

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

\$ 375. -

RECEIVED

SEP 18 2014

Department of Water Resources
Eastern Region

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.

Water Right/Claim No.	Split?	Water Right/Claim No.	Split?	Water Right/Claim No.	Split?
75-14736	Yes ☒		Yes ☐		Yes ☐
no + changed → 75-14721	Yes ☒	parent of 14736 + 14721	Yes ☐		Yes ☐
75-10381	Yes ☐		Yes ☐		Yes ☐
75-10382	Yes ☐		Yes ☐		Yes ☐
75-7537	Yes ☐		Yes ☐		Yes ☐

2. Previous Owner's Name: Bill Gattung & or William G & Lois C Gattung Revocable Trust
Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): Jana Gattung
Name of each new owner as listed on the conveyance document

88 Lois Lane

New owner continued

Name connector ☐ and ☐ or ☐ and/or

88 Lois Lane

Mailing address

Salmon

City (208) 940-0902

Telephone

ID 83467

State

ZIP

janaleeg@hotmail.com

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: _____

6. 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.

SUPPORT DATA

IN FILE # 75-7537

7. Signature: Jana L. Gattung
Signature of new owner/claimant

Title, if applicable

Date 9/8/14

Signature: _____
Signature of new owner/claimant

Title, if applicable

Date

For IDWR Office Use Only:

Received by JB

Date 9/18/2014

Receipt No. E040252

Receipt Amt. \$ 375. -

Approved by _____

Processed by gmk

Date 10-14-15

**Deed of Distribution
By Personal Representative**

This Deed, made by JANA LEE GATTUNG, as Personal Representative of the Estate of WILLIAM G. GATTUNG, deceased, Grantor, to JANA LEE GATTUNG, a single woman as her sole and separate property, Grantee, whose address is 88 Lois Lane, Salmon, Idaho 83467.

Whereas, Grantor is the qualified Personal Representative of said Estate, filed as Probate Number CV-11-318, Lemhi County, Idaho; and

Whereas, Grantee is entitled to distribution of the hereinafter described real property;

Therefore, for valuable consideration received, Grantor hereby transfers and conveys to Grantee an undivided interest in and to the following described real property in Lemhi County, Idaho:

SEE EXHIBIT "A" ATTACHED HERETO AND MADE A PART HEREOF.

Dated: the 1st day of MARCH 2012.

Jana Lee Gattung, P.R.
JANA LEE GATTUNG, Personal Representative
of the Estate of WILLIAM G. GATTUNG, deceased.

STATE OF IDAHO)
: ss.
County of Lemhi)

On this 1st day of March, 2012, before me, a Notary Public in and for said State, personally appeared JANA LEE GATTUNG, known to me to be the person whose name is subscribed to the within instrument as the Personal Representative of the Estate of WILLIAM G. GATTUNG, deceased, and acknowledged to me that she executed the same as such personal representative.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year first above written.



Milton A. Slavin
Notary Public for State of Idaho
Residing at Salmon ID
My Commission Expires: 11/14/17

EXHIBIT "A"

A parcel of land located in Section 12, T. 20 N., R. 21 E., and Section 7, T. 20 N., R. 22 E., Boise Meridian, Lemhi County, Idaho, more particularly described as follows:

Beginning at the E $\frac{1}{4}$ Corner of said Section 12 from which the SE Corner of said section bears S 00°28' 48" E a distance of 2648.75 Ft., the Basis of Bearing of this description,

Thence N 00°29'53" W along the easterly boundary of said section 12 a distance of 716.05 ft.;

Thence West a distance of 944.33 ft. to a point in an existing fence line;

Thence the following courses along said fence line;

N 53°20'31" E	197.17 ft.;	N 36°52'37"E	204.17 ft.;
N 52°54'24" E	212.75 ft.;	N 87°51'45"E	187.49 ft.;
N 49°43'53" E	309.27 ft.;	N 89°41'58"E	1319.09 ft.;
N 89°43'38"E	438.54 ft.;		

Thence S 25°32'13"W a distance of 922.44 ft.;

Thence S 30°03'33"W a distance of 326.37 ft.;

Thence S 33°23'55"W a distance of 438.78 ft.;

Thence S 36°55'39"W a distance of 207.79 ft.;

Thence S 71°56'32"W a distance of 380.36 ft.;

Thence N 42°42'04"W a distance of 577.52 ft. to the POINT OF BEGINNING.

Parcel contains 54.9 acres

SUBJECT TO and TOGETHER WITH: Any easements of record and/or usages

ALSO SUBJECT TO and TOGETHER WITH: A 50.00 ft. wide ingress, egress and utilities easement along an existing road 25.00 ft. on either side of the existing centerline as shown on the Record of Survey filed in the Lemhi County Courthouse for the Bill Gattung Estate.

TRUSTEE'S DEED OF DISTRIBUTION

THIS INDENTURE, made this 24 day of July, 2014, by
and between JANA L. GATTUNG, in her capacity as Trustee of THE WILLIAM G.
AND LOIS C. GATTUNG REVOCABLE TRUST under the Restated Declaration of
Trust dated May 24, 2001, the Grantor, and JANA L. GATTUNG, a single woman,
whose address is 88 Lois Lane, Salmon, Idaho 83467-5326, the Grantee,

WITNESSETH:

That the Grantor, for and in consideration of the mutual terms, covenants
and conditions of that certain Restated Declaration of Trust of THE WILLIAM G. AND
LOIS C. GATTUNG REVOCABLE TRUST dated May 24, 2001, does by these presents
grant, convey, and assign unto the Grantee, free of the trust, all of the following described
real estate situated in the County of Lemhi, State of Idaho, to-wit:

See the Legal Descriptions labeled "Yellow Division (Jana) a.k.a Parcel 'A'" and
"Yellow Division (Jana) a.k.a Parcel 'B'" attached hereto.

TOGETHER WITH all minerals, mineral rights, water, water rights, ditches and
ditch rights, appurtenant or otherwise related thereto, whether represented by
decree, license, permit or otherwise, to be allocated in accordance with the law,
and all improvements, buildings, and fixtures situated on said property.

AND TOGETHER WITH AND SUBJECT TO: Those certain easements set forth
in that certain Declaration of Easements recorded by the Grantor on July 24,
2014, in the official records of the County of Lemhi, State of Idaho, as instrument
296963.

AND TOGETHER WITH AND SUBJECT TO: Those certain existing easements
of record (to be used for the irrigation of and general access to the above-described
property, and all other properties described in the above-described Declaration of
Easements) described as follows: (1) a 50-foot wide ingress and egress easement to
access and maintain an existing irrigation headgate on the Gene Gattung Property,
as described in the Quitclaim Deed recorded in the official records of Lemhi
County on August 30, 2011 as Instrument No. 287209; (2) an irrigation access
and maintenance easement on the Gene Gattung Property as shown on the Record
of Survey recorded in the official records of Lemhi County for the Gattung Estate

on July 20, 2011 as Instrument #286408; (3) a 20-foot wide ingress and egress easement on the Joie Malpass Property to access Rainbow Ditch, as described in the Quitclaim Deed recorded in the official records of Lemhi County on July 20, 2011 as Instrument No. 286409; (4) the Williams Creek Remote on the Joie Malpass Property, as shown in the Record of Survey recorded in the official records of Lemhi County, Survey Book 6, Page 64, as Instrument No. 217986.

AND TOGETHER WITH AND SUBJECT TO: all other common law or statutory easements, claims of easement, and rights-of-way that may already exist or that may arise upon the Grantor's distribution of the properties described in the above-described Declaration of Easements, which easements and rights-of-way shall be perpetual, shall be non-exclusive, shall run with the land, and shall inure to the benefit of all present and future owners of any portion of the properties described in the above- described Declaration of Easements.

AND SUBJECT TO: All other existing liens, encumbrances, covenants, restrictions, and reservations of record; all applicable building and zoning ordinances, use regulations and restrictions; all encroachments, overlaps, boundary line disputes and other matters which would be disclosed by an accurate survey, inspection of the premises or environmental assessment; and all accruing taxes and assessments.

TO HAVE AND TO HOLD, all and singular the said premises, together with their appurtenances, unto the said Grantee and to the Grantee's successors and assigns forever. In construing this deed and where the context so requires, the singular includes the plural.

IN WITNESS WHEREOF, the said Grantor has hereunto set its hand the day and year first above written.

THE WILLIAM G. AND LOIS C. GATTUNG REVOCABLE TRUST

By: Jana L. Gattung, TTE
Jana L. Gattung, Trustee

STATE OF IDAHO

)

) ss.

County of Lemhi

)

Sue Dietz ON THIS 24 day of July, 2014, before me
~~Jana L. Gattung~~ a Notary Public in and for said State, personally
appeared, JANA L. GATTUNG, Trustee of THE WILLIAM G. AND LOIS C.
GATTUNG REVOCABLE TRUST, 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 that capacity.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my
official seal the day and year in this certificate first above written.

S
E
A
L

Sue Dietz

Notary Public for Idaho

Residing at: *Salmon, ID*

My Commission Expires: *6/8/2016*



WADE SURVEYING

Global Positioning Service

Land Surveying and Planning

402 Van Dreff Street

Salmon, Idaho 83467

Phone: (208)-756-3070

July 14, 2014

YELLOW DIVISION (JANA)

A.K.A. PARCEL "A"

A parcel of land located in the Section 7, T. 20 N., R. 22 E., and the E1/2 of Section 12, T. 20 N., R. 21 E., Boise Meridian, Lemhi County, Idaho, more particularly described as follows:

Beginning at the E1/4 Corner of said Section 12, from which the SE Corner of said section bears S 00°28'48"E a distance of 2648.75 ft., the Basis Of Bearing of this description, run thence S 42°42'04" E a distance of 309.47 ft. to a point on an existing fence and the POINT OF BEGINNING.

Thence the following courses along said fence:

S 45°03'09" W	195.26 ft.;	S 63°34'53" W	269.51 ft.;
S 82°06'36" W	70.95 ft. to a point on the centerline of the Rainbow Ditch;		

Thence the following courses along said centerline:

N 09°18'14" E	29.23 ft.;	N 00°53'24" W	117.43 ft.;
N 04°24'06" W	101.08 ft.;	N 19°17'50" E	22.66 ft.;
N 51°06'58" E	49.87 ft.;	N 42°48'20" E	24.61 ft.;
N 17°44'42" E	91.90 ft.;	N 08°25'51" W	38.75 ft.;
N 20°08'52" W	104.08 ft.;	N 26°38'18" W	76.82 ft.;
N 35°57'40" W	50.40 ft.;	N 42°17'13" W	41.83 ft.;
N 04°42'08" W	46.94 ft.;	N 01°51'03" E	54.27 ft.;
N 20°15'19" W	34.59 ft.;	N 38°11'47" W	55.10 ft.;
N 31°56'27" W	29.64 ft.;	N 14°30'52" W	30.37 ft. to a point on the centerline

of an existing buried irrigation pipeline;

Thence the following courses along said centerline:

N 88°13'27" W	589.76 ft.;	N 76°18'38" W	94.40 ft. to a point on the easterly
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boundary of Record Of Survey Inst. No. 154334 and 248583;

Thence the following courses along said R.O.S.'s;

N 00°17'12" E	85.65 ft.;	N 27°26'23" E	193.46 ft. to a point on the southerly
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boundary of Lot Split Plat Inst. No. 290014;

Thence the following courses along said L.S.P.;

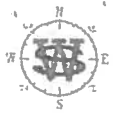
East	944.33 ft.;	S 00°29'53"E	716.05 ft. to the POINT OF
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BEGINNING.

Parcel contains 12.50 acres

Y:\projects\T20NR21E\GATTUNG, BILL\WORD\GATTUNG ESTATE.doc





WADE SURVEYING
Global Positioning Service
Land Surveying and Planning
402 Van Dreff Street
Salmon, Idaho 83467

Phone: (208)-756-3070

July 14, 2014

YELLOW DIVISION (JANA)
A.K.A. PARCEL "B"

A parcel of land located in the Section 7, T. 20 N., R. 22 E., Boise Meridian, Lemhi County, Idaho, more particularly described as follows:

Commencing at the W1/4 Corner of said Section 07, from which the SW Corner of said section bears S 00°28'48"E a distance of 2648.75 ft., the Basis Of Bearing of this description, run thence N 51°25'19"E a distance of 2150.02 ft. to a point on the northerly boundary of Lot Split Plat Inst. No. 290014 and the POINT OF BEGINNING.

Thence the following courses along said L.S.P.;

N 89°43'38" E 712.91 ft.; N 89°26'39" E 143.39 ft.;
N 89°41'13" E 693.07 ft. to a point on the westerly bank of the Salmon River.

Thence the following courses along said bank:

S 16°43'45" W 46.06 ft.; S 29°30'45" W 399.19 ft.;
S 35°36'45" W 539.08 ft.; S 37°19'45" W 319.35 ft.;
S 38°27'45" W 374.12 ft.; S 45°10'38" W 81.18 ft.;

Thence N 84°05'03" W a distance of 1230.03 ft. to a point on the easterly boundary of said L.S.P. Inst. No. 290014;

Thence the following courses along said L.S.P.;

N 33°23'55"E 219.39 ft.; N 30°03'33"E 326.37 ft.;
N 25°32'13"E 922.44 ft. to the POINT OF BEGINNING.

PARCEL CONTAINS 45.5 ACRES (MORE OR LESS)



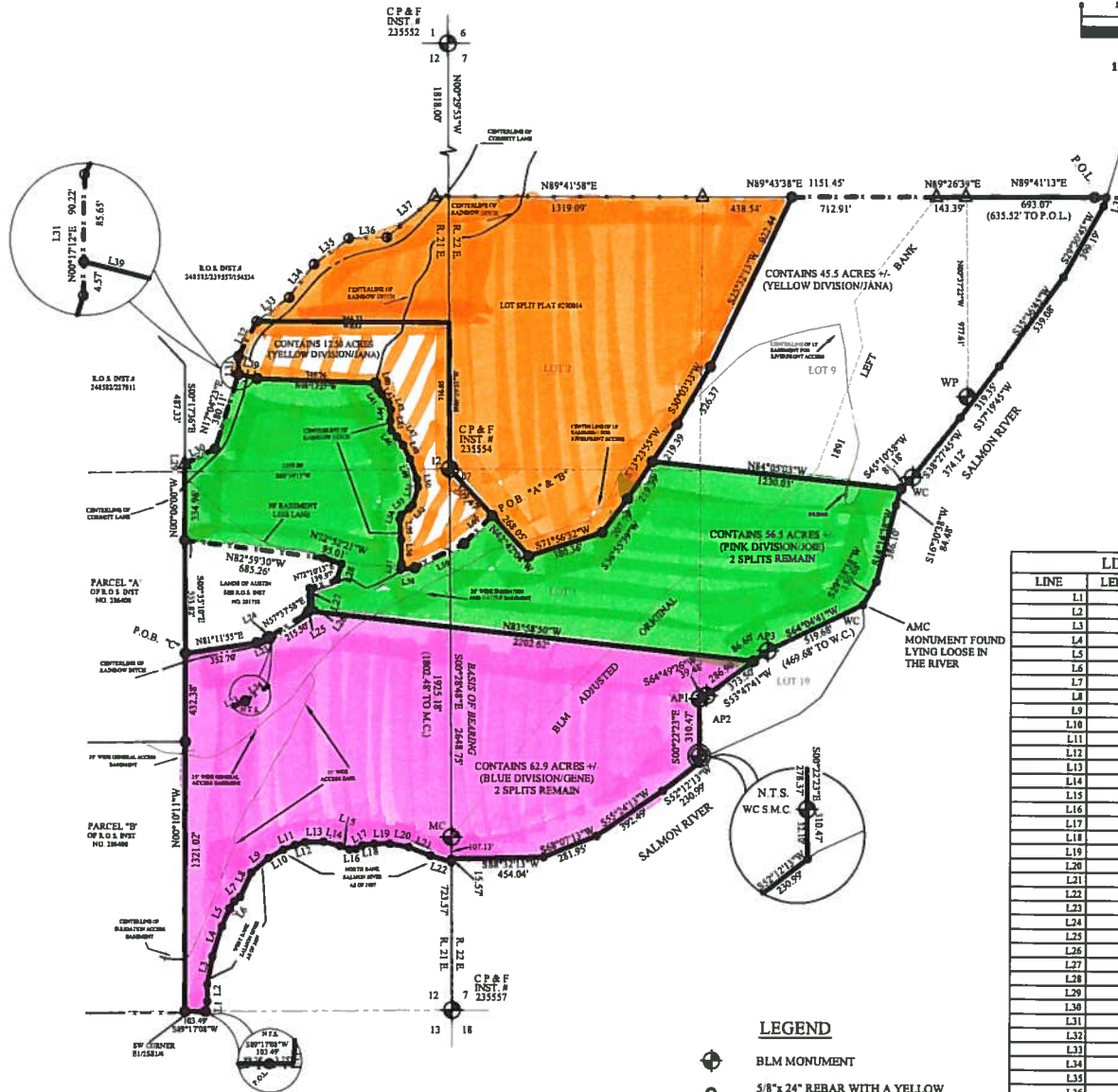
RECORD OF SURVEY FOR THE ESTATE OF GATTUNG

LOCATED IN THE E1/2 OF SECTION 12, T. 20 N., R. 21 E.,
AND IN SECTION 7, T. 20 N., R. 22 E.,
BOISE MERIDIAN, LEMHI COUNTY, IDAHO

GRAPHIC SCALE



(IN FEET)
1 inch = 400 ft.



LINE TABLE		
LINE	LENGTH	BEARING
L1	49.41	S85°58'45"W
L2	82.98	S80°28'19"E
L3	139.59	S10°28'19"W
L4	153.57	S17°53'54"W
L5	96.72	S22°43'23"W
L6	41.58	S33°50'01"W
L7	34.73	S51°08'10"W
L8	132.18	S24°50'22"W
L9	110.73	S49°46'47"W
L10	144.51	S63°23'05"W
L11	51.77	S74°12'25"W
L12	44.43	S83°55'47"W
L13	46.07	N88°49'49"W
L14	82.53	N75°29'49"W
L15	50.84	N70°34'09"W
L16	30.99	S80°12'42"W
L17	39.17	S59°45'36"W
L18	57.83	S82°51'58"W
L19	77.99	S89°18'07"W
L20	93.49	N80°09'52"W
L21	115.74	N69°04'23"W
L22	105.88	N72°58'21"W
L23	56.90	N65°44'55"E
L24	14.01	N60°10'56"E
L25	15.43	N42°25'41"E
L26	74.48	N04°57'39"E
L27	38.05	N04°25'40"W
L28	79.59	N17°09'39"E
L29	37.78	N00°16'40"W
L30	166.38	N62°50'46"E
L31	90.23	N60°17'17"E
L32	193.46	N27°26'23"E
L33	187.17	N53°20'31"E
L34	204.17	N36°52'37"E
L35	212.75	N52°54'24"E
L36	187.49	N87°51'45"E
L37	309.27	N49°43'53"E
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L43	34.59	S20°15'19"E
L44	54.27	S01°51'03"W
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L54	23.66	S19°17'50"W
L55	101.08	S04°24'06"E
L56	117.43	S00°53'24"E
L57	29.23	S09°18'14"W
L58	70.95	S82°06'36"W
L59	269.51	N63°34'53"E
L60	195.26	N45°03'09"E

LEGEND

- BLM MONUMENT
- 5/8" x 24" REBAR WITH A YELLOW PLASTIC CAP MARKED WADE PLS 5080
- BRASS CAP TABLET IN CONCRETE AS SHOWN ON R.O.S. INST. NO. 154334
- 1/2" REBAR
- CALCULATED POINT (NOT SET)
- P.O.B. POINT OF BEGINNING
- P.O.L. POINT ON LINE
- API BLM ANGLE POINT
- AMC BLM AUXILIARY MEANDER CORNER
- MC MEANDER CORNER
- N.T.S. NOT TO SCALE
- S.M.C. SPECIAL MEANDER CORNER
- WC WITNESS CORNER
- WP WITNESS POINT
- EXISTING FENCE

SURVEYORS NOTE:

THE NORTH BOUNDARY OF PARCEL "A" AND THE WESTERLY BOUNDARY OF PARCELS "A" & "B" WERE ESTABLISHED FROM FOUND MONUMENTATION AND AS INSTRUCTED BY BILL GATTUNG THAT THE EXISTING FENCE LINE WAS TO BE MAINTAINED AS THE PROPERTY BOUNDARY AS SHOWN ON R.O.S. INST. NO. 154334.

THE MEANDER LINE OF THE SALMON RIVER AS ESTABLISHED BY THE 1993 BLM SURVEY WAS ADJUSTED TO FIT THE EXISTING FOUND MONUMENTS.

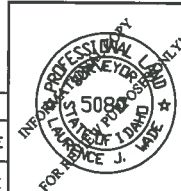
THIS SURVEY IS FOR ESTATE PURPOSES AND THEREFORE IS EXEMPT FROM THE LOT SPLIT REVIEW PROCESS CHAPTER III, DIVISION I, SECTION "C", SUBSECTION 2, SUBSECTION "C" OF THE LEMHI COUNTY ORDINANCES.

LEMHI COUNTY
APPROVAL

COUNTY RECORDER'S
CERTIFICATE

1/4	SEC	T	R
	7	20N	22E
	12	20N	21E

SHEET 2 OF 2



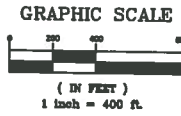
FOR GATTUNG ESTATE	
DATE: 6-20-14	DRAWN/CHK BY: RM/LJW
PROJECT: 1720NR21EGATTUNG, BILL	
DWG NAME: 6-2014 ESTATE SURVEY DWG	
SURVEY: GATTUNG, BILL2 & ESTATE2.ZAK	
LEGAL DESCR: GATTUNG ESTATE.DOC	
WADE SURVEYING GLOBAL POSITIONING SERVICE LAND SURVEYING & PLANNING 402 VAN DUSEN ST. SALMON, IDAHO 83407 208-756-3678	

RECORD OF SURVEY FOR THE ESTATE OF GATTUNG

LOCATED IN THE E1/2 OF SECTION 12, T. 20 N., R. 21 E.,

AND IN SECTION 7, T. 20 N., R. 22 E.,

BOISE MERIDIAN, LEMHI COUNTY, IDAHO



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L43	34.59	S20°15'19"E
L44	54.27	S01°51'03"W
L45	46.94	S04°42'08"E
L46	41.83	S42°17'13"E
L47	50.40	S35°57'40"E
L48	76.82	S26°38'18"E
L49	104.08	S20°08'52"E
L50	38.75	S08°25'51"E
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L52	24.61	S42°48'20"W
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L58	70.95	S82°06'59"W
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L60	195.26	N45°07'09"E

LEGEND

- BLM MONUMENT
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- △ BRASS CAP TABLET IN CONCRETE AS SHOWN ON R.O.S. INST. NO. 154334
- 1/2" REBAR
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- P.O.B. POINT OF BEGINNING
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- AMC BLM AUXILIARY MEANDER CORNER
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- - - EXISTING FENCE

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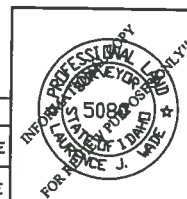
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LEMHI COUNTY
APPROVAL

COUNTY RECORDER'S
CERTIFICATE

SHEET 2 OF 2

1/4	SEC	T	R
7	20N	22E	
12	20N	21E	



FOR GATTUNG ESTATE	
DATE: 6-20-14	DRAWN/CHK BY: RM/LJW
PROJECT: 1720NR21EGATTUNG, BILL	
DWG NAME: 6-2014 ESTATE SURVEY.DWG	
SURVEY: GATTUNG, BILL2 & ESTATE2.ZAK	
LEGAL DESCR: GATTUNG ESTATE.DOC	
WADE SURVEYING GLOBAL POSITIONING SERVICES LAND SURVEYING & PLANNING 461 VAN CREEP ST. SALMON, IDAHO 83407	



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 14, 2015

JANA GATTUNG
88 LOIS LN
SALMON ID 83467

Re: Change in Water Right Ownership: Water Right No. 75-14736 (Split into 75-14736 and **75-14808, 75-14809 and 75-14810**), 75-10381, 75-10382 and 75-7537

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 based on the information received to reflect the change in ownership and has enclosed a computer-generated report for your records.

Your portion of these water rights has a specified point of diversion, nature of use and place of use. If you plan on changing the nature of use, place of use, or point of diversion under this right, including adding a new point of diversion, then an Application for Transfer on your portion of this right is required. Please contact this office for further information on the Application for Transfer form or you can find the forms at www.idwr.idaho.gov. If you do not plan on changing any items on your water right, then no further action is required at this time.

Water Right 75-14721 is a parent right of 75-14736 and 75-14737. It was not divided or updated. A refund of \$100 has been requested and will be sent to you under separate cover from the State Controller's Office.

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 Sections 42-222 and 42-223, Idaho Code.

Please feel free to contact me at 208-287-4942 if you have any questions concerning the enclosed information or this letter.

Sincerely,

Jean Hersley
Technical Records Specialist II

Enclosure

MEMORANDUM

TO: Sascha Marston
FROM: Jean Hersley 
DATE: October 14, 2015
RE: **Refund: Ownership change**

Please refund \$100. Ownership change of one (1) water right was not divided or updated.

NAME: GATTUNG FAMILY TRUST

ADDRESS: 88 LOIS LN
SALMON ID 83467

RECEIPT #: E040252

Thank you.

Jean