

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Notice of Change in Water Right Ownership

RECEIVED
AUG 12 2016

Department of Water Resources
Eastern Region

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.

Water Right/Claim No.	Split?	Water Right/Claim No.	Split?	Water Right/Claim No.	Split?
34-743104	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐

2. Previous Owner's Name: Dave moore
Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): Bill Schmidt
New owner(s) as listed on the conveyance document

4515 Hwy 93 MACKAY ID 83251
Mailing address City State ZIP
208-588-2663 b.schmidt588@gmail.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: 7-26-16

6. If the water right described herein has been rented from the Water Supply Bank, rental proceeds will be disbursed in the following manner regardless of any arrangements between the buyer(s) and seller(s) to the contrary:

- Rental payments will go to the lessor(s) of record at the beginning of the rental season.
- If a change in ownership is processed by the Department during a rental season, rental payment will be made to the person or entity who is the lessor of record at the beginning of that rental season.
- New lessor(s) of record will receive payment after the following rental season.

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.

8. Signature: Bill Schmidt owner 8-8-16
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 JB Date 8-12-2016 Receipt No. E042353 Receipt Amt. 25.00
Approved by JB Processed by JB Date 9/19/2016

RECORDING REQUESTED BY
First American Title Company

AND WHEN RECORDED MAIL TO:
First American Title Company
168 West Pacific Street/PO Box 868
Blackfoot, ID 83221

Space Above This Line for Recorder's Use Only

WARRANTY DEED

File No.: 593427-B (Id)

Date: July 26, 2016

For Value Received, **David Moore, an unmarried man**, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **William L. Schmidt, an unmarried man**, hereinafter called the Grantee, whose current address is **4525 Highway 93, Mackay, ID 83251**, the following described premises, situated in **Custer County, Idaho**, to-wit:



A parcel of land within the SE1/4 of Section 18, and the SW1/4 of Section 17, Township 7 North, Range 24 East, Boise Meridian, Custer County, Idaho, and more particularly described as follows;

Commencing at a brass cap marking the northeast corner of said Section 18; thence S01°03'55"W, 5311.29 feet to a stone marking the southeast corner of said Section 18; thence N01°05'23"E, 1340.06 feet to a steel pipe marking the northeast corner of the SE1/4SE1/4 of said Section 18 and the TRUE POINT OF BEGINNING, thence S01°05'23"W, 613.81 feet along the east boundary of the SE1/4SE1/4 of said Section 18 to a meander line representing ordinary high water on the east bank of the Big Lost River;
thence N59°45'37"W, 416.88 feet along said meander line;
thence N13°56'58"W, 186.05 feet along said meander line;
thence N34°29'50"E, 66.96 feet;
thence N53°37'44"E, 162.33 feet;
thence N63°43'17"E, 76.00 feet;
thence S68°20'28"E, 31.07 feet;
thence N40°04'38"E, 238.66 feet to the southwesterly right of way boundary of Highway 93;
thence S41°25'35"E, 180.55 feet along the southwesterly right of way boundary of Highway 93 to a point on the south boundary of the NW1/4SW1/4 of said Section 17;
thence N88°54'37"W, 122.11 feet along the south boundary of the NW1/4SW1/4 of said Section 17 to the TRUE POINT OF BEGINNING.

SUBJECT TO all easements, right of ways, covenants, restrictions, reservations, applicable building and zoning ordinances and use regulations and restrictions of record, and payment of accruing present year taxes and assessments as agreed to by parties above.

TO HAVE AND TO HOLD the said premises, with its appurtenances, unto the said Grantee, and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U.S. Patent reservations, restrictions, easements of record and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.

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Instrument # 252095
CHALLIS, CUSTER, IDAHO
07-29-2016 02:46:14 No. of Pages: 3
Recorded for: FIRST AMERICAN TITLE - BLACKFOOT
Lura H. Baker Fee: \$16.00
Ex-Officio Recorder Deputy: CAC

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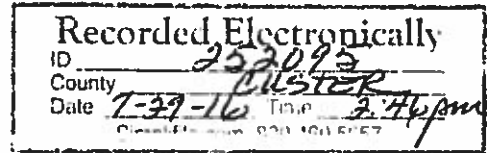
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Date: 07/26/2016

Warranty Deed
- continued

File No.: 593427-B (1d)


David Moore

STATE OF California)
SS.
COUNTY OF _____)

On this _____ day of July, 2016, before me, a Notary Public in and for said State, personally appeared **David Moore**, 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 the same.

Notary Public for the State of California
Residing at: _____
My Commission Expires: _____

CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

CIVIL CODE § 1189

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 Los Angeles

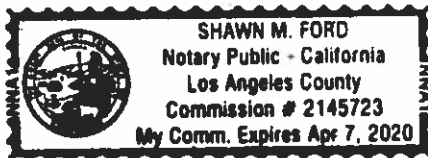
On July 26, 2016 before me, Shawn M. Ford,
Date Here Insert Name and Title of the Officer

personally appeared David Moore,
Name(s) of Signer(s)

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.

WITNESS my hand and official seal.



Signature Shawn M. Ford
Signature of Notary Public

Place Notary Seal Above

OPTIONAL

Though this section is optional, completing this information can deter alteration of the document or fraudulent reattachment of this form to an unintended document.

Description of Attached Document

Title or Type of Document: _____ Document Date: _____

Number of Pages: _____ Signer(s) Other Than Named Above: _____

Capacity(ies) Claimed by Signer(s)

Signer's Name: _____

☐ Corporate Officer — Title(s): _____

☐ Partner — ☐ Limited ☐ General

☐ Individual ☐ Attorney in Fact

☐ Trustee ☐ Guardian or Conservator

☐ Other: _____

Signer Is Representing: _____

Signer's Name: _____

☐ Corporate Officer — Title(s): _____

☐ Partner — ☐ Limited ☐ General

☐ Individual ☐ Attorney in Fact

☐ Trustee ☐ Guardian or Conservator

☐ Other: _____

Signer Is Representing: _____



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N Skyline Dr., Ste A, Idaho Falls, Idaho 83402-1718

Phone: (208) 525-7161 FAX: (208) 525-7177 www.idwr.idaho.gov

September 20, 2016

C.L. "BUTCH" OTTER
Governor

Bill Schmidt
4515 Hwy 93
Mackay ID 83251

GARY SPACKMAN
Director

RE: Change of Ownership for Water Right No(s). 34-7431

Dear Water Right Holder(s):

The department acknowledges receipt of correspondence changing ownership of the above referenced water right(s) to you. The department has modified its records to reflect the change in ownership and has enclosed computer-generated reports 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 deliberately abandoned or 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,

Jonie Barg
Technical Records Specialist

Enclosure(s)

cc: Water District 34