

RECEIVED

SEP 15 2014

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

SEP 12 2014

WATER RESOURCES
WESTERN REGION

Notice of Change in Water Right Ownership

IDWR / NORTH

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?
PD 7914132	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: Summerville

Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): JUSTIN T CLAY

New owner(s) as listed on the conveyance document

Name connector ☐ and ☐ or ☐ and/orPO Box 1881

Mailing address

MCALL

City

ID 83638

State

ZIP

208 634 6670

Telephone

JCLAY105@YAHOO.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: 4-5-13

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: Justin Clay

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 9/12/14 Receipt No. N030782 Receipt Amt. \$25.00Active 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 RS Processed by BB Date 10/15/14

488949

Instrument # 488949

IDAHO COUNTY, IDAHO,

4-16-2013 09:03:19 No. of Pages: 3

Recorded for : IDAHO COUNTY TITLE

KATHY M. ACKERMAN

Fee: 16.00

Ex-Officio Recorder Deputy

S. C. 99

DEED OF PERSONAL REPRESENTATIVES

THIS INDENTURE, made on this 5th day of April, 2013, by and between JANE STOUT and GLENDA D. KOCH, as Co-Personal Representatives of the ESTATE OF VELMA R. SUMMERVILLE, deceased, hereinafter referred to as Grantors, and JUSTIN T. CLAY, a single man, of Post Office Box 1881, McCall, Idaho 83638, hereinafter referred to as Grantee,

WITNESSETH: That,

WHEREAS, the Grantors are the duly acting Co-Personal Representatives of the Estate of VELMA R. SUMMERVILLE, deceased, filed as Case No. CV 42167, in Idaho County, Idaho; and

NOW, THEREFORE, for and in consideration of the sum of ONE HUNDRED DOLLARS (\$100.00) lawful money of the United States of America, and other good and valuable considerations paid to said Grantors by the Grantee, the receipt of which is hereby acknowledged, the Grantors do hereby quitclaim, grant, convey and transfer to the Grantee all of the right, title, and interest of the said decedent and said estate in and to the following described real property, situate in the County of Idaho, State of Idaho, to wit:

The Easterly 50 feet of Lot 2, all of Lot 9, Block 1 of the Town of Riggins, Idaho County, State of Idaho, according to the recorded plat thereof.

TOGETHER WITH an easement for ingress and egress over and across the Southerly 25 feet of the Westerly 100 feet of Lot 2, Block 1 of the Town of Riggins, Idaho County, State of Idaho, according to the recorded plat thereof.

TOGETHER WITH appurtenances thereto.

SUBJECT TO real estate taxes for the year 2013 and thereafter, levies and assessments of record, any easements, covenants, restrictions and conditions of record, including but not limited to any and all rights of way for public utilities and public roads, and the following:

1. Sewer Easement, including the terms and conditions thereof, by and between JAMES P. and VELMA SUMMERVILLE, husband and wife, and CITY OF RIGGINS, an Idaho municipal corporation, recorded April 24, 1974, under Instrument No. 253628, records of Idaho County, Idaho.
2. Matters as shown on Survey No. S-407, recorded April 28, 1986, under Instrument No. 326617; Survey No. S-1964, recorded August 6, 2002, under Instrument No. 423718; and Survey No. S-2301, recorded May 9, 2005, under Instrument No. 441445; all records of Idaho County, Idaho.

DEED OF PERSONAL REPRESENTATIVES -- 1

N:\Summerville, Estate of Velma\Documents\Deed of Personal Representative.docx ser

Aherin, Rice & Anegon

Attorneys at Law

Lewiston, Idaho

IN WITNESS WHEREOF, the said Grantors have hereunto set their hands and seals the day and the year first hereinabove written.

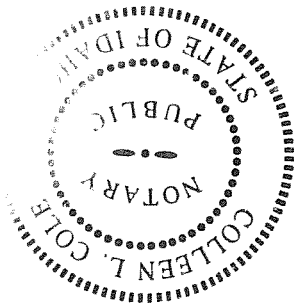
Jane Stout
JANE STOUT, Grantor
Co-Personal Representative of the Estate of Velma
R. Summerville

Glenda D. Koch
GLENDA D. KOCH, Grantor
Co-Personal Representative of the Estate of Velma
R. Summerville

STATE OF IDAHO)
) ss.
COUNTY OF VALLEY)

On this 5th day of April, 2013, before me, Colleen L. Cole, a notary public, personally appeared JANE STOUT, known to me to be the person whose name is subscribed to the foregoing instrument, as Co-Personal Representative of the ESTATE OF VELMA R. SUMMERVILLE, and acknowledged to me that she executed the same as such Co-Personal Representative.

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



Colleen L. Cole
Notary Public for Idaho
Residing at Cascade
My commission expires on 6-10-2017

STATE OF IDAHO

COUNTY OF VALLEY

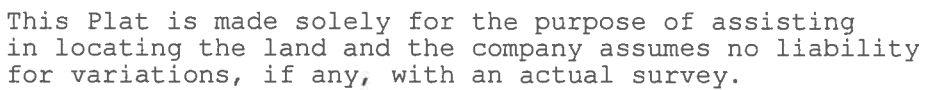
)
) ss.
)

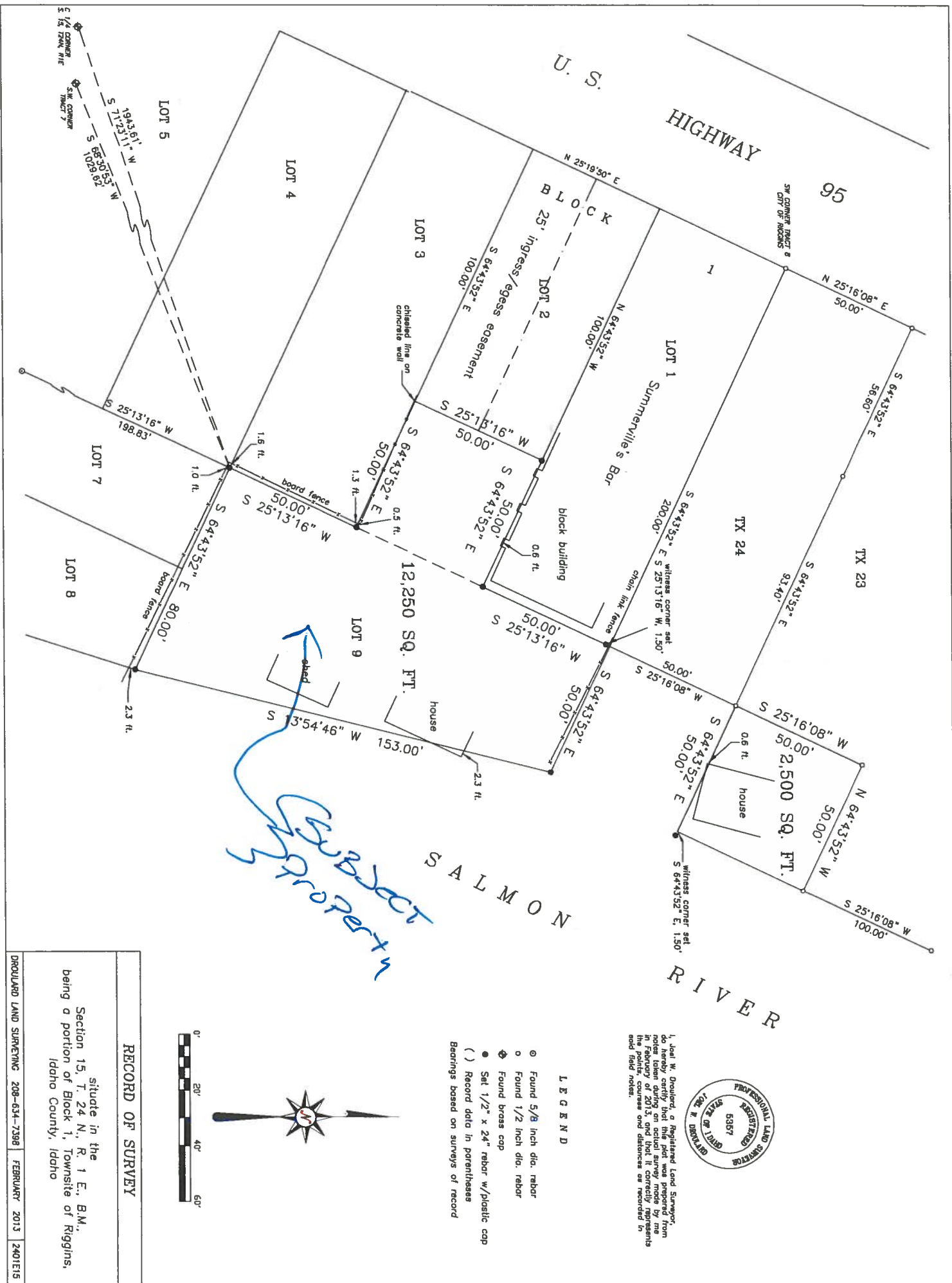
On this 5th day of April, 2013, 2010, before me, Colleen L. Cole a notary public, personally appeared GLENDA D. KOCH, known to me to be the person whose name is subscribed to the foregoing instrument, as Co-Personal Representative of the ESTATE OF VELMA R. SUMMERVILLE, and acknowledged to me that she executed the same as such Co-Personal Representative.

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



Colleen L. Cole
Notary Public for Idaho
Residing at Cascade
My commission expires on 6.10.2017





I, Joel W. Drouillard, a Registered Land Surveyor, do hereby certify that this plat was prepared from notes taken during an actual survey made by me personally, or under my direct supervision, and that the points, courses and distances are recorded in said field notes.



LEGEND

- Found 5/8 inch dia. rebar
 - Found 1/2 inch dia. rebar
 - ⊕ Found brass cap
 - Set 1/2" x 24" rebar w/plastic cap
 - () Record data in parenthesis
- Bearings based on surveys of record



RECORD OF SURVEY

situate in the
Section 15, T. 24 N., R. 1 E., B.M.,
being a portion of Block 1, Townsite of Riggin's,
Idaho County, Idaho



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way • Boise, Idaho 83705-5082

Phone: (208) 334-2190 • Fax: (208) 334-2348 • Web Site: www.idwr.idaho.gov

October 16, 2014

C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

JUSTIN CLAY
PO BOX 1881
MC CALL, ID 83638

RE: Notice of Ownership Change in Water Right No: **79-14132**

Dear Applicant:

The Department acknowledges the receipt of correspondence changing ownership of the above referenced water right to you. The Department has modified its records 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 Sections 42-222 and 42-223, Idaho Code.

Please 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 and cooperation. If you have any questions concerning the enclosed information, please feel free to contact this office at 208-334-2190.

Sincerely,

Brooke Barton
Office Specialist II
Western Regional Office

Enclosures