

RECEIVED

MAR 28 2024

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

MAR 25 2024

DEPT. OF WATER RESOURCES
EASTERN REGION

NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

DEPT. OF WATER RESOURCES
SOUTHERN REGION

1. List the numbers of all water rights and/or adjudication claim records to be changed. If you only acquired a portion of the water right or adjudication claim, check "Yes" in the "Split?" column. If the water right is leased to the Water Supply Bank, check "Yes". If you are not sure if the water right is leased to the Water Supply Bank, see #7 of the instructions.

Water Right/Claim No.	Split?	Leased to Water Supply Bank?	Water Right/Claim No.	Split?	Leased to Water Supply Bank?
34-13860 OK	Yes ☐	Yes ☐		Yes ☐	Yes ☐
34-13862 OK	Yes ☐	Yes ☐		Yes ☐	Yes ☐
34-13962 OK	Yes ☐	Yes ☐		Yes ☐	Yes ☐
34-13964 OK	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Heather Horton Flynn (Individually and as Trustee)
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Francis P Magee and Greta M Magee, Trustees of the Magee Family Trust
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or
PO Box 55 Mackay ID 83251
Mailing address City State Zip
208720-8862 tesla62@hotmail.com
Telephone Email
4. If the water rights and/or adjudication claims were split, how did the division occur?
☐ The water rights or claims were divided as specifically identified in a deed, contract, or other conveyance document.
☐ The water rights or claims were divided proportionately based on the portion of their place(s) of use acquired by the new owner.
5. Date you acquired the water rights and/or claims listed above: _____
6. Do you own the land identified as the water right place of use? Yes ☐ No ☐
 o If no, attach evidence that written notice of the change of water right ownership has been delivered to the landowner of record.
7. This form must be signed and submitted with the following **REQUIRED** items:
☒ A copy of the conveyance document – warranty deed, quitclaim deed, court decree, contract of sale, etc. The conveyance document must include a legal description of the property or description of the water right(s) if no land is conveyed.
☐ Plat map, survey map or aerial photograph which clearly shows the place of use and point of diversion for each water right and/or claim listed above (if necessary to clarify division of water rights or complex property descriptions).
☒ Filing fee (see instructions for further explanation):
 o \$25 per *undivided* water right.
 o \$100 per *split* water right.
 o No fee is required for pending adjudication claims.
☐ If water right(s) are leased to the Water Supply Bank AND there are multiple owners, a Lessor Designation form is required.
☐ If water right(s) are leased to the Water Supply Bank, the individual owner or designated lessor must complete, sign and submit an IRS Form W-9.

8. Signature: _____

Signature of new owner/claimant
Francis P Magee

Print name

Trustee

Title, if applicable

Date

3/22/24

Signature: _____

Signature of new owner/claimant
Greta M Magee

Print name

Trustee

Title, if applicable

Date

3-22-24

For IDWR Office Use Only:

Received by: DMDate: 3-25-2024Receipt No. 5040146Receipt Amt. \$100-Active in the Water Supply Bank? Yes ☐ No ☐

If yes, forward to the State Office for processing

W-9 received? Yes ☐ No ☐

Name on W-9 _____

Approved by: JBProcessed by: JBDate: 3/28/2024

BCT

BLAINE COUNTY TITLE

FST: 1119423-B

WARRANTY DEED

FOR VALUE RECEIVED

L.L.C.

HHF Idaho Properties ~~LLC~~, a dissolved Arizona limited liability company, executed by the Manager of the aforesaid limited liability company and that the execution of this deed is the furtherance of the winding up of the affairs of said limited liability company

the Grantor, hereby grants, bargains, sells, conveys and warrants unto

Francis P. Magee and Greta M. Magee, Trustees of the Magee Family Trust dated February 21, 2003

the Grantee, whose current address is: PO Box 55, Mackay, ID 83251

the following described premises, to-wit:

SEE EXHIBIT "A" ATTACHED HERETO

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, its heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that Grantor is the owner in fee simple of said premises; that they are free from all encumbrances except those to which this conveyance is expressly made subject to and those made, suffered or done by the Grantee; and subject to all existing patent reservations; restrictions in railroad deeds of record; easements and rights of way established and of record; protective covenants of record; zoning ordinances and applicable building codes, use restrictions, ordinances, laws and regulations of any governmental unit; general taxes and assessments, including irrigation and utility assessments (if any) for the current year, which are not due and payable; and that Grantor will warrant and defend the same from all lawful claims whatsoever. Whenever the context so requires, the singular number includes the plural.

Dated this 12 day of January, 2024.

HHF Idaho Properties L.L.C.
an Arizona limited liability company

By: Heather Dee Horton

Heather Dee Horton
Manager

State of Arizona
County of Maricopa

This record was acknowledged before me on ^{12th} ~~5th~~ day of ^{January} ~~February~~, 2024, by Heather Dee Horton, as Manager of HHF Idaho Properties ~~LLC~~.L.L.C.


Notary Public Natasha Sredojevic
My Commission Expires: 03-04-27

(STAMP)

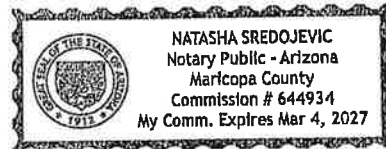


EXHIBIT A**Parcel 1:**

Part of the W $\frac{1}{2}$ NW $\frac{1}{4}$ of Section 1, Township 6 North, Range 24 E.B.M., Custer County, Idaho, described as follows: Beginning at a point that is S. 01°15'51" E. 222.67 feet along the section line and S. 87°08'47" E. 333.78 feet from the NW corner of said Section 1, said NW corner of Section 1 being a found 3" aluminum cap set by Erickson Surveying Services in Record of Survey, Instrument No. 207793, and also being N. 01°15'51" W. 5327.51 feet from the SW corner of said Section 1, and running thence S. 87°08'47" E. 941.64 feet; thence S. 01°17'39" E. 1014.32 feet parallel with and 60.00 feet perpendicular to the East line of the NW $\frac{1}{4}$ NW $\frac{1}{4}$ of said Section 1 as established by said Record of Survey, Instrument No. 207793; thence N. 88°18'34" W. 217.64 feet; thence S. 09°44'19" W. 981.79 feet to the south line of the tract of land as established by Erickson Surveying Services, Record of Survey Instrument No. 224195; thence along said South line the following Seven (7) courses: (1) N. 21°24'44" W. 94.70 feet to a found 5/8" iron rod with yellow cap marked P.L.S. 3577; thence (2) N. 59°15'36" W. 329.25 feet to a found 5/8" iron rod with yellow cap marked P.L.S. 3577; thence (3) N. 45°55'11" W. 168.10 feet to a found 5/8" iron rod with yellow cap marked P.L.S. 3577; thence (4) N. 62°22'00" W. 124.64 feet to a found 5/8" iron rod with yellow cap marked P.L.S. 3577; thence (5) N. 62°18'44" W. 20.65 feet; thence (6) N. 19°45'38" W. 44.90 feet to a found 5/8" iron rod with yellow cap marked P.L.S. 3577; thence (7) N. 19°45'38" W. 167.41 feet; thence N. 12°15'51" E. 328.97 feet to an existing fence line; thence N. 00°34'41" W. 1060.20 feet along said existing fence line to the Point of Beginning.

Parcel 1A:

A 20 foot access easement for ingress and egress described as follows: Beginning at the NW corner of Section 1, Township 6 North, Range 24 E.B.M., Custer County, Idaho, as established by Erickson Surveying Services, Record of Survey Instrument No. 207793, and running thence N. 00°30'12" W. 1321.71 feet along the section line established by said Erickson Surveying Services to the Southerly right-of-way line of U.S. Highway No. 93a; thence N. 89°20'07" W. 20.00 feet along said Southerly right-of-way line; thence S. 00°30'12" E. 1322.39 feet parallel with and 20.00 feet perpendicular to the east line of Section 35, Township 7 North, Range 24 E.B.M., as established by Erickson Surveying Services record of Survey Instrument No. 207793; thence S. 01°15'51" E. 221.23 feet parallel with and 20.00 feet perpendicular to the west line of Section 1, Township 6 North, Range 24 E.B.M., as established by said Record of Survey Instrument No. 207793; thence S. 87°08'47" E. 1355.63 feet to the east line of the NW $\frac{1}{4}$ NW $\frac{1}{4}$ of said Section 1 as established by Record Of Survey Instrument No. 207793; thence N. 01°17'39" W. 20.05 feet along said east line; thence N. 87°08'47" W. 1335.57 feet to the west line of said Section 1; thence N. 01°15'51" W. 202.62 feet along said west line to the Point of Beginning.

Parcel 2:

Part of the W $\frac{1}{2}$ NW $\frac{1}{4}$ of Section 1, and part of the NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 2, Township 6 North, Range 24 E.B.M., Custer County, Idaho, described as follows: Beginning at a point that is S. 01°15'51" E. 262.52 feet along the section line from the NW corner of said Section 1, and running thence N. 86°00'12" E. 333.29 feet; thence S. 00°36'36" E. 1057.61 feet; thence S. 12°15'51" W. 331.62 feet to the property line as established and shown on Record of Survey, Instrument No. 224195; thence along said property line the following two courses: (1) N. 19°52'01" W. 58.34 feet; thence (2) N. 45°54'44" W. 319.68 feet to the SE corner of the NE $\frac{1}{4}$ NE $\frac{1}{4}$ of said Section 2; thence S. 89°34'51" W. 305.93 feet along the south line of said NE $\frac{1}{4}$ NE $\frac{1}{4}$; thence N. 01°30'27" W. 448.35 feet; thence N. 09°44'13" E. 59.36 feet; thence N. 00°06'16" W. 640.75 feet to an existing fence line; thence along said existing fence line the following two courses: (1) S. 81°53'50" E. 262.07 feet; thence (2) S. 07°35'08" W. 29.52 feet; thence N. 85°59'50" E. 29.50 feet to the Point of Beginning.

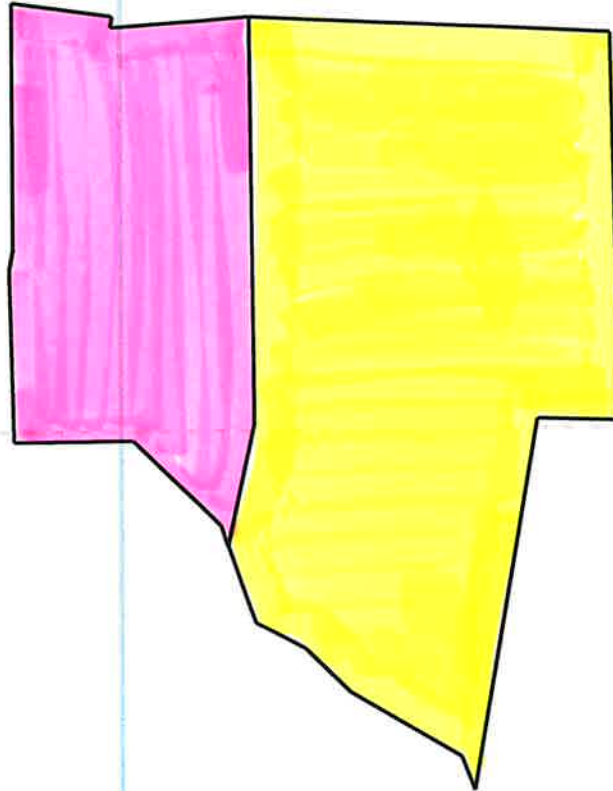
Parcel 2A:

A 20 foot access easement for ingress and egress described as follows: Beginning at the

Northwest corner of Section 1, Township 6 North, Range 24 East of the Boise Meridian, Custer County, Idaho and running thence S.01°15'51" E. 242.50 feet along the section line; thence N.85°59'50" E. 165.70 feet; thence S.87°08'47" E. 167.83 feet; thence S.86°00'06" W. 353.32 feet; thence N.01°15'51" W. 263.49 feet parallel with and 20.00 feet perpendicular to the west line of said Section 1; thence N.00°30'12" W. 1322.39 feet parallel with and 20.00 feet perpendicular to the west line of Section 36, Township 7 North, Range 24 East of the Boise Meridian to the south right-of-way line of U.S. Highway No. 93A; thence S.89°20'07" E. 20.00 feet along said south right-of-way line to the west line of said Section 36; thence S.00°30'12" E. 1321.71 feet along said west line to the Point of Beginning.

Parcel 1

Parcel 2



245075 H&F Idaho Properties LLC to Magee Family Trust

3/28/2024

Scale: 1 inch= 500 feet

File:

Tract 1: 34.0589 Acres, Closure: s67.1846w 0.15 ft. (1/36422), Perimeter=5494 ft.
Tract 2: 16.7535 Acres, Closure: n29.5535e 0.02 ft. (1/233148), Perimeter=3876 ft.

01 /nw,1,6n,24e
02 /s01.1551e 222.67
03 /s87.0847e 333.78
04 s87.0847e 941.64
05 s01.1739e 1014.32
06 n88.1834w 217.64
07 s09.4419w 981.79
08 n21.2444w 94.70
09 n59.1536w 329.25
10 n45.5511w 168.10
11 n62.2200w 124.64
12 n62.1844w 20.65
13 n19.4538w 44.90
14 n19.4538w 167.41
15 n12.1551e 328.97
16 n00.3441w 1060.20
17 @0
18 /nw,1,6n,24e
19 /s01.1551e 262.52

20 n86.0012e 333.29
21 s00.3636e 1057.61
22 s12.1551w 331.62
23 n19.5201w 58.34
24 n45.5444w 319.68
25 s89.3451w 305.93
26 n01.3027w 448.35
27 n09.4413e 59.36
28 n00.0616w 640.75
29 s81.5350e 262.07
30 s07.3508w 29.52
31 n85.5950e 29.50



IDAHO DEPARTMENT OF
WATER RESOURCES

Eastern Region • 900 N Skyline Drive, Suite A • Idaho Falls, ID 83402-1718

Phone: 208-525-7161 • Fax: 208-525-7177 • Email: easterninfo@idwr.idaho.gov • Web: idwr.idaho.gov

Governor Brad Little

Director Mathew Weaver

March 28, 2024

MAGEE FAMILY TRUST
PO BOX 55
MACKAY ID 83251-0055

Re: Change in Ownership for Water Right No(s): 34-13860, 34-13862, 34-13962, 34-13964

Dear Water Right Holder(s):

The Department of Water Resources (Department) acknowledges the receipt of correspondence changing ownership of the above referenced water right(s) to you. The Department has modified its records and has enclosed a computer-generated report for you.

Updating the ownership record for a water right does not reconfirm the validity of the right. When processing a Notice of Change in Water Right Ownership, the Department does not review the history of water use to determine if the right has been forfeited or deliberately abandoned through five years or more of non-use. To read more about water right forfeiture, including how to protect a water right from forfeiture, please see Idaho Code §§ 42-222 and 42-223.

Please note, water right owners are required to report any change of water right ownership and any change of mailing address to the Department within 120 days of the change. Reporting forms are available from any office of the Department, or from the Department's website.

If you have any questions concerning the enclosed information, please contact me at (208) 497-3787.

Sincerely,

Jonie Baily
Technical Records Specialist 1

Enclosure(s)

cc: WATER DISTRICT 34