



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

June 26, 2025

KENNETH GILMORE SMITH
PO BOX 142
BOISE ID 83701-0142

RE: Change in Ownership for Water Right No(s): 71-4033

Dear Interested Parties:

The Idaho Department of Water Resources (Department) received a Notice of Change in Water Right Ownership (Notice) from you on March 06, 2025 for the above referenced water rights. After speaking with Kenneth Smith on June 25, 2025 it was determined that there is not proper supporting documentation to process the ownership change at this time.

The Department is returning your Notice of Change in Water Right Ownership and the attachments. A refund of \$25 has been requested and will be mailed to KENNETH SMITH under separate cover from the Idaho State Controller's Office. You may re-submit your request with the appropriate documents and fees once.

If you have any questions regarding this matter, please contact me at 208-287-4921.

Sincerely,

Debra Mansfield
Technical Records Specialist 1

Enclosure(s)

RECEIVED

MAR 06 2025

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESDEPARTMENT OF
WATER RESOURCES

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.

DEJ

Water Right/Claim No.	Split?	Leased to Water Supply Bank?	Water Right/Claim No.	Split?	Leased to Water Supply Bank?
71-4033	Yes ☐	Yes ☐	COPY	Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: STEVE APPLETON, KENNETH SMITH
Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): KENNETH SMITH
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or

P.O. Box 142
Mailing address
208-481-1243
Telephone

STANLEY
City
KENNESMITH@AOL.COM
Email
83278
State Zip

4. If the water rights and/or adjudication claims were split, how did the division occur?

N/A ☐ 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: 6/20/1995

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.
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] Title, if applicable: _____ Date: 3/06/2025
Signature of new owner/claimant
KENNETH G. SMITH
Print name

Signature: _____ Title, if applicable: _____ Date: _____
Signature of new owner/claimant
Print name

Received by: JA Date: 3/6/25 For IDWR Office Use Only: Receipt No. 020311 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: _____ Processed by: _____ Date: _____



QUITCLAIM DEED

THIS DEED OF QUITCLAIM...

WITNESSETH that I, the undersigned, do hereby acknowledge, sell, release and forever QUITCLAIM unto the said Grantee and to its heirs and assigns all that certain lot, piece or parcel of land, situate, lying and being in County of Blaine, State of Idaho, bounded and particularly described as follows, to wit:

COPY

KENNETH GILMORE SMITH, A MARRIED MAN

whose current address is 4033 BROOKSIDE LANE, BOISE, IDAHO 83701

WITNESSETH that I, the undersigned, for and in consideration lawfully due of the United States of America, in full paid by the Grantee, the receipt whereof is hereby acknowledged, does by these premises release, release and forever QUITCLAIM unto the said Grantee and to its heirs and assigns all that certain lot, piece or parcel of land, situate, lying and being in County of Blaine, State of Idaho, bounded and particularly described as follows, to wit:

SEE EXHIBIT "A" ATTACHED HERETO AND BY THIS REFERENCE INCORPORATED HERETH.

see Exhibit "B" attached hereto and by this reference incorporated hereto.

[Handwritten signature]

Exhibit B, not attached hereto.

TOGETHER With all and singular the covenants, conditions and appurtenances thereto in anywise appertaining, the release and release, remainder and a, interests, rights, claims and profits thereof

TO HAVE AND TO HOLD, All and singular the said premises, together with the appurtenances, unto the Grantee and to its heirs and assigns forever

IN WITNESS WHEREOF, The said Grantor has hereunto set his hand and seal this day and year first above written

[Handwritten signature]
STEVEN ROBERT APPLETON

State of

County of

On this 24th day of June, 1995, before me, the undersigned, a Notary Public, in and for the State of Idaho, personally appeared STEVEN ROBERT APPLETON

known to me and identified to me on the basis of satisfactory evidence to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same.

WITNESS MY HAND AND OFFICIAL SEAL

[Handwritten signature]
Notary Public

Residing at:
Commission Expires:

COPY

A PARCEL OF LAND WITHIN SECTION 3, TOWNSHIP 10 NORTH, RANGE 13 EAST, BOISE MERIDIAN, CUSTER COUNTY, IDAHO, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT A BRASS CAP MARKING THE NORTHEAST CORNER OF SAID SECTION 3; THENCE S. 80 DEGREES 13' 00" W., 5299.67 FEET TO A BRASS CAP MARKING THE SOUTHEAST CORNER OF SAID SEC. 3 AND THE TRUE POINT OF BEGINNING;

THENCE N. 89 DEGREES 50' 31" W., 1329.81 FEET TO THE SOUTHWEST CORNER OF THE SE1/4 OF SAID SEC 3;

THENCE N. 80 DEGREES 13' 34" E., 1318.04 FEET TO THE NORTHWEST CORNER OF THE SE1/4 OF SAID SEC. 3;

THENCE N. 89 DEGREES 51' 26" W., 1321.31 FEET TO THE NORTHWEST CORNER OF THE SW1/4 OF SAID SEC. 3;

THENCE N. 89 DEGREES 55' 55" W., 309.39 FEET TO A 1/2" REBAR ON THE SOUTH BOUNDARY OF THE KECHANE PARCEL DESCRIBED IN INSTRUMENT NO. 178300, RECORDS OF CUSTER COUNTY; THENCE ALONG THE EASTERLY BOUNDARY OF SAID KUCHANL PARCEL N. 31 DEGREES 02' 43" E., 407.73 FEET TO A PIPE;

THENCE ALONG THE EASTERLY BOUNDARY OF SAID KUCHANE PARCEL N. 22 DEGREES 20' 22" E., 244.17 FEET TO A PIPE;

THENCE ALONG THE EASTERLY BOUNDARY OF SAID KUCHANE PARCEL N. 01 DEGREES 57' 56" W., 390.00 FEET TO A PIPE;

THENCE ALONG THE NORTHERLY BOUNDARY OF SAID KUCHANE PARCEL N. 73 DEGREES 22' 56" W., 218.99 FEET TO THE EAST BANK OF THE SALMON RIVER;

THENCE ALONG THE EAST BANK OF THE SALMON RIVER N. 14 DEGREES 21' 44" W., 80.35 FEET;

THENCE ALONG SAID RIVER BANK N. 30 DEGREES 59' 17" W., 239.53 FEET;

THENCE ALONG SAID RIVER BANK N. 29 DEGREES 50' 17" W., 129.81 FEET;

THENCE ALONG SAID RIVER BANK N. 77 DEGREES 11' 14" W., 163.85 FEET;

THENCE ALONG SAID RIVER BANK N. 01 DEGREES 12' 26" E., 311.71 FEET;

THENCE ALONG SAID RIVER BANK N. 07 DEGREES 15' 43" E., 332.79 FEET;

Page 1



STEWART TITLE
LAND TITLE INSURANCE

COPY

THENCE ALONG SAID RIVER BANK N. 05 DEGREES 00' 00" W., 101.01
FEET;
THENCE ALONG SAID RIVER BANK N. 13 DEGREES 15' 34" E., 207.00
FEET;
THENCE ALONG SAID RIVER BANK N. 16 DEGREES 35' 16" E., 109.64
FEET;
THENCE ALONG SAID RIVER BANK N. 11 DEGREES 10' 22" E., 214.59
FEET;
THENCE ALONG SAID RIVER BANK N. 41 DEGREES 27' 27" E., 100.00
FEET;
THENCE ALONG SAID RIVER BANK N. 50 DEGREES 30' 14" E., 162.34
FEET TO A POINT S. 00 DEGREES 00' 00" E., 10.7 FEET FROM A
POINT OF ROCKS DESCRIBED IN A DEED FILED UNDER INSTRUMENT NO.
141546, RECORDS OF CUSTER COUNTY;
THENCE S. 00 DEGREES 00' 00" E., 408.40 FEET TO THE NORTH
BOUNDARY OF LOT 7, SEC. 2;
THENCE S. 89 DEGREES 50' 27" E., 2523.97 FEET TO THE NORTHEAST
CORNER OF THE SEASER OF SEC. 2;
THENCE S. 00 DEGREES 10' 50" W., 1322.74 FEET TO A 6" X 6" CAP
MARKING THE EAST 1/4 CORNER OF SEC. 2;
THENCE S. 00 DEGREES 09' 02" W., 2616.33 FEET TO THE TRUE
POINT OF BEGINNING.

TOGETHER WITH AN EASEMENT FOR INGRESS AND EGRESS DESCRIBED IN
BRIDGE AND ROAD CONVEYANCE RECORDED OCTOBER 5, 1965 IN BOOK 6
OF AGREEMENTS AT PAGE 213, RECORDS OF CUSTER COUNTY, IDAHO.

0209062

Deputy County Clerk
Ken Smith

4:15 P.M.

7-11-1975

Clifford J. Murphy
92

Page _____



STEWART TITLE
OF IDAHO

UNCLAIMED

COPY

STEVEN ROBERT APPLETON, AN UNMARRIED MAN

KENNETH GILMORE SMITH, A MARRIED MAN

4033 BROOKSIDE LANE, BOISE, IDAHO 83701

WITNESSETH that under and in consideration of lawful money of the United States of America, in hand paid by the Grantor, the receipt whereof is hereby acknowledged, does by these premises convey, release and forever UNCLAIM, unto the said Grantee and to its heirs and assigns, all that certain lot, piece or parcel of land, situated, lying and being in, County of Blaine, State of Idaho, bounded and particularly described as follows, to wit:

SEE EXHIBIT "A" ATTACHED HERETO AND BY THIS REFERENCE INCORPORATED HERETH.

See Exhibit "B" attached hereto and by this reference incorporated hereth.

[Handwritten signature]

Exhibit B not attached

TOGETHER With all and singular the tenements, hereditaments and appurtenances thereto in anywise appertaining, the reversion and reversions, remainder and remainders, rents, issues and profits thereof

TO HAVE AND TO HOLD, All and singular the said premises, together with the appurtenances, unto the Grantee and to its heirs and assigns forever

IN WITNESS WHEREOF, The said Grantor has hereunto set its hand and seal this day and year first above written

[Handwritten signature]
STEVEN ROBERT APPLETON

State of

County of

On this *14th* day of June, 1995, before me, the undersigned, a Notary Public, in and for said State, personally appeared STEVEN ROBERT APPLETON

known to me and acquainted to me on the basis of satisfactory evidence, to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same.

WITNESS MY HAND AND OFFICIAL SEAL

[Handwritten signature]
Notary Public
Residing at
Commission Expires

COPY

A PARCEL OF LAND WITHIN SECTION 3, TOWNSHIP 10 NORTH, RANGE 13 EAST, BOISE MERIDIAN, CUSTER COUNTY, IDAHO, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

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THENCE N. 89 DEGREES 50' 31" W., 1329.81 FEET TO THE SOUTHWEST CORNER OF THE SE4SE4 OF SAID SEC 3;

THENCE N. 00 DEGREES 15' 34" E., 1318.04 FEET TO THE NORTHWEST CORNER OF THE SE4SE4 OF SAID SEC. 3;

THENCE N. 89 DEGREES 53' 26" W., 1321.31 FEET TO THE NORTHWEST CORNER OF THE SW4SE4 OF SAID SEC. 3;

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THENCE ALONG THE EASTERLY BOUNDARY OF SAID KECHANE PARCEL N. 01 DEGREES 57' 56" W., 300.00 FEET TO A PIPE;

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THENCE ALONG SAID RIVER BANK N. 07 DEGREES 11' 14" W., 163.89 FEET;

THENCE ALONG SAID RIVER BANK N. 01 DEGREES 12' 26" E., 311.71 FEET;

THENCE ALONG SAID RIVER BANK N. 07 DEGREES 15' 43" E., 332.78 FEET;



COPY

THENCE ALONG SAID RIVER BANK N. 08 DEGREES 00' 00" W., 121.31 FEET;

THENCE ALONG SAID RIVER BANK N. 13 DEGREES 15' 34" E., 207.00 FEET;

THENCE ALONG SAID RIVER BANK N. 16 DEGREES 05' 16" E., 133.24 FEET;

THENCE ALONG SAID RIVER BANK N. 11 DEGREES 00' 00" E., 214.52 FEET;

THENCE ALONG SAID RIVER BANK N. 41 DEGREES 00' 00" E., 100.05 FEET;

THENCE ALONG SAID RIVER BANK N. 50 DEGREES 30' 14" E., 182.34 FEET TO A POINT S. 00 DEGREES 00' 00" E., 15.7 FEET FROM A POINT OF ROCKS DESCRIBED IN A DEED FILED UNDER INSTRUMENT NO. 141546, RECORDS OF CUSTER COUNTY;

THENCE S. 00 DEGREES 00' 00" E., 108.44 FEET TO THE NORTH BOUNDARY OF LOT 7, SEC. 3;

THENCE S. 89 DEGREES 50' 07" E., 2523.91 FEET TO THE NORTHEAST CORNER OF THE SEAKED OF SEC. 3;

THENCE S. 00 DEGREES 10' 50" W., 1323.74 FEET TO A 6" X 6" CAP MARKING THE EAST 1/4 CORNER OF SEC. 3;

THENCE S. 00 DEGREES 09' 02" W., 2616.33 FEET TO THE TRUE POINT OF BEGINNING.

TOGETHER WITH AN EASEMENT FOR INGRESS AND EGRESS DESCRIBED IN BRIDGE AND ROAD CONVEYANCE RECORDED OCTOBER 5, 1965 IN BOOK 6 OF AGREEMENTS AT PAGE 213, RECORDS OF CUSTER COUNTY, IDAHO.

0209062

Donna Smith
Donna Smith

4:15 P.M.

7-11-1975

Clarence J. Murphy
92

Page _____



STEWART TITLE
1100 EAST 10TH AVE.

Mansfield, Debra

From: Mansfield, Debra
Sent: Wednesday, June 25, 2025 5:31 PM
To: IdwrPayable
Subject: REFUND: Kenneth Smith

TO: Sascha Marston, Susan Steed

FROM: Debra Mansfield

DATE: June 25, 2025

RE: Refund: Notice Of Change In Water Right Ownership

Kenneth Smith submitted a Notice of Change in Water Right Ownership but could not provide an adequate deed to complete the request.

Please issue a refund of \$25.00 to:

KENNETH SMITH
PO BOX 142
STANLEY ID 83278

RECEIPT #

C120317

Thank you,

Debra Mansfield | Technical Records Specialist 1
IDWR – State Office
322 E Front St, Boise ID 83702-7371
(208) 287-4921 | Debra.Mansfield@idwr.idaho.gov