

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

MAY 21 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?
74-444	Yes ☐	Yes ☐		Yes ☐	Yes ☐
74-443	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: M MAE MILLER
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): LINDA MATTHEWS
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☒ and/or
- 210 LEMHI ST SALMON ID 83467
Mailing address City State ZIP
208.993.1359 lnd_mttws@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: 9-24-13
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):
 o \$25 per undivided water right.
 o \$100 per split water right.
 o 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: Linda A. Matthews land owner 5-18-18
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 ll Date 5/21/18 Receipt No. 1105131 Receipt Amt. \$50.00
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 6-6-18

Close

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

5/15/2018

WATER RIGHT NO. 74-443

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	M MAE MILLER C/O LINDA MATTHEWS & JEANNE VARILONE 210 N LEMHI RD SALMON, ID 83467-4527 2087562566
Original Owner	DELBERT MILLER GEN DEL SALMON, ID 83467

Priority Date: 06/01/1909
Basis: Decreed
Status: Active

<u>Source</u>	<u>Tributary</u>
WASTE WATER	LEMHI RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15	11/15	0.02 CFS	
Total Diversion			0.02 CFS	

Location of Point(s) of Diversion:

WASTE WATER|NENE|Sec. 08|Township 21N|Range 22E|LEMHI County

Place(s) of use:

Close

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

5/15/2018

WATER RIGHT NO. 74-444

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	M MAE MILLER C/O LINDA MATTHEWS & JEANNE VARILONE 210 N LEMHI RD SALMON, ID 83467-4527 2087562566
Original Owner	DELBERT MILLER GEN DEL SALMON, ID 83467

Priority Date: 06/01/1920
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|NWNE|Sec. 08|Township 21N|Range 22E|LEMHI County

Place(s) of use:



**Deed of Distribution
By Personal Representative**

This Deed, made by LINDA A. MATTHEWS, as Personal Representative of the Estate of M. MAE MILLER, deceased, Grantor, to C. JEANNE VARILONE, a married woman as to her sole and separate property, and LINDA A. MATTHEWS, a single woman as her sole and separate property, Grantees, whose address is 680 Avenue H, Apt. 104, Boise, Idaho 83712.

Whereas, Grantor is the qualified Personal Representative of said Estate, filed as Probate Number CV-13-100 Lemhi County, Idaho; and

Whereas, Grantees are entitled to distribution of the hereinafter described real property;

Therefore, for valuable consideration received, Grantor hereby transfers and conveys to Grantees the following described real property in Lemhi County, Idaho:

SEE EXHIBIT "A" ATTACHED HERETO AND MADE A PART HEREOF.

Dated: the 24th day of September, 2013.


LINDA A. MATTHEWS, Personal Representative
of the Estate of M. MAE MILLER, deceased.

STATE OF IDAHO)
 : ss.
County of Lemhi)

On this 24th day of September, 2013 before me, a Notary Public in and for said State, personally appeared LINDA A. MATTHEWS, known to me to be the person whose name is subscribed to the within instrument as the Personal Representative of the Estate of M. MAE MILLER, deceased, and

Dated: the 24th day of September, 2013.

Linda A. Matthews
LINDA A. MATTHEWS, Personal Representative
of the Estate of M. MAE MILLER, deceased.

STATE OF IDAHO)
 : ss.
County of Lemhi)

On this 24th day of September, 2013 before me, a Notary Public in and for said State, personally appeared LINDA A. MATTHEWS, known to me to be the person whose name is subscribed to the within instrument as the Personal Representative of the Estate of M. MAE MILLER, deceased, and acknowledged to me that she executed the same as such personal representative.

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

Notary Seal



Milton A. Slavin
Notary Public for State of Idaho
Residing at SALMON ID
My Commission Expires: 11/14/17

09/24/2013 05:26 2087563173

LEMHI COUNTY

Page 02/02

TAX DESCRIPTION

Tax Number:	Sec. #:	Twp. #:	Rge. #:	Seller:
3810	8	21	22	New legal for M Mae Miller from survey #232247

Date: 1/7/1997

Buyer: M Mae Miller

Instrument #: 232247

Description:

Located in the City of Salmon, NW4NE4, Section 8, SW4SE4, Section 5, T. 21 N., R. 22 E., Boise Meridian, Lemhi County, Idaho, more particularly described as follows: Commencing at the SE corner of said Section 8 from which the SE corner of Section 9, bears N 89deg 03' 59" E 5252.48 ft., the base of bearing of this description. Run thence N 16deg 30' 35" W a distance of 5201.92 ft. to the NE corner of Block 2 of the Norton Subdivision and the Point of Beginning; thence N 55deg 32' 20" W along the Northerly boundary line of said subdivision and the Southerly right of way of the Old Gilmore & Pittsburgh Railway, a distance of 251.90 ft. to the NW corner of said Block 2; thence S 16deg 13' 30" W along the Westerly boundary line of said subdivision a distance of 88.61 ft. to a point on the Northerly right of way of Shoup Street; thence N 62deg 28' 30" W along said right of way a distance of 43.40 ft. to a point on a fence line extended; thence the following courses and distances along said fence line: N 12deg 17' 10" E 98.73 ft.; N 55deg 32' 29" W 209.84 ft.; N 35deg 11' 17" E 94.96 ft.; S 57deg 21' 52" E 177.53 ft.; N 69deg 10' 03" E 32.48 ft. to a point on the centerline of the Town Ditch; thence N 04deg 19' 21" W along said centerline, a distance of 50.17 ft. to a point on a fence line extended; thence S 58deg 11' 24" E along said fence line a distance of 224.64 ft. to a point on the Westerly right of way of the Lemhi Road; thence S 00deg 19' 38" E along said right of way a distance of 217.75 ft. to the POINT OF BEGINNING. Parcel contains 69082 Sq Ft (1.59 acres).

Trust Quitclaim Deed

For Valuable Consideration Received

THE MATTHEWS-VARILONE FAMILY TRUST
Dated: November 1, 2014.

the Grantor, does hereby transfer and convey unto:

LINDA A. MATTHEWS
A Single Person
whose current address is: 210 Lemhi Street
Salmon, Idaho 83467

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

SEE EXHIBIT "A" ATTACHED HERETO AND MADE A PART HEREOF

ALSO TOGETHER WITH all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and the rents, issues and profits thereto.

Dated: the 6th day of September 2017.

THE MATTHEWS-VARILONE FAMILY TRUST, Dated: November 1, 2014.

By: Linda A. Matthews By: C. Jeanne Varilone
LINDA A. MATTHEWS, Trustee C. JEANNE VARILONE, Trustee

STATE OF IDAHO)

County of Lemhi)

On this 6th day of September, 2017, before me a Notary Public in and for Said State, personally appeared LINDA A. MATTHEWS and C. JEANNE VARILONE, known to me to be the persons whose names are subscribed to the within instrument, as the trustees of the MATTHEWS-VARILONE FAMILY TRUST, dated November 1, 2014 and I acknowledged to me that they executed the same.

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



Milton A. Slavin
Notary Public for State of Idaho
Residing at SALMON ID
My Commission Expires: 11/14/17

TAX DESCRIPTION

Tax Number:	Sec. #:	Twp. #:	Rge. #:	Seller:
3810	8	21	22	New legal for M Mae Miller from survey #232247
Date: 1/7/1987				Buyer: M Mae Miller

Instrument #: 232247

Description:

Located in the City of Salmon, NW4NE4, Section 8, SW4SE4, Section 5, T. 21 N., R. 22 E., Boise Meridian, Lemhi County, Idaho, more particularly described as follows: Commencing at the SE corner of said Section 8 from which the SE corner of Section 9, bears N 88deg 03' 59" E 5252.48 ft., the basis of bearing of this description. Run thence N 18deg 30' 35" W a distance of 5201.92 ft. to the NE corner of Block 2 of the Norton Subdivision and the Point of Beginning; thence N 55deg 32' 20" W along the Northerly boundary line of said subdivision and the Southerly right of way of the Old Gilmore & Pittsburgh Railway, a distance of 251.90 ft. to the NW corner of said Block 2; thence S 18deg 13' 30" W along the Westerly boundary line of said subdivision a distance of 88.81 ft. to a point on the Northerly right of way of Shoup Street; thence N 62deg 28' 30" W along said right of way a distance of 43.40 ft. to a point on a fence line extended; thence the following courses and distances along said fence line: N 12deg 17' 10" E 98.73 ft.; N 55deg 32' 29" W 209.84 ft.; N 35deg 11' 17" E 94.98 ft.; S 57deg 21' 52" E 177.53 ft.; N 69deg 10' 03" E 32.48 ft. to a point on the centerline of the Town Ditch; thence N 04deg 19' 21" W along said centerline, a distance of 50.17 ft. to a point on a fence line extended; thence S 58deg 11' 24" E along said fence line a distance of 224.64 ft. to a point on the Westerly right of way of the Lemhi Road; thence S 00deg 19' 35" E along said right of way a distance of 217.75 ft. to the POINT OF BEGINNING. Parcel contains 69082 Sq Ft (1.59 acres).

RECEIVED

JUN 04 2018

DEPARTMENT OF
WATER RESOURCES

SCHEDULE "A"
OF THE
MATTHEWS-VARILONE FAMILY TRUST

The following asset is hereby transferred to the Trustees as part of the trust Estate and will be administered and distributed in accordance with the terms of the Revocable Living Trust of the MATTHEWS-VARILONE FAMILY TRUST, dated November 1, 2014.

The following constitutes the property of the Trustors, and the Trustors hereby declare that all property in which they have an interest or which stand in the names of LINDA A. MATTHEWS and C. JEANNE VARILONE, is wholly their separate property under the laws of the State of Idaho, irrespective of the manner in which record title is held or has been held prior to the transfer to the trustees under this Trust:

The undersigned assigns, sets over and delivers all of their right, title and interest to their real property located in Lemhi County, Idaho. The description of said property is set forth below:

TAX DESCRIPTION

Tax Number:	Sec. #:	Twp. #:	Rge. #:	Seller:
3810	8	21	22	New legal for M Mae Miller from survey #232247

Date: 1/7/1997

Buyer: M Mae Miller

Instrument #: 232247

Description:

Located in the City of Salmon, NW4NE4, Section 8, SW4SE4, Section 5, T. 21 N., R. 22 E., Boise Meridian, Lemhi County, Idaho, more particularly described as follows: Commencing at the SE corner of said Section 8 from which the SE corner of Section 9, bears N 89deg 03' 59" E 5252.46 ft., the basis of bearing of this description. Run thence N 16deg 30' 35" W a distance of 5201.92 ft. to the NE corner of Block 2 of the Norton Subdivision and the Point of Beginning; thence N 55deg 32' 20" W along the Northerly boundary line of said subdivision and the Southerly right of way of the Old Gilmore & Pittsburgh Railway, a distance of 251.90 ft. to the NW corner of said Block 2; thence S 16deg 13' 30" W along the Westerly boundary line of said subdivision a distance of 88.61 ft. to a point on the Northerly right of way of Shoup Street; thence N 62deg 28' 30" W along said right of way a distance of 43.40 ft. to a point on a fence line extended; thence the following courses and distances along said fence line: N 12deg 17' 10" E 98.73 ft.; N 55deg 32' 29" W 209.84 ft.; N 36deg 11' 17" E 94.96 ft.; S 57deg 21' 52" E 177.53 ft.; N 69deg 10' 03" E 32.48 ft. to a point on the centerline of the Town Ditch; thence N 04deg 19' 21" W along said centerline, a distance of 50.17 ft. to a point on a fence line extended; thence S 58deg 11' 24" E along said fence line a distance of 224.64 ft. to a point on the Westerly right of way of the Lemhi Road; thence S 00deg 19' 38" E along said right of way a distance of 217.76 ft. to the POINT OF BEGINNING. Parcel contains 69082 Sq Ft (1.59 acres).

The undersigned Trustors, named in the foregoing Trust Agreement, hereby certify that they have read said trust Agreement and that it fully and accurately sets out the terms and Trust conditions under which the Trust Estate herein described is to be held, managed and disposed of by the Trustees herein named; and, that they hereby approve, ratify and confirm the said Trust Agreement.

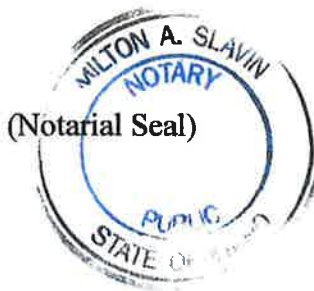
DATED this 24 day of October 2014.

Linda A. Matthews
LINDA A. MATTHEWS

STATE OF IDAHO)
 : ss.
County of Lemhi)

On this 24 day of October, 2014, before me, the undersigned, a Notary Public in and for said State, personally appeared **LINDA A. MATTHEWS**, known to me to be the person whose name is subscribed to the within instrument as a trustee of the MATTHEWS-VARILONE FAMILY TRUST dated November 1, 2014 and acknowledged to me that she executed the same.

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



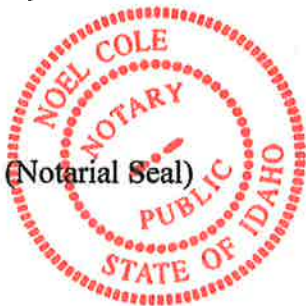
Milton A. Slavin
Notary Public for State of Idaho
Residing at SALMON ID
My Commission Expires: 11/14/17

C. Jeanne Varilone
C. JEANNE VARILONE

STATE OF IDAHO)
 : ss.
County of CARIBOU)

On this 27 day of October, 2014, before me, the undersigned, a Notary Public in and for said State, personally appeared **C. JEANNE VARILONE**, known to me to be the person whose name is subscribed to the within instrument as a trustee of the MATTHEWS-VARILONE FAMILY TRUST dated November 1, 2014 and acknowledged to me that they executed the same.

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



Noel Cole
Notary Public for State of Idaho
Residing at 70 E 2nd S Soda Springs ID
My Commission Expires: Jan. 23, 2018

WILLS\MATTHEWS-VARILONE.FAMILY.TRUST.EXHA\2165-14

FILED ON
OCT 31 2014
LEMHI COUNTY MAGISTRATE

IN THE DISTRICT COURT OF THE SEVENTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF LEMHI

IN THE MATTER OF THE ESTATE OF

LINDA A. MATTHEWS
and
C. JEANNE VARILONE

Registration of Trust

Category: H. 3.
Fee: No Fee

1. The undersigned, as the present trustees of the trust described below, state and represent that:
 - a) The principal place of administration of the trust and the place at which the trust at which the trust records are kept is Salmon, Idaho.
 - b) The trust has not been registered elsewhere.
2. The trust is a revocable intervivos trust established by LINDA A. MATTHEWS and C. JEANNE VARILONE as settlors with LINDA A. MATTHEWS and C. JEANNE VARILONE as the original trustees, said trust to be known as the MATTHEWS-VARILONE FAMILY TRUST, under a written instrument dated November 1st, 2014.
3. The undersigned acknowledges the existence of the trust and submits to the jurisdiction of the Court in any proceeding relating to the trust that may be instituted by any interested person

DATED this 24th day of October 2014.

Linda A. Matthews
LINDA A. MATTHEWS

C. Jeanne Varilone
C. JEANNE VARILONE

VERIFICATION

STATE OF IDAHO)
) : ss.
County of Lemhi)

The undersigned, being sworn, having read the foregoing, says the facts set forth therein are accurate and complete to the best of the undersigned's knowledge and belief.

Linda A. Matthews
LINDA A. MATTHEWS

2014. SUBSCRIBED AND SWORN TO before me this 24th day of October



Milt A. Slavin
Notary Public for State of Idaho
Residing at 542 N. 2nd St. ID
My Commission Expires: 11/14/17

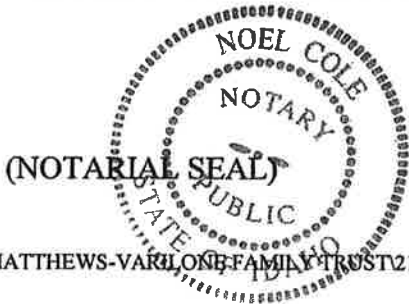
VERIFICATION

STATE OF IDAHO)
) : ss.
County of CARIBOU)

The undersigned, being sworn, having read the foregoing, says the facts set forth therein are accurate and complete to the best of the undersigned's knowledge and belief.

C. Jeanne Varilone
C. JEANNE VARILONE

2014. SUBSCRIBED AND SWORN TO before me this 27 day of October



Noel Cole
Notary Public for State of Idaho
Residing at 70E 2nd S Soda Springs ID
My Commission Expires: Jan. 23, 2018

TRUST MATTHEWS-VARILONE FAMILY TRUST 2165-14



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street • P.O. Box 83720 • Boise, Idaho 83720-0098

Phone: (208) 287-4800 • Fax: (208) 287-6700 • Website: www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

June 7, 2018

LINDA A MATTHEWS
210 LEMHI ST
SALMON ID 83467

Re: Change of Ownership for Water Right Nos: 74-443 and 74-444

Dear Water Right Holder:

The Department acknowledges the receipt of correspondence changing ownership of the above referenced water rights to you. The Department has modified its records to reflect this change in ownership and has enclosed a computer-generated report 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 Idaho Code §§ 42-222 and 42-223.

Also note that as of July 1, 1996, water right owners are required to report any change of water right ownership and any change of mailing address of the owner of a water right to the Department. Notice of the change must be provided to the Department within 120 days of the change. Change reporting forms are available from any office of the Department, or at www.idwr.idaho.gov.

Thank you for your patience. If you have any questions concerning the enclosed information, please feel free to contact me at (208) 287-4920.

Sincerely,

Debbi Judd
Technical Records Specialist

Enclosures



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street • P.O. Box 83720 • Boise, Idaho 83720-0098

Phone: (208) 287-4800 • Fax: (208) 287-6700 • Website: www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

May 23, 2018

LINDA MATTHEWS
210 LEMHI ST
SALMON ID 83467

RE: Change in Ownership of Water Right Nos. 74-443 and 74-444

Dear Interested Party:

The Department of Water Resources acknowledges receipt of your Notice of Change in Water Right Ownership. Our review of your notice indicates that additional information is required before we can process the change.

You submitted a Deed of Distribution by Personal Representative conveying ownership of the property from M. Mae Miller to C Jeanne Varilone and Linda A. Matthews. You also submitted a Trust Quitclaim Deed conveying property from The Matthews-Varilone Family Trust to Linda A. Matthews. We will require conveyance documents indicating the chain of title from C. Jeanne Varilone to The Matthews-Varilone Family Trust.

Because the Department cannot process the ownership change without proper documentation, we will hold any action on your notice pending receipt of the necessary information. If we do not receive the necessary information and fees within 30 days we will return your notice and all attachments and your notice will not be processed. You can send the documents to the address above, fax it to (208) 287-6700 attention Debbi, or email to debby.judd@idwr.idaho.gov.

If you have any questions, please contact me at (208) 287-4920.

Sincerely,

Debby Judd
Technical Records Specialist