

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

JUN 17 2016

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?
PP 71-10156	Yes ☐	Yes ☐		Yes ☐	Yes ☐
PP 71-00022A	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Catherine Sue Freeman & Duane Lee Freeman

Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): Jeffrey Lubeck & Linda Lubeck

New owner(s) as listed on the conveyance document

Name connector ☐ and ☐ or ☒ and/or

35 Copper Creek Road - Valley Club

Hailey

ID

83333

Mailing address

City

State

ZIP

208-720-9114

jeffreylubeck@mac.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.

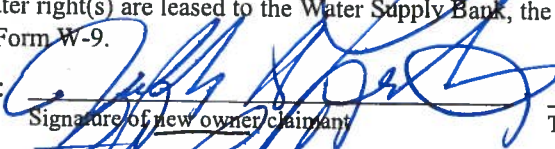
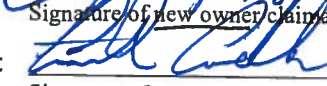
5. Date you acquired the water rights and/or claims listed above: June 3, 2016

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:  Title, if applicable: _____ Date: 6-3-16
- Signature:  Title, if applicable: _____ Date: 6-3-16

For IDWR Office Use Only:

Received by AO Date 6-17-16 Receipt No. C102177 Receipt Amt. 50.00

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 7-11-16

SUPPORT DATA

FILE # 71-22A

Instrument # 251900

CHALLIS, CUSTER, IDAHO

06-03-2016

01:05:46

No. of Pages: 2

Recorded for: FIRST AMERICAN TITLE - KETCHUM

Lura H. Baker

Fee: \$13.00

Ex-Officio Recorder Deputy: CAC

RECORDING REQUESTED BY
First American Title Company

AND WHEN RECORDED MAIL TO:
First American Title Company
120 Second Ave. North/PO Box 7999
Ketchum, ID 83340

Space Above This Line for Recorder's Use Only

WARRANTY DEED

File No.: 587986K (rm)

Date: May 23, 2016

For Value Received, **Duane Lee Freeman and Catherine Sue Freeman, husband and wife who acquired title as Duane Lee Freeman and Cathrine Sue Freeman, husband and wife,** hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **Jeffrey H. Lubeck and Linda R. Lubeck, husband and wife,** hereinafter called the Grantee, whose current address is **35 Copper Creek Rd., Halley, ID 83333,** the following described premises, situated in **Custer County, Idaho,** to-wit:

A parcel of land located in the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 8, Township 10 North, Range 13 E.B.M., Custer County, Idaho, more particularly described as follows:
Beginning at the Northwest Corner of said SE $\frac{1}{4}$ SW $\frac{1}{4}$, from which the Southeast Corner of said SE $\frac{1}{4}$ SW $\frac{1}{4}$ bears S. 00°07'58" W. a distance of 1319.39 feet the Basis of Bearing of this description, run
thence S. 89°57'07" E. along the Northerly boundary of said SE $\frac{1}{4}$ SW $\frac{1}{4}$ a distance of 337.86 feet;
thence S. 00°07'58" W. a distance of 395.11 feet;
thence N. 89°57'07" W. a distance of 337.86 feet to a point on the Westerly boundary of said SE $\frac{1}{4}$ SW $\frac{1}{4}$;
thence N. 00°07'58" E. along said boundary a distance of 395.11 feet to the Point of Beginning.

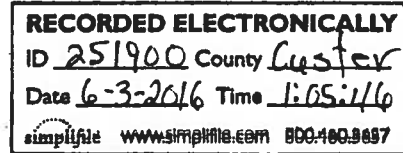
Together with Idaho Department of Water Resources Water Right Numbers 71-10156 and 71-00022A

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.

RECORDING REQUESTED BY
First American Title Company

AND WHEN RECORDED MAIL TO:
First American Title Company
120 Second Ave. North/PO Box 7999
Ketchum, ID 83340



Space Above This Line for Recorder's Use Only

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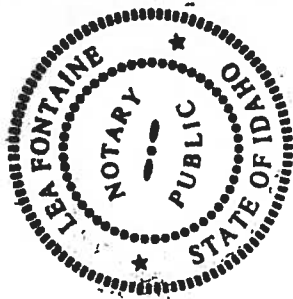
TO HAVE AND TO HOLD the said premises, with its appurtenances, unto the said Grantee, and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that said premises are free from 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.

Duane Lee Freeman
Duane Lee Freeman

Catherine Sue Freeman
Catherine Sue Freeman

STATE OF Idaho)
COUNTY OF Ada)
SS.

On this 31st day of May, 2016, before me, a Notary Public in and for said State, personally appeared **Duane Lee Freeman and Catherine Sue Freeman**, known or identified to me to be the person(s) whose name(s) are subscribed to the within instrument, and acknowledged to me that they executed the same.



Lea Fontaine
Notary Public of Idaho
Residing at: Boise, Idaho
Commission Expires: 5/2/2019

Department of
Water Resources

Water Right and Adjudication Search

↓ Choose One or More Search Items

↓ Click "Search" To Enter Your Parameters

HELP!

Name
(Click to expand or collapse)

- ☐ All
- ☒ Search for a specific Name
- First Name: CATHERINE SUE
 - Last Name: FREEMAN

HELP!

Adjudication, Water Right & Basin or Transfer

- ☒ All
- ☐ Search for a specific Basin, Right or Transfer number

HELP!

Location of Use or Diversion
(Click to expand or collapse)

- ☐ All
- ☒ Search for a specific Location by legal description
- Location Type: POD or POU
 - Township: 10N
 - Range: 13E
 - SE Quarter of the SW Quarter.

HELP!

Sources

- ☒ All
- ☐ Search for Surface Water, Ground Water or a specific Source &/or Tributary

HELP!

Water Use

- ☒ All
- ☐ Search for a specific Water Use

HELP!

Dates

- ☒ All
- ☐ Search for a specific Date Type & range of Dates

HELP!

Water Right Types

- ☒ All
- ☐ Search for one or more specific Water Right Types

HELP!

Status

- ☒ All
- ☐ Search for both Active & Inactive Records

HELP!

[Search Results \(2\)](#)
(Click to expand or collapse)

HELP!

Export Results to Excel

Clear All Items

Start Search

Click any column to sort table

Options	Type	Basin	Sequence	Suffix	Application Number	Basis	Status	Priority Date	Div. Rate (cfs)	Source	Water Use	Owner
Details	Water Right	71	22	A		Decreed	Active	05/01/1902	0.28	GOAT CREEK	IRRIGATION, STOCKWATER	FREEMAN, CATHERINE SUE; FREEMAN, DUANE LEE
More Options												
Details	Water Right	71	10156			Decreed	Active	07/06/1987	0.05	GROUND WATER	DOMESTIC	FREEMAN, CATHERINE SUE; FREEMAN, DUANE LEE
More Options												

Export Results to Excel

Clear All Items

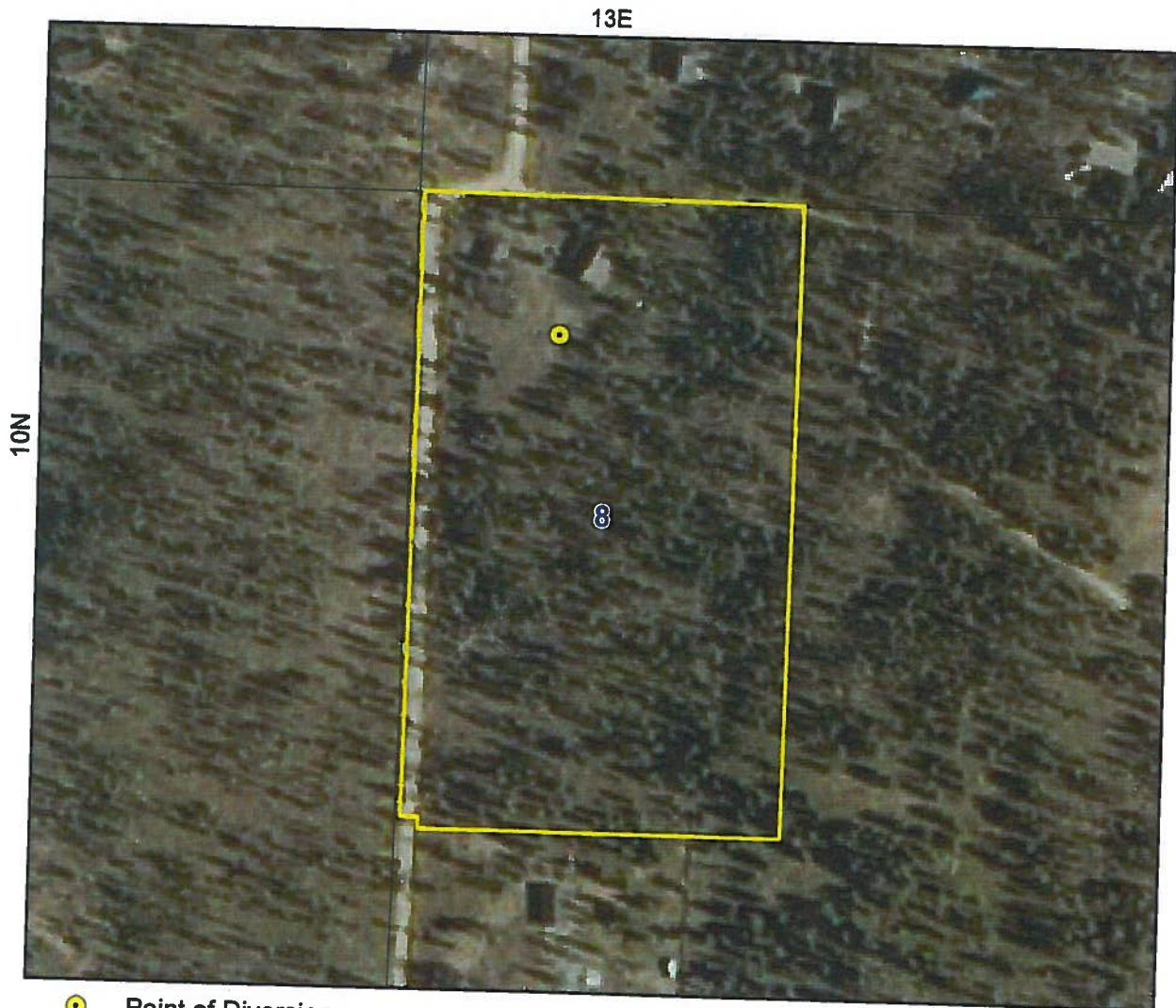
Start Search

State of Idaho
Department of Water Resources

Water Right
71-10156

DOMESTIC

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
-  Taxlots

0 0.0225 0.045 0.09 Miles





Department of

Water Resources

Mapping Tool for Water Right Applications

*Diversion on Goat Ck.
71-00022A*





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 • Website: www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

July 12, 2016

JEFFREY LUBECK
LINDA LUBECK
35 COPPER CREEK RD
HAILEY ID 83333

Re: Change of Ownership for Water Right Nos: 71-22A & 71-10156

Dear Water Right Holders:

The Department acknowledges the receipt of correspondence changing ownership of the above referenced water rights 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 Idaho Code §§ 42-222 and 42-223.

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. Change reporting forms are available from any office of the Department, or at www.idwr.idaho.gov.

Thank you for your patience. If you have any questions concerning the enclosed information, please feel free to contact me at (208) 287-4920.

Sincerely,

Debbi Judd
Technical Records Specialist

Enclosure