

AUG 27 2018

DEPARTMENT OF
WATER RESOURCES

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

AUG 22 2018

Department of Water Resources
Eastern Region

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?
74-15952	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: J Shone Westfall & Patty Ann Westfall

Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): Mark Olson & Kimberly Olson

New owner(s) as listed on the conveyance document

Name connector ☐ and ☐ or ☐ and/or

74 Demick Lane Salmon ID 83467

Mailing address City State ZIP

M- 208-940-0404 mkolson74@gmail.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: 6/27/18

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: Mark Olson 7-30-18

Signature of new owner/claimant Title, if applicable Date

Signature: Kimberly Olson 7-30-18

Signature of new owner/claimant Title, if applicable Date

For IDWR Office Use Only:

Received by [Signature] Date 8/22/2018 Receipt No. E044322 Receipt Amt. \$25.-

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 dj Date 8-30-18

Warranty Deed

For Value Received

J Shane Westfall and Patty Ann Westfall, husband and wife

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

Mark Olson and Kimberly Olson, husband and wife

Whose current address is:

**74 Demick Ln.
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 27, 2018


J Shane Westfall


Patty Ann Westfall

STATE OF

COUNTY OF

On this 27th day of JUNE, 2018, before me, a notary public in and for said State, personally appeared J Shane Westfall and Patty Ann Westfall 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.

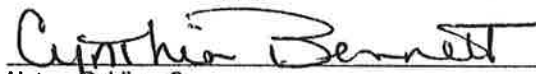

Cynthia Bennett
Notary Public
Residing at: Craig, AK
Comm. Expires: 11/26/2018

Exhibit 'A'
Legal Description

TURNING POINT SURVEYING INC.

P.O. BOX 772
SALMON, IDAHO 83467
(208)756-1494

PARCEL "D"
(OLD T-2490)

A parcel of land located in the SE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 17, T. 21 N., R. 22 E., Boise Meridian, Lemhi County, Idaho, more particularly described as follows:
Commencing at the East Corner of said Section 17 from which the SE $\frac{1}{4}$ Corner of Section 17 bears S 00°29'20" E, 2657.46 ft., the Basis Of Bearing of this description, run thence S 89°50'16" W along the center of said section 17, a distance of 1977.36 ft. to the SE Corner of the W $\frac{1}{2}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 17;

Thence N 00°14'50" W along the easterly boundary of said W $\frac{1}{2}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$ a distance of 1326.14 ft. to the NE Corner of said W $\frac{1}{2}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$;

Thence S 89°58'31" W along said northerly boundary of said W $\frac{1}{2}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$ a distance of 658.70 ft. to the NE corner of said SE $\frac{1}{4}$ NW $\frac{1}{4}$;

Thence S 89°46'56" W, along said northerly boundary of the SE $\frac{1}{4}$ NW $\frac{1}{4}$ of section 17 for 457.22 ft.;

Thence leaving said northerly boundary N 01°15'01" W a distance of 122.35 ft. to a point in an existing fence;

Thence along said fence the following courses:

N 87°39'24" W, 826.23 ft.; S 00°08'21" E, 688.57 ft. to the POINT OF BEGINNING;

Thence N 89°50'16" E leaving said fence a distance of 288.50 ft.;

Thence N 00°48'44" W a distance of 96.97 ft.;

Thence S 86°36'50" E a distance of 348.59 ft.;

Thence S 13°12'16" E a distance of 275.79 ft.;

Thence S 10°40'21" E a distance of 148.55 ft.;

Thence N 85°41'53" W a distance of 526.09 ft.;

Thence S 86°11'37" W a distance of 200.69 ft. to a point on the easterly right-of-way of an existing 33.00 ft. wide lane;

Thence N 00°08'21" W along said right-of-way a distance of 311.14 ft. to the POINT OF BEGINNING.

ZERO SPLITS REMAIN

1/3

Water right transfer information

From: J Shane & Patty Ann Westfall

Close

To: Mark & Kimberly Olson

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report

8/19/2018

WATER RIGHT NO. 74-15952

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	J SHANE WESTFALL
Current Owner	PATTY ANN WESTFALL
	PO BOX 382
	CRAIG, AK 99921
	9078262213
Original Owner	ANN B OLSON
Original Owner	DELOS P OLSON
	48 DEMICK LN
	SALMON, ID 83467

Priority Date: 06/09/1875

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
LEMHI RIVER	SALMON RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15	11/15	0.16 CFS	
STOCKWATER	01/01	12/31	0.02 CFS	
Total Diversion			0.16 CFS	

Location of Point(s) of Diversion:

LEMHI RIVER|SESE|Sec. 24|Township 21N|Range 22E|LEMHI County

Place(s) of use:

Place of Use Legal Description: IRRIGATION LEMHI County

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
21N	22E	17		SEnw	5.7									

Place of Use Legal Description: STOCKWATER same as IRRIGATION

Total Acres: 5.7

Conditions of Approval:

1. X35 Rights 74-15939, 74-15951, 74-15952 and 74-16014 when combined shall not exceed a total diversion rate of .02 cfs for stockwater.
2. 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.

Dates:

Licensed Date:

Decreed Date: 07/09/2007

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: And

Water District Number: 74

Generic Max Rate per Acre: 0.02

Generic Max Volume per Acre: 3.5

Civil Case Number:

Old Case Number:

Decree Plaintiff:

3/3

Decree Defendant:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Cary Act Number:

Mitigation Plan: False

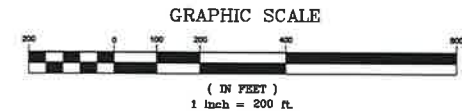
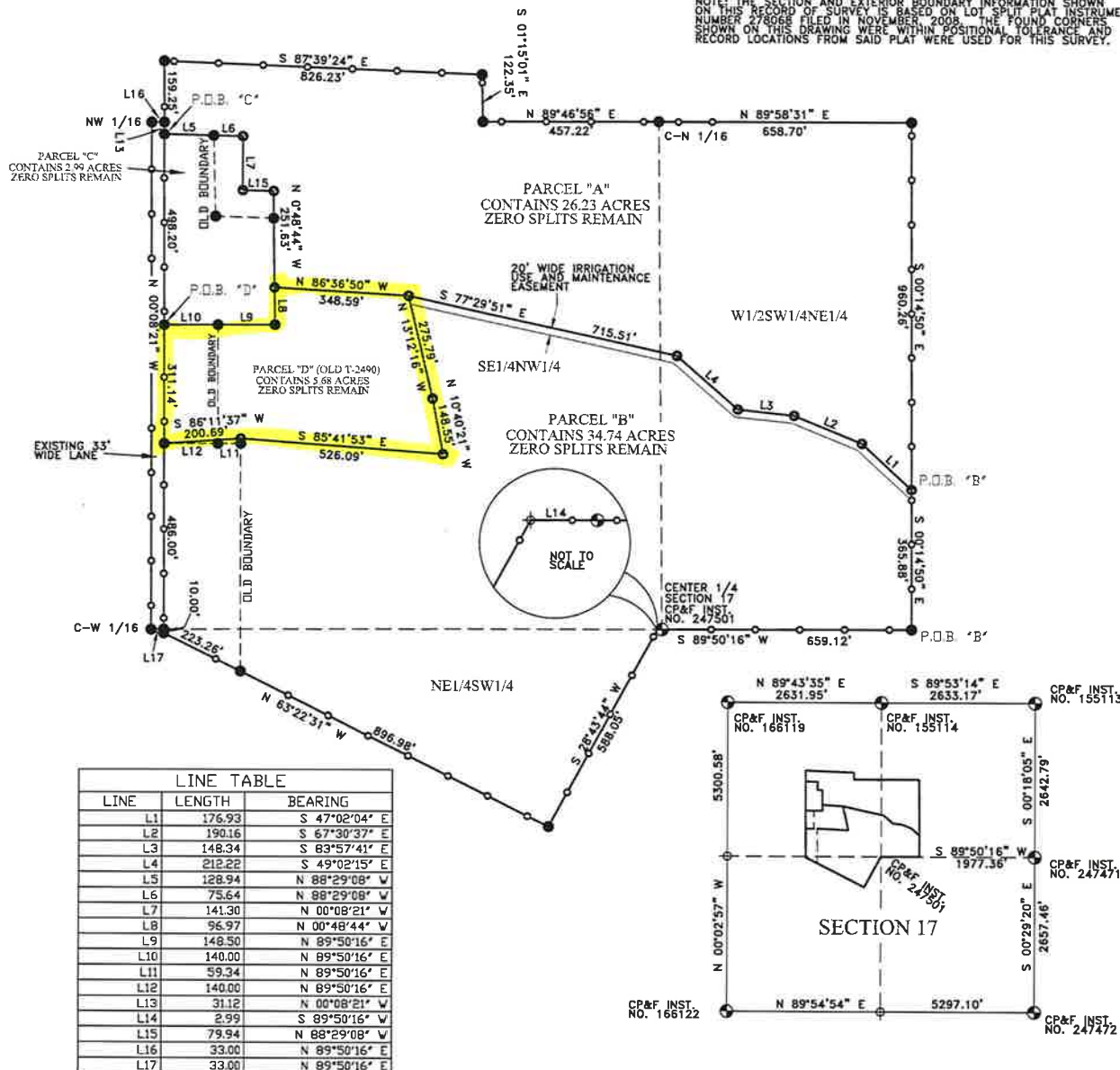
Close

Parcel D - New Purchase

Mark Olson
Kimberly Olson

Located in Section 17,
T. 21 N., R. 22 E., Boise Meridian,
Lemhi County, Idaho.

NOTE: THE SECTION AND EXTERIOR BOUNDARY INFORMATION SHOWN ON THIS RECORD OF SURVEY IS BASED ON LOT SPLIT PLAT INSTRUMENT NUMBER 278068 FILED IN NOVEMBER, 2008. THE FOUND CORNERS SHOWN ON THIS DRAWING WERE WITHIN POSITIONAL TOLERANCE AND RECORD LOCATIONS FROM SAID PLAT WERE USED FOR THIS SURVEY.



COUNTY RECORDER'S CERTIFICATE

Time: _____ Date: _____ Month: _____ Year: _____
Book: _____ Page: _____ Instrument No. _____
Recorder: _____
By: _____

LEGEND

- Set a 5/8" X 24" rebar with a blue plastic cap marked "TPS INC. PLS 13024".
- ⊙ Found Section or 1/4 Section Monument.
- Found a 1/2" rebar with a red plastic cap marked "TMS PLS 8348".
- ⊕ Calculated point nothing found or set.
- Existing fence line.
- P.O.B. Point of Beginning.

		RECORD OF SURVEY Olson SEC. 17, T. 21 N., R. 22 E., B.M.	
		JOB NUMBER 100102	SHEET 1
		DRAWING 100102	OF 1
DATE: 08/08/2018		CHECKED BY: Ted Neyman	DRAWN BY: Mitch Barreras

State of Idaho
Department of Water Resources

Water Right 74-15952

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.



⊙ Point of Diversion

Place Of Use Boundary

Townships

PLS Sections



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

August 30, 2018

MARK OLSON
KIMBERLY OLSON
74 DEMICK LN
SALMON ID 83467-5079

Re: Change in Ownership for Water Right No: 74-15952

Dear Water Right Holders:

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

Sincerely,

A handwritten signature in blue ink that reads "Debbi Judd". The signature is written in a cursive, flowing style.

Debbi Judd
Technical Records Specialist I

Enclosures

C. Water District 74