

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

5/9/2024

Water Right 79-4131

Owner Type **Name and Address**
Current Owner KILLGORE ADVENTURES, LLC
13309 HIGHWAY 95 S # 11
WHITE BIRD, ID 83554-5089
(208) 839-2255

Original Owner PATRICIA RIDDLE
1322 27TH AVE
LEWISTON, ID 83501

Original Owner NORMAN RIDDLE
1322 27TH AVE
LEWISTON, ID 83501

Previous Owner MICHAEL LUTHER
227 SNAKE RIVER AVE
LEWISTON, ID 83501
(208) 746-6276

Previous Owner JODEE LUTHER
227 SNAKE RIVER AVE
LEWISTON, ID 83501
(208) 746-6276

Priority Date: 3/1/1970

Basis: Decreed

Status: Active

Source
SPRING

Tributary
KIRBY CREEK

Beneficial Use
DOMESTIC

From
01/01

To
12/31

Diversion Rate
0.080 CFS

Volume

Total Diversion 0.080 CFS

Source and Point(s) of Diversion:

SPRING

NENENE

Sec. 20, Twp 26N, Rge 01W, IDAHO County

Place Of Use:

DOMESTIC within IDAHO County

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Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
26N	01W	17															X L2		

Conditions of Approval:

1. C18 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. Section 42-1412(6), Idaho Code.
2. N11 The quantity of water decreed for this water right is not a determination of historical beneficial use.
3. N13 The quantity of water under this right shall not exceed 13,000 gallons per day.

Dates and Other Information:

Decreed Date: 2/20/2008
Civil Case Number: 39576
Judicial District: FIFTH
State or Federal: S
Owner Name Connector: AND
Water District Number: NWD
Mitigation Plan: False

Combined Use Limits:

N/A

SubCase:

N/A

Water Supply Bank:

N/A

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESRECEIVED
MAY 08 2024
DEPT. OF WATER RESOURCES

RECEIVED

MAY 03 2024

WATER RESOURCES
WESTERN 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?
79-4131	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: Michael and Jodee Luther
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Killgore Adventures LLC
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or
- 13309 Hwy. 95 S. Whitebird ID 83554-5089
Mailing address City State Zip
- 208-315-1690 kurtkillgore@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: March 20, 2023
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.
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.

8. Signature: [Signature]
Signature of new owner/claimant
Kurt Killgore
Print name

Manager 05/01/2024
Title, if applicable Date

Signature: _____
Signature of new owner/claimant
Print name

Title, if applicable Date

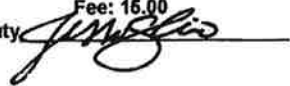
Received by CC Date 5-3-24 For IDWR Office Use Only: Receipt No. W051939 Receipt Amt. \$25.00
Active in the Water Supply Bank? Yes ☐ No ☐ If yes, forward to the State Office for processing W-9 received? Yes ☐ No ☐
Name on W-9 _____ Approved by JMC Processed by JMC Date 05/09/2024

WARRANTY DEED

RECORDING REQUESTED BY AND
WHEN RECORDED RETURN TO:

Idaho County Title Company, Inc.
319 West Main Street
Grangeville, ID 83530

Instrument # 539748

IDAHO COUNTY, IDAHO,
3-21-2023 11:43:32 AM No. of Pages: 2
Recorded for : IDAHO COUNTY TITLE
KATHY M. ACKERMAN Fee: 15.00
Ex-Officio Recorder Deputy 

(Space Above For Recorder's Use)

WARRANTY DEED

For value received, Michael Luther and Loreen Dale Luther, husband and wife, ("Grantor"), conveys, grants, bargains, and sells to Killgore Adventures LLC, an Idaho limited liability company ("Grantee"), whose address is 13309 Hwy. 95 S Box 11, White Bird, Idaho 83554, and its successors and assigns forever, the following described real property situated in Idaho County, State of Idaho:

Township 26 North, Range 1 West, Boise Meridian, Idaho County, Idaho
Section 17: A parcel of land situated in Government Lot 2, more particularly described as follows:

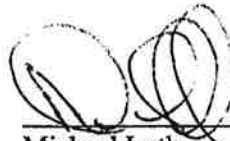
Beginning at a point on the right bank of the Snake River, from which the meander corner between Sections 17 and 20 bears S 11°34' W, 752.79 feet and running thence S 39°40' E, 139.58 feet; thence N 69°02' E, 93.40 feet; thence N 30°08' W, 104.37 feet, to a point on the high water line of said Snake River 1 foot North of a used range marker; thence S 82°32' W, 124.99 feet along said high water line to the Place of Beginning. Sometimes known as Assessor's Tax No. 2.

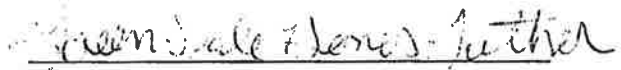
This conveyance shall include any and all estate, right, title, interest, appurtenances, tenements, hereditaments, reversions, remainders, easements, rents, issues, profits, rights-of-way and water rights in anywise appertaining to the real property herein described.

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

It is acknowledged by the Grantor that the attorneys who drafted this Warranty Deed represent only the Grantee and that Grantor has been given the opportunity to seek separate legal counsel if desired.

IN WITNESS WHEREOF, the Grantor has executed this instrument on this 20 day of March, 2023.


Michael Luther

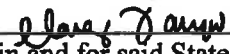

Loreen Dale Luther

STATE OF IDAHO)
 : ss.
County of Idaho)

On this 20 day of March, 2023, before me, a Notary Public in and for the State of Idaho, personally appeared Michael Luther and Loreen Dale Luther, known or identified to me to be the persons whose names are subscribed to the within instrument and acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my Notarial Seal the day and year first above written.




Notary Public in and for said State
Residing in or employed at: Cottonwood, ID
My Commission Expires: 12/11/2026



IDAHO DEPARTMENT
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

May 10, 2024

KILLGORE ADVENTURES, LLC
13309 HIGHWAY 95 S # 11
WHITE BIRD ID 83554-5089

Re: Change in Ownership for Water Right No(s): 79-4131

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 .

Sincerely,

Jacob Caraig
Engineer Intern

Enclosure(s)

Boise Office
1101 W. River St.
Suite 110
Boise, Idaho 83702
Tel. (208) 629-7447

Challis Office
1301 E. Main Ave.
P.O. Box 36
Challis, Idaho 83226
Tel. (208) 879-4488

Twin Falls Office
213 Canyon Crest Drive
Suite 200
Twin Falls, Idaho 83301
Tel. (208) 969-9585

Fax (all offices)
(208) 629-7559



SAWTOOTH LAW OFFICES, PLLC

Wednesday, May 01, 2024

David P. Claiborne

S. Bryce Farris

Evan T. Roth

Daniel V. Steenson

Andrew J. Waldera

Kelsea E. Donahue

Brian A. Faria

Thomas M. Larsen

Patxi Larrocca-Phillips

Annabel J. Moore

John A. Richards

Katie L. Vandenberg-Van Vliet

James R. Bennetts (retired)

IDWR Western Region
2735 Airport Way
Boise, ID 83705-5082

RE: Notice of Change in Water Right Ownership
Killgore Adventures LLC

Dear Sir or Madam:

Enclosed please find the Notice of Change in Water Right Ownership for Killgore Adventures LLC along with Warranty Deed and the filing fee check in the sum of \$25.00.

If you have any questions, please do not hesitate to contact me.

Very truly yours,

S. Bryce Farris

www.sawtoothlaw.com

Attorneys licensed in Idaho, Montana, Oregon, Washington and Texas