

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

FEB 27 2023

DEPARTMENT OF
WATER RESOURCES

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. DR

Water Right/Claim No.	Split?	Leased to Water Supply Bank?	Water Right/Claim No.	Split?	Leased to Water Supply Bank?
78-7243B ✓	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: Charles Salles, Wendy Sallas
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Robert W Simmons, Sheila K Simmons
New owner(s) as listed on the conveyance document

P.O. Box 484	Kamiah	ID	83536
Mailing address	City	State	Zip
208-790-1786	simmonsgman67@yahoo.com		
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: 01/29/2021
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: Robert W. Simmons 02/21/2023
Signature of new owner/claimant Date
Robert W Simmons
Print name

Signature: Sheila K Simmons 02/21/2023
Signature of new owner/claimant Date
Sheila K Simmons
Print name

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MAR 17 2023

Received by KM Date 2.27.23 For IDWR Office Use Only: Receipt No. C115421 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 ☐

Name on W-9 _____ Approved by _____ Processed by dk Date 3/2/23

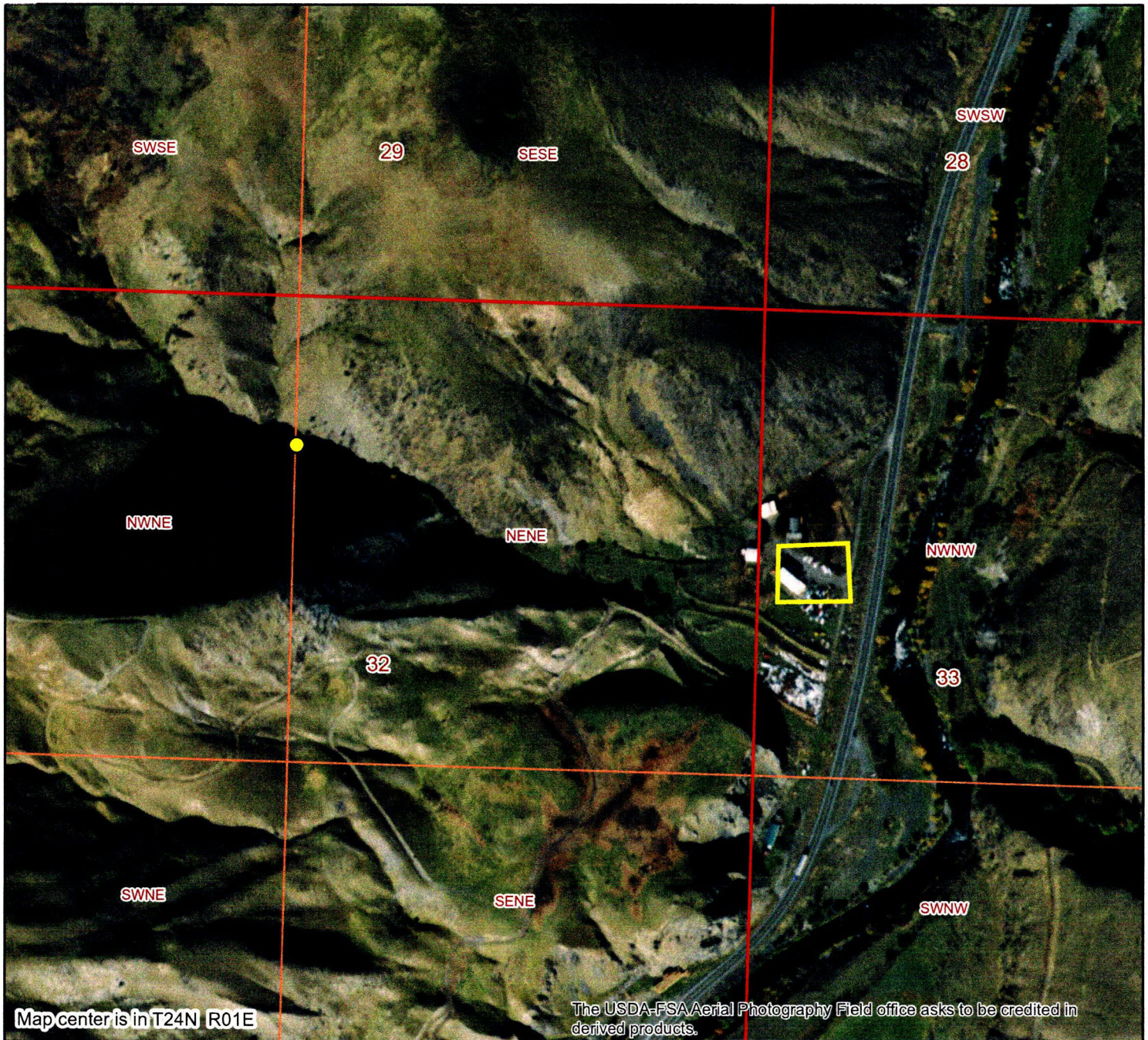
State of Idaho
Department of Water Resources

Water Right

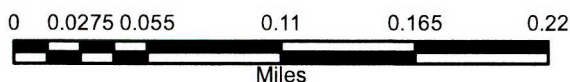
78-7243B

DOMESTIC

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.



Date created: 2/21/2023



Legend

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

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MAR 07 2023



State of Idaho
Department of Water Resources

Water Right

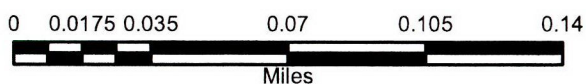
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Date created: 2/21/2023



Legend

- Place of Use Boundary
- Townships
- PLS Sections
- Quarter Quarters

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MAR 07 2023



Instrument # 528380

IDAHO COUNTY, IDAHO,

2-1-2021 03:52:16 PM No. of Pages: 3

Recorded for : INLAND TITLE

KATHY M. ACKERMAN

Ex-Officio Recorder Deputy Fee: 15.00

(Space Above For Recorder's Use)

WARRANTY DEED

For value received, WENDY K. SALLAS, an unmarried woman, ("Grantor"), does hereby grant, bargain, sell and convey to ROBERT W. SIMMONS and SHEILA K. SIMMONS, husband and wife, ("Grantees"), whose mailing address is: PO Box 484, Kamiah, ID 83536, and Grantees' heirs, successors and assigns forever, the following described real property situate in Idaho County, State of Idaho, (hereafter the "subject premises"):

Township 24 North, Range 1 East, Boise Meridian, Idaho County, Idaho

Section 32: A parcel of land located in the NE $\frac{1}{4}$ NE $\frac{1}{4}$, and

Section 33: A parcel of land located in the NW $\frac{1}{4}$ NW $\frac{1}{4}$, more particularly described as follows:

Commencing at the B.C. section corner common to Sections 28, 29, 32, and 33, which corner lies N89°20'27"W, 2615.936 feet from the B.C. quarter corner common to Sections 28 and 33;

Thence S30°33'11"E, 599.598 feet to a point on the Westerly right-of-way line of U.S. Highway 95, project 9-G, which point is the TRUE POINT OF BEGINNING;

Thence N88°12'13"W, 435.548 feet;

Thence S17°40'14"W, 543.361 feet;

Thence S63°28'30"E, 537.658 feet to a point on the Westerly right-of-way line of U.S. 95;

Thence N13°50'04"E, 169.366 feet along said right-of-way as the highway is constructed, to a P.C. of curve;

Thence along a curve to the left with the following data:

Delta of 6°45'43" L.T.; Radius of 967.000 feet; Length of 114.125 feet; Chord of 114.058 feet; Tangent of 57.129 feet; L. Chord Bearing of N10°27'13"E, to the P.T.;

Thence N7°04'21"E, 471.149 feet to the TRUE POINT OF BEGINNING.

Sometimes Known as Assessor's Tax No. 171.

SUBJECT TO taxes and assessments for the current year, and all subsequent years, together with any and all existing easements, rights-of-way, reservations, covenants, restrictions and encumbrances of record, and the following matters:

1. RIGHT OF WAY EASEMENT to THE MOUNTAIN STATES TELEPHONE AND TELEGRAPH CO., recorded September 6, 1932 as Instrument Number 99329, records of Idaho County, Idaho.

2. RESTRICTIONS in Quitclaim Deed to the STATE OF IDAHO, recorded February 21, 1950 as Instrument Number 165850, records of Idaho County, Idaho.

3. RESTRICTIONS in Highway Right of Way Deed to the STATE OF IDAHO, recorded February 23, 1950 as Instrument Number 165857, records of Idaho County, Idaho.

4. POWER LINE EASEMENT to IDAHO POWER COMPANY, a corporation, recorded September 30, 1981 as Instrument Number 294177, records of Idaho County, Idaho.

5. AGREEMENT AND EASEMENT to NORTHWEST RESOURCES CORPORATION, a Washington corporation, recorded June 23, 1983 as Instrument Number 305546, records of Idaho County, Idaho.

6. EASEMENTS in Warranty Deed, recorded June 26, 1984 as Instrument Number 313769, records of Idaho County, Idaho.

7. All matters, covenants, conditions, restrictions, easements and any rights, interests or claims which may exist by reason thereof, disclosed by Record of Surveys: recorded August 23, 1983 as Instrument Number 307656; recorded January 7, 1987 as Instrument Number 332863; recorded May 2, 2007, as Instrument Number 454795; recorded November 28, 2007 as Instrument Number 458439, all records of Idaho County, Idaho.

TOGETHER WITH any and all estate, right, title, interest, appurtenances, tenements, hereditaments, reversions, remainders, easements, rights-of-way and water rights in anywise appertaining to the real property herein described.

The Grantor covenants to the Grantees that Grantor is the owner of the subject premises in fee simple; that the subject premises is free from all encumbrances, excepting those as may be herein set forth, and excepting those of record, and that Grantor will warrant and defend the same from all lawful claims.

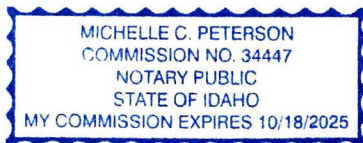
Except as otherwise expressly provided in this instrument, Grantor hereby declares pursuant to Title 5, Chapter 2 of the Idaho Code, that in the event Grantor shall have permitted or suffered at any time prior to the making of this instrument, any person or entity to possess, use or occupy the subject premises, or any portion thereof, for any purpose, with or without the knowledge of Grantor, it was not the intent of Grantor, by permitting or suffering such possession, use or occupation, to thereby define property boundaries or ownership thereof.

DATED this 29th day of January, 2021.

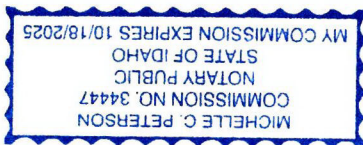
Wendy K. Sallas
WENDY K. SALLAS

State of Idaho)
County of Idaho) : ss.

This record was acknowledged before me on January 29th, 2021, by WENDY K. SALLAS.



Michelle C. Peterson
Signature of notary public
My commission expires: 10-18-2025





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

March 6, 2023

ROBERT W SIMMONS
SHEILA K SIMMONS
PO BOX 484
KAMIAH ID 83536-0484

Re: Change in Ownership for Water Right No: 78-7243B

Dear Water Right Holders:

The Department of Water Resources (Department) acknowledges the receipt of correspondence changing ownership of the above referenced water right 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 debby.judd@idwr.idaho.gov.

Sincerely,

A handwritten signature in black ink that reads "Debby Judd".

Debby Judd
Technical Records Specialist

Enclosures

SCANNED
MAR 17 2023