

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

APR 13 2011

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?
75-144320	Yes ☒	75-14715	Yes ☐		Yes ☐
75-144340	Yes ☒	75-14716	Yes ☐		Yes ☐
	Yes ☐	75-14717	Yes ☐		Yes ☐
	Yes ☐	75-14718	Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐

2. Previous Owner's Name:

Hertude J. Maxwell
Name of current water right holder/claimant

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

Linda Heffner
Name of each new owner as listed on the conveyance document

New owner continued

Name connector

☐ and

☐ or

☐ and/or

Mailing address

City

State

ZIP

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: _____

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:

Linda K. Heffner
Signature of new owner/claimant

Title, if applicable

4-11-11
Date

Signature:

Signature of new owner/claimant

Title, if applicable

Date

For IDWR Office Use Only:

Received by

Date

Receipt No.

Receipt Amt.

Approved by

Processed by

Date

SUPPORT DATA

IN FILE #

75-14432

SCANNED

APR 13 2011

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

APR 13 2011

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?
75-14432	Yes ☒		Yes ☐		Yes ☐
75-14434	Yes ☒		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐

2. Previous Owner's Name:

Gertrude J. Maxwell
Name of current water right holder/claimant

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

Linda K. Heffner
Name of each new owner as listed on the conveyance document

New owner continued

Name connector

☐ and ☐ or ☐ and/or

PO Box 134
Mailing address

Salmon
City

Ida 83467
State ZIP

208-756-8350
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: _____

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:

Linda K. Heffner
Signature of new owner/claimant

Title, if applicable

4-11-11
Date

Signature:

Signature of new owner/claimant

Title, if applicable

Date

For IDWR Office Use Only:

Received by

Date

4/13/2011

Receipt No.

E036561

Receipt Amt.

\$200.

Approved by

Processed by

Date

SUPPORT DATA

IN FILE # 7514432

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA)
)
Case No. 39576)
)
PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 75-14432

NAME AND ADDRESS: GERTRUDE I MAXWELL
PO BOX 1016
SALMON, ID 83467

SOURCE: WALLACE CREEK TRIBUTARY: SALMON RIVER

QUANTITY: 0.07 CFS

PRIORITY DATE: 05/13/1898

POINT OF DIVERSION: T22N R22E S06 LOT 7 (NWSW) Within Lemhi County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-01 TO 10-31	0.07 CFS

PLACE OF USE: Irrigation Within Lemhi County
T22N R22E S06 LOT 9 (SWNE) 0.4 SENW 0.3
LOT 11 (NESW) 5.7 LOT 11 (NWSE) 1.9
8.3 Acres Total

Right Nos. 74-14432 and 75-14434 are limited to the irrigation
of a combined total of 8.3 acres in a single irrigation season.

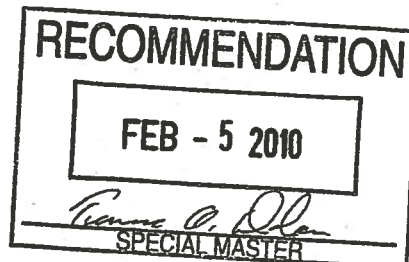
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS
NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT
ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY
DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE
ENTRY OF A FINAL UNIFIED DECREE. I.C. SECTION 42-1412(6).

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance
with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a
final judgment and that the court has and does hereby direct that the above judgment or order shall be a final
judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.

Eric J. Wildman
Presiding Judge of the
Snake River Basin Adjudication



IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA)
) PARTIAL DECREE PURSUANT TO
) I.R.C.P. 54(b) FOR
Case No. 39576)
)
) Water Right 75-14434

NAME AND ADDRESS: GERTRUDE I MAXWELL
PO BOX 1016
SALMON, ID 83467

SOURCE: WALLACE CREEK TRIBUTARY: SALMON RIVER

QUANTITY: 0.10 CFS

PRIORITY DATE: 06/01/1902

POINT OF DIVERSION: T22N R22E S06 LOT 7 (NWSW) Within Lemhi County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-01 TO 10-31	0.10 CFS

PLACE OF USE: Irrigation Within Lemhi County
T22N R22E S06 LOT 9 (SWNE) 0.4 SENW 0.3
LOT 11 (NESW) 5.7 LOT 11 (NWSE) 1.9
8.3 Acres Total

Right Nos. 75-14432 and 75-14434 are limited to the irrigation
of a combined total of 8.3 acres in a single irrigation season.

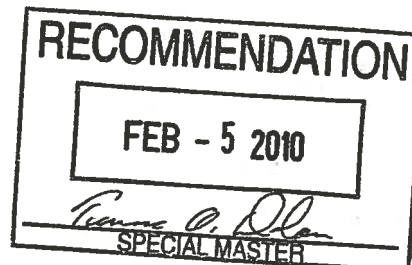
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS
NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT
ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY
DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE
ENTRY OF A FINAL UNIFIED DECREE. I.C. SECTION 42-1412(6).

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance
with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a
final judgment and that the court has and does hereby direct that the above judgment or order shall be a final
judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.

Eric J. Wildman
Presiding Judge of the
Snake River Basin Adjudication



LOT SPLIT PLAT

LOCATED IN THE SE1/4NW1/4, LOT 9 AND LOT 11, SECTION 6,
T. 22 N., R. 22 E., BOISE MERIDIAN, LEMHI COUNTY, IDAHO.

OWNER: GERTRUDE MAXWELL
10.96 ACRES - 2 PARCELS
(O REMAINING SPLITS ON EITHER PARCEL)

THIS CALCULATED POINT WAS
ESTABLISHED BY HOLDING THE
TWO 1/2" REBARS SET BY LS 970
FOR THE DIAMOND CREEK
SUBDIVISION LOT 1. THE RECORD
BEARING AND DISTANCES WERE USED.

SEE R.O.S. INST. NO. 216711

PARCEL "A"
CONTAINS 5.01 ACRES +/-

LOT 9

LOT 11

PARCEL "B"
CONTAINS 5.95 ACRES +/-

LEGEND

- ◆ GLO BRASS CAP
- 5/8" X 24" REBAR WITH A YELLOW PLASTIC CAP MARKED "WADE PLS 5080"
- CALCULATED POINT (NOT SET)
- 1/2" REBAR SET BY LS 970
- P.O.L. POINT ON LINE
- P.O.B. POINT OF BEGINNING
- N.T.S. NOT TO SCALE

LINE TABLE		
LINE	LENGTH	BEARING
L1	25.11	N78°46'55"W
L2	24.18	S88°09'33"W
L3	10.48	S30°41'43"W

CURVE TABLE						
CURVE	DELTA	RADIUS	ARC	TANGENT	CHORD	CHORD BEARING
C1	116°50'24"	102.00	208.00	165.93	173.79	N57°16'18"E
C2	102°14'39"	54.38	97.04	67.45	84.67	N64°34'10"E

COUNTY RECORDER'S CERTIFICATE

TIME: 11:10 DAY: 30 MONTH: June 2005
BOOK: 8 PAGE: 47 INST. NO.: 263520
RECORDER: *Jane Morton*
BY: *Monica Chilton*

PARCEL	RP NUMBER	REMAINING SPLITS
"A"		0
"B"		0

ORIGINAL RP NUMBER: RP

1/4	SEC	T	R
	6	22N	22E



FOR
LINDA HEFFNER

DATE: 3/23/2005 DRAWN/CHK BY: RMLJW
PROJECT: PROJECTS/T22NR22E/LINDA HEFFNER.DWG
DWG NAME: LINDA HEFFNER.DWG
SURVEY: LINDA2.ZAK DESC: HEFFNER.DOC

WADE SURVEYING
GLOBAL POSITIONING SERVICE
LAND SURVEYING & PLANNING
104 S. WARPETH SALMON, IDAHO
208-756-3070 83467

STATE OF IDAHO
CERTIFICATION OF VITAL RECORD

STATE OF IDAHO
DEPARTMENT OF HEALTH AND WELFARE
BUREAU OF VITAL RECORDS AND HEALTH STATISTICS
CERTIFICATE OF DEATH

Date Filed JULY 01, 2010

State File No. 2010-05386

DECEDENT - LEGAL NAME GERTRUDE IDA MAXWELL			
SEX FEMALE	SOCIAL SECURITY NUMBER ~~52-111-1041~~	AGE 87 YEARS	DATE OF BIRTH AUGUST 12, 1922
BIRTHPLACE LEADVILLE, COLORADO		PLACE OF RESIDENCE SALMON, IDAHO	
MARITAL STATUS AT TIME OF DEATH WIDOWED		NAME OF SURVIVING SPOUSE (If wife, maiden name)	WAS DECEDENT EVER IN U.S. ARMED FORCES? NO
FATHER - NAME HOWARD MAE THOMPSON			BIRTHPLACE ILLINOIS
MOTHER - MAIDEN NAME EMMA FLORENCE MILLER			BIRTHPLACE COLORADO
METHOD OF DISPOSITION BURIAL		FUNERAL SERVICE LICENSEE TAMMY J. BOWERMAN	
NAME AND ADDRESS OF FUNERAL FACILITY JONES & CASEY FUNERAL HOME, SALMON, IDAHO			
DATE OF DEATH JUNE 27, 2010	TIME OF DEATH 5:05 A.M.	CITY, TOWN OR LOCATION OF DEATH SALMON, IDAHO	COUNTY OF DEATH LEMHI
CAUSE OF DEATH (underlying cause last) CEREBRAL VASCULAR ACCIDENT			Approximate Interval Between Onset and Death 7 DAYS
DUE TO (or as a consequence of) a.			
DUE TO (or as a consequence of) b.			
DUE TO (or as a consequence of) c.			
DUE TO (or as a consequence of) d.			
OTHER SIGNIFICANT CONDITIONS CONTRIBUTING TO DEATH but not resulting in the underlying cause given above NONE STATED			WAS AN AUTOPSY PERFORMED? NO
MANNER OF DEATH NATURAL	NAME OF CERTIFIER SAMUEL D. GARDNER, D.O.		TITLE PHYSICIAN
CORONER SUBSEQUENT CERTIFICATION IF NECESSARY			
EXTERNAL CAUSES ONLY			
DATE OF INJURY	TIME OF INJURY	PLACE OF INJURY	INJURY AT WORK?
LOCATION WHERE INJURY OCCURRED			
DESCRIPTION OF HOW INJURY OCCURRED			

This is a true and correct reproduction of the document officially registered and placed on file with the IDAHO BUREAU OF VITAL RECORDS AND HEALTH STATISTICS.

JULY 01, 2010

DATE ISSUED: _____

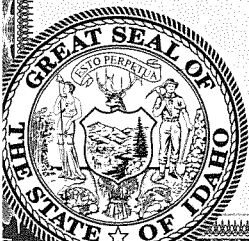
This copy is not valid unless prepared on engraved border displaying state seal and signature of the Registrar.

Jane S. Smith

JANE S. SMITH
STATE REGISTRAR

SCANNED

OCT 07 2011



Warranty Deed

For Value Received GERTRUDE MAXWELL, a single person,

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

LINDA HEFFNER, a single person,

whose current address is PO Box 134, Salmon ID 83467

the grantee, the following described premises, in Lemhi County Idaho, to wit:

One-half interest in and to the following:

SEE EXHIBIT "A" ATTACHED HERETO:

This is a gift deed.

The above conveyance is made free and clear of all other encumbrances except: Rights-of-way and easements, reservation in Federal patents and State deeds, or other restrictions imposed by law, building and zoning regulations and ordinances of any governmental unit, whether of sight or of record.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee(s), his/her/their heirs and assigns forever. And the said Grantor(s) do hereby covenant to and with the said Grantee(s), that he/she/they is/are the owner(s) in fee simple of said premises; that they are free from all encumbrances and that he/she/they will warrant and defend the same from all lawful claims whatsoever.

Dated: DECEMBER 7 2009

Gertrude Maxwell
GERTRUDE MAXWELL

STATE OF Idaho, County of Lemhi --ss

On this 9th day of DECEMBER, 2009
before me, a notary public in and for said State, personally appeared

GERTRUDE MAXWELL

Known or proved to me to be the person(s) whose name(s) is/are
subscribed to the within instrument, and acknowledged to me that
he/she/they has/they have executed the same.



Teri J. Mollen
2-11-15 Notary Public

Reserved for recording information

State of Idaho) SS No. 283746
County of Lemhi)
This instrument was filed for record at the request
of Bill Miller, Esq.
at 1:00 clock PM on 12/29 2009
and duly filed and indexed in the records of Lemhi
County.
By Teri J. Mollen Deputy
Fee 6.00
Return to PJT



WADE SURVEYING

Global Positioning Service

Land Surveying and Planning

104 S. Warpath St.

Salmon, Idaho 83467

Phone: (208)-756-3070

September 28, 2009

PARCEL "B"

A parcel of land located in the SE1/4NW1/4, Lot 9 and Lot 11, Section 6,
T. 22 N., R. 22 E., Boise Meridian, Lemhi County, Idaho, more particularly
described as follows:

Commencing at the W1/4 Corner of said Section 6, from which the SW Corner of
said section bears S 00°20'37"W a distance of 2642.81 ft., the Basis Of Bearing of this
description, run thence N 87°27'35"E a distance of 2587.87 ft. to a point on the easterly
right-of-way of Diamond Creek Road and the POINT OF BEGINNING;

Thence S 63°01'30"E a distance of 489.83 ft. to a point on the westerly bank of
the Salmon River;

Thence the following courses and distances along said bank;

S 16°55'28"W	113.43 ft.;	S 33°48'54"W	134.82 ft.;
S 45°06'51"W	171.90 ft.;	S 49°39'30"W	185.56 ft.;
S 65°48'37"W	151.70 ft.;		

Thence N 66°50'19"W a distance of 133.08 ft.;

Thence N 31°57'07"W a distance of 64.18 ft. to a point on the easterly right-of-
way of Diamond Creek Road;

Thence the following courses and distances along said right-of-way;

N 36°10'36"E	149.93 ft.;	N 16°38'03"E	298.06 ft.;
N 13°26'50"E	239.45 ft. to the POINT OF BEGINNING.		

PARCEL CONTAINS 5.95 ACRES (+/-)

EXHIBIT A

Warranty Deed

For Value Received **GERTRUDE MAXWELL, a single person,**
the grantor, do hereby grant, bargain, sell and convey unto
LINDA HEFFNER, a single person,
whose current address is **PO Box 134, Salmon ID 83467**
the grantee, the following described premises, in Lemhi County Idaho, to wit:
One-half interest in and to the following:

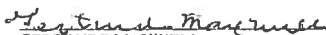
SEE EXHIBIT "A" ATTACHED HERETO:

This is a gift deed.

The above conveyance is made free and clear of all other encumbrances except: Rights-of-way and easements, reservation in Federal patents and State deeds, or other restrictions imposed by law, building and zoning regulations and ordinances of any governmental unit, whether of sight or of record.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee(s), his/her/their heirs and assigns forever. And the said Grantor(s) do hereby covenant to and with the said Grantee(s), that he/she/they is/are the owner(s) in fee simple of said premises; that they are free from all encumbrances and that he/she/they will warrant and defend the same from all lawful claims whatsoever.

Dated: January 5 2010


GERTRUDE MAXWELL

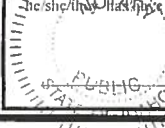


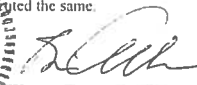
STATE OF Idaho, County of Lemhi --ss

On this 5th day of JANUARY 2010
before me, a notary public in and for said State, personally appeared

GERTRUDE MAXWELL

Known to me to be the person(s) whose name(s) is/are
subscribed to the within instrument, and acknowledged to me that
he/she/they is/are the person(s) who executed the same.





2-19-15 Notary Public

Reserved for recording information

State of Idaho, County of Lemhi **281848**
This instrument was filed for record at the request
of Paul Allen Escrow
at 3:30 o'clock P.M. on 1-8 2010
and duly filed and indexed in the records of Lemhi
County, Term J. Mod. Ex. N. C. Pasado
By Elyssa Cardo Deputy
Fee 100
Return to DAE

**WADE SURVEYING****Global Positioning Service**

Land Surveying and Planning

104 S. Warpath St.

Salmon, Idaho 83467



Phone: (208)-756-3070

September 28, 2009

PARCEL "B"

A parcel of land located in the SE1/4NW1/4, Lot 9 and Lot 11, Section 6,
T. 22 N., R. 22 E., Boise Meridian, Lemhi County, Idaho, more particularly
described as follows:

Commencing at the W1/4 Corner of said Section 6, from which the SW Corner of
said section bears S 00°20'37"W a distance of 2642.81 ft., the Basis Of Bearing of this
description, run thence N 87°27'35"E a distance of 2587.87 ft. to a point on the easterly
right-of-way of Diamond Creek Road and the POINT OF BEGINNING;

Thence S 63°01'30"E a distance of 489.83 ft. to a point on the westerly bank of
the Salmon River;

Thence the following courses and distances along said bank;

S 16°55'28"W	113.43 ft.;	S 33°48'54"W	134.82 ft.;
S 45°06'51"W	171.90 ft.;	S 49°39'30"W	185.56 ft.;
S 65°48'37"W	151.70 ft.;		

Thence N 66°50'19"W a distance of 133.08 ft.;

Thence N 31°57'07"W a distance of 64.18 ft. to a point on the easterly right-of-
way of Diamond Creek Road;

Thence the following courses and distances along said right-of-way;

N 36°10'36"E	149.93 ft.;	N 16°38'03"E	298.06 ft.;
N 13°26'50"E	239.45 ft. to the POINT OF BEGINNING.		

PARCEL CONTAINS 5.95 ACRES (+/-)

EXHIBIT A