

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

OCT 24 2022

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?
75-4425 <i>OK</i>	Yes ☒	Yes ☐		Yes ☐	Yes ☐
<i>✓</i>	Yes ☐	Yes ☐		Yes ☐	Yes ☐
75-4425 75-15058	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Keith & Glenda Bernhard
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): William E. Holmes and Lou Ann Matches
New owner(s) as listed on the conveyance document Name connector ☒ and ☐ or

1291 Audubon Rd
Mailing address
509-607-6884
Telephone

Selah WA 98942
City State Zip
ONEBUCKAROO @ AOL.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: 7-15-22
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):
 - \$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 # 75-4425

8. Signature: William E. Holmes Title, if applicable _____ Date 10-13-22
Signature of new owner/claimant
William E. Holmes
Print name
- Signature: Lou Ann Matches Title, if applicable _____ Date 10-13-22
Signature of new owner/claimant
Lou Ann Matches
Print name

Print name _____

For IDWR Office Use Only:

Received by JB Date 10/24/2022 Receipt No. E048655 Receipt Amt. \$100.00

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 10/27/2022



LEMHI TITLE CO.

Instrument No. 000329587
 County Lemhi
 Date JUL 15 2022
 Time 08:53 AM

Warranty Deed

For Value Received

Keith G. Bernhardt and Glenda C. Bernhardt, husband and wife

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

William Edward Holmes, an unmarried man and Lou Ann Matches, an unmarried woman

Whose current address is:

**1291 Audubon Road
 Selah, WA 98942**

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

See attached Exhibit "A" Legal description

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: July 12, 2022

Keith G. Bernhardt
Keith G. Bernhardt

Glenda C. Bernhardt
Glenda C. Bernhardt

STATE OF Idaho)
 COUNTY OF Lemhi) ss

On this 12 day of July, 2022, before me, a notary public in and for said State, personally appeared **Keith G. Bernhardt and Glenda C. Bernhardt** 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.

Angela Morton
 Notary Public
 Residing at: Salmon, ID
 Comm. Expires: 08-08-2026

ANGELA MORTON
 Notary Public - State of Idaho
 Commission Number 20203462
 My Commission Expires 09-08-2026

Exhibit "A" Legal Description



376 Falls Avenue
Twin Falls, ID 83301
208 737-0007

Parcel "B"

A parcel of land located in H.E.S. 101, Section 27, T. 24 N., R. 21 E., Boise Meridian, Lemhi County, Idaho, more particularly described as follows:

Commencing at the SE Corner of said Section 27 from which the E 1/4 Corner of Section 27 bears N 00°10'41" E, 2564.37 ft. the Basis of Bearing of this description, run thence N 36°11'20" W a distance of 1629.33 ft. to a point on the westerly right-of-way of U.S. Highway 93 which is an iron pipe set in concrete said point being the POINT OF BEGINNING;

Thence N 65°18'42" W along an existing fence line a distance of 1224.11 ft. to a point on the easterly bank of the Salmon River;

Thence along said bank the following courses:

N 00°05'48" E a distance of 151.36 ft.; N 04°19'07" E a distance of 58.08 ft.;

Thence S 65°06'32" E leaving said easterly bank a distance of 1249.45 ft. to a point on said westerly right-of-way of U.S. Highway 93 which is a 5/8" rebar with a plastic cap;

Thence along said right-of-way 196.40 ft. along a curve to the right having a radius of 3769.73 ft. and a chord bearing S 07°32'52" W for 196.38 ft. to the POINT OF BEGINNING.

Parcel Contains 5.40 Acres

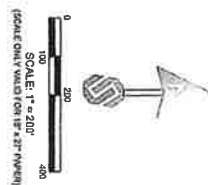


Lehi, St. George & Salt Lake City, Utah ☞ Twin Falls, Idaho ☞ Dickinson & Williston, North Dakota ☞ Wooster, Ohio ☞ Las Vegas, Nevada

www.civilscience.com

BOUNDARY LINE ADJUSTMENT

PART OF H.E.S. 101, SECTION 27, T. 24 N., R. 21 E., BOISE MERIDIAN, LEMHI COUNTY, IDAHO.



NARRATIVE

THE PURPOSE OF THIS SURVEY IS TO RELOCATE A COMMON BOUNDARY LINE BETWEEN TWO ADJOINING PARCELS OF LAND, HEREIN REFERRED TO AS PARCELS "A" AND "B". THE BOUNDARY LINE WAS LOCATED BY THE SURVEYOR, TAYLOR MOUNTAIN SURVEYING, COMPLETED 2002. THE BOUNDARY LINE WAS LOCATED BY THE SURVEYOR, TAYLOR MOUNTAIN SURVEYING, COMPLETED 2002. THE BOUNDARY LINE WAS LOCATED BY THE SURVEYOR, TAYLOR MOUNTAIN SURVEYING, COMPLETED 2002.

THE FOLLOWING DOCUMENTS OF RECORD WERE REVIEWED AND CONSIDERED AS A PART OF THIS SURVEY. ANY NEW EVIDENCE CONTRADICTORY TO THIS SURVEY SHOULD BE PRESENTED TO CIVIL SCIENCE FOR REVIEW AND CONSIDERATION.

13480 SUBDIVISION PLAT FILED IN BOOK 61, BEVAN, COMPLETED 1982.

25482 RECORD OF SURVEY, TAYLOR MOUNTAIN SURVEYING, COMPLETED 2002.

291892 RECORD OF SURVEY, TAYLOR MOUNTAIN SURVEYING, COMPLETED 2012.

LEGEND

- SECTION CORNER, MON.
- SECTION QUARTER MON.
- FOUND 2" PIPE IN CONCRETE SET AS HOLCOMB SUBDIVISION NUMBER 2 CORNER.
- ALL BOUNDARY CORNERS SET WITH 5/8" REBAR AND CAP STAMPED MB 10004, UNLESS OTHERWISE SPECIFIED ON THE PLAT.
- CALCULATED POINT, NOTHING FOUND ON SET.
- FOUND SURVEY MONUMENT (1/2" REBAR) WITH RED PLASTIC CAP MARKED "U.S. B.O.S."
- FOUND SURVEY MONUMENT (3" REBAR) WITH NO CAP.
- SECTION LINE
- OLD PROPERTY BOUNDARY
- SURVEYED BOUNDARY
- EXISTING FENCE
- RIGHT-OF-WAY
- APPROXIMATE FEMA FLOOD ZONE BOUNDARY

CERTIFICATE OF SURVEYOR

I, DO HEREBY CERTIFY THAT I AM A PROFESSIONAL LAND SURVEYOR, LICENSED BY THE STATE OF IDAHO, AND THAT THIS MAP HAS BEEN PREPARED FROM A FIELD SURVEY MADE ON THE GROUND UNDER MY DIRECT SUPERVISION, AND THAT THIS MAP IS AN ACCURATE REPRESENTATION OF SAID SURVEY, AND IS IN CONFORMITY WITH THE CORNER PERPETUATION AND FILING ACT, STATE OF IDAHO CODE 55-1601 THROUGH 55-1613 AND TO THE IDAHO CODE RELATING TO SURVEYS.



Curve Table				
Curve #	Length	Radius	Delta	Chord Direction
C1	32.66	3769.73	0.00	S 1° 37' 36" W
C2	275.05	3769.73	4.18	S 5° 57' 54" W
C3	196.40	3769.73	2.99	S 7° 32' 52" W

LINE TABLE	
LINE #	DIRECTION LENGTH
L1	N 0° 5' 48" E 151.36'
L2	N 4° 19' 07" E 58.08'
L3	N 4° 19' 07" E 63.13'
L4	N 0° 26' 59" E 129.48'
L5	N 12° 23' 44" E 185.38'
L6	N 12° 38' 04" E 178.92'
L7	N 10° 35' 35" E 184.71'

28 3 1/4" BRASS CAP
C-36 INSTRUMENT
NO. 291891

BOUNDARY LINE ADJUSTMENT FOR BERNHARDT
LOCATED IN
H.E.S. 101, SECTION 27, T. 24 N., R. 21 E.,
BOISE MERIDIAN, LEMHI COUNTY, IDAHO.



376 FALLS AVENUE
TWIN FALLS, ID 83301
208.737.0007



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

October 27, 2022

WILLIAM E HOLMES
1291 AUDUBON RD
SELAH WA 98942-9163

Re: Change in Water Right Ownership: 75-4425 (Split into 75-4425 and 75-15058),

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 Barg
Technical Records Specialist 1

Enclosure(s)