

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

AUG 16 2022

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. If the water right is leased to the Water Supply Bank, check "Yes". If you are not sure if the water right is leased to the Water Supply Bank, see #7 of the instructions.

05

Water Right/Claim No.	Split?	Leased to Water Supply Bank?	Water Right/Claim No.	Split?	Leased to Water Supply Bank?
73-12082	Yes ☐	Yes ☐		Yes ☐	Yes ☐
73-204A	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Victoria R. Bergeman, Richard Bergeman
Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): Sarah E. Clark Ryan P. Gaitan
New owner(s) as listed on the conveyance document Name connector ☒ and ☐ or

2255 Pahsimeroi Rd
Mailing address
(516) 426-7429
Telephone

May ID 83253
City State Zip
L Gaitan 45@gmail.com
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: 05/12/2022
6. Do you own the land identified as the water right place of use? Yes ☒ No ☐
☐ If no, attach evidence that written notice of the change of water right ownership has been delivered to the landowner of record.
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.
☐ If water right(s) are leased to the Water Supply Bank AND there are multiple owners, a Lessor Designation form is required.
☐ If water right(s) are leased to the Water Supply Bank, the individual owner or designated lessor must complete, sign and submit an IRS Form W-9.

8. Signature: Ryan Gaitan 08/15/2022
Signature of new owner/claimant Title, if applicable Date
Ryan Gaitan
Print name
- Signature: Sarah Clark 08/15/2022
Signature of new owner/claimant Title, if applicable Date
Sarah Clark
Print name

OCT 11 2022

Received by JB Date 8/16/2022 Receipt No. E048420 Receipt Amt. \$50.-

Active in the Water Supply Bank? Yes ☐ No ☐ If yes, forward to the State Office for processing W-9 received? Yes ☐ No ☐

Name on W-9 _____ Approved by _____ Processed by dy Date 8/16/22

Quitclaim Deed

For value received, **Sarah E. Clark, an Unmarried Woman and Ryan P. Gaitan, an Unmarried Man,**

Does hereby convey, release, remise, and forever quit claim unto

Sarah E. Clark, an Unmarried Woman and Ryan P. Gaitan, an Unmarried Man, and Luis Gaitan, an Unmarried Man,

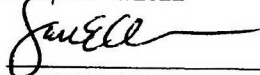
whose current address is **2255 Pahsimeroi Road, May, ID 83253**

the following described premises:

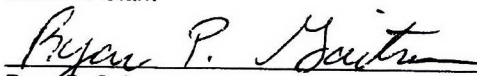
See Exhibit A, attached hereto and incorporated herein.

To have and to hold the said premises, unto the said grantees, heirs and assigns forever.

Date: 05/13/2022



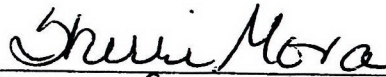
Sarah E. Clark



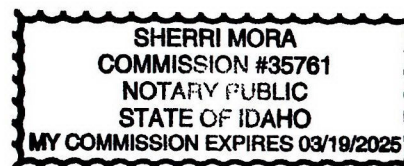
Ryan P. Gaitan

State of Idaho, County of Kootenai, ss.

On this 16th day of May, in the year of 2022, before me, the undersigned, a Notary Public in and for said State, personally appeared Sarah E. Clark and Ryan P. Gaitan, known or identified 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 executed the same.

, Notary Public

Residing at: Coeur d'Alene
My Commission Expires: 3/19/2025



SCANNED
OCT 11 2022

EXHIBIT A
LEGAL DESCRIPTION OF THE PREMISES

Parcel I:

A parcel of land located in the Northeast Quarter Southwest Quarter, Northwest Quarter Southeast Quarter, Section 22, T. 14 N., R 23 E., Boise Meridian, Lemhi County, Idaho, more particularly described as follows:

Commencing at the North Quarter Corner of said Section 22, from which the South Quarter Corner of said section bears S 00°51'49" W a distance of 5290.30 ft, the Basis Of Bearing of this description, run thence S 00°51'49" W along the north-south centerline of said section a distance of 3963.27 ft. to the SW Corner of the Northwest Quarter Southeast Quarter of said section and the POINT OF BEGINNING;

Thence N 89°23'00" W along the southerly boundary of said Northeast Quarter Southwest Quarter a distance of 1195.66 ft;

Thence N 09°26'14" W a distance of 695.53 ft;

Thence S 64°33'41" E a distance of 436.72 ft;

Thence S 60°48'21" E a distance of 108.33 ft;

Thence N 51°22'13" E a distance of 776.97 ft. to a point on the southerly right-of-way of the May-Patterson Highway;

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

S 56°53'16" E 557.49.; 222.05 ft. along a curve to the left having a delta of 04°22'20", a radius of 2909.79 ft. and a chord bearing of S 59°27'59" E for a distance of 221.99 11; N 28°20'58" E 10.00 ft.; S 61°39'12" E 48.30 ft; 290.61 ft. along a curve to the right having a delta of 18°06'00", a radius of 919.93 and a chord bearing of S 52°36'12" E .

for a distance of 289.40 ft.; S 44°04'48" E 239.83 ft;

233.58 ft. along a curve to the right having a delta of 07°08' 17", a radius of 1874.86 and a chord bearing of S 40°30'41" E for a distance of 233.43 ft. to a point on the southerly boundary of said Northwest Quarter Southeast Quarter;

Thence N 89°15'48" W along said boundary a distance of 1040.17 ft. to the POINT OF BEGINNING.

Parcel II

A parcel of land located in Section 22, T. 14N., R. 23 E, Boise Meridian, Lemhi County, Idaho, more particularly described as follows:

Commencing at the North Quarter Corner of Section 22 from which the South Quarter Corner of said Section bears S 0°51'49" W a distance of 5290.30 ft, the Basis Of Bearing of this description, run thence S 00°51'49" W along the N-S Centerline of said Section a distance of 3060.38 ft to a point on the northerly right-of-way of the May-Patterson Highway;

Thence S 69°32'21" E a distance of 705.53 ft;

Thence S 00°49'42" W a distance of 129.62 ft. to a point on the northerly right-of-way of the May - Patterson Highway and the POINT OF BEGINNING,

Thence S 89°06'38" E a distance of 171.00 ft;

Thence S 00°50'15" W a distance of 153.21 ft. to a point on said northerly right-of-way;

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

N 44°04'44" W 57.73 ft; 172.28 ft. along a curve to the left having a central angle of 09°35'03", a radius of 1029.93 ft, and a chord bearing of N 48°20'49" W for a distance of ~~172.08 ft.~~ 172.48 ft *SL*

Parcel III

A parcel of land located in Section 22, T. 14 N., R. 23 E., Boise Meridian, Lemhi County, Idaho, more particularly described as follows:

Commencing at the North Quarter Corner of Section 22 from which the South Quarter Corner of said section bears S 00°51'49" W a distance of 5290.30 ft, the Basis Of

Bearing of this description, run thence S 00°51'49" W along the N-S Centerline of said section a distance of 3060.38 ft. to a point on the northerly right-of-way of the May-

Patterson Highway and the POINT OF BEGINNING;

Thence S 69°32'21" E a distance of 705.53 11;

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OCT 11 2022

Thence S $00^{\circ}49'42''$ W a distance of 129.62 ft. to a point on the northerly right-of-way of the May-Patterson Highway;

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

153.08 ft. along a curve to the left having a central angle of $08^{\circ}30'57''$, a radius of 1029.93 ft. and a chord bearing of N $57^{\circ}23'44''$ W for a distance of 152.93 ft.;

S $28^{\circ}31'11''$ W 30.00 ft.; N $61^{\circ}39'12''$ W 48.21 ft.;

214.56 ft. along a curve to the right having a central angle $04^{\circ}21'35''$, a radius of 2819.79 ft. and a chord bearing of N $59^{\circ}28'23''$ W for a distance of 214.51 ft.;

N $56^{\circ}53'16''$ W 344.77 ft. to the POINT OF BEGINNING.

SCANNED
OCT 11 2022



Order Number: 22450550

606501

Warranty Deed

For value received,

Victoria R. Bergeman, an unmarried woman

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

Sarah E. Clark, an unmarried woman, and Ryan P. Gaitan, an unmarried man

whose current address is 2255 Pahsimeroi Road May, ID 83253

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

See Exhibit A, attached hereto and incorporated herein.

To have and to hold the said premises, with their appurtenances unto the said Grantee, its heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that Grantor is the owner in fee simple of said premises; that they are free from all encumbrances except those to which this conveyance is expressly made subject and those made, suffered or done by the Grantee; and subject to all existing patent reservations, easements, right(s) of way, protective covenants, zoning ordinances, and applicable building codes, laws and regulations, general taxes and assessments, including irrigation and utility assessments (if any) for the current year, which are not due and payable, and that Grantor will warrant and defend the same from all lawful claims whatsoever. Whenever the context so requires, the singular number includes the plural.

Remainder of page intentionally left blank.

Order Number: 22450550

SCANNED
OCT 11 2022

Dated: May 12, 2022

✓ Victoria R. Bergeman
Victoria R. Bergeman

State of Idaho, County of Custer, ss.

On this 13th day of May in the year of 2022, before me, the undersigned, a Notary Public in and for said State, personally appeared Victoria R. Bergeman, known or identified 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 executed the same.

Syrena Nicole Ziegler
Notary Public
Residing In: 26290 Hwy 93 Challis, ID 83226
My Commission Expires: 1-7-2028



SCANNED
OCT 11 2022

Order Number: 22450550

Instrument # 0000328964

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OCT 11 2022

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OCT 11 2022

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

8/15/2022

Water Right 73-12082

Owner Type

Attorney
Current Owner
Current Owner

Name

THOMSEN STEPHENS LAW OFFICES PLLC
RICHARD BERGEMAN
VICTORIA BERGEMAN

Priority Date: 2/22/1888

Basis: Decreed

Status: Active

Source

PATTERSON CREEK

Tributary

PAHSIMEROI RIVER

Beneficial Use

IRRIGATION

From

04/01

To

10/31

Diversion Rate

0.800 CFS

Volume

Total Diversion

0.800 CFS

Source and Point(s) of Diversion:

PATTERSON CREEK

NWNWNW

Sec. 26, Twp 14N, Rge 23E, LEMHI County

Place Of Use:

IRRIGATION within LEMHI County

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
14N	23E	22									21.0					8.3			29.3

POU Total Acres: 29.3

Conditions of Approval:

1. C05 Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.
2. C18 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. Section 42-1412(6), Idaho Code.
3. This claim is for a combination of decreed rights 73-213C and 73-213D.

Combined Use Limits:

N/A

SubCase:

SubCaseNumber: 73-12082

Class: 1

SF5 Filed Date:

Special Master Recom Signed Date:

Attorney Assigned:

SCANNED
OCT 11 2022

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

8/15/2022

Adjudication Agent:
Basis of Claim: Decreed
Date Filed: 12/13/2007
Objection Status: Active

Water Supply Bank:

N/A

State of Idaho
Department of Water Resources
Water Right License
73-12082



- Place Of Use Boundary
- Townships
- PLS Sections
- Quarter Quarters
- Point of Diversion

0 0.125 0.25 0.5 Miles



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OCT 11 2022

THIS MAP IS FOR INFORMATIONAL PURPOSES ONLY!
LINES SHOWN ARE APPROXIMATE AND ARE NOT
TO BE USED TO DETERMINE PROPERTY BOUNDARIES
FOR CONSTRUCTION OF FENCES, DRIVEWAYS, ROADS, OR
STRUCTURES OF ANY KIND.

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OCT 11 2022

2222
PAHSIMEROI RD

2229
PAHSIMEROI RD

GERRISH, JAMES R
RP14N23E224803

2264
PAHSIMEROI RD

ERCA, ALEXIS CHRIS
RP14N23E227803

GERRISH, JAMES R
RP14N23E224803

PAHSIMEROI RD

CLARK, SARAH E
RP14N23E227806

2255
PAHSIMEROI RD

CLARK, SARAH E
RP14N23E227804

DRIVEWAY
RP14N23E228006

13 PATTERSON RD

CHURCH OF
JESUS CHRIST
RP14N23E228005

14 LLC

28415
CORPORATE
THE KREBBING
RP14N23E228005

14 PATTERSON RD

MI
6
MINE

11.5

RP14N23E228005

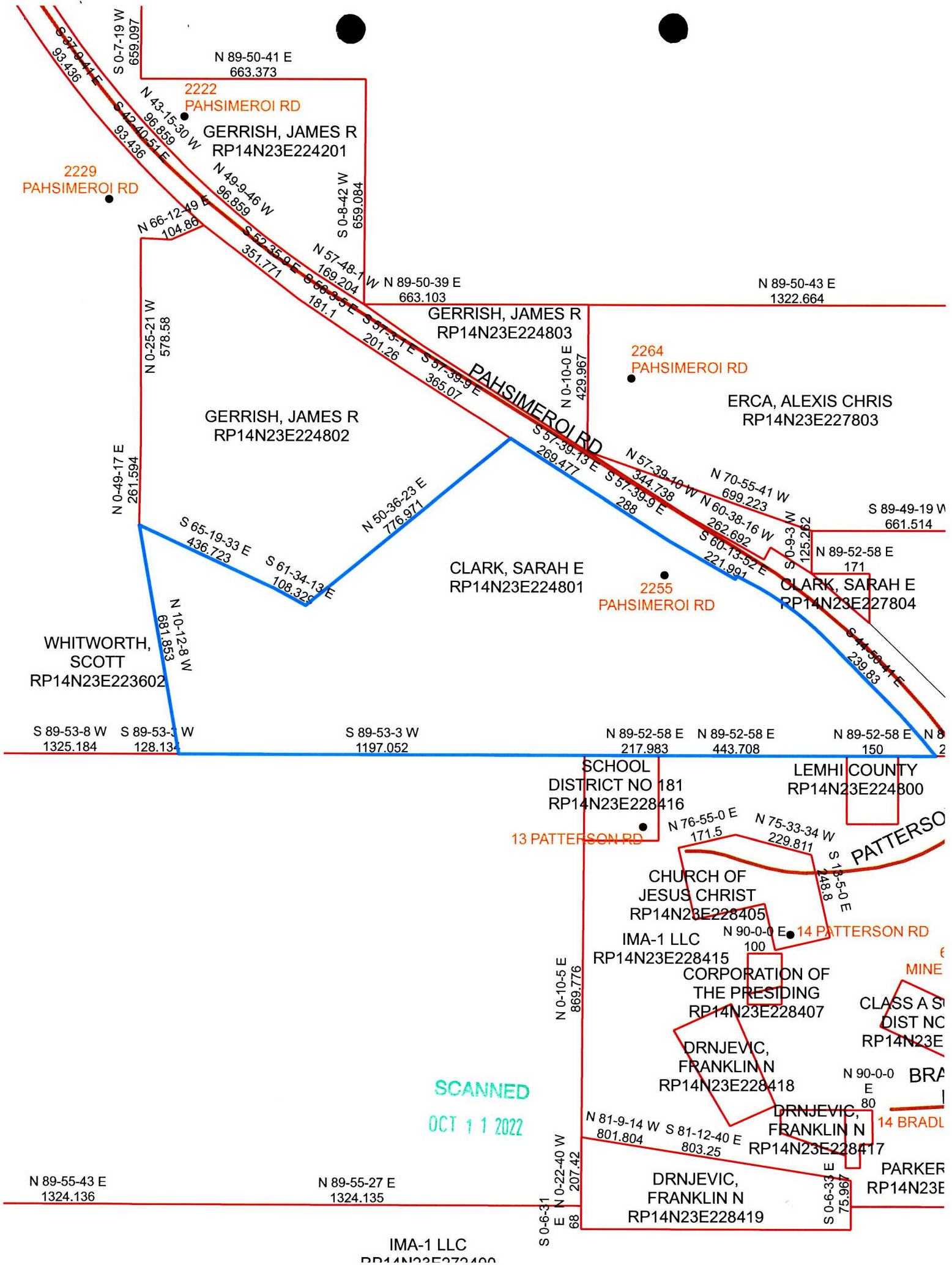
EVIC, T

14 BRADY

DRIVEWAY

RP14N23E228005

SENECA



8/08/22

PMO100 - PARCEL MASTER INQUIRY

15:05:01

PARCEL: RP 14N23E224801 A

F12=RC F14=HO
F17=DD F19=SP F23=AG

LEGAL DESCRIPTION

CLARK, SARAH E
& GAITAN, RYAN P

T-5129
22 14 23

2255 PAHSIMEROI RD

ProVal Area Number 2
CODE AREA 5-0000 OWNER CD
PARC TYPE LOC CODE 2000
EFFDATE 3012008 EXPDATE
PREV PARCEL RP14N23E227802T

MAY ID 83253

2255 PAHSIMEROI RD 83253

x for parcel comments

CAT/ST#	RY	QUANTITY	UN	VALUE	HO MRKT	HO EXMP	CB MRKT	OTHER
2 1	2020	19216	AC	13395				
5 1	2020	10262	AC	662				
10 1	2020	1000	AC	20000	20000	10000		
31 1	2020			174919	174919	87460		
TOTALS		30478		233824	194919	97460		+

ENTER NEXT PARCEL NUMBER RP A

FKeys: F2=TX F3=Exit F5=SS F6=Nm F7=LG
F8=CT F13=TM F18=HS F20=SrcH F22=EU

SCANNED
OCT 11 2022



Order Number: 22450550

Warranty Deed

Read & Approved

For value received,

Victoria R. Bergeman, an unmarried woman

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

Read & Approved

Sarah E. Clark, an unmarried woman, and Ryan P. Gaitan, an unmarried man

whose current address is 2255 Pahsimeroi Road May, ID 83253

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

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To have and to hold the said premises, with their appurtenances unto the said Grantee, its heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that Grantor is the owner in fee simple of said premises; that they are free from all encumbrances except those to which this conveyance is expressly made subject and those made, suffered or done by the Grantee; and subject to all existing patent reservations, easements, right(s) of way, protective covenants, zoning ordinances, and applicable building codes, laws and regulations, general taxes and assessments, including irrigation and utility assessments (if any) for the current year, which are not due and payable, and that Grantor will warrant and defend the same from all lawful claims whatsoever. Whenever the context so requires, the singular number includes the plural.

Remainder of page intentionally left blank.

Order Number: 22450550

Warranty Deed - Page 1 of 3

SCANNED
OCT 11 2022

Dated: May 12, 2022

Victoria R. Bergeman

State of Idaho, County of _____, ss.

On this _____ day of May in the year of 2022, before me, the undersigned, a Notary Public in and for said State, personally appeared Victoria R. Bergeman, known or identified 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 executed the same.

Notary Public
Residing In:
My Commission Expires:

SCANNED
OCT 11 2022

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Parcel III

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Thence S $00^{\circ}49'42''$ W a distance of 129.62 ft. to a point on the northerly right-of-way of the May-Patterson Highway;

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

153.08 ft. along a curve to the left having a central angle of $08^{\circ}30'57''$, a radius of 1029.93 ft. and a chord bearing of N $57^{\circ}23'44''$ W for a distance of 152.93 ft.;

S $28^{\circ}31'11''$ W 30.00 ft.; N $61^{\circ}39'12''$ W 48.21 ft.;

214.56 ft. along a curve to the right having a central angle $04^{\circ}21'35''$, a radius of 2819.79 ft. and a chord bearing of N $59^{\circ}28'23''$ W for a distance of 214.51 ft.;

N $56^{\circ}53'16''$ W 344.77 ft. to the POINT OF BEGINNING.

SCANNED
OCT 11 2022



IDAHO DEPARTMENT OF
WATER RESOURCES

322 E Front Street, Suite 648, Boise ID 83702 • PO Box 83720, Boise ID 83720-0098

Phone: 208-287-4800 • Fax: 208-287-6700 • Email: idwrinfo@idwr.idaho.gov • Website: idwr.idaho.gov

Governor Brad Little

Director Gary Spackman

October 7, 2022

SARAH E CLARK
RYAN P GAITAN
LUIS GAITAN
2255 PAHSIMEROI RD
MAY ID 83253-2010

Re: Change in Ownership for Water Right Nos: 73-204A and 73-12082

Dear Water Right Holders:

The Department of Water Resources (Department) acknowledges the receipt of correspondence changing ownership of the above referenced water rights to you. The Department has modified its records and has enclosed a computer-generated report for you.

Updating the ownership record for a water right does not reconfirm the validity of the right. When processing a Notice of Change in Water Right Ownership, the Department does not review the history of water use to determine if the right has been forfeited or deliberately abandoned through five years or more of non-use. To read more about water right forfeiture, including how to protect a water right from forfeiture, please see Idaho Code §§ 42-222 and 42-223.

Please note, water right owners are required to report any change of water right ownership and any change of mailing address to the Department within 120 days of the change. Reporting forms are available from any office of the Department or from the Department's website.

If you have any questions concerning the enclosed information, please contact me at (208) 287-4920 or debbi.judd@idwr.idaho.gov.

Sincerely,

Debbi Judd
Technical Records Specialist

Enclosures

c. Water District 73 – *via email*

SCANNED

OCT 11 2022



IDAHO DEPARTMENT OF
WATER RESOURCES

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Phone: 208-287-4800 • Fax: 208-287-6700 • Email: idwrinfo@idwr.idaho.gov • Website: idwr.idaho.gov

Governor Brad Little

Director Gary Spackman

September 2, 2022

SARAH E CLARK
RYAN P GAITAN
2255 PAHSIMEROI RD
MAY ID 83253-2010

RE: Change in Ownership Water Right Nos: 73-204A and 73-12082

Dear Interested Parties:

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

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

 X Evidence of Water Right Ownership: copy of Deed, Contract of Sale, or other legal document indicating your ownership of the property and/or water rights in question – A “read and approved” version of a deed was submitted. Please submit the final notarized deed.

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

Also, please note that permit holders are required to report any change of ownership and/or mailing address to the Department within 120 days of the change. Forms to assign ownership or update your address are available from any office of the Department or on the Department's website.

If you have any questions regarding this matter, please contact me at (208) 287-4920 or debbi.judd@idwr.idaho.gov.

Sincerely,

Debbi Judd
Technical Records Specialist

SCANNED
SEP 06 2022