

RECEIVED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

JUL 02 2020

Department of Water Resources
Eastern Region

JUL 13 2020

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? |
|-----------------------|---|------------------------------|-----------------------|------------------------------|------------------------------|
| 74-10137 | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> | | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |
| 74-628A | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> | | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |
| 1 74-629A | Yes <input checked="" type="checkbox"/> | Yes <input type="checkbox"/> | | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |
| 74-16243 | 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: Mike J. and Dawn Richie
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Joseph J. Miller and/ or Martha D. Miller
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☒ and/or
- 26 Haynes Creek Rd. Salmon ID 83467
Mailing address City State ZIP
208-993-3626 jjm79@ibyfax.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: June 3, 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: Joseph Miller Owner 6-22-20
Signature of new owner/claimant Title, if applicable Date
Signature: Martha Miller Owner 6-22-20
Signature of new owner/claimant Title, if applicable Date

For IDWR Office Use Only:

Received by Km Date 8/5/2020 Receipt No. 0109112 Receipt Amt. 150
Active in the Water Supply Bank? Yes ☐ No ☐ If yes, forward to the State Office for processing dh W-9 received? Yes ☐ No ☐
Name on W-9 _____ Approved by _____ Processed by _____ Date 8/12/2020

Instrument No. 320135
 County Lemhi Co., ID
 Date: 06/22/2020
 Time: 3:35 PM

Warranty Deed

For Value Received

Mike Richie and Dawn Richie, husband and wife a/k/a Michael J. Richie and Dawn F. Richie, husband and wife

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

Joseph J. Miller and Martha D. Miller, husband and wife as joint tenants with right of survivorship

Whose current address is:

**26 Haynes Creek Rd.
 Salmon, ID 83467**

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: June 22, 2020

Michael J. Richie

Michael J. Richie

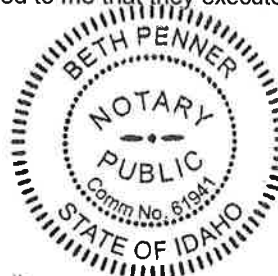
Dawn F. Richie

Dawn F. Richie

STATE OF Idaho)
 COUNTY OF Lemhi) ss

On this 22nd day of June, 2020, before me, a notary public in and for said State, personally appeared **Michael J. Richie and Dawn F. Richie** 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.

Beth Penner
 Notary Public
 Residing at: Salmon, ID
 Comm. Expires: July 24, 2025



JM MM

Exhibit 'A'
Legal Description

RP20N224E306009A

Tax# 2910

A parcel of land located in Lot 4, Section 30 and Lot 1, Section 31, T. 20 N., R. 24 E., Boise Meridian, Lemhi County, Idaho.

Commencing at a found brass capped Section Corner common to 25, 30, 31 and 36, the POINT OF BEGINNING from which the $\frac{1}{4}$ Corner common to Sections 36 and 31, a found marked stone bears South a distance of 2,642.01 feet, the basis of bearing for the following described parcel;

Run thence North a distance of 198.20 ft. to a found $\frac{1}{2}$ " rebar; Thence S. $66^{\circ}14'53''$ E., a distance of 114.90 ft., to a found $\frac{1}{2}$ " rebar; Thence N. $43^{\circ}27'36''$ E., a distance of 254.45 ft., to a set $5/8"$ x 24" capped rebar; Thence S. $86^{\circ}22'44''$ E., a distance of 226.57 ft. to a found $\frac{1}{2}$ " rebar; Thence N. $13^{\circ}16'03''$ E., a distance of 206.63 ft. to a set $5/8"$ x 24" capped rebar; Thence S. $41^{\circ}41'00''$ E., a distance of 479.53 ft. to a set $5/8"$ x 24" capped rebar; Thence S. $13^{\circ}46'00''$ W., a distance of 835.36 ft., to a set $5/8"$ x 24" capped rebar; Thence S. $80^{\circ}51'21''$ W., a distance of 682.51 ft., to a set $5/8"$ x 24" capped rebar; Thence North along the Westerly Boundary of Section 31, a distance of 754.56 ft. to the POINT OF BEGINNING.

ALSO a parcel of land located in Lot 1 and 2, Section 31, T. 20 N., R. 24 E., Boise Meridian, Lemhi County, Idaho.

Commencing at the $\frac{1}{4}$ Corner common to Sections 31 and 36, a found marked stone from which a found brass cap common to Sections 25, 30, 31 and 36 bears North a distance of 2,642.01 ft., the basis of bearing for the following described parcel;

Run thence North a distance of 1,046.19 ft. to a set $5/8"$ x 24" capped rebar, the POINT OF BEGINNING;

Thence continuing North a distance of 841.26 ft., to a set $5/8"$ x 24" capped rebar; Thence N. $80^{\circ}51'21''$ E. a distance of 682.51 ft. to a set $5/8"$ x 24" capped rebar; Thence S. $13^{\circ}46'00''$ W. a distance of 286.41 ft. to a set $5/8"$ x 24" capped rebar; Thence S. $38^{\circ}58'14''$ E. a distance of 619.50 ft., to a set $5/8"$ x 24" capped rebar; Thence S. $05^{\circ}50'00''$ E. a distance of 624.82 ft. to a set $5/8"$ x 24" capped rebar; Thence N. $67^{\circ}49'09''$ W. a distance of 1143.42 ft. to the POINT OF BEGINNING.

JM MM
ALSO:

RP20N24E306015A

Tax# 3136

A parcel of land located in U.S. Government Lot 4, Section 30, T. 20 N., R. 24 E. B.M., Lemhi County, Idaho, more particularly described as follows:

Commencing at the Southwest Corner of said Section 30, a distance of 198.20 feet on a bearing of N. 0° 00' 28" W. along the Section line to the REAL POINT OF BEGINNING.

Thence S. 66° 16' 26" E. 114.94 feet;

Thence N. 43° 24' 07" E. 254.44 feet;

Thence S. 86° 22' 07" E. 226.59 feet;

Thence N. 13° 20' 01" E. 195.95 feet to a point on the Southside of a County Road

Thence N. 59° 02' 47" W. 18.91 feet along said County Road;

Thence a distance of 176.06 feet along a curve concave to the Southwest having a radial of S. 29° 55' 22" W. 275.00 feet and a Central angle of 36° 40' 51";

Thence S. 83° 14' 31" W. 14.53 feet along said County Road;

Thence S. 16° 34' 57" W. 110.40 feet;

Thence S. 78° 13' 29" W. 19.01 feet;

Thence S. 54° 50' 45" W. 7.36 feet;

Thence S. 22° 39' 29" W. 6.92 feet;

Thence S. 6° 32' 59" E. 7.38 feet;

Thence S. 80° 44' 24" W. 13.49 feet;

Thence S. 1° 58' 33" E. 28.30 feet;

Thence S. 79° 22' 19" W. 285.83 feet;

Thence S. 0° 00' 28" E. 146.88 feet to the REAL POINT OF BEGINNING. . .

Together with all water and water rights, ditch and ditch rights, mineral and mineral rights, and grazing rights appurtenant thereto and/ or used in connection there with.

WARRANTY DEED

For Value Received, George Lonell Wilson, a married man dealing with his sole and separate property, the Grantor, does hereby grant, bargain, sell, convey and confirm unto Mike Richie and Dawn Richie, husband and wife, the Grantees, whose current address is 742 Hwy 93 N., Carmen, Idaho, the premises located in Lemhi County, Idaho, more particularly described as follows:

See Exhibit "A" attached hereto.

Subject to easements, rights of way and encumbrances of record or appearing upon the land, if any. Together with all and singular tenements, hereditaments and appurtenances thereunto belonging or in anyway appertaining, the reversion and reversions, remainder and remainders, rents, issues and profits thereof; and all estate, right, title and interest in and to the said property, as well in law as in equity, of the said Grantors.

TO HAVE AND TO HOLD the said premises, with their appurtenances, unto the said Grantees, Grantees' heirs, and assigns forever, and the Grantors do hereby covenant to and with the said Grantee, that Grantor is said owner in fee simple of said premises, and that Grantor will warrant and defend the same from all lawful claims whatsoever.

DATED this 15 day of SEPT, 2005.

George Lonell Wilson
George Lonell Wilson

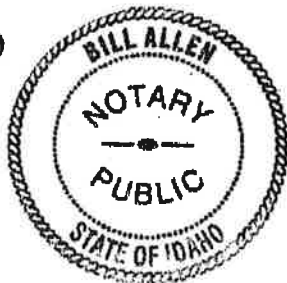
State of Idaho) SS No. 270525
County of Lemhi)
This instrument was filed for record at the request
of Bill Allen Eason
at 4:45 o'clock p.m. 1-31 2007
and duly filed and indexed in the records of Lemhi
County Terry J. Morton
Ex-Officio Recorder
By Brenda L. Hutton Deputy
Fee 9.00
Return to LT

270525

STATE OF IDAHO)
) ss.
County of Lemhi)

On this 15th day of September, in the year 2005, before me, a notary public, personally appeared George Lonell Wilson, known or identified to me, to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same.

(Seal)



Bill Allen
NOTARY PUBLIC FOR IDAHO

Residing at Salmon, Idaho

My commission Expires: 2-13-2009

A parcel of land located in Lot 4, Section 30 and Lot 1, Section 31, T. 20 N., R. 24 E., Boise Meridian, Lemhi County, Idaho.

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ALSO; THE NORTHEAST QUARTER OF THE NORTHEAST QUARTER (NE $\frac{1}{4}$ NE $\frac{1}{4}$) SECTION 36, TOWNSHIP 20 NORTH, RANGE 23 EAST, BOISE MERIDIAN, LEMHI COUNTY, IDAHO.

ALSO;

A PARCEL OF LAND LOCATED IN U.S. GOVERNMENT LOT 4, SECTION 30, T. 20 N., RANGE 24 E., B.M., LEMHI COUNTY, IDAHO. MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHWEST CORNER OF SAID SECTION 30, A DISTANCE OF 198.20 FEET ON A BEARING OF N. $0^{\circ}00'28''$ W., ALONG THE SECTION LINE TO THE REAL POINT OF BEGINNING.

THENCE S. $66^{\circ}16'26''$ E., 114.94 FEET; THENCE N. $43^{\circ}24'07''$ E., 254.44 FEET; THENCE S. $86^{\circ}22'07''$ E., 226.59 FEET; THENCE N. $13^{\circ}20'01''$ E., 195.95 FEET TO A POINT ON THE SOUTHSIDE OF A COUNTY ROAD; THENCE N. $59^{\circ}02'47''$ W., 18.91 FEET ALONG SAID COUNTY ROAD; THENCE A DISTANCE OF 176.06 FEET ALONG A CURVE CONCAVE TO THE SOUTHWEST HAVING A RADIAL OF S. $29^{\circ}55'22''$ W., 275.00 FEET AND A CENTRAL ANGLE OF $36^{\circ}40'51''$; THENCE S. $83^{\circ}14'31''$ W., 14.53 FEET ALONG SAID COUNTY ROAD; THENCE S. $16^{\circ}34'57''$ W., 110.40 FEET; THENCE S. $78^{\circ}13'29''$ W., 19.01 FEET; THENCE S. $54^{\circ}50'45''$ W., 7.36 FEET; THENCE S. $22^{\circ}39'29''$ W., 6.92 FEET; THENCE S. $6^{\circ}32'59''$ E., 7.38 FEET; THENCE S. $80^{\circ}44'24''$ W., 13.49 FEET; THENCE S. $1^{\circ}58'33''$ E., 28.30 FEET; THENCE S. $79^{\circ}22'19''$ W., 285.83 FEET; THENCE S. $0^{\circ}00'28''$ E., 146.88 FEET TO THE REAL POINT OF BEGINNING.

IDAHO Department of Water Resources



WATER RIGHT REPORT

5/28/2020

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report

WATER RIGHT NO. 74-10137

| <u>Owner Type</u> | <u>Name and Address</u> |
|------------------------|--|
| Current Owner | GEORGE LONELL WILSON PO BOX 66 TENDON, ID 83468 9167568343 |
| Directors Report Owner | BETTY WILSON LANE |
| Directors Report Owner | SHERRY LYNN MELCHERS |
| Directors Report Owner | MICHAEL HENRY WILSON PO BOX 35 FOLSOM, CA 95763-0035 9169336881 |
| Directors Report Owner | FOSMO FAMILY TRUST WEST ONE BANK ID TRUSTEE PO BOX 509 TWIN FALLS, ID 83303 2087375025 |
| Original Owner | CHARLES D FREEL |
| Original Owner | JEANNE M FREEL PO BOX 1070 SALMON, ID 83467 2087564616 |

Priority Date: 05/01/1975

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> |
|-----------------------|-------------|-----------|-----------------------|---------------|
| STOCKWATER | 1/01 | 12/31 | 0.02 CFS | |

| | | | |
|-----------------|------|-------|----------|
| DOMESTIC | 1/01 | 12/31 | 0.04 CFS |
| Total Diversion | | | 0.06 CFS |

Location of Point(s) of Diversion:

GROUND WATER | NWNWNW | Sec. 31 | Township 20N | Range 24E | LEMHI County

Place(s) of use:

Place of Use Legal Description: STOCKWATER LEMHI County

| Township | Range | Section | Lot | Tract | Acres | Lot | Tract | Acres | Lot | Tract | Acres | Lot | Tract | Acres |
|----------|-------|---------|-----|-------|-------|-----|-------|-------|-----|-------|-------|-----|-------|-------|
| 20N | 24E | 31 | | NWNW | | | | | | | | | | |

Place of Use Legal Description: DOMESTIC LEMHI County

| Township | Range | Section | Lot | Tract | Acres | Lot | Tract | Acres | Lot | Tract | Acres | Lot | Tract | Acres |
|----------|-------|---------|-----|-------|-------|-----|-------|-------|-----|-------|-------|-----|-------|-------|
| 20N | 24E | 31 | | NWNW | | | | | | | | | | |

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. | PARCEL NO. 20N24E306009 STOCKWATER, 30 HORSES

Dates:

Licensed Date:

Decreed Date: 10/25/2002

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

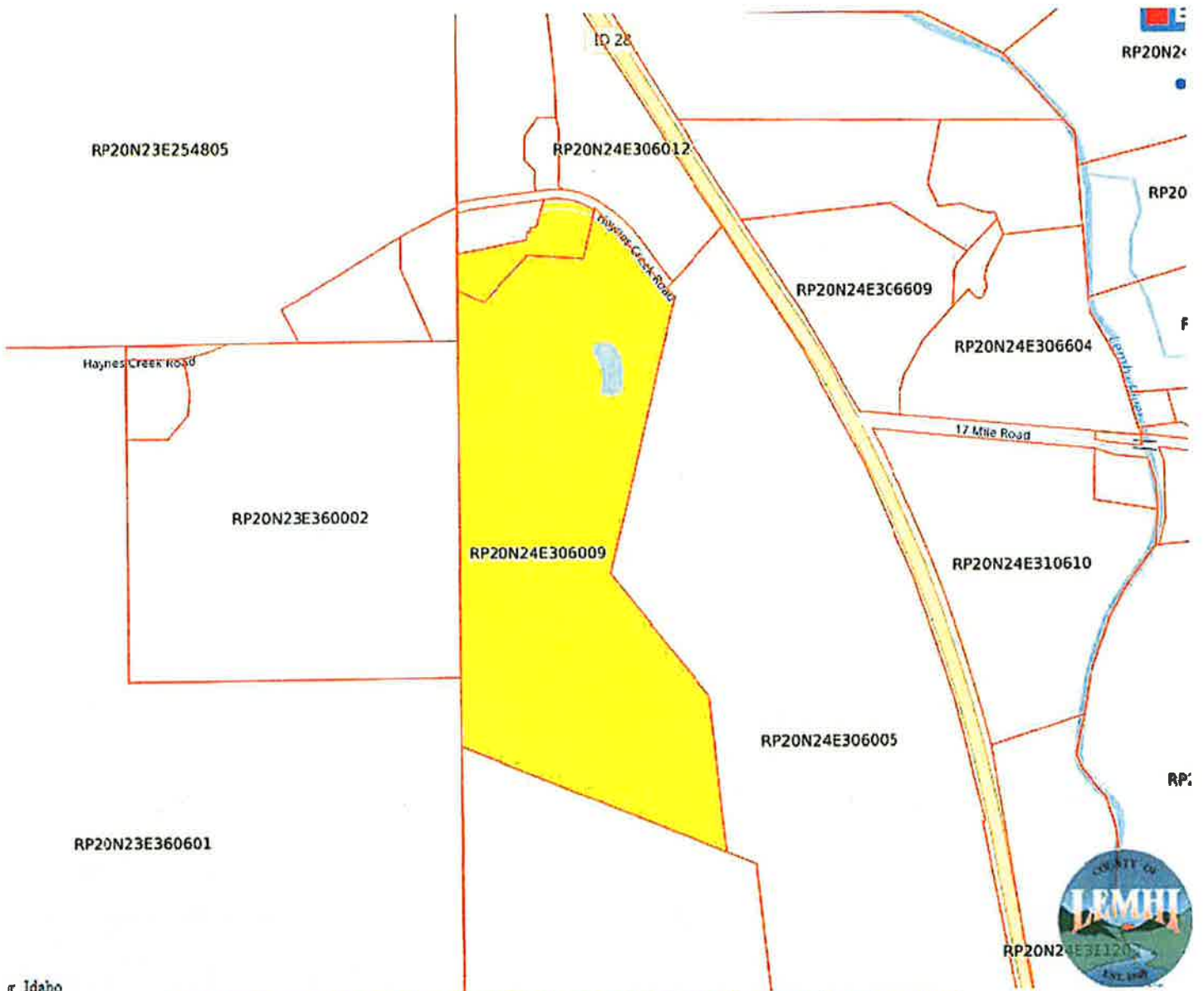
Other Information:

State or Federal: S

Owner Name Connector:

Water District Number: TBD

Generic Max Rate per Acre:



This Plat is Approximate and Informational Only as per Lemhi County, Idaho tax parcel mapping system.

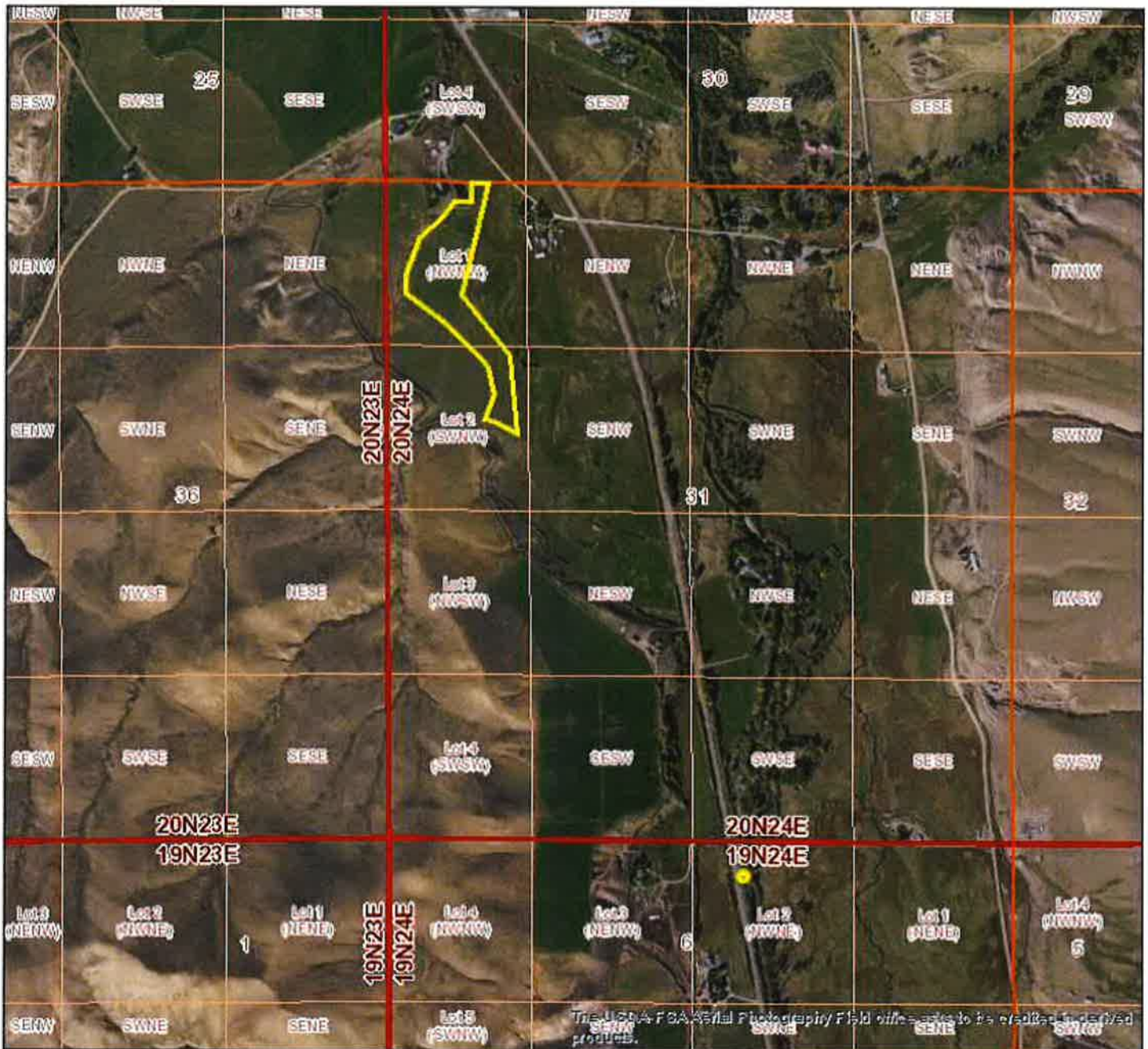
State of Idaho
Department of Water Resources

Water Right

74-628A

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.



Date created: 6/5/2020



Legend

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



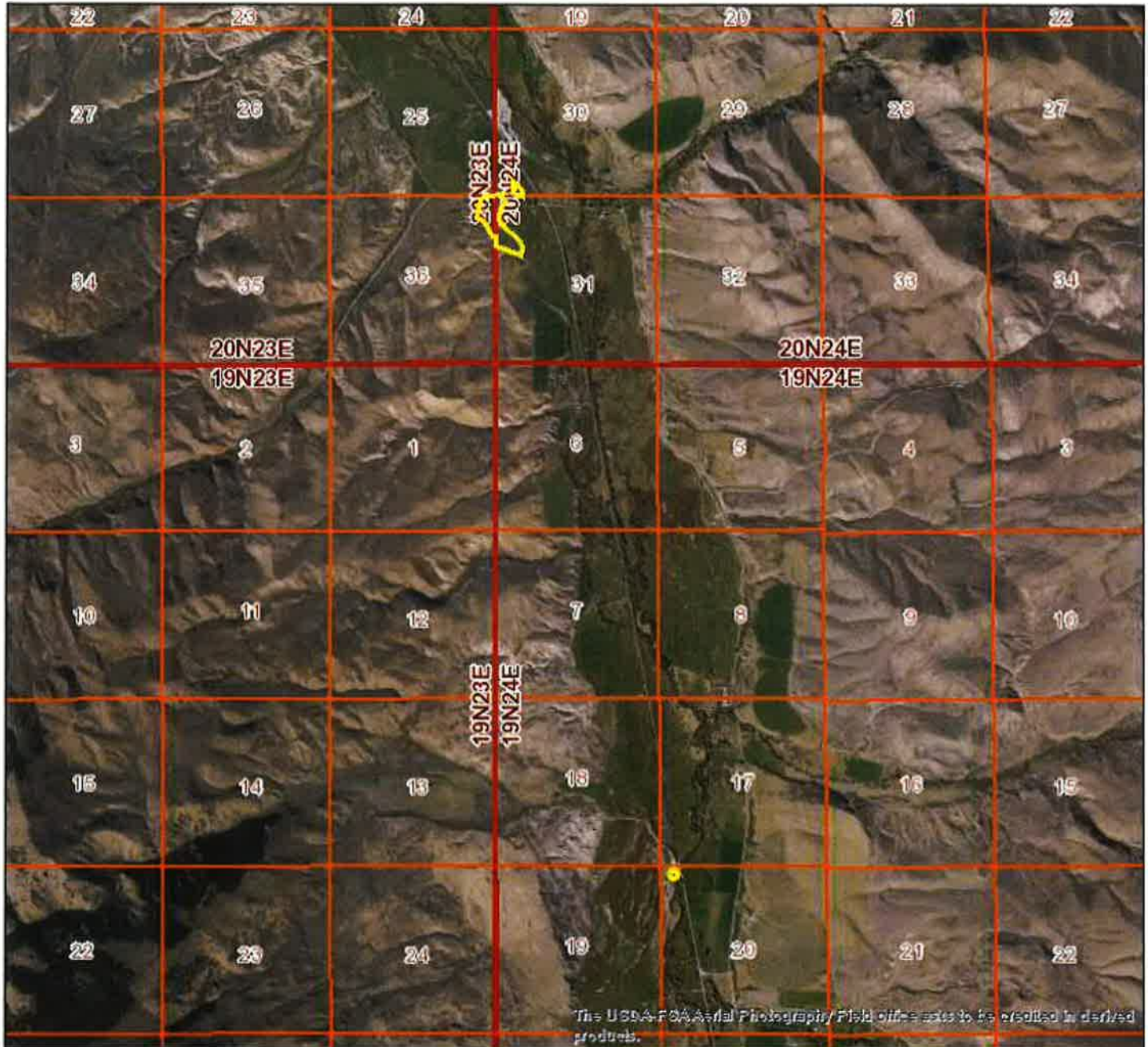
State of Idaho
Department of Water Resources

Water Right

74-629A

IRRIGATION

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Date created: 6/9/2020



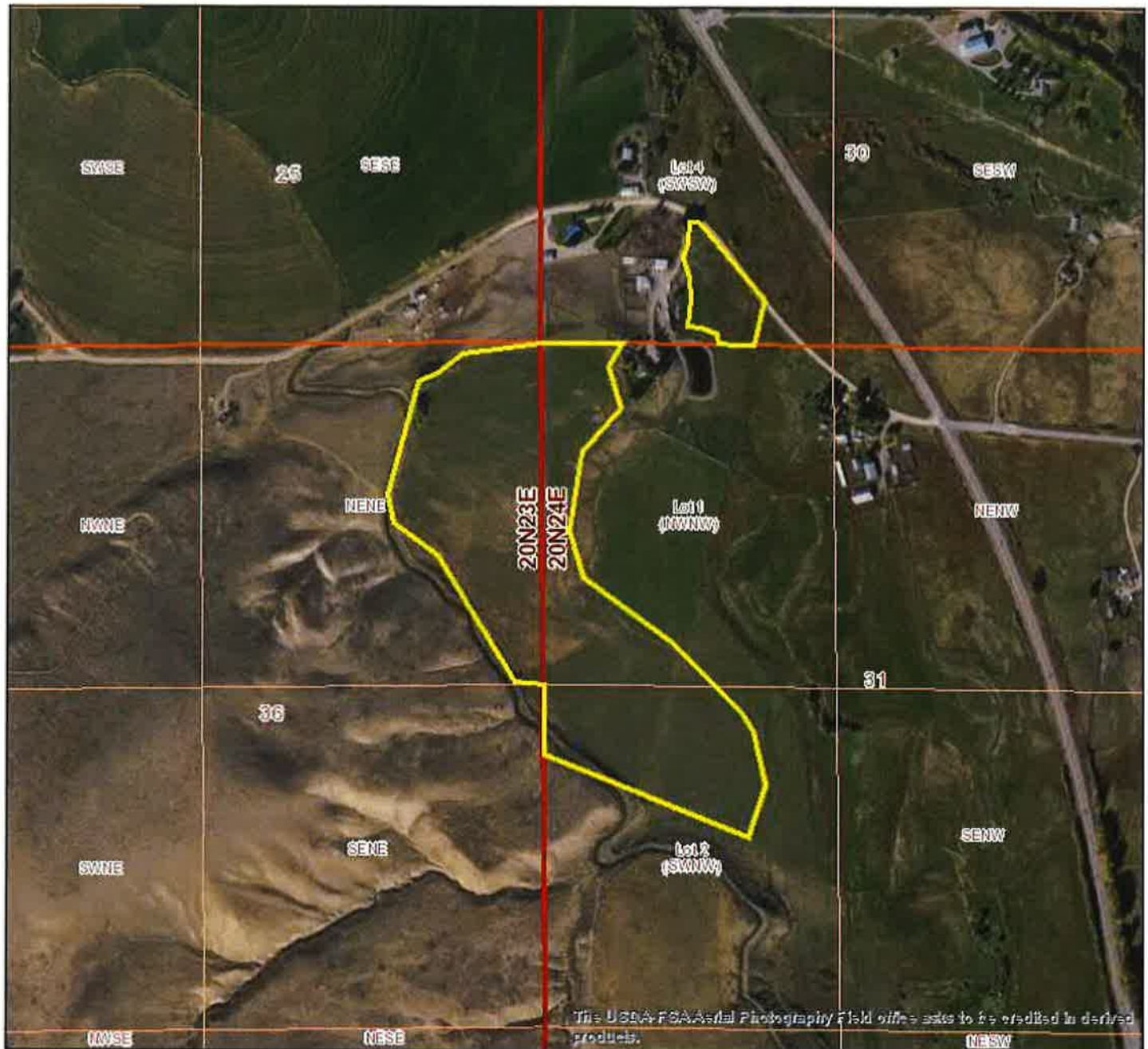
Legend

- Point of Diversion
- Place of Use Boundary
- Townships
- PLS Sections

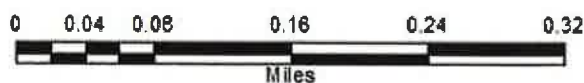


State of Idaho
Department of Water Resources
Water Right
74-629A
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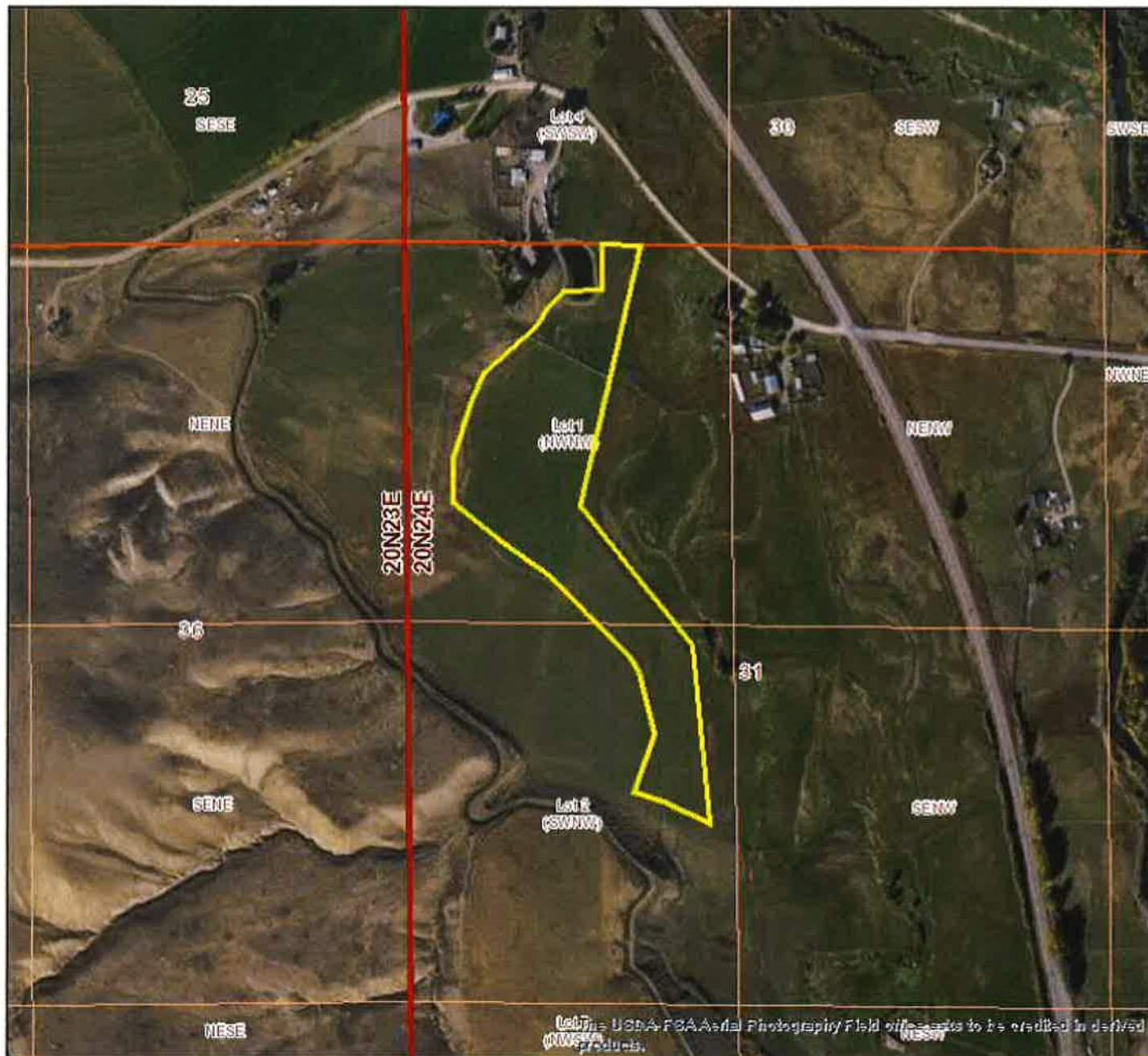
State of Idaho
Department of Water Resources

Water Right

74-628A

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Date created: 6/9/2020



Legend

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



DOMESTIC

The USDA Federal Photography Field office asks to be credited in desired positions.





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

August 13, 2020

JOSEPH J MILLER
MARTHA D MILLER
26 HAYNES CREEK RD
SALMON ID 83467-5109

Re: Change in Water Right Ownership: 74-628A, 74-629A (Split into 74-629A and **74-16243**),
and 74-10137

Dear Water Right Holders:

The Department of Water Resources (Department) acknowledges the receipt of correspondence changing ownership of a portion of the above referenced water rights 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 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 (208) 287-4920.

Sincerely,

Debbi Judd
Technical Records Specialist

Enclosures

c. Mike and Dawn Richie