

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

FEB 10 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?
75-13931	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: DEBRA L AND STEVEN WALSH
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): LES E MALCOLM
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or
- 8 STARGAZER TRAIL SALMON ID 83467
Mailing address City State ZIP
208-993-0413 lmalcolm@custertel.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: 9-28-2016
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: LES E MALCOLM owner 2-6-17
Signature of new owner/claimant Title, if applicable Date
- Signature: _____
Signature of new owner/claimant Title, if applicable Date

For IDWR Office Use Only:

Received by VC Date 2/10/17 Receipt No. C1023003 Receipt Amt. \$25.00
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 [Signature] Date 2-13-17

WARRANTY DEED

Alliance Title & Escrow Corp. Order No.:320749

FOR VALUE RECEIVED

Ernest E. Shue and Marjorie L. Shue, Trustees of the Ernest E. and Marjorie L. Shue Living Trust dated June 7, 2007

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

Les E. Malcolm an unmarried man 

whose current address is

**8 Stargazer Trail
Salmon, ID 83467**

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

PARCEL "4B"

A PARCEL OF LAND LOCATED IN THE SE1/4 OF SECTION 1, T. 21 N., R. 21 E., BOISE MERIDIAN, LEMHI COUNTY, IDAHO, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE EAST ¼ CORNER OF SAID SECTION 1 FROM WHICH THE WEST ¼ CORNER OF SECTION 1 BEARS WEST 5288.56 FT., THE BASIS OF BEARING OF THIS DESCRIPTION, RUN THENCE S. 00° 29' 23" E. ALONG THE EASTERLY BOUNDARY OF SAID SECTION A DISTANCE OF 515.60 FT. TO A POINT ON THE SOUTHERLY RIGHT-OF-WAY OF MELANIE DR., THENCE WEST ALONG SAID RIGHT-OF-WAY A DISTANCE OF 1686.77 FT., THENCE SOUTH A DISTANCE OF 247.83 FT. TO THE POINT OF BEGINNING;

THENCE CONTINUING SOUTH A DISTANCE OF 296.52 FT. TO THE CENTERLINE OF AN EXISTING 30 FT. WIDE PIPELINE EASEMENT THAT RUNS 15 FT. ON EITHER SIDE OF THE FOLLOWING DESCRIBED LINE;

S. 83° 41' 44" W., 442.07 FT.;

THENCE NORTH A DISTANCE OF 345.07 FT.;

THENCE EAST A DISTANCE OF 439.40 FT. 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: September 28, 2016

Ernest E. Shue, Trustee
Ernest E. Shue, Trustee

Marjorie L. Shue, Trustee
Marjorie L. Shue, Trustee

State of ID} ss.
County of Lemhi}

On this 28th day of September, 2016, before me, Laurie M. Santee, a Notary Public in and for said state, personally appeared Ernest E. Shue and Marjorie L. Shue known or identified to me to be the persons whose names are subscribed to the foregoing instrument as trustees of the Ernest E. and Marjorie L. Shue Living Trust, dated June 7, 2007, and acknowledged to me that they executed the same as Trustee.

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

Laurie M. Santee
Notary Public for the State of ID
Residing at: Salmon
Commission Expires: 06/19/2019





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

February 13, 2017

LES E MALCOLM
8 STARGAZER TRAIL
SALMON ID 83467

Re: Change of Ownership for Water Right/Permit No(s): 75-13931

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,

A handwritten signature in cursive script that reads "Jean Hersley".

Jean Hersley
Technical Records Specialist II

Enclosure(s)