



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

September 29, 2014

JAMES A SMITH
KATHY SUE SMITH
12 ETHELS WAY
PO BOX 33
CARMEN ID 83462

RE: Ownership Change for Water Right/Permit No.: 75-14490

Dear Property Owner:

The Department of Water Resources received a Notice of Change in Water Right Ownership from you on September 15, 2014. The above mentioned water right/permit is in the permit stage. A water right permit requires an Assignment of Permit.

I have enclosed an Assignment of Permit form for you. Please fill in the highlighted portions, have it notarized and return to this office at the address above. We will transfer the fee paid to the new assignment. I am returning the Notice of Change in Water Right Ownership to.

If you have any questions, please contact me at (208) 287-4942. Thank you.

Sincerely,

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

Jean Hersley
Technical Records Specialist II

Enclosure

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

SEP 15 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?
75-14490	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐

2. Previous Owner's Name: Billie Spath and Geary Spath
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): James A. Smith
Name of each new owner as listed on the conveyance document
- Kathy Sue Smith
New owner continued ☒ and ☐ or ☐ and/or
- 12 Ethels Way, P.O. Box 33
Mailing address
- Carmen Id 83462
City State ZIP
- 208-756-4590 uppercarmen@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: 7-2-2014

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.

7. Signature: James A. Smith 8/2/14
Signature of new owner/claimant Title, if applicable Date

Signature: Kathy Sue Smith 8/2/14
Signature of new owner/claimant Title, if applicable Date

For IDWR Office Use Only:

Received by [Signature] Date 9-15-2014 Receipt No. E040243 Receipt Amt. 725.

Approved by [Signature] Processed by _____ Date _____

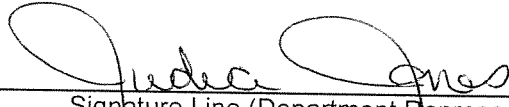
Idaho Department of Water Resources Receipt

Receipt ID: E040243

Payment Amount \$25.00 Date Received 9/15/2014 2:31 PM Region EASTERN
Payment Type Check Check Number 6676
Payer James A Smith
Comments WR 75-14490

Fee Details

Amount	Description	PCA	Fund	Fund Detail	Subsidiary	Object
\$25.00	OWNERSHIP CHANGES/SECURITY INTERESTS	63140	0229	21		1155



Signature Line (Department Representative)

IDAHO DEPARTMENT OF WATER RESOURCES
Water Permit Report

6/18/2014

WATER RIGHT NO. 75-14490

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	BILLIE SPATH
Current Owner	GEARY SPATH
	PO BOX 12
	CARMEN, ID 83462
	(208)756-6680

Priority Date: 10/16/2007

Status: Active

<u>Source</u>	<u>Tributary</u>
FREEMAN CREEK	CARMEN CREEK

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	10/31	0.04 CFS	
Total Diversion			0.04 CFS	

Location of Point(s) of Diversion:

FREEMAN CREEK	SWSW	Sec. 02	Township 22N	Range 22E	LEMHI County
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Place(s) of use:

Place of Use Legal Description: IRRIGATION LEMHI County

Warranty Deed

For Value Received

Billie Jean Spath, an unmarried woman

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

James A Smith and Kathy Sue Smith, husband and wife

Whose current address is:

PO Box 33
Carmen, ID 83462

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

**Lot 3 of Freeman Peak Estates Subdivision according to the official plat thereof
filed for record in Book 5 of Plats at Page No. 22 records of Lemhi County, Idaho**

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 and that they will warrant and defend the same from all lawful claims whatsoever.

Dated: June 9, 2014

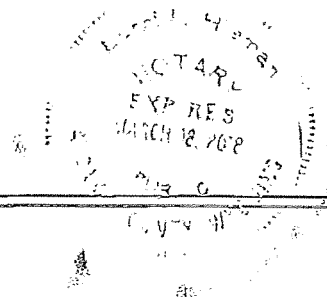
Billie Jean Spath by Deanie M Spath, Power of Attorney
Billie Jean Spath by Deanie M Spath, Power of Attorney

STATE OF Idaho)
) ss
COUNTY OF Alfalfa)

On this 9 day of June, in the year 2014, before me a notary public in the above referenced state, personally appeared **Deanie M Spath**, known or identified to me (or proved to me on the oath of _____), to be the person whose name is subscribed to the within instrument as the Power of Attorney of Billie Jean Spath, and acknowledged to me that she subscribed the name of Billie Jean Spath thereto as principal, and her own name as Power of Attorney.

Deanie M Spath

Notary Public
Residing at: Laramie WY
Comm. Expires: 3-18-2018



3601-14