

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

JUL 02 2018

Notice of Change in Water Right Ownership

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. 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?
72-10075	Yes ☐	Yes ☐	72-2104D	Yes ☐	Yes ☐
72-12G	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Judy A Braun and Roger J Braun
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Tyler L Thayn and ZhohnAnn K Thayn
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or
- PO Box 707 Challis ID 83226
Mailing address City State ZIP
208-879-2283 tyler@srec.org
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: June 19, 2018
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 # 72-12G

8. Signature: Tyler L Thayn 6-29-18
Signature of new owner/claimant Title, if applicable Date
- Signature: ZhohnAnn Thayn 6-29-18
Signature of new owner/claimant Title, if applicable Date

For IDWR Office Use Only:

Received by DM Date 7-2-2018 Receipt No. 5036831 Receipt Amt. \$75-

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 _____ Date _____

Close

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

5/8/2018

WATER RIGHT NO. 72-10075

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	JUDY A BRAUN
Current Owner	ROGER J BRAUN 598 MEADOW RD CHALLIS, ID 83226 7016405747
Original Owner	CORNELIUS J HOURIHAN PO BOX 1189 CHALLIS, ID 83226 2088794718

Priority Date: 11/02/1982

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
DOMESTIC	1/01	12/31	0.04 CFS	
Total Diversion			0.04 CFS	

Location of Point(s) of Diversion:

GROUND WATER|SWSWSW|Sec. 03|Township 14N|Range 19E|CUSTER County

Place(s) of use:

Place of Use Legal Description: DOMESTIC CUSTER County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
14N	19E	3		SWSW										

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. PARCEL NO. RP14N19E036602A STOCKWATER, 4 BEEF CATTLE, 10 SHEEP, 3 HORSES.

Dates:

Licensed Date:

Decreed Date: 10/03/1997

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:

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Cary Act Number:

Mitigation Plan: False

Close

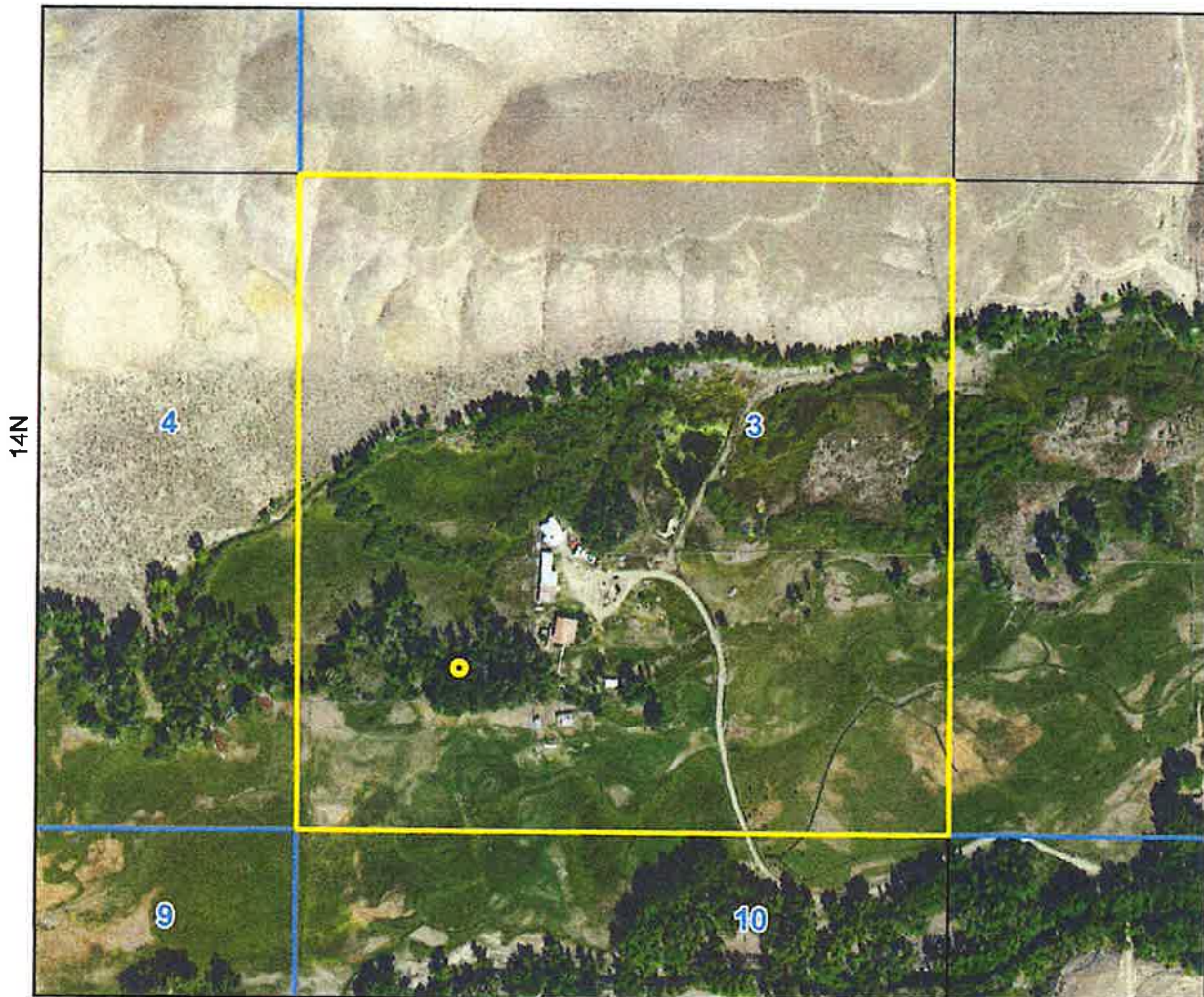
State of Idaho
Department of Water Resources

Water Right
72-10075

DOMESTIC

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.

19E



- Point of Diversion
- Place Of Use Boundary
- Townships
- PLS Sections
- Quarter Quarters

0 0.045 0.09 0.18 Miles



Close

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

5/8/2018

WATER RIGHT NO. 72-2104D

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	JUDY A BRAUN
Current Owner	ROGER J BRAUN 598 MEADOW RD CHALLIS, ID 83226 7016405747
Original Owner	CORNELIUS J HOURIHAN PO BOX 1189 CHALLIS, ID 83226 2088794718

Priority Date: 10/17/1955

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
CHALLIS CREEK	SALMON RIVER
UNNAMED STREAM	CHALLIS CREEK

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	4/01	11/01	0.3 CFS	
Total Diversion			0.3 CFS	

Location of Point(s) of Diversion:

CHALLIS CREEK		SWNWNE		Sec. 08		Township 14N		Range 19E		CUSTER County
UNNAMED STREAM		NWNENW		Sec. 09		Township 14N		Range 19E		CUSTER County

Place(s) of use:

Place of Use Legal Description: IRRIGATION CUSTER 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>
14N	19E	3		SWSW	12		SESW	5.7						
		10		NENW	0.3		NWNW	6.2						

Total Acres: 24.2

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. USE OF THIS RIGHT WITH RIGHT NO. 72-00012G IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 24.2 ACRES IN A SINGLE IRRIGATION SEASON.
3. THIS RIGHT IS SUBJECT TO REGULATION BY THE WATERMASTER OF WATER DISTRICT 72-C.

Dates:

Licensed Date:

Decreed Date: 11/17/2000

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: 72A

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Combined Acres Limit: 24.2

Combined Volume Limit:

Combined Rate Limit:

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Cary Act Number:

Mitigation Plan: False

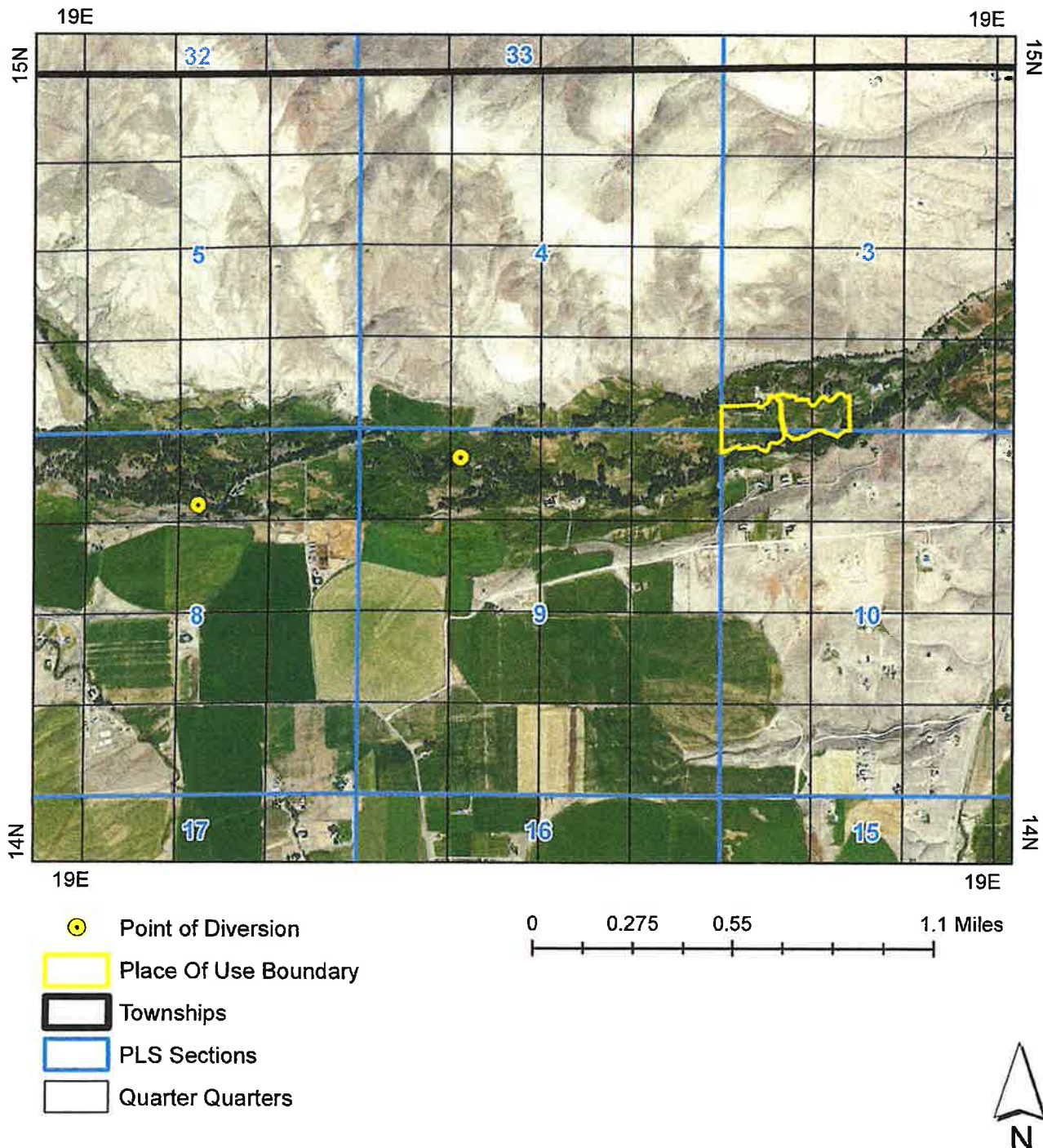
Close

State of Idaho
Department of Water Resources

Water Right 72-2104D

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.



Close

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

5/8/2018

WATER RIGHT NO. 72-12G

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	JUDY A BRAUN
Current Owner	ROGER J BRAUN 598 MEADOW RD CHALLIS, ID 83226 7016405747
Original Owner	CORNELIUS J HOURIHAN PO BOX 1189 CHALLIS, ID 83226 2088794718

Priority Date: 05/01/1879

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
CHALLIS CREEK	SALMON RIVER
UNNAMED STREAM	CHALLIS CREEK

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	4/01	10/31	0.58 CFS	
Total Diversion			0.58 CFS	

Location of Point(s) of Diversion:

CHALLIS CREEK	SWNWNE	Sec. 08	Township 14N	Range 19E	CUSTER County
UNNAMED STREAM	NWNENW	Sec. 09	Township 14N	Range 19E	CUSTER County

Place(s) of use:

Place of Use Legal Description: IRRIGATION CUSTER 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>
14N	19E	3		SWSW	12		SESW	5.7						
		10		NENW	0.3		NWNW	6.2						

Total Acres: 24.2

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. USE OF THIS RIGHT WITH RIGHT NO. 72-02104D IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 24.2 ACRES IN A SINGLE IRRIGATION SEASON.
3. THIS RIGHT IS SUBJECT TO REGULATION BY THE WATERMASTER OF WATER DISTRICT 72-C.
4. C03 RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION PURSUANT TO SECTION 42-1425, IDAHO CODE.

Dates:

Licensed Date:

Decreed Date: 11/17/2000

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: 72A

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Combined Acres Limit: 24.2

Combined Volume Limit:

Combined Rate Limit:

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Cary Act Number:

Mitigation Plan: False

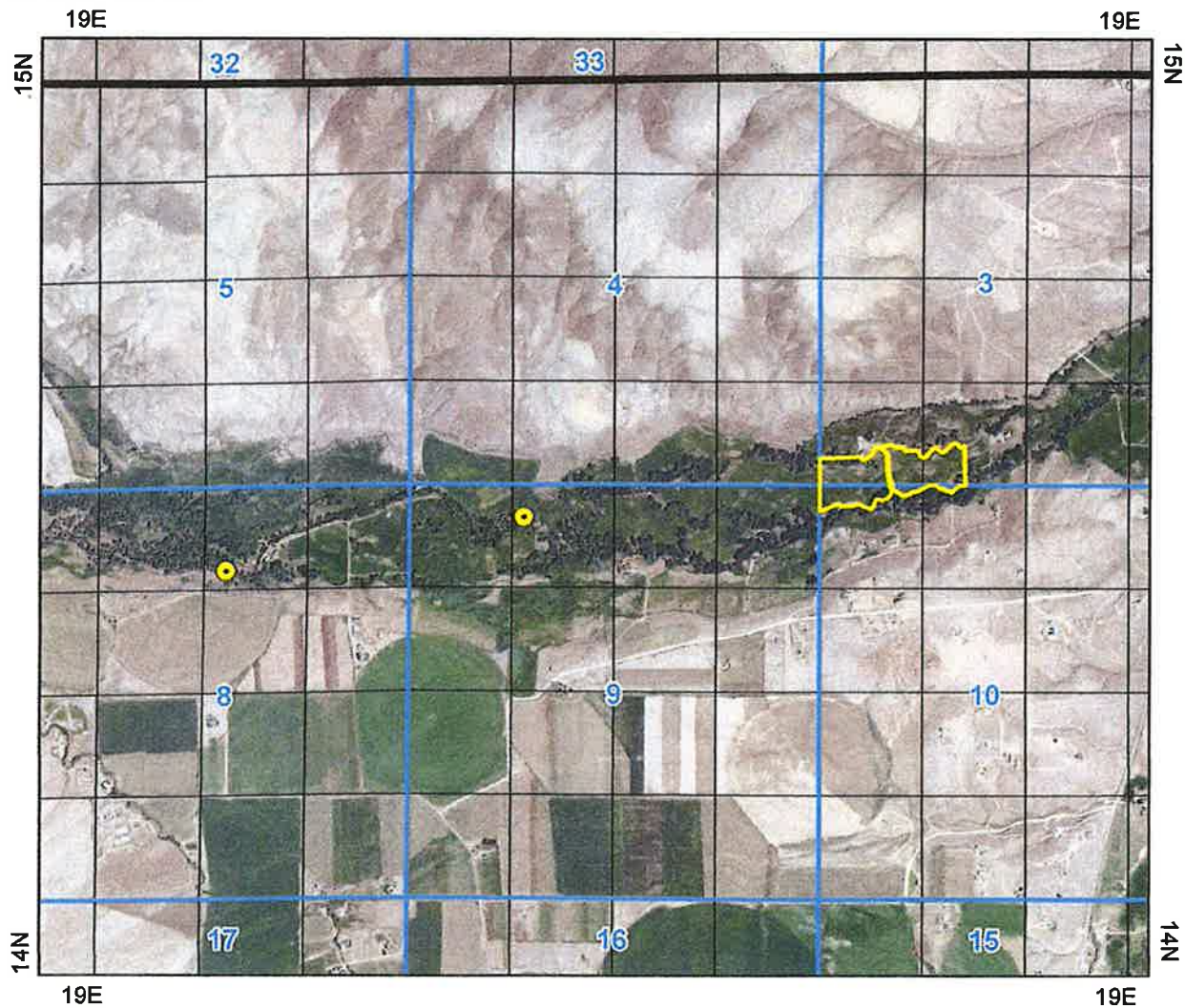
Close

State of Idaho
Department of Water Resources

Water Right 72-12G

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
-  Quarter Quarters

0 0.275 0.55 1.1 Miles



WARRANTY DEED

For Value Received, WE, ROBERT J. BRAUN AND JUDY A. BRAUN, husband and wife, do hereby grant, bargain, sell and convey unto TYLER LUKE THAYN AND ZHOHNANN KATHLEEN THAYN, husband and wife, whose address is: P.O. Box 707, Challis, ID 83226

the following described premises in CUSTER County, Idaho, to-wit:

SEE ATTACHED 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 Grantor does hereby covenant to and with the said Grantees, that they are the owners of said premises; and that they are free from all encumbrances

and that they will warrant and defend the same from all lawful claims whatsoever.

Dated: June 15 - 2018

Roger J. Braun
ROGER J. BRAUN

Judy A. Braun
JUDY A. BRAUN

STATE OF IDAHO)ss:
COUNTY OF CUSTER)

On this 15th day of JUNE, in the year of 2018, before me, a Notary Public, in and for the said State, personally appeared ROGER J. BRAUN AND JUDY A. BRAUN, known or identified to me to be the persons whose names are subscribed to the within instrument and acknowledged to me that they executed the same.

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

Ryan E. Millick
Notary Public for the State of IDAHO
Residing at: CHALLIS
Commission Expires: 9-21-23



EXHIBIT A

A parcel of land located in the S $\frac{1}{2}$ SW $\frac{1}{4}$, Section 3, and the N $\frac{1}{2}$ NW $\frac{1}{4}$ Section 10, Township 14 North, Range 19 East, Boise Meridian, Custer County, Idaho, more particularly described as follows:

Commencing at the Northwest Section Corner of said Section 10, which is the REAL POINT OF BEGINNING, a distance of 470.00 feet on a bearing of South 0°18'44" East along the West boundary of Section 10 to a point in the center of Challis Creek; thence the following courses and distances along the center of Challis Creek:

North 64°31'37" East, 29.14 feet;
North 37°55'47" East, 183.83 feet;
North 85°54'52" East, 84.21 feet
North 65°49'15" East, 161.14 feet;
South 87°34'59" East, 308.27 feet
North 84°50'53" East, 60.00 feet;
North 84°50'52" East, 184.99 feet;
South 79°37'05" East, 133.18 feet;
North 83°25'05" East, 130.86 feet;
South 82°30'54" East, 138.18 feet;
North 60°53'17" East, 291.87 feet;
East, 158.00 feet;
North 59°31'00" East, 163.62 feet;
North 80°32'16" East, 121.66 feet;
North 14°39'24" West, 134.37 feet;
North 33°33'02" East, 113.99 feet;
South 87°41'36" East, 273.22 feet;
North 52°40'16" East, 174.81 feet;
North 68°03'29" East, 204.65 feet to a point on the East boundary of the SE $\frac{1}{4}$ SW $\frac{1}{4}$, of Section 3; thence North 0°32'24" West, 964.97 feet to the Northeast corner of said SE $\frac{1}{4}$ SW $\frac{1}{4}$; thence South 89°28'16" West, 2190.74 feet, more or less, to the Northeast corner of the land described in the Deed to Anthony Gammache, et. al., recorded October 6, 1971, as instrument No. 132261, records of Custer County, Idaho; thence South 0°31'14" East, 1029.71 feet to the Southeast corner of said Gammache land; thence South 89°28'16" West, 440.00 feet to a point of the West boundary of Section 3; which point is also the Southwest corner of said Gammache land; thence South 0°31'14" East, 294.00 feet to the REAL POINT OF BEGINNING.
EXCEPTING THEREFROM:

A parcel of land located in the SE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 3, Township 14 North, Range 19 East, Boise Meridian, Custer County, Idaho, more particularly described as follows:

Commencing at the Southwest corner of Section 3; thence 294.00 feet on a bearing of North 0°31'14" West, thence North 89°28'16" East, 440.00 feet; thence North 0°31'14" West, 1029.71 feet to a point on the Northerly boundary of the S $\frac{1}{2}$ SW $\frac{1}{4}$; thence North 89°28'16" East, 1708.74 feet along said North boundary to the REAL POINT OF BEGINNING. Thence continuing on said North boundary North 89°28'16" East, 482.00 feet to the Northeast corner of the SE $\frac{1}{4}$ SW $\frac{1}{4}$; thence South 0°32'24" East, 964.97 feet along the East boundary of the SE $\frac{1}{4}$ SW $\frac{1}{4}$ to a point in the center of Challis Creek; thence the following courses and distances along the center of Challis Creek:
South 68°03'29" West, 204.65 feet; thence
South 52°40'16" West, 174.81 feet; thence
North 87°41'34" West, 162.38 feet; thence
North 1136.41 feet to the REAL POINT OF BEGINNING

ALSO EXCEPTING THEREFROM:

A parcel of land located in the SE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 3, and the NE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 10, Township 14 North, Range 19 East, Boise Meridian, Custer County, Idaho, described as:

Commencing at the Northwest Section Corner of said Section 10, a distance of 294.00 feet on a bearing of North 0°31'14" West, thence North 89°28'16" East, 440 feet; thence North 0°31'14" West, 1029.71 feet to a point on the Northerly boundary of the S $\frac{1}{2}$ SW $\frac{1}{4}$; thence North 89°28'16" East, 1366.11 feet to the REAL POINT OF BEGINNING; thence continuing on said North boundary North 89°28'16" East, 342.63 feet; thence South 1136.41 feet to a point in the center of Challis Creek; thence the following courses and distances along the center of Challis Creek:
North 87°41'34" West, 110.84 feet;
South 33°33'02" West, 113.99 feet;
South 14°39'24" East, 134.37 feet;
South 80°32'16" West, 121.66 feet;
South 59°31'00" West, 96.15 feet; thence
North 1422.56 feet to the REAL POINT OF BEGINNING.



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region • 650 ADDISON AVE W STE 500 • TWIN FALLS, ID 83301-5858

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

C.L. "Butch" Otter
Governor

Gary Spackman
Director

July 02, 2018

TYLER L THAYN
ZHOHNANN THAYN
PO BOX 707
CHALLIS ID 83226-0707

Re: Change in Ownership for Water Right No(s): 72-12G, 72-2104D and 72-10075

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) 736-3033.

Sincerely,

Trish Fawcett
Technical Records Specialist

Enclosure(s)