

RECEIVED

FEB 17 2010

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

Department of Water Resources
 Eastern Region

WD # 74

Please print or type. Attach pages with additional information. Instructions are included at the end of this form. Incomplete forms will be returned.

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case IDWR will produce new water right number(s) for the split(s).

Water Right No(s)	Adjudication Claim No(s)	Split(s)	Water Right No(s)	Adjudication Claim No(s)	Split(s)
WR 74-14995 OK					
WR 74-15010 OK					

2. The following **REQUIRED** information must be submitted with this form:

SUPPORT DATA

- A. The appropriate **FILING FEE**. See instructions for fee amounts. \$500
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are on file with the county Planning and Zoning or Recorder's Office).
- OR**
- D. If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency or equivalent **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

IN FILE # 74-14995

3. Name and Address of Former Owner/Claimant(s)

City of Salmon

Salmon ID 83467

4. New Owner/Claimant(s)

Robert L Thomas

Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address

12 Reba Ln

City, State and ZIP Code

Salmon ID 83467

New Telephone Number

(208) 756-3654

Email:

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MAR 22 2010

5. Date you acquired the property

1-7-2010

6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in line 1, then skip this line and go to line 7. If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (you may copy this page, if necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right will not be split, skip this area and proceed to line 7)		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Water Right and/or Adjudication Claim Number		
Irrigation		
Stock		
Domestic		
Other		
Totals		
Water Right and/or Adjudication Claim Number		
Irrigation		
Stock		
Domestic		
Other		
Totals		
Water Right and/or Adjudication Claim Number		
Irrigation		
Stock		
Domestic		
Other		
Totals		

For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.

7. Signature(s) of New Owner(s) or Claimant(s)

Robert J. Thomas

(title if applicable)

(title if applicable)

IT IS IMPORTANT TO FILE THIS COMPLETED FORM AT THE APPROPRIATE IDWR OFFICE, WITH PAYMENT OF THE FILING FEE AND THE OWNERSHIP DOCUMENT(S), AS REFERRED TO IN LINE 2.

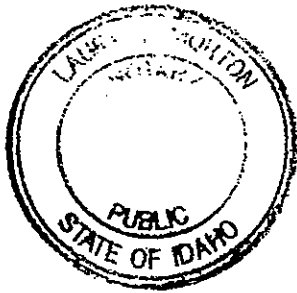
For IDWR Office Use Only:Received by [Signature]Date 2-17-10Receipt Amt. \$50.00Received by [Signature]Date 2-17-10Receipt No. E035002Processed by AJDate 2-17-10WR Date

MAR 22 2010

STATE OF IDAHO)
) ss
County of Lemhi)

On this 6th day of January, 2010, before me a Notary Public in and for said County, personally appeared JOHN S. McKINNEY, known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same.

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



Sandra E. Norton
Notary Public for State of Idaho
Residing at Salmon, Idaho
Commission Expires: 9/7/12



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N Skyline Dr., Ste A, Idaho Falls, Idaho 83402-1718

Phone: (208) 525-7161 FAX: (208) 525-7177 www.idwr.idaho.gov

February 17, 2010

Robert L Thomas
12 Reba Ln
Salmon ID 83467

RECEIVED
MAR 01 2010
Department of Water Resources
Eastern Region

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Interim Director

RE: Change in Ownership Water Right No. 74-14995 & 74-15010

Dear Sir/Madam:

The Department of Water Resources acknowledges receipt of your Notice of Change in Water Right Ownership.

Our review of your notice indicates that additional information is required before we can process the change. The information required is indicated below:

XXXX Evidence of Water Right Ownership: copy of Deed, Title Policy, Contract of Sale, or other legal document indicating your ownership of the property and/or water rights in question

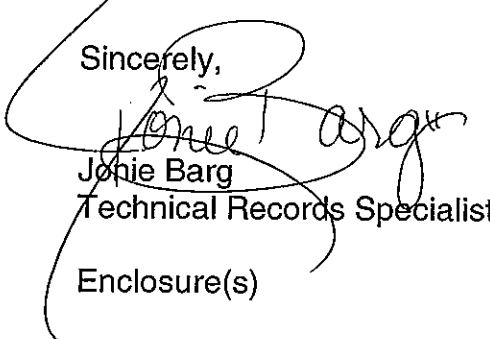
During our review of the documentation you submitted we found the Affidavit of Correction of Quit Claim Deed and Warranty Deed with reserved easement does not indicate information necessary to complete your request. The document does not indicate who the grantor or grantee of said deeds nor does it convey ownership from one party to another. Please supply a full chain of title back to the current water right holder (the City of Salmon) to you supplying copies of the full recorded deeds.

Because the Department cannot process the ownership change without proper documentation/fees, we will hold any action on your notice pending receipt of the necessary information/fees. If we do not receive the necessary information/fees within 30 days we will return your notice and all attachments and your notice will not be processed.

Please note that Section 42-248, Idaho Code, requires you or the owner of this water right to maintain current ownership and address records on file with the department. Forms to file a change of ownership of a water right and/or a change in the address of the water right owner are available from any department office, or at the department's website at: www.idwr.idaho.gov.

Please feel free to contact the Department if you have any questions.

Sincerely,


Jonie Barg

Technical Records Specialist

Enclosure(s)

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MAR 22 2010

State of Idaho) 281666
County of Lemhi)
This instrument was filed for record at the request
of City of Salmon
at 2:28 o'clock PM on 12-17-2009
and duly filed and indexed in the records of Lemhi
County
Terri J. Morton
Ex. Office Recorder
By Brenda Clutney Deputy
Fee _____
Return to _____

WARRANTY DEED WITH RESERVED EASEMENT

FOR VALUE RECEIVED, The City of Salmon, a municipal corporation,
200 Main Street, Salmon, Idaho, **Grantor**, does hereby grant, sell and convey unto **Robert L.**
Thomas and Reba J. Thomas, husband and wife, 112 Highway 28, Salmon, Idaho 83467,
Grantees, the following described real property:

A PARCEL OF LAND LOCATED IN THE SE $\frac{1}{4}$, SW $\frac{1}{4}$, W $\frac{1}{2}$, SE $\frac{1}{4}$, SECTION 9, T. 21 N.,
R. 22 E, BOISE MERIDIAN, LEMHI COUNTY, IDAHO, MORE PARTICULARLY DESCRIBED
AS FOLLOWS:

COMMENCING AT THE SW CORNER OF SAID SECTION 9. A BRASS CAP SET BY P.L.S. 791,
THENCE N. 89°20'59" E. ALONG THE SOUTHERLY BOUNDARY OF SAID SECTION, A DISTANCE
OF 1313.05 FT. TO THE SW CORNER OF THE SE $\frac{1}{4}$, SW $\frac{1}{4}$ AND THE POINT OF BEGINNING;
THENCE N. 00°06'38" E. ALONG THE WESTERLY BOUNDARY OF THE SAID SE $\frac{1}{4}$ SW $\frac{1}{4}$ A DISTANCE
OF 1326.67 FT. TO THE NW CORNER OF SAID SE $\frac{1}{4}$ SW $\frac{1}{4}$;

THENCE N 89°21'18" E. ALONG THE NORTHERLY BOUNDARY OF SAID SE $\frac{1}{4}$ SW $\frac{1}{4}$ A DISTANCE
OF 1314.46 FT. TO THE NE CORNER OF SAID SE $\frac{1}{4}$ SW $\frac{1}{4}$;
THENCE N. 00°10'17" E. ALONG THE WESTERLY BOUNDARY OF THE W $\frac{1}{2}$ SE $\frac{1}{4}$ A DISTANCE
OF 62.76 FT.;
THENCE S. 46°08'31" E. A DISTANCE OF 1060.67 FT.;
THENCE S. 82°48'57" E. A DISTANCE OF 247.66 FT.;
THENCE S. 45°25'51" W. A DISTANCE OF 360.63 FT.;
THENCE S. 77°08'06" W. A DISTANCE OF 1040.68 FT. TO A POINT ON THE NORTHERLY
BANK OF EXISTING DITCH;
THENCE SOUTH A DISTANCE OF 141.57 FT. TO A POINT ON THE SOUTHERLY BOUNDARY
OF SAID SECTION 9;
THENCE S. 89°20'59" W. ALONG SAID BOUNDARY A DISTANCE OF 1056.25 FT. TO THE
POINT OF BEGINNING.

PARCEL CONTAINS 52.75 ACRES.

To have and to hold the said premises with their appurtenances unto the said **Grantees**,
their heirs and assigns forever. The said **Grantor** does 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.

The City of Salmon, Grantor, hereby reserves a "Well" easement, as follows:

A 25.00 ft. radius easement for ingress and egress to maintain an existing well located in the SW 1/4 of Section 9, T. 21 N., R. 22 E., Boise Meridian, Lemhi County, Idaho, more particularly described as follows:

Commencing at the SW Corner of said Section 9, from which the SE Corner of said Section bears N. 89°20'59" E. A distance of 5252.46 ft. the Basis of Bearing of this description, run thence N. 56°00'13" E. A distance of 2404.73 Ft. To the center of said well and having a radius of 25.00 ft. around said well.

This easement is appurtenant to and used for the Salmon City Golf Course.

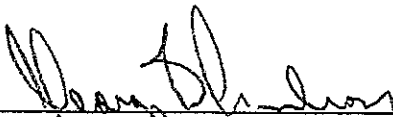
Should the City not use the easement "well" or abandon the same for a period of two (2) years, the easement shall terminate and revert to Robert L. and Reba J. Thomas, the Grantees.

Dated this 17 day of Dec, 2009.



John Miller, Mayor

ATTEST:



George Ambrose, Clerk/Administrator

STATE OF IDAHO)

) ss

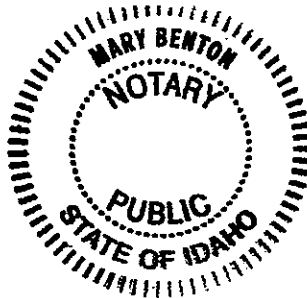
County of Lemhi)

On this 17th day of December, 2009, before me a Notary Public in and for said

County and State, personally appeared John Miller and George Ambrose, known to me to be
officials of the City of Salmon, and acknowledged to me that they executed the within instrument.

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

(SEAL)

Mary Benton

Notary Public for Idaho

Residing at Salmon, Idaho

Commission expires: 4/19/2011

**AFFIDAVIT OF CORRECTION
OF QUIT CLAIM DEED AND
WARRANTY DEED WITH
RESERVED EASEMENT**

STATE OF IDAHO }
 } ss.
County of Lemhi }

John S. McKinney, being first duly sworn, deposes and says:

That certain corrections need to be made on Instrument No. 280391, recorded in Lemhi County on July 31, 2009, Instrument No. 281664, recorded in Lemhi County on December 17, 2009, and Instrument Nos. 258979 and 280601 recorded in Lemhi County (we have no date on the instrument) by the City of Salmon. The corrections are made on line 1 of the first paragraph and on line 3 of the second paragraph, as follows:

A PARCEL OF LAND LOCATED IN THE SE ¼ SW ¼, W ½ SE ¼, SECTION 9, T. 21 N., R. 22 E, BOISE MERIDIAN, LEMHI COUNTY, IDAHO, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SW CORNER OF SAID SECTION 9. A BRASS CAP SET BY P.L.S. 791, THENCE N. 89°20'59" E. ALONG THE SOUTHERLY BOUNDARY OF SAID SECTION, A DISTANCE OF 1313.05 FT. TO THE SW CORNER OF THE SE ¼ SW¼ AND THE POINT OF BEGINNING; THENCE N. 00°06'38" E. ALONG THE WESTERLY BOUNDARY OF THE SAID SE ¼ Sw¼ A DISTANCE OF 1326.67 FT. TO THE NW CORNER OF SAID SE¼ Sw¼;

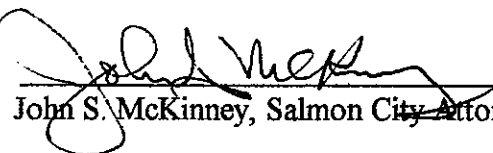
THENCE N 89°21'18" E. ALONG THE NORTHERLY BOUNDARY OF SAID SE¼ SW¼ A DISTANCE OF 1314.46 FT. TO THE NE CORNER OF SAID SE¼ Sw¼;
THENCE N. 00°10'17" E. ALONG THE WESTERLY BOUNDARY OF THE W ½ SE ¼ A DISTANCE OF 62.76 FT.;
THENCE S. 46°08'31" E. A DISTANCE OF 1060.67 FT.;
THENCE S. 82°48'57" E. A DISTANCE OF 247.66 FT.;
THENCE S. 45°25'51" W. A DISTANCE OF 360.63 FT.;
THENCE S. 77°08'06" W. A DISTANCE OF 1040.68 FT. TO A POINT ON THE NORTHERLY BANK OF EXISTING DITCH;
THENCE SOUTH A DISTANCE OF 141.57 FT. TO A POINT ON THE SOUTHERLY BOUNDARY OF SAID SECTION 9;
THENCE S. 89°20'59" W. ALONG SAID BOUNDARY A DISTANCE OF 1056.25 FT. TO THE POINT OF BEGINNING.

PARCEL CONTAINS 52.75 ACRES.

Signed and dated this 6th day of January, 2010.

281836

State of Idaho)
County of Lemhi) SS No. _____
This instrument was filed for record at the request
of City of Salmon
at 3:12 o'clock pm on 1-7 2010
and duly filed and indexed in the records of Lemhi
County _____
Terry J. Morton
Ex-Officio Recorder
By Mendel Chitney Deputy
Fee _____
Return to _____

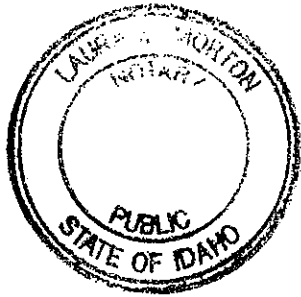

John S. McKinney, Salmon City Attorney

SCANNED
MAR 22 2010

STATE OF IDAHO)
) ss
County of Lemhi)

On this 6th day of January, 2010, before me a Notary Public in and for said County, personally appeared JOHN S. McKINNEY, known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same.

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



Laura E. Morton
Notary Public for State of Idaho
Residing at Salmon, Idaho
Commission Expires: 9/7/12