

RECEIVED

NOV 24 2014

Form 42-248/42-1409(6) Rev. 08/14

IDWR/NORTHERN IDAHO
DEPARTMENT OF WATER RESOURCES

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NOV 18 2014

IDWR/NORTHERN

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 #6 of the instructions.

Water Right/Claim No.	Split?	Leased to Water Supply Bank?	Water Right/Claim No.	Split?	Leased to Water Supply Bank?
94-8941	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name:

Gene Schmidt and Ralph Childers

Name of current water right holder/claimant

3. New Owner(s)/Claimant(s):

Matthew Barton and Wendy Barton

New owner(s) as listed on the conveyance document

Name connector ☐ and ☐ or ☐ and/or

414 Maple St

Mailing address

Kellogg

City

ID

State

83837

ZIP

208-512-4843

Telephone

mc.barton@yahoo.com

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: November 13, 2014

6. If the water right is leased to the Water Supply Bank changing ownership of a water right will reassign to the new owner any Water Supply Bank leases associated with the water right. Payment of revenue generated from any rental of a leased water right requires a completed IRS Form W-9 for payment to be issued to an owner. A new owner for a water right under lease shall supply a W-9. Water rights with multiple owners must specify a designated lessor, using a completed Lessor Designation form. Beginning in the calendar year following an acknowledged change in water right ownership, compensation for any rental will go to the new owner(s).

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):
☐ \$25 per undivided water right.
☐ \$100 per split water right.
☐ 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]

Signature of new owner/claimant

Title, if applicable

Date

11-12-2014

Signature: [Signature]

Signature of new owner/claimant

Title, if applicable

Date

11/13/2014

For IDWR Office Use Only:

Received by N/A Date N/A

Receipt No. N/A

Receipt Amt. N/A

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 [Signature]

Processed by [Signature]

Date 11-26-2014

SCANNED

NOV 26 2014

RECORDING REQUESTED BY
First American Title Company

AND WHEN RECORDED MAIL TO:
First American Title Company
111 Main
Kellogg, ID 83837

479318

Space Above This Line for Recorder's Use Only

WARRANTY DEED

File No.: **524750-WA (JS)**

Date: **November 05, 2014**

For Value Received, **Gene Schmidt, a married woman as her sole and separate property**, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **Matthew C. Borton and Wendy M. Borton, husband and wife**, hereinafter called the Grantee, whose current address is **414 Maple Street, Kellogg, ID 83837**, the following described premises, situated in **Shoshone County, Idaho**, to-wit:

ALL THAT PORTION OF THE SOUTHWEST QUARTER OF SECTION 5, TOWNSHIP 48 NORTH, RANGE 3 EAST, B.M. SHOSHONE COUNTY, STATE OF IDAHO, KNOWN AS TRACT 1 AND MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT CORNER 4 OF TRACT C, MARKED CORNER 4 WHENCE THE SOUTHWEST CORNER OF SECTION 5, TOWNSHIP 48 NORTH, RANGE 3 EAST, B.M., BEARS SOUTH 67°32' WEST, 1078.9 FEET AND RUNNING; THENCE NORTH 6°46' WEST, 188.54 FEET TO CORNER 5 OF TRACT C MARKED CORNER 5; THENCE NORTH 61°28' WEST, 11.1 FEET TO CORNER 3 OF TRACT 1; THENCE NORTH 50 FEET TO CORNER 4 OF TRACT 1, MARKED CORNER R; THENCE SOUTH 75°33' EAST, 447.9 FEET TO CORNER 4 OF TRACT D MARKED CORNER M; THENCE SOUTH 45°44' WEST, 127.72 FEET TO CORNER 5 OF TRACT D MARKED CORNER J; THENCE SOUTH 27°8' WEST, 95.88 FEET TO CORNER 6 OF TRACT D; MARKED CORNER 1; THENCE NORTH 80°43' WEST, 270.2 FEET TO THE PLACE OF BEGINNING.

SUBJECT TO all easements, right of ways, covenants, restrictions, reservations, applicable building and zoning ordinances and use regulations and restrictions of record, and payment of accruing present year taxes and assessments as agreed to by parties above.

TO HAVE AND TO HOLD the said premises, with its appurtenances, unto the said Grantee, and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U.S. Patent reservations, restrictions, easements of record and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.

SCANNED

NOV 26 2014

Date: 11/05/2014

Warranty Deed
- continued

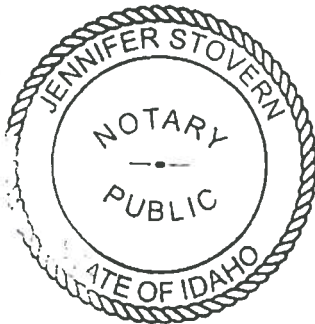
File No.: 524750-WA (JS)



Gene Schmidt

STATE OF Idaho)
SS.
COUNTY OF Shoshone)

On this **Thirteenth day of November, 2014**, before me, a Notary Public in and for said State, personally appeared **Gene Schmidt**, known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged to me that he/~~she~~/they executed the same.





Notary Public for the State of Idaho
Residing at: Pinehurst
My Commission Expires: May 23, 2017

479318

Instrument # 479318

WALLACE, SHOSHONE COUNTY, IDAHO

11-13-2014 02:45:00 PM No. of Pages: 2

Recorded for : FIRST AMERICAN TITLE CO.

PEGGY DELANGE-WHITE Fee: 13.00

Ex-Officio Recorder Deputy 

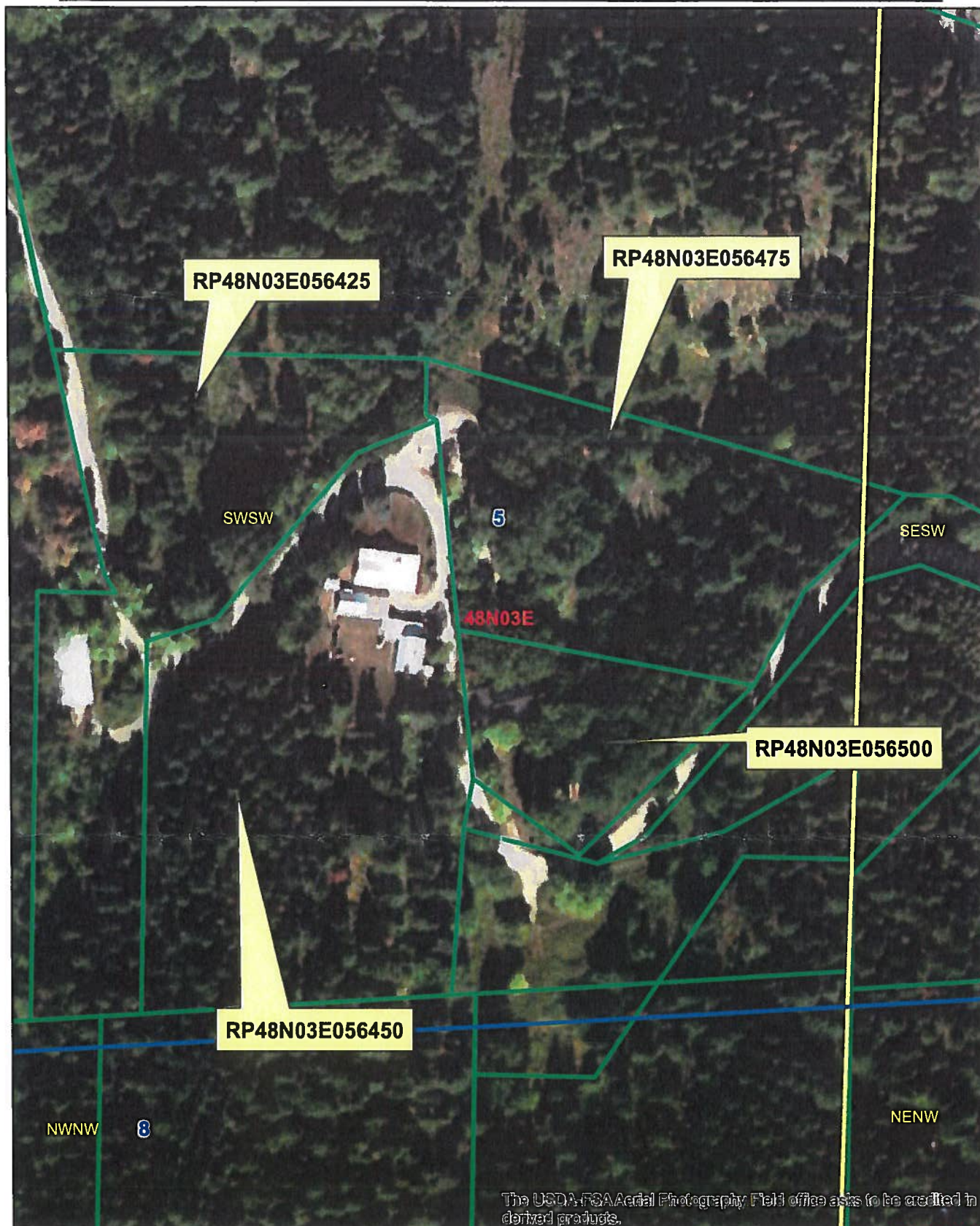
Index to: WARRANTY DEED

2014 NOV 13 PM 2 45

SCANNED

NOV 26 2014

CSRBA CLAIM 94-8941 OWNERSHIP CHANGE SHOSHONE COUNTY



AS-BUILT
REV 2

E.P.A. Came

2007

Property Improvements

PROPERTY
PINS

POWER
POLE

ALHAMBRA RD.

ROAD SHOULDER
REMEDIATED ACOE 2004

WALL

WELL

This is when
They Assigned
Address

GRAVEL = ~5950 SQ.FT.

A RECORDS SEARCH WAS CONDUCTED AND ADEQUATE EVIDENCE EXISTS OF A LAND SURVEY MONUMENT ON THIS PROPERTY.



GRAVEL



SOIL AND HYDROSEED



TOPSOIL

12" PLACEMENT
W/BARRIER

WORK AUTHORIZATION/SIGN OFF
PRIOR TO WORK:

EPA REPRESENTATIVE: _____
SIGNATURE DATE

HOME OWNER: _____
SIGNATURE DATE

UMG REPRESENTATIVE: _____
SIGNATURE DATE

U M G

Upstream Mining Group

UMG YARD REMEDIATION
2005 PROGRAM

561 ALHAMBRA ROAD
KELLOGG, ID

DRAWN BY: GLH

DATE: 1-20-06

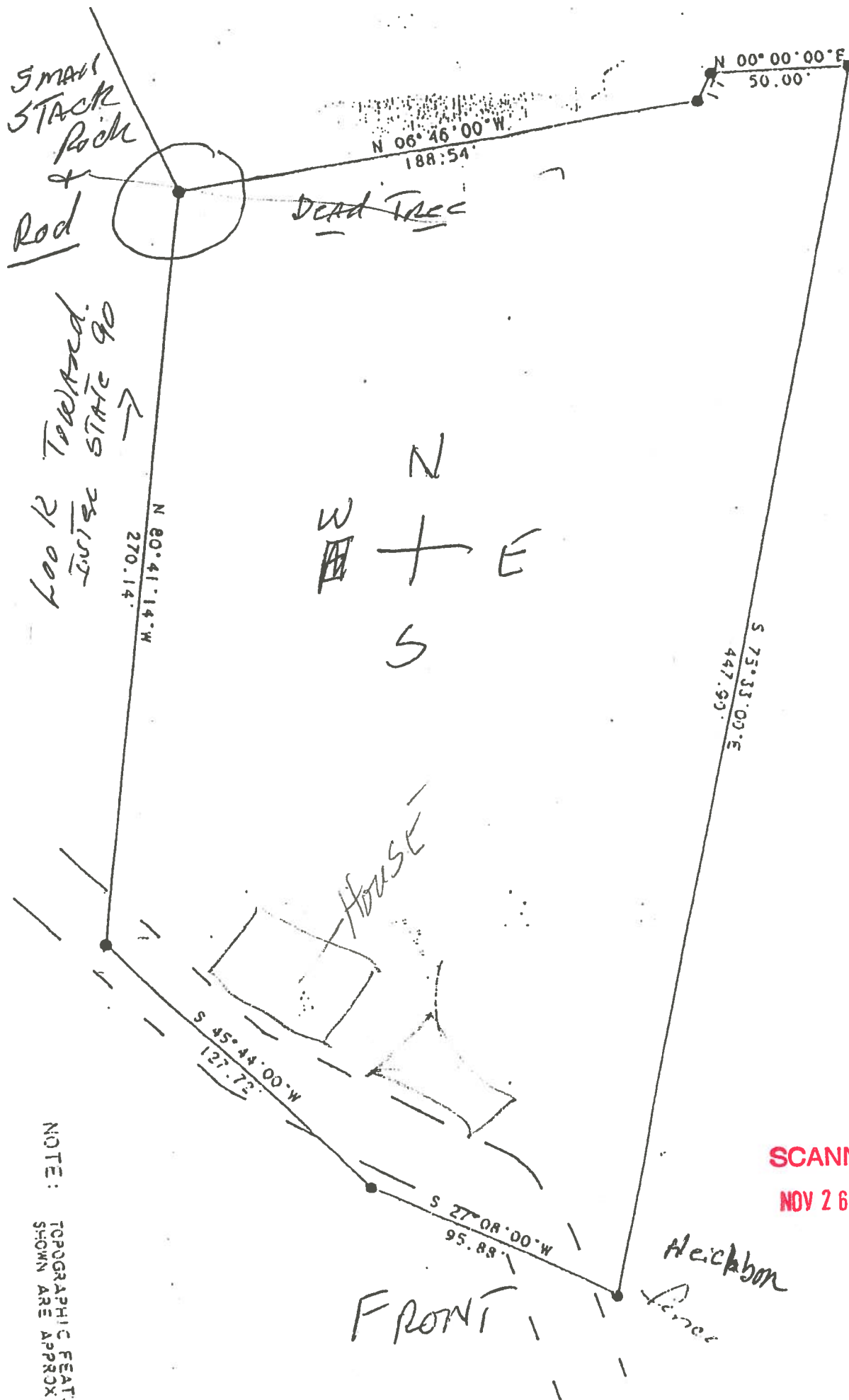
CHK'D BY:

REV:

DRAWING No.:
561ALHAMRD-05
AS BUILT REV2

X ST = PRESSLEY

48N03E056475



NOTE: TOPOGRAPHIC FEATURES SHOWN ARE APPROXIMATE

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NOV 26 2014