

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Notice of Change in Water Right Ownership

RECEIVED
NOV 06 2013
DEPT. OF WATER RESOURCES
SOUTHERN REGION

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.

Water Right/Claim No.	Split?	Water Right/Claim No.	Split?	Water Right/Claim No.	Split?
37-8718	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐

2. Previous Owner's Name: STEVE PALKEN
Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): ANDREW AND JANGSA GILBERT
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☒ and/or

P.O. Box 3302 Ketchum ID 83340
Mailing address City State ZIP
208 720-5312 tutertotokids@yahoo.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: 10 / 99

6. If the water right described herein has been rented from the Water Supply Bank, rental proceeds will be disbursed in the following manner regardless of any arrangements between the buyer(s) and seller(s) to the contrary:

- Rental payments will go to the lessor(s) of record at the beginning of the rental season.
- If a change in ownership is processed by the Department during a rental season, rental payment will be made to the person or entity who is the lessor of record at the beginning of that rental season.
- New lessor(s) of record will receive payment after the following rental season.

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.

8. Signature: [Signature] 10-20-13
Signature of new owner/claimant Title, if applicable Date
Signature: [Signature] 10-20-13
Signature of new owner/claimant Title, if applicable Date

For IDWR Office Use Only:

Received by DM Date 11-6-2013 Receipt No. 5033632 Receipt Amt. \$25-
Approved by _____ Processed by _____ Date _____

Order No. 26154

WARRANTY DEED

FOR VALUE RECEIVED and as relinquished property in an I.R.C. 1031 tax deferred exchange

KETCHUM CABIN LIMITED PARTNERSHIP, an Idaho limited partnership

GRANTOR(s), do(es) hereby GRANT, BARGAIN, SELL and CONVEY unto

ANDREW GILBERT and JANESEA GILBERT, husband and wife and KARYN FORSYTH, a married woman, as her sole and separate property

GRANTEE(s) whose address is: **P.O. Box 3755, Ketchum, ID 83340**

the following described real property in **Blaine** County, Idaho, to wit:

Lot 13A of PEREIRA SUBDIVISION, according to the official plat thereof, recorded as Instrument No. 403497, records of Blaine County, Idaho.

Subject To: Taxes, easements established or of record, restrictions and encumbrances of record, rights reserved in federal patents, state or railroad deeds, building or use restrictions, building and zoning regulations and ordinances of any governmental unit.

TO HAVE AND TO HOLD said premises, with their appurtenances unto the said Grantee and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that they are free from all encumbrances except as described above and that Grantor will warrant and defend the same from all lawful claims whatsoever.

Dated: **October 8, 1999**

KETCHUM CABIN LIMITED PARTNERSHIP

Mary L. Pothier, General Partner, by Tommy Lee Mintun, her Attorney in Fact
MARY L. POTHIER, GENERAL PARTNER, BY TOMMY LEE MINTUN, HER ATTORNEY IN FACT

State of **CALIFORNIA** }
County of **SAN DIEGO** } ss.

On this **11** day of **NOVEMBER** in the year **1999**

432719
Deel

BLAINE CO. REQUEST

OF *San Antonio*

Att
99 OCT 22 PM 4 03

MARIONA H. HARRIS, CLERK

FEES \$ *3*

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Dated: **October 8, 1999**

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State of **CALIFORNIA**

County of **SAN DIEGO**

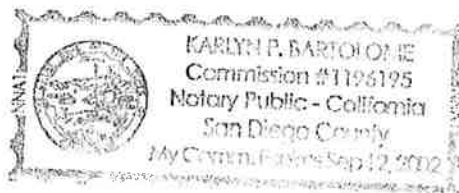
}
}ss.
}

On this 11 day of OCTOBER, in the year 1999, before me, the undersigned, personally appeared **TOMMY LEE MINTUN**, known or identified to me to be the person whose name is subscribed to the within instrument as the attorney in fact **MARY L. POTHIER**, known or identified to me to be one of partners in the partnership of **KETCHUM CABIN LIMITED PARTNERSHIP**, and acknowledged to me he subscribed the name of **MARY L. POTHIER** thereto as principal, and his own name as attorney in fact.

WITNESS my hand and official seal.

Karlyn P. Bartolone
Notary Public

Commission Expires: **SEPTEMBER 12, 2002**





State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region • 1341 Fillmore St, Suite 200 • Twin Falls, Idaho 83301-3380

Phone: (208) 736-3033 • Fax: (208) 736-3037 • Website: www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

November 7, 2013

ANDREW GILBERT
JANESSA GILBERT
PO BOX 3302
KETCHUM ID 83340

RE: Change of Ownership for Water Right Nos. 37-8718

Dear Water Right Holder(s):

The department acknowledges receipt of correspondence changing ownership of the above referenced water right(s). The department has modified its records to reflect the change in ownership and has enclosed computer-generated reports for your records.

Updating the ownership record for a water right does not reconfirm the validity of the right. When processing an ownership change notice, the department does not review the history of water use to determine if the right has been forfeited 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 Sections 42-222 and 42-223, Idaho Code.

Also, please note that Section 42-248, Idaho Code, requires you or the owner of this water right to maintain current ownership and address records on file with the department. Forms to file a change of ownership of a water right and/or a change in the address of the water right owner are available from any department office, or at the department's website at: www.idwr.idaho.gov.

Please feel free to contact this office if you have any questions regarding this matter.

Sincerely,

A handwritten signature in cursive script, reading 'Trish Fawcett'.

Trish Fawcett
Technical Records Specialist

Enclosure(s)