

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

RECEIVED**SEP 12 2001**

Department of Water Resources

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, 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
84-11907					

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) are 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) Janet McCutchen Address Not Available
Walker McCutchen
4. New Owner/Claimant(s) Helen C Hadley and Terry L Evans and Deborah K Evans
 Name Connector (Check one): ☒ and, ☐ or, ☐ and/or
- New Mailing Address HC 11 BOX 72F
- City, State and ZIP Code Kamiah Id 83536
- New Telephone Number (208) 935-0803
5. Date you acquired the property 5-31-01

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) Helen C. Hadley Lorey L. Evans
(include title if applicable) Debra K. Evans

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 _____	Date <u>9/10/01</u>	Fee <u>25.00</u>
Received by _____	Date _____	Receipt No. <u>N014639</u>
Processed by _____	AJ Date _____	WR _____ Date _____

WARRANTY DEED

GRANTOR, WALKER McCUTCHEN, a married man joined by is wife, JANET McCUTCHEN, of HC 11 Box 72F, Kamiah, ID 83536, for a good and valuable consideration, the receipt of which is hereby acknowledged, does hereby grant, bargain, sell and convey to HELEN C. HADLEY, an unmarried woman, 1% and TERRY L. EVANS and DEBORAH K. EVANS, husband and wife, 99%, as tenants in common, of 4509 Overland Place, Salida, CA 95368, as GRANTEE, and to grantee's heirs and assigns forever, all of the following described real estate located in the County of Idaho, State of Idaho, to wit:

See Exhibit "A" attached hereto and hereby incorporated by this reference.

TOGETHER with all improvements, water, water rights, ditches, ditch rights, easements, hereditaments and appurtenances thereto.

Subject to:

1. General taxes for the year 2001, which are a lien, not yet due and payable.
2. Right of Way Deed, including the terms and conditions thereof, by and between MR. ED A. STREHLOW and BERTHA STREHLOW, his wife, first parties, and THE UNITED STATES OF AMERICA, second party, recorded January 31, 1947, under Instrument No. 155058, in Book 78 page 136, records of Idaho County, Idaho.

TO HAVE AND TO HOLD the said premises, with their appurtenances, unto the said Grantees, their heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantees that they are the owners in fee simple of said premises; that they are free from all encumbrances, and that they will warrant and defend the same from all lawful claims whatsoever, except general taxes for the year 2001, and easements, reservations, restrictions and rights-of-way of record or in use.

Except as otherwise expressly provided in this instrument, GRANTORS, hereby declare pursuant to Title 5, Chapter 2 of the Idaho Code, that in the event GRANTORS shall have permitted or suffered at any time prior to the making of this instrument, any person or entity to possess, use or occupy the above-described premises, or any portion thereof, for any purpose, with or without the knowledge of GRANTORS, it was not the intent of GRANTORS, by permitting or suffering such possession, use or occupation, to thereby define property boundaries or ownership thereof.

1 In construing this deed, and where the context so requires, th
2 singular includes the plural and the masculine, the feminine and th
3 neuter.

4 IN WITNESS WHEREOF, Grantor has hereunto subscribed his name to thi
5 instrument this 31 day of May 2001.

6 Walker McCutchen
7 WALKER McCUTCHEN

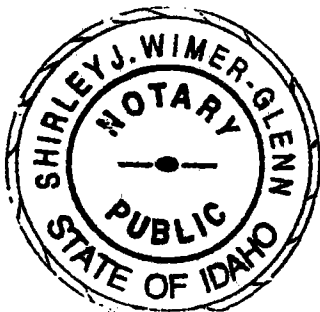
Janet McCutchen
JANET McCUTCHEN

8 STATE OF IDAHO)
9 County of Blaine ss.

10 On this 31 day of May 2001, before me
11 SHIRLEY WIMER GLENN, a Notary for the said County an
12 State, personally appeared WALKER McCUTCHEN and Janet McCutchen, ~~husband~~
13 ~~and wife~~, known or identified to me to be the persons whose names ~~is~~
14 subscribed to the within instrument, and they acknowledged to me tha
15 ~~they~~ ^{he} freely executed the same and that the statements therein containe
16 are true.

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

19 (NOTARY SEAL)



Shirley Wimer Glenn
Notary Public for State of Idaho.
Residing at KAMIAH, therein.
My commission expires on 9-19-02, 20__.

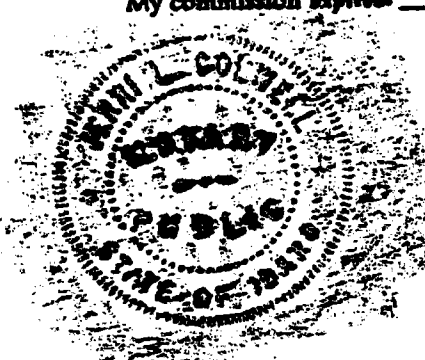
State of Idaho)
County of Lewia) ss
County of Idaho)

On this 4 day of June 2001 before me Jeanne R. Colwell, a Notary Public for the said State, personally appeared Jacob McCutchen known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he freely executed the same.

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

Jeanne R. Colwell
Notary Public for the State of IDAHO
My commission expires: 02/12/2002

seal



STATE of IDAHO	
County of Idaho	
Recorded at request of	
IDAHO COUNTY TITLE CO.	
at	3:20 p m on 6/10/01
ROSE E. GEHRING	
By	<u>Conner Bell</u> Deputy
Fees \$	12.00

m/Picked Up

EXHIBIT A

Township 34 North, Range 5 East, Boise Meridian, Idaho County, Idaho

Section 34: All that part of the SE $\frac{1}{4}$ NW $\frac{1}{4}$ which lies North of the Centerline of Glenwood Road as it existed on May 24, 1993,

LESS A PARCEL deeded to Idaho County by Instrument No. 368974, recorded June 8, 1993, being further described as follows: Commencing at the brass cap monument marking the Southwest corner of Section 34, Township 34 North, Range 5 East, Boise Meridian;
thence N.21°23'56"E., 3608.64 feet to the TRUE POINT OF BEGINNING which is centerline station 373+02, more or less, of project FH-55-1, and is located on the West line of the SE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 34, Township 34 North, Range 5 East, B. M.;
thence N.87°49'38"E., 170 feet, more or less, to centerline station 374+72.55;
thence 293.69 feet along a curve concave to the left with a radius of 600.00 to centerline station 377+66.24;
thence N.59°46'55"E., 133.76 feet to centerline station 379+00.00;
thence N.30°23'05"W., 30.00 feet to a point 30.00 feet left of centerline station 379+00.00 and bears N.30°13'05"W. of said project;
thence S.59°46'55"W., 133.76 feet to a point 30.00 feet left of centerline station 377+66.24 and bears N.30°23'05"W. of said project;
thence 279.01 feet along a curve concave to the right with a radius of 570.00 feet, to a point 30.00 feet left of centerline station 374+72.55 and bears N.02°10'22"W. of said project;
thence S.87°49'38"W., 169 feet, more or less, to a point 30.00 feet right of centerline station 373+03 and bears N.02°10'22"W. of said project and is on the West line of the SE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 34, Township 34 North, Range 5 East, B. M.;
thence in a Southerly direction along said West line 30 feet, more or less, to the TRUE POINT OF BEGINNING.