



IDAHO DEPARTMENT OF
WATER RESOURCES

Northern Region • 7600 N Mineral Drive, Suite 100 • Coeur D'Alene, ID 83815-7763
Phone: 208-762-2800 • Fax: 208-762-2819 • Email: northerninfo@idwr.idaho.gov • Web: idwr.idaho.gov

Governor Brad Little

Director Gary Spackman

August 23, 2021

JACOB SIMLER
602 S PEACH ST
KAMIAH ID 83536-6054

RE: Water Right Change in Ownership No(s): 84-10123,

Dear Interested Parties:

The Idaho Department of Water Resources (Department) received a Notice of Change in Water Right Ownership (Notice) from you on February 22, 2021 for the above referenced water rights. The Notice could not be processed because a warranty deed and/or court decree was not supplied.

On July 23, 2021 the Department requested deed and/or decree from you. As of the date of this letter, the Department has not received the requested information.

The Department is returning your Notice of Change in Water Right Ownership and the attachments. A refund of \$25 has been requested and will be mailed to you under separate cover from the Idaho State Controller's Office. You may re-submit your request with the appropriate documents and fees.

If you have any questions regarding this matter, please contact me at (208) 762-2813.

Sincerely,

Natalie Steading
Tech Records Specialist 1

Enclosure(s)

RECEIVED

FEB 22 2021

Form 12-248/42-1409(6) Rev. 1/15

NOV 02 2020

STATE OF IDAHO

IDWR / NORTH

DEPARTMENT OF WATER RESOURCES

IDWR / NORTH

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?
84-10123	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: JAMES L. Simler

Name of current water right holder/claimant

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

New owner(s) as listed on the conveyance document

Name connector ☐ and ☐ or ☐ and/orMailing address 6025 Peach St.City HamidahState Id ZIP 83536Telephone 208-935-5066Email j.simler1968@gmail.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: 12-31-2012

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: Jacob Simler
 Signature of new owner/claimant

Title, if applicable

10-26-2020
 Date

Signature: _____
 Signature of new owner/claimant

Title, if applicable

Date

For IDWR Office Use Only:

Received by Ja Date 2-22-21

Receipt No. N036742

Receipt Amt. 2500

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 _____

Date _____

STATE OF IDAHO
CERTIFICATION OF VITAL RECORD

STATE OF IDAHO
IDAHO DEPARTMENT OF HEALTH AND WELFARE
BUREAU OF VITAL RECORDS AND HEALTH STATISTICS
CERTIFICATE OF DEATH

Date Filed JANUARY 03, 2013

Slate File No. 2012-11743

DECEDENT - LEGAL NAME JAMES LYLE SIMLER			
SEX MALE	SOCIAL SECURITY NUMBER [REDACTED]	AGE 74 YEARS	DATE OF BIRTH APRIL 18, 1938
BIRTHPLACE KAMIAH, IDAHO		PLACE OF RESIDENCE KAMIAH, IDAHO	
MARITAL STATUS AT TIME OF DEATH DIVORCED		NAME OF SURVIVING SPOUSE (if wife, maiden name) WAS DECEDENT EVER IN U.S. ARMED FORCES? NO	
FATHER - NAME FREDRICK JACOB SIMLER			BIRTHPLACE SOUTH DAKOTA
MOTHER - MAIDEN NAME ANNA C. MOON			BIRTHPLACE KANSAS
METHOD OF DISPOSITION CREMATION		FUNERAL SERVICE LICENSEE DENNIS W. HASTINGS	
NAME AND ADDRESS OF FUNERAL FACILITY VASSAR-RAWLS FUNERAL HOME, LEWISTON, IDAHO			
DATE OF DEATH DEC. 31, 2012	TIME OF DEATH 7:30 A.M.	CITY, TOWN OR LOCATION OF DEATH GRANGEVILLE, IDAHO	COUNTY OF DEATH IDAHO
CAUSE OF DEATH (underlying cause last) a. SYSTEMIC SHUTDOWN OF BODILY FUNCTIONS			Approximate Interval Between Onset and Death MONTHS
b. DUE TO (or as a consequence of): SECONDARY TO WIDELY METASTATIC PROSTATE CA			
c. DUE TO (or as a consequence of): 			
d. DUE TO (or as a consequence of): 			
OTHER SIGNIFICANT CONDITIONS CONTRIBUTING TO DEATH but not resulting in the underlying cause given above NONE STATED			WAS AN AUTOPSY PERFORMED? NO
MANNER OF DEATH NATURAL	NAME OF CERTIFIER GUERIN M. WALSH, M.D.		TITLE PHYSICIAN
CORONER SUBSEQUENT CERTIFICATION IF NECESSARY			
EXTERNAL CAUSES ONLY			
DATE OF INJURY	TIME OF INJURY	PLACE OF INJURY	INJURY AT WORK?
LOCATION WHERE INJURY OCCURRED			
DESCRIPTION OF HOW INJURY OCCURRED			

This is a true and correct reproduction of the document officially registered and placed on file with the IDAHO BUREAU OF VITAL RECORDS AND HEALTH STATISTICS.

JANUARY 03, 2013

DATE ISSUED:

This copy not valid unless prepared on engraved border displaying state seal and signature of the Registrar.

James B. Aydelotte
JAMES B. AYDELOTTE
STATE REGISTRAR



FEBRUARY 16, 2011

I, JAMES LYLE SIMLER, LEAVE THE ENTIRETY OF MY PERSONAL POSSESSIONS AND ALL PROPERTY ALONG WITH MY BUSINESS, DBA/ SIMLER'S TIRE SHOP, TO BE SHARED EQUALLY BETWEEN MY DAUGHTER, OLIVIA GAYE SIMLER AND MY SON, JACOB W.L. SIMLER AT MY DEATH.

I ALSO REQUEST THAT AT MY DEATH A SUM OF \$1,000⁰⁰ BE DONATED TO KAMIAH CONGREGATION OF JEHOVAH'S WITNESSES

IT IS MY REQUEST THAT I BE CREMATED AFTER A RESPECTFUL AMOUNT OF VIEWING TIME HAS PASSED.

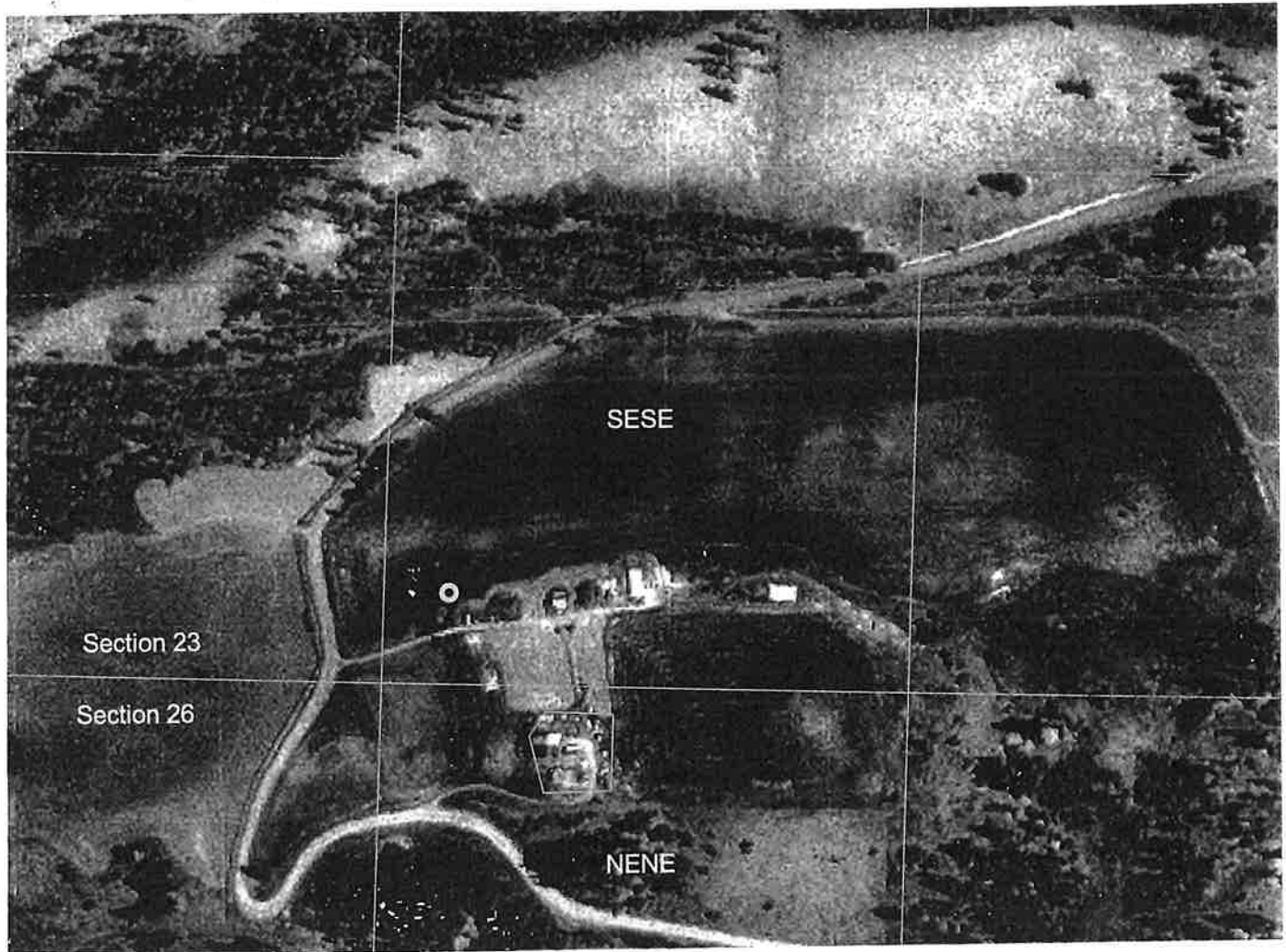
I REQUEST THAT MY SON, JACOB W.L. SIMLER BE APPOINTED AS PERSONAL REPRESENTATIVE.

James Lyle Simler

Ara D. Lycan
Kamiah, ID - Lewis Co
08-22-2011



84-10123



0 400 800 Feet

Sections 23 & 26
T34N R3E



⊙ Point of Diversion
Place of Use

Map prepared on December 9, 2004
By Kenneth Knoblock
Idaho Department of Water Resources

State of Idaho

DEPARTMENT OF WATER RESOURCES

NORTHERN REGION, Suite No. 210 • 1910 Northwest Blvd. • Coeur d'Alene, Idaho 83814-2615
(208) 769-1450

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

December 9, 2004

James Simler
HCR 11 Box 16
Kamiah, ID 83536

RE: 84-10123

Dear Mr. Simler:

Enclosed is a new map reflecting the comments you made on the Notice of Error Reply.
Sincerely,



Kenneth Knoblock
Water Resources Agent

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: **A84-10123**
Date Received: 7/21/1988
Receipt No: N000660
Received By: _____

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

1. Name: JAMES L SIMLER
Address: HCR 11 BOX 16
KAMIAH ID 83536 208-935-2252

2. Date of Priority: JAN 1, 1945

3. Source: SPRING Trib. to: CLEARWATER RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
34N	03E	23	NE	SE	SE		IDAHO
			NW	SE	SE		IDAHO
			SW	SE	SE		IDAHO
			SE	SE	SE		IDAHO
		26	NE	NE	NE		IDAHO
			NW	NE	NE		IDAHO

5. Description of diverting works:
DITCHES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.020		
STOCKWATER	01/01	12/31	0.080		

7. Total Quantity Appropriated is:
0.100 C.F.S. (and/or) A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
D/1 HOME WITH LAWN & GARDEN. S/50 CATTLE, 20 CHICKENS.

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
34N	03E	23	SE	SE		STOCK	
		26	NE	NE		STOCK	

11. Place of use in counties: IDAHO

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
NONE

14. Remarks:

PAT SIMLER USES SAME SOURCE AND IS THE NEW OWNER OF 34N, 3E, S23
SEC. 26 I LEASED LAND ON WHICH CATTLE ARE GRAZED.

15. Basis of Claim: BENEFICIAL USE

Steading, Natalie

From: Steading, Natalie
Sent: Friday, July 23, 2021 4:15 PM
To: 'jsimler1968@gmail.com'
Subject: Ownership change for 84-10123
Attachments: 20210723151359.pdf

Hi Jacob,

I've attached what was sent into me for the ownership change; the only additional item I need is a copy of the warranty or court decree when you inherited the property. This deed should be notarized and contain a legal description of the property where the water right is. As soon as I have that, I can continue processing the change. Please let me know if you have any questions.

Sincerely,

Natalie Steading

Idaho Dept. of Water Resources, Northern
7600 N Mineral Drive, Ste 100
Coeur d'Alene ID 83815
Ph: (208) 762-2800
Fax: (208) 762-2819