

RECEIVED

MAR 09 2020

DEPARTMENT OF WATER RESOURCES

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?
74-485	Yes <input checked="" type="checkbox"/>	Yes <input type="checkbox"/>		Yes <input type="checkbox"/>	Yes <input type="checkbox"/>
74-485 + 74-16234	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: James and Christine Webb  
Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): Lyndon D Helmuth  
New owner(s) as listed on the conveyance document Name connector  and  or  and/or

9195 US Hwy 68 N Rushsylvania OH 43347  
Mailing address City State ZIP

567.295.9956  
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: Nov 6, 2019

6. If the water right is leased to the Water Supply Bank changing ownership of a water right will reassign to the new owner any Water Supply Bank leases associated with the water right. Payment of revenue generated from any rental of a leased water right requires a completed IRS Form W-9 for payment to be issued to an owner. A new owner for a water right under lease shall supply a W-9. Water rights with multiple owners must specify a designated lessor, using a completed Lessor Designation form. Beginning in the calendar year following an acknowledged change in water right ownership, compensation for any rental will go to the new owner(s).

7. This form must be signed and submitted with the following **REQUIRED** items:
- A copy of the conveyance document – warranty deed, quitclaim deed, court decree, contract of sale, etc. The conveyance document must include a legal description of the property or description of the water right(s) if no land is conveyed.
- Plat map, survey map or aerial photograph which clearly shows the place of use and point of diversion for each water right and/or claim listed above (if necessary to clarify division of water rights or complex property descriptions).
- Filing fee (see instructions for further explanation):
- \$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.

SUPPORT DATA  
IN FILE # 74-485

8. Signature: Lyndon D Helmuth Title, if applicable \_\_\_\_\_ Date 11-7-2019  
Signature of new owner/claimant

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

For IDWR Office Use Only:

Received by KM Date 3-8-2020 Receipt No. C108423 Receipt Amt. 475<sup>00</sup>

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 5-29-2020

## WARRANTY DEED

Alliance Title & Escrow Corp. Order No.:459522

### FOR VALUE RECEIVED

**James L. Webb and Christine L. Webb, husband and wife**

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

**Lyndon Helmuth and Margaret Helmuth, husband and wife**

whose current address is

**9195 US Highway 68 N.  
Rushsylvania, OH 43347**

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

**A parcel of land located in the North Half Northwest Quarter of Section 14, T. 20 N., R. 23 E., Boise Meridian, Lemhi County, Idaho, more particularly described as follows:**

**Commencing at the Northeast corner of said Section 14 from which the Northwest corner of said section bears N 89°43'35" W 5298.52 ft., the Basis of Bearing of this description, runs thence S 82°44'07" W a distance of 3260.06 ft., to a point on the south-westerly right-of-way of Idaho State Highway 28 and the POINT OF BEGINNING;**

**Thence S 32°51'38" E along said right-of-way a distance of 1001.10 ft.;**

**Thence N 87°13'33" W a distance of 567.78 ft., to a point on the centerline of the Lemhi River;**

**Thence N 51°17'00" W along said centerline a distance of 1300.52 ft.;**

**Thence East a distance of 1038.65 ft., to the POINT OF BEGINNING.**

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: 11-6-19

James L. Webb  
James L. Webb

Christine L. Webb  
Christine L. Webb

State of Idaho } ss  
County of Lemhi }

On this 6th day of November, 2019, before me, Heidi Semmler, a Notary Public in and for said state, personally appeared James L. Webb and Christine L. Webb, 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  
Notary Public for the State of Idaho  
Residing at: Salmon  
Commission Expires: May 19, 2021



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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

May 29, 2020

LYNDON HELMUTH  
MARGARET HELMUTH  
9195 US HIGHWAY 68 N  
RUSHSVLVANIA OH 43347-9720

Re: Change in Water Right Ownership: 74-485 (Split into 74-485 and **74-16234**)

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 (208) 287-4942.

Sincerely,

A handwritten signature in cursive script that reads "Jean Hersley".

Jean Hersley  
Technical Records Specialist 2

Enclosure(s)

c: Luke D Schlabach  
Water District No. 74 & 170