

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

SEP 03 2024

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?
75-14748 <i>OK</i>	Yes ☐	Yes ☐		Yes ☐	Yes ☐
75-14873 <i>OK</i>	Yes ☐	Yes ☐		Yes ☐	Yes ☐
75-14999 <i>OK</i>	Yes ☐	Yes ☐		Yes ☐	Yes ☐
75-7524 <i>OK</i>	Yes ☐	Yes ☐		Yes ☐	Yes ☐
75-7427 <i>OK</i>	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Tri-West Leasing, Inc.
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Kort Living Trust, established on August 17, 2010
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or
- 516 Main Street, #377 Salmon ID 83467
Mailing address City State Zip
- (949) 244-0736 grksa13@gmail.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: February 21, 2024
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.

SUPPORT DATA

IN FILE # 75-7427

8. Signature:  Trustee of the Kort Living Trust August 27, 2024
Signature of new owner/claimant Title, if applicable Date
Gilbert R. Kort
Print name
- Signature:  Trustee of the Kort Living Trust August 27, 2024
Signature of new owner/claimant Title, if applicable Date
Kathleen D. Kort
Print name

For IDWR Office Use Only:

Received by M. Fetta Date 9-3-24 Receipt No. E050334 Receipt Amt. 125.00

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 JB Processed by JB Date 9/20/2024

Recording Requested by:
Newport Law Group
610 Newport Center Dr., Ste. 840
Newport Beach, CA 92660

Instrument # 331682 # Pages: 3
LEMHI COUNTY, Idaho
Feb 21, 2023 9:44:55 am Fee: \$ 15.00
For: NEWPORT LAW GROUP, APC
BRENDA ARMSTRONG, Recorder
CMORSE, Deputy

When Recorded Mail To:
TRI-WEST LEASING, INC.
P.O. BOX 747
BALBOA, CA 92661

Warranty Deed

FOR NO CONSIDERATION,

TRI-WEST LEASING, INC., a California corporation ("Grantor"), does hereby GRANT, BARGAIN, TRANSFER and CONVEY to GILBERT R KORT and KATHLEEN DIANE KORT, as Co-Trustees of the KORT LIVING TRUST, established August 17, 2010 ("Grantee"), whose current address is 3419 Via Lido #643, Newport Beach, CA 92663 the following real property in the County of Lemhi, State of Idaho, further described as:

SEE EXHIBIT "A" attached hereto and incorporated herein by reference.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said heirs and assigns forever. And the said Grantor(s) does (do) hereby covenant to and with the said Grantee(s), that Grantor(s) is/are the owner(s) in fee simple of said premises; that said premises are free from all encumbrances EXCEPT those to which this conveyance is expressly made subject and those made, suffered or done by the Grantee(s); and subject to reservations, restrictions, dedications, easements, rights of way and agreements, (if any) of record, and general taxes and assessments, (including irrigation and utility assessments, if any) for the current year, which are not yet due and payable, and that Grantor(s) will warrant and defend the same from all lawful claims whatsoever.

Dated: January 12, 2023

TRI-WEST LEASING, INC.,
a California corporation

By 
Gilbert R. Kort, President

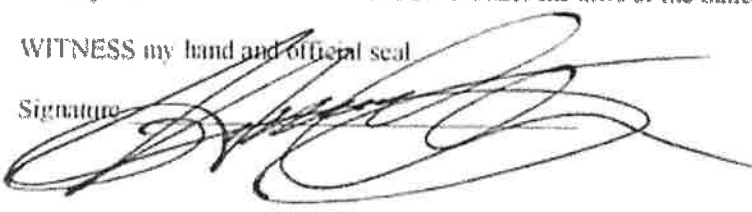
A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document

STATE OF CALIFORNIA
COUNTY OF ORANGE

On January 12, 2023, before me, Annamarie Orcher, a notary public, personally appeared Gilbert R. Kort, who proved to me on the basis of satisfactory evidence 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 in his/her/their authorized capacity(ies) and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal

Signature 

(Seal)

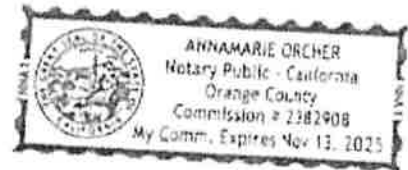


EXHIBIT "A"

325803

Lots 1, 8, 9 and the easterly 14 feet of Lot 10 in Block 6; Lots 1 through 19 in Block 7; Lots 1 through 8 and Lots 10 through 21 in Block 8; Lots 5, 7, 8 and 9 in Block 9 of First Addition to Lake Creek Subdivision No. 1, according to the official plat thereof filed in Book 2 of Plats at Page 19, Records of Lemhi County, Idaho.

Also including:

All that portion of Lots 1 and 2 and the South Half of the North East Quarter of Section 2, Township 19 North, Range 21 East, Boise Meridian, Lemhi County, Idaho, lying South and Westerly of Lake Creek Subdivision No. 1 and the First Addition of Lake Creek Subdivision.

Excepting therefrom the following:

A parcel of land situated within Section 2, Township 19 North, Range 21 East, Boise Meridian, Lemhi County, Idaho, more particularly described as follows:

Commencing at a Brass Cap Monument marking the closing corner of Sections 1 and 2, Township 19 North, Range 21 East, Boise Meridian, Thence along the east line of Section 2 S. $00^{\circ} 11' 10''$ E., 1022.61 feet to a BLM Monument marking the Southeast Corner of Government Lot 1, Section 2; Thence S. $35^{\circ} 41' 39''$ W., 632.26 feet to a point on the west line of Lake Creek Subdivision No. 1, which is the point of beginning, Thence along the west line of said Subdivision S. $00^{\circ} 04' 29''$ E., 872.88 feet; Thence N. $81^{\circ} 54' 54''$ W., 223.93 feet; Thence N. $07^{\circ} 55' 36''$ E., 498.58 feet; Thence N. $10^{\circ} 13' 32''$ W., 303.83 feet; Thence N. $45^{\circ} 39' 03''$ E., 80.37 feet; Thence S. $87^{\circ} 03' 36''$ E., 148.47 feet to the point of beginning.



LEMHI TITLE CO.

Recorded Electronically

Instrument No. 334354
County Lemhi County, ID
Date Mar. 01, 2024
Time 2:43 pm

Warranty Deed

For Value Received

Lisa E. Allen, a single woman

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

**Gilbert R. Kort and Kathleen Diane Kort, as Co-Trustees of the Kort Living Trust,
established August 17, 2010**

Whose current address is:

**3419 Via Lido #643
N.B., CA 92663**

the grantee, the following described premises, to-wit:

The Westerly portion of Lot 10, Block 6 of the First Addition of Lake Creek Subdivision No. 1, more particularly described as follows, to-wit:

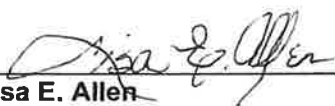
Beginning at the Southwesterly corner of said Lot 10, run thence N. 0°29' E. 201.5 feet; thence N. 83°07' E. 110.0 feet; thence S. 0°29' W. 220.28 feet to a point on the Southerly boundary of Lot 10; thence N. 87°05' W. Along the Southerly boundary of Lot 10, a distance of 109.3 feet to the point of beginning;

**ALSO: Lot Nine (9) in Block Eight (8) of First Addition to Lake Creek Subdivision No.1,
according to the official plat thereof filed for record in Book 2 of Plats at Page 19, official records of
Lemhi County, Idaho.**

Together with all water and water rights, ditch and ditch rights, mineral and mineral rights, and any grazing rights appurtenant thereto and/ or used in connection there with.

TO HAVE AND TO HOLD, the said premises, with their appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantees that they are the owners in fee simple of said premises; that they are free from all encumbrances EXCEPT: Subject to all existing patent reservations, easements, right(s) of way, protective covenants, zoning ordinances, and applicable building codes, laws and regulations, general taxes, assessments, including irrigation and utility easements (if any) for the current year, which are not due and payable, and that Grantor(s) will warrant and defend the same from all lawful claims whatsoever.

Dated: 2/28, 2024



Lisa E. Allen

STATE OF C)
COUNTY OF _____) ss

On this _____ day of _____, 2024, before me, a notary public in and for said State, personally appeared **Lisa E. Allen** known to me or proved to me to be the person whose name is subscribed to the within instrument and acknowledged to me that She executed the same.

Notary Public
Residing at: _____
Comm. Expires: _____

**SEE ATTACHED
NOTARY CERTIFICATE**

CALIFORNIA ALL-PURPOSE CERTIFICATE OF ACKNOWLEDGMENT

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of CALIFORNIA }

County of RIVERSIDE }

On 02/28/2024 before me, B. PATTERSON, NOTARY PUBLIC,
(Here insert name and title of the officer)

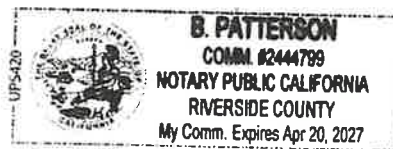
personally appeared Lisa E Allen,
who proved to me on the basis of satisfactory evidence to be the person(s) whose
name(s) is/~~are~~ subscribed to the within instrument and acknowledged to me that
~~he/she/they~~ executed the same in ~~his/her/their~~ authorized capacity(ies), and that by
~~his/her/their~~ signature(s) on the instrument the person(s), or the entity upon behalf of
which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that
the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

B. Patterson
Notary Public Signature

(Notary Public Seal)



ADDITIONAL OPTIONAL INFORMATION

DESCRIPTION OF THE ATTACHED DOCUMENT

(Title or description of attached document)

(Title or description of attached document continued)

Number of Pages _____ Document Date _____

CAPACITY CLAIMED BY THE SIGNER

- ☐ Individual(s)
☐ Corporate Officer

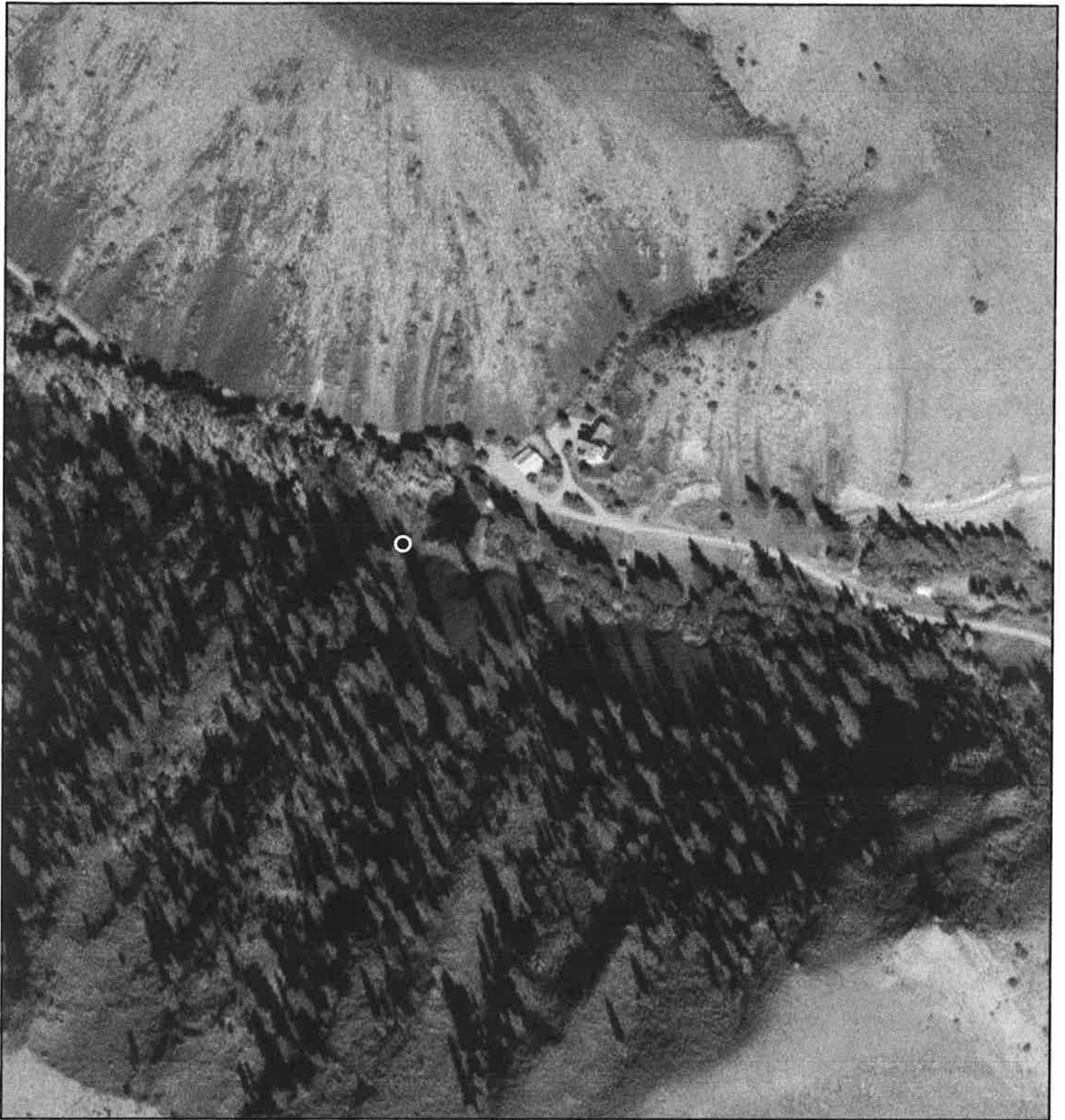
- _____
(Title)
☐ Partner(s)
☐ Attorney-in-Fact
☐ Trustee(s)
☐ Other _____

INSTRUCTIONS FOR COMPLETING THIS FORM

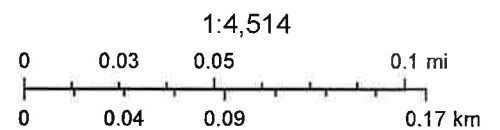
This form complies with current California statutes regarding notary wording and, if needed, should be completed and attached to the document. Acknowledgments from other states may be completed for documents being sent to that state so long as the wording does not require the California notary to violate California notary law.

- State and County information must be the State and County where the document signer(s) personally appeared before the notary public for acknowledgment.
- Date of notarization must be the date that the signer(s) personally appeared which must also be the same date the acknowledgment is completed.
- The notary public must print his or her name as it appears within his or her commission followed by a comma and then your title (notary public).
- Print the name(s) of document signer(s) who personally appear at the time of notarization.
- Indicate the correct singular or plural forms by crossing off incorrect forms (i.e. ~~he/she/they~~, is /are) or circling the correct forms. Failure to correctly indicate this information may lead to rejection of document recording.
- The notary seal impression must be clear and photographically reproducible. Impression must not cover text or lines. If seal impression smudges, re-seal if a sufficient area permits, otherwise complete a different acknowledgment form.
- Signature of the notary public must match the signature on file with the office of the county clerk.
 - ❖ Additional information is not required but could help to ensure this acknowledgment is not misused or attached to a different document.
 - ❖ Indicate title or type of attached document, number of pages and date.
 - ❖ Indicate the capacity claimed by the signer. If the claimed capacity is a corporate officer, indicate the title (i.e. CEO, CFO, Secretary).
- Securely attach this document to the signed document with a staple.

Water Rights 75-14748 POD



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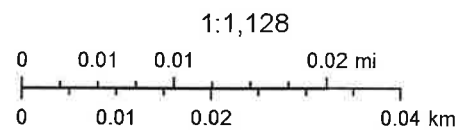


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Water Rights 75-14748 POU



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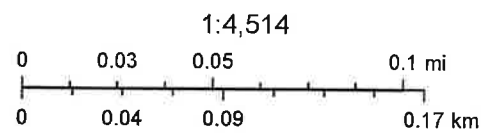


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Water Rights 75-14873 POD

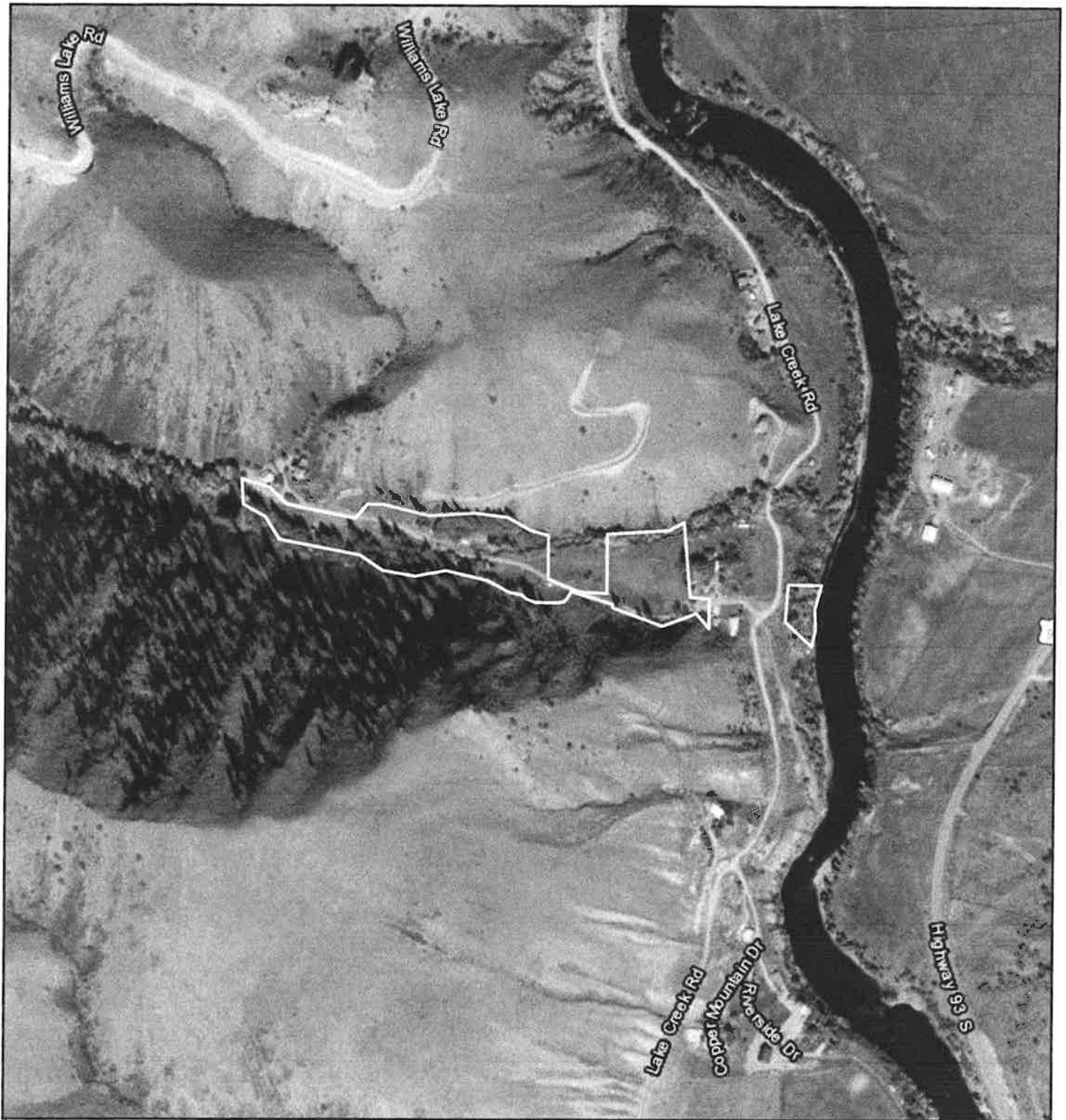


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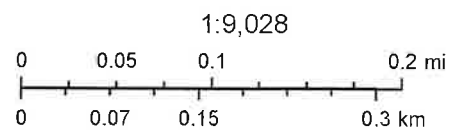


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Water Rights 75-14873 POU

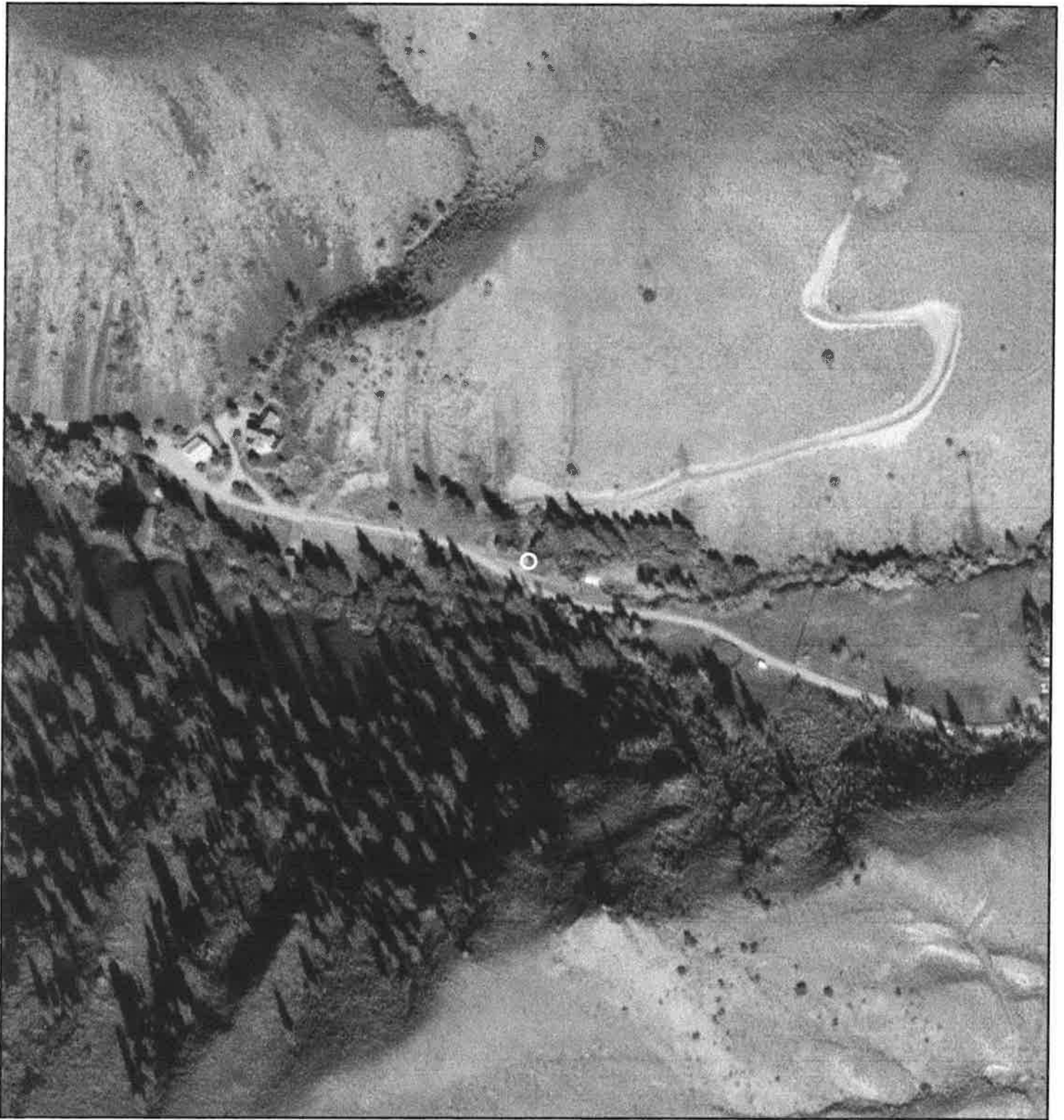


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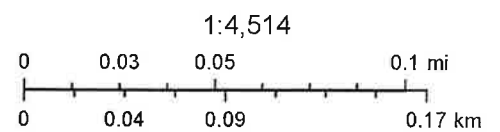


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Water Rights 75-14999 POD

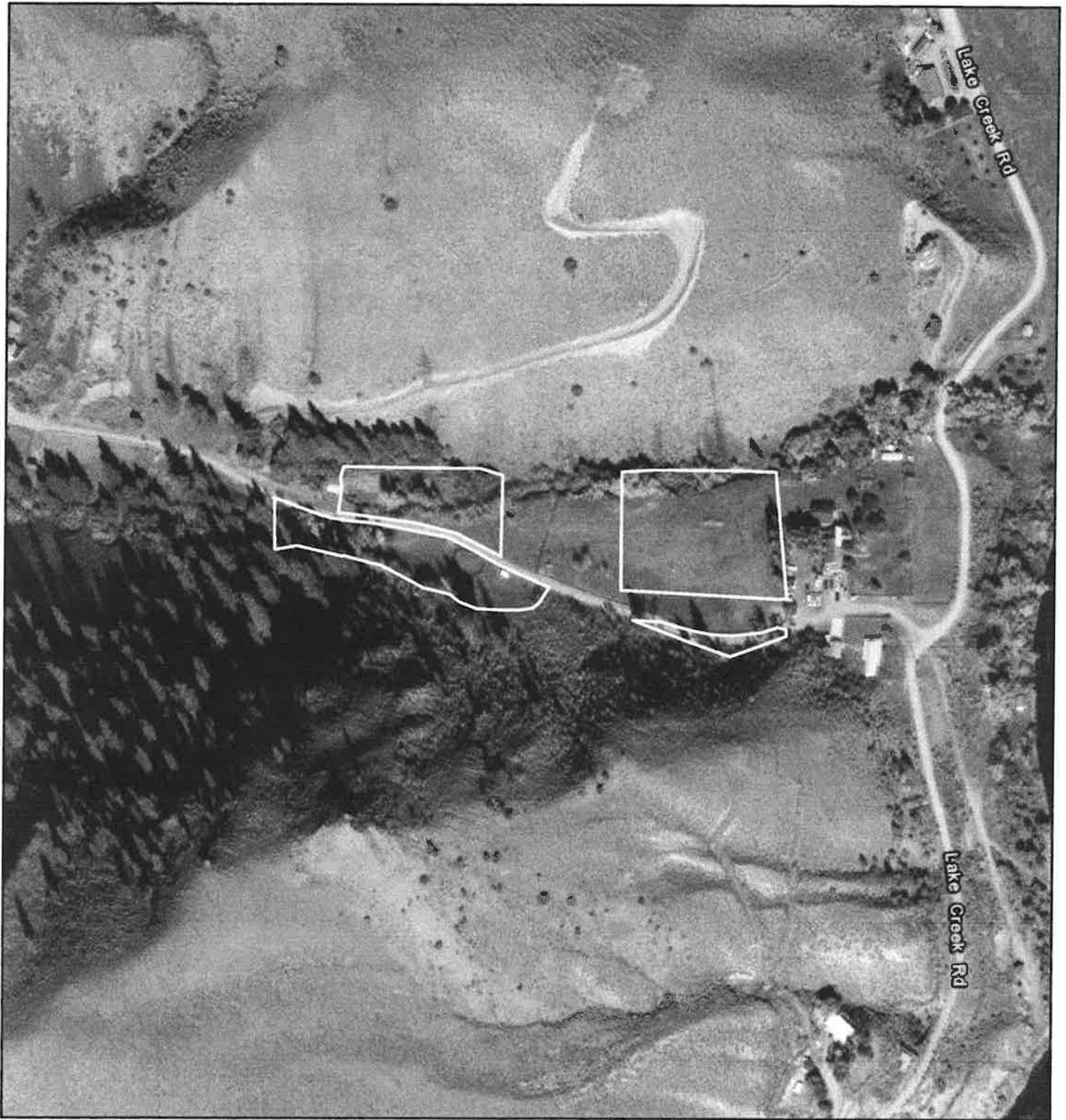


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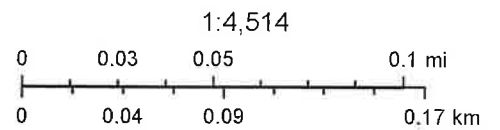


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Water Rights 75-14999 POU



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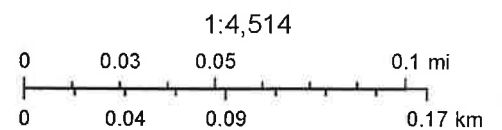


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Water Rights 75-7524 POD



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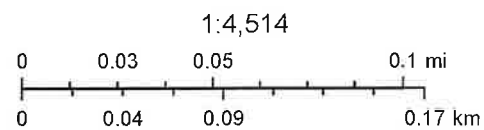


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Water Rights 75-7524 POU

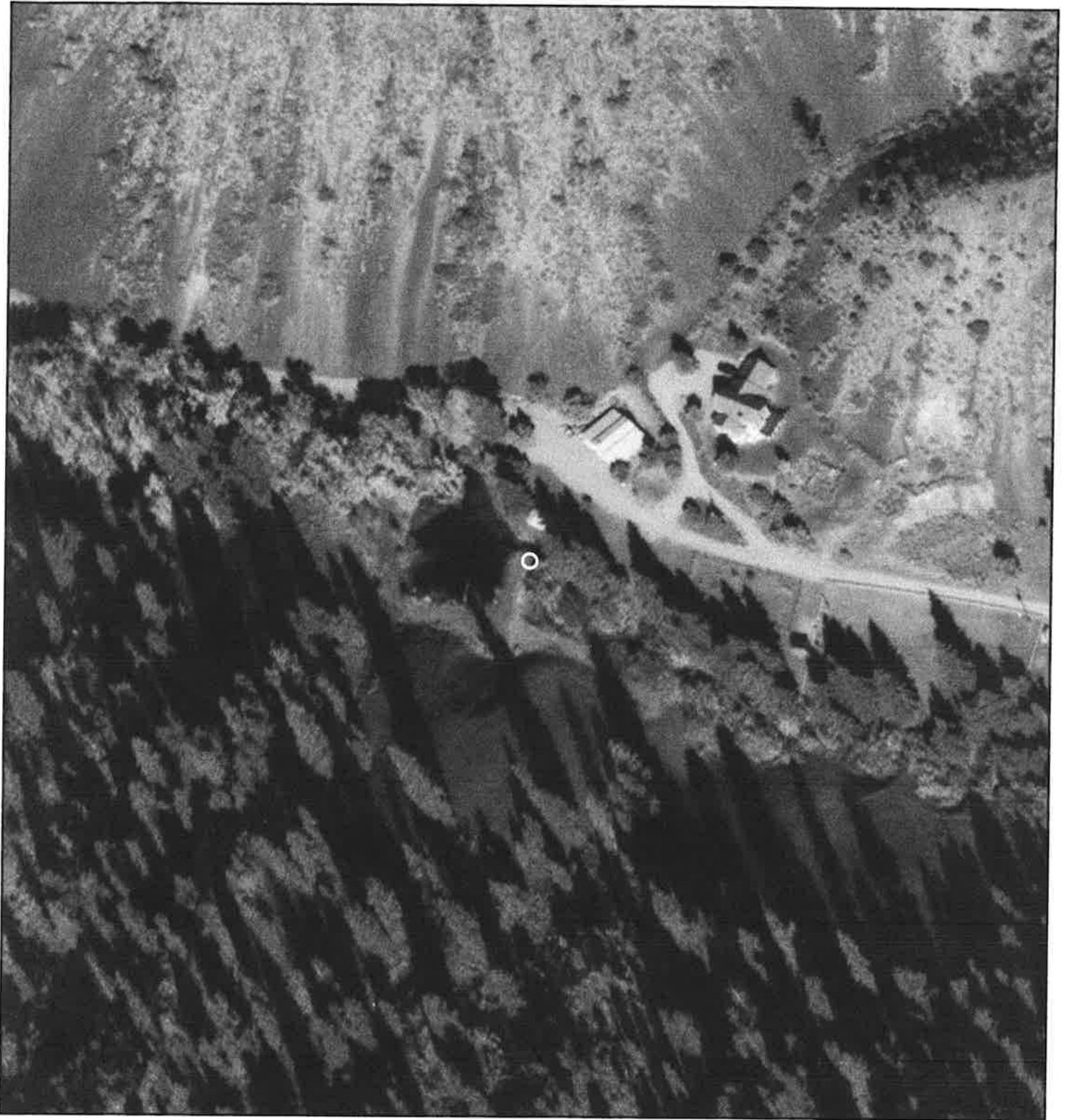


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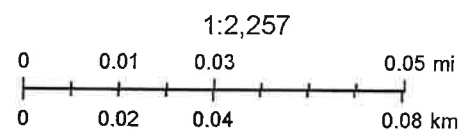


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Water Rights 75-7427 POD

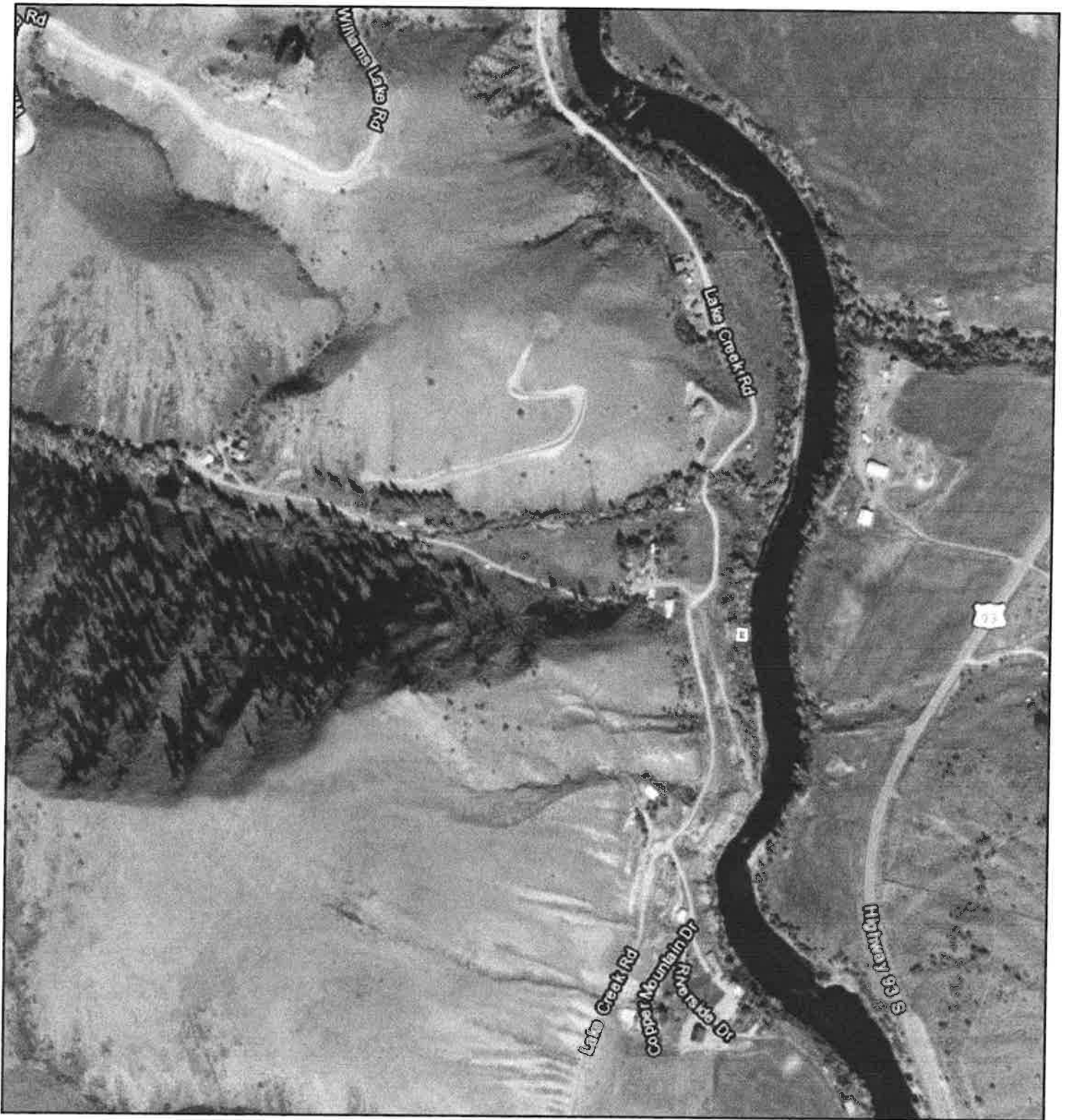


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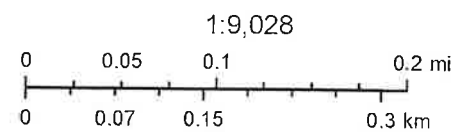


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Water Rights 75-7427 POU



8/27/2024, 5:14:45 PM



Esri, HERE, iPC, Esri, HERE, Garmin, iPC, Maxar



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 Mathew Weaver

September 20, 2024

KORT LIVING TRUST
516 MAIN ST PMB 377
SALMON ID 83467-4219

Re: Change in Ownership for Water Right No(s): 75-7427, 75-7524, 75-14748, 75-14873, 75-14999

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)



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 Mathew Weaver

September 5, 2024

KORT LIVING TRUST
516 MAIN ST #377
SALMON ID 83467

RE: Change in Ownership Water Right No. 75-14748, 75-14873, 75-14999, 75-7524, 75-7427

Dear Sir/Madam:

The Department of Water Resources acknowledges receipt of your Notice of Change in Water Right Ownership. The department has sufficient evidence to update ownership for 75-14748, 75-14873, 75-14999 and 75-7427.

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

**** **Evidence of Ownership:** In order for the department to update ownership of a water right a copy of the 'recorded' Warranty Deed or other legal document indicating your ownership in the water right and/or property is required. Please provide evidence of ownership. Additional information is required to update ownership for 75-7524, according to the legal description on the deed provided the two parcels covered by the place of use are not included. These may have been purchased a different time. Please provide the deed covering Lot 9 Block 8 Lake Creek Subdivision 1st Addition and a portion of Lot 10 Block 6 (T-2858) Lake Creek Subdivision 1st Addition, the current owner of that water right is Christin G and Jerry L Mc Millan.

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

Please note that Section 42-248, Idaho Code, requires you or the owner of this water right to maintain current ownership and address records on file with the department. Forms to file a change of ownership of a water right and/or a change in the address of the water right owner are available from any department office, or at the department's website at: www.idwr.idaho.gov.

Please feel free to contact the Department if you have any questions.

Sincerely,

Jonie Bailly
Technical Records Specialist

IDAHO DEPARTMENT OF WATER RESOURCES

9/5/2024

Proof Report

Water Right 75-7524

Owner Type **Name and Address**
 Current Owner CHRISTINE G MC MILLAN
 PO BOX 1088
 BEAVER, UT 84713
 (435) 438-6007

Current Owner JERRY L MC MILLAN
 RT 2 BOX 240-47
 SALMON, ID 83467

Priority Date: 5/2/1990

Basis: License

Status: Active

<u>Source</u> SPRING		<u>Tributary</u> LAKE CREEK	
<u>Beneficial Use</u> IRRIGATION	<u>From</u> 04/01	<u>To</u> 10/31	<u>Diversion Rate</u> 0.010 CFS
	<u>Total Diversion</u>		0.010 CFS
		<u>Volume</u>	

Source and Point(s) of Diversion:

SPRING NESWNE Sec. 2, Twp 19N, Rge 21E, LEMHI County

Place Of Use:

IRRIGATION within LEMHI County

			NE				NW				SW				SE					
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals	
19N	21E	2																	1.0	

POU Total Acres: 1.0

Conditions of Approval:

1. R63 This right when combined with all other rights shall provide no more than 0.03 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the place of use.
2. X35 Rights 75-93D and 75-7524 when combined shall not exceed a total diversion rate of 0.13 cfs and the irrigation of 6.4 acres.
3. F06 The following rights are also diverted through point(s) of diversion described above: 75-7653.
4. X59 Point of diversion is located within Lot 13, Block 8, Lake Creek Subdivision 1st Addition.
5. X60 The irrigation place of use is located within: Lot10, Block 6; Lots 9 Block 8; Lake Creek Subdivision 1st Addition.
6. Source is locally known as Lake Creek Subdivision Spring.

Idaho Department of Water Resources



Legend

-  75-7524
-  Parcels
-  Township/Range
-  Sections
-  QQ