

RECEIVED

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

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OCT 12 2023

OCT 10 2023

DEPARTMENT OF
WATER RESOURCES

NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

WATER RESOURCES
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.

DE

Water Right/Claim No.	Split?	Leased to Water Supply Bank?	Water Right/Claim No.	Split?	Leased to Water Supply Bank?
78-7254	Yes ☐	Yes ☐		Yes ☐	Yes ☐
78-4021A	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name:

Richard Schlomer Meyer

Name of current water right holder/claimant

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

Gregg Heller and Kay Anderson

New owner(s) as listed on the conveyance document

Name connector ☐ and ☐ or

2810 N Alamo Rd

Boise

ID

83704

Mailing address

City

State

Zip

(208) 703-4422

Email

Kay gossi @ yahoo.com

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: _____

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. 50.00
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.

SUPPORT DATA

IN FILE # 78-4021A

8. Signature:

Signature of new owner/claimant

Title, if applicable

Date

GREGG LOUIS HELLER

Print name

10/1/2023

- Signature:

Signature of new owner/claimant

Title, if applicable

Date

Kay Lynn Anderson

Print name

10/1/2023

For IDWR Office Use Only:

Received by CC

Date 10-10-23

Receipt No. W051582

Receipt Amt. 50.00

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

Date 10-20-23

Instrument # 541201

IDAHO COUNTY, IDAHO,

8-14-2023 10:26:58 AM No. of Pages: 4

Recorded for : IDAHO COUNTY TITLE

KATHY M. ACKERMAN

Fee: 15.00

Ex-Officio Recorder Deputy

B. J. Ackerman

(Space Above For Recorder's Use)

WARRANTY DEED

For value received, RICHARD SCHLOMER MEYER, a single man, ("Grantor"), does hereby grant, bargain, sell and convey to GREGG LOUIS HELLER and KAY LYNN ANDERSON, husband and wife, ("Grantees"), whose mailing address is: 2810 N. Alamo Rd, Boise, ID 83704, and Grantees' heirs, successors and assigns forever, the following described real property situate in Idaho County, State of Idaho, (hereafter the "subject premises"):

Township 24 North, Range 1 East, Boise Meridian, Idaho County, Idaho
Section 21 and 22: A parcel of land lying in the S½NE¼ of section 21 and SW¼NW¼ of section 22, more particularly described as follows:
Commencing at the section corner common to Sections 16, 15, 22 and 21, said Township and Range;
thence S 00°32'15" E, 1627.70 feet along the section line between Sections 21 and 22 to a point in the centerline of the Squaw Creek Road, the True Point of Beginning;
thence S 74°48'55" E, 154.60 feet continuing along the centerline of said Squaw Creek Road to a point;
thence S 55°41'33" E, 180.40 feet along said centerline of said Squaw Creek Road to a point;
thence N 62°29'45" E, 79.32 feet along the centerline of said Squaw Creek Road to a point on the westerly right of way of U.S. Highway 95;
thence S 30°10'14" W, 87.13 feet continuing along said U.S. Highway 95 right of way to a point;
thence continuing along said U.S. Highway 95 right of way, along a curve to the right with a radius of 1121.00 feet, and arc distance of 332.61 feet to a point;
thence S 47°10'14" W, 539.86 feet continuing along said U.S. Highway 95 right of way to a point;
thence N 89°56'00" W, 1088.42 feet to a point;
thence N 44°23'02" E, 1261.18 feet to a point in the center of the Squaw Creek Road;
thence S 77°41'50" E, 360.87 feet continuing along the centerline of said Squaw Creek Road to a point;
thence S 81°45'53" E, 133.27 feet continuing along the centerline of said Squaw Creek Road to the True Point of Beginning.
Sometimes known as Assessor's Tax No. 146.

TOGETHER WITH any and all estate, right, title, interest, appurtenances, tenements, hereditaments, reversions, remainders, easements, rights-of-way and water rights in anywise appertaining to the subject premises.

SUBJECT TO taxes and assessments for the current year, and all subsequent years, together with any and all existing easements, rights-of-way, reservations, covenants, restrictions and encumbrances of record, and the following matters:

1. Any right, title, or interest of the Public, County, or Highway District to roads or highways on the premises whether or not showing by the public records.
2. Rights and easements in favor of the public for recreational uses of Squaw Creek.
3. Squaw Creek Road nka Seven Devils Road as the same now exists.
4. Easement in Right of Way Deed for Wagon Road, including the terms and provisions thereof, by and between J.S. AITKEN and COUNTY OF IDAHO, recorded February 7, 1918, under Instrument No. 51503, Book 42 page 417, records of Idaho County, Idaho.
5. Easement, including the terms and provisions thereof, by and between J.S. AITKEN and IDAHO COUNTY, recorded March 29, 1937, under Instrument No. 125614, Book 68 page 229, records of Idaho County, Idaho.
6. Easement in Right of Way Deed, including the terms and provisions thereof, by and between JAMES S. AITKEN and STATE OF IDAHO, recorded July 6, 1942, under Instrument No. 138851, Book 71 page 638, records of Idaho County, Idaho.
7. Easement in Right of Way Deed, including the terms and provisions thereof, by and between S. A. AITKEN and the UNITED STATES OF AMERICA, recorded May 12, 1947, under Instrument No. 155971, Book 78 page 400, records of Idaho County, Idaho.
8. Power Line Easement, including the terms and provisions thereof, by and between STEWART AITKEN and IDAHO POWER COMPANY, a corporation, recorded April 24, 1942, Book 80 page 561, under Instrument No. 159362, records of Idaho County, Idaho.
9. Easements and Restrictions, including the terms and provisions thereof, as set forth in the following Deeds: a) Instrument No. 281014, recorded September 6, 1979; b) Instrument No. 281015, recorded September 6, 1979; c) Instrument No. 481779, recorded November 30, 2011; d) Instrument No. 522110, recorded January 7, 2020; e) Instrument No. 522585, recorded February 14, 2020; f) Instrument No. 533163, recorded October 25, 2021, all records of Idaho County, Idaho.
10. Power Line Easement, including the terms and provisions thereof, by and between HARM H. SCHLOMER, a single person and IDAHO POWER COMPANY, a corporation, recorded October 19, 1981, under Instrument No. 294621, records of Idaho County, Idaho.

11. Easement and Water Rights as set forth in Quitclaim Deed, including the terms and provisions thereof, by and between STEWART AITKEN and GRACE AITKEN, husband and wife, Grantors, and HARM H. SCHLOMER, Grantee, recorded March 25, 1983, under Instrument No. 303398, records of Idaho County, Idaho.

12. Matters pertaining to Quitclaim Deed, by and between HARM HENRY SCHLOMER, a single man, and IDAHO COUNTY, recorded April 11, 1980, under Instrument No. 341027, records of Idaho County, Idaho.

13. Matters as shown on Survey No. S-810, recorded February 5, 1993, under Instrument No. 367381; Survey No. S-1838, recorded January 16, 2001, under Instrument No. 415100; Survey No. S-2435, recorded May 1, 2006, under Instrument No. 448129; Survey No. S-2657, recorded October 29, 2007, under Instrument No. 457947; Survey No. S-2712, recorded June 3, 2008, under Instrument No. 461327; Survey No. S-2925, recorded May 14, 2010, under Instrument No. 472233; and Survey No. S-2927, recorded May 19, 2010, under Instrument No. 472306; all records of Idaho County, Idaho.

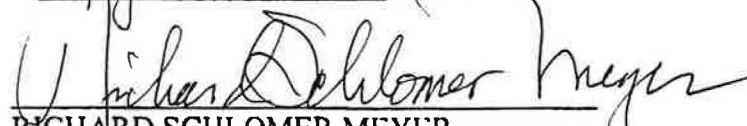
14. Idaho County Mapping Department Parcel Division Approval, including the terms and provisions thereof, by and between Idaho County, and RICHARD SCHLOMER MEYER, recorded December 27, 2022 under Instrument No. 538945, records of Idaho County, Idaho.

15. All matters, covenants, conditions, restrictions, easements and any rights, interests or claims which may exist by reason of any Indian treaty or aboriginal rights, or by reason of any portion of the subject premises being situated within the reputed reservation of the Nez Perce Tribe.

The Grantor covenants to the Grantee that Grantor is the owner of the subject premises in fee simple; that the subject premises is free from all encumbrances, excepting those as may be herein set forth, and excepting those of record, and that Grantor will warrant and defend the same from all lawful claims.

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 subject 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 7 day of August, 2023.


RICHARD SCHLOMER MEYER

State of Idaho)
: ss.
County of Kootenai)

This record was acknowledged before me on Aug 7, 2023, by RICHARD SCHLOMER MEYER.

Mary Riberic
Signature of notary public
My commission expires: 10-05-27





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 Mathew Weaver

October 20, 2023

GREGG LOUIS HELLER
KAY LYNN ANDERSON
2810 N ALAMO RD
BOISE ID 83704-6108

Re: Change in Ownership for Water Right No(s): 78-4021A & 78-7259

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) 287-4942.

Sincerely,

Jean Hersley
Technical Records Specialist 2

Enclosure(s)