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FEB 21 2017

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

FEB 16 2017

Department of Water Resources
Eastern RegionDEPARTMENT 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?
74-1670A	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: BRENDA J AND ELTON L CRIST
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): LYNN A HERBST, ROBIN HERBST
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☒ and/or
- 26 PINE CREEK RANCH RD SALMON ID 83467
Mailing address City State ZIP
208.303.7413 lynnaherbst@aol.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: 12/22/2016
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):
 ☐ \$25 per undivided water right.
 ☐ \$100 per split water right.
 ☐ 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: Lynn A. Herbst owner 2/11/17
Signature of new owner/claimant Title, if applicable Date
Signature: Robin R Herbst owner 2/11/17
Signature of new owner/claimant Title, if applicable Date

For IDWR Office Use Only:

Received by JB Date 2/15/2017 Receipt No. E042755 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 _____ Processed by [Signature] Date 2-11-17

Close

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

2/7/2017

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Department of Water Resources
Eastern Region

WATER RIGHT NO. 74-1670A

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	BRENDA J CRIST
Current Owner	ELTON L CRIST PO BOX 86 TENDROY, ID 83468 (208)756-6205
Original Owner	MARGARET MECHLING PO BOX 25 TENDROY, ID 83468

Priority Date: 04/01/1921
Basis: Decreed
Status: Active

<u>Source</u>	<u>Tributary</u>
AGENCY CREEK	LEMHI RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
DOMESTIC	3/15	11/15	0.02 CFS	
Total Diversion			0.02 CFS	

Location of Point(s) of Diversion:

AGENCY CREEK|NESW|Sec. 20|Township 19N|Range 24E|LEMHI County

Place(s) of use:

Place of Use Legal Description: DOMESTIC LEMHI County

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
19N	24E	20		NESW										

Conditions of Approval:

1. N13 THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.
2. N11 THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
3. PARCEL NO. RP19N24E206602A

Dates:

Licensed Date:

Decreed Date: 08/25/2000

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: AND

Water District Number:

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

WARRANTY DEED

Alliance Title & Escrow Corp. Order No.: 338688

FOR VALUE RECEIVED

Donna Solomon, who acquired title as Donna Soloman, a married person

the grantor(s), do(es) hereby grant, bargain, sell and convey unto

Lynn A. Herbst and Robin Herbst husband and wife

whose current address is

**PO Box 21
Tendoy, ID 83468**

the grantee(s), the following described premises, in Lemhi County, Idaho, TO WIT:

All of the Southwest ¼ of Section 20, Township 19 North, Range 24 East, Boise Meridian, Lemhi County, Idaho, less that portion of land described as follows:

COMMENCING at the South ¼ corner of Section 20, from which the Southwest corner of Section 20 Bears South 89°29'02" West 2650.84 feet, the basis of bearing of this description, run:

Thence North 31°05'37" West a distance of 2118.39 feet to a point in an existing fence line, said point being the POINT OF BEGINNING.

Thence along said fence line the following courses;

South 09°40'48" East, 191.00 feet;

South 22°10'09" West 16.08 feet;

Thence leaving said fence line North 89°21'07" West, a distance of 51.26 feet to a point in another existing fence line;

Thence North 07°52'03" West along said fence line a distance of 206.45 feet;

Thence leaving said fence line South 87°57'11" East a distance of 53.50 feet to the POINT OF BEGINNING.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee(s), that (s)he is/are the owner(s) in fee simple of said premises; that they are free from all encumbrances Except: Current Year Taxes, conditions, covenants, restrictions, reservations, easements, rights and rights of way, apparent or of record.

And that (s)he will warrant and defend the same from all lawful claims whatsoever.

Dated: 12/22/2016

Donna Solomon
Donna Solomon

Kurtis L. Solomon
Kurtis L. Solomon

State of Nevada } ss
County of Elko }

On this 22 day of December, 2016, before me the undersigned, a Notary Public in and for said state, personally appeared Donna Solomon and Kurtis L. Solomon, known or identified to me to be the person(s) whose name(s) is/are subscribed to the within Instrument and acknowledged to me that he/she/they executed same.

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

APRIL BROWN
Notary Public for the State of Nevada

Residing at: Elko NV

Commission Expires: July 1, 2020



No. 16-2942-6

Notary Public- State of Nevada
County of Elko

APRIL BROWN

My Commission Expires July 1, 2020



No. 16-2942-6

Notary Public- State of Nevada
County of Elko

APRIL BROWN

My Commission Expires July 1, 2020



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

September 11, 2017

LYNN A HERBST
ROBIN HERBST
26 PINE CREEK RANCH RD
SALMON ID 83467

Re: Change of Ownership for Water Right/Permit No(s): 74-1670A

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 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 § 42-222 and §42-223, Idaho Code.

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

If you have any questions concerning the enclosed information, please feel free to contact me at (208) 287-4942.

Sincerely,

Jean Hersley
Technical Records Specialist II

Enclosure(s)

c: Water District No. 74M