

\$425

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED *De*
MAY 08 2019
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?
75-14943-75-4366	Yes ☒	Yes ☐		Yes ☐	Yes ☐
75-14944-75-4367	Yes ☒	Yes ☐		Yes ☐	Yes ☐
75-14942-75-2099	Yes ☒	Yes ☐		Yes ☐	Yes ☐
75-14941-75-87c	Yes ☒	Yes ☐		Yes ☐	Yes ☐
75-10270	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: JEAN STOKES
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): TAMARACK I PEETS, ANDREA L PEETS
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☒ and/or
- 133 DIAMOND CREEK LANE SALMON ID 83467
Mailing address City State ZIP
208.819.0787 andrea_lou5@hotmail.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: 2-26-2015
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 # 75-87c

8. Signature: Tamarack Peets owner 4-22-19
Signature of new owner/claimant Title, if applicable Date
- Signature: Andrea Peets owner 4-22-19
Signature of new owner/claimant Title, if applicable Date

For IDWR Office Use Only:

Received by [Signature] Date 5/8/19 Receipt No. C100756 Receipt Amt. 425
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 di Date 5-9-19

WARRANTY DEED

Alliance Title & Escrow Corp. Order No.:262233

FOR VALUE RECEIVED

David Manners and Lisa Manners, husband and wife

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

Tamarack Peets and Andrea Peets, husband and wife

whose current address is

**282 Withington Creek Rd
Salmon, ID 83467**

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

**Lot 1 of H & J Subdivision as shown on the Official Plat filed on September 17, 2004
in Book 8 at Page No. 10, under Instrument No. 260209, records of Lemhi County,
Idaho.**

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: 2-26-15

David Manners
David Manners

Lisa Manners
Lisa Manners

State of Washington } ss
County of Pierce }

On this 26th day of February, 2015, before me, Bernice A. Yapp, a Notary Public in and for said state, personally appeared David Manners and Lisa Manners, 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 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.



Bernice A. Yapp
Notary Public for the State of Washington
Residing at: Puyallup, WA
Commission Expires: 01-15-19

4/22/19

PMO100 - PARCEL MASTER INQUIRY

12:09:05

PARCEL: RP 002180000010 A F1=SL

F9=MS
F17=DD

F24=LD

PEETS, TAMARACK
& PEETS, ANDREA

133 DIAMOND CRK LN

CHANGE DATE: 02 27 2015

SALMON ID 83467

Previous Deed Numbers

R CD

DE 3200

E

2401T

OTHER

133 DIAMOND CREEK

X for parcel comments

CAT/ST#	RY	QUANTITY	UN	VA
15 1	2016	4558	AC	92

298686 WD

260283 WD

260209 PLA

258181

F3=Exit F12=Cancel

TOTALS 4558 92

ENTER NEXT PARCEL NUMBER RP A

FKeys: F2=TX F3=Exit F5=SS F6=Nm F7=LG
F8=CT F13=TM F18=HS F20=SrcH F22=EU

WATER USER ASSOCIATION AGREEMENT

for the

Wallace Lake Impoundment and Wallace Creek Water System (aka Queen Ditch)

THIS WATER USER ASSOCIATION AGREEMENT, (hereinafter the "Agreement") is made by and between all of the owners of the following water transmission facilities located in Sections 8 & 10, Township 22 North, Range 21 East, Principal Meridian Boise, Lemhi County, Idaho:

Wallace Lake Impoundment and Wallace Creek Diversion, Headgate, Earthen Ditch, and Other Associated Structures

Members:

Tamarack Peets
Andrea Peets

The above named landowners hereby form the Wallace Lake and Creek Water System User Association (hereinafter "**Association**") consisting of said landowners, and each landowner covenants and agrees with every other landowner as follows:

1. This Agreement is made for the purpose of maintaining those portions of existing water diversion and water transmission system that traverses National Forest System (NFS) lands and private lands legally described above.
2. The Association shall be responsible for the maintenance and repair of the main water system as depicted on the attached map. Arterial ditches or pipes serving only one landowner shall be the responsibility of that landowner.
3. The landowners forming the Association hereby agree to share equally the costs and expenses of any maintenance or improvements necessary to maintain the shared water transmission line and appurtenances across NFS lands. (Multiple owners of one property shall count as one "landowner.")
4. Any additional improvement work, over and above routine maintenance and repair, shall be required when a decision is reached by 51 percent of the landowners bound by this Agreement or when it is required by the Forest Service. Any proposed improvement work that is over and above routine maintenance and repair on the subject NFS lands, including but not limited to ditch relocation, line replacement or additions, must be approved in advance in writing by the Forest Service.

5. The landowners forming the Association shall each be entitled to cast one vote. (For instances where property is owned by more than one individual or entity, the joint owners shall not cast multiple votes. One vote shall be cast per parcel of property owned, and if more than one parcel is owned by the same entity/individuals, only one vote shall be cast per the entity/individuals.) Pursuant to a decision to repair or maintain, the Association shall initiate the repair or maintenance within 30 days, unless otherwise agreed, or otherwise required by the Forest Service. The cost of any maintenance or repairs shall be shared equally among landowners. If any landowner bound by this Agreement fails to pay their share of the repair or maintenance cost, the other landowners shall be entitled to costs, attorney fees and interest at the highest legal rate from the day of invoice payment, in the event suit is initiated to enforce this Agreement.
6. The initial representative for the Association in its dealing with the Forest Service is: _____ . Association membership shall elect a representative in the year 2023 , and every five (5) years thereafter, or at any time a vacancy occurs. The Association shall immediately notify the Forest Service in writing of any change of its representative.
7. This agreement shall be binding on successors, assigns, and heirs of the parties. In the event any party sells or transfers his/her/their interest in the subject real property affected by this agreement, any transferee will be notified of and provided a copy of this agreement.
8. This Agreement shall become effective on _____ , 2018, and shall remain in effect until modified, amended or terminated, in writing, by the landowners.

Wallace Creek Water System Users Association

Signature(s): Andrea Peets 4-22-19
Printed Name(s): Andrea Peets Date

The foregoing instrument was acknowledged before me this 22 day of April, 2019, by
Andrea Peets

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

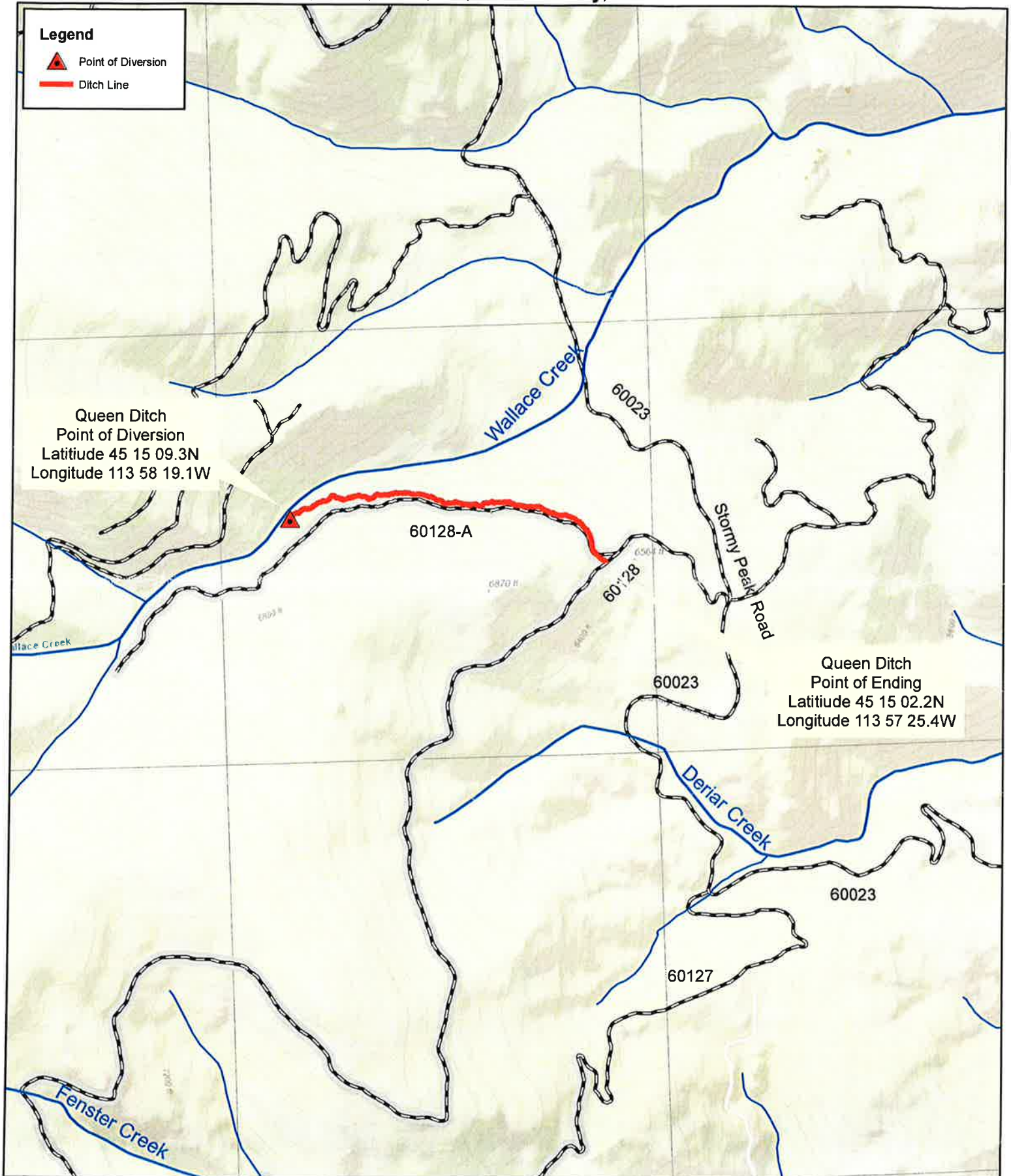


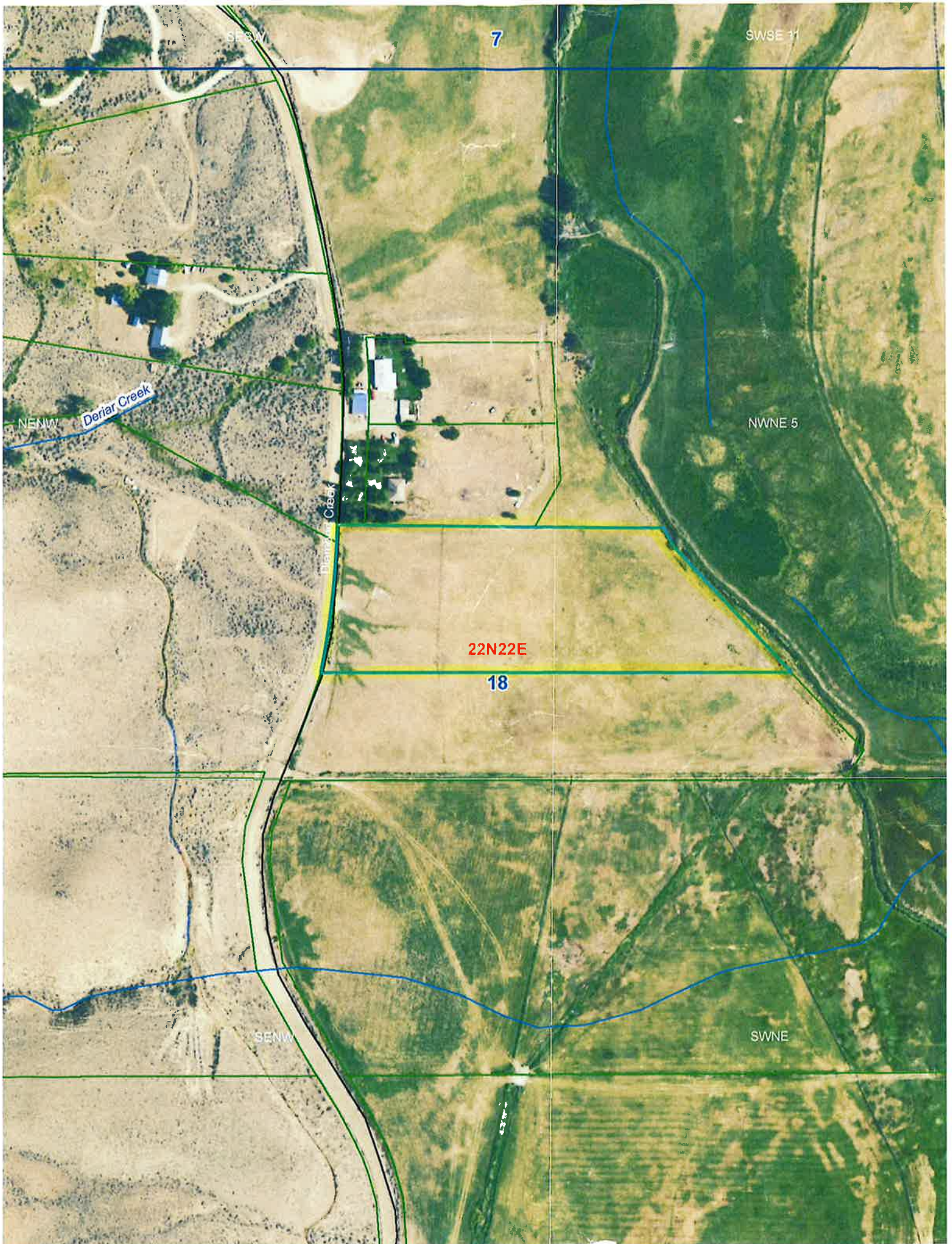
Kammy Maughan
Notary Public for the State of Idaho
Residing at Salmon
My Commission Expires 08-15-24



Salmon-Challis National Forest Queen Ditch Diversion

Located in Section 10, T22N, R21E, BM, Lemhi County, Idaho







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

May 10, 2019

Gary Spackman
Director

TAMARACK PEETS
ANDREA PEETS
133 DIAMOND CREEK LN
SALMON ID 83467-5383

Re: Change in Water Right Ownership: 75-87 C (Split into 75-87C and **75-14941**), 75-2099 (Split into 75-2099 and **75-14942**), 75-4366 (Split into 75-4366 and **75-14943**), 75-4367 (Split into 75-4367 and **75-14944**), and 75-10270

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: ROBERT HEBER AND JEAN STOKES
WATER DISTRICT 75E