

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Notice of Change in Water Right Ownership

RECEIVED
JUL 31 2014
DEPARTMENT OF
WATER RESOURCES

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?
<u>LIC</u> 65-12608	Yes ☐		Yes ☐		Yes ☐
<u>PD</u> 65-12095	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐

2. Previous Owner's Name: Ann Yorgensen, Slim Yorgensen

Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): Herman E Kendall

New owner(s) as listed on the conveyance document

Name connector

☐ and ☐ or ☐ and/or

850 Kenneth St

Moscow

ID

83843

Mailing address

City

State

ZIP

208-882-8488

vickivet@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: January 25, 1995

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.

SUPPORT DATA

IN FILE # 65-12095

8. Signature: Victoria M Kendall
Signature of new owner/claimant

Personal Representative of Estate
Title, if applicable

7/28/14
Date

Signature: for Herman E Kendall
Signature of new owner/claimant

Title, if applicable

SEP 03 2014
Date

For IDWR Office Use Only:

Received by ds

Date 8/28/14

Receipt No. CO99258

Receipt Amt. \$25⁰⁰

Approved by

Processed by gmk

Date 9-3-14

WARRANTY DEED

For Value Received, Deloy Yorgensen and Ann Yorgensen, husband and wife and Roy D. Yorgensen, an unmarried man

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

Herman E. Kendall, a married man dealing with his sole and separate property

whose address is: 850 Kenneth Street, Moscow, Idaho

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

See Attached Exhibit A

TO HAVE AND TO HOLD the 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 said premises are free from all encumbrances except the 1995 taxes and assessments and that they will warrant and defend the same from all lawful claims whatsoever.

Dated:

Deloy Yorgensen
Deloy Yorgensen

Ann Yorgensen
Ann Yorgensen

Roy D. Yorgensen

State of Idaho)
County of Owyhee) ss

On the 25 day of January, 1995 before me, Carra Pennington
a notary public in and for said State
personally appeared Deloy Yorgensen and Ann Yorgensen
known to me to be the persons whose names are subscribed to the
within instrument, and acknowledged to me that they executed the
same.

Carra Pennington
Notary Public
Residing at: Honedale
Commission Expires: 3-11-99

EXHIBIT (A)

Parcel 1

A parcel of land lying in the SE 1/4 SE1/4 of Section 31 and the SW1/4 SW1/4 of Section 32, Township 14 North, Range 4 East, B.M., being more particularly described as follows:

Commencing at the South quarter corner of Section 31, Township 14 North, Range 4 East, B.M., being a brass cap in concrete; thence South $89^{\circ} 51' 02''$ East a distance of 1328.93 feet to a 1/2 inch rebar, being the Southwest corner of the unrecorded plat of Redmon Subdivision and the true point of beginning; thence South $89^{\circ} 45' 24''$ East on the South boundary of said subdivision a distance of 1364.09 feet to a 5/8 inch rebar; thence North $11^{\circ} 25' 48''$ West a distance of 306.29 feet to a point; thence South $89^{\circ} 45' 24''$ East a distance of 131.88 feet to a point on the Westerly right of way of a 50 foot wide county road; thence North $11^{\circ} 25' 48''$ West a distance of 15.49 feet to a 5/8 inch rebar; thence continuing on said right of way on a curve to the right, which curve has a delta angle of $1^{\circ} 13' 18''$, a radius of 708.70 feet, a length of 15.11 feet and a long chord which bears North $10^{\circ} 49' 03''$ West a distance of 15.11 feet to a 5/8 inch rebar; thence North $89^{\circ} 45' 24''$ West a distance of 1428.60 feet to a 1/2 inch rebar; thence South $0^{\circ} 07' 57''$ West a distance of 329.95 feet to the point of beginning.

AND

PARCEL 2

A parcel of land lying in the SE1/4 of the SE1/4 of Section 31 and the SW1/4 of the SW1/4 of Section 32, T. 14 N, R. 4 E., Boise Meridian, being particularly described as follows:

Commencing at the South quarter corner of Section 31, T. 14 N., R. 4 E., Boise Meridian, being a brass cap in concrete; Thence S. $89^{\circ} 51' 02''$ E. a distance of 1328.93 feet to a one half inch rebar, being the Southwest corner of the unrecorded plat of Redmon Subdivision; Thence S. $89^{\circ} 45' 24''$ E. on the South boundary of said subdivision a distance of 1364.09 feet to a 5/8 inch rebar and the True Point of Beginning. Thence continuing S. $89^{\circ} 45' 24''$ E. a distance of 131.88 feet to a one-half inch rebar on the westerly right of way of a 50 foot wide county road; Thence N. $11^{\circ} 25' 48''$ W. on said right of way a distance of 306.29 feet to a point; Thence N. $89^{\circ} 45' 24''$ W. a distance of 131.88 feet to a point; Thence S. $11^{\circ} 25' 48''$ E. a distance of 306.29 feet to the point of beginning.

State of Washington)

County of King) ss

cf On this 18th day of Jan., 1995, before me, Christine Feln
~~Roy D. Yorgensen~~ a notary public in and for said State,
personally appeared Roy D. Yorgensen
known to me to be the persons whose names are subscribed to the
within instrument, and acknowledged to me that they executed the
same.

Christine Feln

Notary Public

Residing at: Kent

Comm. Expires: 2/1/98

ANNE DWELLE
WAKEFIELD & DWELLE, PLLC.
Attorneys at Law
609 South Washington, Suite 206
Moscow, Idaho 83843
(208) 882-5939
ISB#3852

FILED

SEP 13 P 1:10

409 40245

IN THE DISTRICT COURT OF THE SECOND JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF NEZ PERCE

In the Matter of the Estate of)

Case No. CV2006-00 **CV06-02144**

HERMAN EDWARD KENDALL)

LETTERS TESTAMENTARY

Deceased.)

VICTORIA KENDALL is hereby appointed personal representative of the Estate of Herman Edward Kendall, deceased, with all authority pertaining thereto. Administration of the estate is unsupervised.

These Letters are issued to evidence the appointment, qualification and authority of the personal representative.

WITNESS: The undersigned, Magistrate of the District Court of the Second Judicial District of the State of Idaho, in and for the County of Latah, State of Idaho, with the seal of the Court affixed, this 14th day of September 2006.

GREG KALIFALLA

Magistrate

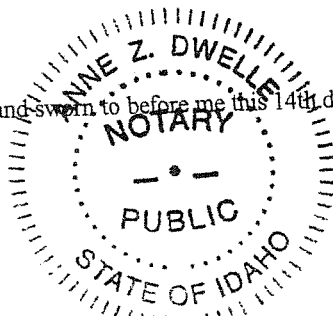
ACCEPTANCE

STATE OF IDAHO)
: ss.
County of Latah)

I hereby accept the appointment and duties of personal representative of the estate of HERMAN EDWARD KENDALL, deceased, and do solemnly swear that I will perform, according to law, the duties of personal representative of said estate.

Victoria Kendall
VICTORIA KENDALL
850 Kenneth St., Moscow, ID 83843

Subscribed and sworn to before me this 14th day of September 2006



Anne Dwelle
NOTARY PUBLIC for Idaho
My Commission Expires: 5/12/2007

LETTERS TESTAMENTARY

