

RECEIVED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

JUN 29 2023

NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP
Department of Water Resources
Eastern Region

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.

Water Right/Claim No.	Split?	Leased to Water Supply Bank?	Water Right/Claim No.	Split?	Leased to Water Supply Bank?
74-15684	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Thomas Palmer

Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): Loyde Herbst Julie Dekle 208-339-0740

New owner(s) as listed on the conveyance document

Name connector ☐ and ☒ or

P.O. Box 23
Mailing address

Tendoy
City

ID
State

83468
Zip

208 339 0740
Telephone

Loyde Herbst@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: _____
6. Do you own the land identified as the water right place of use? Yes ☒ No ☐
- o 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):
- o \$25 per undivided water right.
- o \$100 per split water right.
- o 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: Loyde Herbst
Signature of new owner/claimant
Loyde Herbst
Print name

owner
Title, if applicable

6-26-23
Date

Signature: Julie Dekle
Signature of new owner/claimant
Julie Dekle
Print name

owner
Title, if applicable

6/26/23
Date

For IDWR Office Use Only:

Received by JB Date 6/29/2023 Receipt No. E049318

Receipt Amt. \$25.-

Active in the Water Supply Bank? Yes ☐ No ☐

If yes, forward to the State Office for processing

W-9 received? Yes ☐ No ☐

approved/completed by JB 7/3/2023

JUL 03 2023



WARRANTY DEED

Alliance Title & Escrow, LLC Order No.: 628169

FOR VALUE RECEIVED

Thomas E. Palmer and Brandi D. Palmer, husband and wife

the grantor(s), do(es) hereby grant, bargain, sell and convey unto

Simmons Lloyd Herbst, an unmarried man and Julie C Dekle, an unmarried woman

whose current address is

**2636 Lakeview Rd
American Falls, ID 83211**

the grantee(s), the following described premises, in Lemhi County, Idaho, TO WIT:

A parcel of land located in the Northwest Quarter Northeast Quarter, Section 32, Township 19 North, Range 24 East, Boise Meridian, Lemhi County, Idaho, more particularly described as follows:

**Commencing at the Northeast corner of said Section 32, from which the southeast corner of Section 32 bears S 00° 20' 10" W, 5283.39 feet the basis of bearing of this description, run thence S 81° 41' 38" W a distance of 2021.43 feet to a point on the Westerly right of way of the Old Lemhi Road and the Point of Beginning;
Thence S 07° 40' 53" E, along said right of way a distance of 1030.43 feet to a point on the Southerly boundary of the Northwest Quarter Northeast Quarter;
Thence N 89° 45' 59" W, along said Southerly boundary a distance of 468.51 feet to a point on the Easterly right of way of State Highway 28;
Thence N 10° 12' 09" W, along said right of way a distance of 983.99 feet;
Thence N 84° 15' 04" E, a distance of 507.62 feet to the Point of Beginning.**

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TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee(s), that (s)he is/are the owner(s) in fee simple of said premises; that they are free from all encumbrances Except: Current Year Taxes, conditions, covenants, restrictions, reservations, easements, rights and rights of way, apparent or of record.

And that (s)he will warrant and defend the same from all lawful claims whatsoever.

Dated: 2/9/23

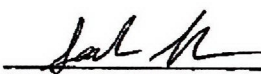

Thomas E. Palmer


Brandi D. Palmer

State of ID } ss
County of Lemhi }

On this 9th day of February, 2023, before me, the undersigned, a Notary Public in and for said state, personally appeared Thomas E. Palmer and Brandi D. Palmer, known or identified to me to be the person(s) whose name(s) is/are subscribed to the within Instrument.

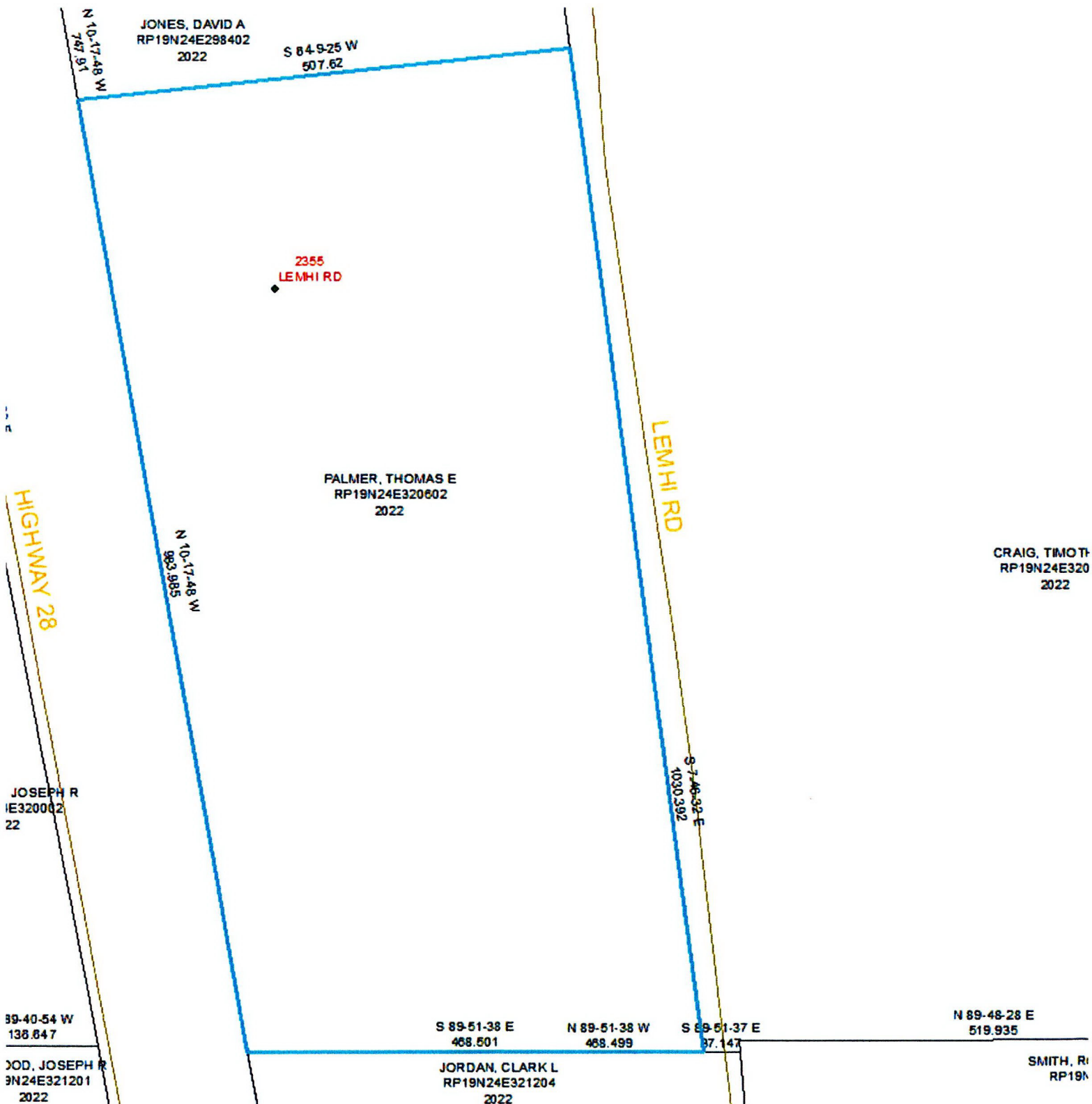
IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.


Notary Public for the State of Idaho
Residing at: Salmon, ID
Commission Expires: 11-09-2027

SARAH MAGYAR
Notary Public - State of Idaho
Commission Number 20215394
My Commission Expires 11-09-2027

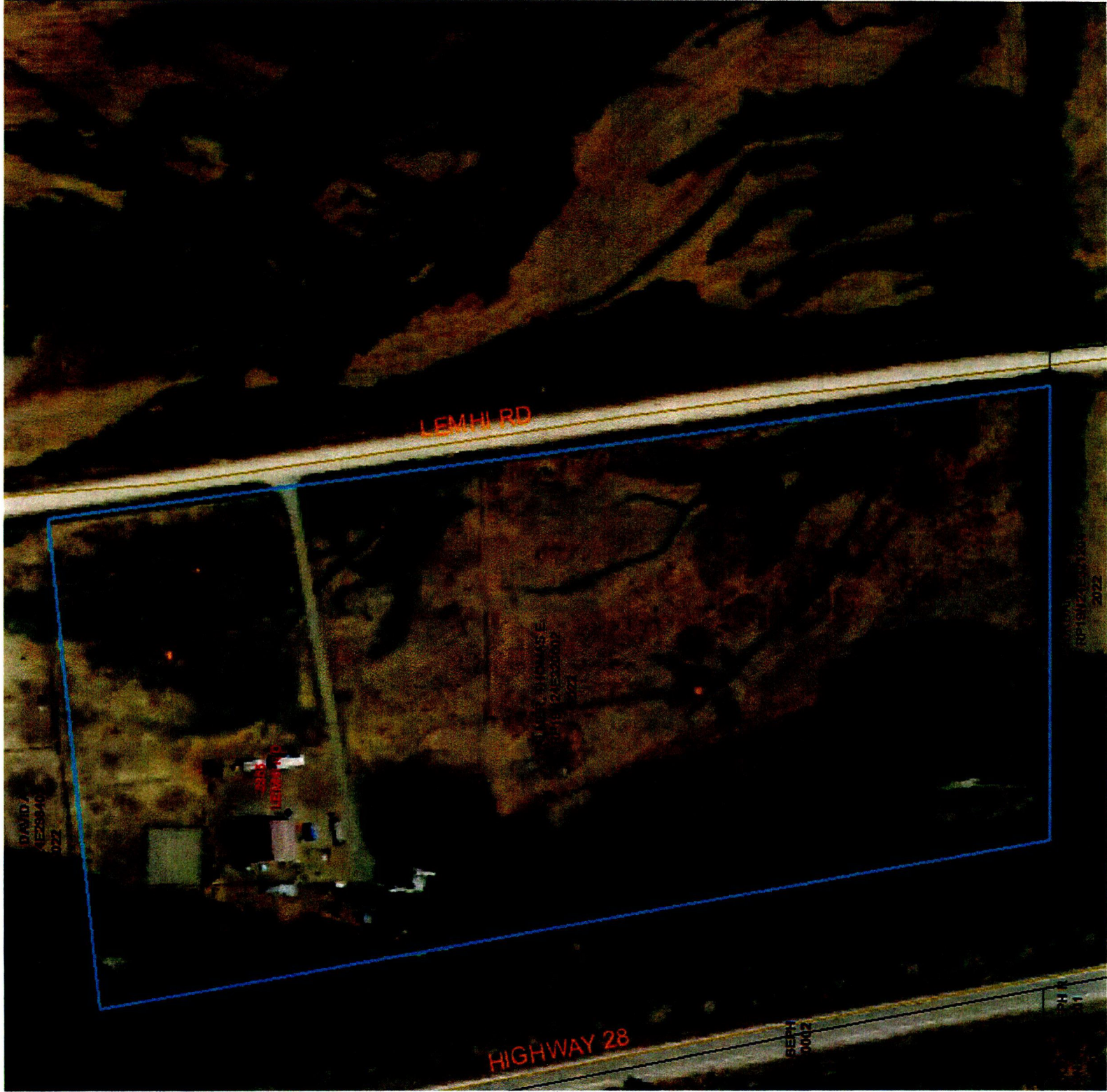
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Water Right Report : 74-15684(Decreed/Active)

Water Right Owners

Owner Type	Name	Address	City	State	Postal Code
Current Owner	PALMER, BRANDI D	PO BOX 70	TENDON	ID	83468-0070
Current Owner	PALMER, THOMAS E	PO BOX 70	TENDON	ID	83468-0070
Original Owner	ODELL, DAVID JEFFREY	2742 ALPENGLOW RD	STEVENSVILLE	MT	59870

Water Right Status

Priority Date : 4/1/1873
 Basis : Decreed
 Status : Active

Water Source

Source	Source Qualifier	Tributary	Tributary Qualifier
LEMHI RIVER		SALMON RIVER	

Points Of Diversion (Location)

Source	Township	Range	Section	Govt. Lot	QQQ	QQ	Q	County	Diversion Type
LEMHI RIVER	19N	24E	32	0				SW SE LEMHI	

Water Uses

Beneficial Use	From	To	Diversion Rate	Volume
IRRIGATION	03/15	11/15	0.29 CFS	
TOTAL			0.29 CFS	

Places of Use

[Print Report](#) [Paged View](#)

Place of Use Legal Description : IRRIGATION (LEMHI county)

Township	Range	Section	Lot	QQQ	QQ	Q	Acres
19N	24E	32		NW	NE	9.5	

Irrigation Totals

Total Acres Acre Limit
 9.50

Conditions

Code Conditions

- This right is a split from former right 74-1606B.
- 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.

Dates

Licensed Date :
 Decreed Date : 11/6/2007
 Permit Proof Due Date :

Other Information

State or Federal : S
 Water District Number : 74
 Generic Max Rate Per Acre : 0

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Permit Proof Made Da' [REDACTED]
Permit Approved Date : [REDACTED]
Permit Moratorium Expiration Date :
Enlargement Use Priority Date :
Enlargement Statute Priority Date :
Application Received Date:
Protest Deadline Date:

Generic Max Volume P [REDACTED]
Civil Case Number :
Decree Plaintiff :
Decree Defendant :
Swan Falls Trust or Nontrust :
Swan Falls Dismissed :
DLE Act Number : And
Cary Act Number :
Mitigation Plan: False

IDAHO DEPARTMENT OF WATER RESOURCES

12/2/2022

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JUL 03 2023



IDAHO DEPARTMENT OF
WATER RESOURCES

Eastern Region • 900 N Skyline Drive, Suite A • Idaho Falls, ID 83402-1718

Phone: 208-525-7161 • Fax: 208-525-7177 • Email: easterninfo@idwr.idaho.gov • Web: idwr.idaho.gov

Governor Brad Little

Director Gary Spackman

July 03, 2023

SIMMONS LLOYDE HERBST
JULIE C DEKLE
PO BOX 23
TENDROY ID 83468-0023

Re: Change in Ownership for Water Right No(s): 74-15684

Dear Water Right Holder(s):

The Department of Water Resources (Department) acknowledges the receipt of correspondence changing ownership of the above referenced water right(s) 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) 497-3787.

Sincerely,

Jonie Baily
Technical Records Specialist 1

Enclosure(s)

cc: WATER DISTRICT 74
WATER DISTRICT 170

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