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IDWR/North

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

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 division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
	82-12104	NO FEE NEEDED			
	A82-02056	FEE IS REQUIRED			
	A82-04047	NO FEE NEEDED			

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

- A. The appropriate **FILING FEE**. See instructions for fee amounts.
- 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 usually attached to your deed or on file with the county).
OR
 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 **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**.

3. Name and Address of Former Owner/Claimant(s) John & Deborah Hersko
HC 66 Box 219; Kooskia ID 83539
4. New Owner/Claimant(s) Dana Weigel
 Name Connector (Check one): [] and, [] or, [] and/or
- New Mailing Address HC 66 Box 219; Kooskia, ID 83539
- City, State and ZIP Code _____
- New Telephone Number () _____
5. Date you acquired the property August 8, 2002

6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 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 (one water right per box, you may copy this page as 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(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

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

7. Signature of New Owner(s) or Claimant(s) Dana Elizabeth Weir
(include title if applicable) _____

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.

For Office Use Only
 Received by JB Date 10/18/02 Fee \$25.00 for 82-2056
 Receipted by JB Date 10/21/02 Receipt No. NO15331
 Processed by _____ AJ Date _____ WR _____ Date _____

423785

WARRANTY DEED

THIS INDENTURE, made on this 8th day of August, 2002, by and between JOHN R. HERSKO and DEBORAH A. HERSKO, husband and wife, of HC66 Box 219, Kooskia, ID 83539, hereinafter referred to as the Grantors, and DANA E. WEIGEL, a single woman, of Rt. 2 Box 7, Kamiah, ID 83536, hereinafter referred to as the Grantee.

WITNESSETH:

That the said Grantors, for and in consideration of the sum of Ten Dollars (\$10.00), lawful money of the United States of America, and other good and valuable considerations to them in hand paid by the said Grantee, the receipt whereof is hereby acknowledged, having granted, bargained, sold, and by these presents do grant, bargain, sell, convey, and confirm unto the said Grantee, her heirs and assigns, forever all the following described real property situate in the County of Idaho, State of Idaho, to wit:

See Schedule C, attached hereto and hereby incorporated by this reference.

TOGETHER WITH, all and singular, the tenements, hereditaments, and appurtenances thereunto belonging or in anywise appertaining, the reversion and reversions, the remainder and remainders, rents, issues and profits thereof, and all estate, right, title, and interest in and to the said property as well in law as in equity of the said Grantors.

TO HAVE AND TO HOLD, all and singular, the above mentioned and described premises, together with the appurtenances unto the said Grantee, her heirs and assigns, forever.

And the said Grantors, for themselves, their heirs, executors, and administrators, do covenant, grant, bargain, and agree to and with the said Grantee, her heirs and assigns, that at the time of the sealing and delivery of these presents they were well seized of the premises above conveyed as of good, sure, perfect, absolute, and indefeasible estate of inheritance, in fee simple, and have good right, full power and lawful authority to grant, bargain, sell, and convey the same in the manner and form aforesaid, and that the same are free and clear from all and former grants, bargains, liens, taxes, assessments, and encumbrances of whatever kind or nature whatsoever, EXCEPT:

- 1) General taxes for the year 2002, which are a lien, not yet due and payable.

- 2) Right of Way Deed, including the terms and conditions thereof, by and between C. W. Little and Annie R. Little, his wife, and State of Idaho, recorded April 9, 1929 under Instrument No. 89471, Book 56 page 462, records of Idaho County, Idaho.
- 3) Right of Way Deed, including the terms and conditions thereof, by and between Annie P. Little, a widow, and State of Idaho, recorded May 15, 1940 under Instrument No. 130885, Book 69 page 427, records of Idaho County, Idaho.
- 4) Terms and conditions in Deed to restricted Indian Land, recorded August 2, 1955 under Instrument No. 184602, Book 88 page 613, records of Idaho County, Idaho.
- 5) Rights and easements in favor of the public for recreational uses of the South Fork of the Clearwater River.

And that the above bargained premises, in the quiet and peaceable possession of the said Grantee, her heirs and assigns, against all and every person or persons lawfully claiming or to claim whole or any part thereof, the said Grantors will and shall WARRANT AND FOREVER DEFEND.

That this Deed is given by Grantors to Grantee not on account of any default in any security agreements or arrangements which pertain to the real property hereinabove written and described, but is given for full consideration paid by Grantee to Grantors.

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

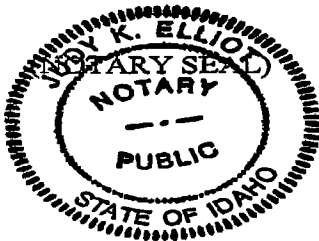

JOHN R. HERSKO

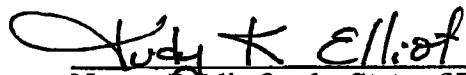

DEBORAH A. HERSKO

STATE OF IDAHO)
 ss
County of Idaho)

On this 8th day of August, 2002, before me, a Notary Public in and for said County and State, personally appeared JOHN R. HERSKO and DEBORAH A. HERSKO, husband and wife, known to me to be the persons whose names are subscribed to the within instrument and they acknowledged to me that they freely executed the same.

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




Notary Public for the State of Idaho,
Residing at Grangeville, therein.
My commission expires 3-26-04.

File No. 15987

SCHEDULE C

Township 31 North, Range 4 East, Boise Meridian, Idaho County, Idaho
Section 4: A portion of the SW $\frac{1}{4}$ NW $\frac{1}{4}$
Section 5: A portion of the SE $\frac{1}{4}$ NE $\frac{1}{4}$

More particularly described as follows:

Commencing at the Southeast corner of said SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 5;
thence S 89°35'38" E, 262.78 feet to the TRUE POINT OF BEGINNING on the East bank of the South Fork of the Clearwater River;
thence the following courses along said east bank of river;

N 36°37'22" W, 97.01 feet;
N 56°11'43" W, 225.17 feet;
N 58°22'23" W, 115.28 feet;
N 47°57'50" W, 145.43 feet;
N 19°12'59" E, 91.74 feet;
N 25°24'07" E, 131.67 feet;
N 03°22'16" E, 357.25 feet;
N 21°39'19" E, 59.82 feet to the westerly right-

of-way boundary of State Highway No. 13 from which point the Northeast Corner of said SE $\frac{1}{4}$ NE $\frac{1}{4}$ bears N 08°32'54" E, 351.83 feet;
thence the following courses along said right-of-way boundary;

Southeasterly 297.72 feet along the arc of a curve to the right having a radius of 1636.40 feet, a central angle of 10°25'27", and a long chord which bears S 19°13'38" E, 297.31 feet;
S 14°43'29" E, 253.88 feet;
S 73°49'24" W, 10.00 feet;
Southeasterly 545.00 feet along the arc of a curve to the left having a radius of 928.60 feet, a central angle of 33°37'38", and a long chord which bears S 32°59'28" E, 537.21 feet;

thence N 89°35'38" W, 123.97 feet to the TRUE POINT OF BEGINNING.

STATE of IDAHO	
County of Idaho	
Recorded at request of	
IDAHO COUNTY TITLE CO.	
at 2:35 P.m. on 8-9-02	
ROSE E. GEHRING	
By <i>Cory B. [Signature]</i>	Deputy
Fees \$	

m/Picked Up