

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

DEC 29 2017

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?
37-22255	Yes ☒	Yes ☐		Yes ☐	Yes ☐
³⁷ 37-23095	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Peter Trust LP
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Weldon Wankier & Marilyn J. Wankier, Trustees of the Weldon & Marilyn J. Wankier Living Trust
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or
- PO Box 194 Sun Valley ID 83353
Mailing address City State ZIP
(208) 928-7879 wwsunvalley@cox.net
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: November 30, 2017
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: Weldon Wankier Weldon Wankier, Trustee 12-26-17
Signature of new owner/claimant Title, if applicable Date

Signature: Marilyn J. Wankier Marilyn J. Wankier, Trustee 12-26-17
Signature of new owner/claimant Title, if applicable Date

For IDWR Office Use Only:

Received by TK Date 12/29/2017 Receipt No. 0104479 Receipt Amt. 100.00
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 Date

**RECORDING REQUESTED BY AND
WHEN RECORDED MAIL TO:**

**SPECK & AANESTAD
P.O. Box 987
Ketchum, ID 83340**

(space above line for Recorder's use)

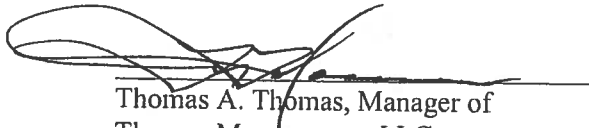
QUITCLAIM DEED

FOR VALUE RECEIVED, PETER TRUST, LP, a Nevada limited partnership, ("Grantor"), does hereby convey, release, remise, and forever quitclaim to WELDON WANKIER and MARILYN J. WANKIER, TRUSTEES of THE WELDON AND MARILYN J. WANKIER LIVING TRUST DATED MARCH 23, 2000, whose current address is Post Office Box 194, Sun Valley, Idaho, 83353 ("Grantee"), all its right, title, and interest in and to the following described property, situated in Blaine County, Idaho, to wit:

Ten and 91/100ths per cent (10.91%) of Water Right No. 37-22255
as identified on the records of the Idaho Department of Water
Resources and more particularly described on Exhibit A attached
hereto, said portion being appurtenant to Lot 5, River Grove Ranch
Subdivision

DATED this 30th day of November, 2017.

PETER TRUST, LP

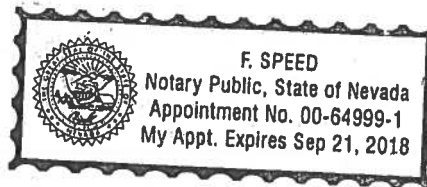

Thomas A. Thomas, Manager of
Thomas Management, LLC, a
Nevada limited liability company as
Managing Partner of Peter Trust, LP

STATE OF NEVADA)
County of CLARK) :ss.

On this 30th day of November, 2017 before me, the undersigned, a notary public in and for said state, personally appeared **Thomas A. Thomas, Manager of Thomas Management, LLC, a Nevada limited liability company, the Managing Partner of PETER TRUST, LP, a Nevada limited partnership**, known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same on behalf of said limited liability company as the managing partner of limited partnership.

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

F. Speed.
Notary Public for State of Nevada
Residing at: 2300 W. Sahara Ave #550 LV. NV
Comm. Expires: 9.21.18 89102.



Close

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

10/30/2017

WATER RIGHT NO. 37-22255

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	PETER TRUST LP 2300 W SAHARA AVE STE 530 LAS VEGAS, NV 89102 7029202800
Representative	BROCKWAY ENGINEERING PLLC CHARLES E BROCKWAY 2016 N WASHINGTON ST STE 4 TWIN FALLS, ID 83301 2087368543

Priority Date: 05/01/1883

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
BIG WOOD RIVER	MALAD RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/15	10/31	0.74 CFS	
Total Diversion			0.74 CFS	

Location of Point(s) of Diversion:

BIG WOOD RIVER	SWNE	Sec. 05	Township 02N	Range 18E	BLAINE County
BIG WOOD RIVER	SENE	Sec. 05	Township 02N	Range 18E	BLAINE County

Place(s) of use:

Place of Use Legal Description: IRRIGATION BLAINE County

EXHIBIT A

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
02N	18E	4		NWSW	2.6		SWSW	7.9						
		5		NESE	6									

Total Acres: 16.5

Conditions of Approval:

1. This right shall provide no more than 0.03 cfs per acre at the field headgate for irrigation of the lands in the place of use whenever sprinkler methods of irrigation are used.
2. R05 Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 37.
3. R43 The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
4. 004 This right does not grant any right-of-way or easement across the land of another.
5. T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
6. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
7. T19 Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

Dates:

Licensed Date:

Decreed Date: 08/30/2011

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: Or

Water District Number: 37

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

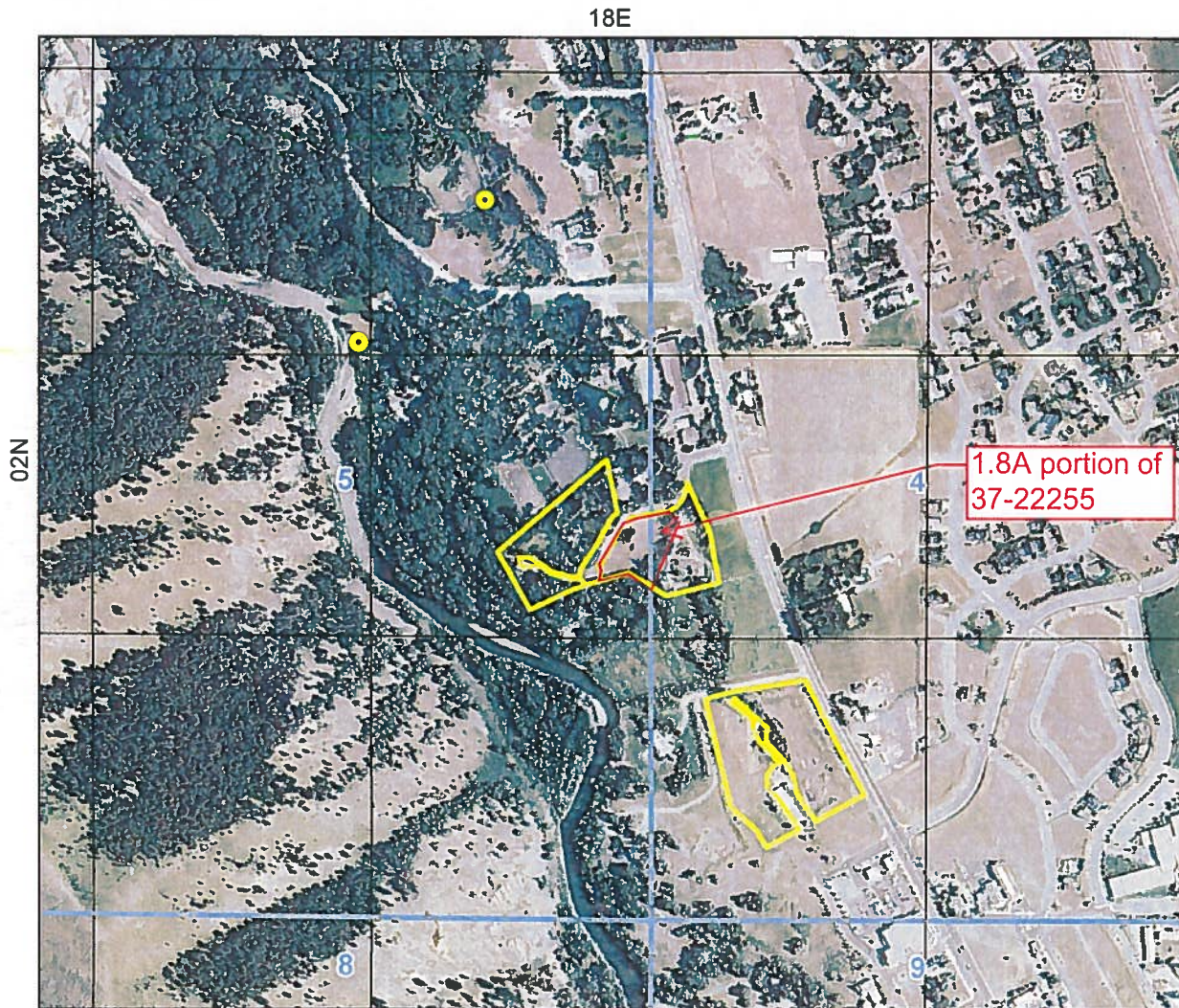
State of Idaho
Department of Water Resources

Water Right

37-22255

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 0.1 0.2 0.4 Miles





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 • Web Site: www.idwr.idaho.gov

GARY SPACKMAN
Director

C.L. "BUTCH" OTTER
Governor

January 3, 2018

WELDON & MARILYN J WANKIER LIVING TRUST
PO BOX 194
SUN VALLEY ID 83353

Re: Change in Water Right Ownership: 37-22255 (Split into 37-22255 and **37-23095**)

Dear Water Right Holder(s):

The Department acknowledges the receipt of correspondence changing ownership 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 these water rights has a specified point of diversion, nature of use and place of use. If you plan on changing the nature of use, place of use, or point of diversion under this right, including adding a new point of diversion, then an Application for Transfer on your portion of this right is required. If you do not plan on changing any items on your water right, then no further action is required at this time.

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 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 Sections 42-222 and 42-223, Idaho Code.

Please note, 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. Water right forms are available from any office of the Department, or at www.idwr.idaho.gov.

Please contact me at 208-287-4942 if you have any questions concerning the enclosed information or this letter.

Sincerely,

A handwritten signature in cursive script, appearing to read "Jean Hersley".

Jean Hersley
Technical Records Specialist II

Enclosure

c: Water District No. 37
Speck & Aanestad



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 • Web Site: www.idwr.idaho.gov

GARY SPACKMAN
Director

C.L. "BUTCH" OTTER
Governor

January 3, 2018

PETER TRUST LP
2300 W SAHARA AVE STE 530
LAS VEGAS NV 89102

Re: Change in Water Right Ownership: 37-22255 (Split into **37-22255** and 37-23095)

Dear Water Right Holder(s):

We have received and processed a Change of Ownership for a portion of your original Water Right as referenced above. This change of ownership resulted in a split of your original water right.

When a portion of the original water right has been conveyed to another and the original right has been split, a new water right number is issued to the new owner representing their portion of the original water right. Each water right contains only the portion of the original right for each separate owner. The original water right number reflects your remaining portion of the water right, after the change of ownership. Enclosed is a copy of this water right for your records. Please refer to your water right number when corresponding with our office.

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 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 Sections 42-222 and 42-223, Idaho Code.

If you have any questions concerning this ownership change, or the enclosed information, please contact me at 208-287-4942.

Sincerely,

Jean Hersley
Technical Records Specialist II

Enclosure

c: Water District No. 37
Brockway Engineering PLLC

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DEC 29 2017

DEPARTMENT OF
WATER RESOURCES

SPECK & AANESTAD
A PROFESSIONAL CORPORATION
ATTORNEYS

120 EAST AVENUE
POST OFFICE BOX 987
KETCHUM, IDAHO 83340

TELEPHONE
(208) 726-4421
FACSIMILE
(208) 726-0752

JAMES P. SPECK
jim@speckandaanestad.com
DOUGLAS J. AANESTAD
doug@speckandaanestad.com

December 28, 2017

Via Federal Express

Mr. Remington Buyer
Idaho Department of Water Resources
322 E. Front Street
Boise, ID 83702

RE: *The Weldon and Marilyn J. Wankier Living Trust UAD 3/23/2000*
Water Right No. 37-22255

Dear Remington:

Enclosed for processing you will find the *original* and one (1) copy of a Notice of Change in Water Right Ownership form and an Application to Sell or Lease a Water Right to the Water Supply Bank for the above-referenced Water Right. I have also enclosed my firm's check in the amount of \$350.00 for the required filing fees. If these documents meet with your approval, please process and receipt date-stamp the copies and return them to me in the enclosed self-addressed, postage-paid envelope. I would appreciate it if you could process these forms prior to the end of 2017.

If you have questions, please contact me. Thank you for your assistance.

Sincerely yours,

SPECK & AANESTAD
A Professional Corporation

By: _____


James P. Speck

Enclosures

cc: Mr. and Mrs. Wankier w/ copies of forms