



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

February 2, 2021

PEARL JEAN MAXNER
145 LITTLE SMITH CREEK RD
KOOSKIA ID 83539-5041

RE: Change in Ownership Water Right No: 81-7098

Dear Interested Parties:

The Idaho Department of Water Resources (Department) received a Notice of Change in Water Right Ownership (Notice) from you on January 15, 2021 for the above referenced water right. The Notice could not be processed because the water right is not appurtenant to the property described in the deed you submitted. I have enclosed a map of the water right and your property for your reference.

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 Pearl J. Maxner under separate cover from the Idaho State Controller's Office.

If you have any questions regarding this matter, please contact me at (208) 287-4920.

Sincerely,

Debbi Judd
Technical Records Specialist

Enclosures

Maxner property

NWSE

NESE

32

33 N86E

Water right
81-7098

SWSE 2

SESE 1

From: Judd, Debbi
To: [IdwrPayable](#)
Subject: Refund request
Date: Monday, February 01, 2021 2:54:00 PM

TO: Sascha Marston
FROM: Debbi Judd
DATE: February 1, 2021
RE: **Refund: Ownership change**

Please refund \$25. Ownership change for one water right was not processed.

NAME: PEARL J MAXNER

ADDRESS: 145 LITTLE SMITH CREEK RD
KOOSKIA ID 83539

RECEIPT #: C109809

~
Thank you.

Debbi

Debbi Judd
Technical Records Specialist
debbi.judd@idwr.idaho.gov

Idaho Department of Water Resources
322 E Front St
PO Box 83720
Boise, ID 83720-0098
208-287-4920
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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

JAN 15 2021

DEPARTMENT OF
WATER RESOURCES

DEV

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?
81-7098	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: Bertie Starnes
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Pearl Jean Maxner
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or
- 145 Little Smith Creek Rd Kooskia ID 83539
Mailing address City State ZIP
- 208-926-0112 hmbiz05@yahoo.com
Telephone 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: July 8, 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):
 o \$25 per *undivided* water right.
 o \$100 per *split* water right.
 o 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: Pearl Jean Maxner Title, if applicable: _____ Date: January 12, 2021
 Signature of new owner/claimant Title, if applicable Date

Signature: _____ Title, if applicable: _____ Date: _____
 Signature of new owner/claimant Title, if applicable Date

For IDWR Office Use Only:

Received by Ku Date 1.15.21 Receipt No. C109809 Receipt Amt. \$ 25

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 _____

WARRANTY DEED

For value received, BERTIE STARNES, a single person, ("Grantor"), does hereby grant, bargain, sell and convey to PEARL JEAN MAXNER, a single person, ("Grantee"), whose mailing address is: P.O. Box 336, Kamiah, ID 83536, and Grantee's heirs, successors and assigns forever, the following described real property situated in Idaho County, State of Idaho:

Township 33 North, Range 6 East, Boise Meridian, Idaho County, Idaho
Section 32: That part of the $S\frac{1}{2}N\frac{1}{2}SE\frac{1}{4}NW\frac{1}{4}SE\frac{1}{4}$ and $S\frac{1}{2}SE\frac{1}{4}NW\frac{1}{4}SE\frac{1}{4}$ of
Section 32 lying northwesterly of Big Smith Creek Road No. 820 and
northeasterly of the following described line;
Commencing at the Southeast corner of $NW\frac{1}{4}SE\frac{1}{4}$ of said Section 32;
thence West 660 feet;
thence North 270.8 feet to the Point of Beginning;
thence S $53^{\circ}03'$ E, 198.9 feet to the westerly line of Big Smith Creek Road No.
820.
Being a portion of Assessor's Tax No. 45.

SUBJECT TO taxes and assessments for the current year, and all subsequent years, together with any and all existing easements, rights-of-way, reservations, covenants, restrictions and encumbrances of record, and the following matters:

1. Right of Way as set forth in Patent, including the terms and provisions thereof, by and between THE UNITED STATES OF AMERICA and EMMETT E. RYNEARSON and JUNE O. RYNEARSON, recorded February 21, 1964, under Instrument No. 214718, Book 100 page 387; and in Warranty Deed, including the terms and provisions thereof, by and between EMMETT E. RYNEARSON and JUNE O. RYNEARSON, husband and wife, Grantors, and J.W. MORRISON and MILDRED E. MORRISON, husband and wife, recorded August 5, 1966, under Instrument No. 224127, Book 105 page 230, all records of Idaho County, Idaho.
2. Mutual Water Line Easement, including the terms and provisions thereof, recorded August 18, 1982, under Instrument No. 299274; a) Partial Amendment of Mutual Water Line Easement, recorded January 31, 2007, under Instrument No. 453200, all records of Idaho County, Idaho.

3. Matters as shown on Survey No. S-2144, recorded April 8, 2004, under Instrument No. 434719 and Survey No. S-3055, recorded November 30, 2011, under Instrument No. 481766, all records of Idaho County, Idaho.

4. Water Line Easement, including the terms and provisions thereof, by and between MARVIN R. WAPLES and DEBORAH K. WAPLES, husband and wife, and JAMES STARNES and BERTIE STARNES, recorded September 21, 2006, under Instrument No. 451001, records of Idaho County, Idaho.

5. Kidder Harris Highway District Road as the same now exists.

TOGETHER WITH any and all estate, right, title, interest, appurtenances, tenements, hereditaments, reversions, remainders, easements, rights-of-way and water rights in anywise appertaining to the real property herein described.

The Grantor covenants to the Grantee that Grantor is the owner in fee simple of said real property; that the real property is free from all encumbrances, excepting those as may be herein set forth, and excepting those of record, and that Grantor will warrant and defend the same from all lawful claims.

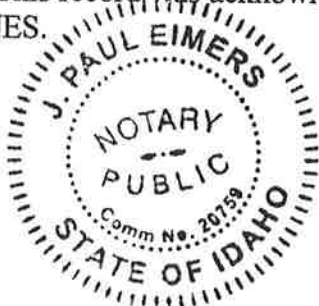
Except as otherwise expressly provided in this instrument, Grantor hereby declares pursuant to Title 5, Chapter 2 of the Idaho Code, that in the event Grantor shall have permitted or suffered at any time prior to the making of this instrument, any person or entity to possess, use or occupy the above-described premises, or any portion thereof, for any purpose, with or without the knowledge of Grantor, it was not the intent of Grantor, by permitting or suffering such possession, use or occupation, to thereby define property boundaries or ownership thereof.

DATED this 8 day of July, 2019.

Bertie Starnes
BERTIE STARNES

State of Idaho)
 : ss.
County of Idaho)

This record was acknowledged before me on July 8, 2019, by BERTIE STARNES.



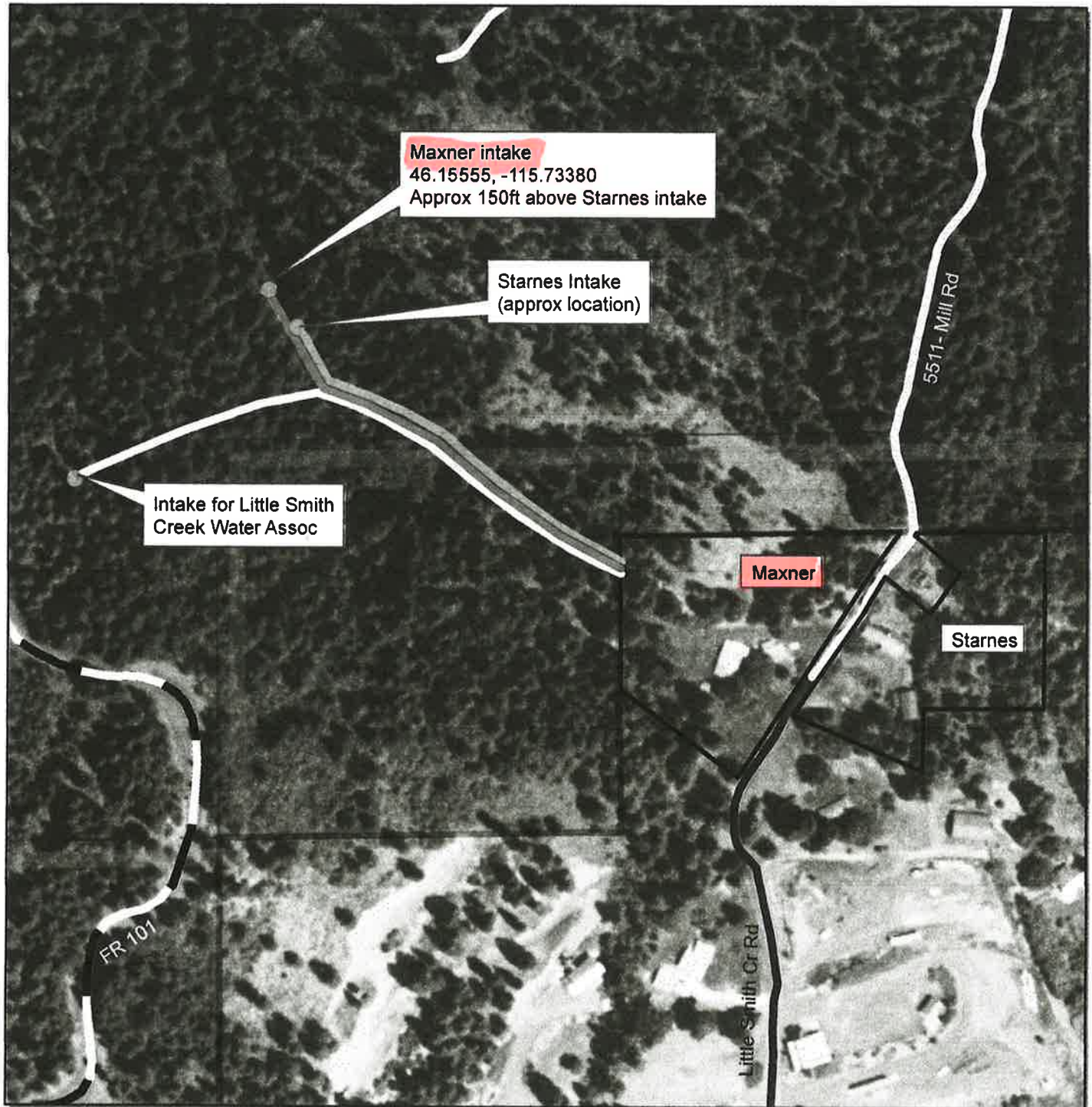
J. Paul Eimers
Signature of notary public
My commission expires: 6-24-2023



Special Use Authorization - Exhibit A

Nez Perce- Clearwater National Forests

Created by: John Thompson, Realty Specialist
12/19/2019



Legend

	NFS Lands
	Private Property
	Wild & Scenic River boundary
	Maxner waterline
	Starnes waterline
	Little Smith Cr Water Assoc waterline

0 40 80 160 240 Feet

Jay & Pearl Maxner

T33N, R6E, Sec 32

Authorization ID: LP_913_03

Use Code: 913