

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

NOV 09 2021

NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

DEPT. OF WATER RESOURCES
SOUTHERN REGION

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?
72-16993 72-16654	Yes ☒	Yes ☐		Yes ☐	Yes ☐
72-16994 72-16656	Yes ☒	Yes ☐		Yes ☐	Yes ☐
72-16995 72-16658	Yes ☒	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Thomas V. McGowan + Becky J. McGowan
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Irv + Colleen McFadden + Brian + Mary Thielges
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or
2602 W. Hill Rd. Boise ID 83702
Mailing address City State Zip
515-468-8101/208-241-5761 iowafarmloan@gmail.com or
Telephone Email Irv.McFadden@gmail.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: 2-16-21
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: Brian L. Thielges
Signature of new owner/claimant
Brian L. Thielges
Print name

Title, if applicable

Date

SUPPORT DATA

IN FILE # 72-16654

Signature: _____
Signature of new owner/claimant
Print name

Title, if applicable

Date

Received by SG Date 11/9/21

For IDWR Office Use Only:

Receipt No. 5038931/5038932Receipt Amt. 475.00/1300.00Active 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 JSDate 12-6-2021



Pioneer Title Co.
GOING BEYOND

491 N. Main Street, Suite 102
Ketchum, ID 83340

ELECTRONICALLY RECORDED-DO NOT
REMOVE THE COUNTY STAMPED FIRST
PAGE AS IT IS NOW INCORPORATED AS
PART OF THE ORIGINAL DOCUMENT

Instrument # 259819

CHALLIS, CUSTER, IDAHO
02-16-2021 08:17:53 No. of Pages: 3
Recorded for: PIONEER TITLE CANYON - CALDWELL
Lura H. Baker Fee: \$15.00
Ex-Officio Recorder Deputy: KW

File No. 752274 / ATEC 530011

WARRANTY DEED

For Value Received Thomas V. McGowan and Becky McGowan, husband and wife
hereinafter referred to as Grantor, does hereby grant, bargain, sell, warrant and convey unto

Brian L. Thielges and Mary R. Thielges, husband and wife, as community property with right of
survivorship, and Irvin McFadden and Colleen McFadden, husband and wife, as community property
with right of survivorship

hereinafter referred to as Grantee, whose current address is 4504 82nd St Urbandale, IA 50322

The following described premises, to-wit:

See Exhibit A attached hereto and made a part hereof.

To HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee(s), and
Grantees(s) heirs and assigns forever. And the said Grantor(s) does (do) hereby covenant to and with the
said Grantee(s), the Grantor(s) is/are the owner(s) in fee simple of said premises; that said premises are
free from all encumbrances EXCEPT those to which this conveyance is expressly made subject and those
made, suffered or done by the Grantee(s); and subject to U.S. Patent reservations, restrictions,
dedications, easements, rights of way and agreements, (if any) of record, and current years taxes, levies,
and assessments, includes irrigation and utility assessments, (if any) which are not yet due and payable,
and that Grantor(s) will warrant and defend the same from all lawful claims whatsoever.

Dated: February 9, 2021

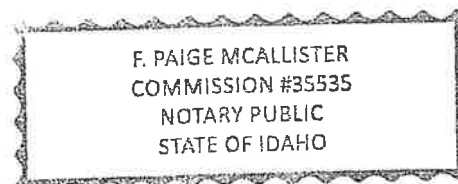
Thomas V. McGowan
Thomas V. McGowan

Becky McGowan
Becky McGowan

State of Idaho, County of Blaine

This record was acknowledged before me on February 12, 2021 by Thomas V. McGowan and Becky McGowan.

F. Paige McAllister
Signature of notary public
Commission Expires: 1/5/24



File No. PTC 752274 / ATEC 530011

EXHIBIT A

Parcel I:

A portion of Section 28, T. 11 N., R. 17 E., Boise Meridian, Custer County, Idaho, more particularly described as follows:

COMMENCING at the N-C 1/16TH Corner of said Section 28, from which the NE 1/16TH Corner of said Section 28 bears S89°55'15"E a distance of 1319.61 feet, said Bearing being the Basis of Bearing of this description; thence S00°00'00"E along the east line of the SE1/4 NW1/4 of said Section 28 a distance of 1183.00 feet to a found 5/8" iron rod with plastic cap marked "PLS 4988"; thence leaving said east line S90°00'00"E a distance of 431.20 feet to a found 5/8" iron rod with plastic cap marked "PLS 4988"; thence S00°00'00"E a distance of 233.33 feet to a 5/8" iron rod with plastic cap marked "PLS 4988" found at the POINT OF BEGINNING; thence N89°00'00"E a distance of 556.18 feet to a point in the center of Squaw Creek Road; thence along the centerline of said Road the following courses:

Along the arc of a curve to the left having a length of 163.37 feet, a radius of 500.00 feet, a central angle of 18°43'16", and a chord bearing S17°08'22"E a distance of 162.65 feet;

S26° 30'00"E a distance of 493.86 feet;

Along the arc of a curve to the right having a length of 56.72 feet, a radius of 500.00 feet, a central angle of 6°29'59", and a chord bearing S23°15'00"E a distance of 56.69 feet;

S20°00'00"E a distance of 224.17 feet;

Along the arc of a curve to the left having a length of 201.67 feet, a radius of 500.00 feet, a central angle of 23°06'37", and a chord bearing S31°33'17"E a distance of 200.31 feet to a point on the projected intersection with the northerly right-of-way line of Whitetail Drive; thence leaving said centerline and along the northerly right-of-way of Whitetail Drive the following courses:

S53°00'00"W a distance of 372.07 feet to a found 5/8" iron rod with plastic cap marked "PLS 4988";

Along the arc of a curve to the left having a length of 216.00 feet, a radius of 225.00 feet, a central angle of 55°00'13", and a chord bearing S25°30'00"W a distance of 207.79 feet to a found 5/8" iron rod with plastic cap marked "PLS 4988";

thence leaving said right-of-way N88°00'00"W a distance of 427.20 feet a found 5/8" iron rod with plastic cap marked "PLS 4988"; thence N90°00'00"W a distance of 476.06 feet to a 5/8" iron rod with plastic cap marked "PLS 4988" found on the easterly meander line of the Salmon River; thence along said meander line the following courses:

N08°00'00"E a distance of 167.97 feet;

N04°15'00"W a distance of 412.50 feet;

N18°30'00"W a distance of 518.10 feet;

N38°15'01"W a distance of 277.97 feet;

thence leaving said meander line N57°43'32"E a distance of 230.74 feet to a set 5/8 iron rod with plastic cap marked "PLS 11969"; thence N89°00'00"E a distance of 409.99 feet to the POINT OF BEGINNING. The above described Parcel contains an area of 36.93 acres, more or less.

Parcel II:

An Easement for Ingress/Egress and Utility Easement, varying in width, and more particularly described as follows:

COMMENCING at the N-C 1/16TH Corner of said Section 28; thence S35°03'53"E a distance of 1718.53 feet to a point on the Centerline of Squaw Creek Road, said point being the POINT OF BEGINNING; thence 50 feet offset south from and parallel with the following described line: S89°00'00"W a distance of 656.18 feet; thence 20 feet offset south from and parallel with the following described line: S89°00'00"W a distance of 309.99 feet; S57°43'32"W a distance of 230.74 feet; thence 40 feet offset northeast from and parallel with the following described line: S38°15'01"E a distance of 125.00 feet; thence 20 feet offset east from and parallel with the following described line: S38°15'01"E a distance of 152.97 feet; S18°30'00"E a distance of 57.73 feet to the POINT OF TERMINUS. The sidelines of said easement shall be lengthened or shortened to conform to grantors and grantees property lines.

State of Idaho
Department of Water Resources
Water Right License
72-16654

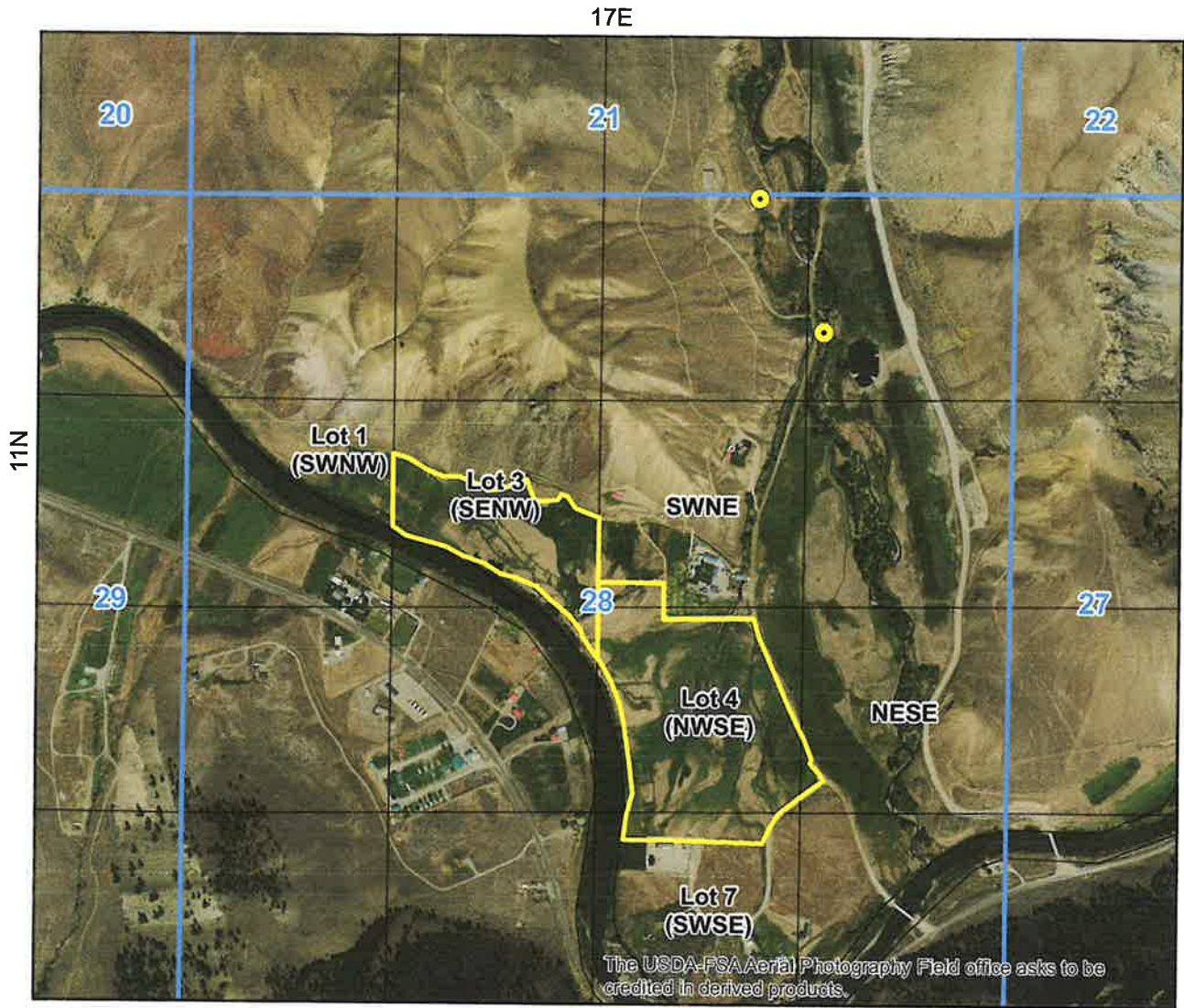


- Point of Diversion
- Place Of Use Boundary
- Townships
- PLS Sections
- Quarter Quarters

0 0.05 0.1 0.2 Miles



State of Idaho
Department of Water Resources
Water Right License
72-16656



-  Point of Diversion
-  Place Of Use Boundary
-  Townships
-  PLS Sections
-  Quarter Quarters

0 0.125 0.25 0.5 Miles



State of Idaho
Department of Water Resources
Water Right License
72-16658



-  Point of Diversion
-  Place Of Use Boundary
-  Townships
-  PLS Sections
-  Quarter Quarters

0 0.125 0.25 0.5 Miles



Bitzenburg, James

From: Bitzenburg, James
Sent: Tuesday, December 7, 2021 9:11 AM
To: IdwrPayable
Subject: Request for Refund

IDWR Payable-

On November 9, 2021, the Department received a *Notice of Change in Water Right Ownership* from Irwin and Colleen McFadden, and Brian and Mary Thielges. The Notice was accompanied with \$375.00 in fees. After review, it was determined that only \$300.00 in fees was required. Could you issue a refund for the extra \$75.00 in fees? The fee was paid by Brian and Mary Thielges. Their address is:

**BRIAN & MARY THIELGES
4504 82ND ST
URBAN DALE IA 50322-1035**

They paid for the notice with two checks- check #1513 for \$75.00, IDWR receipt #S038931 and check #1514 for \$300.00, IDWR receipt #S038932. Thank you and let me know if you need any more information.

Jim

**Jim Bitzenburg
Senior Water Resource Agent
Idaho Department of Water Resources
Southern Regional Office
Phone (208)-293-9909
james.bitzenburg@idwr.idaho.gov**



IDAHO DEPARTMENT OF
WATER RESOURCES

Southern Region • 650 Addison Ave W, Suite 500 • Twin Falls, ID 83301-5858

Phone: 208-736-3033 • Fax: 208-736-3037 • Email: southerninfo@idwr.idaho.gov • Web: idwr.idaho.gov

Governor Brad Little

Director Gary Spackman

December 06, 2021

IRVIN & COLLEEN MC FADDEN
2602 W HILL RD
BOISE ID 83702-0631

BRIAN & MARY THIELGES
4504 82ND ST
URBAN DALE IA 50322-1035

Re: Change in Water Right Ownership: 72-16654 (Split into 72-16654 and 72-16993), 72-16658 (Split into 72-16658 and 72-16995), 72-16656 (Split into 72-16656 and 72-16994)

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.

In processing of the Notice of Change in Water Right Ownership it was noted that the fee paid was \$375.00, while only \$300.00 was needed, as \$100.00 pays for a split of a right and one ownership change. I will initiate a refund of the extra \$75.00 paid in fees with our State office.

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) 293-9909.

Sincerely,

A handwritten signature in black ink, appearing to read "Jim Bitzenburg", with a long horizontal flourish extending to the right.

Jim Bitzenburg
Senior Water Resource Agent

Enclosure(s)

CC: WD-72D; Thomas and Becky McGowan