DUNLAP
DUANE SMITH Fee: 9.00
Ex-Officio Recorder Deputy *ld*

(Space above line for Recorder's use - to be returned to above address)

PERSONAL REPRESENTATIVE'S DEED

THIS DEED is made by KARIN L. DAVIES, as Personal Representative of the Estate of WILLARD H. SHILLINGTON, hereinafter referred to as "Grantor," to EDITH SHILLINGTON, a single woman, of Post Office Box 4575, Ketchum, Idaho 83340, hereinafter referred to as "Grantee."

WHEREAS, Grantor is the qualified Personal Representative of said Estate filed as Case Number CV-08-014 in Blaine County, Idaho;

THEREFORE, Grantor conveys to Grantee the Estate's entire interest in the real property located in Minidoka County, Idaho, particularly described in Exhibit A attached hereto and incorporated herein by reference.

TOGETHER WITH all and singular the tenements, hereditaments, and appurtenances thereunto belonging or in anywise pertaining, the reversion and reversions, remainder and remainders, rents, issues and profits thereunder.

TO HAVE AND TO HOLD, all and singular the said premises, together with the appurtenances unto Grantee, and to Grantee's heirs and assigns forever. This Deed is made subject to the Farm Lease dated December 1, 2007, by and between W. H. and Edith Shillington, collectively "Lessor," and William D. and Janine B. McMannis, collectively "Lessee."

DATED this 25 day of March, 2008.

GRANTOR:



KARIN L. DAVIES

Personal Representative of the
Estate of Willard H. Shillington

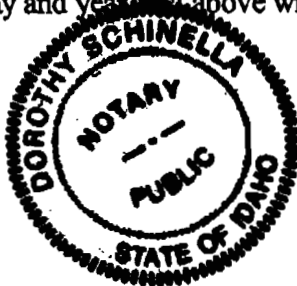
STATE OF IDAHO)

County of Blaine)

ss.

On this 25 day of March, 2008, before me, the undersigned notary public in and for said state, personally appeared KARIN L. DAVIES, Personal Representative of the Estate of Willard H. Shillington, known or identified to me to be the person whose name is subscribed to the foregoing instrument, as Personal Representative of the Estate of Willard H. Shillington, and acknowledged to me that she executed the same as such Personal Representative of the Estate of Willard H. Shillington.

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



Dorothy Schinella
Notary Public for Idaho
Residing at: Blaine County
Comm. expires: 3/25/10

Z:\WPDATA\PROBATE\Shillington, Willard\PR Deed farm.wpd

PERSONAL REPRESENTATIVE'S DEED - 2

The Northeast Quarter of the Northwest
Quarter (NE~~X~~NW~~X~~) of Section 18, Township 9
South, Range 25 East, Boise Meridian,
Minidoka County, Idaho, together with _____
appurtenances.

EXHIBIT A

QUITCLAIM DEED

44892

For Value Received

EDITH SHILLINGTON by and through KARIN L. DAVIES, her attorney in fact

Hereinafter called the grantor, hereby remises, releases, and forever Quitclaims unto

WILLIAM D. MCMANUS and JANINE B. MCMANUS, husband and wife
ADDRESS: 534 East 100 North Rupert, ID 83350

Hereinafter called the grantee, the following described premises, in **Minidoka** County, Idaho to-wit:

All water and water rights, ditches and ditch rights including but not limited to State of Idaho Department of Water right No's 36-2733, 36-8226 and 36-2902.

This deed is executed pursuant to Special Power of Attorney dated April 19, 2002 and recorded as Instrument 458903 Minidoka County records.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto said Grantee, and the grantee's heirs and assigns forever.

June 1
Dated: May 28, 2008

Edith Shillington
Edith Shillington

by: Karin L. Davies
Karin L. Davies, Attorney In Fact

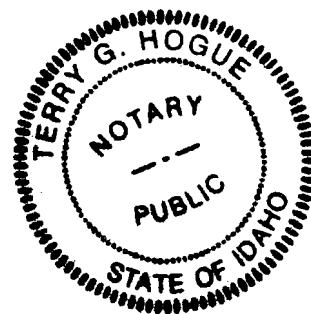
STATE OF IDAHO)
) ss.
COUNTY OF Blaine)

On this 2nd day of June, 2008, before me, the undersigned, a Notary Public in and for said State, personally appeared Karin L. Davies, known or identified to me to be the person whose name is subscribed to the within instrument, as the Attorney-In-Fact of Edith Shillington and acknowledged to me that she subscribed the name of Edith Shillington thereto as principal, and her own name as Attorney-In-Fact.

Terry G. Hogue
Notary Public
Residing at: Blain County, Idaho
My Commission expires: 11/11/11

Instrument # 497107

MINIDOKA COUNTY, RUPERT, IDAHO
6-4-2008 04:08:28 No. of Pages: 1
Recorded for : BURLEY LAND TITLE
DUANE SMITH Fee: 3.00
Ex-Officio Recorder Deputy WJ



WARRANTY DEED

#44892 *mc*

For Value Received

EDITH SHILLINGTON an unmarried woman by and through KARIN L. DAVIES, her attorney in fact

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto

WILLIAM D. MCMANUS and JANINE B. MCMANUS, husband and wife
Address: 534 East 100 North, Rupert, ID 83350

Hereinafter called the Grantee, the following described premises situated in **Minidoka** County, Idaho, to-wit:

PARCEL NO. 1:

**TOWNSHIP 9 SOUTH, RANGE 25 EAST OF THE BOISE MERIDIAN,
MINIDOKA COUNTY, IDAHO**

Section 18: **Lots 4 and 7 and the NE $\frac{1}{4}$ NW $\frac{1}{4}$**

PARCEL NO. 2:

**TOWNSHIP 9 SOUTH, RANGE 25 EAST OF THE BOISE MERIDIAN,
MINIDOKA COUNTY, IDAHO**

Section 7: **That part of Lot 6, more particularly described as follows:**

**Beginning at the Southwest corner of said Section 7; Thence South 88°59' East for 2556.60 feet to
a point, which point shall be known as the True Point of Beginning;
Thence South 88°59' East for 438.20 feet;
Thence North 07°58' West for 81.70 feet;
Thence South 83°20' West for 430.40 feet;
Thence South 22.80 feet, more or less, to the True Point of Beginning.**

SUBJECT TO:

All reservations in patents or deeds in the chain of title.

Taxes for 2008 and subsequent years, a lien, but not yet due or payable.

Assessments of the Minidoka Irrigation District and the rights and powers of said District as by law provided.

Assessments levied, or to be levied, by Magic Valley Ground Water District.

Effects of a License and Certificate of Water Right, dated October 29, 1954, executed by Mark R. Kulp, State Reclamation Engineer, to The Public, recorded November 10, 1954 in Book 5 of Water Certificates, Page 204, Minidoka County records. (Described on Instrument as 39 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 18, Township 9 South, Range 25 East of the Boise Meridian)

Effects of a Certificate of Completion of Works, dated June 8, 1962, executed by Ralph W. Thomas, Deputy State Reclamation Engineer, to The Public, recorded July 16, 1962 as Instrument No. 158993, Minidoka County records. (Described on Instrument as 29 acres in Lot 4 of Section 18, Township 9 South, Range 25 East of the Boise Meridian)

Power Line Easement, dated March 26, 1975, executed by Morgan-Shillington Farm Co., to Rural Electric Company, a cooperative association, its licensees, successors and assigns, recorded April 4, 1975 as Instrument No. 249220, records of Minidoka County, Idaho.

This deed is executed pursuant to special Power of Attorney dated April 19, 2002 and recorded as Instrument No. 458903 Minidoka County records.

TO HAVE AND TO HOLD, the said premises, with their appurtenances unto the said Grantee and to the successors heirs and assigns of the Grantee forever. The Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that they are free from all incumbrances except as above described and that Grantor will warrant and defend the same from all lawful claims whatsoever.

Dated: *June 2*
~~May 30~~, 2008

Instrument # 497106

MINIDOKA COUNTY, RUPERT, IDAHO

6-4-2008 04:06:11 No. of Pages: 2

Recorded for : BURLEY LAND TITLE

DUANE SMITH Fee: 6.00

Ex-Officio Recorder Deputy *[Signature]*

Edith Shillington
EDITH SHILLINGTON

by: Karin L. Davies
Karin L. Davies, Attorney In Fact

STATE OF IDAHO)
) ss.
COUNTY OF BLAINE)

On this 2nd day of ~~May~~^{June}, 2008, before me, the undersigned, a Notary Public in and for said State, personally appeared Karin L. Davies, known or identified to me to be the person whose name is subscribed to the within instrument, as the Attorney-In-Fact of Edith Shillington and acknowledged to me that she subscribed the name of Edith Schillington thereto as principal, and her own name as Attorney-In-Fact.

Terry G. Hogue
Notary Public
Residing at: Blaine County, Idaho
My Commission expires: 11/11/11

