

# PERRY LAW, P.C.

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With Attorneys Licensed to Practice  
in Idaho, Arizona, and Nevada

October 7, 2004

RECEIVED  
OCT 08 2004  
Department of Water Resources  
Southern Region

Idaho Department of Water Resources  
Southern Region  
1341 Fillmore Street, Suite 200  
Twin Falls, Idaho 83301-3380

**Re: Water Rights, transfer to Trust, Estate of Boyd K. Barton  
PLPC File No. 1413.001**

Dear Gentlemen and Ladies:

Enclosed is a Department of Water Resources form to change the ownership of water rights and claims appurtenant to property owned by Boyd and Mildred Barton of Carey, Idaho to their trust. Also enclosed are a check for filing fees in the amount of fifty dollars (\$50.00) for the transfer of the two water rights along with copies of the following deeds as recorded in Blaine County:

- Exhibit A. 6/14/04 Deed of Distribution by Personal Representative recorded as Instrument #505065.
- Exhibit B. 6/14/04 Quitclaim Deed by Mildred F. Barton recorded as Instrument #505066.
- Exhibit C. 6/14/04 Deed of Distribution by Personal Representative recorded as Instrument #505067.
- Exhibit D. 6/14/04 Quitclaim Deed by Mildred F. Barton recorded as Instrument #505068.
- Exhibit E. 6/14/04 Deed of Distribution by Personal Representative recorded as Instrument #505069.
- Exhibit F. 6/14/04 Quitclaim Deed by Mildred F. Barton recorded as Instrument #505070.
- Exhibit G. 6/28/04 Correction Deed of Distribution by Personal Representative recorded as Instrument #505720 (correcting a property description error in #505065 above).
- Exhibit H. 6/28/04 Correction Quitclaim Deed by Mildred F. Barton recorded as Instrument #505721 (correcting a property description error in #505066 above).

Boyd K. Barton died February 26, 2003 and Mildred F. Barton was appointed personal representative of his estate on March 5, 2004. Boyd's will directed that his property be transferred to the Boyd and Mildred Barton Family Trust under a Trust Agreement dated October 28, 1998. That transfer was accomplished by the deeds of distribution by personal representative and a correction deed of distribution by personal representative listed above. At the same time Mildred F. Barton transferred her interest in the property to the same trust by the quit claim deeds and a correction quit claim deed listed above. Based on telephone conversations with individuals in your office and the Boise office I understand that copies of plats, survey maps or aerial photos are not required in instances, such as this, where the transfer is merely to a trust of whom the transferor is the beneficiary pursuant to administration of a decedent's estate.

Please call if you have any questions or need additional information.

Very truly yours,

A handwritten signature in black ink, appearing to read "Maurice O. Ellsworth", with a long horizontal flourish extending to the right.

Maurice O. Ellsworth

enclosures as indicated

cc: Mildred F. Barton