

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Notice of Change in Water Right Ownership

RECEIVED DE
APR 27 2015
Department of Water Resources
Eastern Region

owners of all water rights and/or adjudication claim records to be changed. If you only acquired a portion of 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?
PD 75-13719	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐

2. Previous Owner's Name: Martha Elaine Fahrni
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Gary William and/or Kim Elizabeth Hammitt
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☒ and/or
- 62 Gibbonsville Road Gibbonsville Idaho 83463
Mailing address City State ZIP
- 208-856-2273 khammitt1@hotmail.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: Transfer property March 2015
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] Title, if applicable: _____ Date: 4/24/15
Signature of new owner/claimant

Signature: [Signature] Title, if applicable: _____ Date: 4/24/15
Signature of new owner/claimant

For IDWR Office Use Only:

Received by: [Signature] Date: 4-27-2015 Receipt No. E040942 Receipt Amt. 25.00
Approved by: [Signature] Processed by: [Signature] Date: 5-14-15

QUITCLAIM DEED

FOR VALUE RECEIVED,

Bruce C. Fahrni, Trustee of the Donald Robert Fahrni and Martha Elaine Fahrni
Family Trust dated February 10, 1997

do(es) hereby convey, release, remise and forever quitclaim unto

Kim E. Hammitt and Gary W. Hammitt, Wife and Husband

whose current address is:

62 Gibbonsville Rd., Gibbonsville, ID 83467

the following described premises:

See attached Exhibit "A"

TO HAVE AND TO HOLD the said premises, unto the said grantees, heirs and assigns
forever.

Dated: March 24, 2015

Donald Robert Fahrni and Martha Elaine Fahrni Family Trust

Bruce C. Fahrni Trustee

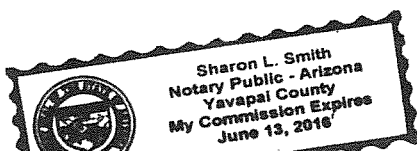
Bruce C. Fahrni, Trustee

State of Arizona } ss.
County of Yavapai }

On this 24th day of March 2015, before me, Sharon L. Smith,
a Notary Public in and for said state, personally appeared Bruce C. Fahrni known or identified to me to be
the person whose name is subscribed to the foregoing instrument as trustee of the Donald Robert Fahrni
and Martha Elaine Fahrni Family Trust, and acknowledged to me that he executed the same as Trustee.

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

Sharon L. Smith
Notary Public for the State of Arizona
Residing at: Prescott Arizona
Commission Expires: June 13, 2016



**LEGAL DESCRIPTION
EXHIBIT 'A'**

PARCEL I

A PARCEL OF LAND LOCATED IN CONSOLIDATED PLACERS 1&3, M.S. 1170, UNSURVEYED SECTION 25, T. 26 N., R. 21 E., BOISE MERIDIAN, LEMHI COUNTY, IDAHO, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT CORNER NO. 2 OF M.S. 1170 FROM WHICH CORNER NO. 3 BEARS S. 42° 50' 25" W. 734.92 FT. THE BASIS OF BEARING FOR THIS DESCRIPTION, THENCE S. 26° 27' 38" W., 36.76 FT.; THENCE S. 11° 01' 13" E., 118.00 FT.; THENCE S. 21° 18' 47" W., 108.60 FT.; THENCE S. 39° 03' 12" W., 20.00 FT. TO THE POINT OF BEGINNING;

THENCE S. 39° 03' 12" W., 188.48 FT.;

THENCE N. 42° 33' 21" W., 201.05 FT.;

THENCE N. 38° 46' 15" E., 175.81 FT.;

THENCE S. 46° 10' 38" E., 200.46 FT. TO THE POINT OF BEGINNING.

PARCEL II

**A DRIVEWAY EASEMENT MORE PARTICULARLY DESCRIBED AS FOLLOWS:
A PARCEL OF LAND LOCATED IN CONSOLIDATED PLACER 1, M.S. 1170, UNSURVEYED SECTION 25, T. 26 N., R. 21 E., BOISE MERIDIAN, LEMHI COUNTY, IDAHO, MORE PARTICULARLY DESCRIBED AS FOLLOWS:**

COMMENCING AT CORNER NO. 2 OF M.S. 1170 FROM WHICH CORNER NO. 3 BEARS S. 42° 50' 25" W., 734.92 FT., THE BASIS OF BEARING FOR THIS DESCRIPTION, THENCE S. 26° 27' 38" W., 36.76 FT.; THENCE S. 11° 01' 13" E., 118.00 FT.; THENCE S. 21° 18' 47" W., 108.60 FT.; THENCE S. 39° 03' 12" W., 136.48 FT. TO THE POINT OF BEGINNING;

CONTINUE THENCE S. 39° 03' 12" W. A DISTANCE OF 20 FT.; THENCE S. 50° 56' 48" E. A DISTANCE OF 7.04 FT. TO A POINT ON THE NORTHERLY RIGHT OF WAY OF DAHLONEGA CREEK ROAD; THENCE N. 46° 45' 52" E. ALONG SAID RIGHT OF WAY A DISTANCE OF 20.18 FT.; THENCE N. 50° 56' 48" W. LEAVING SAID RIGHT OF WAY A DISTANCE OF 9.75 FT. TO THE POINT OF BEGINNING.

[Close](#)IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

10/13/2010

WATER RIGHT NO. 75-13719

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	TOBY A FRIEDMAN 56 GIBBONSVILLE RD GIBBONSVILLE, ID 83463 (208)865-2260

martha Elaine Fahrni

Priority Date: 07/01/1959

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
ANDERSON CREEK	DAHLONEGA CREEK

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
DOMESTIC	1/01	12/31	0.04 CFS	
Total Diversion			0.04 CFS	

Location of Point(s) of Diversion:

ANDERSON CREEK	SENW	Sec. 25	Township 26N	Range 21E	LEMHI County
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Place(s) of use:

Place of Use Legal Description: DOMESTIC LEMHI County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
26N	21E	25		NESW										

Conditions of Approval:

1.	N13	THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.
2.	N11	THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
3.		PARCEL NO. LR LESR00000012

Dates:

Licensed Date:

Decreed Date: 11/10/2000

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date:

Protest Deadline Date:

Number of Protests: 0

Other Information:

State or Federal: S

Owner Name Connector:

Water District Number:

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Cary Act Number:

Mitigation Plan: False

Close

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Notice of Change in Water Right Ownership

RECEIVED

JAN 18 2011

Department of Water Resources
Eastern Region

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?
75-13719	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐

2. Previous Owner's Name:

Toby Friedman
Name of current water right holder/claimant

3. New Owner(s)/Claimant(s):

Martha Elaine Fahrni
Name of each new owner as listed on the conveyance document

New owner continued Name connector ☐ and ☐ or ☐ and/or

56 Gibbonsville Rd
Mailing address

Gibbonsville
City

Id 83463
State ZIP

208 865 2073
Telephone

elainefahrni@cableone.net
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: Oct 19 2010

6. This form must be signed and submitted with the following **REQUIRED** items:

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- 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.

7. Signature: Martha Elaine Fahrni
Signature of new owner/claimant

Jan 14, 2011
Title, if applicable Date

Signature: _____
Signature of new owner/claimant

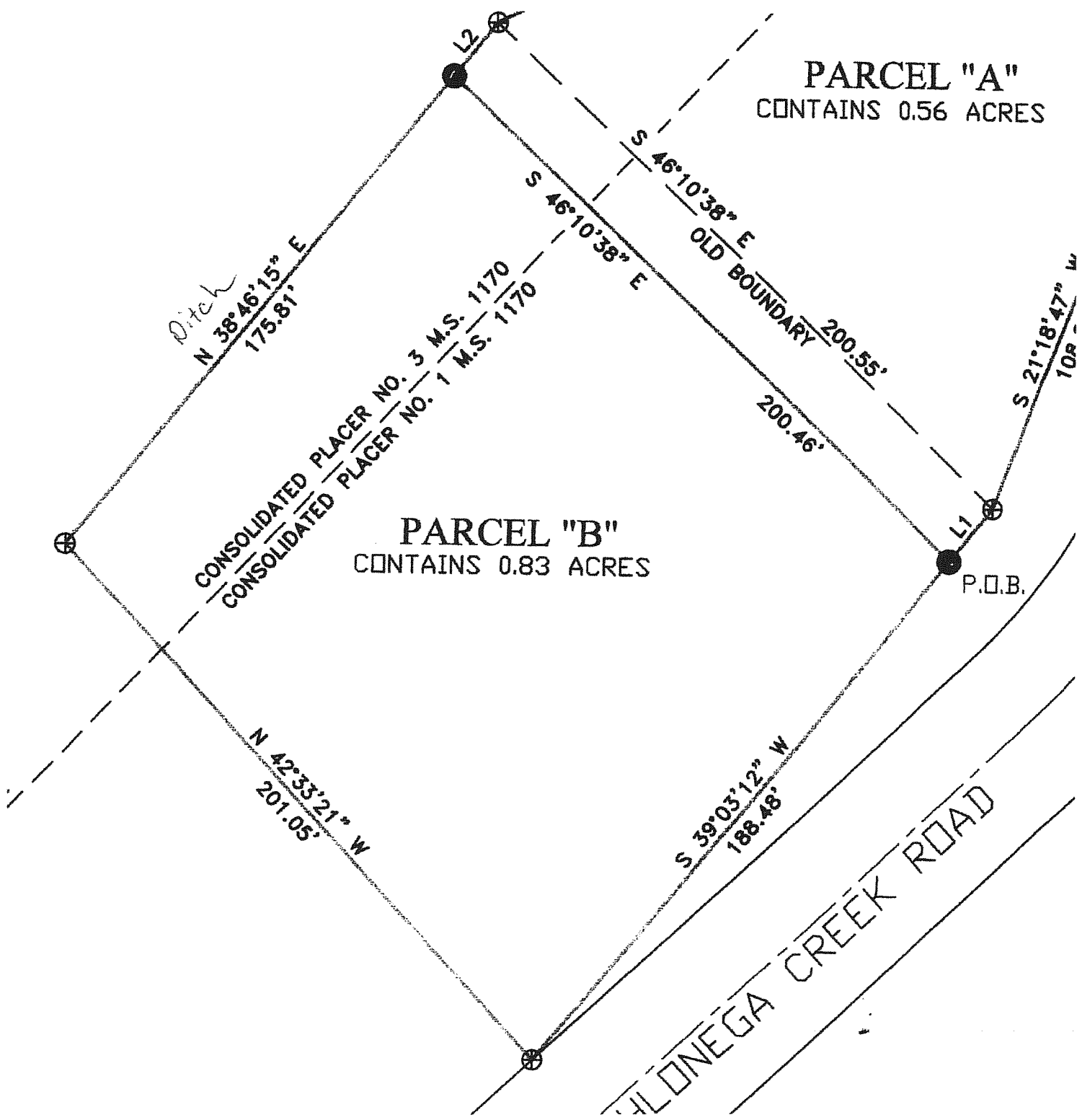
Title, if applicable Date

For IDWR Office Use Only:

Received by [Signature] Date 1/18/2011 Receipt No. E036362 Receipt Amt. \$25.-
Approved by _____ Processed by _____ Date _____

Form 42-248/42-1409(6) Rev. 07/10

2nd OK received entitled to a \$25
refund





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 14, 2015

GARY W HAMMITT
KIM E HAMMITT
62 GIBBONSVILLE RD
GIBBONSVILLE ID 83463

Re: Change of Ownership for Water Right/Permit No(s): 75-13719

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.

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,

A handwritten signature in black ink, appearing to read 'Jean Hersley', written over a horizontal line.

Jean Hersley
Technical Records Specialist II

Enclosure(s)