

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

OCT 27 2017

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?
14232 14642 34-142320	Yes ☒	Yes ☐		Yes ☐	Yes ☐
14238 14643 34-142380	Yes ☒	Yes ☐		Yes ☐	Yes ☐
14234 14645 34-142340	Yes ☒	Yes ☐		Yes ☐	Yes ☐
14236 14644 34-142360	Yes ☒	Yes ☐		Yes ☐	Yes ☐
34-105230	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name:

Darrell & Karen Wilburn
Name of current water right holder/claimant

3. New Owner(s)/Claimant(s):

Lenny Shane Lish
New owner(s) as listed on the conveyance document

Name connector ☐ and ☐ or ☐ and/or

4001 N. 3700 W.
Mailing address

MOORE
City

ID 83255
State ZIP

(208) 221-3409
Telephone

Lish2506@hotmail.com
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: 1/12/2017

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:

[Signature]
Signature of new owner/claimant

Title, if applicable

10-27-2017
Date

Signature:

Signature of new owner/claimant

Title, if applicable

Date

For IDWR Office Use Only:

Received by [Signature]

Date 10/27/17

Receipt No. E043522

Receipt Amt. \$425 -

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 11/6/2017

252864

#

Custer County Reg. of

Custer County Title

Time 4:41 P M Date 1/12, 2017

Lura H. Baker, Clerk

Cherry Creek \$163.00
Deputy

Warranty Deed

For Value Received

Darrell G Wilburn and Karen L Wilburn, husband and wife

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

Lonny S Lish, an unmarried man

Whose current address is:

4001 N 3700 W
Darlington, ID 83255

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

See Attached Legal Description

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: January 10, 2017

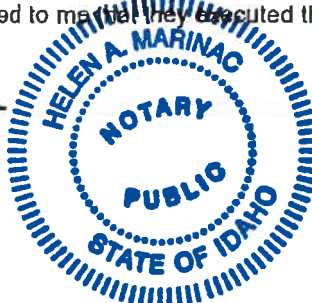
Darrell G Wilburn
Darrell G Wilburn

Karen L Wilburn
Karen L Wilburn

STATE OF Idaho)
COUNTY OF CUSTER) ss

On this 10 day of January, 2017, before me, a notary public in and for said State, personally appeared Darrell G Wilburn and Karen L Wilburn known to me or proved to me to be the person whose name is subscribed to the within instrument and acknowledged to me that they executed the same.

Helen A. Marinac
Notary Public
Residing at: Mackay
Comm. Expires: 9-27-2018



252864

Legal Description

The land referred to in this commitment is situated in the State of Idaho, County of Custer and is described as follows:

A fraction of the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 11, Township 6 North, Range 25 East, Boise Meridian, Custer County, Idaho, described as:

Beginning at the Southeast Corner of said Section 11; thence South 88°58'57" West, along the Southern boundary of said Section 11, a distance of 217.80 feet; thence North 0°54'46" West, a distance of 200.00 feet; thence North 88°58'57" East a distance of 217.80 feet; thence South 0°54'46" East, a distance of 200.00 feet to the Southeast corner of said Section 11 and Point of Beginning.

AND

Lot 9, Lonesome Dove Subdivision as shown by the Official Plat filed November 13, 2006, as instrument No. 235303, records of Custer County, Idaho.

QUITCLAIM DEED

For Value Received, I, JAIME E. LISH, spouse of Grantee, the Grantor, does, hereby convey, release, remise and forever quitclaim unto LONNY S. LISH, a married man, dealing with his sole and separate property, Grantee, whose address is: 4001 N. 3700 W., Darlington, ID 83255

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

A fraction of the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 11, Township 6 North, Range 25 East, Boise Meridian, Custer County, Idaho, described as:

Beginning at the Southeast Corner of said Section 11; thence South 88°58'57" West, along the Southern boundary of said Section 11, a distance of 217.80 feet; thence North 0°54'46" West, a distance of 200.00 feet; thence North 88°58'57" East a distance of 217.80 feet; thence South 0°54'46" East, a distance of 200.00 feet to the Southeast corner of said Section 11 and Point of Beginning.

AND

Lot 9, Lonesome Dove Subdivision as shown by the Official Plat filed November 13, 2006, as instrument No. 235303, records of Custer County, Idaho.

Dated: 1-12-17

Jaime E. Lish
JAIME E. LISH

STATE OF Idaho) ss.
COUNTY OF CUSTER)

On this 12 day of January in the year 2017, before me, a Notary Public in and for said State, personally appeared Jaime E. Lish known or identified to me to be the person(s) who(se) name is/are subscribed to the within instrument, and acknowledged to me that he/she/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.



Patsy Kindt
Notary Public for the State of Idaho
Residing at: Challis
Commission Expires: 3-28-22

STATE OF IDAHO, COUNTY OF CUSTER

I hereby Certify that this instrument was filed for record at the request of Custer County Title at 4:45 P.M., this 12 day of January, 2017, in my office, and duly recorded.

Lura H Baker
Ex-Officio Recorder

Fees: \$ 10.00

Mail to:

BY: Cherry Cushman
Deputy



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N Skyline Dr., Ste A, Idaho Falls, Idaho 83402-1718

Phone: (208) 525-7161 FAX: (208) 525-7177 www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

November 9, 2017

Lonny Lish
4001 N 3700 W
Moore ID 83255

RE: Change of Ownership for Water Rights 34-14232 (Split into 34-14232 & 34-14642), 34-14234 (Split into 34-14234 & 34-14643), 34-14236 (Split into 34-14236 & 34-14644) & 34-14238 (Split into 34-14238 & 34-14645)

Dear Water Right Holder:

The department acknowledges receipt of correspondence changing ownership and splitting the above referenced water right. The department has modified its records to reflect the changes and has enclosed computer-generated reports for your records.

Your portion of the water right has a specified point of diversion, nature of use and place of use. If you plan on changing any of these, 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 deliberately abandoned or 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 Sections 42-222 and 42-223, Idaho Code.

Please note that Section 42-248, Idaho Code, requires you or the owner of this water right to maintain current ownership and address records on file with the department. Forms to file a change of ownership of a water right and/or a change in the address of the water right owner are available from any department office, or at the department's website at: www.idwr.idaho.gov.

Please feel free to contact this office if you have any questions regarding this matter.

Sincerely,

Jonie Barg
Technical Records Specialist

Enclosures

cc: Darrell Wilburn
Karen Wilburn
Big Lost River Ground Water District
Water District 34