

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

OCT 13 2020

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. 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?
74-646A	Yes <input type="checkbox"/>	Yes <input type="checkbox"/>		Yes <input type="checkbox"/>	Yes <input type="checkbox"/>
74-7279	Yes <input type="checkbox"/>	Yes <input type="checkbox"/>		Yes <input type="checkbox"/>	Yes <input type="checkbox"/>
	Yes <input type="checkbox"/>	Yes <input type="checkbox"/>		Yes <input type="checkbox"/>	Yes <input type="checkbox"/>
	Yes <input type="checkbox"/>	Yes <input type="checkbox"/>		Yes <input type="checkbox"/>	Yes <input type="checkbox"/>
	Yes <input type="checkbox"/>	Yes <input type="checkbox"/>		Yes <input type="checkbox"/>	Yes <input type="checkbox"/>

2. Previous Owner's Name: Donald and Sharyn Ward
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Albert & Polly Hertzler
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or
- 145 Wimpey Creek Rd Salmon ID 83467
Mailing address City State ZIP
- 208 756 1175
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: 09/25/2020
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: Albert Hertzler ucc1-308 10/08/2020
Signature of new owner/claimant Title, if applicable Date

Signature: Polly Hertzler ucc1-308 10/08/2020
Signature of new owner/claimant Title, if applicable Date

For IDWR Office Use Only:

Received by Ku Date 10.13.2020 Receipt No. C109360 Receipt Amt. _____

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 dh Date 11/20/2020



Water Right





IRRIGATION

[illegible]

Date created: 10/7/2020



Legend

-  Place of Use Boundary
-  Townships
-  PLS Sections
-  Quarter Quarters





WARRANTY DEED

Alliance Title & Escrow Corp. Order No.:506058

FOR VALUE RECEIVED

Sharyn E. Ward, aka Sharon E. Ward, a widow

the grantor(s), do(es) hereby grant, bargain, sell and convey unto

Albert Hertzler and Polly A Hertzler, husband and wife

whose current address is

**145 Wimpey Creek Rd
Salmon, ID 83467**

the grantee(s), the following described premises, in Lemhi County, Idaho, TO WIT:

Parcel I:

Lot 3 in Block 2 of Sunny Slope Subdivision according to the official plat thereof filed for record in Book 5 of Plats at Page No. 18, records of Lemhi County, Idaho...

Also including the water right as decreed in the Lemhi River adjudication decree, Identification No. 74-0646 in the amount of .18 cfs and with a priority date of 4/1/1930 and being diverted from Wimpey Creek.

Together with all water, ditch and mineral rights appurtenant thereto. Also including all oil and gas rights appurtenant thereto

SAID PARCEL CONTAINS 35.98 ACRES

INITIAL

Parcel II:

A parcel of land located in the South Half Northeast Quarter Section 35, Township 21 North, Range 23 East, B.M., Lemhi County, Idaho, more particularly described as follows:

Commencing at the North Quarter Corner of said Section 35 a distance of 1401.54 feet on a bearing of S. 1° 06' 13" E. to the Northwest corner of the Southwest Quarter Northeast Quarter and the real point of beginning.

Thence N. 88° 05' 06" E., 1040.67 feet to a point on the North side of Wimpey Creek Road;

Thence S. 50° 05' 34" W., 444.96 feet along said North side of Wimpey Creek Road;

Thence S. 42° 52' 32" E., 417.98 feet;

Thence S. 48° 03' 39" E., 1087.54 feet;

Thence S. 86° 11' 37" W., 1262.18 feet;

Thence N. 21° 16' 58" W., 1467.73 feet to the real point of beginning.

Together with .25 CF water from Wimpey Creek, included in the Lemhi River adjudication, Identification # 74-0646 with priority date of 4/1/1930.

Together with all water, ditch and mineral rights appurtenant thereto. Also including all oil and gas rights appurtenant thereto
Said parcel contains 28.223 acres

Parcel III

A parcel of land located in the Southwest Quarter Northeast Quarter Section 35, Township 21 North, Range 23 East, B.M., Lemhi County, Idaho, more particularly described as follows:

Commencing at the North Quarter Corner of said Section 35, a distance of 1401.54 feet on a bearing of S. 1° 06' 13" E., along the center of section line to the Northwest Corner of the Southwest Quarter Northeast Quarter; thence S. 21° 16' 58" E., 676.77 feet to a point in the center of the Wimpey Creek Road and being the real point of beginning.

Thence S. 21° 16' 58" E., 790.96 feet to a point on the South boundary of the Southwest Quarter Northeast Quarter;

Thence S. 86° 11' 37" W., 3.12 feet along the south boundary of the Southwest Quarter Northeast Quarter;

Thence N. 29° 40' 37" W., 348.25 feet;

Thence N. 18° 23' 14" W., 409.95 feet;

Thence N. 19° 23' 30" W., 25.95 feet to the center of the Wimpey Creek Road;

Thence a distance of 6.35 feet along a curve concave to the southeast having a radial of S. 39° 05' 31" E., 900.00 feet and a central angle of 00° 24' 15" along the center of Wimpey Creek Road;

Thence N. 51° 18' 44" E., 27.46 feet along the center of the Wimpey Creek Road to the real point of beginning.

Together with all water, ditch and mineral rights appurtenant thereto. Also including all oil and gas rights appurtenant thereto.

Said parcel contains 0.656 acres

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee(s), that (s)he is/are the owner(s) in fee simple of said premises; that they are free from all encumbrances Except: Current Year Taxes, conditions, covenants, restrictions, reservations, easements, rights and rights of way, apparent or of record.

And that (s)he will warrant and defend the same from all lawful claims whatsoever.

Dated: 9/25/2020

Sharyn E. Ward
Sharyn E. Ward

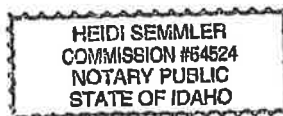
State of Idaho } ss
County of Lemhi }

On this 25th day of September, 2020, before me, Heidi Semmler, a Notary Public in and for said state, personally appeared Sharyn E. Ward, 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 same.

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

Heidi Semmler
Heidi Semmler
Comm ex: May 19, 2021
Resides: Salmon

File No. 506058



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 NOVEMBER 20, 2013

State File No. 2013-10691

DECEDENT - LEGAL NAME DONALD EUGENE WARD			
SEX MALE	SOCIAL SECURITY NUMBER [REDACTED]	AGE 70 YEARS	DATE OF BIRTH FEBRUARY 15, 1943
BIRTHPLACE SPOKANE, WASHINGTON		PLACE OF RESIDENCE SALMON, IDAHO	
MARITAL STATUS AT TIME OF DEATH MARRIED		NAME OF SURVIVING SPOUSE (If wife, maiden name) SHARYN ELIZA JOLLEY	
FATHER - NAME ALVIN WARD		WAS DECEDENT EVER IN U.S. ARMED FORCES? NO	
MOTHER - MAIDEN NAME MARIE WILLIAMS		BIRTHPLACE IDAHO	
METHOD OF DISPOSITION REMOVAL FROM STATE		BIRTHPLACE IDAHO	
NAME AND ADDRESS OF FUNERAL FACILITY JONES & CASEY FUNERAL HOME, SALMON, IDAHO		FUNERAL SERVICE LICENSEE TAMMY J. BOWERMAN	
DATE OF DEATH NOV. 15, 2013	TIME OF DEATH 10:29 P.M.	CITY, TOWN OR LOCATION OF DEATH SALMON, IDAHO	COUNTY OF DEATH LEMHI
CAUSE OF DEATH (underlying cause last) a. PULMONARY EMBOLUS		Approximate Interval Between Onset and Death MINUTES	
b. RECENT TOTAL KNEE ARTHROPLASTY			
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 MIKE MITCHELL		TITLE CORONER
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: NOVEMBER 20, 2013

James B. Aydelotte
JAMES B. AYDELOTTE
STATE REGISTRAR

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

PENCO (Rev.) 02/12

ANY ALTERATION OR ERASURE VOIDS THIS CERTIFICATE





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

November 25, 2020

ALBERT HERTZLER
POLLY HERTZLER
145 WIMPEY CREEK RD
SALMON ID 83467-5284

Re: Change in Ownership for Water Right No): 74-646A and 74-7279

Dear Water Right Holders:

The Department of Water Resources (Department) acknowledges the receipt of correspondence changing ownership of the above referenced water rights 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) 287-4920.

Sincerely,

Debbi Judd
Technical Records Specialist

Enclosures

c. Water District 74 – *via email*