

RECEIVED

SEP 21 2020

Department of Water Resources
Eastern Region

RECEIVED

SEP 25 2020

DEPT OF WATER RESOURCES

Form 42-248042-1499(6) Rev. 1/13

STATE OF IDAHO
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?
75-7033	Yes <input checked="" 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"/>
	Yes <input type="checkbox"/>	Yes <input type="checkbox"/>		Yes <input type="checkbox"/>	Yes <input type="checkbox"/>

2. Previous Owner's Name: Daniel F Rufe
Name of current water right holder(s) owner
3. New Owner(s)/Claimant(s): Kevin C. Yates and Teresa J. Yates
New owner(s) as listed on the conveyance document. Name of connector ☒ and ☐ or ☐ and/or
- 343 W. 350 N.
Mailing address
208-1680-3292
Telephone
- Blackfoot
City
83221
State ZIP
- tjyates13@live.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: 11-14-2017
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 right(s) include a legal description).
☐ 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: [Signature] Title, if applicable: _____ Date: 9/11/2020
Signature: Teresa J. Yates Title, if applicable: _____ Date: 9/11/2020
Signature of new owner/claimant

For IDWR Office Use Only:

Received by [Signature] Date: 9/21/20 Receipt No. E046304 Receipt Amt. \$100.-
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 [Signature] Date: 10/8/2020

75-14998

SUPPORT DATA

IN FILE # 75-7033

Gould, Debbie - Reg6

From: Teresa Yeates <tjyeates13@gmail.com>
Sent: Friday, September 11, 2020 11:51 AM
To: Gould, Debbie - Reg6
Subject: [External Email]

Instrument # 308052 # Pages: 2
LEMHI COUNTY, Idaho
Nov 17, 2017 2:40:27 pm Fee: \$ 15.00
For: LEMHI TITLE
TERRI J. MORTON, Recorder
REDWARDS, Deputy

Quitclaim Deed

For Value Received

Kevin C Yeates and Teresa J Yeates, husband and wife

do hereby convey, release, remise and forever quit claim unto:

Kevin C Yeates and Teresa J Yeates, husband and wife

Whose current address is:

**343 W 350 N
Blackfoot, ID 83221**

the following described parcels located in Lemhi County, Idaho to-wit:

See Attached Legal Description as Exhibit 'A'

Dated: November 3, 2017


Kevin C Yeates


Teresa J Yeates

STATE OF IDAHO

COUNTY OF Lemhi) ss

On this 3rd day of November, 2017, before me, a notary public in and for said State, personally appeared Kevin C Yeates and Teresa J Yeates known to me or proved to me to be the person whose names are subscribed to the within instrument and acknowledged to me that they executed the same.

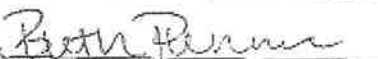

Notary Public
Residing at: Salmon, ID
Comm. Expires: July 24, 2019



Exhibit 'A'
Legal Description

RUE SUBDIVISION AMENDED LOT 2 DESCRIPTION

Rue Subdivision Amended Lot 2.

Prepared by Matthew Jason McKeegan, PLS
October 23, 2017



This instrument has been filed as an accommodation only. It has not been examined as to its execution, insolvency or effect on title.

Warranty Deed

For Value Received

Daniel F Rufe, a married man as his sole and separate property

the grantors, do hereby grant, bargain, sell and convey unto

Kevin C Yeates and Teresa J Yeates, husband and wife

Whose current address is:

**343 W 350 N
Blackfoot, ID 83221**

the grantee, the following described premises, to-wit:

See Attached Legal Description as Exhibit 'A'

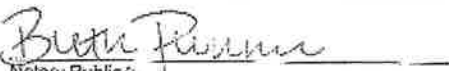
TO HAVE AND TO HOLD, the said premises, with their appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantees that they are the owners in fee simple of said premises; that they are free from all encumbrances EXCEPT: Subject to all existing patent reservations, easements, right(s) of way, protective covenants, zoning ordinances, and applicable building codes, laws and regulations, general taxes, assessments, including irrigation and utility easements (if any) for the current year, which are not due and payable, and that Grantor(s) will warrant and defend the same from all lawful claims whatsoever.

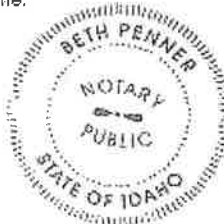
Dated: November 17, 2017


Daniel F Rufe

STATE OF Idaho)
COUNTY OF Leimi) ss

On this 14th day of November, 2017, before me, a notary public in and for said State, personally appeared Daniel F Rufe known to me or proved to me to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same.


Notary Public
Residing at: Idaho
Comm. Expires: 24, 2019



Gould, Debbie - Reg6

From: Teresa Yeates <tjyeates13@gmail.com>
Sent: Friday, September 11, 2020 11:31 AM
To: Gould, Debbie - Reg6
Subject: Panther creek [External Email]

Exhibit 'A' Legal Description

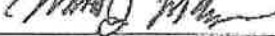
RUFE SUBDIVISION LOT 2 ADDITION

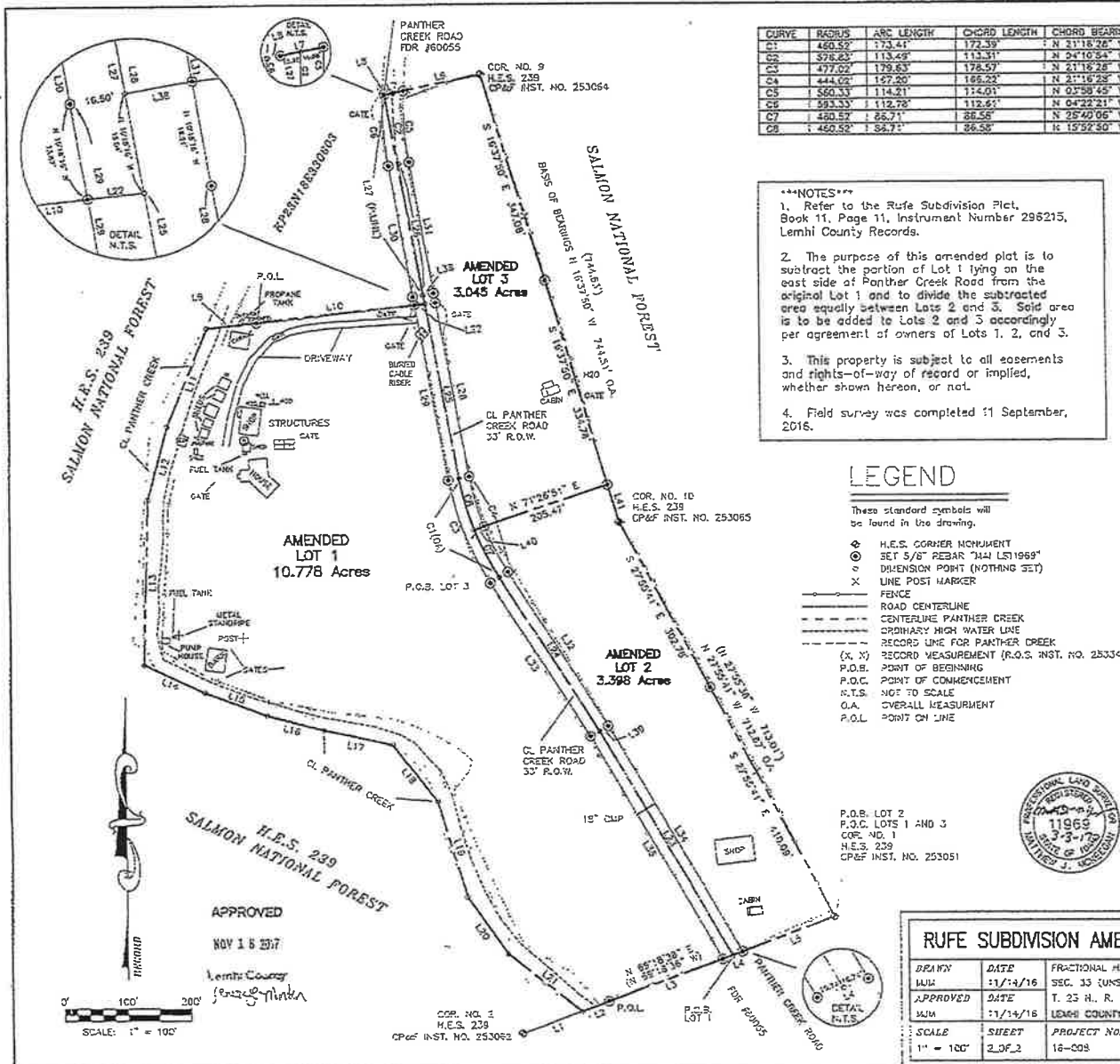
A PARCEL OF LAND SITUATED IN A FRACTION OF H.E.S. 239, LOCATED IN UNSURVEYED SECTION 33, TOWNSHIP 23 NORTH, RANGE 18 EAST, BOISE MERIDIAN, COUNTY OF LEMHI, STATE OF IDAHO, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING at Corner #1 of said H.E.S. 239; thence along the southerly line of said H.E.S. 239 S 69°18'28" W a distance of 171.27 feet to a point on the centerline of Panther Creek Road, thence leaving said southerly line and along said centerline N 30°24'24" W a distance of 409.68 feet to the POINT OF BEGINNING; thence continuing along said centerline N 32°03'44" W a distance of 293.02 feet; thence continuing along said centerline and curving to the right with an arc length of 86.71 feet, a radius of 460.52 feet, a chord bearing N 26°40'06" W, and a distance of 86.58 feet; thence leaving said centerline N 68°43'32" E a distance of 16.50 feet to a point on the easterly right of way line of Panther Creek Road; thence leaving said easterly right of way line N 71°26'51" E a distance of 205.47 feet to a point on the easterly line of said H.E.S. 239; thence along said easterly line S 16°37'50" E a distance of 62.65 feet to Corner #10 of said H.E.S. 239; thence continuing along said easterly line S 27°55'41" E a distance of 302.78 feet; thence leaving said easterly line S 69°18'28" W a distance of 172.52 feet; thence S 58°45'56" W a distance of 16.50 feet to the POINT OF BEGINNING.

The above described parcel contains an area of 1.716 acres, more or less, and is subject to Panther Creek Road (FDR #60055) right-of-way per Rufe Subdivision Plat and Rufe Subdivision Amended Plat.



Prepared by: 
Matthew J. McKeegan, PLS
10/27/17



CURVE	RADIUS	ARC LENGTH	CHORD LENGTH	CHORD BEARING	DELTA ANGLE
C1	460.52	173.41	172.39	N 31°18'26" W	21°34'32"
C2	378.23	113.49	113.31	N 24°10'34" W	11°16'23"
C3	477.02	179.63	178.57	N 21°18'28" W	21°34'32"
C4	444.02	147.20	146.23	N 21°16'28" W	21°34'32"
C5	560.33	114.21	114.01	N 02°58'45" W	11°40'41"
C6	593.33	112.78	112.61	N 04°22'21" W	10°53'28"
C7	460.52	86.71	86.58	N 25°40'06" W	10°47'18"
C8	460.52	86.71	86.58	N 19°52'30" W	10°47'18"

LINE	BEARING	DISTANCE
L1	N 69°18'28" E	50.71
L2	N 82°15'24" E	45.64
L3	N 69°18'28" E	192.54
L4	N 69°18'28" E	33.42
L5	N 69°18'28" E	154.53
L6	N 77°58'04" E	122.92
L7	N 77°58'04" E	30.50
L8	S 77°58'04" W	3.04
L9	S 23°54'59" W	78.38
L10	S 83°54'59" W	250.83
L11	S 22°55'07" W	164.92
L12	S 19°12'32" W	119.23
L13	S 01°30'58" W	267.25
L14	S 84°20'11" E	105.37
L15	S 88°59'07" E	105.18
L16	S 79°02'15" E	51.12
L17	S 77°05'07" E	112.19
L18	S 37°41'00" E	113.91
L19	S 16°52'01" E	128.20
L20	S 35°27'02" E	108.48
L21	S 50°53'44" E	148.41
L22	S 83°54'59" W	16.55
L23	N 30°24'24" W	409.69
L24	N 30°03'42" W	203.02
L25	N 10°29'48" W	272.19
L26	N 09°49'05" W	215.09
L27	N 10°18'18" W	227.33
L28	N 10°29'48" W	275.67
L29	N 10°29'48" W	278.42
L30	N 09°49'05" W	215.19
L31	N 09°49'05" W	215.60
L32	N 37°03'44" W	292.73
L33	N 37°03'44" W	292.73
L34	N 30°24'24" W	412.74
L35	N 30°24'24" W	406.62
L36	N 79°20'51" E	16.50
L37	N 59°45'36" E	16.50
L38	N 68°43'32" E	16.50
L39	N 19°52'30" E	69.65

NOTES

1. Refer to the Rufe Subdivision Plat, Book 11, Page 11, Instrument Number 298215, Lemhi County Records.
2. The purpose of this amended plat is to subtract the portion of Lot 1 lying on the east side of Panther Creek Road from the original Lot 1 and to divide the subtracted area equally between Lots 2 and 3. Said area is to be added to Lots 2 and 3 accordingly per agreement of owners of Lots 1, 2, and 3.
3. This property is subject to all easements and rights-of-way of record or implied, whether shown hereon, or not.
4. Field survey was completed 11 September, 2016.

LEGEND

These standard symbols will be found in the drawing.

- ⊙ H.E.S. CORNER MONUMENT
- ⊙ SET 5/8" REBAR "M" LST 1969"
- ⊙ DIMENSION POINT (NOTHING SET)
- ✕ LINE POST MARKER
- ROAD CENTERLINE
- CENTERLINE PANTHER CREEK
- ORDINARY HIGH WATER LINE
- RECORD MEASUREMENT (R.O.S. INST. NO. 253340)
- (N, S) POINT OF BEGINNING
- P.O.B. POINT OF COMMENCEMENT
- N.T.S. NOT TO SCALE
- O.A. OVERALL MEASUREMENT
- P.O.L. POINT ON LINE

P.O.B. LOT 2
P.O.B. LOTS 1 AND 3
COR. NO. 1
H.E.S. 239
CP&F INST. NO. 253051



RECORDER'S CERTIFICATE

INSTRUMENT NO. _____ DATE _____
BOOK _____ PAGE _____
FILED _____
RECORDED BY _____
RECORDED IN _____
FEE _____

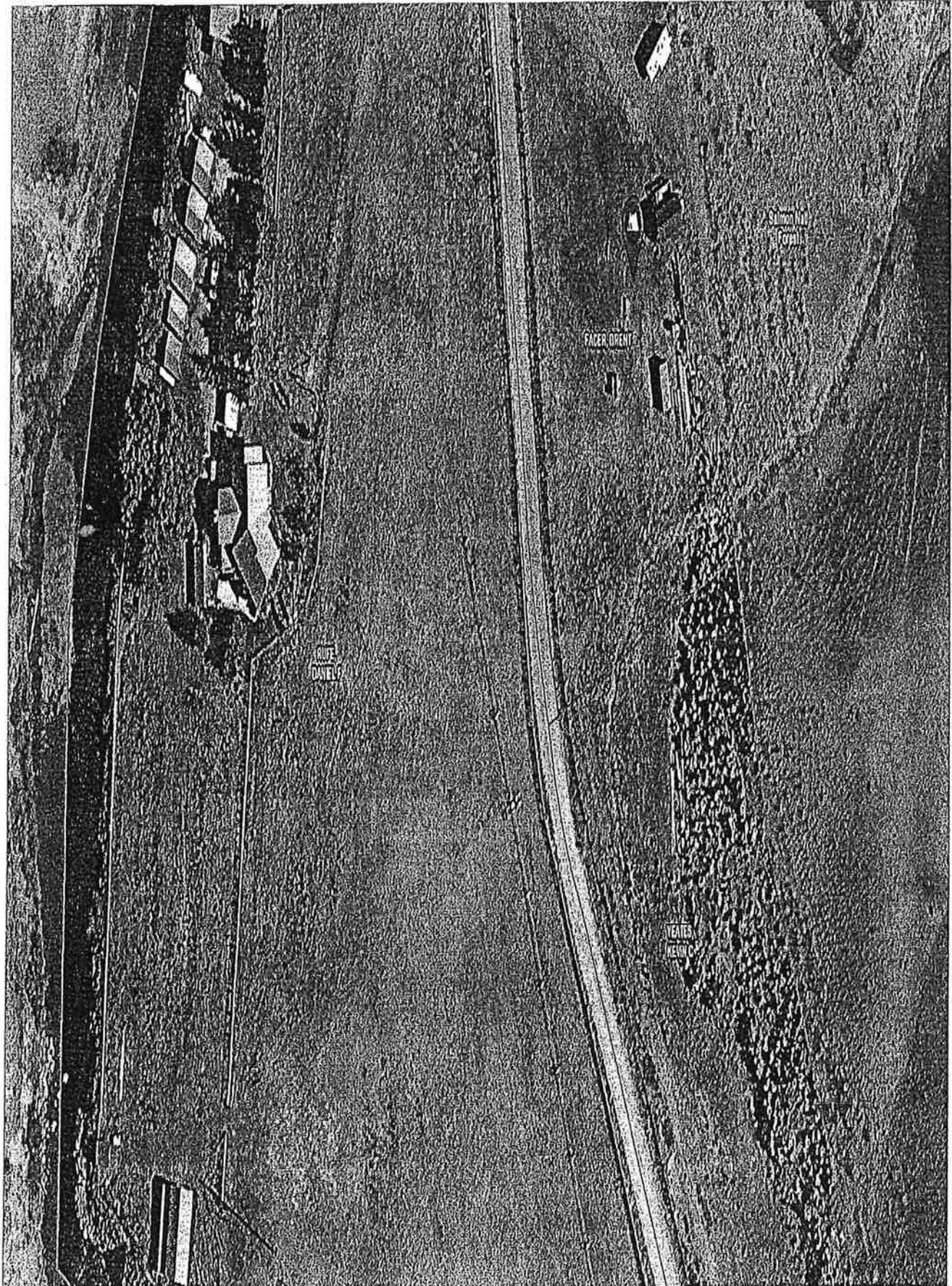
SURVEYOR'S CERTIFICATE

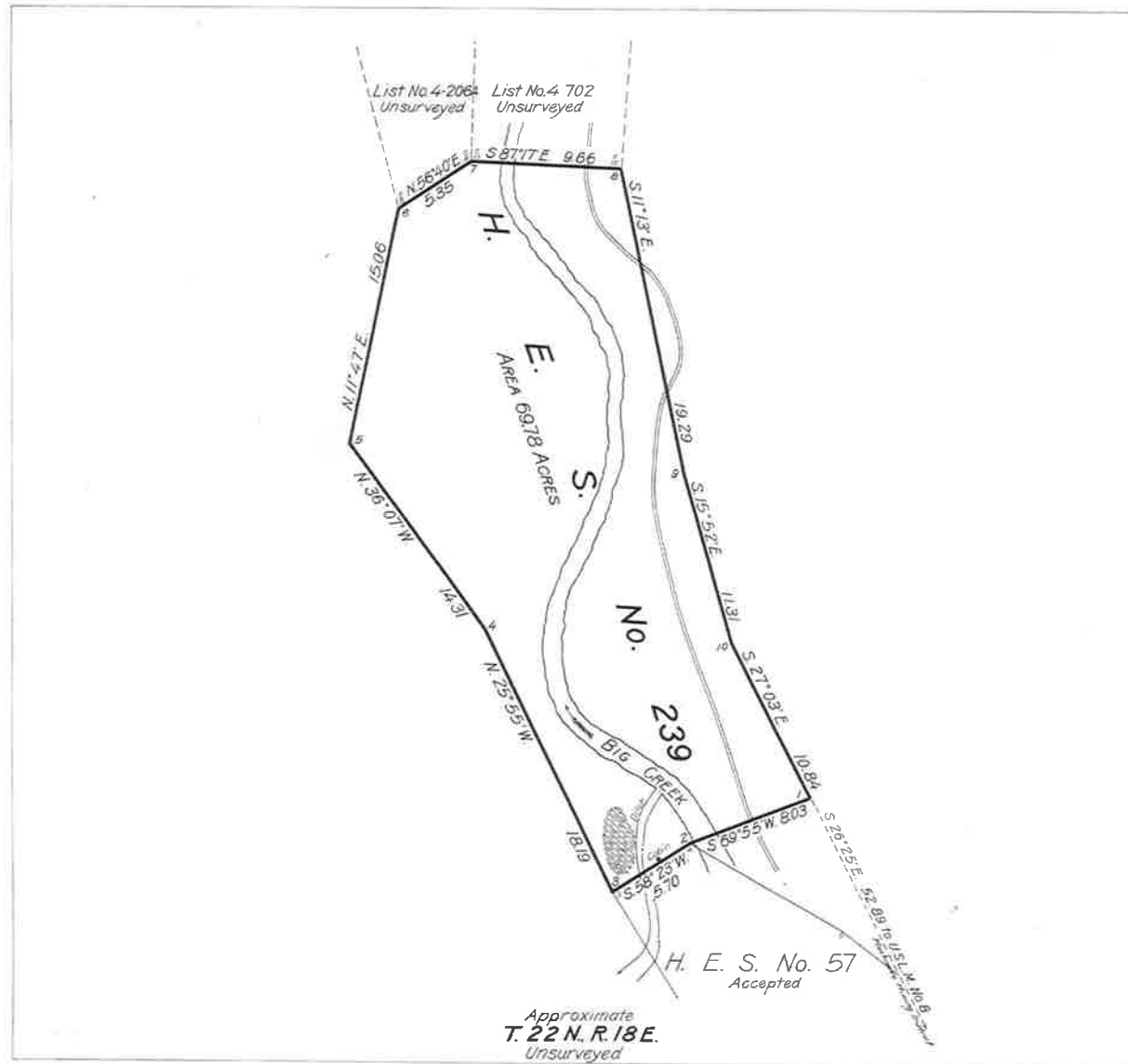
THIS MAP CORRECTLY REPRESENTS DATA COMPILED FROM A FIELD SURVEY MADE BY ME, OR UNDER MY DIRECT SUPERVISION IN CONFORMANCE WITH IDAHO STATE CODE, TITLE 55, CHAPTERS 16 AND 15 AT THE REQUEST OF DAN RIFE, 2016, AND THAT THE MONUMENTS ARE OF THE CHARACTER AND OCCUPY THE POSITIONS SHOWN HEREON, AND ARE SUFFICIENT FOR THE SURVEY TO BE RE-TRACED.

RIFE SUBDIVISION AMENDED

BRANLY DATE 11/14/16
APPROVED DATE 11/14/16
SCALE 1" = 100'
SHEET 2 OF 2
PROJECT NO. 16-008

MCKEEGAN ASSOCIATES, INC.
LAND SURVEYORS
7540 HIGHWAY 342, PONTIAC, MISSISSIPPI, 38653
(662)369-2665





Approximate
T. 22 N. R. 18 E.
Unserved

SCALE 5 chains to 1 inch

Survey Designated	By whom Surveyed	Inst. Cont. Group	When Surveyed	Date of Approval
H. E. Survey No. 57	Fred Crandall	57	Sept. 6, 1911	Aug. 17, 1912
U. S. L. M. No. 8	"	8	"	Aug. 16, 1912
H. E. Survey No. 239	Earl R. Gilbreath Forest Ranger	239	May 20, 1914	June 25, 1914
			June 26, 1914	Dec. 9, 1915

Areas in Acres	
H. E. Survey No. 239	Conflicts
In Section	
In Section	
In Section	
In Section	
Total	69.78

Plat of
**HOMESTEAD
ENTRY SURVEY**

No. 239

in the

**SALMON
NATIONAL FOREST**

in approximate

Section-unsurveyed, T. 22 N., R. 18 E.

of the

BOISE BASE AND MERIDIAN

IDAHO

This plat of Homestead Entry Survey No. 239 State of Idaho is strictly conformable to the field notes thereof on file in this office, which have been examined and approved.

U. S. Surveyor General's Office

Boise, Idaho

December 9, 1915

Edward Hadden
U. S. Surveyor General

Act of June 11, 1906
List No. 4-693.
Latitude 45° 16' N.
Longitude 114° 17' W.
Mean Mag. Dec. 20° 47' E.
As Corner No. 5.



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

October 08, 2020

KEVIN YEATES
TERESA J YEATES
343 W 350 N
BLACKFOOT ID 83221-5468

Re: Change in Water Right Ownership: 75-7033 (Split into 75-7033 and **75-14998**),

Dear Water Right Holder(s):

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

Your portion of each water right(s) has a specified point of diversion, nature of use and place of use. If you plan to change the authorized point of diversion, nature of use, or place of use, including adding a new point of diversion, you must file an Application for Transfer of Water Right. If you do not plan to change any elements of your water right, then no further action is required at this time.

The portion of the water right retained by the original right holder retains the original water right number. The Department is sending the original right holder a copy of this letter and a computer-generated report showing the changes to the original water right.

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 Amanda.veibell@idwr.idaho.gov or (208) 287-4945.

Sincerely,

Amanda Johnson-Veibell

Technical Records Specialist 1

Enclosure(s)

c: DANIEL F RUFE

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

10/8/2020

Water Right 75-7033

After split

Owner Type **Name and Address**
Current Owner DANIEL F RUFÉ
 PO BOX 57
 OTTSVILLE, PA 18942
 (215) 847-5940

Original Owner GILBERT A BACON
 1407 JUNIPER HILL DR
 POCATELLO, ID 83240
 (208) 233-2540

Priority Date: 12/18/1972

Basis: Decreed

Status: Active

Source
PANTHER CREEK

Tributary
SALMON RIVER

Beneficial Use	From	To	Diversion Rate	Volume
IRRIGATION	4/01	11/01	0.180 CFS	
	Total Diversion		0.180 CFS	

Source and Point(s) of Diversion

PANTHER CREEK SENE Sec. 33, Twp 23N, Rge 18E, LEMHI County

Place Of Use

IRRIGATION within LEMHI County

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
23N	18E	33				7.5									1.5				9.0

POU Total Acres: 9.0

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 and Other Information

Decreed Date: 11/17/2008
Civil Case Number: 39576
Judicial District: FIFTH
State or Federal: S
Water District Number: NWD
Mitigation Plan: False

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right 75-7033

10/8/2020

Owner Type **Name and Address**
 Current Owner DANIEL F RUFE
 PO BOX 57
 OTTSVILLE, PA 18942
 (215) 847-5940

Before Split

Original Owner GILBERT A BACON
 1407 JUNIPER HILL DR
 POCATELLO, ID 83240
 (208) 233-2540

Priority Date: 12/18/1972

Basis: Decreed

Status: Active

Source
 PANTHER CREEK

Tributary
 SALMON RIVER

Beneficial Use	From	To	Diversion Rate	Volume
IRRIGATION	4/01	11/01	0.230 CFS	
	Total Diversion		0.230 CFS	

Source and Point(s) of Diversion

PANTHER CREEK SENE Sec. 33, Twp 23N, Rge 18E, LEMHI County

Place Of Use

IRRIGATION within LEMHI County

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
23N	18E	33				9.5									2.0				11.5

POU Total Acres: 11.5

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.

Comments:

1. rbrown 1/19/2005 POU
Updated Shape
2. cyenter 11/14/2019 POD
PODID 637671 correlated from SpatialDataID 378294 to SpatialDataID 525154
3. jhersley 5/27/2020 POU
Updated Shape

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right 75-7033

10/8/2020

4. jhersley 5/27/2020 Split Right
Split into 75-7033 & 75-14984 due to a change in ownership.

Dates and Other Information

Decreed Date: 11/17/2008
Civil Case Number: 39576
Judicial District: FIFTH
State or Federal: S
Water District Number: NWD
Mitigation Plan: False

Combined Use Limits

N/A

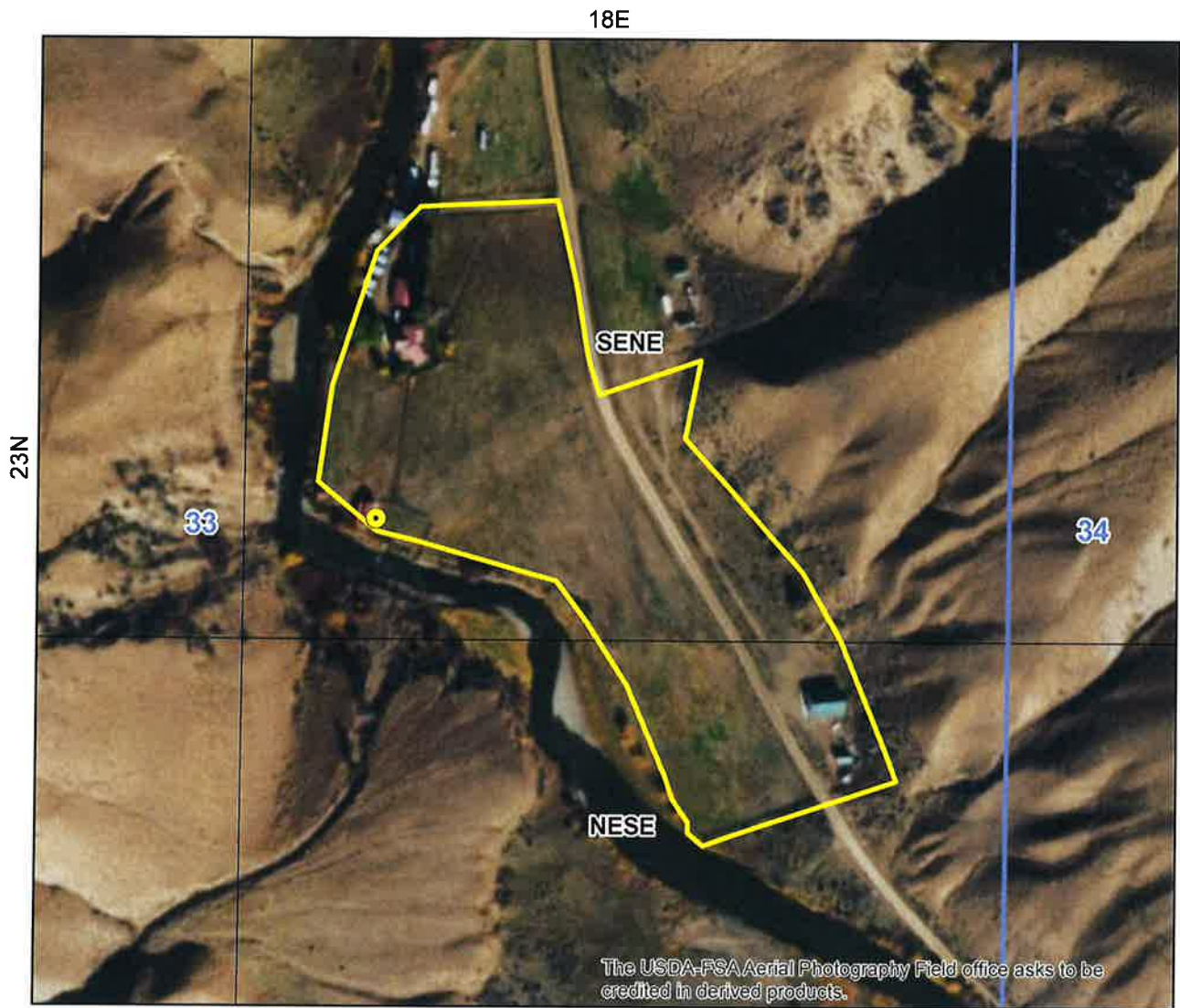
SubCase:






N/A

Water Supply Bank:

N/A

State of Idaho
Department of Water Resources
Water Right License
75-7033



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

0 0.0375 0.075 0.15 Miles

