

RECEIVED

JAN 22 2015

Department of Water Resources
Eastern Region

RECEIVED

JAN 16 2015

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Notice of Change in Water Right Ownership

WATER RESOURCES
WESTERN 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. 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?
<i>Disallowed</i> 75-10538	Yes ☒	Yes ☐		Yes ☐	Yes ☐
<i>PD</i> 75-10539 <i>changed</i>	Yes ☒	Yes ☐		Yes ☐	Yes ☐
<i>PD</i> 75-10540	Yes ☒	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Barbara Drnjevic
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Roy M. Hoffman and Sharon C. Hoffman
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or
- | | | | |
|------------------------|---------------|--------------|--------------|
| <u>P.O. Box 1344</u> | <u>Salmon</u> | <u>ID</u> | <u>83467</u> |
| <u>Mailing address</u> | <u>City</u> | <u>State</u> | <u>ZIP</u> |
| <u>208-940-0568</u> | <u>N/A</u> | | |
| <u>Telephone</u> | <u>Email</u> | | |
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: 10/30/2014
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: Roy M. Hoffman Title, if applicable _____ Date 1/7-15
 Signature: Sharon C. Hoffman Title, if applicable _____ Date 1/7/15
 Signature of new owner/claimant Signature of new owner/claimant

For IDWR Office Use Only:

Received by [Signature] Date 01/16/15 Receipt No. W042736 Receipt Amt. \$300⁰⁰
 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 X Approved by [Signature] Processed by [Signature] Date 3-5-15

IN FILE #

75-10540

Instrument # 297773 # Pages: 2
LEMHI COUNTY, Idaho
Oct 30, 2014 12:46:15 pm Fee: \$ 13.00
For: LEMHI TITLE
TERRI J. MORTON, Recorder
BARMSTRONG, Deputy

Warranty Deed

For Value Received

Evelyn Armstrong, a single woman

the grantors, do hereby grant, bargain, sell and convey unto

Roy M Hoffman and Sharon C. Hoffman, husband and wife

Whose current address is:

**PO Box 1344
Salmon, ID 83467**

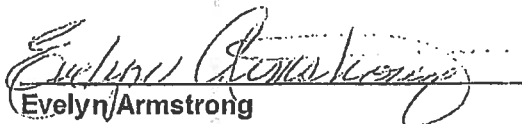
the grantee, the following described premises, to-wit:

See Attached Legal

TO HAVE AND TO HOLD, the said premises, with their appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantees that they are the owners in fee simple of said premises; that they are free from all encumbrances EXCEPT: Subject to all existing patent reservations, easements, right(s) of way, protective covenants, zoning ordinances, and applicable building codes, laws and regulations, general taxes, assessments, including irrigation and utility easements (if any) for the current year, which are not due and payable, and that Grantor(s) will warrant and defend the same from all lawful claims whatsoever.

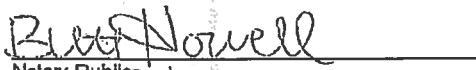
The true consideration for this conveyance is pursuant to an IRC Tax Deferred Exchange on behalf of the Grantee.

Dated: October 30, 2014


Evelyn Armstrong

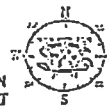
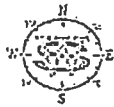
STATE OF Idaho)
COUNTY OF Lemhi) ss

On this 30 day of October, 2014, before me, a notary public in and for said State, personally appeared Evelyn Armstrong known to me or proved to me to be the person whose name is subscribed to the within instrument and acknowledged to me that she executed the same.


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

BETH HOWELL
NOTARY PUBLIC
STATE OF IDAHO

Legal Description



WADE SURVEYING

Global Positioning Service

Land Surveying and Planning

402 Van Dreff Street

Salmon, Idaho 83467

Phone: (208)-756-3070

January 15, 2014

PARCEL "B"

Government Lot 7, Section 13 and a part of the E1/2 of Section 24, T. 20 N., R. 21 E., Boise Meridian, Lemhi County, Idaho; more particularly described as follows;
Commencing at the S1/4 Corner of Section 24 from which the SW Corner of said section bears N 88°30'06"W a distance of 2633.75 ft., the Basis of Bearing for this description;

Run thence N 00°05'01"E along the N-S Centerline of said Section 24 a distance of 3903.48 ft. to the POINT OF BEGINNING;

Thence continuing N 00°05'01"E along the N-S Centerline of said Section 24 a distance of 1436.52 ft. to the S 1/4 Corner of said Section 13;

Thence N 01°17'04"W along the N-S Centerline of Section 13 a distance of 1311.21 ft. to the NW Corner of said Lot 7, Section 13;

Thence N 89°40'02"E along the northerly boundary of said lot 7 a distance of 372.19 ft. to a point on the westerly mean high water mark of the Salmon River in 2010;

Thence the following courses and distances along said 2010 mean high water mark;

S 34°45'56"E 151.56 ft.; S 43°21'07"E 182.88 ft.; S 48°11'28"E 188.92 ft.;
S 54°01'36"E 225.96 ft.; S 64°51'37"E 496.10 ft.; S 47°59'29"E 262.77 ft.;
S 41°26'47"E 133.82 ft.; S 45°04'36"E 378.80 ft.; S 38°33'11"E 205.55 ft.;
S 28°21'36"E 188.28 ft.; S 17°16'52"E 77.58 ft.; S 07°58'10"E 54.52 ft.;
S 03°04'20"E 60.09 ft.; S 14°03'23"W 93.23 ft.; S 19°04'53"W 97.95 ft.;
S 30°09'08"W 86.68 ft.; S 27°25'29"W 289.27 ft.; S 30°58'09"W 179.14 ft.;
S 22°56'57"W 256.74 ft.; S 17°15'20"W 213.90 ft.; S 08°35'22"W 143.35 ft.;
S 05°55'18"W 157.39 ft.; S 01°01'10"W 171.21 ft.; S 07°30'50"E 375.76 ft.

to a point on an existing fence extended;

Thence S 69°11'42" W along said fence a distance of 186.39 ft. to a point on the centerline of the Rainbow Ditch;

Thence the following courses along said centerline;

N 39°03'10"W 49.50 ft.; N 35°47'15"W 166.63 ft.; N 31°21'30"W 65.96 ft.;
N 27°51'19"W 121.26 ft.; N 24°40'35"W 226.57 ft.; N 31°56'46"W 27.59 ft.;
N 41°26'31"W 65.23 ft.; N 44°39'55"W 101.51 ft.; N 36°14'36"W 231.27 ft.;
N 45°19'39"W 84.11 ft.; N 51°25'34"W 69.38 ft.; N 43°35'23"W 113.85 ft.;
N 30°12'04"W 32.18 ft.; N 23°50'22"W 1.81 ft.;

Thence S 87°02'50"W a distance of 691.47 ft. to the POINT OF BEGINNING.

Together with one-half (1/2) of the Lake Creek grazing allotment, currently numbered 06126; and

Also, together with all water and water rights, ditch and ditch rights currently appurtenant thereto.

Deed of Distribution By Personal Representative

This Deed, made by EVELYN ARMSTRONG, as Personal Representative of the Estate of BARBARA KATHERINE DRNJEVIC a/k/a BARBARA DRNJEVIC Grantor, to EVELYN ARMSTRONG, a single woman, Grantee, whose address is 106 State Street, Salmon, Idaho 83467.

Whereas, Grantor is the qualified Personal Representative of said Estate, filed as Probate Number CV-08-364 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 all of the decedent's interest in and to the following described real property in Lemhi County, Idaho:

SEE PARCEL "B" ATTACHED HERETO AND MADE A PART HEREOF . . .

Together with one-half (½) of the Lake Creek grazing allotment, currently numbered 06126; and

Also, together with all water and water rights, ditch and ditch rights currently appurtenant thereto.

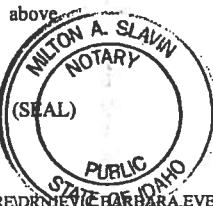
Dated: this 27th day of October 2014.

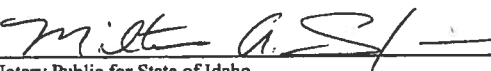

 EVELYN ARMSTRONG, Personal Representative
 of the Estate of BARBARA K. DRNJEVIC, deceased.

STATE OF IDAHO)
 : ss.
 County of Lemhi)

On this 27th day of October 2014, before me a Notary Public in and for Said State, personally appeared EVELYN ARMSTRONG known or identified to me to be the person whose name is subscribed to the within instrument as the Personal Representative of the Estate of BARBARA KATHERINE DRNJEVIC, 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 written




 Notary Public for State of Idaho
 Residing at Salmon, Idaho
 My Commission Expires: 11/14/17



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



Phone: (208)-756-3070

January 15, 2014

PARCEL "B"

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 S 30°09'08"W 86.68 ft.; S 27°25'29"W 289.27 ft.; S 30°58'09"W 179.14 ft.;
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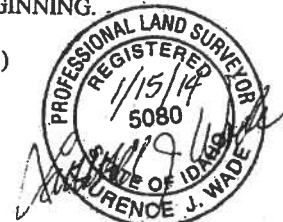
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 N 45°19'39"W 84.11 ft.; N 51°25'34"W 69.38 ft.; N 43°35'23"W 113.85 ft.;
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Thence S 87°02'50"W a distance of 691.47 ft. to the POINT OF BEGINNING.

PARCEL CONTAINS 110.82 ACRES (MORE OR LESS)

Project: 120MR211DORRUE-VIC, BARBARA DORRUE-VIC CASE, CV-08-364 IN FIRM.doc





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

March 5, 2015

ROY M HOFFMAN
SHARON C HOFFMAN
PO BOX 1344
SALMON ID 83467

Re: Change in Water Right Ownership: Water Right No. 75-10540 (split into 75-10540 and **75-14795**) and 75-10538 and 75-10539 (not updated)

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.

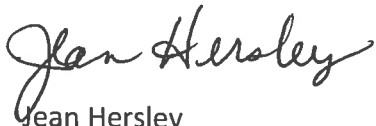
Please note the ownership on water right 75-10538 was not updated. This right was disallowed in the SRBA and is no longer a valid water right. I have attached the water right report and the SRBA decree disallowing this right for your benefit. Water right 75-10539 was not updated. This right is a domestic right located in Township 20N, Range 21E, Section 24, SWNE and is not appurtenant to your property. Please see the attached proof report and map for reference.

Since water rights 75-10538 and 75-10539 were not updated a refund of \$200 has been requested. You should receive this within 10 days under separate cover from the Idaho 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,

A handwritten signature in black ink that reads "Jean Hersley". The signature is fluid and cursive, with the first name "Jean" and last name "Hersley" clearly distinguishable.

Jean Hersley
Technical Records Specialist II

Enclosure

c: Slavin Law Office



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

March 5, 2015

BARBARA DRNJEVIC
PO BOX 221
SALMON ID 83467

Re: Change in Water Right Ownership: Water Right No. 75-10540 (split into 75-10540 and 75-14795)

Dear Water Right Holder(s):

We have received and processed a Change of Ownership for a portion of your original Water Right as referenced above. This change of ownership resulted in a split of your original water right.

When a portion of the original water right has been conveyed to another and the original right has been split, a new water right number is issued to the new owner representing their portion of the original water right. Each water right contains only the portion of the original right for each separate owner. The original water right number reflects your remaining portion of the water right, after the change of ownership. Enclosed is a copy of this water right for your records. Please refer to your water right number when corresponding with our 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.

If you have any questions concerning this ownership change, or the enclosed information, please contact me at 208-287-4942.

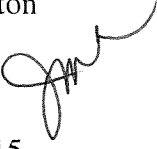
Sincerely,


Jean Hersley
Technical Records Specialist II

Enclosure

MEMORANDUM

TO: Sascha Marston

FROM: Jean Hersley 

DATE: March 5, 2015

RE: Refund: Notice of Change in Water Right Ownership

Please refund \$200.00. Water rights 75-10538 and 75-10539 were not updated and they paid for splits.

NAME: ROY AND SHARON HOFFMAN

ADDRESS: PO BOX 1344
SALMON ID 83467

RECEIPT #:W042736

Thank you.

Jean

RECEIVED

JAN 22 2015

Department of Water Resources
Eastern Region

Slavin Law Office, Chartered

Milton A. (Jock) Slavin & Milton Chace Slavin
Attorneys at Law

116 North Center Street, Salmon, Idaho 83467

Telephone: 208-756-2030 ~~~ Facsimile: 208-756-2031

RECEIVED

JAN 16 2015

January 13, 2015

WATER RESOURCES
WESTERN REGION

Idaho Department of Water Resources
Western Region
2735 Airport Way
Boise, ID 83705

Re: Notice of Change in Water Right Ownership
Drnjevic/Hoffman

Enclosed please find your Form 42-248/42, which has been completed and signed by Roy M. Hoffman and Sharon C. Hoffman, and includes a Deed of Distribution from the Drnjevic Estate to Evelyn Armstrong, a Warranty Deed from Armstrong to Hoffman, plus the attached legal descriptions.

I am also enclosing Mr. Hoffman's check numbered 18736 in the Amount of \$300.00, being \$100.00 for each transfer of water right numbers 75-10538, 75-10539 and 75-10540.

Please send the completed paperwork to my office to copy for my files and I will deliver the original documents to Mr. Hoffman.

Should you have any questions regarding the change in water right ownership, please feel free to contact my office at your earliest convenience.

Very truly yours,



M. CHACE SLAVIN
MCS\ras

Enclosures: cited