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OCT 17 2016

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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OCT 07 2016

Notice of Change in Water Right Ownership

Department of Water Resources
Eastern Region

DEPT. OF WATER RESOURCES

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?
72-16648	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: Charles L. Anderson and Linda B. Anderson
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Cody Gustin and Heidi Gustin
New owner(s) as listed on the conveyance document Name connector ☒ and ☐ or ☐ and/or
- 4620 E Deerflat Rd Kuna ID 83634
Mailing address City State ZIP
- (208) 921-7766 cgustin@moreton.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: 09/30/2016
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.

8. Signature: [Signature] Title, if applicable _____ Date 9-29-16
 Signature: [Signature] Title, if applicable _____ Date 9-29-16
 Signature of new owner/claimant Signature of new owner/claimant

For IDWR Office Use Only:

Received by [Signature] Date 10/7/2016 Receipt No. E042515 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 10-19-16



Instrument # 252432

CHALLIS, CUSTER, IDAHO

09-30-2016 02:55:22 No. of Pages: 1

Recorded for: AMERITITLE - KETCHUM

Lura H. Baker

Fee: \$10.00

Ex-Officio Recorder Deputy: CAC

WARRANTY DEED

Order No.: 130935AM

FOR VALUE RECEIVED

ELECTRONICALLY RECORDED - DO NOT
REMOVE THE COUNTY STAMPED FIRST
PAGE AS IT IS NOW INCORPORATED AS
PART OF THE ORIGINAL DOCUMENT.

Charles L. Anderson and Linda B. Anderson, husband and wife

the grantors, do hereby grant, bargain, sell and convey unto

**Cody Gustin and Heidi Gustin, husband and wife, as community property with
right of survivorship**

whose current address is: 4620 E Deerflat Rd, Kuna, ID 83634

the grantees, the following described premises, in Custer County, Idaho, TO WIT:

Township 8 North, Range 17 East, Boise Meridian, Custer County, Idaho

**Section 9: South Half Northeast Quarter Northwest Quarter and South Half
Northwest Quarter Northeast Quarter, as shown by the record of Survey filed
August 30, 2005 as Instrument No. 232217, records of Custer County, Idaho.**

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said
Grantees, heirs and assigns forever. And the said Grantors do hereby covenant to and with the
said Grantees, that they are the owners 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 they will
warrant and defend the same from all lawful claims whatsoever.

Dated: September 29, 2016

Charles L. Anderson

Linda B. Anderson

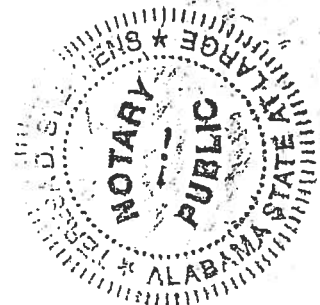
State of Alabama } ss
County of Montgomery }

On this 28 day of September, 2016, before me, Teresa Stephens, a Notary
Public in and for said state, personally appeared Charles L. Anderson and Linda B. Anderson,
known or identified to me to be the persons whose names are subscribed to the within
Instrument and acknowledged to me that 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.

Notary Public for the State of

Residing at: Montgomery, AL 36117

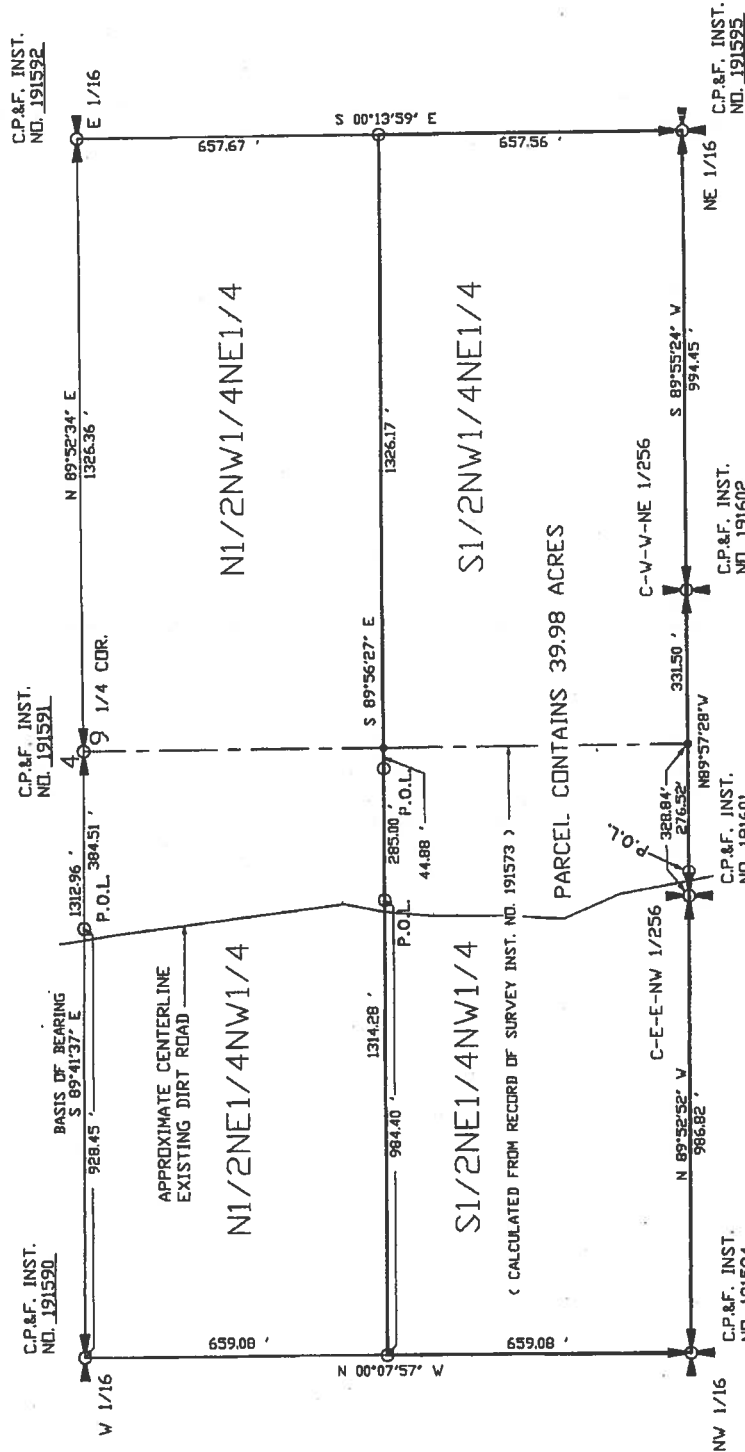
Commission Expires: 4/4/18



The S1/2NE1/4NW1/4 and the S1/2NW1/4NE1/4 Section 9, T 8 N, R 17 E, BM Custer County, Idaho.

NOTE: THE EAST FORK OF THE SALMON RIVER
 RUNS THROUGH THIS PROPERTY BUT IS NOT SHOWN
 ON THIS SURVEY.

SEE R.O.S. INSTRUMENT NUMBERS 191573 AND 225083.



COUNTY RECORDER'S CERTIFICATE
 Time: 2:45 P.M. Date: 30 Month: AUG., 2005.
 Book: 9 Page: 117 Instrument No. 233017
 Recorder: Keith Brunkle
 By: Keith Brunkle

SURVEYORS CERTIFICATE

I, Thomas Taylor, a Registered Professional Land
 Surveyor in the State of Idaho do hereby certify
 that this plat is an accurate representation of
 the survey completed under my supervision.



LEGEND

- Section corner control
- Placed 1/2" x 24" Rebar with a plastic cap marked TMS LS 8346
- Calculated position nothing found or set
- P.O.L. POINT ON LINE



RECORD OF SURVEY

Ronald V. Curtis

Sec. 8, T. 8 N., R. 17 E., B.M.
 TAYLOR MOUNTAIN SURVEYING
 PROFESSIONAL LAND SURVEYING
 403 MILLER STREET
 Salmon, Idaho 83407
 (208) 754-0071

DATE: 8/2/05
 BY: TMS
 CHECKED: 8/2/05
 DATE: 8/2/05



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

October 19, 2016

CODY GUSTIN
HEIDI GUSTIN
4620 E DEERFIELD RD
KUNA ID 83634

Re: Change of Ownership for Water Right/Permit No(s): 72-16648

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. 72D
Water District No. 170
AmerTitle

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 72-16648

WATER RIGHT NUMBER: 72-16648

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	CHARLES L ANDERSON
Current Owner	LINDA B ANDERSON
	3933 MEREDITH DR
	MONTGOMERY, AL 36109
	(334) 215-1801

Priority Date: 08/01/1925

Basis: Decreed

Status: Active

Source
 DEER CREEK
 GERMANIA CREEK
 EAST FORK SALMON RIVER

Tributary
 EAST FORK SALMON RIVER
 EAST FORK SALMON RIVER
 SALMON RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	04/01 to 10/31	0.190 CFS	
STOCKWATER	04/01 to 10/31	0.010 CFS	
	<u>Total Diversion:</u>	0.190 CFS	

Location of Point(s) of Diversion

GERMANIA CREEK	SW1/4SE1/4NW1/4	Sec. 9, Twp 08N, Rge 17E, B.M.
DEER CREEK	NE1/4NW1/4SE1/4	Sec. 4, Twp 08N, Rge 17E, B.M.
EAST FORK SALMON RIVER	SW1/4NW1/4NE1/4	Sec. 9, Twp 08N, Rge 17E, B.M.
CUSTER County		

Place of UseIRRIGATION Within CUSTER County

T08N R17E S09 NENW 4.0

Total Acres: 4

STOCKWATER Within CUSTER County

T08N R17E S09 NENW

Conditions of Approval:

1. C18 THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.
2. C03 RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION PURSUANT TO SECTION 42-1425, IDAHO CODE.
3. N14 THE QUANTITY OF WATER UNDER THIS RIGHT FOR DOMESTIC AND STOCKWATER USES SHALL NOT EXCEED 13,000 GALLONS PER DAY.
4. N09 THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR DOMESTIC USE AND STOCKWATER USE IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
5. C02 RIGHT INCLUDES ACCOMPLISHED CHANGE IN SOURCE PURSUANT TO SECTION 42-1425, IDAHO CODE.

Dates and Other Information:

Decreed Date: 11/17/2000

Water District Number: 72

10/07

For Office Use Only

Updated by _____

Date _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

CHANGE IN ADDRESS

This form can be used to notify the Department of a change in
address of the owners of record for the listed water rights.
(Please print or type)

[] Water Right Number(s): 72-16648

[] Name(s): Charles L. Anderson
Linda B. Anderson

[] Old Mailing Address: 3933 Meredith Drive
Montgomery, AL 36109

[] New Mailing Address: 3148 Whitney Drive
Montgomery, AL 36106

Telephone Number: (334) 215-1801

Email: canderson@theandersonlawfirm.com

[] Signature(s) of Owner(s) Charles Anderson

(Include your title if on behalf of company or organization)

Date: 10/23/07

Send to:

IDWR Northern Region
7600 Mineral Dr., Suite 100
Coeur d'Alene, ID 83815
(208) 762-2800

IDWR Western Region
2735 Airport Way
Boise, ID 83705-5082
(208) 334-2190

IDWR Eastern Region
900 N. Skyline Dr., Suite A
Idaho Falls, ID 83402-1718
(208) 525-7161

IDWR Southern Region
1341 Fillmore St., Suite 200
Twin Falls, ID 83301-3380
(208) 736-3033



PO Box 188, 171 W 6th St. Ketchum, ID 83340 (208)726-4595 FAX (208)726-1062

September 29, 2016

Idaho Department of Water Resources
900 N Skyline Dr., Ste. A
Idaho Falls, ID 83402

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Department of Water Resources
Eastern Region

RE: Escrow # 130935AM
Property: N/A East Fork Road, Clayton, ID 83227
Parties: Cody Gustin and Heidi Gustin
Charles L. Anderson and Linda B. Anderson

We are enclosing documents and/or funds for the property referenced above.

Please feel free to contact us with any questions.

Sincerely,

Paige McAllister
Escrow Officer

Enclosures

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

Sincerely,

A handwritten signature in black ink that reads "Jean Hersley".

Jean Hersley
Technical Records Specialist II

Enclosure(s)

c: Water District No. 72D
Water District No. 170