

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

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JAN 31 2025

WATER RESOURCES
WESTERN REGION

NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

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?
3-2001-B	Yes ☐	Yes ☐		Yes ☐	Yes ☐
3-10249	Yes ☐	Yes ☐		Yes ☐	Yes ☐
3-2001-B	Yes ☐	Yes ☐		Yes ☐	Yes ☐
3-10296	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Steve Mackay, Steven Mackay and Elizabeth Mackay
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Erin Mackay Brown, Kelly Mackay Stringer and Jeff Mackay
New owner(s) as listed on the conveyance document Name connector ☒ and ☐ or

5117 N. Mainstone Way Boise ID 83713
Mailing address City State Zip
2084844034 marathontax@gmail.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: Erin Mackay-Brown 1/26/25
Signature of new owner/claimant Title, if applicable Date
JEFF MACKAY
Print name

Signature: _____ 1-28-2025
Signature of new owner/claimant Title, if applicable Date
Kelly Mackay-Stringer
Print name 1-24-25
Date

For IDWR Office Use Only:

Received by CC Date 1-31-25 Receipt No. W052356 Receipt Amt. 8100.00
 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 _____ Processed by gmk Date 4-9-25

229760

RECORDATION REQUESTED BY and
WHEN RECORDED MAIL TO:

Sandra L. Clapp
Sandra L. Clapp & Associates, P.A.
1025 S. Bridgeway Place, Suite 180
P.O. Box 2660
Eagle, ID 83616

SEND TAX NOTICES TO:

Kelly Mackay-Stringer
1337 Hansen Road
Weiser, ID 83672

Instrument # 229760

STATE OF IDAHO, COUNTY OF WASHINGTON
12-8-2015 10:24:08 AM No. of Pages: 7

Recorded for : SANDRA L. CLAPP & ASSOCIATES, PA

BETTY J THOMAS

Fee: 28.00

Ex-Officio Recorder Deputy *Kelly L. Campbell*

Index to: MISC RECORDING

SPACE ABOVE THIS LINE IS FOR RECORDER'S USE ONLY

NOTICE OF TERMINATION OF LIFE ESTATE

WHEREAS, STUART W. MACKAY (the "decedent") held a life estate in certain real property located in Washington County, Idaho, which is more particularly described on **Exhibit A** attached hereto (the "Real Property") pursuant to that Personal Representative's Deed recorded in Washington County, Idaho, as Instrument No. 64410;

WHEREAS, JEFFREY STUART MACKAY, ERIN LYNETTE MACKAY BROWN, and KELLY ANNETTE MACKAY hold the remainder interests in the Real Property upon the death of the decedent;

WHEREAS, the decedent died on February 21, 2015; and

WHEREAS, attached hereto is an original certified death certificate confirming the death of the decedent.

NOW THEREFORE, this Notice of Termination of Life Estate is being recorded to recognize the transfer of the Real Property in equal interests to JEFFREY STUART MACKAY, ERIN LYNETTE MACKAY BROWN, and KELLY ANNETTE MACKAY as tenants in

common. All tax notices relating to the Real Property shall be mailed to the undersigned at the following address: 1337 Hansen Road, Weiser, ID 83672.

DATED this ____ day of _____, 2015.

JEFFREY STUART MACKAY

DATED this 1st day of December, 2015.


ERIN LYNETTE MACKAY BROWN

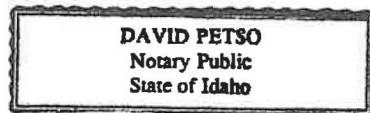
DATED this ____ day of _____, 2015.

KELLY ANNETTE MACKAY

STATE OF IDAHO)
) ss.
County of Ada)

On this 1st day of Dec., 2015, before me, a notary public, personally appeared JEFFREY STUART MACKAY, known or proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same.

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




Notary Public for Idaho
Commission Expires: 4/16/19

common. All tax notices relating to the Real Property shall be mailed to the undersigned at the following address: 1337 Hansen Road, Weiser, ID 83672.

JEFFREY STUART MACKAY

ERIN LYNETTE MACKAY BROWN

Kelly Annette Mackay
KELLY ANNETTE MACKAY

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

Notary Public for Idaho
Commission Expires:

NOTICE OF TERMINATION OF LIFE ESTATE - 2

STATE OF IDAHO)
) ss.
County of Ada)

On this ____ day of _____, 2015, before me, a notary public, personally appeared ERIN LYNETTE MACKAY BROWN, known or proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument, and acknowledged to me that she executed the same.

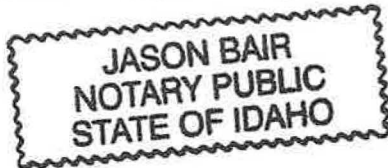
IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

Notary Public for Idaho
Commission Expires: _____

STATE OF IDAHO)
) ss.
County of Washington)

On this 23rd day of November, 2015, before me, a notary public, personally appeared KELLY ANNETTE MACKAY, known or proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within 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 in this certificate first above written.





Notary Public for Idaho
Commission Expires: 08/28/19

NOTICE OF TERMINATION OF LIFE ESTATE - 3

PERSONAL REPRESENTATIVE'S DEED

For value received Elizabeth Mackay, as personal representative of the Estate of Steven B. Mackay, filed as Case No. 93-00580, in the Third Judicial District, County of Washington, State of Idaho, transferor, hereby quitclaims, transfers, and conveys to to Stuart Mackay, transferee, whose address is 1680 Crystal Lane, Weiser, Idaho 83672, as his sole and separate property, a life estate in that parcel of real property, located in Washington County, Idaho and more particularly described in the attached Exhibit "A," together with all appurtenances. Transferor hereby transfers the remainder interest in said property to the transferee's children: Jeffrey Stuart Mackay, Erin Lynette Mackay, and Kelly Annette Mackay. The address of those persons who hold the remainder interest shall be in care of transferee at his address.

EXECUTED this 17th day of April, 1995.

May

Elizabeth Mackay

Elizabeth Mackay personal representative
of the Estate of Steven B. Mackay,
deceased.

INSTRUMENT NO. 164413
STATE OF IDAHO, COUNTY OF WASHINGTON ss.
Filed for record at the request of

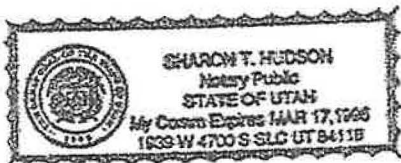
ELAM & BURKE		Comp. Index
<u>35</u>	Min. past <u>TEN</u>	Comp. Rel.
This <u>4TH</u>	day of <u>OCTOBER</u>	Film
<u>1995</u>		Compare
Index to: <u>DEEDS</u>		Card Rel.
SHARON WISNER, Secretary, Fee: \$9.00		Bk. Rel.
By <u>Sharon McKnight</u>	Deputy	Up-date
		Return
		Copy

BOX 1539, BOISE, ID 83701

STATE OF Utah)
)
 : SS
COUNTY OF Salt Lake)

On this 17th day of May, 1995, before me, the undersigned, a notary public in and for said state, personally appeared, Elizabeth Mackay, known or identified to me to be the person whose name is subscribed to the within instrument, as personal representative of the Estate of Steven B. Mackay, deceased, and acknowledged to me that she executed the same as such Personal Representative.

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



Sharon T. Hudson
NOTARY PUBLIC
Residing at: Taylorville
My Commission Expires: 3-17-96

Lots 4, 5, 6, 24, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47 and 48 of Sunnyside Orchard Tract according to the Official Plat thereof on file in the office of the County Recorder of Washington County, Idaho, and being situated in portions of Section 17 and 20, Township 10 North, Range 8 West of the Boise Meridian, **SAVE AND EXCEPT** all that portion conveyed to the City of Weiser in Deed recorded March 30, 1990 as Instrument No. 149042, Official Records.

and **FURTHER EXCEPTING** the following:

A parcel of land situated within Lot 5 (within **EXCEPT** of Section 17, Township 10 North, Range 8 West, Boise Meridian) of Sunnyside Orchard Tract, as the same is shown on the official plat thereof on file in the office of the County Recorder of Washington County, Idaho, which parcel of land is more particularly described as follows:

Beginning at the northeast corner of the **EXCEPT** of Section 17, Township 10 North, Range 8 West, Boise Meridian;
Thence South a distance of 20.00 feet along the East line of said **EXCEPT**;

Thence N 89°54'40" W - 30.00 feet to the northeast corner of Lot 5 of Sunnyside Orchard Tract, which point is the **TRUE POINT OF BEGINNING**, and which point is on the west right-of-way line of an existing County Road known as River Dock Road and on the south right-of-way line of an existing County Road known as Hansen Road;

Thence N. 89°54'40" W. 200.00 feet along the North boundary of said Lot 5 and the south right-of-way line of Hansen Road;

Thence South, parallel to the east boundary of said Lot 5, a distance of 155.87 feet;

Thence S. 89°54'40" E, parallel to the north boundary of said Lot 5, a distance of 250.00 feet to a point on the west right-of-way line of River Dock Road;

Thence North a distance of 155.87 feet along the east boundary of said Lot 5 and the west right-of-way line of River Dock Road to the **TRUE POINT OF BEGINNING**.

PARCEL C

IN TOWNSHIP 10 NORTH, RANGE 5 WEST, OF THE BOISE MERIDIAN,
WASHINGTON COUNTY, IDAHO;

In Sec. 8: Beginning at a point on the South line of and 64 rods
West of the SE corner of the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 8;
thence North 80 rods, more or less, to the North line of and
64 rods West of the NE corner of said SW $\frac{1}{4}$ SE $\frac{1}{4}$;
thence West along the North line of said SW $\frac{1}{4}$ SE $\frac{1}{4}$ and the SE $\frac{1}{4}$ SW $\frac{1}{4}$
of said Section 8 to the East bank of a branch of the
Snake River;
thence Southerly along the East bank of said branch of Snake
River to the South line of the SE $\frac{1}{4}$ SW $\frac{1}{4}$;
thence East to a point and place of beginning.

EXHIBIT



IDAHO DEPARTMENT OF
WATER RESOURCES

322 E Front Street, Suite 648, Boise ID 83702 • PO Box 83720, Boise ID 83720-0098
Phone: 208-287-4800 • Fax: 208-287-6700 • Email: idwrinfo@idwr.idaho.gov • Website: idwr.idaho.gov

Governor Brad Little

Director Mathew Weaver

April 09, 2025

ERIN LYNETTE MACKAY BROWN
KELLY MACKAY STRINGER
JEFFREY STUART MACKAY
5117 N MAIDSTONE WAY
BOISE ID 83713-1368

Re: Change in Water Right Ownership: 3-2001 B (Split into 3-2001B and **3-10296**), and 3-10249

Dear Water Right Holder(s):

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

Your portion of each water right(s) has a specified point of diversion, nature of use and place of use. If you plan to change the authorized point of diversion, nature of use, or place of use, including adding a new point of diversion, you must file an Application for Transfer of Water Right. If you do not plan to change any elements of your water right, then no further action is required at this time.

The portion of the water right retained by the original right holder retains the original water right number. The Department is sending the original right holder a copy of this letter and a computer-generated report showing the changes to the original water right.

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) 287-4942.

Sincerely,

Jean Hersley
Technical Records Specialist 2

Enclosure(s)