

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

JAN 23 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?
85-7013	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: John C. Kayler
3. New Owner(s)/Claimant(s): Beverly J. Kayler
 Name of current water right holder/claimant
- New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or
- 39406 Silva Lane Lenore ID 83541
 Mailing address City State ZIP
- 208-486-7751 N/A
 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: 2/6/14
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: Beverly J. Kayler Title, if applicable _____ Date 1-3-2017
 Signature of new owner/claimant

Signature: _____ Title, if applicable _____ Date _____
 Signature of new owner/claimant

For IDWR Office Use Only:

Received by VC Date 1/23/17 Receipt No. 6102929 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 Jmk Date 2-9-17

Instrument # 819689

NEZ PERCE COUNTY

2-21-2014 09:52:00 No. of Pages: 2

Recorded for: CREASON MOORE DOKKEN & GEIDL

PATTY WEEKS

Fee: 13.00

Ex-Officio Recorder Deputy

Index to: WRNTY/QCD

*
Keithley

QUITCLAIM DEED

THIS INDENTURE made this 6th day of February, 2014, by and between John C. Kayler, Party of the First Part, and Beverly J. Kayler, a married person, dealing with her sole and separate property, whose address is P. O. Box 157, Peck, Idaho 83545, Party of the Second Part,

WITNESSETH:

That the Party of the First Part, for and in consideration of the sum of Ten Dollars (\$10.00) to him in hand paid by the Party of the Second Part, receipt whereof is hereby acknowledged, and of other good and valuable consideration, does hereby sell, convey, remise, release and forever quitclaim unto the Party of the Second Part, her heirs and assigns forever, all the right, title, interest, claim and demand which the Party of the First Part now has or may hereafter acquire, in and to the real property situate in the County of Nez Perce, State of Idaho, to-wit:

Lots Three (3) and Four (4) and the Southeast Quarter of the Northwest Quarter (SE $\frac{1}{4}$ NW $\frac{1}{4}$) of Section Three (3), Township Thirty-six (36) North, Range 1 West, Boise Meridian.

EXCEPT part of the SE $\frac{1}{4}$ of SENW $\frac{1}{4}$, Section 3, Township 36 North, Range 1 West Boise Meridian, Nez Perce County, Idaho;

Commencing at the center quarter corner of Section 3, Township 36 North, Range 1 West, Boise Meridian; thence North 832 feet and West 627 feet to the True Point of Beginning; thence South 74°30' West, 209 feet; North 15°30' West, 209 feet; North 74°30' East, 209 feet; South 15°30' East, 209 feet to the True Point of Beginning.

QUITCLAIM DEED -- 1

Creason, Moore, Dokken & Geidl, PLLC
* P.O. Drawer 835, Lewiston ID 83501
(208)743-1516; Fax(208)746-2231

na: Messenger

TO HAVE AND TO HOLD the same, together with all and singular, the appurtenances and privileges thereunto belonging or in anywise appertaining, and all estate, right, title, interest and claim whatever, of the Party of the First Part thereto, either at law or in equity, to the proper use, benefit and behoof of the Party of the Second Part, her heirs and assigns forever.

IN WITNESS WHEREOF, the Party of the First Part has set his hand the day and year first above written.

JOHN C. KAYLER

By Beverly J. Kayler
Beverly J. Kayler
His Attorney in Fact

STATE OF IDAHO)
 : ss.
County of Nez Perce)

On this 6th day of February, 2014, before me the undersigned, a notary public in and for said State, personally appeared Beverly J. Kayler, known or identified to me to be the Attorney in Fact of John C. Kayler, and acknowledged to me that she subscribed the name of John C. Kayler thereto as his attorney in fact.

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



Chris Moore
Notary Public in and for the State of Idaho
Residing at or employed in Lewiston.
My Commission Expires: 11-17-2019

State of Idaho
Department of Water Resources

Water Right
85-7013

AESTHETIC STORAGE

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 0.0375 0.075 0.15 Miles

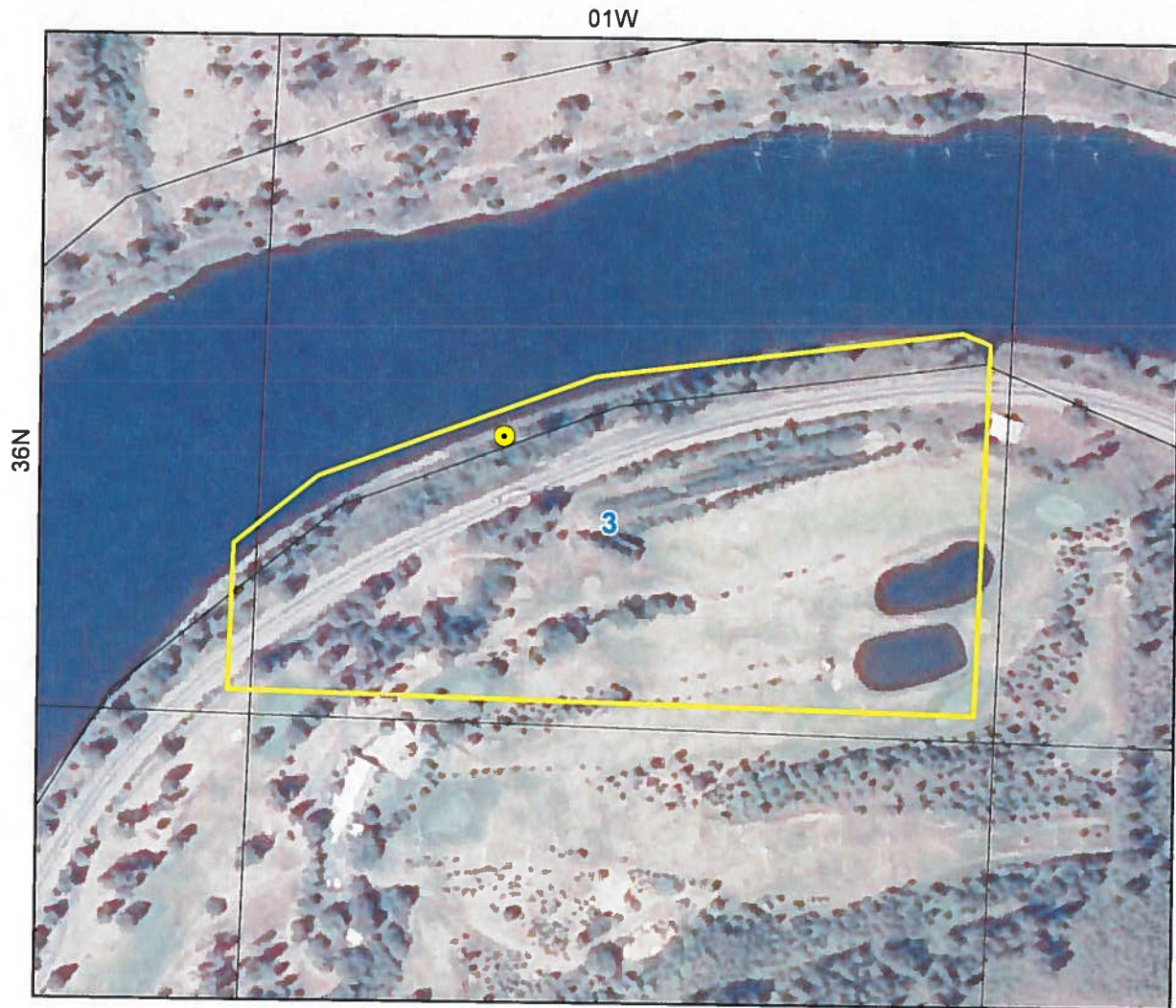


State of Idaho
Department of Water Resources

Water Right
85-7013

DIVERSION TO STORAGE

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
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0 0.0375 0.075 0.15 Miles



State of Idaho
Department of Water Resources

Water Right

85-7013

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 0.05 0.1 0.2 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

February 9, 2017

BEVERLY J KAYLER
39406 SILVA LANE
LENORE, ID 83541

Re: Change of Ownership for Water Right/Permit No(s): 85-7013

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: Creason, Moore, Dokken & Geidl PLLC

RECEIVED

JAN 23 2017

DEPARTMENT OF
WATER RESOURCES

CREASON, MOORE, DOKKEN & GEIDL, PLLC

LAWYERS

1219 IDAHO STREET
P.O. DRAWER 835
LEWISTON, IDAHO 83501

www.cmd-law.com

CHRISTOPHER J. MOORE*
DAVID E. DOKKEN*
TOD D. GEIDL*
SAMUEL T. CREASON*

PAUL B. BURRIS*
RUVIM V. KUZNETSOV

*ADMITTED IN IDAHO AND WASHINGTON

MARCUS J. WARE
(1904-1996)
DANIEL W. O'CONNELL
(1928-1988)
THEODORE O. CREASON
(1948-2015)

(208) 743-1516
FAX (208) 746-2231
Email: cmd@cmd-law.com

January 18, 2017

Idaho Department of Water Resources
P. O. Box 83720
Boise, ID 83720-0098

**Re: John Kayler to Beverly J. Kayler
Water Right/Claim No. 85-7013**

To Whom It May Concern:

Enclosed is the Notice of Change in Water Right Ownership and a check for \$25.00. If you need anything further to change the water right ownership, please let us know.

Thank you for your attention to this matter.

Very truly yours,

CREASON, MOORE, DOKKEN & GEIDL PLLC



Paul B. Burris

slk
Enc.