

RECEIVED

NOV 23 2005

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

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 (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<br>Right No(s) | Adjudication<br>Claim No(s) | Split | Water<br>Right No(s) | Adjudication<br>Claim No(s) | Split |
|----------------------|-----------------------------|-------|----------------------|-----------------------------|-------|
| 74-1782              |                             |       |                      |                             |       |
|                      |                             |       |                      |                             |       |
|                      |                             |       |                      |                             |       |
|                      |                             |       |                      |                             |       |
|                      |                             |       |                      |                             |       |

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)

Ward Witte & Lolene Stoddard  
 Box 282 Cherokee Lane - Salmon Id.

4. New Owner/Claimant(s)

Lee & Margaret Witte  
 Name Connector (Check one): ☒ and, ☐ or, ☐ and/or

New Mailing Address

19 Parkview Rd.

City, State and ZIP Code

Salmon, Idaho 83467

New Telephone Number

208 - 756 - 8015

5. Date you acquired the property

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<br>(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<br>(cubic feet per second or acre-feet per annum) | Description<br>(acres, number and type of stock, homes, etc) |
| Irrigation                                                                                                              | _____                                                                      | _____                                                        |
| Stock                                                                                                                   | _____                                                                      | _____                                                        |
| Domestic                                                                                                                | _____                                                                      | _____                                                        |
| Other _____                                                                                                             | _____                                                                      | _____                                                        |
| <b>Total</b>                                                                                                            | _____                                                                      | _____                                                        |

| DESCRIPTION OF YOUR PORTION OF WATER RIGHT<br>(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<br>(cubic feet per second or acre-feet per annum) | Description<br>(acres, number and type of stock, homes, etc) |
| Irrigation                                                                                                              | _____                                                                      | _____                                                        |
| Stock                                                                                                                   | _____                                                                      | _____                                                        |
| Domestic                                                                                                                | _____                                                                      | _____                                                        |
| Other _____                                                                                                             | _____                                                                      | _____                                                        |
| <b>Total</b>                                                                                                            | _____                                                                      | _____                                                        |

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 \_\_\_\_\_ Date \_\_\_\_\_ Fee \_\_\_\_\_  
 Receipted by \_\_\_\_\_ Date \_\_\_\_\_ Receipt No. \_\_\_\_\_  
 Processed by \_\_\_\_\_ AJ Date \_\_\_\_\_ WR \_\_\_\_\_ Date \_\_\_\_\_

241151

Date: 10/26/99

County of Lemhi

SS No.

This document was filed for record in the County of Lemhi

by Margaret Witte on 10/26/99 at 7:46 PM 1999

and duly bonded and approved by the County Clerk

County of Lemhi, Idaho

By JE DeputyFee 9.00Return to Margaret Witte

BRUCE ANDERSON  
 ELSAESSER JARZABEK ANDERSON  
 MARKS & ELLIOTT, CHTD.  
 Attorneys at Law  
 Third and Lake Streets  
 P.O. Box 1049  
 Sandpoint, ID 83864  
 Tel: (208) 263-8517  
 Fax: (208) 263-0759

## WARRANTY DEED

(Tender Required)

FOR VALUE RECEIVED, WARD WM. WITTE AND ~~JOHN E. STODDARD~~, ~~husband and wife~~, and LEE H. WITTE AND MARGARET ANN WITTE, husband and wife, do hereby GRANT, BARGAIN, SELL and CONVEY unto LEE H. WITTE and MARGARET ANN WITTE, Trustees of the Lee and Margaret Witte Family Trust under Agreement dated November 20, 1998, whose current address is Box 14, Salmon, ID 83467, Grantees, the following described real property situate in the County of Lemhi, State of Idaho, to-wit:

A parcel of land located in the SE $\frac{1}{4}$  NW $\frac{1}{4}$  and the NE $\frac{1}{4}$  SW $\frac{1}{4}$  of Section 29, Township 19 North, Range 24 East, Boise Meridian, Lemhi County, Idaho, more particularly described as follows:

Commencing at the NW corner of Said Section 29, from which the North quarter corner of said Section 29 bears N89°50'34" E, a distance of 2642.35 ft., the Basis Of Bearing of this description, run thence N89°50'34" E along the northerly boundary of said Section 29 a distance of 1321.18 ft. to the NW corner of the NE $\frac{1}{4}$  NW $\frac{1}{4}$  of said Section 29;  
 Thence S00°12'45" E along the westerly boundary of said NE $\frac{1}{4}$  NW $\frac{1}{4}$  to the NW corner of the SE $\frac{1}{4}$  NW $\frac{1}{4}$  and the POINT OF BEGINNING;  
 Thence S89°56'35" E along the northerly boundary of said SE $\frac{1}{4}$  NW $\frac{1}{4}$  a distance of 430.36 ft. to a point on the Westerly right-of-way of Idaho State Highway 28;  
 Thence S10°09'16" E along said right-of-way a distance of 2071.01 ft. to a point on the northerly right-of-way of an existing lane;  
 Thence N87°53'28" W along said right-of-way a distance of 329.12 ft.;  
 Thence N00°12'45" W a distance of 509.29 ft.;  
 Thence S89°57'47" W a distance of 359.07 ft.;  
 Thence N00°12'45" W a distance of 148.00 ft.;  
 Thence S89°47'15" W a distance of 100.00 ft. to a point on the westerly boundary of NE $\frac{1}{4}$  SW $\frac{1}{4}$ ;  
 Thence N00°12'45" W along said boundary a distance of 1370.21 ft. to the POINT OF BEGINNING.

TOGETHER WITH all and singular the tenements, hereditaments, and appurtenances thereto belonging or in anywise appertaining.

AND the above named Grantor does hereby covenant that the above described premises are free from all encumbrances and that she will warrant and defend the above premises against all lawful claims and demands whatsoever, EXCEPT such rights, easements, covenants, and restrictions as stated above, and health or zoning regulations.

IN WITNESS WHEREOF, the Grantors have hereunto set their hands.

DATED this 2nd day of July, 1999.

Ward Wm. Witte  
WARD WM. WITTE

JOLENE STODDARD  
~~JOLENE STODDARD~~

Lee H. Witte  
LEE H. WITTE

Margaret Ann Witte  
MARGARET ANN WITTE

State of Idaho )  
County of LENAI ) ss.

On the 2nd day of July, 1999, before me, a notary public in and for said state, personally appeared WARD WM. WITTE ~~AND JOLENE STODDARD~~ husband and wife, to me known to be the individuals described in and who executed the foregoing instrument, and acknowledged that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and seal the day and date last above written.

Tom Allen  
Notary Public for Idaho  
Residing at: Sharon  
My commission expires: 2-19-2003



241151

State of Idaho            )  
                              ) ss.  
County of LEMMING    )

On the 30<sup>th</sup> day of JUNE, 1999, before me,  
a notary public in and for said state, personally appeared LEE H.  
WITTE AND MARGARET ANN WITTE, husband and wife, to me known to be  
the individuals described in and who executed the foregoing  
instrument, and acknowledged that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and seal the  
day and date last above written.



Notary Public for Idaho  
Residing at: Shannon  
My commission expires: 2-19-2003

