

239746

to the East side line of the following described property, to-wit:

In Twp. 7 N., R. 5 W., B.M.:

In Sect. 25: A parcel situated in the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of said Sec. 25 more particularly described as follows:
 Commencing at the NW corner of said NW $\frac{1}{4}$ SE $\frac{1}{4}$;
 thence N. 89°37'33" E. along the North boundary of said NW $\frac{1}{4}$ SE $\frac{1}{4}$, a distance of 400.00 feet;
 thence S. 0°24'10" W. parallel to the West boundary of said NW $\frac{1}{4}$ SE $\frac{1}{4}$, a distance of 350.00 feet;
 thence S. 89°37'33" W. parallel to the North boundary of said NW $\frac{1}{4}$ SE $\frac{1}{4}$, a distance of 307.75 feet to the center line of a certain irrigation canal;
 thence N. 58°23'7" W. along the center of said canal, a distance of 64.81 feet;
 thence N. 49°35'13" W. along the center of said canal, a distance of 48.95 feet to a point on the West boundary of said NW $\frac{1}{4}$ SE $\frac{1}{4}$;
 thence N. 0°24'10" E. along the West boundary of said NW $\frac{1}{4}$ SE $\frac{1}{4}$, a distance of 344.27 feet to the Point of Beginning.

together with all water and water rights, ditches and ditch rights, tenements and hereditaments (including 1974 Sequoia 24'x40' mobile home, appurtenances and fixtures (including 24'x40' mobile home and turbine pump, 24 a.p. centrifugal pump, and related machinery, equipment, rights, privileges, permits and licenses therein belonging, in anywise appertaining or used in connection therewith, and the reversions, remainders, rents, issues and profits thereof.

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 incumbrances excepting incumbrances, reservations, easements, encroachments, restrictions, rights-of-way and dedications appearing of record, of use, or otherwise existing; and that they will warrant and defend the same unto all lawful claims whatsoever excepting the aforesaid incumbrances and exceptions, and any discrepancies, conflicts in boundary lines, shortages in area, encroachments, or any other facts which a correct survey would disclose.

WITNESSED this 11th day of _____, 1991.

JAMES W. LIBBY, Principal

FRANCES L. LIBBY

AMANDA L. LIBBY

MICROFILMED

SEP 19 2001

farm 1533

24	19
25	30

C-9A

map

T8437
NHFL

FALLOW

Summer
FALLOW

1-26.2

ALFALFA
HAY

2-38.2

3-21.4

4-4.2

5-1.0

Drop

T8438

1-5.0

ALFALFA
HAY

ALFALFA
HAY

1-18.5

2-75.3

3-2.0

25	30
36	31

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SEP 19 2001

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

RECEIVED**FEB 26 2001****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.

RECEIVED

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.

Department of Water Resources

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
63-30050					
63-30044					

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) James and Frances Libby
15187 McVay Ln. Brookings, OR. 97415
4. New Owner/Claimant(s) Douglas and Maureen McAlvain
 Name Connector (Check one): ☒ and, ☐ or, ☒ and/or
 New Mailing Address 2655 SW 7th Ave
 City, State and ZIP Code Parma, ID. 83660
 New Telephone Number (208) 674-1246
5. Date you acquired the property _____

See file 30044 for support documentation

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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) _____

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>OS</u>	Date <u>2/26/01</u>	Fee <u>\$25- EA.</u>	
Received by <u>OS</u>	Date <u>2/26/01</u>	Receipt No. <u>W027405</u>	
Processed by _____ AJ	Date _____	WR _____	Date _____

MICROFILMED

SEP 19 2001

FA-12120

291501

QUITCLAIM DEED

For Value Received ROY EASTLICK and SHIRLEY EASTLICK, husband and wife

do hereby convey, release, remise and forever quitclaim unto TONY McALVAIN and MAUREEN McALVAIN, husband and wife, also known as DOUGLAS A. McALVAIN and MAUREEN A. McALVAIN, husband and wife

whose current address is

the following described premises, to-wit:

SEE ATTACHED EXHIBIT "A" MADE A PART HEREOF

together with their appurtenances.

Dated: 8-15-99

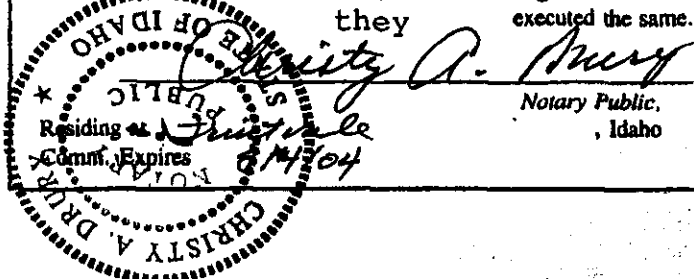
Roy Eastlick
ROY EASTLICK

Shirley Eastlick
SHIRLEY EASTLICK

STATE OF IDAHO, COUNTY OF Adams
On this 15th day of March, 19 99,
before me, a Notary Public in and for the said State, personally
appeared

ROY EASTLICK & SHIRLEY EASTLICK

known to me to be the persons whose names are
subscribed to the within instrument, and acknowledged to me that
they executed the same.



STATE OF IDAHO, COUNTY OF Payette
I hereby certify that this instrument was filed for record at the
request of FIRST AMERICAN TITLE CO.

at 40 minutes past 3:00 o'clock P.M.,
this 3rd day of January,
192001, in my office, and duly recorded in Book
of Deeds at page 291501

LAURA L. STIGILE

Ex-Officio Recorder

By Judy E. Lammle

Deputy

Fees \$ 9.00
Mail to:

INSTRUMENT No. 291501

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SEP 19 2001

291501

EXHIBIT "A"

Lands in Payette County, Idaho:

✓Parcel 1:

In Twp. 7 N., R. 5 W., B.M.:In Sec. 25: NE¼

Together with all water and water rights, ditches and ditch rights, tenements and hereditaments, appurtenances and fixtures, easements, rights, privileges, permits and licenses thereunto belonging, in anywise appertaining or used in connection therewith, and the reversions, remainders, rents, issues and profits thereof.

Parcel 2:

✓In Twp. 7 N., R. 4 W., B.M.:

In Sec. 30: Government Lot 3.

✓In Twp. 7 N., R. 5 W., B.M.:In Sec. 25: N¼SE¼ and SE¼SE¼;

SAVE AND EXCEPT the following described parcel: Commencing at the Northwest corner of said NW¼SE¼; thence North 89°37'33" East along the North boundary of said NW¼SE¼, a distance of 400.00 feet; thence South 0°24'10" West parallel to the West boundary of said NW¼SE¼, a distance of 950.00 feet; thence South 89°37'33" West parallel to the North boundary of said NW¼SE¼, a distance of 307.75 feet to the center line of a certain irrigation canal; thence North 58°23'7" West along the center of said canal, a distance of 64.81 feet; thence North 49°35'13" West along the center of said canal, a distance of 48.06 feet to a point on the West boundary of said NW¼SE¼; thence N. 0°24'10" E. along the West boundary of said NW¼SE¼, a distance of 884.27 feet to the POINT OF BEGINNING.

RESERVING UNTO THE GRANTORS, their heirs, assigns and successors in interest, all minerals and mineral rights in and to the above described premises, together with the right to prospect for, drill, mine, and remove the same; subject to an obligation of the

EXHIBIT "A" MICROFILMED
SEP 19 2001

(46)

291501

said Grantors, their heirs, assigns and successors, to pay the reasonable value at the time for damage or injury to improvements or the surface of the property or the loss of use thereof by Grantees and Grantees' heirs, successors and assigns in interest.

TOGETHER WITH AN EASEMENT FOR INGRESS AND EGRESS to and from the above described property over and across the existing road which runs from near the Northwest corner of the following described property to the Northwest side of and over and across an existing bridge which crosses the "A" line canal of Black Canyon Irrigation District; and thence, continuing from the Southeast side of the said bridge an easement twenty (20) feet in width along the southerly side of said canal as the same traverses the property to the East side line of the following described property, to-wit:

In Twp. 7 N., R. 5 W., B.M.:

In Sec. 25: A parcel situated in the NW¼SE¼ of said Sec. 25 more particularly described as follows:
Commencing at the NW corner of said NW¼SE¼;
thence N. 89°37'33" E. along the North boundary of said NW¼SE¼, a distance of 400.00 feet;
thence S. 0°24'10" W. parallel to the West boundary of said NW¼SE¼, a distance of 950.00 feet;
thence S. 89°37'33" W. parallel to the North boundary of said NW¼SE¼, a distance of 307.75 feet to the center line of a certain irrigation canal;
thence N. 58°23'7" W. along the center of said canal, a distance of 64.81 feet;
thence N. 49°35'13" W. along the center of said canal, a distance of 48.06 feet to a point on the West boundary of said NW¼SE¼;
thence N. 0°24'10" E. along the West boundary of said NW¼SE¼, a distance of 884.27 feet to the POINT OF BEGINNING.

MICROFILMED

SEP 19 2001

(9)

239746

State of Idaho, County of Payette

Recited that this instrument was filed for record at the request of FIRST AMERICAN TITLE CO.
 January 19, 1992 10:30 A.M. in Book 48, Page 239746
 Laura L. Skyles, Ex-Officio Recorder by Scotti Skyles, Deputy Rec. Fee: \$7.00

WARRANTY DEED

For Value Received, JAMES W. LIBBY and FRANCES L. LIBBY, husband and wife, the Grantors, do hereby grant, bargain, sell and convey unto ROY EASTLICK and SHIRLEY EASTLICK, husband and wife, the Grantees, the following described premises, located in Payette County, State of Idaho, to-wit:

In Twp. 7 N., R. 4 W., B.M.:

In Sec. 30: Government Lot 3.

In Twp. 7 N., R. 5 W., B.M.:

In Sec. 25: NW $\frac{1}{4}$ SE $\frac{1}{4}$ and SE $\frac{1}{4}$ SE $\frac{1}{4}$;

SAVE AND EXCEPT the following described parcel: Commencing at the Northwest corner of said NW $\frac{1}{4}$ SE $\frac{1}{4}$;

thence North 89°37'33" East along the North boundary of said NW $\frac{1}{4}$ SE $\frac{1}{4}$, a distance of 400.00 feet;

thence South 0°24'10" West parallel to the West boundary of said NW $\frac{1}{4}$ SE $\frac{1}{4}$, a distance of 950.00 feet;

thence South 89°37'33" West parallel to the North boundary of said NW $\frac{1}{4}$ SE $\frac{1}{4}$, a distance of 307.75 feet to the center line of a certain irrigation canal;

thence North 58°23'7" West along the center of said canal, a distance of 64.81 feet;

thence North 49°35'13" West along the center of said canal, a distance of 48.06 feet to a point on the West boundary of said NW $\frac{1}{4}$ SE $\frac{1}{4}$;

thence N. 0°24'10" E. along the West boundary of said NW $\frac{1}{4}$ SE $\frac{1}{4}$, a distance of 884.27 feet to the POINT OF BEGINNING.

RESERVING UNTO THE GRANTORS, their heirs, assigns and successors in interest, all minerals and mineral rights in and to the above described premises, together with the right to prospect for, drill, mine, and remove the same; subject to an obligation of the said Grantors, their heirs, assigns and successors, to pay the reasonable value at the time for damage or injury to improvements or the surface of the property or the loss of use thereof by Grantees and Grantees' heirs, successors and assigns in interest.

TOGETHER WITH AN EASEMENT FOR INGRESS AND EGRESS to and from the above described property over and across the existing road which runs from near the Northwest corner of the following described property to the Northwest side of and over and across an existing bridge which crosses the "A" line canal of Black Canyon Irrigation District; and thence, continuing from the Southeast side of the said bridge an easement twenty (20) feet in width along the southerly side of said canal as the same traverses the property

WARRANTY DEED - 1

MICROFILMED

SEP-4-9-2001

239746

to the East side line of the following described property, to-wit:

In Twp. 7 N., R. 5 W., B.M.:

In Sec. 25: A parcel situated in the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of said Sec. 25 more particularly described as follows:
 Commencing at the NW corner of said NW $\frac{1}{4}$ SE $\frac{1}{4}$:
 thence N. 89°37'33" E. along the North boundary of said NW $\frac{1}{4}$ SE $\frac{1}{4}$, a distance of 400.00 feet;
 thence S. 0°24'10" W. parallel to the West boundary of said NW $\frac{1}{4}$ SE $\frac{1}{4}$, a distance of 250.00 feet;
 thence S. 89°37'33" W. parallel to the North boundary of said NW $\frac{1}{4}$ SE $\frac{1}{4}$, a distance of 307.75 feet to the center line of a certain irrigation canal;
 thence N. 59°23'7" W. along the center of said canal, a distance of 64.81 feet;
 thence N. 49°35'13" W. along the center of said canal, a distance of 48.05 feet to a point on the West boundary of said NW $\frac{1}{4}$ SE $\frac{1}{4}$;
 thence N. 0°24'10" E. along the West boundary of said NW $\frac{1}{4}$ SE $\frac{1}{4}$, a distance of 644.27 feet to the POINT OF BEGINNING.

Together with all water and water rights, ditches and ditch rights, easements and hereditaments (including 1974 Sequoia 241400' Mobile Home), appurtenances and fixtures (including 2000 G.H. motor and turbine pump, 30 h.p. centrifugal pump, and related machinery, easements, rights, privileges, permits and licenses thereto belonging, in anywise appertaining or used in connection therewith, and the reversions, remainders, rents, issues and profits thereon.

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 incumbrances excepting incumbrances, reservations, easements, encroachments, restrictive covenants, rights-of-way and dedications appearing of record, of use, or otherwise existing; and that they will warrant and defend the same unto and against all and whatsoever excepting the aforesaid incumbrances and exceptions, and any discrepancies, conflicts in boundary lines, shortages in area, encroachments, or any other facts which a correct survey would disclose.

DATED this 11th day of _____, 1994.

JAMES W. LIBBY, Principal

FRANCIS L. LIBBY

PROPERTY DEED - 2

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SEP 19 2001

239747

WARRANTY DEED

For Value Received, JAMES W. LIBBY and FRANCES L. LIBBY, husband and wife, the Grantors, do hereby grant, bargain, sell and convey unto ROY EASTLICK and SHIRLEY EASTLICK, husband and wife, the Grantees, the following described premises, located in Payette County, State of Idaho, to-wit:

In Twp. 7 N., R. 5 W., B.M.:

In Sec. 25: NE $\frac{1}{4}$

Together with all water and water rights, ditches and ditch rights, tenements and hereditaments, appurtenances and fixtures, easements, rights, privileges, permits and licenses thereunto belonging, in anywise appertaining or used in connection therewith, and the reversions, remainders, rents, issues and profits thereof.

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 incumbrances excepting incumbrances, reservations, easements, encroachments, restrictive rights-of-way and dedications appearing of record, of use, and existing; and that they will warrant and defend the same from all lawful claims whatsoever excepting the aforesaid incumbrances and exceptions, and any discrepancies, conflicts in boundary lines, shortages in area, encroachments, or any other facts which a correct survey would disclose.

DATED this 13th day of July, 1992.

James W. Libby
JAMES W. LIBBY, Principal

Frances L. Libby
FRANCES L. LIBBY

By: Frances L. Libby
FRANCES L. LIBBY
Attorney-in-fact for
James W. Libby

WARRANTY DEED - 1

MICROFILMED

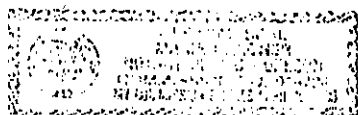
SEP 19 2001

239747

STATE OF Oregon)
County of Curry) ss.

On this, the 13th day of July, 1992,
before me a Notary Public, personally appeared FRANCES L. LIBBY,
known or identified to me to be the person whose name is sub-
scribed to the foregoing instrument as the attorney-in-fact of
JAMES W. LIBBY, and acknowledged to me that she subscribed the
name of JAMES W. LIBBY, thereto as principal, and her own name as
attorney-in-fact.

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

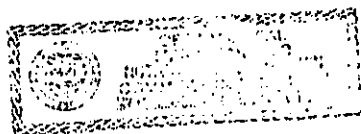


Marie Gardner
Notary Public for said State
Residing at: Brookings, OR
Commission expires: 4/16/96

STATE OF Oregon)
County of Curry) ss.

On this, the 13th day of July, 1992,
before me, MARIE GARDNER a Notary Public in and
for said State, personally appeared FRANCES L. LIBBY, known or
identified to me to be the person whose name is subscribed to the
foregoing instrument and acknowledged to me that she executed the
same.

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



Marie Gardner
Notary Public for said State
Residing at: Brookings, OR
Commission expires: 4/16/96

Until a change is requested, all tax statements shall
be sent to the following address: P.O. Box 422
Council, ID 83612

After recording, return to: Same

State of Oregon, County of Payette

239747

This instrument was filed for record at the request of FIRST AMERICAN TITLE CO.
Date: July 1992 10:17 AM, by Book 48 Page 10
Notary Public, Official Record by Marie Gardner, Deputy Fee: \$100

WARRANTY DEED - 2

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SEP 19 2001

farm 1533

24	19
25	30

C-9A
map

T8437
NHFL

FALLOW

Summer
FALLOW

1-26.2

ALFALFA
HAY

2-38.2

3-21.4

4-4.2

5-1.0

Drop
1-50

T8438

ALFALFA
HAY

ALFALFA
HAY

1-18.5

2-75.3

3-20

25	30
36	31

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SEP 1 1980

SRBA

PARTIAL DECREE 63-30044

Issued on 05-26-2000.

This is not an official copy.

Contact IDWR or the Court for a Certified Copy.

Choose Landscape Orientation when printing.

NAME AND ADDRESS:	FRANCES L LIBBY JAMES W LIBBY 15187 MC VAY LN BROOKINGS, OR 97415		
SOURCE:	GROUNDWATER		
QUANTITY:	0.04 CFS		
	THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED GALLONS PER DAY.		
PRIORITY DATE:	09/08/1971		
POINT OF DIVERSION:	T07N R05W S25	SWNWSE	Within Payette County
PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTI
	Domestic 2 HOMES	01-01 TO 12-31	0.04
PLACE OF USE:	Domestic		Within Payett
	T07N R05W S25	NWSE	

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:
THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS N
DETERMINATION OF HISTORICAL BENEFICIAL USE.
THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIO
NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFI
ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY
DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN T
ENTRY OF A FINAL UNIFIED DECREE. I.C. SECTION 42-1412(6).

Return to SRBA Home Page

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SEP 19 2001

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May-17-2000



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

July 27, 2001

DOUGLAS MC ALVAIN
MAUREEN MC ALVAIN
2655 SW 7TH AVE
PARMA ID 83660

RE: Change of Ownership for Water Rights 63-30044 and 63-30050

Dear Water Right Holder(s):

The department acknowledges receipt of correspondence changing ownership of the above referenced water rights to you. The department has modified its records to reflect the changes in ownership and has enclosed computer-generated reports for your records. Also enclosed is a receipt for the \$50.00 filing fee.

Please note that as of July 1, 1996, water right owners are required to report any change of water right ownership and any change of mailing address of the owner of a water right to the department. Notice of the change must be provided to the department within 120 days of the change. Change reporting forms are available from any office of the department.

Please feel free to contact this office if you have any questions regarding this matter.

Sincerely,

JP Jeff Peppersack, Manager
Water Right Permits Section

JP:klt

Enclosures

MICROFILMED
SEP 19 2001

THE FOLLOWING IMAGE IS OF A POOR QUALITY DOCUMENT.
THE DOCUMENT MICROFILMED WAS THE BEST COPY AVAILABLE.

POOR QUALITY DOCUMENT
