

RECEIVED

MAY 30 2023

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

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?
75-10330 <i>OK</i>	Yes ☒	Yes ☐		Yes ☐	Yes ☐
75-83C <i>OK</i>	Yes ☒	Yes ☐		Yes ☐	Yes ☐
75-14577 <i>OK</i>	Yes ☒	Yes ☐		Yes ☐	Yes ☐
75-83 C (Split into 75-83 C and 75-15081)		Yes ☐		Yes ☐	Yes ☐
75-10330 (Split into 75-10330 and 75-15082)		Yes ☐		Yes ☐	Yes ☐
75-14577 (Split into 75-14577 and 75-15083)		Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: William Robert Maxwell
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Clint Frank and Molly Frank
New owner(s) as listed on the conveyance document Name connector ☒ and ☐ or
- 601 6th Ave. Sandpoint ID 83864
Mailing address City State Zip
208-627-9988 raft@middlefork.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: April 9, 2021
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 # 75-83C

8. Signature: *Clint Frank* Title, if applicable _____ Date 5/18/23
Signature of new owner/claimant
Clint Frank
Print name
- Signature: *Molly Frank* Title, if applicable _____ Date 5/18/23
Signature of new owner/claimant
Molly Frank
Print name

Received by JB Date 5/31/2023 For IDWR Office Use Only: Receipt No. E049231 Receipt Amt. \$100.-
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 6/21/2023

Warranty Deed

For Value Received

William Robert Maxwell and Judy A. Maxwell, husband and wife

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

Clint Frank and Molly Frank, husband and wife

Whose current address is:

601 6th Ave.
Sandpoint, ID 83864

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

See Attached Legal Description as Exhibit 'A'

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: 4-1, 2021

William Robert Maxwell
William Robert Maxwell

Judy A. Maxwell
Judy A. Maxwell

STATE OF Arizona)
COUNTY OF Yuma) ss

On this 1 day of April, 2021, before me, a notary public in and for said State, personally appeared **William Robert Maxwell and Judy A. Maxwell** known to me or proved to me to be the persons whose names are subscribed to the within instrument and acknowledged to me that they executed the same.

[Signature]
Notary Public
Residing at: 5707 E. 32nd St. #1121, Yuma AZ
Comm. Expires: 11/3/2021

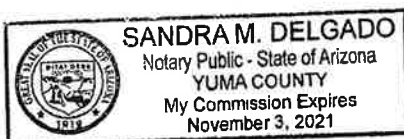


Exhibit 'A'
Legal Description



BADGER
AERIAL MAPPING & SURVEYING

BADGER AERIAL MAPPING AND SURVEYING
402 VAN DREFF STREET
SALMON, IDAHO 83467
PH: 208-756-3070
info@badgeraerial.com

PARCEL "A2"

A parcel of land located in Parcel "A", illustrated on Record Of Survey (R.O.S.) Instrument Number 288185, situated in Government Lots 6 and 7 of Section 6, Township 22 North, Range 22 East, Boise Meridian, Lemhi County, Idaho, centerline more particularly described as follows.

Commencing at the W 1/4 Corner of said Section 6, from which the SW Corner of said section bears S 00° 19' 17" W a distance of 2642.81 ft., the Basis of Bearing of this description, as marked with a G.L.O. (General Land Office) brass capped monument;

Thence N 00° 17' 30" W along the westerly boundary of said section a distance of 606.61 ft. to the SW Corner of Lot 21 of Diamond Creek Subdivision;

Thence S 78° 36' 28" E along the southerly boundary of said subdivision a distance of 812.05 ft to a set rebar with plastic cap L.S. 14222 marking the NW Corner of said proposed Parcel "B", and the **POINT OF BEGINNING**;

Thence continuing S 78° 36' 28" E along said southerly boundary a distance of 512.96 ft. to a found 1" Iron Pipe;

Thence S 00° 02' 23" W a distance of 423.00 ft. to a found rebar with plastic cap L.S. 5080;

Thence S 89° 38' 25" E a distance of 342.92 ft. to a found rebar with plastic cap L.S. 5080;

Thence N 85° 06' 38" E a distance of 281.45 ft. to a found rebar with plastic cap L.S. 5080;

Thence N 81° 22' 38" E a distance of 264.45 ft. to a found rebar with plastic cap L.S. 5080;

Thence S 78° 46' 55" E a distance of 338.62 ft. to a found rebar with plastic cap L.S. 5080;

Thence S 13° 26' 50" W a distance of 30.02 ft. to a found rebar with plastic cap L.S. 5080;

Thence N 78° 46' 55" W a distance of 25.12 ft. to a found rebar with plastic cap L.S. 5080;

Thence S 16° 38' 03" W a distance of 25.00 ft. to a found rebar with plastic cap L.S. 5080;

Thence N 76° 48' 53" W a distance of 13.83 ft. to a found rebar with plastic cap L.S. 5080;

Thence N 20° 09' 33" W a distance of 28.60 ft. to a found rebar with plastic cap L.S. 5080;

[Handwritten signature]
3/18/21



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Thence N 78°46'55" W a distance of 276.01 ft. to a found rebar with plastic cap L.S. 5080;

Thence S 81°22'38" W a distance of 260.17 ft. to a found rebar with plastic cap L.S. 5080;

Thence S 85°06'38" W a distance of 283.81 ft. to a found rebar with plastic cap L.S. 5080;

Thence N 89°38'25" W a distance of 344.13 ft. to a found rebar with plastic cap L.S. 5080;

Thence S 00°02'23" W a distance of 683.59 ft. to a 1" Iron Pipe;

Thence S 82°12'32" W a distance of 507.66 ft. to a set rebar with plastic cap L.S. 14222;

Thence N 00°02'23" E a distance of 1306.73 feet to the **POINT OF BEGINNING**.

PARCEL CONTAINS 14.96 ACRES

SUBJECT TO and TOGETHER WITH: Any easements of record and usage.

SUBJECT TO and TOGETHER WITH: A 30 foot wide driveway and utility easement. See attached "30 FOOT WIDE DRIVEWAY AND UTILITY EASEMENT" description.

SUBJECT TO and TOGETHER WITH: A multiple width private ingress, egress and public utility easement, known as Wallace Creek Road. See attached "WALLACE CREEK ROAD" description.

PAGE 2 OF 2, PARCEL "A2"

Handwritten signature
3/18/21



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30 FOOT WIDE DRIVEWAY AND UTILITY EASEMENT

A 30 foot wide driveway and utility easement, 15 feet either side of the following described centerline, located in Parcel "A2", illustrated on Lot Split Plat recorded in 2021 for Frank and Maxwell, situated in Government Lot 7 of Section 6, Township 22 North, Range 22 East, Boise Meridian, Lemhi County, Idaho, centerline more particularly described as follows.

Commencing at the G.L.O. brass capped monument, marking the Southwest Corner of said Section 6, from which the G.L.O. brass capped monument, marking the West Quarter Corner of said Section 6, bears, N 00°19'17" E, 2642.81 feet, the Basis Of Bearing of this description;

Thence along the west boundary of said Section 6, N 00°19'17" E, 1673.10 feet, to a 5/8 inch rebar, set by PLS 5080, marking the Southwest Corner of Parcel "A", illustrated on Record Of Survey (R.O.S.) Instrument Number 288185;

Thence along the southerly boundary of said Parcel "A", N 82°12'32" E, 805.31 feet, to a 1/2 inch rebar, set by PLS 142222, marking the Southwest Corner of said Parcel "A2";

Thence along the west boundary of said Parcel "A2", N 00°02'23" E, 770.59 feet, to a point on the centerline of an existing road and the **POINT OF BEGINNING**;

Thence the following six courses along said existing road centerline;

N 66°03'48" E, 31.65 feet; S 86°05'11" E, 93.28 feet, S 89°10'14" E, 43.99 feet;

S 83°59'53" E, 85.24 feet; S 75°51'32" E, 72.97 feet, N 87°15'03" E, 24.97 feet, to a point on a 60 foot radius turn-around, located at the end of Wallace Creek Road.

The sidelines of this easement should be prolonged or shortened so as to begin on the west boundary of said Parcel "A2" and end on the exterior boundary of the 60 foot radius turn-around of Wallace Creek Road.





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WALLACE CREEK ROAD.

PRIVATE INGRESS, EGRESS AND PUBLIC UTILITY EASEMENT

A multiple width private ingress, egress and public utility easement, located in Parcel "A2", illustrated on Lot Split Plat recorded in 2021 for Frank and Maxwell, situated in Government Lot 7 of Section 6, Township 22 North, Range 22 East, Boise Meridian, Lemhi County, Idaho, centerline more particularly described as follows.

SECTION 1

Commencing at the G.L.O. brass capped monument, marking the Southwest Corner of said Section 6, from which the G.L.O. brass capped monument, marking the West Quarter Corner of said Section 6, bears, N 00°19'17" E, 2642.81 feet, the Basis Of Bearing of this description:

Thence along the west boundary of said Section 6, N 00°19'17" E, 1673.10 feet, to a 5/8 inch rebar, set by PLS 5080, marking the Southwest Corner of Parcel "A", illustrated on Record Of Survey (R.O.S.) Instrument Number 288185;

Thence along the southerly boundary of said Parcel "A", N 82°12'32" E, 1312.97 feet, to a 1 inch iron pipe, marking the Southeast Corner of said Parcel "A";

Thence along the east boundary of said Parcel "A", N 00°02'23" E, 713.59 feet, to a 5/8 inch rebar set by PLS 5080, marking a northerly corner of said Parcel "A";

Thence the following four courses along the northerly boundary of said Parcel "A";

S 89°38'25" E, 342.92 feet, to a 5/8 inch rebar set by PLS 5080;

N 85°06'38" E, 281.45 feet, to a 5/8 inch rebar set by PLS 5080;

N 81°22'38" E, 264.45 feet, to a 5/8 inch rebar set by PLS 5080;

S 78°46'55" E, 338.62 feet, to a 5/8 inch rebar set by PLS 5080, marking a point on the centerline of Diamond Creek Road;

Thence along the centerline of Diamond Creek Road and the easterly boundary of said Parcel "A", S 13°26'50" W, 30.02 feet, to a 5/8 inch rebar set by PLS 5080;

Thence along the easterly boundary of said Parcel "A", N 78°46'55" W, 25.12 feet, to a 5/8 inch rebar set by PLS 5080, marking a point on the westerly right-of-way of Diamond Creek Road;

PAGE 1 OF 2, WALLACE CREEK ROAD





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Thence continuing along the easterly boundary of said Parcel "A" and said right-of-way, S 16°38'03" W, 25.00 feet, to a 5/8 inch rebar set by PLS 5080, marking a point on the southerly boundary of said Parcel "A";

Thence the following six courses along the southerly boundary of said Parcel "A";

N 76°48'53" W, 13.83 feet, to a 5/8 inch rebar set by PLS 5080;

N 20°09'53" W, 28.60 feet, to a 5/8 inch rebar set by PLS 5080;

N 78°46'55" W, 276.01 feet, to a 5/8 inch rebar set by PLS 5080;

S 81°22'38" W, 260.17 feet, to a 5/8 inch rebar set by PLS 5080;

S 85°06'38" W, 283.81 feet, to a 5/8 inch rebar set by PLS 5080;

N 89°38'25" W, 344.13 feet, to a 5/8 inch rebar set by PLS 5080, marking a easterly corner of said Parcel "A";

Thence, N 00°02'23" E, 30.00 feet, to the **POINT OF BEGINNING**.

SECTION 2

60 foot wide section of Wallace Creek Road, 30 feet either side of the following described centerline and a 60 foot radius turn-around, more particularly described as follows;

Commencing at the Point Of Beginning of Section 1 of Wallace Creek Road;

Thence, S 00°02'23" W, 15.00 feet to the **POINT OF BEGINNING** of said centerline;

Thence along said centerline, S 67°52'10" W, 110.00 feet, to the radius point of said 60 foot radius turn-around and **POINT OF TERMINUS**.

The sidelines of this easement should be prolonged or shortened so as to begin on the easterly boundary of Parcel "A", illustrated on Record Of Survey (R.O.S.) Instrument Number 288185 and end on the exterior boundary of the 60 foot radius turn-around.

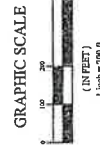
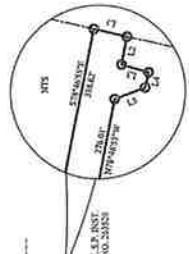
PAGE 2 OF 2, WALLACE CREEK ROAD



LOCATED IN GOVERNMENT LOTS 6, 7 AND 11, SECTION 6,
T. 22 N., R. 22 E., B.M., LEMHI COUNTY, IDAHO

WITHIN THESE PARCELS, THERE IS AN IRRIGATION DITCH OR DITCHES. ALL DOWNSIDE MEAN WATER RIGHT HOLDERS HAVE THE RIGHT TO MAINTAIN AND REPAIR THEIR DITCHES AND DIVERSION STRUCTURES WHENEVER NECESSARY TO KEEP THEM IN GOOD CONDITION. THE WIDTH OF THE MAINTENANCE EASEMENT IS BASED ON HISTORICAL PRACTICES. FENCES MAY CROSS AN IRRIGATION DITCH, PROVIDED A POST-AND-RAIL WATER RIGHT HOLDER PERMITS TO APPROVE ANY ALLOCATION OR INSTALLATION (I.E. INSTALLATION OF A CULVERT) OF AN IRRIGATION DITCH.

LINE TABLE		BEARING
LINE	LENGTH	
1.1	3.015	S37°25'39" E
1.2	2.460	S16°45'00" E
1.3	2.460	N16°45'00" E
1.4	13.83	N18°43'31" E
1.5	24.60	S29°00'00" E
1.6	24.60	S49°10'00" E
1.7	17.57	N71°31'00" E
1.8	11.11	S11°15'00" E
1.9	41.99	S29°14'14" E
1.10	35.38	S40°02'11" E
1.11	1.65	S49°05'48" E
1.12	6.000	N43°57'59" E
1.13	11.11	S11°15'00" E
1.14	11.11	N11°15'00" E
1.15	70.26	N69°42'31" E
1.16	11.66	S69°42'31" E
1.17	46.57	N78°17'16" E
1.18	13.83	N18°43'31" E
1.19	13.83	N69°42'31" E

VICINITY MAP
SECTION 6, T. 22 N., R. 22 E., B. M.

SURVEYOR'S CERTIFICATE

I, ROLLAND MILLER, A REGISTERED PROFESSIONAL LAND SURVEYOR IN THE STATE OF IDAHO, REGISTRATION NUMBER 0834, DO HEREBY CERTIFY THAT THIS PLAT AS SHOWN HEREON WAS PERFORMED UNDER MY PERSONAL SUPERVISION AND THAT I AM NOT PROVIDING ANY UNLAWFUL OR ILLEGIBLE CHARGE IN ACCORDANCE WITH IDAHO STATE CODE, TITLE 55, CHAPTER 19 AND THAT ALL CORNERS SHALL BE NONUMENTED AS SHOWN ON THESE PLATS.

WITNESSED MY HAND AND SEAL AT BOISE, IDAHO, THIS _____ DAY OF _____, 20____.



EMHI COUNTY APPROVAL:

Mate Dhill
4-7-2021

COUNTY RECORDER'S
CERTIFICATE

Instrument # 322808
 LEHIGH COUNTY, PA
 Apr 07, 2011 2:45:03 pm
 Fee: \$ 50.00
 For: LEHIGH TITLE
 BRENDA ARMSTRONG, Recorder
 TOWNSHIP, DEPT.



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402 VAN DREFF ST.
SALMON, ID 83467
208-756-3070

I/4	SEC	T	R
	6	22N	22E

SHEET 2 OF 2

Book 13 Page 74

This is to certify that the undersigned are owners in fee simple of the following described property:

A parcel of land located in Parcel "A", illustrated on Record Of Survey
(R.O.S.) Instrument Number 288185, situated in Government Lots 6 and 7 of
Section 6, Township 22 North, Range 22 East, Boise Meridian,
Lemhi County, Idaho.

Certificate of Owner

That it is the intention of the undersigned to and they do, hereby include said land in this plat.

William R. Myrland

Judy A. Myrland

Instrument # 323808 # Pages: 3
LEMHI COUNTY, Idaho
Apr 09, 2021 2:49:03 pm Fee: \$ 50.00
For: LEMHI TITLE
BRENDA ARMSTRONG, Recorder
TMORTON, Deputy

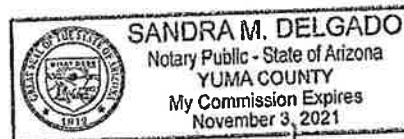
ACKNOWLEDGEMENT

State of Arizona
County of Yuma

On this 1 day of April 2021, before me, a Notary
Public in and for the State of Arizona, Personally appeared the
Persons whose names are subscribed to the foregoing Certificate
Of Owners and Acknowledged to me that they executed the same.

[Signature]
Notary Public

11/3/2021
Commission Expires





Irrigation Rights



Irrigation Rights

Results

Search type

Identify

[Print Map](#)

Disclaimer

Shapes represent an approximation of the water right extent. Please review each water right of interest either on-line (click or tap the "Details" link) or by contacting IDWR, (208) 287-4800.

Water Righ	Type	Owner	Action	Docs
75-10330	Water R...	WILLIA...	Details	Related...
75-83C	Water R...	WILLIA...	Details	Related...
75-14577	Water R...	WILLIA...	Details	Related...

Feature...	Township	Range	Section	QQ
4	22N	22E	6	NWSW

[Customize](#)[Help and About](#)

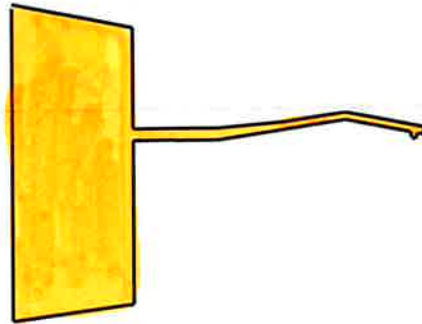
100ft

-113.910 45.266 Degrees

All rights reserved

323810

William & Judy
Maxwell to
Clint & Molly Frank



5/31/2023

Scale: 1 inch= 800 feet

File:

Tract 1: 15.1212 Acres, Closure: n06.4604w 18.48 ft. (1/322), Perimeter=5948 ft.

01 /nw,sw,6,22n,22e
02 /n00.1730w 606.01
03 /s78.3628e 812.05
04 s78.3628e 512.96
05 s00.0223w 423.00
06 s89.3825e 342.92
07 n85.0638e 281.45
08 n81.2238e 264.45
09 s78.4655e 338.62
10 s13.2650w 30.02
11 n78.4655w 25.12
12 s16.3803w 25.00
13 n76.4853w 13.83

14 n20.0933w 28.60
15 n78.4655w 276.01
16 s81.2238w 260.17
17 s81.2238w 283.81
18 n89.3825w 344.13
19 s00.0223w 683.59
20 s82.1232w 507.66
21 n00.0223e 1306.73



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

June 21, 2023

CLINT FRANK
MOLLY FRANK
601 N SIXTH AVE
SANDPOINT ID 83864-1526

Re: Change in Water Right Ownership: 75-83 C (Split into 75-83 C and 75-15081), 75-10330 (Split into 75-10330 and 75-15082), 75-14577 (Split into 75-14577 and 75-15083)

Dear Water Right Holder(s):

The Department of Water Resources (Department) acknowledges the receipt of correspondence changing ownership of a portion of the above referenced water right(s) to you. The Department has modified its records based on the information received and has enclosed a computer-generated report for you.

Your portion of each water right(s) has a specified point of diversion, nature of use and place of use. If you plan to change the authorized point of diversion, nature of use, or place of use, including adding a new point of diversion, you must file an Application for Transfer of Water Right. If you do not plan to change any elements of your water right, then no further action is required at this time.

The portion of the water right retained by the original right holder retains the original water right number. The Department is sending the original right holder a copy of this letter and a computer-generated report showing the changes to the original water right.

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 Bailly
Technical Records Specialist 1

Enclosure(s)

cc: WILLIAM ROBERT MAXWELL
WATER DISTRICT 75A
WATER DISTRICT 170

RECEIVED

JUN 05 2023

Department of Water Resources
Eastern Region

June 2, 2023

To: State of Idaho Department of Water Resources

NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

To Whom it May Concern,

Enclosed is the remainder due for the water rights on our new property, below are the Water Right/Claim Numbers, previous owner and us, current owners. Thank you and please call or email if you have any questions.

Water Right/Claim Numbers:

75-10330

75-83C

75-14577

All split

Previous Owner:

William Robert Maxwell

Current Owners:

Clint and Molly Frank

Thank you!



Clint & Molly Frank

208-627-9988

208-627-9989

raft@middlefork.com