

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED *DE*
APR 02 2015
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.

Water Right/Claim No.	Split?	Water Right/Claim No.	Split?	Water Right/Claim No.	Split?
<i>A 75-10415</i>	Yes ☒		Yes ☐		Yes ☐
<i>75-4783</i>	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐

2. Previous Owner's Name: *William B. Guth & Paula Guth*
Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): *Ray Elbert Stephenson*
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or

1600 Shoup *Salmon* *ID* *83467*
Mailing address City State ZIP

208-9401288 *rayboerz@yahoo.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: _____.

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: *[Signature]* _____ *3-22-15*
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 *[Signature]* Date *3-27-2015* Receipt No. *E040825* Receipt Amt. *100.00*
Approved by *[Signature]* Processed by *[Signature]* Date *5-28-15*

RECEIVED

MAY 28 2015

DEPARTMENT OF
WATER RESOURCES

WARRANTY DEED

Alliance Title & Escrow Corp. Order No.: 248815

FOR VALUE RECEIVED

William R. Guth and Paula Ann Guth, husband and wife

the grantor(s), do(es) hereby grant, bargain, sell and convey unto

Ray E. Stephenson a single man

whose current address is

**31 Redrock Stage Rd.
Salmon, ID 83467**

R.S.

the grantee(s), the following described premises, in Lemhi County, Idaho, TO WIT:

**Lot 2 of Jakich Family Estates Subdivision recorded in Book 9 at Page 78 and
Amended in Book 9 at Page 83, Official Records of Lemhi County, Idaho.**

Together with and subject to: An Irrigation Easement

**A 20 foot wide easement for the purpose of building and maintaining a irrigation
system for Lots 1, 2, 3 and 4 of the Jakich Family Estates Subdivision, located in
Section 18, T. 21 N., R. 22 E., Boise Meridian, Lemhi County, Idaho, more
particularly described as follows:**

**Beginning at the Southwest corner of Lot 3 of said subdivision run thence N. 00° 02'
45" E. along the westerly boundary of said subdivision a distance of 486.00 feet to
the Northwest corner of Lot 2 of said subdivision;
Thence S. 89° 46' 11" E. along the Northerly boundary of said Lot 2 a distance of 20
feet;
Thence S. 00° 02' 45" W. a distance of 486.00 ft. to a point on the southerly
boundary of said Lot 3;
Thence N. 89° 46' 11" W. along said boundary a distance of 20.00 ft. to the point of
beginning.**

**TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said
Grantee, heirs and assigns forever. And the said Grantor does hereby covenant to and with the
said Grantee(s), that (s)he is/are the owner(s) in fee simple of said premises; that they are free
from all encumbrances Except: Current Year Taxes, conditions, covenants, restrictions,
reservations, easements, rights and rights of way, apparent or of record.**

And that (s)he will warrant and defend the same from all lawful claims whatsoever.

Dated: 10/12/14

William R. Guth
William R. Guth

Paula Ann Guth
Paula Ann Guth

State of Idaho ss
County of Lemhi}

On this 10th day of October, 2014, before me, Heidi Semmler, a Notary Public in and for said state, personally appeared William R. Guth and Paula Ann Guth, 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 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.

Heidi Semmler
Notary Public for the State of Idaho
Residing at: Salmon
Commission Expires: 5/19/2015



IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

9/12/2014

Water Right 75-14783

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	WILLIAM GUTH 25 COUNTRY LIVING LN SALMON, ID 83467 (208)756-3753
Current Owner	PAULA GUTH 25 COUNTRY LIVING LN SALMON, ID 83467 (208)756-3753

Priority Date: 4/1/1894

Basis: Decreed

Status: Active

Source
SALMON RIVER

Tributary
SNAKE RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	10/31	0.140 CFS	
STOCKWATER	01/01	12/31	0.020 CFS	
	<u>Total Diversion</u>		0.140 CFS	

Source and Point(s) of Diversion

SALMON RIVER L14(SESE) Sec. 6, Twp 20N, Rge 22E, LEMHI County

Place Of Use

STOCKWATER within LEMHI County

T21N R22E S18 SWNE

IRRIGATION within LEMHI County

T21N R22E S18	SWNE	3.4
POU Total Acres:		3.4

Conditions of Approval:

1. 004 This right does not grant any right-of-way or easement across the land of another.
2. R05 Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 75C.
3. R59 This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
4. N05 The quantity of water under right nos. 75-10415, 75-14783, 75-14784, 75-14770, and 75-14771 when combined shall not exceed 0.02 cfs or 13,000 gallons per day for stockwater use.
5. P29 This right is a combination of old Right Nos. 75-33 and 75-44.
6. F01 Water is delivered through the Runsten Mintzer Ditch.

Proof Report

7. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
8. R43 The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.
9. N08 The quantity of water decreed for this water right for stockwater use is not a determination of historical beneficial use.
10. T08 Failure of the right holder to comply with the conditions of transfer 74193 is cause for the Director to rescind approval of the transfer.
11. X02 Water right numbers 75-10415, 75-14783, 75-14784, 75-14770 & 75-14771 are limited to Stockwater use for 30 range cattle.
12. T07 The right holder shall accomplish the change authorized by transfer 74193 prior to January 18, 2009.
13. 029 Prior to the diversion and use of water under transfer 74193, the right holder shall comply with all fish screening and/or fish passage requirements of the Idaho Department of Fish and Game.

Comments:

1. sbergendorf 8/25/2014 change of ownership
Water right 75-10415 split into 75-10415, 75-14783, and 75-14784.

2. sbergendorf 8/25/2014 POU
Updated Shape

LOCATED IN THE NE1/4, SECTION 18, T. 21 N., R. 22 E.,
BOISE MERIDIAN, LEMHI COUNTY, IDAHO

The Company has not surveyed the premises described in 155403. The sketch below is furnished without charge solely for the purpose of assisting in locating said premises and the Company assumes no liability as to the validity, location, or ownership of any easement or other matter shown therein, nor for the inaccuracies therein, including the accurate location of boundaries, including water boundaries. This sketch does not purport to show all highways, roads and easements adjoining or affecting said premises, nor is it a part or modification of the report, commitment, policy or other title evidence to which it may be attached.



LANDS OF HOFFMAN

LOT 1
3.44 ACRES

LOT 2
3.44 ACRES

LOT 3
3.39 ACRES

LANDS OF JAKICH

LOT 4
3.39 ACRES

SURVEYORS NOTE:
THERE IS A 20' WIDE UTILITY EASEMENT ON ALL
EXTERIOR BOUNDARY LINES OF THIS SUBDIVISION
AND A 10' WIDE UTILITY EASEMENT ON BOTH SIDES
OF ALL INTERIOR LOT LINES.

TAKESH DRIVE AS SHOWN ON THIS PLAT IS A 30' WIDE UTILITY,
INGRESS AND EGRESS EASEMENT FOR ALL LOTS IN THE MCKEY
FAMILY ESTATE SUBDIVISION AND FOR THE REMAINING LOTS
OF TAKESH.

COUNTY RECORDER'S
CERTIFICATE

TIME: 4:45 DAY: 7th MONTH: July 2008
BOOK: 7 PAGE: 83 INST. NO.: 2766.8
RECORDER: [Signature] 11/11/10
BY: [Signature]

FLIR

LEONARD & ADELENE JAKICH

DATE: 28 JUN 07	DRAWN/CHK BY: EDM/LJW
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PROJECT: AZIMUTHSEARCH, LEONARD & ARLENE

DWG NAME:LEONARD & ADELENE JAKICH.DWG
SURVEY: JAKICH, LEONARD.ZAK/JAKICH.D.ZAK

WADE SURVEYING
GLOBAL POSITIONING SERVICE
LAND SURVEYING & PLANNING
402 VAN DERST ST. BALDWIN IDAHO
208.336.4700 83407

ACREAGE DESCRIPTION	
LOT 1 LESS THE ROAD: 1.87 AC.	
LOT 1 ROAD ACREAGE: 0.81 AC.	
LOT 1 TOTAL: 1.44 AC.	
LOT 2 LESS THE ROAD: 1.78 AC.	
LOT 2 ROAD ACREAGE: 0.68 AC.	
LOT 2 TOTAL: 1.44 AC.	
LOT 3 LESS THE ROAD: 1.77 AC.	
LOT 3 ROAD ACREAGE: 0.63 AC.	
LOT 3 TOTAL: 1.39 AC.	
LOT 4 LESS THE ROAD: 1.32 AC.	
LOT 4 ROAD ACREAGE: 0.87 AC.	
LOT 4 TOTAL: 1.39 AC.	
TOTAL ROAD ACREAGE: 41 AC.	
TOTAL LOT ACREAGE: 12.53 AC.	
TOTAL SUBDIVISION ACREAGE: 11.66 AC.	
TOTAL ACREAGE DEDICATED TO THE PUBLIC: 8.8 AC.	

LINE TABLE		
LINE	SPARKS	LENGTH
L1	M18J3237B	42.10
L2	M18J3417B	27.94
L3	M18J3416B	14.93

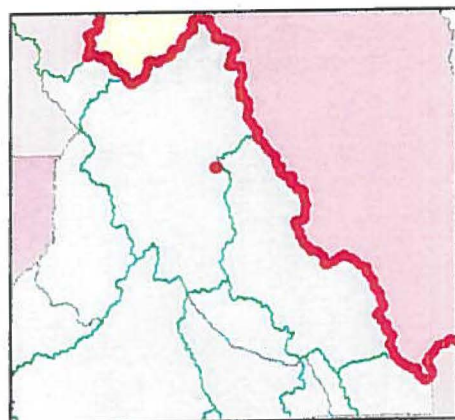
1/4	SEC	T	R
☒	18	21N	22



Idaho Department of Water Resources

Water Right
75-14783
(IRRIGATION)

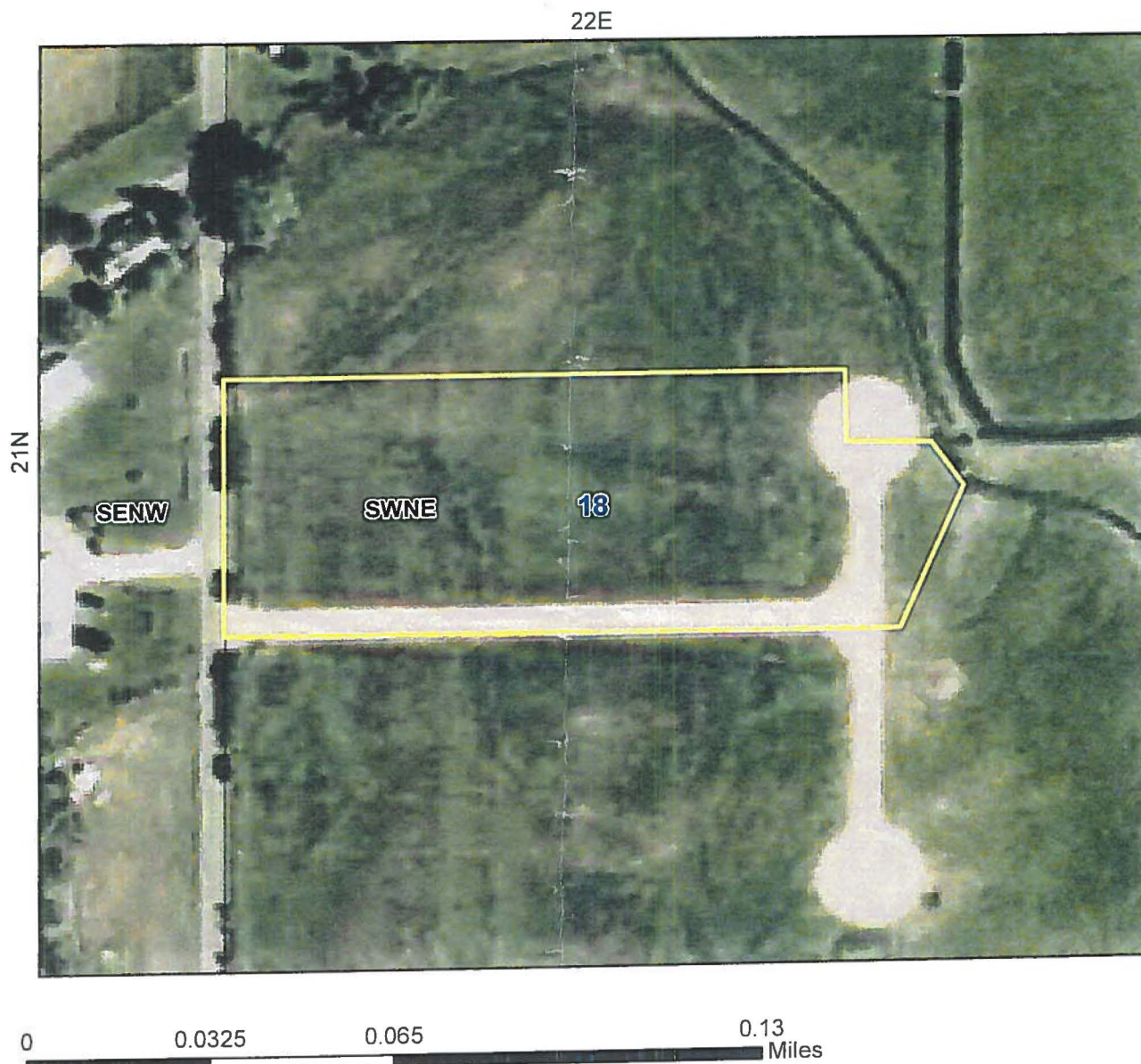
-  Place of Use
-  State Outline
-  Townships
-  PLS Sections
-  Quarter Quarters



Lemhi County
IDWR Basin 75

Prepared by Barg, Jonie

2009 Aerial Photography





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 • Web Site: www.idwr.idaho.gov

GARY SPACKMAN
Director

C.L. "BUTCH" OTTER
Governor

May 28, 2015

RAY E STEPHENSON
1600 SHOUP
SALMON ID 83467

Re: Change of Ownership for Water Right/Permit No(s): 75-14783

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 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 § 42-222 and §42-223, Idaho.

A fee of \$100 was received with this request. The Department did not split the water right so the fee is \$25. A refund of \$75 will be requested and sent to you under separate cover from the State Controller's Office.

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) 287-4942.

Sincerely,

Jean Hersley
Technical Records Specialist II

Enclosure(s)

MEMORANDUM

TO: Sascha Marston

FROM: Jean Hersley 

DATE: May 28, 2015

RE: Refund: Ownership Change

Please refund \$75.00. Water right was not split.

NAME: RAY STEPHENSON

ADDRESS: 1600 SHOUP
SALMON ID 83467

RECEIPT #:E040825

Thank you.

Jean



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 • Web Site: www.idwr.idaho.gov

GARY SPACKMAN
Director

C.L. "BUTCH" OTTER
Governor

April 2, 2015

RAY ELBERT STEPHENSON
1600 SHOUP
SALMON ID 83467

WILLIAM R GUTH
PAULA ANN GUTH
25 COUNTRY LIVING LN
SALMON ID 83467

RE: Notice of Change in Water Right Ownership No(s). 75-14783

Dear Interested Party(s):

The Idaho Department of Water Resources received your request for a Notice of Change in Water Right Ownership on March 27, 2015. During the initial review, it was determine a conveyance document from both parties is needed to complete this request. A conveyance document can be a warranty deed, quitclaim deed, etc. that includes a legal description of the property or description of the water rights

Because the Department cannot process the ownership change without proper documentation, we will hold any action on your notice pending receipt of the necessary information. If we do not receive the necessary information within 30 days we will return your request unprocessed.

Please contact me at (208) 287-4942 if you have any questions regarding this matter.

Sincerely,

A handwritten signature in cursive script that reads "Jean Hersley".

Jean Hersley
Technical Records Specialist II

J, 11