Form 42-248/42-1409(6) Rev. 1/15

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DEPARTMENT OF
WATER RESOURCES
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STATE 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? |
|---|---|---|---|---|---|
| 74-657A | 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: Dawn Maurer
   Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): Carl J. and Robin Lufkin
   New owner(s) as listed on the conveyance document  Name connector ☐ and ☐ or ☐ and/or

   1413 Hwy. 28 | Salmon | ID | 83467
   Mailing address | City | State | ZIP

   208-768-2480 | leadoreangus@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: April 10, 2015.

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):
   - $25 per *undivided* water right.
   - $100 per *split* water right.
   - 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] | n/a | 7-6-15
   Signature of new owner/claimant | Title, if applicable | Date

   Signature: [signature] | n/a | 7-6-15
   Signature of new owner/claimant | Title, if applicable | Date

***For IDWR Office Use Only:***

Receipted by dj  Date 7-24-15  Receipt No. 010805  Receipt Amt. $25.00

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 SR  Date 10/15/15

**Instrument # 298967** **# Pages: 2**
LEMHI COUNTY, Idaho
**Apr 10, 2015 11:19:20 am** **Fee: $ 13.00**
**For: LEMHI TITLE**
TERRI J. MORTON, Recorder
JEDWARDS, Deputy

# WARRANTY DEED

THIS INDENTURE is made this 10th day of April, 2015, by **DAWN MAURER**, a single woman, the "Grantor", and **CARL J. LUFKIN and ROBIN E. LUFKIN,** husband and wife, whose mailing address is 1413 Hwy. 28, Salmon, ID 83467, the (collectively "Grantee").

**W I T N E S S E T H:**

That the Grantor, for and in consideration of the sum of TEN DOLLARS ($10.00) lawful money of the United States of America, and other good and valuable consideration, to the Grantor in hand paid by the Grantee, the receipt whereof is hereby acknowledged, has granted, bargained, sold, and by these presents does grant, bargain, sell, convey and confirm unto the Grantee, and to the Grantee's heirs and assigns forever, all of the following described property in the County of Lemhi, State of Idaho, to-wit:

Township 20 North, Range 23 East, B.M.
Section 23: E1/2SE1/4, NW1/4SE1/4, NE1/4SW1/4, SE1/4NE/14

SUBJECT TO:

1. (a) Unpatented mining claims; (b) reservations or exceptions in patents or in Acts authorizing the issuance thereof; (c) title to water rights, claims or title to water, however all water rights appurtenant to the property are conveyed hereunder.

2. Restrictions contained in Warranty Deed recorded May 18, 2001 as Instrument No. 247136.

SUBJECT to all existing easements or claims of easements, patent reservations, rights of way, protective covenants, zoning ordinances, and applicable building codes, laws and regulations, encroachments, overlaps, boundary line disputes and other matters which would be disclosed by an accurate survey or inspection of the premises.

TOGETHER with the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and any reversions, any remainders, rents, issues and profits therefrom; and all estate, right, title and interest in and to the property, as well in law as in equity, of the Grantor.

TO HAVE AND TO HOLD the premises and the appurtenances unto the Grantee, and to the Grantee's heirs and assigns forever. The Grantor and the Grantor's heirs shall warrant and defend the premises in the quiet and peaceable possession of the Grantee and the Grantee's heirs and assigns, against the Grantor and the Grantor's heirs, and against every person whomsoever who lawfully holds (or who later lawfully claims to have held) rights in the premises as of the date hereof.

In construing this Warranty Deed and where the context so requires, the singular includes the plural.

IN WITNESS WHEREOF, the Grantor has executed the within instrument the day and year first above written.

Dawn D Maurer
**DAWN MAURER**

STATE OF Oregon )
) ss.
County of Clackamas

On the this 1st day of April, 2015, before me, the undersigned, a notary public, in and for said State, personally appeared **DAWN MAURER**, known or identified to me to be the person whose name is subscribed to the within instrument and acknowledged to me that she executed the 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.

(seal) OFFICIAL SEAL
KIRA SOHINI ROBERTS
NOTARY PUBLIC - OREGON
COMMISSION NO. 459375
MY COMMISSION EXPIRES JUNE 19, 2015

Kira Sohini Roberts
Notary Public for ~~Idaho~~ Oregon
Residing at: West Linn, OR
My Commission Expires: June 19, 2015

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**Instrument # 299007** **# Pages: 1**
LEMHI COUNTY, Idaho
**Apr 17, 2015 11:45:12 am** **Fee: $ 11.00**
**For: LEMHI TITLE**
TERRI J. MORTON, Recorder
JEDWARDS, Deputy

# AFFIDAVIT TO CORRECT LEGAL DESCRIPTION

M. CHACE SLAVIN, CERTIFIES THAT HE IS THE PRESIDENT OF LEMHI TITLE & ABSTRACT COMPANY, INC., AN IDAHO CORPORATION UNDER WHOSE SUPERVISION A **Warranty Deed and a Morgage,** WERE PREPARED BETWEEN:

**Dawn E Maurer, Grantor**
**And**
**Carl J Lufkin and Robin E Lufkin, husband and wife**

AND RECORDED, UNDER INSTRUMENT NUMBERS **298967 and 298968,** RECORDS OF LEMHI COUNTY, IDAHO.

WHEREAS THE LEGAL DESCRIPTIONS CONTAINED IN SAID DOCUMENTS CONTAINED AN ERROR WHICH IS THE PURPOSE OF THIS AFFIDAVIT TO REFORM AND CORRECT; AND

WHEREAS, IDAHO CODE SECTION 55-816 PERMITS THE RECORDING OF AFFIDAVITS AFFECTING THE DESCRIPTION OF REAL PROPERTY AS PART OF THE RECORDED TITLE OF SAID PROPERTY;

NOW THEREFORE, ON THE AFORE MENTIONED INSTRUMENTS, THE LEGAL DESCRIPTIONS ARE AMENDED TO READ AS FOLLOWS:

**Township 20 North Range 23 East, B.M., Lemhi County, Idaho.**
**Section 23,**
**E1/2SE1/4, NW1/4SE1/4, NE1/4SW1/4, SE1/4NW1/4**

M. CHACE SLAVIN, PRESIDENT
LEMHI TITLE & ABSTRACT CO., INC.

STATE OF IDAHO )
) ss
COUNTY OF LEMHI )

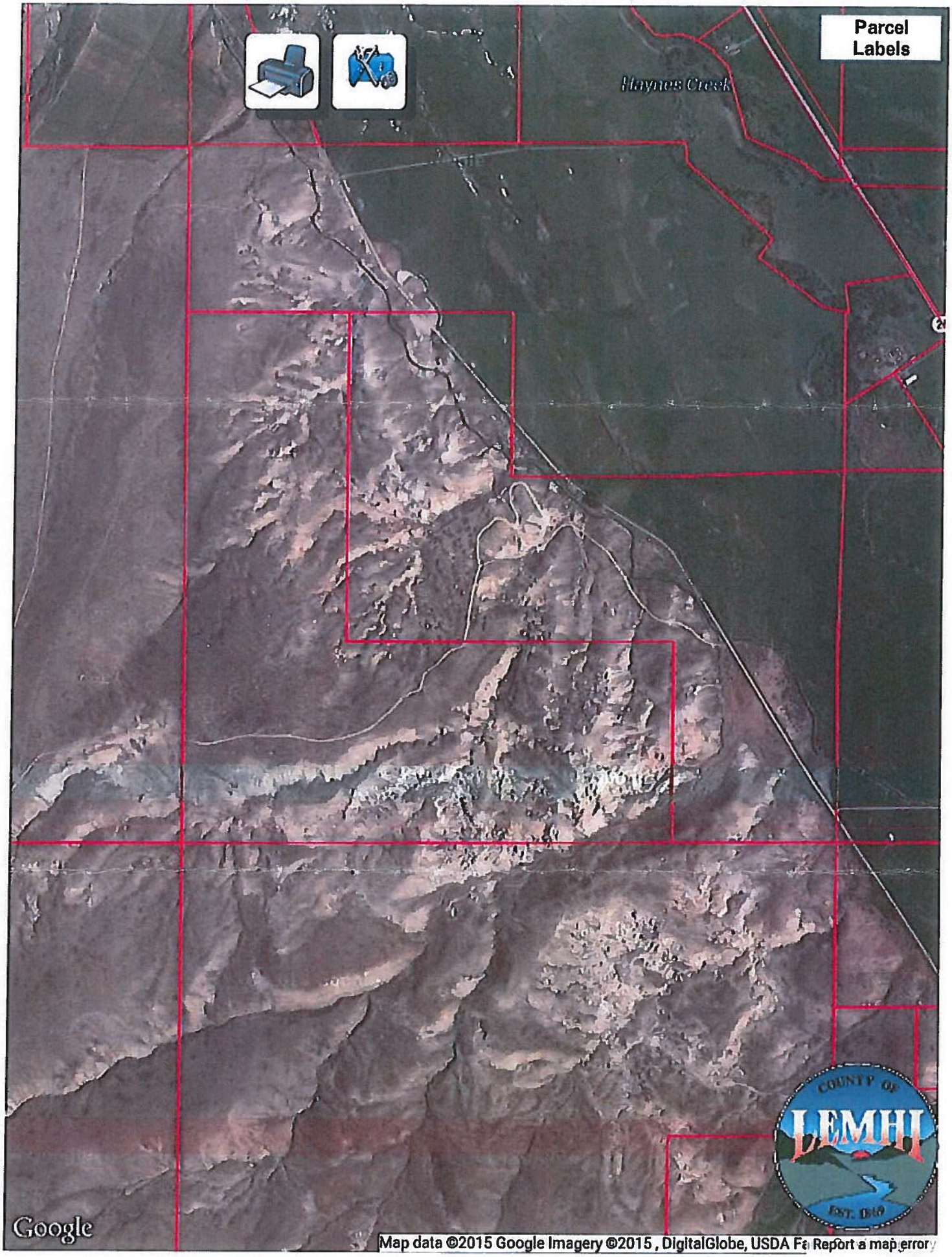
On this 11th Day of April, 2015, before me, a notary public in and for said State, personally appeared

M.CHACE SLAVIN

known to me to be the President of said Corporation and the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same.

Notary Public
Residing at: Salmon, Idaho
Comm. Expires: July 24, 2019

BETH PENNER NOTARY PUBLIC STATE OF IDAHO


Parcel Labels
Haynes Creek
Google
Map data ©2015 Google Imagery ©2015 , DigitalGlobe, USDA Fa
Report a map error
COUNTY OF
LEMHI
EST. 1869

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

October 15, 2015

CARL J LUFKIN
ROBIN E LUFKIN
1413 HWY 28
SALMON ID 83467

RE: Change of Ownership for Water Right 74-657A

Dear Water Right Holders:

The department acknowledges receipt of correspondence changing ownership of the above referenced water right to you. The department has modified its records based on the information received 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 §§ 42-222 and 42-223, Idaho Code.

Also, please note that water right owners are required to report any change of ownership and any change of mailing address 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.

Please feel free to contact this office if you have any questions regarding this matter.

Sincerely,

Emalee Rushing
Administrative Assistant

Enclosure(s)