

\$175.00

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

OCT 10 2018

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?
75-14225	Yes ☐	Yes ☐	75-10061C	Yes ☐	Yes ☐
75-14389	Yes ☐	Yes ☐	75-10091	Yes ☐	Yes ☐
75-14387	Yes ☐	Yes ☐		Yes ☐	Yes ☐
75-14393	Yes ☐	Yes ☐		Yes ☐	Yes ☐
75-14388	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: DANNY & ROBERTA FADNESS

Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): MICHAEL ANKER JAGD

New owner(s) as listed on the conveyance document

Name connector ☐ and ☐ or ☐ and/or

PO BOX 152

CARMEN

ID

83462

Mailing address

City

State

ZIP

310.408.3050

mikejagd@aol.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: 7/1/2017

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 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: [Signature] Title, if applicable: _____ Date: 10-5-18

Signature of new owner/claimant

Title, if applicable

Date

Signature: _____

Signature of new owner/claimant

Title, if applicable

Date

For IDWR Office Use Only:

Received by RD Date 10-10-18

Receipt No. C105761

Receipt Amt. 175.

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 10-11-18

copy 10-5-18

Instrument # 305989 # Pages: 1
LEMHI COUNTY, Idaho
Jun 21, 2017 1:47:00 pm Fee: \$ 10.00
For: LEMHI TITLE
TERRI J. MORTON, Recorder
HSMITH, Deputy

Warranty Deed

For Value Received

Roberta V Fadness

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

Michael A Jagd, a single man

Whose current address is:

**3420 Gurnard Ave.
San Pedro, CA 90732**

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

Lot 20 of Ajax Peak Subdivision, according to the official plat thereof, filed in Book 5 of Plats at Page 28, official records of Lemhi County, Idaho.

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 20, 2017

Roberta V. Fadness

Roberta V Fadness

STATE OF IDAHO

COUNTY OF LEMHI

)
) ss
)

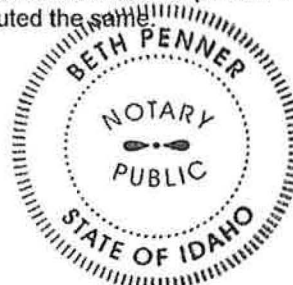
On this 20th day of June, 2017, before me, a notary public in and for said State, personally appeared **Roberta V Fadness** known to me or proved to me to be the person whose name is subscribed to the within instrument and acknowledged to me that she executed the same.

Beth Penner

Notary Public

Residing at: Salmon, ID

Comm. Expires: July 24, 2019



6ESW

34

SWSE

23N22E

SESE

NENW 3

NWNE 2

NENE 1

diversion
↓

3

23N22E

SESW

SWNE

SENE

SESW

NWSE

NESE

Carmen Creek

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

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right 75-14225

1/30/2018

Owner Type **Name and Address**
 Current Owner DANNY E FADNESS
 PO BOX 286
 CARMEN, ID 83462
 (208) 756-6296

Total 0.165cfs
 ≈ 74 gpm

Current Owner ROBERTA V FADNESS
 PO BOX 286
 CARMEN, ID 83462
 (208) 756-6296

Priority Date: 4/1/1915

Basis: Decreed

Status: Active

Source
 CARMEN CREEK

Tributary
 SALMON RIVER

Beneficial Use	From	To	Diversion Rate	Volume
IRRIGATION	04/01	10/31	0.030 CFS	
	Total Diversion		0.030 CFS	

Source and Point(s) of Diversion

CARMEN CREEK NENE Sec. 35, Twp 23N, Rge 22E, 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	
22N	22E	3	0.3	2.8	1.1	0.2													4.4
			L1	L2															

Right Acre Limit: 5.0

POU Total Acres: 4.4

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. E56 The rights listed below are limited to the irrigation of a combined total of 4.4 acres in a single irrigation season. Combined Right Nos.: 75-10061C 75-14225, 75-14387, 75-14388, 75-14389 & 75-14393.

Comments:

1. mciscell 8/5/2011 POD
 PODID 693503 correlated from SpatialDataID 190051 to SpatialDataID 431971

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right 75-14225

1/30/2018

2. mciscell 8/8/2011 POD
PODID 693503 correlated from SpatialDataID 431971 to SpatialDataID 431983

Dates and Other Information

Decreed Date: 11/17/2008
Civil Case Number: 39576
Judicial District: FIFTH
Owner Name Connector: OR
Mitigation Plan: False

Combined Use Limits

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
75-10061C V1,75-14225 ,75-14393 V1,75-14389 ,75-14387 V1,75-14388 V1		4.4

SubCase:

N/A

Water Supply Bank:

N/A

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right 75-14389

1/30/2018

Owner Type **Name and Address**
 Current Owner DANNY E FADNESS
 PO BOX 286
 CARMEN, ID 83462
 (208) 756-6296

Current Owner ROBERTA V FADNESS
 PO BOX 286
 CARMEN, ID 83462
 (208) 756-6296

Priority Date: 12/22/1910

Basis: Decreed

Status: Active

Source
 CARMEN CREEK

Tributary
 SALMON RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	10/31	0.088 CFS	
	<u>Total Diversion</u>		0.088 CFS	

Source and Point(s) of Diversion

CARMEN CREEK NENENE Sec. 35, Twp 23N, Rge 22E, 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	
22N	22E	3	0.3	2.8	1.1	0.2													4.4
			L1	L2															

POU Total Acres: 4.4

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. E56 The rights listed below are limited to the irrigation of a combined total of 4.4 acres in a single irrigation season. Combined Right Nos.: 75-10061C 75-14225, 75-14387, 75-14388, 75-14389 & 75-14393.

Comments:

1. mciscell 8/5/2011 POD
 PODID 696433 correlated from SpatialDataID 385193 to SpatialDataID 190136
2. mciscell 8/8/2011 POD
 PODID 696433 correlated from SpatialDataID 190136 to SpatialDataID 431983

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right 75-14389

1/30/2018

Dates and Other Information

Decreed Date: 11/17/2008
Civil Case Number: 39576
Judicial District: FIFTH
Owner Name Connector: OR
Mitigation Plan: False

Combined Use Limits

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
75-10061C	V1,75-14225 ,75-14393	4.4
V1,75-14389 ,75-14387	V1,75-14388	V1

SubCase:

N/A

Water Supply Bank:

N/A

copy

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right 75-14387

1/30/2018

Owner Type **Name and Address**
Current Owner DANNY E FADNESS
 PO BOX 286
 CARMEN, ID 83462
 (208) 756-6296

Current Owner ROBERTA V FADNESS
 PO BOX 286
 CARMEN, ID 83462
 (208) 756-6296

Priority Date: 5/1/1892

Basis: Decreed

Status: Active

Source
CARMEN CREEK

Tributary
SALMON RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	10/31	0.007 CFS	
	<u>Total Diversion</u>		0.007 CFS	

Source and Point(s) of Diversion

CARMEN CREEK NENE Sec. 35, Twp 23N, Rge 22E, 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	
22N	22E	3		3.1 L2	1.3														4.4

Right Acre Limit: 1.1

POU Total Acres: 4.4

Conditions of Approval:

1. K06 This right is limited to the irrigation of 1.1 acres within the place of use described above in a single irrigation season.
2. E56 The rights listed below are limited to the irrigation of a combined total of 4.4 acres in a single irrigation season. Combined Right Nos.: 75-10061C 75-14225, 75-14387, 75-14388, 75-14389 & 75-14393.
3. 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:

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right 75-14387

1/30/2018

Dates and Other Information

Decreed Date: 3/30/2011
Civil Case Number: 39576
Judicial District: FIFTH
Owner Name Connector: OR
Mitigation Plan: False

Combined Use Limits

N/A

SubCase:

SubCaseNumber: 75-14387
Class: 1
SF5 Filed Date:
Special Master Recom Signed Date:
Attorney Assigned:
Adjudication Agent:
Basis of Claim: Decreed
Date Filed: 1/7/2008
Objection Status: Active

Water Supply Bank:

N/A

copy

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right 75-14393

1/30/2018

Owner Type **Name and Address**
Current Owner ROBERTA V FADNESS
 PO BOX 286
 CARMEN, ID 83462
 (208) 756-6296

Current Owner DANNY E FADNESS
 PO BOX 286
 CARMEN, ID 83462
 (208) 756-6296

Priority Date: 5/1/1888

Basis: Decreed

Status: Active

Source
CARMEN CREEK

Tributary
SALMON RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	10/31	0.005 CFS	
	<u>Total Diversion</u>		0.005 CFS	

Source and Point(s) of Diversion

CARMEN CREEK NENE Sec. 35, Twp 23N, Rge 22E, LEMHI County

Place Of Use

IRRIGATION within LEMHI County

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
22N	22E	3		3.1	1.3														4.4
				L2															

Right Acre Limit: 1.1

POU Total Acres: 4.4

Conditions of Approval:

1. The rights listed below are limited to the irrigation of a combined total of 4.4 acres in a single irrigation season. Combined Right Nos.:
75-10061C, 75-14225, 75-14387, 75-14388, 75-14389 & 75-14393
2. K06 This right is limited to the irrigation of 1.1 acres within the place of use described above in a single irrigation season.
3. 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:

Dates and Other Information

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right 75-14393

1/30/2018

Decreed Date: 3/30/2011
Civil Case Number: 39576
Judicial District: FIFTH
Owner Name Connector: OR
Mitigation Plan: False

Combined Use Limits

N/A

SubCase:

SubCaseNumber: 75-14393
Class: 1
SF5 Filed Date:
Special Master Recom Signed Date:
Attorney Assigned:
Adjudication Agent:
Basis of Claim: Decreed
Date Filed: 1/7/2008
Objection Status: Active

Water Supply Bank:

N/A

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right 75-14388

1/30/2018

copy

Owner Type **Name and Address**
 Current Owner ROBERTA V FADNESS
 PO BOX 286
 CARMEN, ID 83462
 (208) 756-6296

Current Owner DANNY E FADNESS
 PO BOX 286
 CARMEN, ID 83462
 (208) 756-6296

Priority Date: 5/1/1882

Basis: Decreed

Status: Active

Source
 CARMEN CREEK

Tributary
 SALMON RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	10/31	0.011 CFS	
	<u>Total Diversion</u>		0.011 CFS	

Source and Point(s) of Diversion

CARMEN CREEK NENE Sec. 35, Twp 23N, Rge 22E, 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	
22N	22E	3		3.3 L2	1.1														4.4

POU Total Acres: 4.4

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. E56 The rights listed below are limited to the irrigation of a combined total of 4.4 acres in a single irrigation season. Combined Right Nos.: 75-10061C 75-14225, 75-14387, 75-14388, 75-14389 & 75-14393.

Comments:

1. mciscell 8/5/2011 POD
 PODID 760570 correlated from SpatialDataID 190051 to SpatialDataID 431971

2. mciscell 8/8/2011 POD

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right 75-14388

1/30/2018

PODID 760570 correlated from SpatialDataID 431971 to SpatialDataID 431983

Dates and Other Information

Decreed Date: 1/5/2011
Civil Case Number: 39576
Judicial District: FIFTH
Owner Name Connector: OR
Mitigation Plan: False

Combined Use Limits

N/A

SubCase:

SubCaseNumber: 75-14388
Class: 1
SF5 Filed Date:
Special Master Recom Signed Date:
Attorney Assigned:
Adjudication Agent:
Basis of Claim: Decreed
Date Filed: 1/7/2008
Objection Status: Active

Water Supply Bank:

N/A

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right 75-10061C

1/30/2018

Owner Type **Name and Address**
 Current Owner DANNY E FADNESS
 PO BOX 286
 CARMEN, ID 83462
 (208) 756-6296

Current Owner ROBERTA FADNESS
 BOX 286
 CARMEN, ID 83462
 (208) 756-3967

Priority Date: 5/1/1875

Basis: Decreed

Status: Active

Source
 CARMEN CREEK

Tributary
 SALMON RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	10/31	0.024 CFS	
	<u>Total Diversion</u>		0.024 CFS	

Source and Point(s) of Diversion

CARMEN CREEK L4(NWNW) Sec. 2, Twp 22N, Rge 22E, LEMHI County

Place Of Use

IRRIGATION within LEMHI County

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
22N	22E	3		3.3	1.1														4.4
				L2															

POU Total Acres: 4.4

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. The rights listed below are limited to the irrigation of a combined total of 4.4 acres in a single irrigation season. Combined Right Nos.: 75-10061C 75-14225, 75-14387, 75-14388, 75-14389 & 75-14393.

Comments:

1. mciscell 8/8/2011 POD
 PODID 767064 correlated from SpatialDataID 380867 to SpatialDataID 431986

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right 75-10061C

1/30/2018

Dates and Other Information

Decreed Date: 1/5/2011
Civil Case Number: 39576
Judicial District: FIFTH
State or Federal: S
Owner Name Connector: OR
Water District Number: 75D
Mitigation Plan: False

Combined Use Limits

N/A

SubCase:

SubCaseNumber: 75-10061C
Class: 1
SF5 Filed Date:
Special Master Recom Signed Date:
Attorney Assigned:
Adjudication Agent:
Basis of Claim: Decreed
Date Filed: 1/7/2008
Objection Status: Active

Water Supply Bank:

N/A

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right 75-10091

1/30/2018

Owner Type **Name and Address**
 Current Owner ROBERTA FADNESS
 BOX 286
 CARMEN, ID 83462
 (208) 756-3967

Current Owner DANNY E FADNESS
 PO BOX 286
 CARMEN, ID 83462
 (208) 756-6296

Priority Date: 5/20/1980

Basis: Decreed

Status: Active

Source
 GROUND WATER

Tributary

Beneficial Use	From	To	Diversion Rate	Volume
STOCKWATER	1/01	12/31	0.020 CFS	
DOMESTIC	1/01	12/31	0.040 CFS	
	Total Diversion		0.060 CFS	

Source and Point(s) of Diversion

GROUND WATER NWNE Sec. 3, Twp 22N, Rge 22E, LEMHI County

Place Of Use

STOCKWATER 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	
22N	22E	3		X															

DOMESTIC 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	
22N	22E	3		X															

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. STOCKWATER, 8 CATTLE RP 001440000200A

Comments:

Dates and Other Information

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right 75-10091

1/30/2018

Decreed Date: 9/15/2000
Civil Case Number: 39576
Judicial District: FIFTH
State or Federal: S
Owner Name Connector: OR
Mitigation Plan: False

Combined Use Limits

N/A

SubCase:

N/A

Water Supply Bank:

N/A



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

C.L. "Butch" Otter
Governor

Gary Spackman
Director

October 11, 2018

MICHAEL A JAGD
PO BOX 152
CARMEN ID 83462-0152

Re: Change in Ownership for Water Right No(s): 75-10061C, 75-10091, 75-14225, 75-14387, 75-14388, 75-14389 & 75-14393

Dear Water Right Holder(s):

The Department of Water Resources (Department) acknowledges the receipt of correspondence changing ownership of the above referenced water right(s) 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) 287-4942.

Sincerely,

Jean Hersley
Technical Records Specialist II

Enclosure(s)

c: Rigby Andrus & Rigby Law, PLLC
Water District 75D