

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

RECEIVED
JUL 21 2003
JUL 17 2003
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 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
78-4309					
78-10375					

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)

GLEN DEASY
NORA DEASY

4. New Owner/Claimant(s)

ERIC L. AND/OR JENNIFER S. WINKELLER

Name Connector (Check one): ☐ and, ☐ or, ☒ and/or

New Mailing Address

P.O. BOX 2246

City, State and ZIP Code

MC CALL, ID 83638

New Telephone Number

(208) 634-3743

5. Date you acquired the property

5/16/03

SUPPORT DATA
IN FILE # 78-4309

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) _____ OWNER
(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>DP</u>	Date <u>7-17-03</u>	Fee <u>\$25- EA.</u>	
Received by <u>DP</u>	Date <u>7-18-03</u>	Receipt No. <u>W030736</u>	
Processed by _____ AJ	Date _____	WR _____	Date _____

SCHEDULE A

Amount of Insurance: \$80,000.00

Policy No. A60-0324600

Premium: \$535.00

File No. 16756

Date of Policy: May 16, 2003 @ 3:45 P.M.

1. Name of Insured: ERIC D. WINKELLER and JENNIFER S. WINKELLER
2. The estate or interest in the land which is covered by this policy is: **Fee simple**
3. Title to the estate or interest in the land is vested in:
ERIC D. WINKELLER and JENNIFER S. WINKELLER, husband and wife
4. The land referred to in this policy is described in said instrument, is situated in the County of Idaho, State of Idaho, and is identified as follows:

Township 23 North, Range 1 East, Boise Meridian, Idaho County, Idaho
Section 29: A parcel of land situated in the SW $\frac{1}{4}$ NE $\frac{1}{4}$, more particularly described as:

Beginning at a concrete right of way marker on the East right of way line of the New Highway 95, which marker is 140 feet right of Station 751+00, from which marker the section corner common to Sections 20, 21, 28 and 29 bears North 1422 feet and East 2310 feet;
thence S 18°24' W along the right of way line 186.2 feet;
thence S 19°00' E, 432.2 feet;
thence S 2°16' W, 64.2 feet;
thence S 0°22' W, 34.1 feet to the true point of beginning;
thence S 79°43' W, 170 feet, more or less, to the east right of way line of the Old Highway 95;
thence Southerly along said right of way line 57 feet to the center of Denny Creek;
thence Easterly along said Creek 150 feet;
thence N 0°22' E, 77 feet to the true point of beginning.

Countersigned:


J. PAUL EIMERS, Authorized Officer or Agent

SCHEDULE B**EXCEPTIONS FROM COVERAGE**

This policy does not insure against loss or damages (and the Company will not pay costs, attorney's fees or expenses) which arise by reason of:

GENERAL (STANDARD) EXCEPTIONS

1. Any facts, rights, interest, or claims which are not shown by the public records but which could be ascertained by an inspection of the land or which may be asserted by person in possession, or claiming to be in possession, thereof.
2. Easements, liens, encumbrances, or claims thereof, which are not shown by the public records.
3. Discrepancies, conflicts in boundary lines, shortage in area, encroachments, or any other facts which a correct survey of the land would disclose, and which are not shown by the public records.
4. Any lien, or right to a lien, imposed by law for services, labor, or material heretofore or hereafter furnished, which lien, or right to a lien, is not shown by the public records.
5. (a) Unpatented mining claims; (b) reservations or exceptions in patents or in Acts authorizing the issuance thereof; (c) Indian treaty or aboriginal rights, including, but not limited to, easements or equitable servitudes; or (d) water rights, claims or title to water, whether or not the matters excepted under (a), (b), (c) or (d) are shown by the public record.
6. Taxes or assessments which are not now payable or which are not shown as existing liens by the records of any taxing authority that levies taxes or assessments on real property or by the public records; proceedings by a public agency which may result in taxes or assessments, or notices of such proceedings, whether or not shown by the records of such agency or by the public records.
7. Any service, installation, connection, maintenance or construction charges for sewer, water, electricity, or garbage collection or disposal or other utilities unless shown as an existing lien by the public records.

SPECIAL EXCEPTIONS

8. General taxes for the year 2003, which are a lien, not yet due and payable.
9. Any claim arising from the difference in mean high water line of Denny Creek and the meander line as shown by Government survey of the State of Idaho.
10. Rights and easements in favor of the public for recreational uses of the Denny Creek.
11. Easement, including the terms and conditions thereof, by and between B.C. WEINHEIMER and WILLIAM HOWARD by B.C. WEINHEIMER and MARY SNYDER and THE MOUNTAIN STATES TELEPHONE AND TELEGRAPH COMPANY, a corporation, recorded August 31, 1932, under Instrument No. 99258, Book 60 page 443, records of Idaho County, Idaho.
12. Power Line Easement, including the terms and conditions thereof, by and between DAN CORBETT and EDNA CORBETT, husband and wife and THE IDAHO POWER COMPANY, a corporation, recorded April 23, 1948, under Instrument No. 159356, Book 80 page 557, records of Idaho County, Idaho.

continued...

SCHEDULE B SPECIAL EXCEPTIONS CONTINUED

13. Power Line Easement, including the terms and conditions thereof, by and between FLOYD E. HANSON and ELLEN A. HANSON, husband and wife and IDAHO POWER COMPANY, a corporation, recorded August 7, 1961, under Instrument No. 205946, Book 95 page 409, records of Idaho County, Idaho.
14. Easement, including the terms and conditions thereof by and between ELDON AGEE and MAYME AGEE, husband and wife and BRUCE OWEN and JOYCE OWEN, husband and wife, parties of the first part and CARL CORBIT and ESTHER J. CORBIT, husband and wife, parties of the second part, recorded January 15, 1965, under Instrument No. 218259, Book 102 page 318, records of Idaho County, Idaho.
15. Exception of the right of use of a certain well for domestic purposes by both the Grantor and the Grantee and reserving therefrom, $\frac{1}{2}$ of the water right from Denny Creek by the Grantor, as set forth in Warranty Deed, including the terms and conditions thereof, by and between HAROLD M. DERRICK and VERA C. DERRICK, husband and wife, grantors and DONALD M. MUNGER, MORGAN MUNGER, DARRELL MUNGER and JOHN E. MUNGER, grantees, recorded December 18, 1968, under Instrument No. 232777, Book 109 page 372, records of Idaho County, Idaho.
16. Deed of Trust to secure an indebtedness of the amount herein stated, and any other obligations secured thereby, records of Idaho County, Idaho,
Amount: \$40,000.00
Dated: May 15, 2003
Recorded: May 16, 2003
Instrument No.: 0428886
Grantor: ERIC D. WINKELLER and JENNIFER S. WINKELLER,
husband and wife
Trustee: Idaho County Title Company, Inc.
Beneficiary: GLEN N. DEASY and NORA A. DEASY, Co-Trustees
of the Glen & Nora Deasy Trust

END OF SCHEDULE B

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