

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 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
85-11742					

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) DONALD H. MCINTIRE
28872 Gardner Rd., Lapwai, ID. 83540
4. New Owner/Claimant(s) GARY D. MCINTIRE
Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address 28872 Gardner Rd.
- City, State and ZIP Code Lapwai, ID. 83540
- New Telephone Number 208 843-9112
5. Date you acquired the property 02 JUNE 2005 YR.

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) Harry D. McIntire - Land & Property
(include title if applicable) Owner!

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 <u>MM</u>	Date <u>7-14-05</u>	Fee <u>\$ 25.00/xx</u>	
Received by <u>MM</u>	Date <u>7-14-05</u>	Receipt No. <u>C678573</u>	
Processed by _____	AJ Date _____	WR _____	Date _____



PREPARED BY CLT BALANCED GOVERNMENTAL SERVICES ONLY LAYER TRIMBLE COMPANY 1000 South Avenue, Dayton, Ohio 45424		PREPARED FOR NEZ PERCE COUNTY IDAHO BOARD OF COMMISSIONERS NEZ PERCE COUNTY COURTHOUSE LEWISTOWN, IDAHO 83844		REAL PROPERTY MAP TOWNSHIP 0813 NEZ PERCE COUNTY, IDAHO		CONGRESSIONAL TOWNSHIP NUMBER SE 14 SECTION 14 TOWNSHIP 35 NORTH, RANGE 04 WEST MAP NUMBER: 35-0813-0-64-04																																																																																																																																																																																																																																																																																																																																																																																																																														
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Law Offices of Loren J. Eddy

524 Bryden Avenue
P.O. Box 238
Lewiston, Idaho 83501
(208) 746-6051
Fax: (208) 746-5958

June 20, 2005

Gary McIntire
Rt. 1 Box 137
Lapwai, Idaho 83540

Dear Gary:

RE: Estate of Donald H. McIntire
Case # CV02-02309

I am returning to you the Grant Deed which was recorded on June 2, 2005, as Instrument #718172, records of Nez Perce County, Idaho.

I am also enclosing the Estate Closing Order, Affidavit RE: Final Distribution; and a certified copy of the Decree of Final Discharge which was filed on June 15, 2005 in Nez Perce County, Idaho.

Please keep these documents with your other important papers. Thank you.

Very truly yours,

Loren J. Eddy, Esq.

LJE:kd
Enclosure

718172

GRANT DEED

For Value Received THE DONALD H. MCINTIRE TESTAMENTARY TRUST, by LOREN J. EDDY as Trustee, does hereby grant and convey unto GARY D. MCINTIRE, a single person, whose mailing address is Rt. 1 Box 137, Lapwai, Idaho 83540, the following described real property situate in Nez Perce County, Idaho, to wit:

All of Lot Fourteen (14), except a strip 25 feet wide along the South side of said Lot 14, in Block One (1), of the Town of Sweetwater, County of Nez Perce, State of Idaho, according to the recorded plat thereof.

TOGETHER WITH VACATED STINGER STREET ABUTTING THERETO.

SUBJECT TO: Estate Recovery claim by the State of Idaho, relating to Agnes McIntire, Medicaid I.D. Number 0835495.

AND FURTHER SUBJECT TO: Taxes for the year 2005 and thereafter.

TO HAVE AND TO HOLD the said premises, with their appurtenances, unto the said GARY D. MCINTIRE, and his heirs and assigns forever

Dated: June 2nd, 2005.

THE DONALD H. MCINTIRE TESTAMENTARY TRUST,

BY LOREN J. EDDY, Trustee

STATE OF IDAHO)

) ss.

COUNTY OF NEZ PERCE)

On this 2nd day of June, 2005, before me, the undersigned, a Notary Public in and for the said state, personally appeared LOREN J. EDDY, known or identified to me to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same as Trustee of THE DONALD H. MCINTIRE TESTAMENTARY TRUST.

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

INST. NO. 718172
FILED FOR RECORD

REG. BY 300 *

2005 JUN -2 A 11:14

PATTY O. WEEKS
RECORDER, NEZ PERCE CO ID

BY Clungled DEPUTY



Gal E. Stump

Notary Public in and for said State,
residing at Lewiston therein. Clarkston, WA
My Commission Expires: 04/12/2010
(SEAL)

* Loren J Eddy
PO Box 238
Lewiston ID

LOREN J. EDDY, ESQ.
524 Bryden Avenue
P. O. Box 238
Lewiston, Idaho 83501
(208) 746-6051
Idaho State Bar # 2823

FILED

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CLERK OF DISTRICT COURT
BEVERLY NELSON

IN THE DISTRICT COURT OF THE SECOND JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF NEZ PERCE

In the Matter of the Estate	)	Case No. CV 02 - 02309
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of	)	
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DONALD H. MCINTIRE	)	ESTATE CLOSING ORDER
	)	
deceased.	)	
	)	

Upon consideration of the Petition for Approval of Final Settlement and Distribution filed by LOREN J. EDDY on April 27, 2005, the Court determines and finds that the allegations and statements in the petition are true, all required notices have been given or waived, and the estate has been administered according to the laws of this state and the orders of this Court and should be closed.

NOW THEREFORE, IT IS ORDERED AS FOLLOWS:

Petitioner, as Trustee of the DONALD H. MCINTIRE TESTAMENTARY TRUST, is hereby authorized and directed to transfer the remaining asset of the DONALD H. MCINTIRE TESTAMENTARY TRUST, to wit:

Nez Perce County Real Property Parcel Number RP 03130001014B A, commonly referred to as 28872 Goldner Road, Lapwai, Idaho 83540, and more particularly described as follows:

Situate in Nez Perce County, Idaho:

All of Lot Fourteen (14), except a strip 25 feet wide along the South side of said Lot 14, in Block One (1), of the Town of Sweetwater, County of Nez

Perce,, State of Idaho, according to the recorded plat thereof.

TOGETHER WITH VACATED STINGER STREET ABUTTING THERETO.

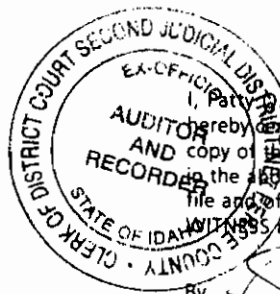
to GARY D. MCINTIRE by Grant Deed, such real property to be subject to Estate Recovery claim by the State of Idaho, relating to Agnes McIntire, Medicaid I.D. Number 0835495.

After Petitioner makes such distribution and records such Grant Deed, and files his affidavit with the Court attesting to such actions, LOREN J. EDDY, as Personal Representative of the Estate of DONALD H. MCINTIRE, deceased, and as Trustee of THE DONALD H. MCINTIRE TESTAMENTARY TRUST, shall be fully and finally released and discharged from the position of personal representative and Trustee, and fully and finally released and discharged from any and all liability arising in connection with the performance of the duties of personal representative and/or Trustee, and the administration of this estate and the said testamentary trust shall be closed.

Dated: June 2nd, 2005.

KENT J. MERICA

Magistrate



Weeks, Clerk of the above entitled Court do hereby certify the foregoing to be a full, true and correct copy of the original Estate Recovery Order in the above entitled cause as the same now appears on file and of record in my office.

WITNESS my hand and official seal this 6-2-05
PATTY O. WEEKS; Clerk
By Severly Nelson Deputy

Payment Amount	\$25.00	Date Received	7/14/2005 2:39:41 PM	Region	State	Status
Payment Type	Check	Check Number	6126			

Comment	OWNERSHIP CHANGE FOR 85-11742
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Fee Detail

Amount	Description	Fund	FD	PCA	SO
\$25.00	OWNERSHIP CHANGES/SECURITY INTERESTS	0229	21	56140	1155



Signature Line (Dept. Representative)