

RECEIVED

JUN 01 2023

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

IDWR / NORTH 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?
81-10010	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: Derril Shannon (deceased) / Valine Shannon (deceased)
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Sam A. Martin / Codi M. Martin
New owner(s) as listed on the conveyance document Name connector ☒ and ☐ or
- 116 Doughty Road Kooskia ID 83539-5129
Mailing address City State Zip
- 208-553-2295 smartgis@live.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: September 7, 2017
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: Sam A. Martin Land Owner - 116 Doughty Road May 27, 2023
Signature of new owner/claimant Title, if applicable Date
Sam A. Martin
Print name

Signature: Codi M. Martin Co-Land Owner - 116 Doughty Road May 27, 2023
Signature of new owner/claimant Title, if applicable Date
Codi M. Martin
Print name

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For IDWR Office Use Only:

Received by: Ja Date: 6-1-23 Receipt No. N0043470 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 NS Date 6/1/23

Instrument # 510521

IDAHO COUNTY, IDAHO,

9-8-2017 03:47:01 PM No. of Pages: 3

Recorded for : INLAND TITLE

KATHY M. ACKERMAN

Fee: 15.00

Ex-Officio Recorder Deputy

WARRANTY DEED

For good and valuable consideration, DERRIL J. SHANNON, an unmarried person, also known as DERRIL SHANNON, as GRANTOR, does hereby grant and convey unto SAM A. MARTIN and CODI M. MARTIN, husband and wife, as GRANTEES, whose mailing address is: 144 Lazy J Drive, Stites, ID 83552, the following described real property situate in Idaho County, State of Idaho, to wit:

Lot 1 of Braxling Farms Subdivision, Idaho County, Idaho, as shown on the recorded plat thereof.

Less:

A parcel of land commencing at the North West Corner of the Braxling Farm Subdivision and the South Right of Way of County Road #78F;

thence 100 feet south along the West Lot Line of Lot 1 of the Braxling Farm Subdivision;

thence East 150 feet parallel with the County Road Right of Way;

thence North 00°20'53" West a distance of 100 feet to County Road #78 F Right of Way;

thence along County Road #78 F Right of Way a distance of 150 feet to the North West Corner of Lot 1 of Braxling Farm Subdivision, the point of beginning.

Sometimes Known as Tax Parcel #2.

SUBJECT TO all encumbrances, interests and other matters appearing of record, and including but not limited to the following matters:

1. Real property taxes and assessments for the current tax year which are an accruing lien and not yet due and payable;
2. All matters, covenants, conditions, restrictions, easements and any rights, interests or claims which may exist by reason thereof, disclosed by the recorded plat of said subdivision, recorded December 21, 1979 as Instrument Number 282953, records of Idaho County, Idaho;

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JUN 11 2023

WARRANTY DEED - 1

For and on behalf of Grantor
By: JEM
Sgt

3. Covenants, Conditions and Restrictions in recorded December 21, 1979 as Instrument Number 282955, records of Idaho County, Idaho;

4. AFFIDAVIT OF EASEMENT recorded December 21, 1979 as Instrument Number 282956, record of Idaho County, Idaho;

5. RIGHT OF WAY EASEMENT FOR A COUNTY ROAD to IDAHO COUNTY, recorded August 21, 1914 in Book 37 of Deeds, Page 322, records of Idaho County, Idaho;

6. RIGHT OF WAY EASEMENT to IDAHO COUNTY LIGHT & POWER COOPERATIVE ASSOCIATION, INC., recorded August 27, 1984 as Instrument Number 315027, 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 the Record of Surveys listed below:

Record of Surveys:

recorded September 12, 1995 as Instrument Number 382204;

recorded April 3, 2017 as Instrument Number 508435;

8. PUBLIC ROAD EASEMENT by the UNITED STATES OF AMERICA, acting by and through the Forest Service, Department of Agriculture, to the County of Idaho, State of Idaho, including the terms and conditions therein, recorded February 22, 1999 as Instrument Number 0404741. and an Agreement to Correct Deed recorded October 29, 2001, as Instrument No. 419422, records of Idaho County, Idaho;

9. ACCESS AND EXCLUSIVE UTILITY EASEMENT, recorded November 28, 2007 as Instrument Number 458443, records of Idaho County, Idaho; and

10. RIGHT OF WAY EASEMENT to IDAHO COUNTY LIGHT & POWER COOPERATIVE ASSOCIATION, INC., recorded May 8, 2015 as Instrument Number 499431, records of Idaho County, Idaho.

TO HAVE AND HOLD the premises, with all appurtenances, including but not limited to appurtenant easements, water rights, mineral rights and timber rights, to GRANTEES, and GRANTEES' heirs, successors and assigns forever.

GRANTOR does by this grant covenant and warrant that GRANTOR is the owner of the premises in fee simple and that the premises is free from encumbrances done, made or suffered

WARRANTY DEED - 2

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JUN 01 2023

Read and Approved
By: JEH
By: _____

by GRANTOR, or those claiming through GRANTOR, except encumbrances, interests and other matters as may be set forth above or otherwise of record or in use. GRANTOR will warrant and defend against all lawful claims except encumbrances, interests and other matters set forth above or otherwise of record or in use.

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 above-described 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 5 day of SEPTEMBER 2017.

GRANTOR:

DERRIL J SHANNON BY JOHN McCULLOUGH
ATF

DERRIL J. SHANNON, by John McCullough,
his attorney-in-fact

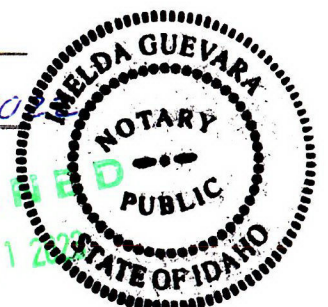
JOHN McCULLOUGH ATF
JOHN McCULLOUGH, as attorney-in-fact
for DERRIL J. SHANNON

State of Idaho)
County of Canyon) : ss.

This record was acknowledged before me on 5th August ^{18 September}, 2017, by JOHN McCULLOUGH, as attorney-in-fact for DERRIL J. SHANNON.

Melinda L. Guevara
Signature of notary public

My commission expires: 9/27/20



When recorded, return to:

INLAND TITLE COMPANY
524 West Main
Grangeville, ID 83530

Instrument # 527763

IDAHO COUNTY, IDAHO,
12-23-2020 03:59:39 PM No. of Pages: 1
Recorded for : INLAND TITLE
KATHY M. ACKERMAN Fee: 15.00
Ex-Officio Recorder Deputy *[Signature]*

DEED OF FULL RECONVEYANCE

INLAND TITLE COMPANY, INC. authorized signatory for First American Title, with regard to the following Deed of Trust,

DATED: September 7, 2017

RECORDED: September 8, 2017

INSTRUMENT NUMBER: 510522 records of IDAHO COUNTY, IDAHO

TRUSTEE: INLAND TITLE & ESCROW

GRANTORS: SAM A MARTIN and CODI M MARTIN, HUSBAND AND WIFE

BENEFICIARY: Freedom Northwest Credit Union

Having received from the beneficiary under said Deed of Trust a written request to reconvey, reciting that the obligations secured by the Deed of Trust have been fully satisfied, the below named Trustee does hereby reconvey, without warranty, to the persons entitled thereto all of the right, title and interest now held by said Trustee or derived to it by or through said Deed of Trust, in and to the property described more fully in said Deed of Trust.

INLAND TITLE COMPANY

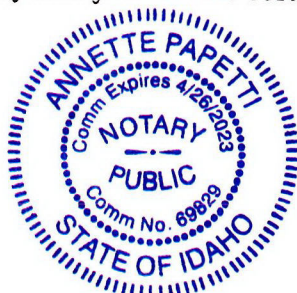
By

[Signature]
TROY SHORES, President / Manager

STATE OF IDAHO)
County of Idaho)

On this 21st day of December, 2020 before me, a Notary Public in and for said State, personally appeared TROY SHORES known to me to be the President/Manager of the Corporation that executed the within instrument and the person who executed the instrument on behalf of the Corporation, and acknowledged to me that such Corporation executed the 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.



[Signature]
Notary Public for the State of Idaho

My commission expires:

4.26.2023

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JUN 01 2023

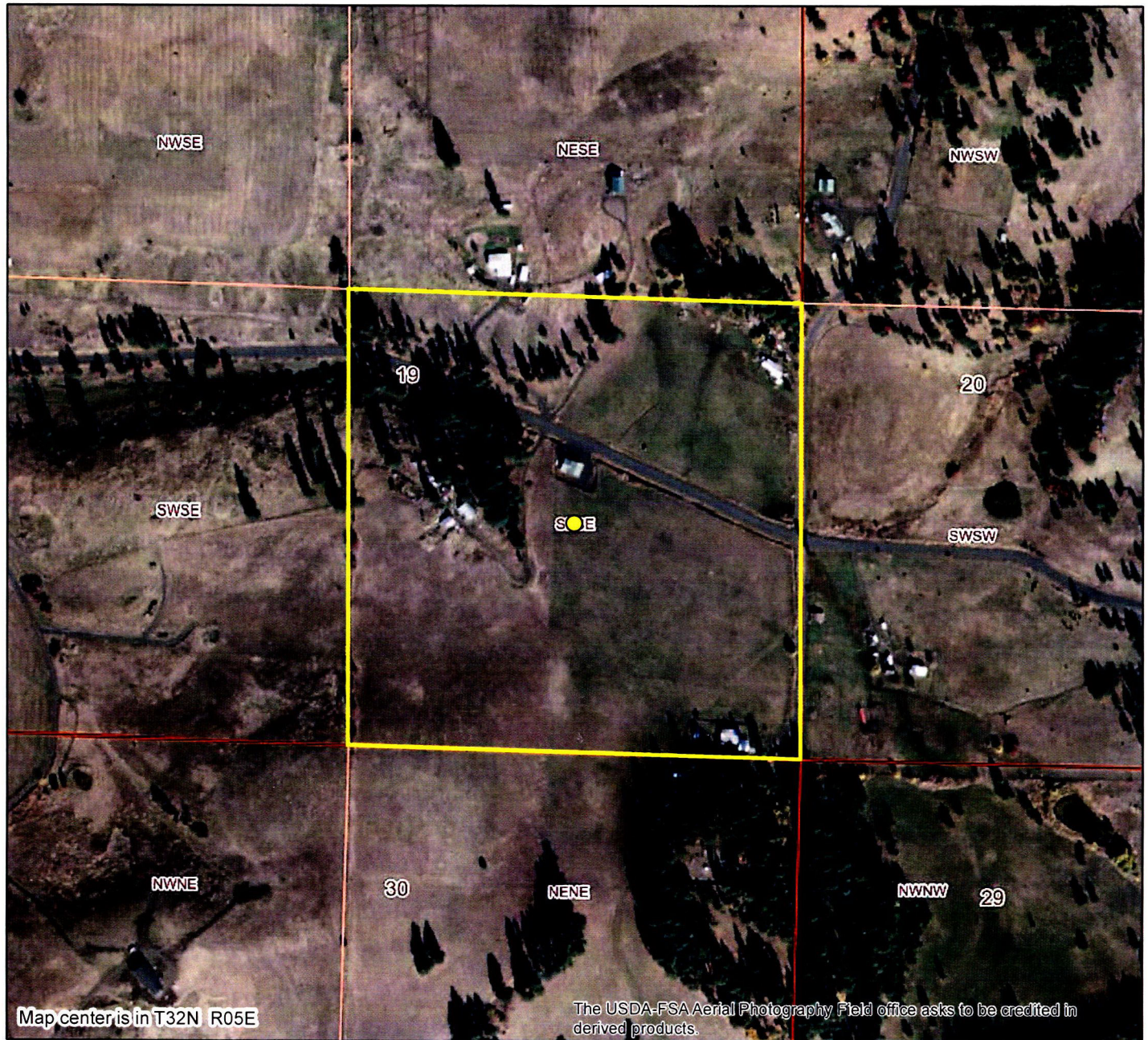
State of Idaho
Department of Water Resources

Water Right

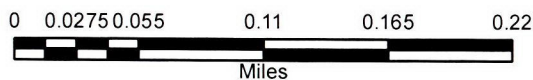
81-10010

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: 5/26/2023



Legend

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

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JUN 01 2023



State of Idaho
Department of Water Resources
Water Right

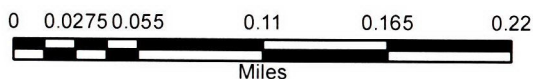
81-10010

STOCKWATER

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: 5/26/2023



Legend

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

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Sam and Codi Martin Property

116 Doughty Road

Kooskia, Idaho 83539-5129

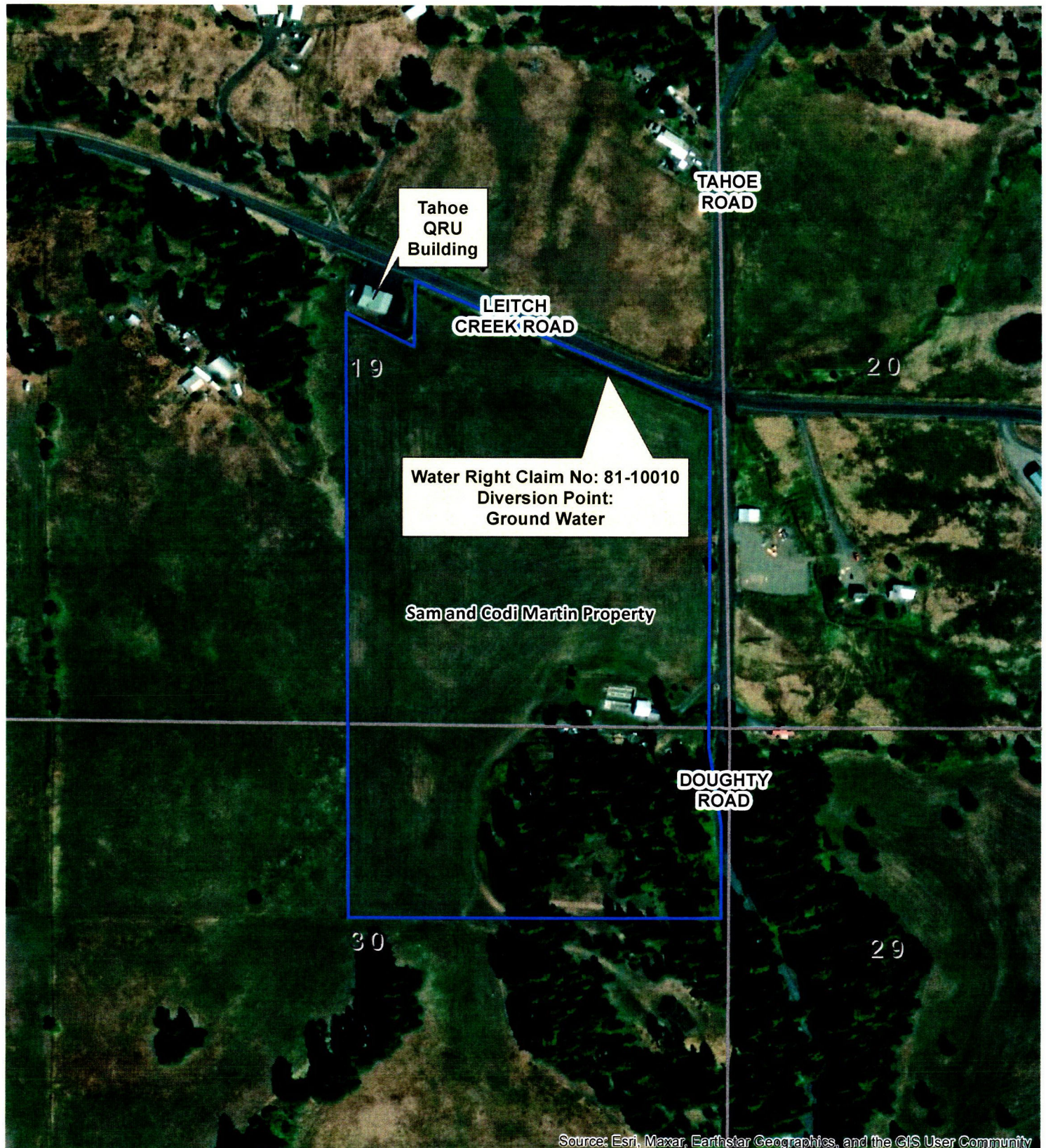
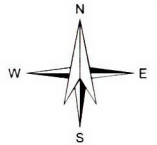
T32N R05E Sections 19 and 30



PLSS Section



Property Line 116 Doughty Road



Source: Esri, Maxar, Earthstar Geographics, and the GIS User Community

0 375 750 1,500 Feet

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JUN 11 2023
Date: 5/27/2023

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA)
) PARTIAL DECREE PURSUANT TO
) I.R.C.P. 54(b) FOR
Case No. 39576)
) Water Right 81-10010

NAME AND ADDRESS: DERRIL SHANNON
 VALINE SHANNON
 RT 1 BOX 58B
 KOOSKIA, ID 83539

SOURCE: GROUNDWATER

QUANTITY: 0.06 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
GALLONS PER DAY.

PRIORITY DATE: 07/27/1984

POINT OF DIVERSION: T32N R05E S19 SESE Within Idaho County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Domestic 1 HOUSE	01-01 TO 12-31	0.04 CFS
	Stockwater	01-01 TO 12-31	0.02 CFS

PLACE OF USE:	Stockwater		Within Idaho County
	T32N R05E S19	SESE	
	Domestic		Within Idaho County
	T32N R05E S19	SESE	

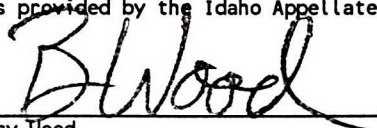
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.

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. I.C. SECTION 42-1412(6).

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.



Barry Wood
Administrative District Judge
Presiding Judge of the
Snake River Basin Adjudication

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IDWR / NORTH

Sam A. Martin and Codi M. Martin
116 Doughty Road
Kooskia, Idaho 83539-5129

IDWR Northern Region
7600 N Mineral Drive, Suite 100
Coeur d'Alene, Idaho 83815-7763

May 27, 2023

RE: Notice of Change in Water Right Ownership

Dear IDWR,

Enclosed is the application for notice of change in water right ownership for Water Right **81-10010** that was previously held by Derril and Valine Shannon. We purchased the property in September 2017 from Derril Shannon and were unaware that any water rights had been filed on the property until we discovered that fact on May 26, 2023.

We have enclosed the following documents as requested in the Notice of Change in Water Right Ownership Form:

- Form 42-248/42-1409(6) Rev. 6/22 Notice of Change in Water Right Ownership
- Idaho County Instrument Number 510521: Warranty Deed from Derril Shannon
- Idaho County Instrument Number 527763: Deed of Full Reconveyance from Freedom Northwest Credit Union
- IDWR Water Right Maps 81-10010 Stockwater and Domestic
- Map of 116 Doughty Road Property and location of diversion point
- Map of Braxling Farms Subdivision Lot 1, also known as 116 Doughty Road.
- Check #2057 in the amount of \$25.00

If you have any questions or concerns, please contact us at: 208-553-2295 or 208-553-5538.

Thank you.

/s/ Sam A. Martin

/s/ Codi M. Martin

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JUN 01 2023



Northern Region • 7600 N Mineral Drive, Suite 100 • Coeur D'Alene, ID 83815-7763
Phone: 208-762-2800 • Fax: 208-762-2819 • Email: northerninfo@idwr.idaho.gov • Web: idwr.idaho.gov

Governor Brad Little

Director Gary Spackman

June 01, 2023

SAM A MARTIN
CODI M MARTIN
116 DOUGHTY RD
KOOSKIA ID 83539-5129

Re: Change in Ownership for Water Right No(s): 81-10010

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) 762-2813.

Sincerely,

Natalie Steading
Tech Records Specialist 1

Enclosure(s)

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JUN 01 2023