

RECEIVED

AUG 25 2022

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESDepartment of Water Resources
Eastern Region

SEP 12 2022

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.

Water Right/Claim No.	Split?	Leased to Water Supply Bank?	Water Right/Claim No.	Split?	Leased to Water Supply Bank?
75-14063	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:

Goodman, John Goodman, Sherri (Lukens)
Name of current water right holder/claimant

3. New Owner(s)/Claimant(s):

Lukens, James R. Lukens, Sherri K.
New owner(s) as listed on the conveyance document Name connector ☒ and ☐ or

P.O. Box 1051
Mailing address

Salmon
City

ID
State

83467
Zip

(208) 993-0912
Telephone

wharfrate51@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:

4/2002

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:

James R. Lukens
Signature of new owner/claimant

owner
Title, if applicable

8-27-22
Date

James R. Lukens
Print name

Signature:

Sherri K. Lukens
Signature of new owner/claimant

owner
Title, if applicable

8-27-22
Date

Sherri Lukens
Print name

For IDWR Office Use Only:

Received by M. Pettis Date 8-25-22

Receipt No. E048447

Receipt Amt. 25.00

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 JP

Date 12/12/22

SCANNED

DEC 16 2022

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

**INSTRUCTIONS FOR FILING A
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP**

This form has been prepared to assist all claimants and owners of water rights to comply with the requirements of Idaho Code §§ 42-248 and 42-1409(6). All persons owning or claiming ownership of a water right or claim are required to provide notice to the Department of Water Resources (IDWR) of any change in ownership of any part of the water right or claim or of any change in the owner's mailing address within 120 days of the change. Forms to report ownership changes and/or to update an address are available on IDWR's website at www.idwr.idaho.gov/forms/water-rights.html. In addition, all new owners of water rights within a pending general adjudication area must inquire whether a notice of claim has been filed and, if not, shall file a notice of claim if necessary.

A notice is required for changes in ownership from one individual to another, from an individual to a business entity (even if the business is owned by the individual), or from one business entity to another (even if both businesses are owned by the same individual). Adding or removing a name is considered an ownership change which requires the submission of evidence to support the change and the filing fee.

Separate brochures describing the adjudication of water rights and the ownership change notice requirement are available from IDWR. Please contact your nearest IDWR office if you would like more information or need help completing this form. A list of IDWR offices is on page 2 of these instructions, or you can call 1-800-451-4129. Water right information can be found on the IDWR's website using the [Water Right and Adjudication Search](#).

Please note:

- Unlike licensed or decreed water rights, which are real property, water right permits, applications for new water rights, and applications to transfer existing water rights are considered the personal property of the permit holders/applicants. Permit holders and applicants must assign their interest in a permit and/or application to the new owner. Assignment forms are available on the IDWR's website at www.idwr.idaho.gov/forms/water-rights.html, or from any IDWR office. The fee for an Assignment of Permit is \$25. There is no charge for an Assignment of Application for Permit or Application for Transfer.
- If you want to change or add a point of diversion, place of use, season of use, or purpose of use of a water right, you must file an Application for Transfer. The ownership of a water right can also be updated through the transfer process.
- The combined portions of a divided ("split") water right cannot exceed the total flow rate, volume, or period of use of the original right.
- IDWR has no jurisdiction concerning easements, rights-of-way, and zoning matters. The buyer and seller must make these provisions where necessary.
- Any action by IDWR updating the ownership of a water right in IDWR's records is not a determination of water right ownership. Water right ownership disputes arising from a notice of change in water right ownership must be resolved in a water rights adjudication or in an action to quiet title.

LINE INSTRUCTIONS:

1. If there are water rights associated with the property, the seller should be able to provide you with the water right or adjudication claim number(s). You may have purchased only a portion of the water right(s) held by the seller. If so, the water right(s) held by the seller may need to be divided ("split") to provide you your share of each right. Mark the box "Yes" if a division of the water right is required.

If you receive water from a municipal provider, an irrigation district or other water delivery organization, and the water rights are held by the organization, please do not use this form to record a change. Please contact the water delivery organization to determine if any action is necessary.

If you or the seller believes there are water rights for the property but you do not know the numbers, you may contact IDWR for assistance in identifying the water rights for the property in question. If adjudication claims for the rights are required and have not been filed, IDWR will so advise you.

2. Fill in the name of the current water right holder/claimant.
3. Fill in each name as listed on the conveyance document and complete the current contact information. For water rights, IDWR will update the ownership to the individual(s)/entities listed on the conveyance document. For active adjudication claims, IDWR will update the claimant information to match the conveyance document unless the new claimant provides good cause for the variance.
4. You may have acquired only a portion of the water right(s) held by the seller. If you did not acquire the entire water right/property, please check the appropriate box. Water rights are often conveyed as an appurtenance to the land where they are used, and the conveyance document for the land often does not have specific language regarding the water right. Please read your deed or other conveyance document carefully to be sure. When the conveyance document does not specifically address water rights, it will be assumed that the water rights are to be split proportionate to the amount of land acquired.

WARRANTY DEED

Alliance Title & Escrow Corp. Order No.: 449023

FOR VALUE RECEIVED

John E. Goodman, an unmarried man

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

James R. Lukens and Sherri K. Lukens, husband and wife

whose current address is

PO Box 1051
Salmon, ID 83467

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

PARCEL I:

A FRACTION OF THE NORTHEAST QUARTER SOUTHEAST QUARTER OF SECTION 2, T. 21 N., R. 21 E., BOISE MERIDIAN, LEMHI COUNTY, IDAHO, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

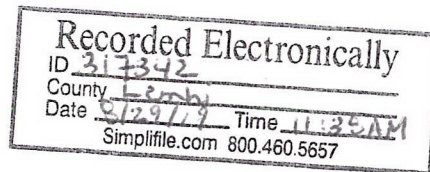
COMMENCING AT THE QUARTER CORNER COMMON TO SECTIONS 1 AND 2, RUN THENCE S. 84° 40' 15" W. A DISTANCE OF 301.24 FEET TO THE POINT OF BEGINNING.

**THENCE S. 00° 06' 05" E., A DISTANCE OF 65.00 FEET;
THENCE S. 37° 50' 01" W., A DISTANCE OF 271.46 FEET;
THENCE S. 41° 37' 09" E., A DISTANCE OF 86.12 FEET;
THENCE S. 55° 51' 12" W., A DISTANCE OF 285.34 FEET;
THENCE S. 67° 23' 39" W., A DISTANCE OF 216.28 FEET;
THENCE N. 15° 26' 28" W., A DISTANCE OF 74.52 FEET;
THENCE S. 54° 57' 32" W., A DISTANCE OF 212.25 FEET;
THENCE NORTH A DISTANCE OF 642.08 FEET;
THENCE S. 89° 36' 54" E. A DISTANCE OF 738.64 FEET TO THE POINT OF BEGINNING.**

ALSO INCLUDING TO PART OF PARCEL I:

ALL THAT PORTION OF THE NORTHEAST QUARTER SOUTHEAST QUARTER OF SECTION 2, TOWNSHIP 21 NORTH, RANGE 21 EAST, BOISE MERIDIAN, LEMHI COUNTY, IDAHO AS FOLLOWS:

APPROXIMATELY 30 FEET BY 738.59 FEET LYING NORTH OF TAX NO. 3460, EAST OF TAX NO. 2433, WEST OF TAX NO. 2435 AND SOUTH OF THE NORTH SECTION LINE OF THE SOUTHEAST QUARTER NORTHEAST QUARTER OF SAID SECTION 2.



WARRANTY DEED

Alliance Title & Escrow Corp. Order No.:449023

FOR VALUE RECEIVED

John E. Goodman, an unmarried man

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

James R. Lukens and Sherri K. Lukens, husband and wife

whose current address is

**PO Box 1051
Salmon, ID 83467**

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**A FRACTION OF THE NORTHEAST QUARTER SOUTHEAST QUARTER OF
SECTION 2, T. 21 N., R. 21 E., BOISE MERIDIAN, LEMHI COUNTY, IDAHO,
MORE PARTICULARLY DESCRIBED AS FOLLOWS:**

**COMMENCING AT THE QUARTER CORNER COMMON TO SECTIONS 1
AND 2, RUN THENCE S. 84° 40' 15" W. A DISTANCE OF 301.24 FEET TO THE
POINT OF BEGINNING.**

**THENCE S. 00° 06' 05" E., A DISTANCE OF 65.00 FEET;
THENCE S. 37° 50' 01" W., A DISTANCE OF 271.46 FEET;
THENCE S. 41° 37' 09" E., A DISTANCE OF 86.12 FEET;
THENCE S. 55° 51' 12" W., A DISTANCE OF 285.34 FEET;
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THENCE NORTH A DISTANCE OF 642.08 FEET;
THENCE S. 89° 36' 54" E. A DISTANCE OF 738.64 FEET TO THE POINT OF
BEGINNING.**

ALSO INCLUDING TO PART OF PARCEL I.

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**ALL THAT PORTION OF THE NORTHEAST QUARTER SOUTHEAST
QUARTER OF SECTION 2, TOWNSHIP 21 NORTH, RANGE 21 EAST, BOISE
MERIDIAN, LEMHI COUNTY, IDAHO AS FOLLOWS:**

**APPROXIMATELY 30 FEET BY 738.59 FEET LYING NORTH OF TAX NO.
3460, EAST OF TAX NO. 2433, WEST OF TAX NO. 2435 AND SOUTH OF THE
NORTH SECTION LINE OF THE SOUTHEAST QUARTER NORTHEAST
QUARTER OF SAID SECTION 2.**

File No. 449023

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PARCEL II:

A FRACTION OF THE NORTHEAST QUARTER SOUTHEAST QUARTER OF SECTION 2, T. 21 N., R. 21 E., BOISE MERIDIAN, LEMHI COUNTY, IDAHO.

COMMENCING AT A POINT WEST 1,038.59 FEET ALONG THE QUARTER SECTION LINE FROM THE NORTHEAST CORNER OF THE SOUTHEAST QUARTER; AND RUNNING THENCE WEST 281.41 FEET, THENCE SOUTH 780.0 FEET TO THE CENTERLINE OF AN EXISTING CREEK, THENCE NORTHEASTERLY ALONG SAID CENTERLINE TO A POINT SOUTH 768.0 FEET FROM THE POINT OF BEGINNING; THENCE NORTH 768.0 FEET TO THE POINT OF BEGINNING.

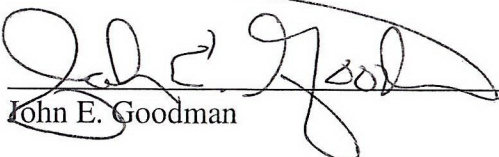
PARCEL III:

AN EASEMENT FOR INGRESS AND EGRESS OVER THE EXISTING ROAD FROM FULTON STREET TO THE ABOVE DESCRIBED REAL PROPERTY.

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: 8-27-19

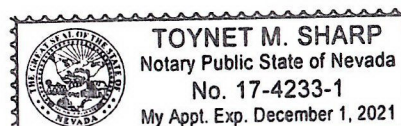

John E. Goodman

State of Nevada } ss
County of Clark }

On this 27th day of August, 2019, before me, the undersigned, a Notary Public in and for said state, personally appeared John E. Goodman, 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 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.


Notary Public for the State of Nevada
Residing at: Clark County
Commission Expires: 12-01-21



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RP21N21E027800

RP21N21E027203

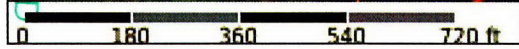
RP21N21E026006

RP21N21E027207

RP21N21E027206

RP21N21E026011

RP21N21E027205



State of Idaho
Department of Water Resources

Water Right

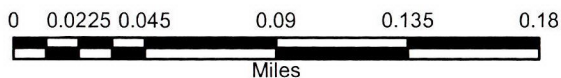
75-14063

IRRIGATION

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: 8/22/2022



Legend

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



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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

December 12, 2022

JAMES R LUKENS
SHERRI K LUKENS
PO BOX 1051
SALMON ID 83467-1051

Re: Change in Ownership for Water Right No(s): 75-14063

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)287-4921.

Sincerely,

Sidney Palmer

Sidney Palmer
Technical Records Specialist 1

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