

\$125

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DE ✓

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

OCT 19 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?
75-4180	Yes <input type="checkbox"/>	Yes <input type="checkbox"/>		Yes <input type="checkbox"/>	Yes <input type="checkbox"/>
75-4043	Yes <input type="checkbox"/>	Yes <input type="checkbox"/>		Yes <input type="checkbox"/>	Yes <input type="checkbox"/>
75-7067	Yes <input type="checkbox"/>	Yes <input type="checkbox"/>		Yes <input type="checkbox"/>	Yes <input type="checkbox"/>
75-10042	Yes <input type="checkbox"/>	Yes <input type="checkbox"/>		Yes <input type="checkbox"/>	Yes <input type="checkbox"/>
75-10043	Yes <input type="checkbox"/>	Yes <input type="checkbox"/>		Yes <input type="checkbox"/>	Yes <input type="checkbox"/>

2. Previous Owner's Name: Martin W Halpern  
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Kelly Rae and Pamela Haberman Revocable Trust  
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or
- 316 California Ave #92 Reno NV 89509  
Mailing address City State ZIP  
775-870-7602 haberae@gmail.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: 10-2-2020
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):  
    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: Kelly Rae Title, if applicable: Trustee Date: 10-07-2020  
Signature: Pamela Haberman Title, if applicable: Trustee Date: 10-7-2020

For IDWR Office Use Only:

Received by Ku Date 10.19.2020 Receipt No. C109375 Receipt Amt. \$125.00  
Active in the Water Supply Bank? Yes ☐ No ☐ If yes, forward to the State Office for processing  
Name on W-9 \_\_\_\_\_ Approved by \_\_\_\_\_ Processed by 4 Date 10/28/2020  
W-9 received? Yes ☐ No ☒

File 08/08/2019 09:24:58  
Seventh Judicial District, Custer County  
Lura Baker, Clerk of the Court  
By: Deputy Clerk - Plummer, Laila

PAUL B. WITHERS  
Attorney at Law, ISB #5752  
WITHERS LAW OFFICE, CHARTERED  
1301 Main Street, Suite 6  
Salmon, Idaho 83467  
Telephone: (208) 756-2009  
Facsimile: (208) 756-2046

Instrument # 318702 # Pages: 1  
LEMHI COUNTY, Idaho  
Jan 22, 2020 11:56:59 am Fee: \$ 10.00  
For: WITHERS LAW OFFICE  
BRENDA ARMSTRONG, Recorder  
KLINGER, Deputy

Attorney for Personal Representative

IN THE DISTRICT COURT OF THE SEVENTH JUDICIAL DISTRICT OF THE  
STATE OF IDAHO, IN AND FOR THE COUNTY OF CUSTER  
MAGISTRATE DIVISION

\*\*\*\*\*

IN THE MATTER OF THE ESTATE OF ) Case No. CV19-19-0090  
MARTIN WAYNE HALPERN, )  
Deceased. )  
LETTERS OF ADMINISTRATION

1. CARY BRANDON LAUGHRIDGE was duly appointed and qualified as Personal Representative of the estate of MARTIN WAYNE HALPERN on the 7th day of August, 2019, by the Court, with all authority pertaining thereto.

2. Administration of the estate is unsupervised.

3. These letters are issued to evidence the appointment, qualification and authority of the said Personal Representative.

WITNESS My signature and the seal of this Court this \_\_\_\_\_ day of August, 2019.

Signed: 8/7/2019 09:03 PM

STATE OF IDAHO } ss  
COUNTY OF CUSTER }  
I hereby certify that the foregoing is a full,  
true and correct copy of the original on file  
in this office.  
DATED 8/8/2019  
LURA H. BAKER, Clerk of the District Court  
By Laila Plummer Deputy

James H. Barrett, Jr.  
JAMES H. BARRETT, Jr.  
Magistrate Judge



512733

## PERSONAL REPRESENTATIVE'S DEED

THIS DEED, made by CARY BRANDON LAUGHRIDGE, as Personal Representative of the Estate of MARTIN WAYNE HALPERN, a.k.a. Martin W. Halpern, deceased, Grantor, to Kelly Rae and Pamela A. Haberman, Trustees of the Kelly Rae and Pamela Haberman Revocable Trust, 316 California Ave #92, Reno NV 89509, Grantees;

WHEREAS, pursuant to an Order of the Magistrate's Court of Lemhi County, Idaho, in the estate of the above-named deceased, filed as Lemhi County Case No. CV-19-009, confirming on the Grantor the powers and authority granted to Personal Representatives under the Uniform Probate Code of the State of Idaho;

THEREFORE, for valuable consideration received, Grantor quitclaims, transfers, and conveys to Grantees four (4) parcels of land, and any water rights attached thereto, lying in Salmon, County of Lemhi, State of Idaho, commonly known as Hat Creek Ranch, 49 & 50 Rattlesnake Lane, Salmon, Idaho, and particularly described as:

See attached Exhibit A

with all appurtenances thereunto and subject to all easements and restrictions of record.

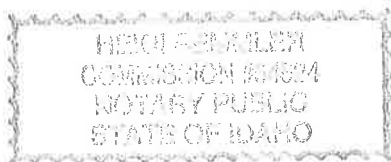
EXECUTED this 7<sup>th</sup> day of Oct, 2020

CARY BRANDON LAUGHRIDGE  
Personal Representative of the Estate of  
Martin W. Halpern

STATE OF IDAHO )  
 )ss  
County of Lemhi )

On this 2nd day of Oct., 2020 before me, the undersigned, a notary public in and for said state, personally appeared, CARY BRANDON LAUGHRIDGE, known or identified to me to be the person whose name is subscribed to the within instrument, as Personal Representative of the Estate of MARTIN WAYNE HALPERN, a.k.a. Martin W. Halpern, deceased, and acknowledged to me that he executed the same as Personal Representative.

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



NOTARY PUBLIC FOR IDAHO  
My Commission Expires: May

Exhibit 'A'

PARCEL I

THE N1/2SW1/4NW1/4 AND THE SE1/4SW1/4NW1/4, SECTION 14, TOWNSHIP 17 NORTH, RANGE 20 EAST, BOISE MERIDIAN, LEMHI COUNTY, STATE OF IDAHO.

PARCEL II

THE S1/2NW1/4NW1/4 AND THE W1/2SE1/4NW1/4 AND THE SW1/4NE1/4NW1/4, SECTION 14, TOWNSHIP 17 NORTH, RANGE 20 EAST, BOISE MERIDIAN, LEMHI COUNTY, STATE OF IDAHO.  
LESS A PARCEL OF LAND LOCATED IN THE N1/2NW1/4 OF SECTION 14, TOWNSHIP 17 NORTH, RANGE 20 EAST, B.M. LEMHI COUNTY, IDAHO, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT WHICH BEARS DUE WEST 535 FEET FROM THE NORTHEAST CORNER OF THE SW1/4 OF THE NE1/4 OF THE NW1/4 OF SECTION 14, TOWNSHIP 17 NORTH, RANGE 20 EAST, BOISE MERIDIAN; RUNNING THENCE FROM SAID POINT OF BEGINNING DUE WEST 265 FEET, THENCE DUE SOUTH 300 FEET, THENCE DUE EAST 195 FEET AND THENCE NORTH 13° 08' 02" EAST 308.058 FEET TO THE POINT OF BEGINNING.

PARCEL III

A PARCEL OF LAND LOCATED IN THE N1/2NW1/4 OF SECTION 14, TOWNSHIP 17 NORTH, RANGE 20 EAST, B.M. LEMHI COUNTY, IDAHO, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT WHICH BEARS DUE WEST 535 FEET FROM THE NORTHEAST CORNER OF THE SW1/4 OF THE NE1/4 OF THE NW1/4 OF SECTION 14, TOWNSHIP 17 NORTH, RANGE 20 EAST, BOISE MERIDIAN; RUNNING THENCE FROM SAID POINT OF BEGINNING DUE WEST 265 FEET, THENCE DUE SOUTH 300 FEET, THENCE DUE EAST 195 FEET AND THENCE NORTH 13° 08' 02" EAST 308.058 FEET TO THE POINT OF BEGINNING.

PARCEL IV

A PARCEL OF LAND LOCATED IN THE NE1/4, SECTION 15, T. 17 N., R. 20 E., LEMHI COUNTY, IDAHO, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE N1/4 CORNER OF SAID SECTION 15, FROM WHICH THE NE CORNER OF SECTION 15 BEARS N. 89° 52' 19" E., 2638.60 FT., THE BASIS OF BEARING OF THIS DESCRIPTION, RUN THENCE N. 89° 52' 19" E. ALONG THE NORTHERLY BOUNDARY OF SECTION 15 A DISTANCE OF 1319.30 FT. TO THE EAST 1/16 CORNER OF SECTIONS 15 AND 10, SAID POINT BEING THE POINT OF BEGINNING;  
CONTINUE THENCE N. 89° 52' 19" E. ALONG SAID NORTHERLY SECTION BOUNDARY A DISTANCE OF 659.65 FT. TO THE E-E 1/64 CORNER OF SAID SECTIONS 10 AND 15;  
THENCE S. 00° 02' 08" E. A DISTANCE OF 660.69 FT. TO THE NE-NB 1/64 CORNER OF SAID SECTION 15;  
THENCE N. 89° 51' 24" E. A DISTANCE OF 659.56 FT. TO THE N-N 1/64 CORNER OF SECTIONS 14 AND 15;  
THENCE S. 00° 01' 40" E. ALONG THE EASTERLY BOUNDARY OF SAID SECTION 15 A DISTANCE OF 990.77 FT. TO THE N-S-N 1/256 CORNER OF SAID SECTIONS 14 AND 15;  
THENCE S. 89° 50' 03" W. A DISTANCE OF 659.42 FT. TO THE C-N-SE-NB 1/256 CORNER OF SAID SECTION 15;  
THENCE N. 00° 02' 08" W. A DISTANCE OF 330.34 FT. TO THE C-B-NE 1/64 CORNER OF SAID SECTION 15;  
THENCE S. 89° 50' 30" W. A DISTANCE OF 32.83 FT. TO A POINT IN THE CENTER OF HAT CREEK;

THENCE ALONG THE CENTER OF HAT CREEK THE FOLLOWING COURSES:  
N. 11° 20' 41" W, 63.43 FT; N. 42° 24' 25" E, 178.45 FT;  
N. 25° 26' 38" W, 94.55 FT.; N. 70° 20' 13" W, 339.91 FT.;  
S. 72° 08' 30" W, 65.51 FT.; N. 42° 30' 06" W, 461.78 FT. TO A POINT ON THE WESTERLY BOUNDARY  
OF THE NE1/4NE1/4 OF SAID SECTION 15;  
THENCE N. 00° 02' 37" W. ALONG SAID WESTERLY BOUNDARY A DISTANCE OF 605.92 FT. TO THE  
POINT OF BEGINNING.

Together with water rights, included in the Lemhi River adjudication,  
Identification #s 75-4180, 75-4043, 75-10042, 75-10043, 75-7067.

**CERTIFICATE OF THE**  
**KELLY RAE AND PAMELA HABERMAN**  
**REVOCABLE TRUST**

We, KELLY RAE and PAMELA A. HABERMAN, as Trustees of the Kelly Rae and Pamela Haberman Revocable Trust, established August 27, 2015, (the "Trust"), hereby certify as follows:

1. Certification of Trust. The Kelly Rae and Pamela Haberman Revocable Trust was created by a declaration dated August 27, 2015, executed by Kelly Rae and Pamela A. Haberman, as settlors and trustees.
2. Name of Trust. The name of the Trust is the "Kelly Rae and Pamela Haberman Revocable Trust."
3. Trustee. The currently acting Trustees of the Trust are Kelly Rae and Pamela A. Haberman.
4. Revocability of Trust. The Trust is revocable during the lifetime of the settlors.
5. Powers of Trustee. Attached as Exhibit A are true and correct copies of the pertinent pages of the Trust, and said pages state the name of the Trust, identity of the settlors and trustees, define the signature authority of the trustees, and list the powers of the trustees in the administration of the Trust.
6. Manner in Which Title to Assets Should be Taken. Title to the Trust assets should be taken in the following form: "Kelly Rae and Pamela A. Haberman, Trustees of the Kelly Rae and Pamela Haberman Revocable Trust, established August 27, 2015."
7. Taxpayer Identification Number. The tax identification number for the Trust is either settlor's social security number.

8. Revocations, Modifications or Amendments. The Trust has not been revoked, modified or amended in any manner that would cause the representations contained in this Certification of Trust to be incorrect.

9. Signed by the Currently Acting Trustees. This Certification of Trust is being signed by the currently acting trustees of the Trust.

10. Accuracy. This Certification of Trust is a true and accurate statement of the matters referred to herein.

11. Authority. Either co-trustee may, from time to time, delegate to the other co-trustee routine acts of trust administration and may establish bank or other accounts for the trust that will honor the signature of one trustee or of either co-trustee. Absent such a delegation, the signature of both co-trustees is necessary to bind the Trust.

We hereby declare under penalty of perjury under the laws of the State of Nevada that the foregoing is true and correct.

Dated: August 27, 2015



Kelly Rae, Trustee

Dated: August 27, 2015



Pamela A. Haberman, Trustee

ACKNOWLEDGMENT

STATE OF NEVADA       )  
                                      ) ss.  
COUNTY OF WASHOE    )

This instrument was acknowledged before me on August 27, 2015, by Kelly Rae and Pamela A. Haberman.

Danielle L Blecker  
Notary Public  
Printed Name: Danielle L Blecker  
My Commission Expires: 12/5/15



(Seal)



# IDAHO Department of Water Resources



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## WATER RIGHT REPORT

8/15/2020

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report

WATER RIGHT NO. **75-7067**

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	MARTIN W HALPERN PO BOX 128 ELLIS, ID 83235 2088795602
Original Owner	EDWARD H CORBETT 41 CORBETT LN SALMON, ID 83467-5072

Priority Date: 03/09/1976

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
SOUTH GULCH CREEK	BIG HAT CREEK

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	10/31	0.08 CFS	
WILDLIFE STORAGE	01/01	12/31		7.7 AFA
RECREATION STORAGE	01/01	12/31		7.7 AFA
FIRE PROTECTION STORAGE	01/01	12/31		7.7 AFA
AESTHETIC STORAGE	01/01	12/31		7.7 AFA
DIVERSION TO STORAGE	04/01	10/31	0.08 CFS	
Total Diversion			0.16 CFS	7.7 AFA

Location of Point(s) of Diversion:

State of Idaho  
Department of Water Resources

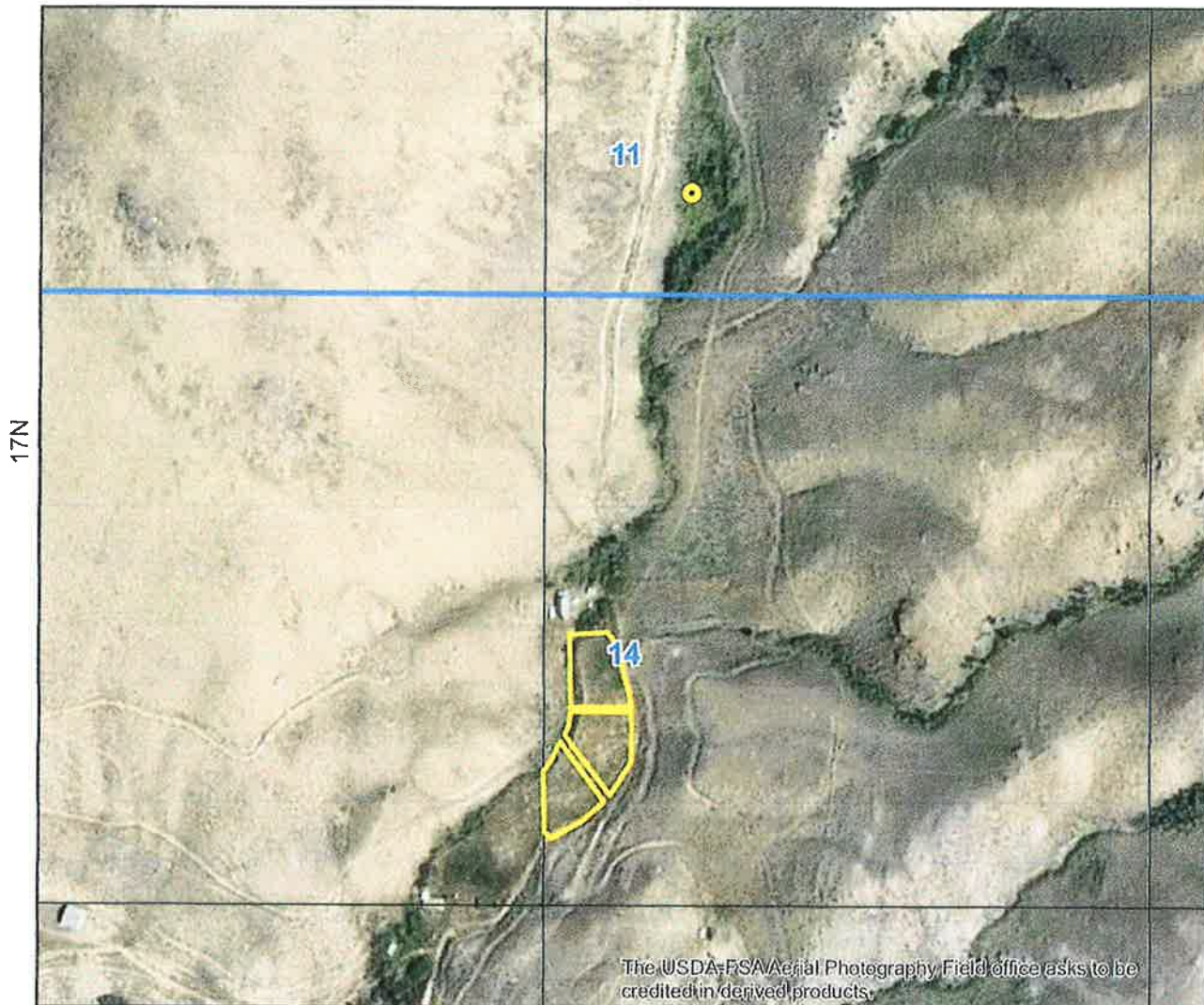
# Water Right

**75-7067**

## FIRE PROTECTION STORAGE

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.

20E



● Point of Diversion

□ Place Of Use Boundary

□ Townships

□ PLS Sections

□ Quarter Quarters

0 0.05 0.1 0.2 Miles



SOUTH GULCH CREEK|SWSESW|Sec. 11|Township 17N|Range 20E|LEMHI County

IRRIGATION Use:

acre Limit: 3.8

Place(s) of use:

Place of Use Legal Description: IRRIGATION LEMHI County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
17N	20E	14		NENW	1.1		NWNW	1.2		SWNW	1.4		SENE	2.4

Place of Use Legal Description: WILDLIFE STORAGE LEMHI County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
17N	20E	14		NENW										

Place of Use Legal Description: RECREATION STORAGE LEMHI County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
17N	20E	14		NENW										

Place of Use Legal Description: FIRE PROTECTION STORAGE LEMHI County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
17N	20E	14		NENW										

Place of Use Legal Description: AESTHETIC STORAGE LEMHI County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
17N	20E	14		NENW										

Total Acres: 6.1

Conditions of Approval:

1. X27 This right is limited to the irrigation of 3.8 acres within the authorized place of use in a single irrigation season.
2. X35 Rights 75-7067 and 75-4043 when combined shall not exceed the irrigation of 6.1 acres.
3. R59 This right when combined with all other rights shall provide no more than 0.02 cfs per acre or more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
4. 197 Upon specific notification by the Department, the right holder shall install and maintain acceptable measuring devices, including data loggers, at the authorized points of diversion, in accordance with Department specifications.
5. 220 The three (3) ponds established by the storage of water under this right shall not exceed a total capacity of 6.0 acre-feet and a total surface area of 1 acre.
6. 219 Right 75-7067 authorizes the diversion of an annual total of 7.7 acre-feet to be used for the initial filling of the ponds and for the replacement of losses caused by evaporation.

7. 221 The right holder shall install and maintain an impermeable liner in the ponds to eliminate seepage losses.
8. 077 Water shall not be diverted for fire protection use under this right except to fight or repel an existing fire.
9. U42 Place of use does not include federal public lands.
10. 004 This right does not grant any right-of-way or easement across the land of another.
11. T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
12. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

## Dates:

Licensed Date:

Decreed Date: 02/02/2010

Permit Proof Due Date: 4/1/1981

Permit Proof Made Date: 2/13/1981

Permit Approved Date: 4/7/1976

Permit Moratorium Expiration Date:

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date: 03/08/1976

Protest Deadline Date:

Number of Protests: 0

## Other Information:

State or Federal: S

Owner Name Connector:

Water District Number: NWD

Generic Max Rate per Acre: 0.02

Generic Max Volume per Acre:

Combined Acres Limit: 6.1

Combined Volume Limit:

Combined Rate Limit: 0.31

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

ary Act Number:

Mitigation Plan: False

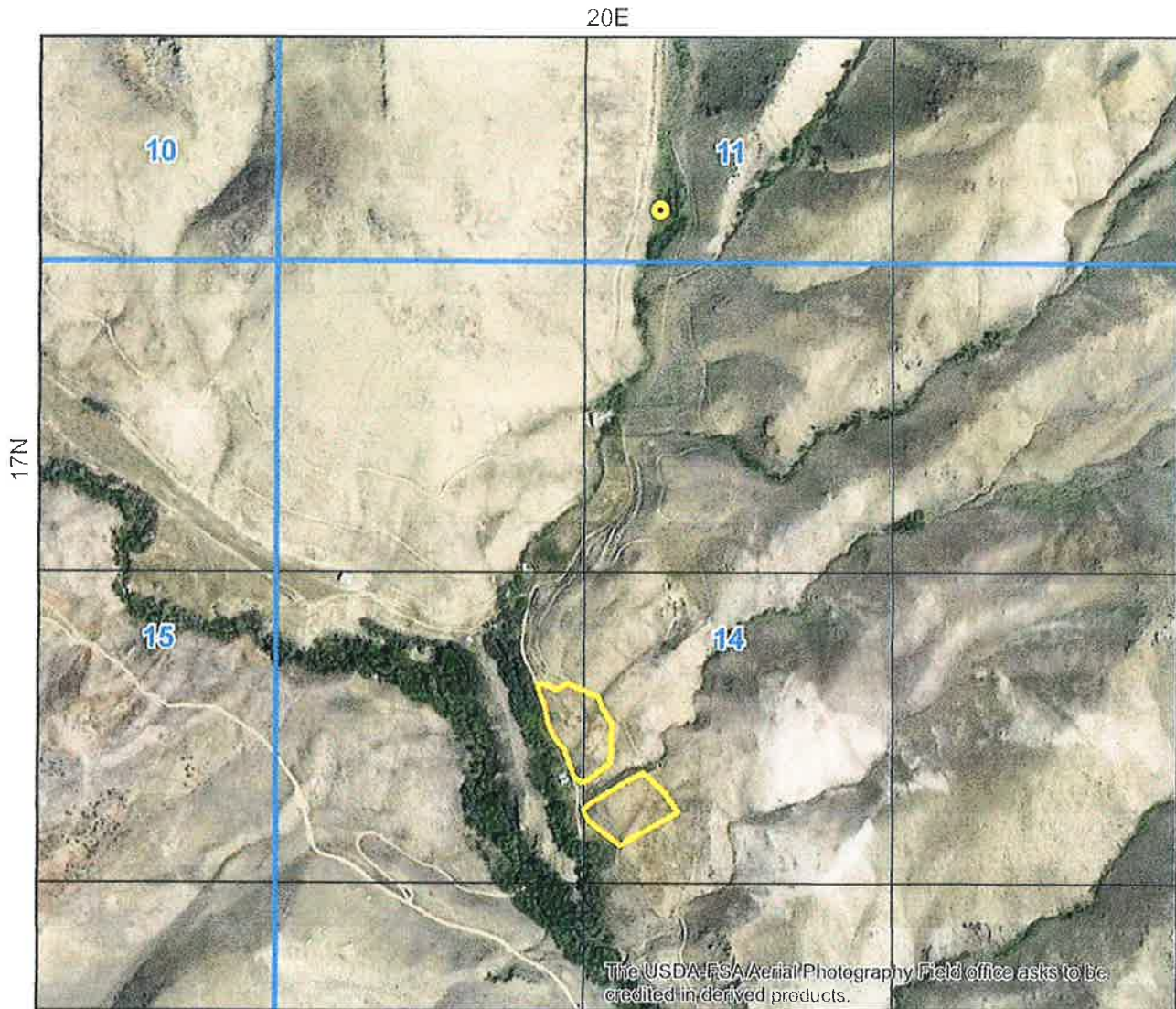


State of Idaho  
Department of Water Resources

**Water Right**  
**75-7067**

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.



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

0 0.075 0.15 0.3 Miles





State of Idaho  
Department of Water Resources

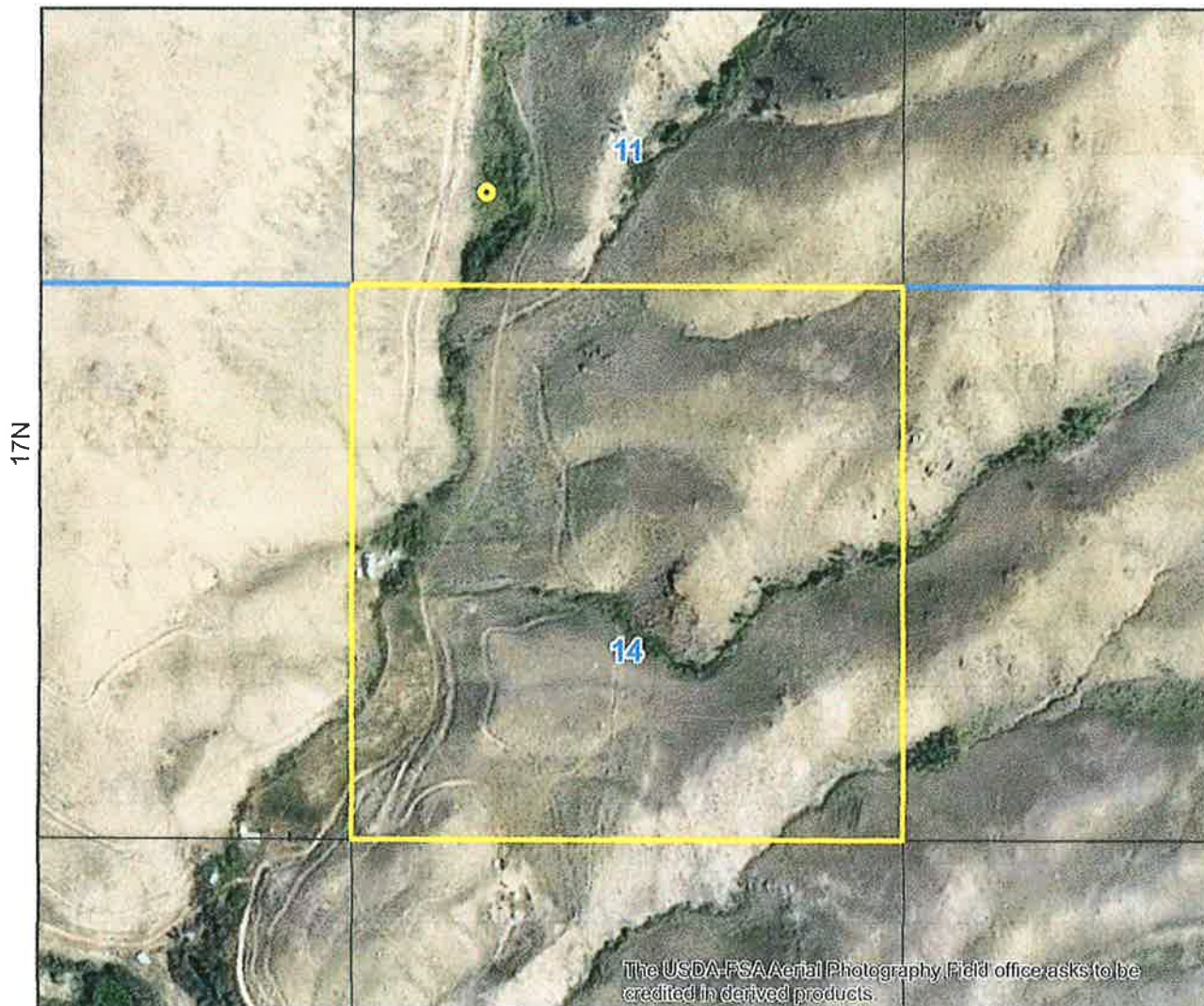
# Water Right

**75-7067**

## AESTHETIC STORAGE

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.

20E



● Point of Diversion

□ Place Of Use Boundary

□ Townships

□ PLS Sections

□ Quarter Quarters

0 0.05 0.1 0.2 Miles





State of Idaho  
Department of Water Resources

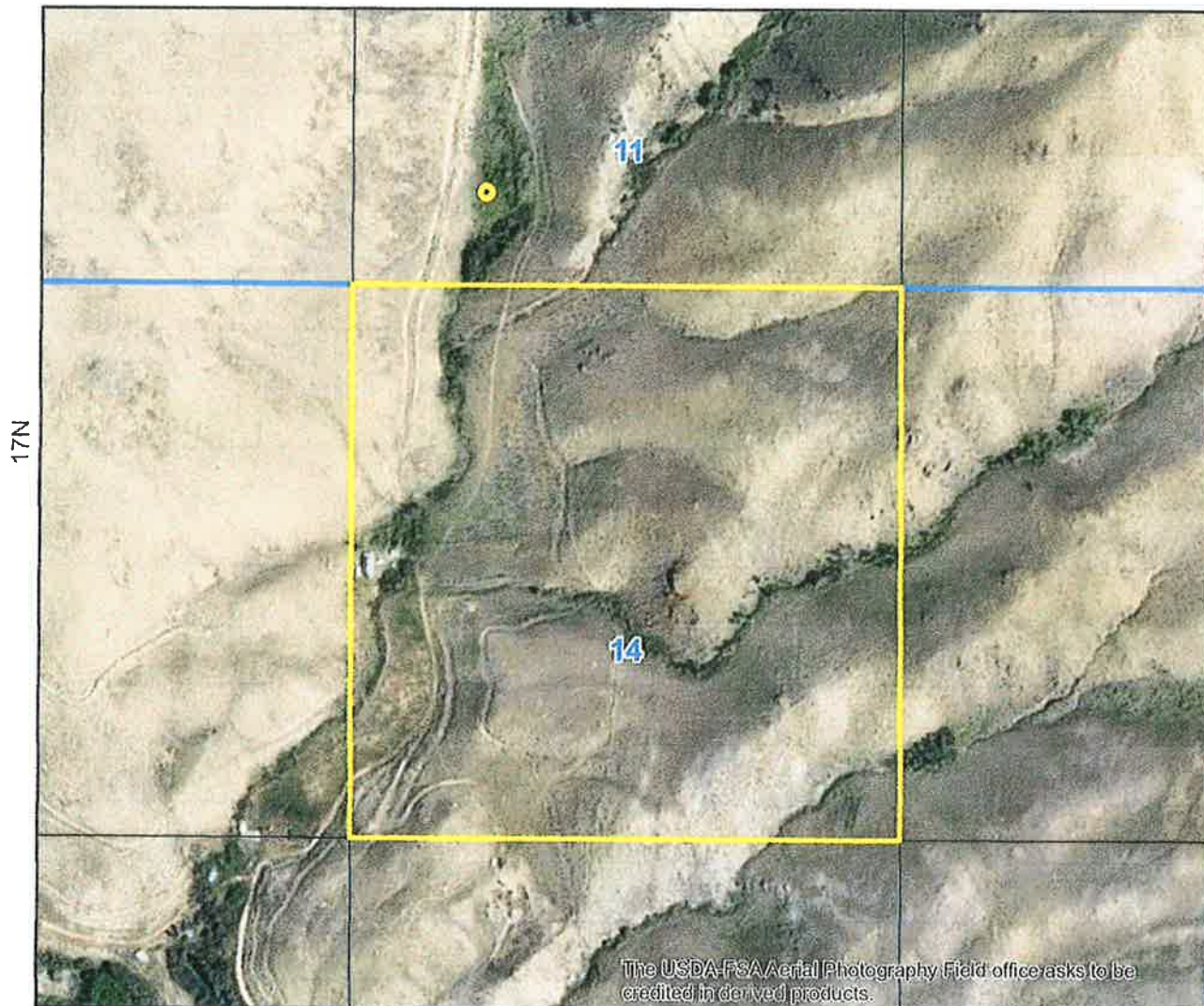
# Water Right

**75-7067**

## RECREATION STORAGE

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.

20E



● Point of Diversion

□ Place Of Use Boundary

□ Townships

□ PLS Sections

□ Quarter Quarters

0 0.05 0.1 0.2 Miles





State of Idaho  
Department of Water Resources

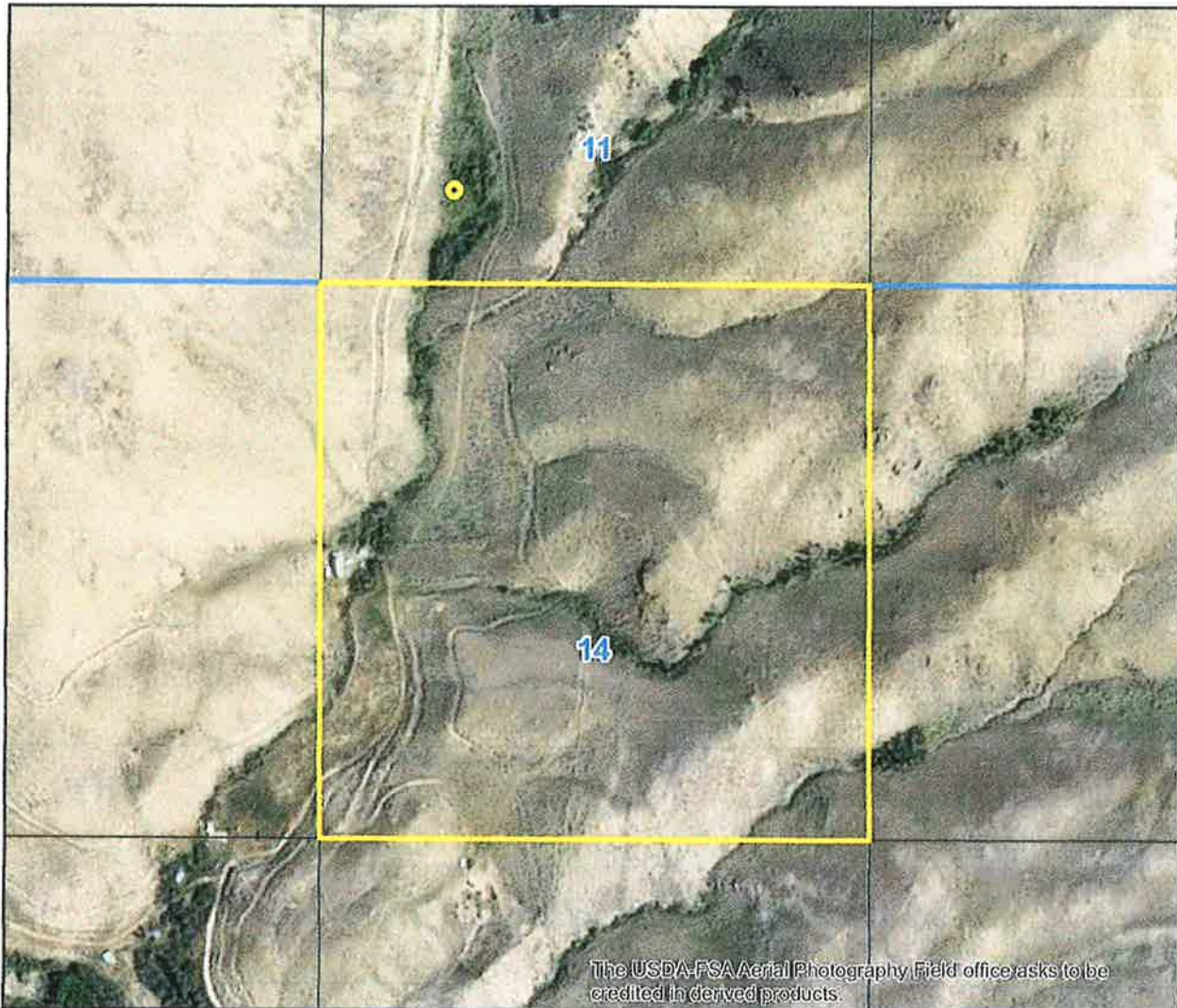
# Water Right

**75-7067**

## WILDLIFE STORAGE

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.

20E



● 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



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## WATER RIGHT REPORT

8/15/2020

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report

WATER RIGHT NO. **75-10043**

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	MARTIN W HALPERN PO BOX 128 ELLIS, ID 83235 2088795602
Original Owner	J REX TOLMAN 41 CORBETT LN SALMON, ID 83467 2087563293

Priority Date: 06/01/1952

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
SPRING	SINKS

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	4/01	11/01	0.02 CFS	
DOMESTIC	1/01	12/31	0.04 CFS	
Total Diversion			0.06 CFS	

Location of Point(s) of Diversion:

SPRING|SENENE|Sec. 15|Township 17N|Range 20E|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>
17N	20E	15		NENE	1									

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>
17N	20E	15		NENE										

Total Acres: 1

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.
2. N14 The quantity of water under this right for domestic use shall not exceed 13,000 gallons per day.
3. U42 Place of use does not include federal public lands.

Dates:

Licensed Date:

Decreed Date: 09/10/2008

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:

Water District Number: NWD

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

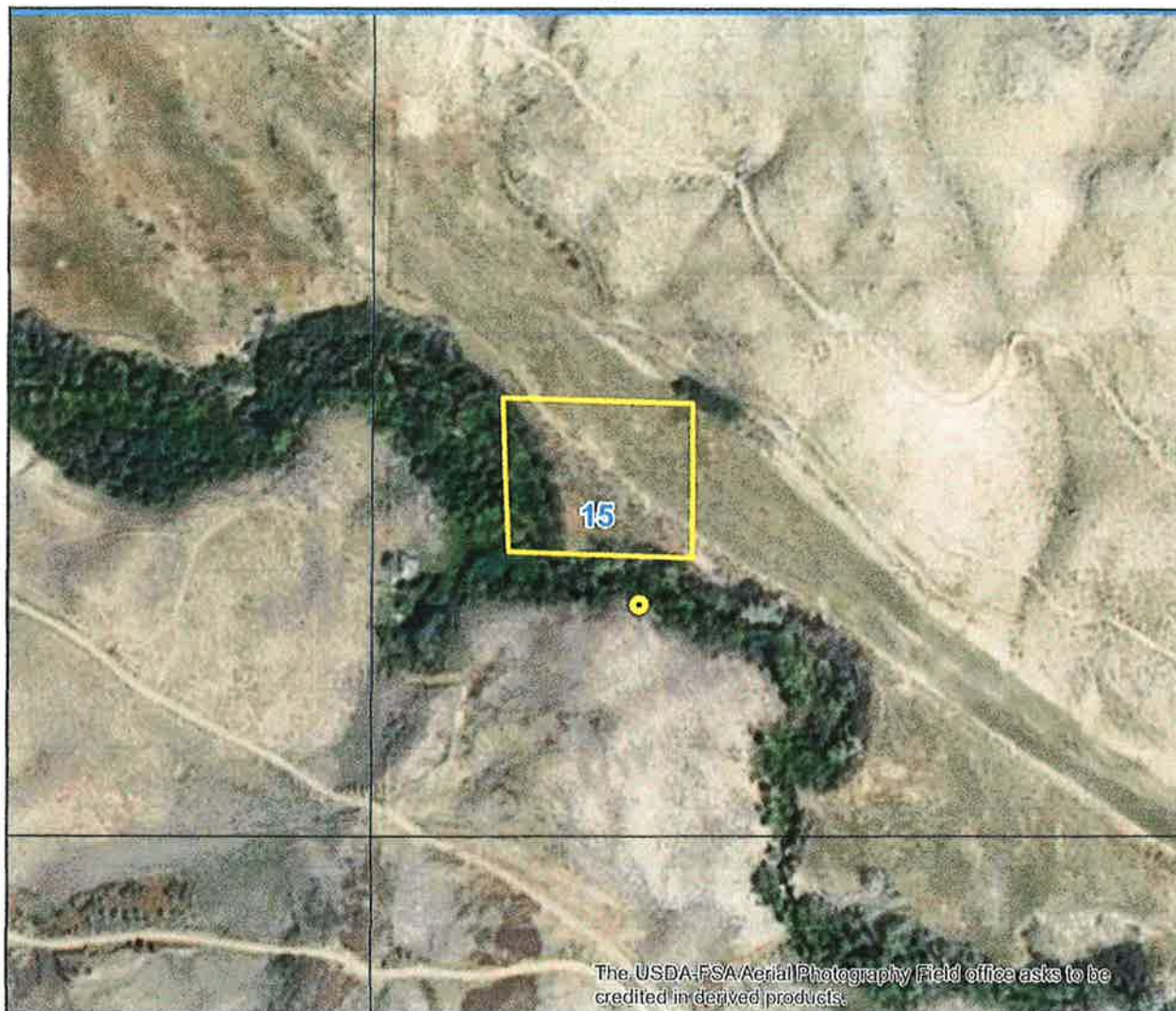
# Water Right 75-10043

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.

20E

17N



● Point of Diversion

□ Place Of Use Boundary

□ Townships

□ PLS Sections

□ Quarter Quarters

0 0.035 0.07 0.14 Miles



State of Idaho  
Department of Water Resources

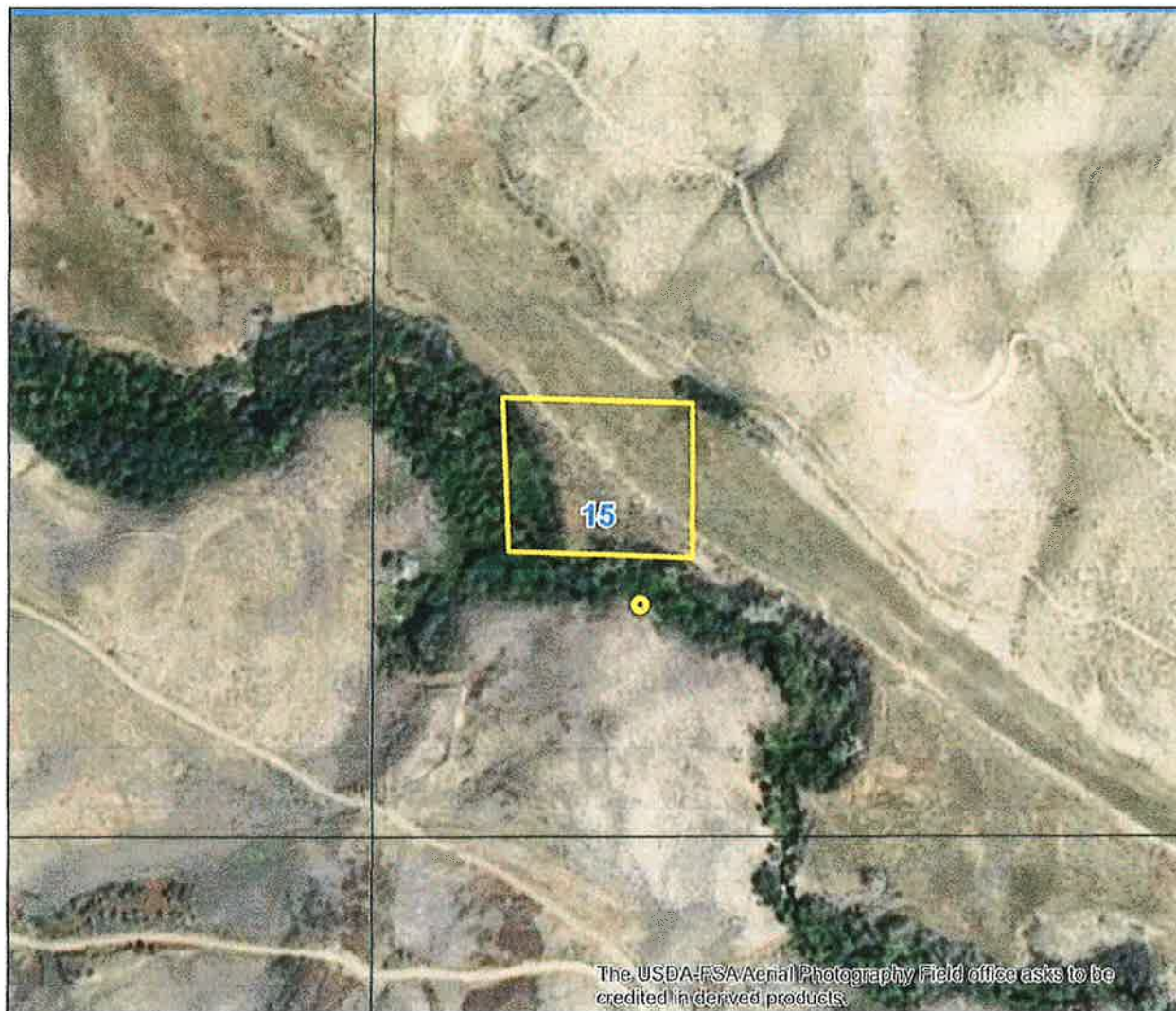
**Water Right**  
**75-10043**

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.

20E

17N



● Point of Diversion

□ Place Of Use Boundary

□ Townships

□ PLS Sections

□ Quarter Quarters

0 0.035 0.07 0.14 Miles





# IDAHO Department of Water Resources



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## WATER RIGHT REPORT

8/15/2020

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report

WATER RIGHT NO. 75-4043

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	MARTIN W HALPERN PO BOX 128 ELLIS, ID 83235 2088795602
Original Owner	EDWARD H CORBETT 41 CORBETT LN SALMON, ID 83467-5072

Priority Date: 05/01/1952

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
SOUTH GULCH CREEK	BIG HAT CREEK
SPRING	BIG HAT CREEK

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	10/31	0.13 CFS	
STOCKWATER	01/01	12/31	0.02 CFS	
Total Diversion			0.15 CFS	

Location of Point(s) of Diversion:

SOUTH GULCH CREEK	SESW	Sec. 11	Township 17N	Range 20E	LEMHI County
SPRING	SESW	Sec. 11	Township 17N	Range 20E	LEMHI County

IRRIGATION Use:

Acre Limit: 3.4

Place(s) of use:

Place of Use Legal Description: IRRIGATION LEMHI County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
17N	20E	14		NENW	1.1		NWNW	1.2		SWNW	1.4		SEnw	2.4

Place of Use Legal Description: STOCKWATER LEMHI County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
17N	20E	14		NENW			NWNW			SWNW			SEnw	

Total Acres: 6.1

Conditions of Approval:

1. X27 This right is limited to the irrigation of 3.4 acres within the authorized place of use in a single irrigation season.
2. X35 Rights 75-4043 and 75-7067 when combined shall not exceed the irrigation of 6.1 acres.
3. R62 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the place of use.
1. 197 Upon specific notification by the Department, the right holder shall install and maintain acceptable measuring devices, including data loggers, at the authorized points of diversion, in accordance with Department specifications.
5. N05 The quantity of water under this right for stockwater use shall not exceed 13,000 gallons per day.
6. U42 Place of use does not include federal public lands
7. 004 This right does not grant any right-of-way or easement across the land of another.
8. T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
9. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

Dates:

Licensed Date:

Decreed Date: 09/10/2008

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:

Water District Number: NWD

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Combined Acres Limit: 6.1

Combined Volume Limit:

Combined Rate Limit: 0.31

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

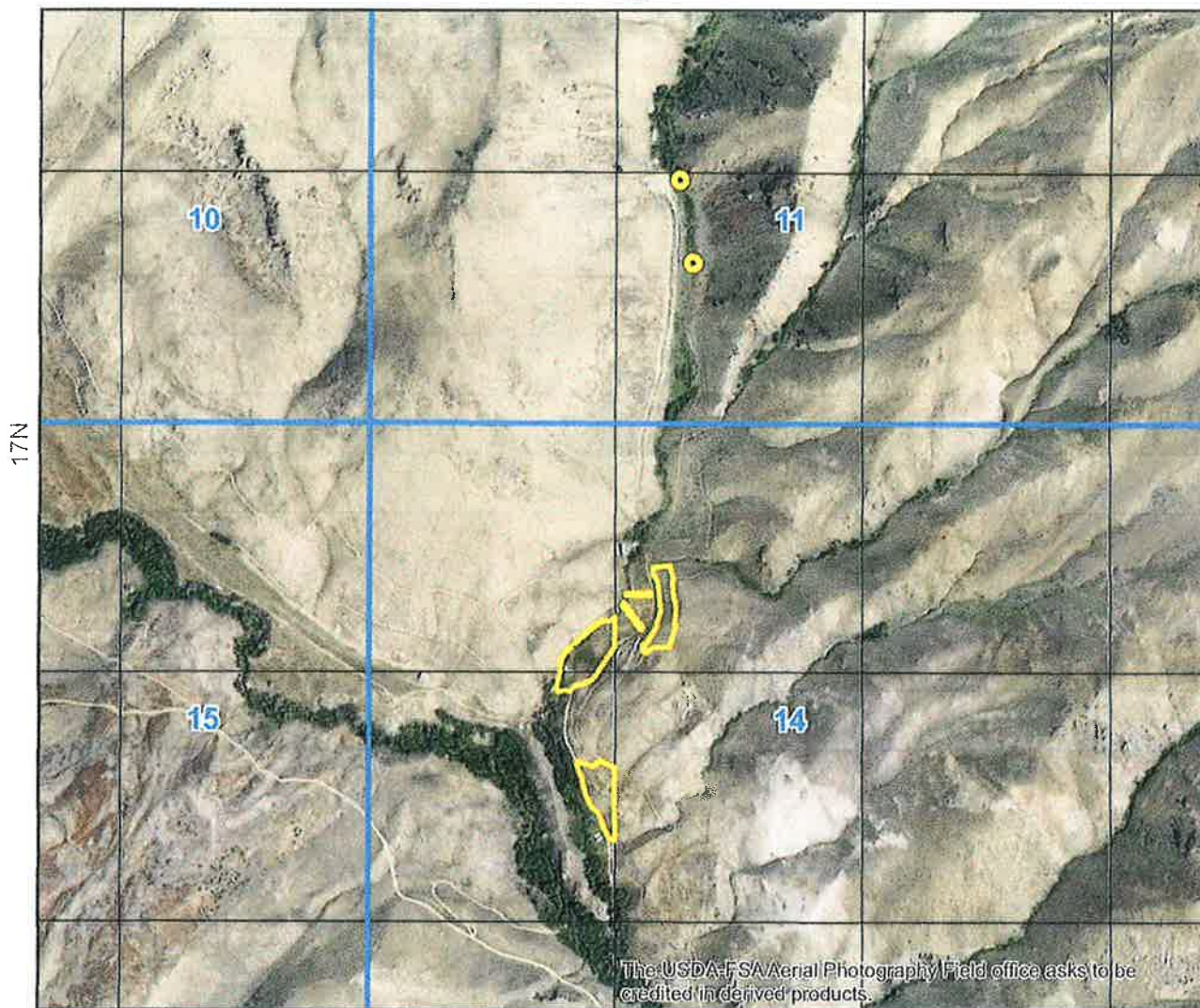
State of Idaho  
Department of Water Resources

# Water Right 75-4043

## 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.

20E



● Point of Diversion

□ Place Of Use Boundary

□ Townships

□ PLS Sections

□ Quarter Quarters

0 0.1 0.2 0.4 Miles





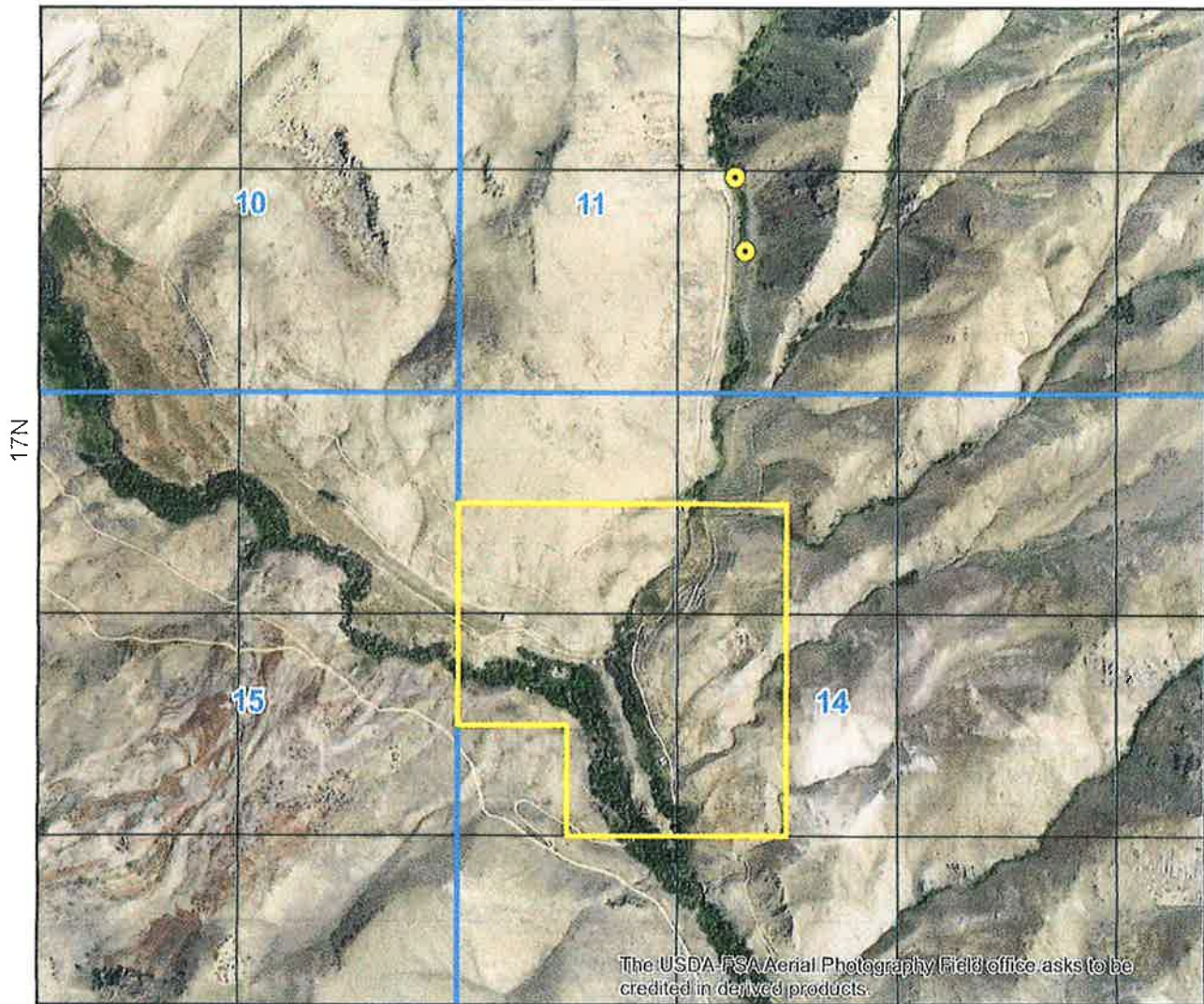
State of Idaho  
Department of Water Resources

**Water Right**  
**75-4043**

STOCKWATER

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.

20E



● Point of Diversion

□ Place Of Use Boundary

□ Townships

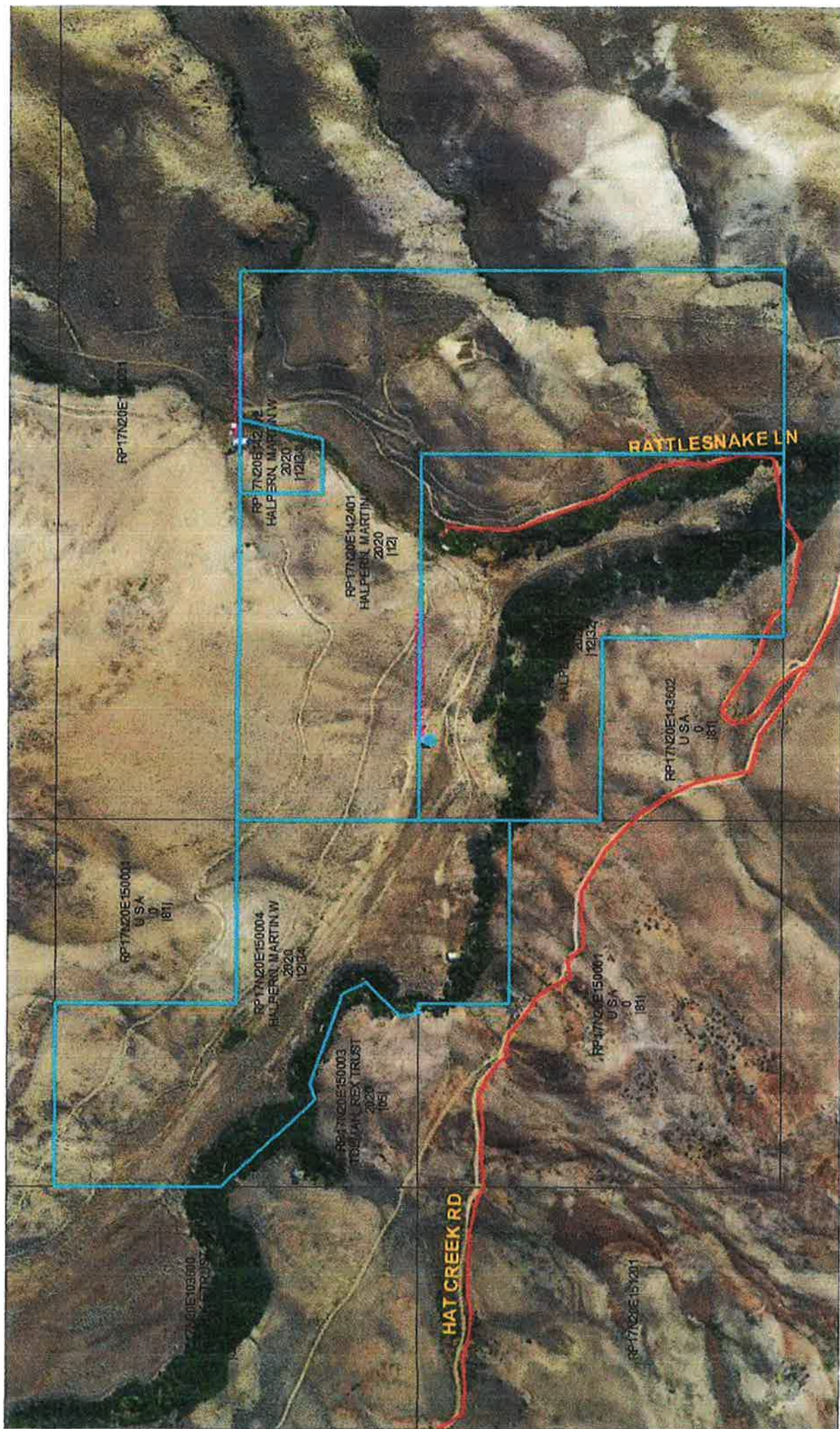
□ PLS Sections

□ Quarter Quarters

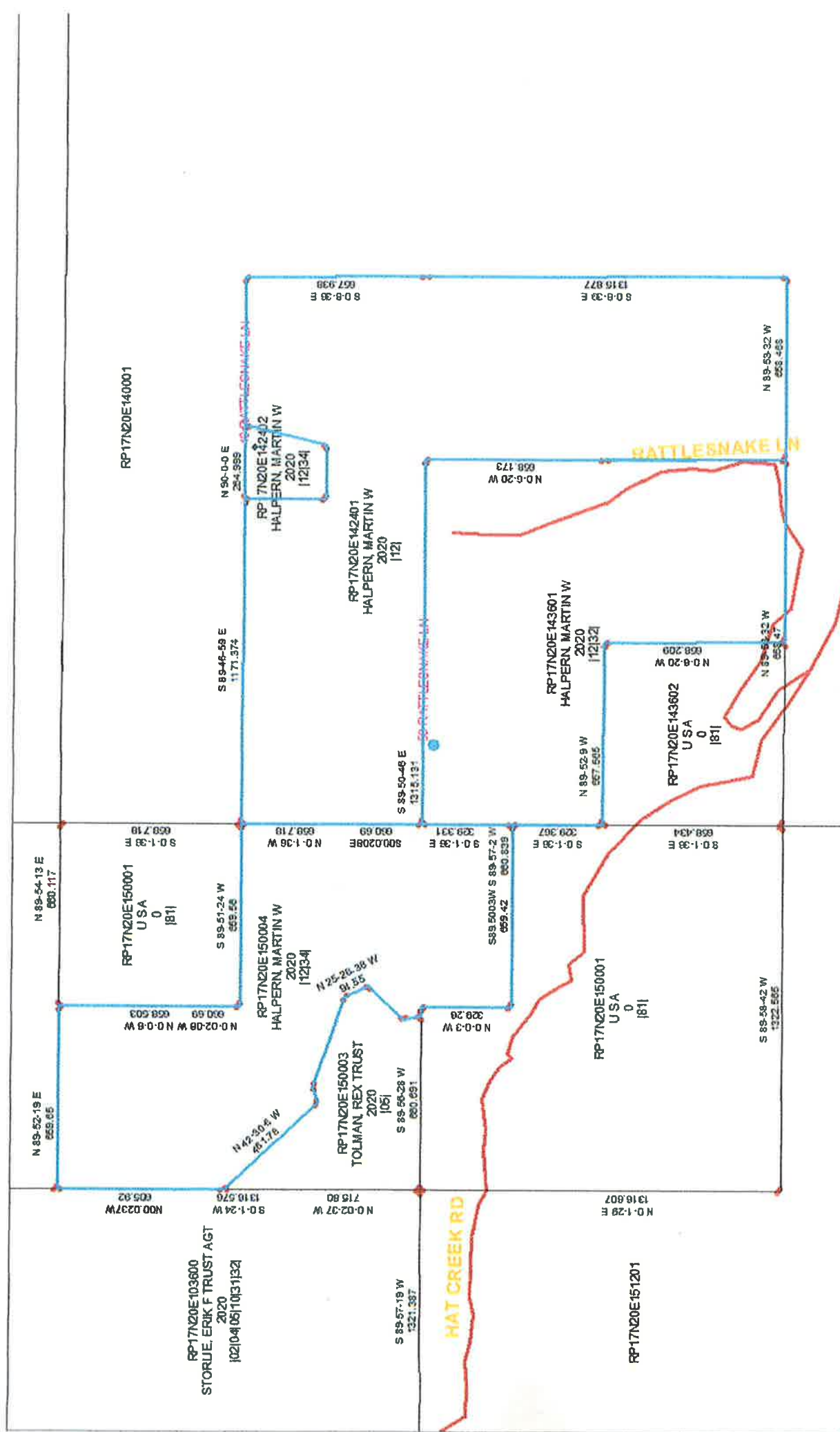
0 0.125 0.25 0.5 Miles











# IDAHO Department of Water Resources



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## WATER RIGHT REPORT

8/15/2020

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report

WATER RIGHT NO. 75-4180

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	MARTIN W HALPERN PO BOX 128 ELLIS, ID 83235 2088795602
Original Owner	EDWARD H CORBETT 41 CORBETT LN SALMON, ID 83467-5072

Priority Date: 01/01/1952

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
HAT CREEK	SALMON RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	10/31	0.36 CFS	
Total Diversion			0.36 CFS	

Location of Point(s) of Diversion:

HAT CREEK|NWNW|Sec. 10|Township 17N|Range 20E|LEMHI County

IRRIGATION Use:

Acre Limit: 7.1

Place(s) of use:

Place of Use Legal Description: IRRIGATION LEMHI County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
17N	20E	14		NWNW	0.1									
		15		NENE	7									

Total Acres: 7.1

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.
2. U42 Place of use does not include federal public lands.

Dates:

Licensed Date:

Decreed Date: 09/10/2008

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:

Water District Number: NWD

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

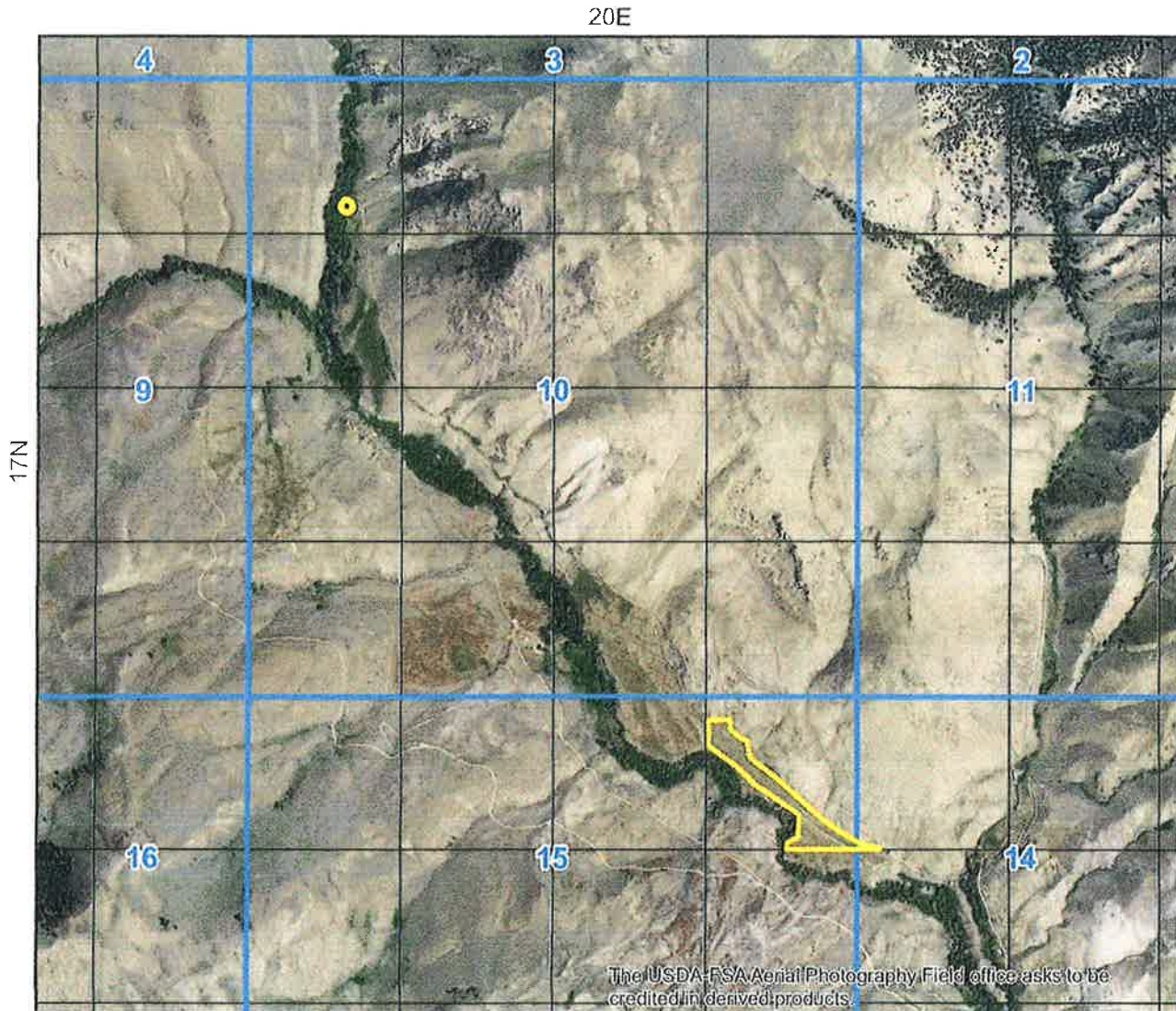


State of Idaho  
Department of Water Resources

# Water Right 75-4180

## IRRIGATION

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

0 0.175 0.35 0.7 Miles





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## WATER RIGHT REPORT

7/21/2020

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report

WATER RIGHT NO. 75-10042

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	MARTIN W HALPERN PO BOX 128 ELLIS, ID 83235 2088795602
Original Owner	J REX TOLMAN 41 CORBETT LN SALMON, ID 83467 2087563293

Priority Date: 06/01/1952

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
SPRING	SINKS

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	4/01	11/01	0.02 CFS	
DOMESTIC	1/01	12/31	0.04 CFS	
Total Diversion			0.06 CFS	

Location of Point(s) of Diversion:

SPRING|SENE|Sec. 15|Township 17N|Range 20E|LEMHI County

Place(s) of use:

Place of Use Legal Description: IRRIGATION LEMHI County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
17N	20E	15		SENE	1									

Place of Use Legal Description: DOMESTIC LEMHI County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
17N	20E	15		SENE										

Total Acres: 1

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.
2. N14 The quantity of water under this right for domestic use shall not exceed 13,000 gallons per day.
3. U42 Place of use does not include federal public lands.

Dates:

Licensed Date:

Decreed Date: 09/10/2008

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:

Water District Number: NWD

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**  
**75-10042**

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.

20E

17N



Point of Diversion



Place Of Use Boundary



Townships



PLS Sections



Quarter Quarters

0 0.035 0.07 0.14 Miles





State of Idaho  
Department of Water Resources

**Water Right**  
**75-10042**

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.

20E

17N



The USDA-FSA Aerial Photography Field office asks to be credited in derived products.

● Point of Diversion

□ Place Of Use Boundary

□ Townships

□ PLS Sections

□ Quarter Quarters

0 0.035 0.07 0.14 Miles





**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](http://www.idwr.idaho.gov)

Brad Little  
Governor

Gary Spackman  
Director

October 29, 2020

KELLY RAE & PAMELA HABERMAN REVOCABLE TRUST  
316 CALIFORNIA AVE # 92  
RENO NV 89509-1650

Re: Change in Ownership for Water Right Nos: 75-4043, 75-4180, 75-7067, 75-10042, and 75-10043

Dear Water Right Holder:

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,

A handwritten signature in blue ink that reads "Debbi Judd".

Debbi Judd  
Technical Records Specialist

Enclosures