

RECEIVED

AUG 05 2016

Department of Water Resources
Eastern 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.

Water Right/Claim No.	Split?	Leased to Water Supply Bank?	Water Right/Claim No.	Split?	Leased to Water Supply Bank?
34-13889 OK	Yes ☐	Yes ☐		Yes ☐	Yes ☐
34-13891 OK	Yes ☐	Yes ☐		Yes ☐	Yes ☐
34-13893 OK	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Randy Woodbury
Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): Gary Montierth Nettie Montierth
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☒ and/or
4037 W 4300 N Mackay Id. 83251
Mailing address City State ZIP
208-588-2550 Haveagoodone.1234@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: 27 June 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 #

34-13889

- ✓ 8. Signature: Gary A Montierth Nettie Montierth
Signature of new owner/claimant Title, if applicable Date 28 July 2016
Signature: Nettie Montierth Nettie Montierth
Signature of new owner/claimant Title, if applicable Date 28 July 2016

For IDWR Office Use Only:

Received by JB Date Aug 5, 2016 Receipt No. E042338 Receipt Amt. 75. -
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 JB Processed by JB Date _____

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

Instrument # 251988
CHALLIS, CUSTER, IDAHO
06-28-2016 03:34:35 No. of Pages: 2
Recorded for: FIRST AMERICAN TITLE - BLACKFOOT
Lura H. Baker Fee: \$13.00
Ex-Officio Recorder Deputy: CAC

Space Above This Line for Recorder's Use Only

WARRANTY DEED

File No.: **591048-B (Id)**

Date: **June 27, 2016**

For Value Received, **L. Randy Woodbury and Gina Woodbury, husband and wife**, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **Gary Montierth and Nettie Montierth, husband and wife**, hereinafter called the Grantee, whose current address is **4037 West 4300 North, Mackay, ID 83251**, the following described premises, situated in **Custer County, Idaho**, to-wit:

A PARCEL OF LAND IN THE NW¼NE¼ OF SECTION 32, TOWNSHIP 7 NORTH, RANGE 25 EAST, BOISE MERIDIAN, CUSTER COUNTY, IDAHO, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHEAST CORNER OF SAID SECTION 32, TOWNSHIP 7 NORTH, RANGE 25 EAST, THENCE NORTH 88°57'40" WEST ALONG THE NORTH BOUNDARY OF THE NE QUARTER, A DISTANCE OF 1930.49 FEET TO THE POINT OF BEGINNING, THENCE SOUTH 3°12'50" EAST A DISTANCE OF 1307.58 FEET ALONG AN EXISTING FENCE LINE; THENCE SOUTH 89°14'30" EAST A DISTANCE OF 330 FEET; THENCE NORTH 3°12'50" WEST A DISTANCE OF 1310 FEET, MORE OR LESS, TO THE NORTH BOUNDARY OF THE NW¼NE¼ OF SAID SECTION 32; THENCE NORTH 88°57'40" WEST A DISTANCE OF 330 FEET ALONG SAID NORTH BOUNDARY LINE TO THE 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.



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

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

August 26, 2016

Gary Montierth
Nettie Montierth
4037 W 4300 N
Mackay ID 83251

RE: Change of Ownership for Water Right No(s). 34-13889, 34-13891 & 34-13893

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