

RECEIVED

MAY 31 2018

DEPARTMENT OF
WATER RESOURCESSTATE OF IDAHO
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.

Water Right/Claim No.	Split?	Water Right/Claim No.	Split?	Water Right/Claim No.	Split?
79-14128	Yes ☒	79-14267	Yes ☐		Yes ☐
79-14196	Yes ☒	79-14268	Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐

2. Previous Owner's Name: Debra Bader

Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): Raymond and Kay Payton

Name of each new owner as listed on the conveyance document

New owner continued

Name connector ☐ and ☐ or ☐ and/or

P.O. Box 309

Mailing address

Higgins

City

State

ZIP

208-901-1189

Telephone

Email

raypayt@gmail.com

raypayt@gmail.com

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: Feb 1993

6. 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. $\$25 \times 1 = \$25$
 - \$100 per split water right. $\$100 \times 2 = \$200.00$
 - No fee is required for pending adjudication claims.

SUPPORT DATA

IN FILE # 79-14128

7. Signature: Raymond E. Payton

Signature of new owner/claimant

Title, if applicable

Date

5/31/18

- Signature: Kay J. Payton

Signature of new owner/claimant

Title, if applicable

Date

5-31-18

For IDWR Office Use Only:

Received by DBB

Date

May 31, 2018

Receipt No.

C105175

Receipt Amt.

\$200.00

Approved by

Processed by

Jmh

Date

6-1-18

Instrument # 514129

IDAHO COUNTY, IDAHO,

5-30-2018 02:47:06 PM No. of Pages: 2

Recorded for : CAROLYN FRIEND

KATHY M. ACKERMAN

Fee: 15.00

Ex-Officio Recorder Deputy

QUITCLAIM DEED

GRANTOR, DEBRA BADER and WILLIAM A BADER II, wife and husband, of P.O. Box 484, Riggins, Idaho 83549, as GRANTORS, for good and valuable consideration, the receipt of which is hereby acknowledged, do hereby REMISE, RELEASE and forever QUITCLAIM, unto RAYMOND E. PAYTON and KAY F. PAYTON, husband and wife, of P.O. Box 309, Riggins, Idaho 83549, as GRANTEES, and to Grantees' heirs and assigns forever, the following described rights of the Grantors to divert the water appurtenant to real property situate in Idaho County, State of Idaho, to wit:

A portion of Water Right # 79-14128 located in the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of T24N R1E Section 4, priority date: July 14, 1906; decreed date: February 20, 2008; equivalent to 2 acres of irrigation with a diversion rate of .04 c.f.s.;

AND,

A portion of Water Right # 79-14196 located in the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of T24N R1E Section 4, priority date: October 23, 1906; decreed date: February 20, 2008; equivalent to 2 acres of irrigation with a diversion rate of .05 c.f.s.

Said portions of Water Right #'s 79-14128 and 79-14196 are limited to the irrigation of a combined total of two (2) acres in a single irrigation season.

Grantors do hereby represent said water rights to be free and clear of all liens and encumbrances. The terms of this deed shall be binding upon the heirs, successors and assigns of the signatory parties hereto.

IN WITNESS WHEREOF, the said Grantors have hereunto set their hands and seals.


DEBRA BADER


WILLIAM A BADER II

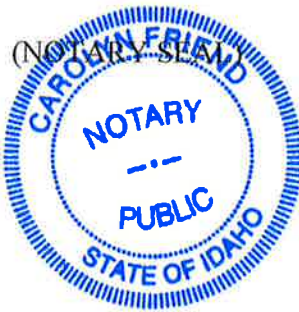
STATE OF IDAHO)

ss

County of Idaho)

On this 30th day of May, 2018, before me, a Notary Public, in and for said County and State, personally appeared, DEBRA BADER and WILLIAM A BADER II, known to me to be the persons whose names are subscribed to the within instrument, and they acknowledged to me that they freely executed the same.

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



Carolyn Friend
Notary Public for the State of Idaho,
Residing at Riggins, therein.
My commission expires 08-08-2022.

State of Idaho
Department of Water Resources

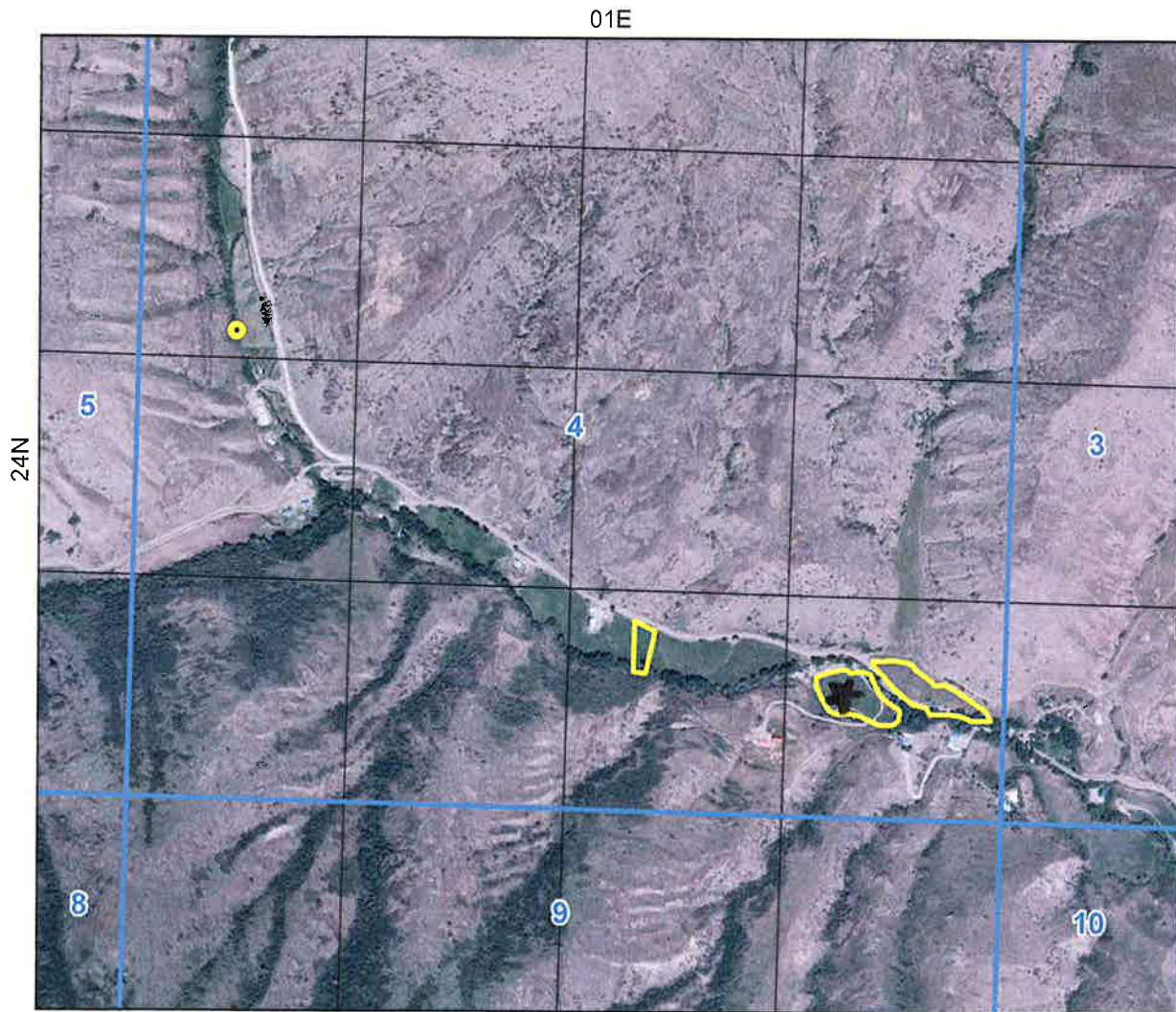
Water Right

79-14196 and 14128

only
* = place of use
being
transferred

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 0.125 0.25 0.5 Miles



367467

COMPUTER
INDEXED
FACED
FILMED
ASSIGNOR

WARRANTY DEED
(CORPORATE FORM)

R & S REALTY CORP., a corporation organized and existing under the laws of the State of New Hampshire and authorized to do business in the State of Idaho, with its principal office at Plaistow, New Hampshire, Grantor, hereby CONVEYS, GRANTS and WARRANTS TO RAYMOND E. PAYTON and KAY F. PAYTON, husband and wife, Grantees, whose address is P. O. Box 309, Riggins, Idaho, 83549, for the sum of Ten Dollars (\$10.00) and other good and valuable consideration, lawful money of the United States of America, to Grantor in hand paid by the Grantees, the receipt whereof is hereby acknowledged by Grantor, all of the following described real property, situated in the County of Idaho, State of Idaho, to-wit:

See attached Exhibit "A" which exhibit is incorporated herein by reference as if set forth in full.

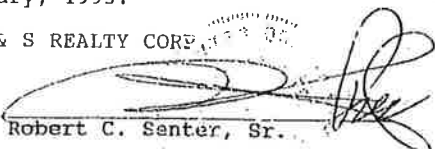
TOGETHER with the appurtenances and all the estate and rights of the Grantor in and to such premises, but subject to all matters apparent, reservations, exceptions, and all matters of record, and all matters of title.

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 it is the owner in fee simple of said premises and that they are free from all encumbrances except as stated above in this Deed. Grantor further covenants and agrees that it will warrant and defend the same from all lawful claims whatsoever.

The officers of the Grantor corporation who sign this Deed hereby certify that this Deed and the transfer represented thereby was duly authorized under a resolution duly adopted by the Board of Directors of the Grantor corporation at a lawful meeting duly held and attended by a quorum.

IN WITNESS WHEREOF, the Grantor has caused its corporate name and seal to be hereunto affixed by its duly authorized officers this 11th day of February, 1993.

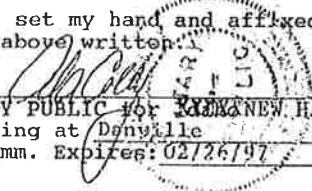
R & S REALTY CORP.

By 
Robert C. Senter, Sr.

STATE OF NEW HAMPSHIRE)
) SS:
County of Rockingham)

On this 11th day of February, 1993, before me, the undersigned, a Notary Public in and for said State, personally appeared Robert C. Senter, Sr., known or identified to me to be the President of the corporation that executed the instrument or the person who executed the instrument on behalf of said corporation, and acknowledged to me that such corporation executed the same.

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


NOTARY PUBLIC for ~~NEW HAMPSHIRE~~
Residing at Derryville
My Comm. Expires: 02/26/97

Filed and recorded at the request of Idaho County Title
at 2:23 o'clock A M this 16 day of Feb 1993

By R. Johnson
Deputy

ROSE E. GEHRING

Ex-Officio Auditor and Recorder
Idaho County, Idaho

Fee \$ 42.00

EXHIBIT A

to

RAY PAYTON

A parcel of property located within the south $\frac{1}{2}$ of Section 4, T 24 N. R 1 E, S.M., Idaho County, Idaho, which parcel is more particularly described from a survey as follows:

Beginning at the south $\frac{1}{2}$ corner of said Section 4, which point is the initial point of beginning,

thence	N 2° 37' 38" W	544.579' to an existing fence corner,
thence	N 56° 05' 12" W	507.728' along an existing fence,
thence	N 14° 20' 00" E	201.463' along an existing fence,
thence	N 73° 14' 31" W	156.023' along an existing fence,
thence	N 10° 48' 18" E	357.555' along an existing fence to a point in the thread of Race Creek, thence following the thread of Race Creek which thread is approximated by the following traverse calls,
thence	S 48° 36' 40" E	289.719',
thence	S 52° 34' 54" E	198.142',
thence	S 33° 53' 18" E	161.330',
thence	S 78° 51' 30" E	1043.020',
thence	N 69° 25' 05" E	459.483',
thence leaving the thread of Race Creek	N 7° 26' 46" E	58.976' to a point south of Race Creek Road,

EXHIBIT A
2

thence	S 87° 15' 00" E	315.158',
thence	S 49° 20' 56" E	400.590',
thence	S 58° 20' 07" W	232.156' to a point at an existing fence corner,
thence	S 14° 15' 53" E	164.482',
thence	S 33° 19' 49" W	503.316' to a point on the line between Sections 4 and 9,
thence	S 89° 31' 51" W	1632.187' along said section line back to the initial point of beginning,

which said parcel contains some 43.48215 acres.





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

June 01, 2018

RAYMOND E PAYTON
KAY F PAYTON
PO BOX 309
RIGGINS ID 83549-0309

Re: Change in Water Right Ownership: 79-14128 (Split into 79-14128 and **79-14267**), 79-14196 (Split into 79-14196 and **79-14268**)

Dear Water Right Holder(s):

The Department of Water Resources (Department) acknowledges the receipt of correspondence changing ownership of a portion of the above referenced water right(s) to you. The Department has modified its records based on the information received and has enclosed a computer-generated report for you.

Your portion of each water right(s) has a specified point of diversion, nature of use and place of use. If you plan to change the authorized point of diversion, nature of use, or place of use, including adding a new point of diversion, you must file an Application for Transfer of Water Right. If you do not plan to change any elements of your water right, then no further action is required at this time.

The portion of the water right retained by the original right holder retains the original water right number. The Department is sending the original right holder a copy of this letter and a computer-generated report showing the changes to the original water right.

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: DEBRA BADER