

RECEIVED

APR 19 2021

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APR 12 2021

DEPARTMENT OF
WATER RESOURCES

Notice of Change in Water Right Ownership

Department of Water Resources
Eastern Region

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.	Water Right/Claim No.	Split?	Leased to Water Supply Bank?
75-4428 ✓		Yes ☐	Yes ☐
75-10155 ✓		Yes ☐	Yes ☐
72-7392		Yes ☐	Yes ☐
		Yes ☐	Yes ☐
		Yes ☐	Yes ☐

I DID NOT ENTER KM
← Not paying for this change yet do to missing claim

2. Previous Owner's Name: Marie E. Strickland

Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): Mary K. Utkin

New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or

3270 E. 17th, #251 Idaho Falls Id 83406

Mailing address

City

State

ZIP

208-716-8417

Telephone

mkutkin2019@gmail.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: June 21, 2019

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: Mary Utkin 04/12/2021

Signature of new owner/claimant

Title, if applicable

Date

- Signature:

Signature of new owner/claimant

Title, if applicable

Date

For IDWR Office Use Only:

Received by CA Date 4/12/21 Receipt No. E046831 Receipt Amt. \$50.00

Active in the Water Supply Bank? Yes ☐ No ☐

If yes, forward to the State Office for processing

W-9 received? Yes ☐ No ☒gnh 4-20-21

GIFT DEED

STATE OF IDAHO)
) ss.
County of Lemhi)

In consideration of love and affection, I, **Jacklyn M Swanson a/k/a Jaclyn M Swanson** of PO Box 172, Grangeville, ID 83530, hereby give, assign, convey and transfer to my Sister, **Mary Kathleen Utkin**, a married woman as her sole and separate property, of 198 S. Corner St. Idaho Falls, ID 83402, all of my right, title and interest, in and to the real property and improvements thereon, located in the City of Carmen, County of Lemhi, State of Idaho, more particularly described as follows to-wit:

A parcel of land located in the NE4SE4, Section 35, T. 23N., R. 22 E., Boise Meridian, Lemhi County, Idaho, more particularly described as follows: Commencing at the E ¼ corner of said Section 35, from which the SE corner of Section 35 bears S. 00 deg 50' 41" E. 2592.65 ft. the basis of bearing of this description, run thence S. 89 deg 46' 16" W. a distance of 505.11 ft. to a point on the Westerly right of way of Carmen Creek Road and the POINT OF BEGINNING: Thence along said right of way the following courses and distances: S. 13 deg 58' 40" W. 83.05 ft.; S. 27 deg. 57' 00" W. 212.76 ft. to a point on the centerline of Freeman Creek: thence along said centerline the following courses and distances: N. 80 deg 30' 02" W. 80.96 ft.; S. 60 deg 50' 00" W. 159.67 ft.; N. 81 deg. 06' 12" W. 118.91 ft.; S. 72 deg 49' 43" W. 137.52 ft. to a point on the centerline of Carmen Creek: thence N. 81 deg 50' 28" W. Along the centerline of Carmen Creek a distance of 143.60 ft: Thence S. 50 deg. 17' 39" W. A distance of 63.08 ft.: Thence N. 03 deg 15' 11" E. A distance of 346.81 ft.; Thence N. 12 deg 37' 14" E. A distance of 26.25 ft.; Thence N. 89 deg 33' 09" E. a distance of 486.67 ft.; Thence N. 88 deg 15' 56" E. a distance of 258.45 ft.; Thence S. 44 deg 25' 41" E. A distance of 11.72 ft. to the POINT OF BEGINNING. PARCEL CONTAINS 5.16 ACRES.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, her heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that he is the owner in fee simple of said premises; they are free from all encumbrances except the lien for taxes for the current year, any liens and encumbrances of record on this date, and any liens or encumbrances suffered or created by Grantee prior to the date hereof, that they will warrant and defend the same from all lawful claims whatsoever.

DATED: the 19 day of June 2019

Jacklyn M. Swanson
Jacklyn M Swanson a/k/a Jaclyn M Swanson

STATE OF IDAHO)
COUNTY OF Lemhi) ss.

On this 19th Day of June, 2019, before me, a notary public in and for said State, personally appeared:

Jacklyn M Swanson a/ k/a Jaclyn M Swanson

known to me or proved to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that she executed the same.

Beth Penner
Notary Public
Residing at: Salmon, ID
Comm. Expires: July 4, 2019



**Gift Deed
With Reservation Of Life Estate**

STATE OF IDAHO)
 : ss.
County of Lemhi)

In consideration of love and affection, I, MARIE E. STRICKLAN, hereby give, assign, convey and transfer to my daughter, namely, JACKLYN M. SWANSON, of 71 Price Creek Road, Salmon, Idaho 83467, as her sole and separate property, all of my right, title and interest, except for a Reserved Life Estate, in and to the real property and improvements thereon, located in the City of Carmen, County of Lemhi, State of Idaho; more particularly described as follows to-wit:

A parcel of land located in the NE4SE4, Section 35, T. 23N., R. 22 E., Boise Meridian, Lemhi County, Idaho, more particularly described as follows: Commencing at the E ¼ corner of said Section 35, from which the SE corner of Section 35 bears S. 00 deg 50' 41" E. 2592.65 ft. the basis of bearing of this description, run thence S. 89 deg 46' 16" W. a distance of 505.11 ft. to a point on the Westerly right of way of Carmen Creek Road and the POINT OF BEGINNING: Thence along said right of way the following courses and distances: S. 13 deg 58' 40" W. 83.05 ft.; S. 27 deg. 57' 00" W. 212.76 ft. to a point on the centerline of Freeman Creek: thence along said centerline the following courses and distances: N. 80 deg 30' 02" W. 80.96 ft.; S. 60 deg 50' 00" W. 159.67 ft; N. 81 deg. 06' 12" W. 118.91 ft.; S. 72 deg 49' 43" W. 137.52 ft. to a point on the centerline of Carmen Creek: thence N. 81 deg 50' 28" W. Along the centerline of Carmen Creek a distance of 143.60 ft: Thence S. 50 deg. 17' 39" W. A distance of 63.08 ft.:

Thence N. 03 deg 15' 11" E. A distance of 346.81 ft.; Thence N. 12 deg 37' 14" E. A distance of 26.25 ft.; Thence N. 89 deg 33' 09" E. a distance of 486.67 ft.; Thence N. 88 deg 15' 56" E. a distance of 258.45 ft.; Thence S. 44 deg 25' 41" E. A distance of 11.72 ft. to the POINT OF BEGINNING. PARCEL CONTAINS 5.16 ACRES.

Together with all improvements thereon.

This conveyance is made free and clear of all other encumbrances except: Rights-of-way and easements, reservations in Federal patents and State deeds, or other restrictions imposed by law building and use restrictions of record, building and zoning regulations and ordinances of any governmental unit.

I, MARIE E. STRICKLAN, hereby reserve a **Life Estate** in the above described real property and improvements located in Carmen, Idaho. Upon my death the entire Estate in fee simple shall pass to the Grantee.

To Have and To Hold the said premises, with their appurtenances unto the said Grantee, her heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that she is the owner in fee simple of said premises; she is free from all encumbrances except the lien for taxes for the current year, any liens and encumbrances of record on this date, and any liens or encumbrances suffered or created by Grantor prior to the date hereof, that she will warrant and defend the same from all lawful claims whatsoever.

Dated: the 6th day of JANUARY, 2011.

Marie E. Stricklan
MARIE E. STRICKLAN

By Jaclyn M. Swanson
JACLYN M. SWANSON, as Attorney in Fact

STATE OF IDAHO)
 : ss.
County of Lemhi)
On this 6th day of JANUARY, 2011,
before me a Notary Public in and for Said State, personally appeared

JACLYN M. SWANSON

RESERVED FOR LEMHI COUNTY RECORDER

Instrument # 284890 # Pages: 1
LEMHI COUNTY, Idaho
Jan 06, 2011 4:13:33 pm Fee: \$ 10.00

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 JUNE 01, 2017

State File No. 2017-05734

DECEDENT - LEGAL NAME MARIE ELIZABETH STRICKLAN			
SEX FEMALE	SOCIAL SECURITY NUMBER [REDACTED]	AGE 90 YEARS	DATE OF BIRTH OCTOBER 30, 1926
BIRTHPLACE BRUSETT, MONTANA		PLACE OF RESIDENCE CARMEN, IDAHO	
MARITAL STATUS AT TIME OF DEATH WIDOWED		NAME OF SURVIVING SPOUSE (If wife, maiden name) WAS DECEDENT EVER IN U.S. ARMED FORCES? NO	
FATHER - NAME BRYON CLARK		BIRTHPLACE MISSOURI	
MOTHER - MAIDEN NAME ETHEL LOOMIS		BIRTHPLACE MICHIGAN	
METHOD OF DISPOSITION BURIAL		FUNERAL SERVICE LICENSEE MARC S. WHEELER	
NAME AND ADDRESS OF FUNERAL FACILITY JONES & CASEY FUNERAL HOME, SALMON, IDAHO			
DATE OF DEATH MAY 27, 2017	TIME OF DEATH 5:00 P.M.	CITY, TOWN OR LOCATION OF DEATH SALMON, IDAHO	COUNTY OF DEATH LEMHI
CAUSE OF DEATH (underlying cause last) a. ACUTE MYOCARDIAL INFARCTION			Approximate Interval Between Onset and Death 1 HOUR YEARS
b. CORONARY ARTERY DISEASE			
c.			
d.			
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 BRUCE T. HAYWARD, D.O.		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.

DATE ISSUED: JUNE 02, 2017

This copy not valid unless prepared on engraved border

James B. Aydelotte
JAMES B. AYDELOTTE
STATE REGISTRAR



State of Idaho
Department of Water Resources

Water Right
75-4428

IRRIGATION

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.

22E



-  Point of Diversion
-  Place Of Use Boundary
-  Townships
-  PLS Sections
-  Quarter Quarters

0 0.05 0.1 0.2 Miles



IDAHO Department of Water Resources



IDWR offices are open to the public and following the CDC guidelines for wearing masks and observing social distancing. For in-person visits, we encourage you to call ahead for an appointment.

WATER RIGHT REPORT

3/5/2021

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report

WATER RIGHT NO. 75-4428

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	MARIE E STRICKLAN BOX 174 CARMEN, ID 83462 2087562893
Current Owner	MARIE E STRICKLAN PO BOX 174 CARMEN, ID 83462 2087562893

Priority Date: 04/01/1915

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
SPRING	FREEMAN CREEK

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	11/01	0.15 CFS	
Total Diversion			0.15 CFS	

Location of Point(s) of Diversion:

SPRING|SWNW|Sec. 36|Township 23N|Range 22E|LEMHI County

Place(s) of use:

Place of Use Legal Description: IRRIGATION LEMHI County

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
23N	22E	35		NESE	5									

Total Acres: 5

Conditions of Approval:

1. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

Dates:

Licensed Date:

Decreed Date: 11/17/2008

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date:

Protest Deadline Date:

Number of Protests: 0

Other Information:

State or Federal: S

Owner Name Connector: OR

Water District Number: 75D

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Cary Act Number:

Mitigation Plan: False

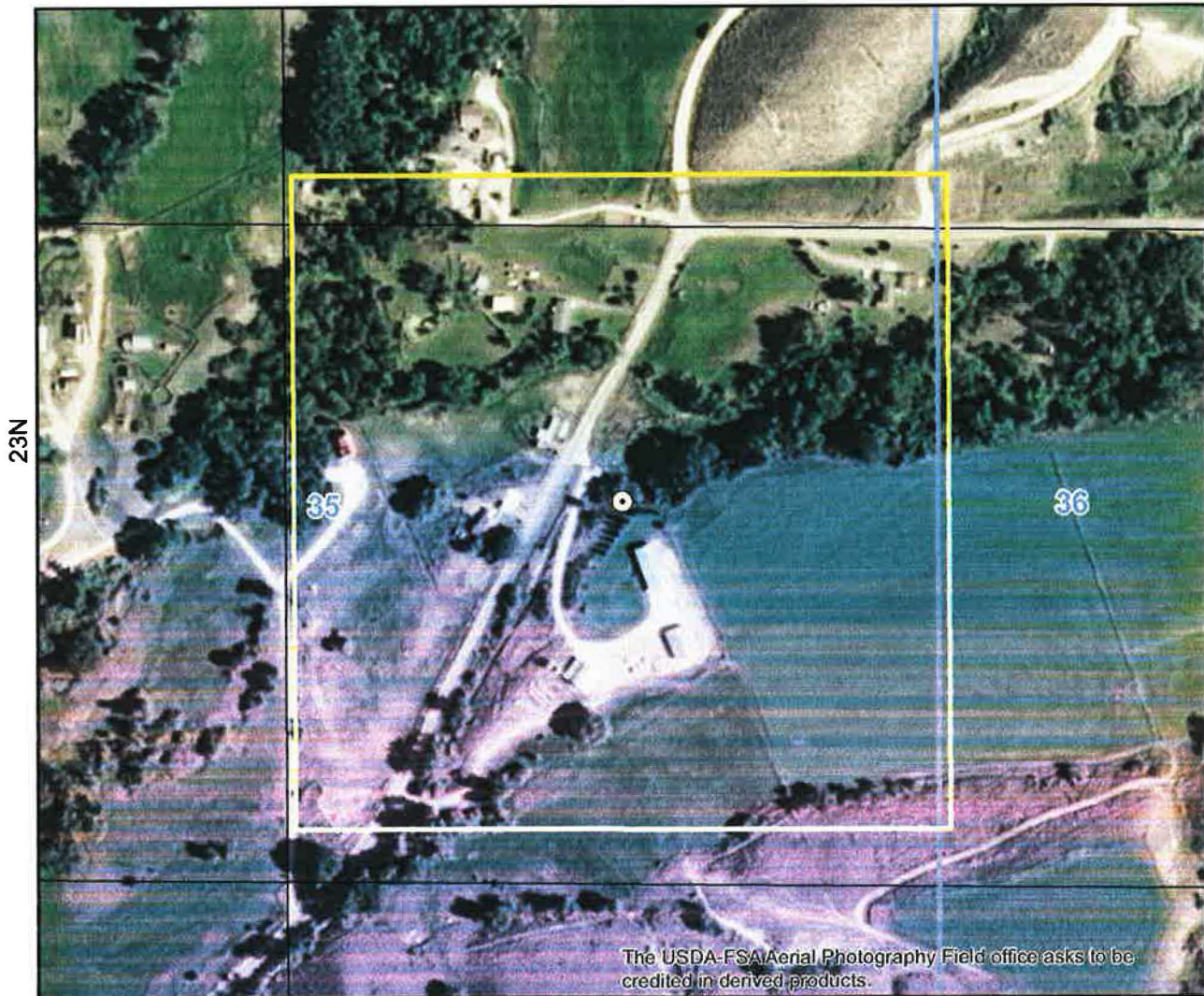
State of Idaho
Department of Water Resources

Water Right 75-10155

DOMESTIC

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.

22E



-  Point of Diversion
-  Place Of Use Boundary
-  Townships
-  PLS Sections
-  Quarter Quarters

0 0.045 0.09 0.18 Miles



IDAHO Department of Water Resources



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WATER RIGHT REPORT

3/5/2021

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report

WATER RIGHT NO. 75-10155

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	MARIE E STRICKLAN BOX 174 CARMEN, ID 83462 2087562893
Current Owner	MARIE E STRICKLAN PO BOX 174 CARMEN, ID 83462 2087562893

Priority Date: 04/01/1974

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
DOMESTIC	1/01	12/31	0.04 CFS	
Total Diversion			0.04 CFS	

Location of Point(s) of Diversion:

GROUND WATER|NESE|Sec. 35|Township 23N|Range 22E|LEMHI County

Place(s) of use:

Place of Use Legal Description: DOMESTIC LEMHI County

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
23N	22E	35		NESE										

Conditions of Approval:

1. N13 THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.
2. N11 THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
3. RP 23N22E357201 A

Dates:

Licensed Date:

Decreed Date: 09/15/2000

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date:

Protest Deadline Date:

Number of Protests: 0

Other Information:

State or Federal: S

Owner Name Connector: OR

Water District Number: EXC

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Cary Act Number:

Mitigation Plan: False



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 E FRONT ST STE 648 PO BOX 83720 • BOISE, ID 83720-0098

Phone: (208)287-4800 • Fax: (208)287-6700 • Website: www.idwr.idaho.gov

Brad Little
Governor

Gary Spackman
Director

April 20, 2021

MARY K UTKIN
3270 E 17TH ST # 251
AMMON ID 83406-6758

Re: Change in Ownership for Water Right No(s): 75-4428 & 75-10155

Dear Water Right Holder(s):

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

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)

c: Water District No. 75D