

RECEIVED

JUN 22 2017

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

JUN 15 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?
75-7606	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: ERIC R. ELUS
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): JAY VANDERVEER KELLY VANDERVEER
New owner(s) as listed on the conveyance document Name connector ☒ and ☐ or ☐ and/or
- 9 N BRINLEY CREEK CIR SALMON ID 83455
Mailing address City State ZIP
- 208 894 4579 Kelly - vanderveer@yahoo.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: 5.15.17
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: [Signature] 6/2/2017
Signature of new owner/claimant Title, if applicable Date
- Signature: [Signature] 6/2/17
Signature of new owner/claimant Title, if applicable Date

For IDWR Office Use Only:

Received by: [Signature] Date: 6/15/2017 Receipt No. E043102 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: 6-27-17

Instrument # 0000305322 # Pages: 2
LEMHI COUNTY, Idaho
May 15, 2017 11:57 AM Fee: \$ 13.00
For: Alliance Title - Salmon Office
TERRI J. MORTON, Recorder

WARRANTY DEED

Alliance Title & Escrow Corp. Order No.: 352766

FOR VALUE RECEIVED

Eric R. Ellis, a married person

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

Jay VanDerveer and Kelly VanDerveer, husband and wife

whose current address is

**1705 Dustin Road
Victor, ID 83455**

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

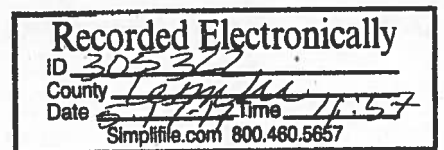
Lot 3, Briney Creek Acres, according to the official plat thereof, filed for record in Book 5 of Plat(s) 3, Official Records of Lemhi County, Idaho.

Together with:

Lot "2-B", according to the Amended Subdivision Plat, consisting of a parcel of land located in Briney Creek Acres in the Southeast ¼ of Section 14, Township 19 North, Range 21 East, recorded June 15, 2000 in Book 7 of Plats at Page No. 19, as Instrument No. 244538, Boise Meridian, Lemhi County, Idaho.

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.



WARRANTY DEED

Alliance Title & Escrow Corp. Order No.:352766

FOR VALUE RECEIVED

Eric R. Ellis, a married person

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

Jay VanDerveer and Kelly VanDerveer, husband and wife

whose current address is

**1705 Dustin Road
Victor, ID 83455**

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

Lot 3, Briney Creek Acres, according to the official plat thereof, filed for record in Book 5 of Plat(s) 3, Official Records of Lemhi County, Idaho.

Together with:

Lot "2-B", according to the Amended Subdivision Plat, consisting of a parcel of land located in Briney Creek Acres in the Southeast ¼ of Section 14, Township 19 North, Range 21 East, recorded June 15, 2000 in Book 7 of Plats at Page No. 19, as Instrument No. 244538, Boise Meridian, Lemhi County, Idaho.

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: 5-15-17

Eric R. Ellis
Eric R. Ellis

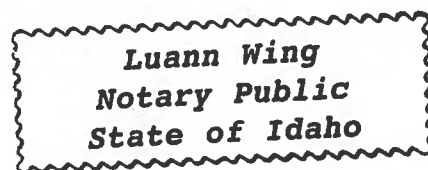
Stephanie M. Ellis
Stephanie M. Ellis

State of Idaho } ss
County of Lemhi }

On this 15th day of May, 2017, before me, Luann Wing, a Notary Public in and for said state, personally appeared Eric R. Ellis and Stephanie M. Ellis, 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.

Luann Wing
Luann Wing
Notary Public for the State of Idaho
Residing at: Salmon
Commission Expires: 03-25-2023



Close

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

5/20/2015

WATER RIGHT NO. 75-7606

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	ERIC R ELLIS 9 N BRINEY CREEK CIR SALMON, ID 83467 (208)890-6469
Original Owner	CAROLE B SIMMONS
Original Owner	ROBERT R SIMMONS PO BOX 151 SALMON, ID 83467-0151 (208)756-6302

Priority Date: 07/23/1993
Basis: License
Status: Active

<u>Source</u>	<u>Tributary</u>
DUMMY CREEK	SINKS

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/15	10/15	0.01 CFS	
Total Diversion			0.01 CFS	

Location of Point(s) of Diversion:

DUMMY CREEK|SWNE|Sec. 14|Township 19N|Range 21E|LEMHI County

Place(s) of use:

Place of Use Legal Description: IRRIGATION LEMHI County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
19N	21E	14	5	NWSE	0.4									

Total Acres: 0.4

Conditions of Approval:

1. 004 This right does not grant any right-of-way or easement across the land of another.
The diversion and use of water described in Right 75-7606 may be subject to additional conditions and limitations agreed to by the protestant and the right holder under a separate agreement to which the Department is not a party. Because the Department is not a party, the
2. 020 Department is not responsible for enforcement of any aspect of the agreement not specifically addressed in other conditions herein. Enforcement of those portions of the agreement not specifically addressed in other conditions shall be the responsibility of the protestant and the water right holder.
3. R67 This right when combined with all other rights shall provide no more than 0.01 cfs per acre nor more than 1.4 afa per acre at the field headgate for irrigation of 0.4 acres at the place of use.
4. X60 Place of use is located within Lot 3 of Briney Creek Acres Subdivision.

Dates:

Licensed Date: 11/14/2013

Decreed Date:

Permit Proof Due Date: 5/1/1996

Permit Proof Made Date: 4/1/1996

Permit Approved Date: 5/15/1995

Permit Moratorium Expiration Date:

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date: 07/23/1993

Protest Deadline Date:

Number of Protests: 0

Other Information:

State or Federal:

Owner Name Connector:

Water District Number:

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Civil Case Number:

Old Case Number:

5/20/2015

Water Right Report

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

322 East Front Street • P.O. Box 83720 • Boise, Idaho 83720-0098

Phone: (208) 287-4800 • Fax: (208) 287-6700 • Website: www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

June 28, 2017

JAY VANDERVEER
KELLY VANDERVEER
9 N BRINEY CREEK CIR
SALMON ID 83455

Re: Change of Ownership for Water Right No: 75-7606

Dear Water Right Holders:

The Department acknowledges the receipt of correspondence changing ownership of the above referenced water right 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 Idaho Code §§ 42-222 and 42-223.

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

Thank you for your patience. If you have any questions concerning the enclosed information, please feel free to contact me at (208) 287-4920.

Sincerely,

Debbi Judd
Technical Records Specialist

Enclosure