

RECEIVED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

JUN 15 2021

DEPARTMENT OF
WATER RESOURCES

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. DE

Water Right/Claim No.	Split?	Water Right/Claim No.	Split?	Water Right/Claim No.	Split?
87-7074 ✓	Yes ☐		Yes ☐		Yes ☐
87-11175 ✓	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐

2. Previous Owner's Name:

Ellis Emerson Estate

Name of current water right holder/claimant

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

Jacob Gotthardt, Danielle Gotthardt

New owner(s) as listed on the conveyance document

Name connector

☒ and ☐ or ☐ and/or

5606 Highway 95 N

Pocatello

Id

83855

Mailing address

City

State

ZIP

208 660-1402

G3concrete@gmail.com

Telephone 208-604-4868

Email dsp3986@hotmail.com

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: 8-28-2020

6. If the water right described herein has been rented from the Water Supply Bank, rental proceeds will be disbursed in the following manner regardless of any arrangements between the buyer(s) and seller(s) to the contrary:

- Rental payments will go to the lessor(s) of record at the beginning of the rental season.
- If a change in ownership is processed by the Department during a rental season, rental payment will be made to the person or entity who is the lessor of record at the beginning of that rental season.
- New lessor(s) of record will receive payment after the following rental season.

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.

8. Signature:

Jacob Gotthardt

Signature of new owner/claimant

Title, if applicable

Date

6-7-21

- Signature:

Danielle Gotthardt

Signature of new owner/claimant

Title, if applicable

Date

6-7-21

For IDWR Office Use Only:

Received by

N/A

Date

N/A

Receipt No.

N/A

Receipt Amt.

N/A

Approved by

JD

Processed by

JD

Date

7-10-2021

NO 608219
AT THE REQUEST OF
LATAH COUNTY TITLE COMPANY
DATE AND HOUR
08-28-2020 02:27:28 PM
HENRIANNE K. WESTBERG
LATAH COUNTY RECORDER
Fee: \$15.00 BY Akion

RECORDING REQUESTED BY AND
WHEN RECORDED RETURN TO:

Latah County Title Company
106 E. Second Street
P.O. Box 8924
Moscow, ID 83843

(Space Above For Recorder's Use)

61896
② K

DEED BY PERSONAL REPRESENTATIVE

THIS DEED is made and executed by MYRON R. EMERSON, Personal Representative of THE ESTATES OF MARJORIE LOUISE EMERSON AND ELLIS LAVERNE EMERSON, also referred to as Marjorie Emerson, deceased, and Ellis Emerson, deceased, hereinafter referred to as the "Grantor", to JACOB E. GOTTHARDT and DANIELLE S. GOTTHARDT, husband and wife, hereinafter referred to as the "Grantees", whose address is 5606 Highway 95 N., Potlatch, ID 83855.

WHEREAS, Grantor is the qualified Personal Representative of the Estates of Marjorie Louise Emerson and Ellis Laverne Emerson, Probate Case Number CV 29-20-0143 in Latah County, Idaho;

THEREFORE, in accordance with the provisions of Uniform Probate Code as set forth in Title 15 of the Idaho Code, Grantor hereby grants, sells, transfers and conveys to Grantees all of the Grantor's interest in the real property situated in the County of Latah, State of Idaho, and described on the attached **Exhibit A**.

SUBJECT TO taxes and assessments for the year 2020 and all subsequent years together with (a) unpatented mining claims, (b) reservations or exceptions in patents or in Acts authorizing the issuance thereof, (c) water rights, claims, or title to water whether or not the matters excepted under (a), (b), or (c) are shown by the public records; to an Easement granted to Onaway Deep Creek Power Line Company, as more fully set out in that certain Easement for Power Line recorded under Recorder's Fee No. 131345 in Book 96 of Deeds at Page 418; to an Easement granted to Washington Water Power Company, as more fully set out in that certain Right of Way Easement recorded under Recorder's Fee No. 144275; to any off-record facts, encumbrances, easements or possessory claims, a survey or inspection would disclose; to material and labor liens or liens created or authorized by law of which no notice is of record; to any and all existing easements, rights-of-way, reservations, restrictions, covenants, conditions, declarations and encumbrances of record; to any existing tenancies; and to all zoning laws and ordinances.

This conveyance shall include any and all estate, right, title, interest, appurtenances, tenements, hereditaments, reversions, remainders, easements, rents, issues, profits, rights-of-way and water rights in anywise appertaining to the property herein described as well in law as in equity.

IN WITNESS WHEREOF, Grantor has executed this instrument on this 27 day of August, 2020.

GRANTOR:

Myron Emerson
MYRON R. EMERSON, Personal Representative

STATE OF IDAHO)
)ss.
County of Latah)

On this 27 day of August, 2020, before me Dave Kiblen, a Notary Public in and for said State, personally appeared MYRON R. EMERSON, known or identified to me, to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same as the Personal Representative of the Estates of Marjorie Louise Emerson and Ellis Laverne Emerson, pursuant to Letters of Testamentary filed under Latah County Case No. CV 29-20-0143 in the Second Judicial District of the State of Idaho.

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

Dave Kiblen
NOTARY PUBLIC for the State of IDAHO
Resident at Moscow
My Commission Expires: 7/18/24



EXHIBIT A
Legal Description

Real property situated in the County of Latah, State of Idaho, more particularly described as follows:

A parcel of land located in the SE1/4NW1/4 of Section 35, Township 42 North, Range 5 West, B.M., more fully described as follows:

BEGINNING 6 rods (99 feet) South of the Northeast corner of the SE1/4NW1/4 of Section 35, Township 42 North, Range 5 West, B.M.; thence South 100 feet; thence West approximately 54 rods (891 feet) more or less to the North and South State Highway; thence North along the East line of said highway 100 feet more or less to a point 6 rods (99 feet) South of the North line of said SE1/4NW1/4, and thence East along a line running parallel to the North line of said SE1/4NW1/4 of Section 35, Township 42 North, Range 5 West, B.M., a distance of approximately 54 rods (891 feet) more or less to the POINT OF BEGINNING.

ALSO, A parcel of land located in the SE1/4NW1/4 of Section 35, Township 42 North, Range 5 West, B.M., more fully described as follows:

BEGINNING at the Northeast corner of the SE1/4NW1/4 of Section 35, Township 42 North, Range 5 West, B.M., thence South 6 rods (99 feet); thence West approximately 54 rods (891 feet), more or less to the North and South State Highway; thence North along the East line of said Highway 6 rods (99 feet) and thence east along the North line of said SE1/4NW1/4 of Section 35, Township 42 North, Range 5 West, B.M., a distance of approximately 54 rods (891 feet), more or less, to the POINT OF BEGINNING.

EXCEPTING THEREFROM those portions deeded to the State of Idaho in that certain Right of Way Deed State Highway recorded under Recorder's Fee No. 127667 in Book 95 of Deeds at Page 169.