

RECEIVED

APR 16 2018

DEPARTMENT OF
WATER RESOURCESSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

APR 13 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?
75-14854	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: Gapp Family Trust
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): John M Riley John L Riley
New owner(s) as listed on the conveyance document Name connector ☒ and ☐ or ☐ and/or
- 755 Spruce St Junction City Or 97448
Mailing address City State ZIP
541-556-0355 Rileyplumbingjc@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. 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: [Signature] Title, if applicable: _____ Date: 4/10/18
Signature: [Signature] Title, if applicable: _____ Date: 4/10/18

For IDWR Office Use Only:

Received by [Signature] Date 4/13/18 Receipt No. E043894 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 [Signature] Processed by [Signature] Date 4-25-18

Trustees Deed

For Value Received

**Gary C Gapp and Dixie L Gapp, Trustees of the Gapp Family Trust under
declaration of Trust dated June 17, 2005**

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

**John Lindsey Riley, a married man as his sole and separate property and John M
Riley, a married man as his sole and separate property**

Whose current address is:

**755 Spruce St
Junction City, OR 97448**

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: May 12, 2017

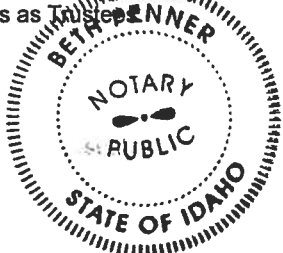
The Gapp Family Trust under Declaration of Trust dated June 17, 2005

Gary C Gapp Trustee
By: Gary C Gapp, Trustee

Dixie L Gapp Trustee
By: Dixie L Gapp, Trustee

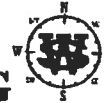
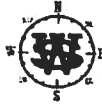
State of Idaho)
County of lemhi) ss

On this 12th day of May, 2017, before me a notary public in the above referenced state, personally appeared **Gary C Gapp and Dixie L Gapp**, known or identified to me (or proved to me on the oath of _____), to be the person whose name is subscribed to the within instrument as Trustees of The Gapp Family Trust under declaration of Trust dated June 17, 2005, and acknowledged to me that they subscribed the name of The Gapp Family Trust under declaration of Trust dated June 17, 2005, thereto as principal, and their own names as Trustees.



Beth Penner
Notary Public
Residing at: Salmon, ID
My Commission Expires: July 24, 2019

Exhibit 'A'
Legal Description



WADE SURVEYING
Global Positioning Service
Land Surveying and Planning
402 Van Dreff St.
Salmon, Idaho 83467

Phone: (208)-756-3070

December 13, 2016

PARCEL "A"

A parcel of land located in H.E.S. 55, Unsurveyed Section 21, T. 25 N., R. 21 E., Boise Meridian, Lemhi County, Idaho, more particularly described as follows;

Beginning at Corner No. 12 of said H.E.S. 55 and H.E.S. 89A from which Corner No. 13 bears N 33°01'50"E a distance of 435.10 ft., the Basis of Bearing of this description;

Thence N 41°00'33"W along Line 12-11 of said H.E.S. a distance of 549.80 ft. to Corner 11 of said H.E.S. 55 and 89A;

Thence N 06°29'00"W along Line 11-10 of said H.E.S. a distance of 108.07 ft. to Corner No. 10 of said H.E.S. 55 and 89A;

Thence N 72°39'51"W along Line 10-9 of said H.E.S. a distance of 326.58 ft. to Corner No. 9 of said H.E.S. 55 and 89A;

Thence N 01°03'55"W along Line 9-8 a distance of 289.22 ft.;

Thence S 72°17'09"E a distance of 108.13 ft. to a point on the centerline of Hidden Acres Lane;

Thence the following courses along said centerline;

175.29 ft. along a curve to the left having a delta of 66°57'27", a radius of 150.00 ft. and a chord bearing of S 57°38'20"E for a distance of 165.49 ft.; N 88°52'57"E 30.05 ft.; 116.86 ft. along a curve to the right having a delta of 26°46'59", a radius of 250.00 ft. and a chord bearing of S 77°43'34"E for a distance of 115.80 ft.; S 64°20'04"E 47.83 ft.; 87.91 ft. along a curve to the right having a delta of 23°59'04", a radius of 210.00 ft. and a chord bearing of S 52°20'33"E for a distance of 87.27 ft.;

Thence N 65°14'24"E a distance of 57.61 ft. to a point on the centerline of the North Fork of the Salmon River;

Thence the following courses along said centerline;

S 24°45'36"E 152.66 ft.; S 04°49'38"E 260.18 ft.; S 09°29'47"W 67.97 ft.;

Thence S 67°24'45"E a distance of 169.74 ft. to a point of the westerly right-of-way of U.S. Highway 93;

Thence S 21°17'35"W along said right-of-way a distance of 112.83 ft. to a point on Line 13-12 of said H.E.S.;

Thence S 33°01'50"W along said line a distance of 93.15 ft. to the POINT OF BEGINNING.

PARCEL CONTAINS 5.69 ACRES.

TOGETHER WITH AND SUBJECT TO:

A 60.00 ft. wide exclusive easement for ingress, egress and utility purpose for adjoining property owner only 30.00 ft on either side of the following described centerline located in H.E.S. 55, Unsurveyed Section 21, T. 25 N., R. 21 E., Boise Meridian, Lemhi County, Idaho, more particularly described as follows;

Commencing at Corner No. 12 of said H.E.S. 55 and H.E.S. 89A from which Corner No. 13 bears N 33°01'50"E a distance of 435.10 ft., the Basis of Bearing of this description run thence N 33°01'50"E a distance of 93.15 ft. to a point on the westerly right-of-way of U.S. Highway 93; Thence N 21°17'35"E along said right-of-way a distance of 97.06 ft. to the POINT OF BEGINNING;

Thence the following courses along said centerline;

N 75°32'18"W 100.67 ft.; N 67°24'45"W 113.37 ft.; 74.82 ft. along a curve to the right having a delta of 91°12'50", a radius of 47.00 ft. and a chord bearing of N 21°48'20"W for a distance of 67.17 ft.; N 23°48'05"E 41.98 ft.; 93.62 ft. along a curve to the left having a delta of 34°49'50", a radius of 154.00 ft. and a chord bearing of N 06°23'10"E for a distance of 92.18 ft.; N 11°01'45"W 166.91 ft.; 107.47 ft. along a curve to the left having a delta of 53°18'20", a radius of 210.00 ft. and a chord bearing of N 37°40'54"W for a distance of 188.40 ft.; N 64°20'04"W 47.83 ft.; 116.86 ft. along a curve to the left having a delta of 26°46'59", a radius of 250.00 ft. and a chord bearing of N 77°43'34"W for a distance of 115.80 ft.; S 88°52'57"W 30.05 ft.; 175.29 ft. along a curve to the right having a delta of 66°57'27", a radius of 150.00 ft. and a chord bearing of N 57°38'20"W for a distance of 165.49 ft. to the POINT OF TERMINUS.

Page 2 of 2 of Parcel "A"

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READ & APPROVED

Trustees Deed

For Value Received

**Gary C Gapp and Dixie L Gapp, Trustees of the Gapp Family Trust under
declaration of Trust dated June 17, 2005**

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

**John Michael Riley, a married man as his sole and separate property and John M
Riley, a married man as his sole and separate property**

Whose current address is:

**755 Spruce St
Junction City, OR 97448**

the grantee, the following described premises, to-wit:

See Attached Legal Description as Exhibit 'A'

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Dated: May ____, 2017

The Gapp Family Trust under Declaration of Trust dated June 17, 2005

By: Gary C Gapp, Trustee

By: Dixie L Gapp, Trustee

State of _____)
County of _____) ss

On this ____ day of _____, 2017, before me a notary public in the above referenced state, personally appeared Gary C Gapp and Dixie L Gapp, known or identified to me (or proved to me on the oath of _____), to be the person whose name is subscribed to the within instrument as Trustees of The Gapp Family Trust under declaration of Trust dated June 17, 2005, and acknowledged to me that they subscribed the name of The Gapp Family Trust under declaration of Trust dated June 17, 2005, thereto as principal, and their own names as Trustees.

Notary Public
Residing at: _____
My Commission Expires: _____

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Global Positioning Service

Land Surveying and Planning

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Phone: (208)-756-3070

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and a chord bearing of S 77°43'34"E for a distance of 115.80 ft.;

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Page 2 of 2 of Parcel "A"

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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

April 25, 2018

JOHN M RILEY
JOHN L RILEY
755 SPRUCE ST
JUNCTION CITY OR 97448-1020

Re: Change in Ownership for Water Right No(s): 75-14854

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) 287-4942.

Sincerely,

Jean Hersley
Technical Records Specialist II

Enclosure(s)



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

April 18, 2018

JOHN M RILEY
JOHN L RILEY
755 SPRUCE ST
JUNCTION CITY OR 97448-1020

RE: Change in Ownership Water Right No(s): 75-14854

Dear Interested Parties:

The Department of Water Resources (Department) acknowledges receipt of your Notice of Change in Water Right Ownership (Notice).

Our review of your Notice indicates that additional information is required before the Department can process the change. The information required is indicated below:

X Signed and Notarized copy of the Trustees Deed provided with the request. Also the Trustees Deed conveys the property to John Michael Riley and John M Riley. The form you submitted lists John M Riley and John L Riley as the current owners.

Because the Department cannot process the Notice 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 within 30 days we will return your notice and all attachments and your notice will not be processed.

Also, please note that permit holders are required to report any change of ownership and/or mailing address to the Department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee. Forms to assign ownership or update your address are available from any office of the Department or on the Department's website.

If you have any questions regarding this matter, please contact me at (208) 287-4942.

Sincerely,

Jean Hersley
Technical Records Specialist II

Enclosure(s)