

RECEIVED

DEC 12 2016

DEPT OF WATER RESOURCES
SOUTHERN REGIONSTATE OF IDAHO
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.

split #6

Water Right/Claim No.	Split?	Leased to Water Supply Bank?	Water Right/Claim No.	Split?	Leased to Water Supply Bank?
71-10960 / 71-14	Yes ☒	Yes ☐		Yes ☐	Yes ☐
71-10961 / 71-15	Yes ☒	Yes ☐		Yes ☐	Yes ☐
71-10962 / 71-17	Yes ☒	Yes ☐		Yes ☐	Yes ☐
71-10963 / 71-18	Yes ☒	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Jack B Furey / Louis F Racine Jr
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Dennis L Thornock / Alicia K Thornock
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☒ and/or
- | | | | |
|------------------------|-----------------------------|--------------|--------------|
| <u>PO Box 1003</u> | <u>Challis</u> | <u>ID</u> | <u>83226</u> |
| <u>Mailing address</u> | <u>City</u> | <u>State</u> | <u>ZIP</u> |
| <u>208-833-5200</u> | <u>dennis@custertel.net</u> | | |
| <u>Telephone</u> | <u>Email</u> | | |
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: September 16, 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):
 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

SUPPORT DATA

IN FILE # 71-14

8. Signature: Dennis L Thornock Title, if applicable: _____ Date: 12/9/16
 Signature: Alicia K Thornock Title, if applicable: _____ Date: 12/9/16

For IDWR Office Use Only:

Received by DM Date 12/12/2016 Receipt No. 5035843 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 _____ Processed by _____ Date _____

600768

WARRANTY DEED

JEAN RACINE FAMILY TRUST, c/o Randall C. Budge, Trustee, whose address is P.O. Box 1391, Pocatello, Idaho 83204, as an undivided one-half interest, and the **LOUIS F. AND JANELL RACINE FAMILY TRUST**, c/o Janell Racine, Trustee, whose address is c/o Allen Collins, Cooper Norman, 444 Hospital Way, Suite 555, Pocatello, Idaho 83201, as an undivided one-half interest ("Grantors") hereby warrant and convey to **DENNIS L. THORNOCK and ALICIA K. THORNOCK**, husband and wife, whose address is P.O. Box 1003, Challis, Idaho 83226 (hereinafter referred to as "Grantee"), the following described real property in Custer County, State of Idaho:

TOWNSHIP 10 NORTH, RANGE 13 E.B.M., CUSTER COUNTY, IDAHO
SECTION 20:
N $\frac{1}{2}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$
N $\frac{1}{2}$ S $\frac{1}{2}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$; N $\frac{1}{2}$ S $\frac{1}{2}$ S $\frac{1}{2}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$

Reserving therefrom a right of way upon, over and across the existing roadways on the above described property inuring to the benefit of the Grantors and their heirs, successors in interest and assignees. Grantee is granted the right and option to relocate said right of way and existing roadways on the above described property.

TOGETHER WITH AND INCLUDING any and all fixtures and improvements, any and all appurtenances, tenements, and hereditaments, and any and all rents, issues, appurtenant Idaho Department of Water Resources water rights, and profits that relate or otherwise pertain to the foregoing parcels of real property.

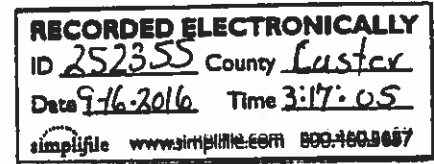
TO HAVE AND TO HOLD the foregoing parcels of real property unto the Grantee and its successors and assigns forever.

Grantors do hereby covenant with and warrant the Grantee that Grantors are lawfully seized in fee simple of the Property, has good right and lawful authority to sell and convey the Property, and that Grantors fully warrant the title to the Property and will defend the same against the lawful claims of all persons claiming by, through or under the Grantors, but against none other.

SUBJECT TO taxes, levies, and assessments for the current year not yet due and payable and the following items: discrepancies, conflicts in boundary lines, shortage in area, encroachments, easements, right of ways, easements for existing head gates and ditches, boundary line agreements, development agreements, water supply agreements, plats, covenants, conditions, restrictions, reservations, all zoning, building and use laws or restrictions; along with any state of facts that an accurate survey or inspection of the Property would show.

Dated this 9th day of September, 2016.

600768



WARRANTY DEED

JEAN RACINE FAMILY TRUST, c/o Randall C. Budge, Trustee, whose address is P.O. Box 1391, Pocatello, Idaho 83204, as an undivided one-half interest, and the LOUIS F. AND JANELL RACINE FAMILY TRUST, c/o Janell Racine, Trustee, whose address is c/o Allen Collins, Cooper Norman, 444 Hospital Way, Suite 555, Pocatello, Idaho 83201, as an undivided one-half interest ("Grantors") hereby warrant and convey to DENNIS L. THORNOCK and ALICIA K. THORNOCK, husband and wife, whose address is P.O. Box 1003, Challis, Idaho 83226 (hereinafter referred to as "Grantee"), the following described real property in Custer County, State of Idaho:

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Reserving therefrom a right of way upon, over and across the existing roadways on the above described property inuring to the benefit of the Grantors and their heirs, successors in interest and assignees. Grantee is granted the right and option to relocate said right of way and existing roadways on the above described property.

TOGETHER WITH AND INCLUDING any and all fixtures and improvements, any and all appurtenances, tenements, and hereditaments, and any and all rents, issues, appurtenant Idaho Department of Water Resources water rights, and profits that relate or otherwise pertain to the foregoing parcels of real property.

TO HAVE AND TO HOLD the foregoing parcels of real property unto the Grantee and its successors and assigns forever.

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SUBJECT TO taxes, levies, and assessments for the current year not yet due and payable and the following items: discrepancies, conflicts in boundary lines, shortage in area, encroachments, easements, right of ways, easements for existing head gates and ditches, boundary line agreements, development agreements, water supply agreements, plats, covenants, conditions, restrictions, reservations, all zoning, building and use laws or restrictions; along with any state of facts that an accurate survey or inspection of the Property would show.

Dated this 9th day of September, 2016.

JEAN RACINE FAMILY TRUST

Randall C. Budge
RANDALL C. BUDGE, Trustee

LOUIS F. AND JANELL RACINE
FAMILY TRUST

JANELL RACINE, Trustee

STATE OF IDAHO

)

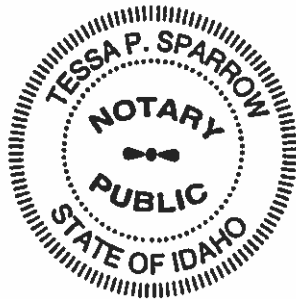
) SS:

COUNTY OF BANNOCK

)

ACKNOWLEDGMENT

On this 4th day of September, 2016, before me a Notary Public for the State of Idaho, personally appeared RANDALL C. BUDGE, known or identified to me, to be the Trustee of the Jean Racine Family Trust, that executed the instrument or the person who executed the instrument on behalf of said Trust, and acknowledged to me that such executed the same.

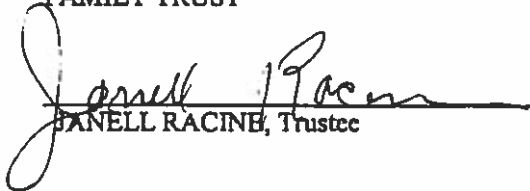


Tessa P. Sparrow
Notary Public
Residing at: Pocatello, Idaho
My commission expires 10/05/2021

JEAN RACINE FAMILY TRUST

RANDALL C. BUDGE, Trustee

LOUIS F. AND JANELL RACINE
FAMILY TRUST



JANELL RACINE, Trustee

STATE OF IDAHO

)
) SS:
)

COUNTY OF BANNOCK

ACKNOWLEDGMENT

On this ___ day of September, 2016, before me a Notary Public for the State of Idaho, personally appeared RANDALL C. BUDGE, known or identified to me, to be the Trustee of the Jean Racine Family Trust, that executed the instrument or the person who executed the instrument on behalf of said Trust, and acknowledged to me that such executed the same.

Notary Public

Residing at: _____

My commission expires _____

CALIFORNIA ALL-PURPOSE CERTIFICATE OF ACKNOWLEDGMENT

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California)

County of ORANGE)

On September 14, 2016 before me, C. Stuver Christensen, notary public
(Here Insert name and title of the officer)

personally appeared

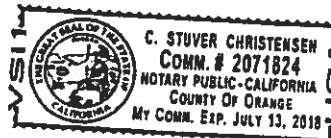
JANELL RACINE

who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) ~~is~~ are subscribed to the within instrument and acknowledged to me that he ~~she~~ they executed the same in his ~~her~~ their authorized capacity(ies), and that by his ~~her~~ their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument. I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.



Signature of Notary Public

(Seal)



ADDITIONAL OPTIONAL INFORMATION

DESCRIPTION OF THE ATTACHED DOCUMENT

(Title or description of attached document)

(Title or description of attached document continued)

Number of Pages _____ Document Date _____

INSTRUCTIONS

- State and County information must be the State and County where the document signer(s) personally appeared before the notary public for acknowledgment.
- Date of notarization must be the date that the signer(s) personally appeared which must also be the same date the acknowledgment is completed.
- The notary public must print his or her name as it appears within his or her commission followed by a comma and then your title (notary public).
- Print the name(s) of document signer(s) who personally appear at the time of notarization.
- Indicate the correct singular or plural forms by crossing off incorrect forms (i.e. he/she/they, is /are) or circling the correct forms. Failure to correctly indicate this information may lead to rejection of document recording.
- The notary seal impression must be clear and photographically reproducible.
- Impression must not cover text or lines. If seal impression smudges, re-seal if a sufficient area permits, otherwise complete a different acknowledgment form.
- Signature of the notary public must match the signature on file with the office of the county clerk.
- Additional information is not required but could help to ensure this acknowledgment is not misused or attached to a different document.
- Securely attach this document to the signed document with a staple.

250344

LEGAL DESCRIPTION

Custer County, Idaho, property consisting of 18.7 acres currently owned jointly by the Jean Racine Family Trust and Louis F. and Janell Racine Trust, to be divided into one 8.75 acre Lot and two 5-acre lots identified as Lots 1, 2, and 3 as described below:

Township 10 North, Range 13 East, B.M.:

Lot1: (8.75 AC- Racine Cabin)

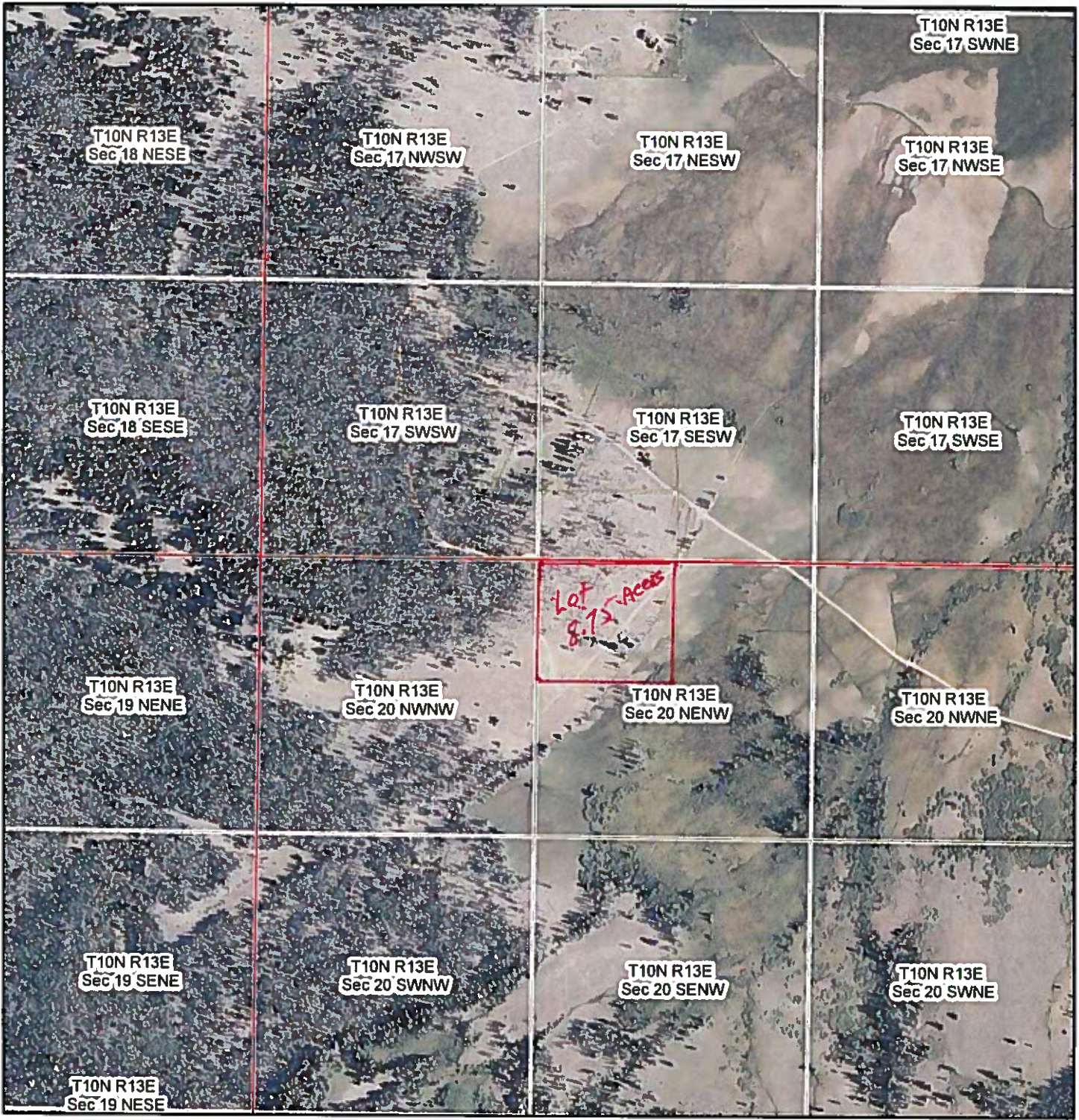
Section 20: N1/2 NW NE NW,
N1/2 S1/2 NW NE NW
N1/2 S1/2 S1/2 NW1/4 NE1/4 NW 1/4

Lot2: (5 AC)

Section 17: S1/2 SW SE SW

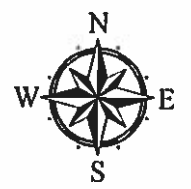
Lot3: (5 AC)

Section 17: S1/2 SE SW SW



Legend

-  ESPA
-  GCDB Township/Range
-  GCDB Section
-  GCDB Quarter-Quarter
-  Counties



T10N R13E
Sec 18 NESE

T10N R13E
Sec 17 NWSW

T10N R13E
Sec 17 NESW

T10N R13E
Sec 17 SWNE

T10N R13E
Sec 17 NWSE

T10N R13E
Sec 18 SESE

T10N R13E
Sec 17 SWSW

T10N R13E
Sec 17 SESW

T10N R13E
Sec 17 SWSE

T10N R13E
Sec 19 NENE

T10N R13E
Sec 20 NWNW

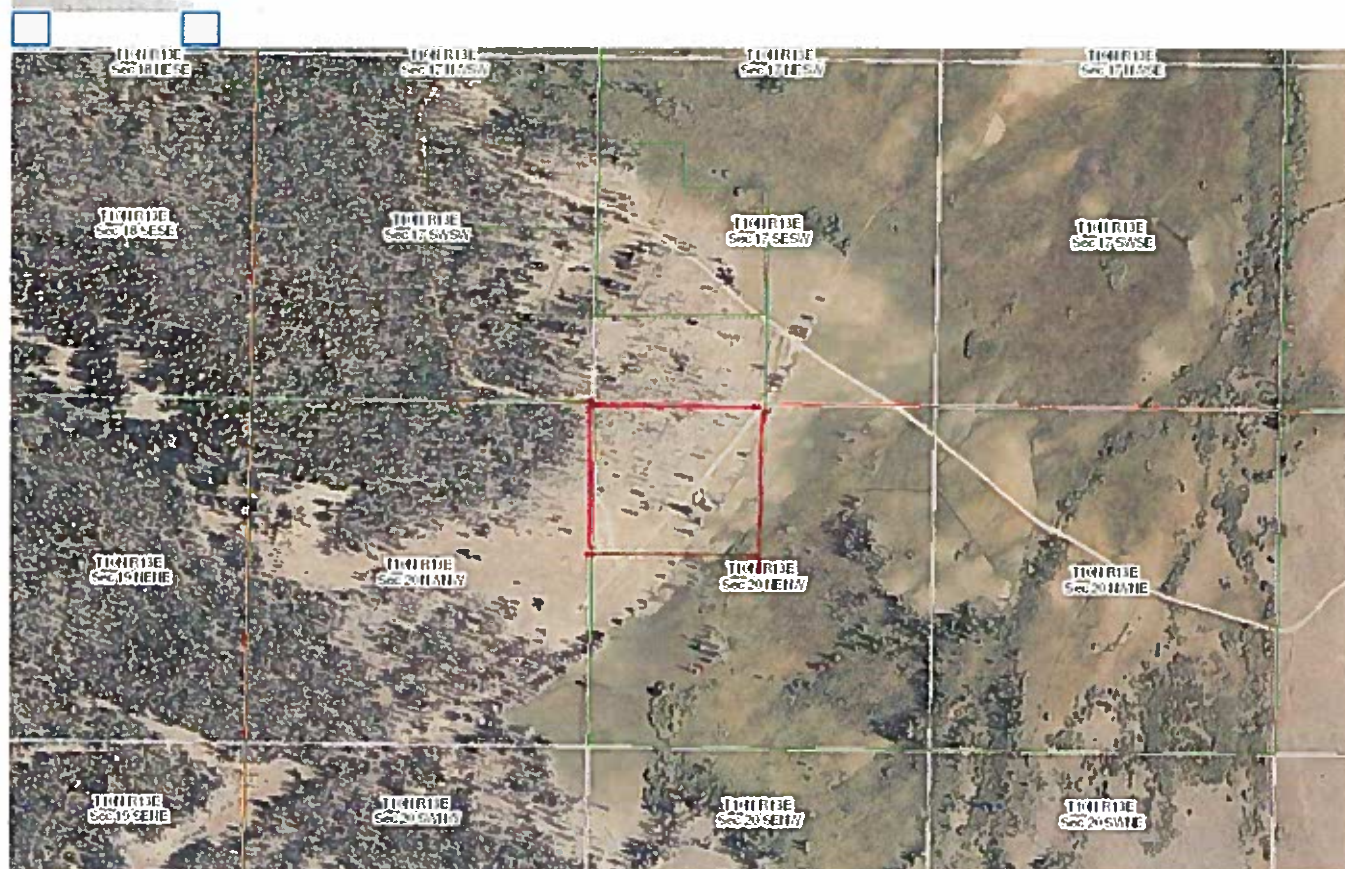
T10N R13E
Sec 20 NENW

T10N R13E
Sec 20 NWNE

8.75 Thonok
Acres Lot

IDAHODepartment of
Water Resources

Mapping Tool for Water Right Applications

[Help](#) [Other Maps](#) [Water Resources Home](#) [Idaho.gov](#)



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region • 650 Addison Ave W, Suite 500 • Twin Falls, Idaho 83301-5858

Phone: (208) 736-3033 • Fax: (208) 736-3037 • Website: www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

February 6, 2017

DENNIS THORNOCK
ALICIA THORNOCK
PO BOX 1003
CHALLIS ID 83226

Re: Change of Ownership of Water Right 71-10157
Split of Water Right 71-14, 71-15, 71-17 and 71-18
Split into 71-14 (Furey/Racine) and 71-10960 (Thornock)
71-15 (Furey/Racine) and 71-10961 (Thornock)
71-17 (Furey/Racine) and 71-10962 (Thornock)
71-18 (Furey/Racine) and 71-10963 (Thornock)

Dear Water Right Holder(s):

The Department acknowledges receipt of correspondence splitting ownership of the above referenced water rights. The Department has modified its records to reflect the 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 Sections 42-222 and 42-223, Idaho Code.

Also, 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,

Trish Fawcett
Technical Records Specialist

Enclosures

Cc: Louis Racine Jr. and Jack Furey