

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

COPY RECEIVED

NOV 18 2021

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?
~~65-12469~~	Yes ☐	Yes ☐		Yes ☐	Yes ☐
Cancelled 12/13/21	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Douglas Youren
Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): John Rais Jo Rais
New owner(s) as listed on the conveyance document Name connector ☐ and ☒ or

149 Anderson Cr Rd
Mailing address

Garden Valley Id 83622
City State Zip

208-431-3011
Telephone

jrais@frontier.net
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: 4/26/2004

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.

8. Signature: John J. Rais 11/18/21
Signature of new owner/claimant Title, if applicable Date
John J. Rais
Print name

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

Print name

For IDWR Office Use Only:

Received by CE Date 11/18/2021 Receipt No. W049937 Refunded 12/13/2021 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 _____

3 j

WARRANTY DEED

File No.: **4102-376891 (PC)**

Date: **April 26, 2004**

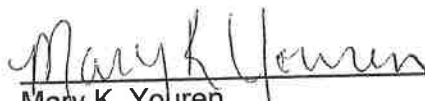
For Value Received, **Douglas S. Youren and Mary K. Youren, husband and wife**, hereinafter referred to as Grantor, does hereby grant, bargain, sell and convey unto **John Rais and Joanne Rais, husband and wife**, hereinafter referred to as Grantee, whose current address is **149 Anderson Creek Road, Garden Valley, ID 83622**, the following described premises, situated in **Boise County, Idaho**, to wit:

See legal description attached hereto and made a part Hereof.

APN: **#RP09N04E146650A**

TO HAVE AND TO HOLD the said premises, with their appurtenances, unto said Grantee, and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U.S. Patent reservations, restrictions, easements of record and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.


Douglas S. Youren


Mary K. Youren

APN:

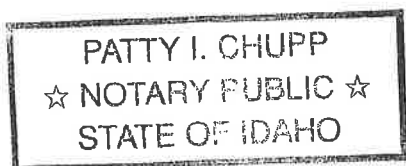
Warranty Deed
- continued

File No.: **4102-376891 (PC)**
Date: **04/26/2004**

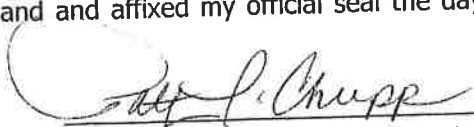
STATE OF Idaho)
SS.
COUNTY OF Ada)

On this **Twenty-sixth** day of **April, 2004**, before me, a Notary Public in and for said State, personally appeared **Douglas S. Youren and Mary K. Youren**, known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged to me that he/she/they executed the same.

In witness whereof, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.



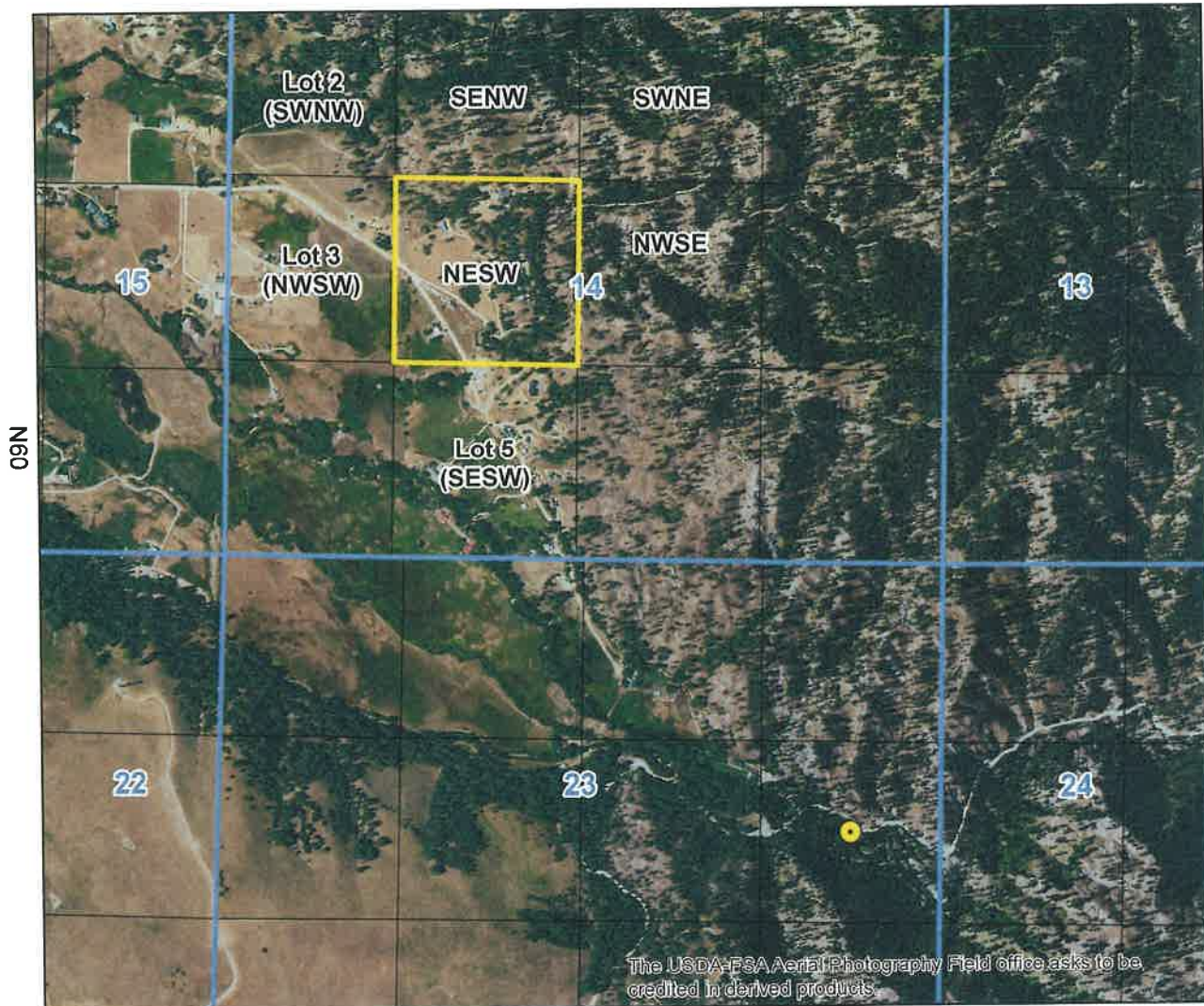
My Commission Expires 5-8-2004.


Notary Public for the State of Idaho
Residing at: Boise, ID
My Commission Expires: 5/8/2004

State of Idaho
Department of Water Resources
Attachment to Water Right License
65-22469

This map depicts the STOCKWATER place of use boundary for this water right at the time of this approval and is attached to the approval document solely for illustrative purposes.

04E



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

0 0.15 0.3 0.6 Miles





IDAHO DEPARTMENT OF
WATER RESOURCES

Western Region • 2735 W Airport Way • Boise, ID 83705-5082

Phone: 208-334-2190 • Fax: 208-334-2348 • Email: westerninfo@idwr.idaho.gov • Web: idwr.idaho.gov

Governor Brad Little

Director Gary Spackman

December 13, 2021

JOHN & JOANNE RAIS
149 ANDERSON CREEK RD
GARDEN VALLEY ID 83622-8095

RE: Change in Ownership for Water Right No(s): 65-22469

Dear Interested Parties:

The Idaho Department of Water Resources (Department) received a Notice of Change in Water Right Ownership (Notice) from you on November 18, 2021 for the above referenced water rights. The Notice could not be processed because water right no. 65-22469 does not relate to the property described in your deed.

Per a phone call with John Rais on December 13, 2021, the Department is cancelling your Notice of Change in Water Right Ownership for the above-referenced water right.

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 you under separate cover from the Idaho State Controller's Office.

If you have any questions regarding this matter, please contact me at (208) 334-2190.

Sincerely,

Lynne Evans
Office Specialist II

Enclosure(s)

Evans, Lynne

From: Evans, Lynne
Sent: Monday, December 13, 2021 2:56 PM
To: IdwrPayable
Subject: Refund Request - Rais

TO: Sascha Marston, Brenda Corbett

FROM: Lynne Evans

DATE: December 13, 2021

RE: Refund: Ownership Change

John & Joanne Rais submitted a change in ownership, but the water right did not apply to the property in their deed.

Please issue a refund of \$25 to:

JOHN RAIS
149 ANDERSON CREEK RD
GARDEN VALLEY ID 83622-8095

RECEIPT #

W049937

Lynne Evans | Office Specialist II
IDWR - Western Region
2735 W Airport Way, Boise ID 83705
(208) 334-2190 | lynne.evans@idwr.idaho.gov



IDAHO DEPARTMENT OF
WATER RESOURCES

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Governor Brad Little

Director Gary Spackman

December 06, 2021

JOHN & JOANNE RAIS
149 ANDERSON CREEK RD
GARDEN VALLEY ID 83622-8095

RE: Change in Ownership for Water Right No(s): 65-22469

Dear Interested Parties:

The Department of Water Resources (Department) acknowledges receipt of your Notice of Change in Water Right Ownership (Notice). Our review of your Notice indicates that additional information is required before the Department can process the change. The information required is indicated below:

- Evidence of Water Right Ownership: copy of Deed, Title Policy, Contract of Sale, or other legal document indicating your ownership of the property and/or water rights in question

During our review of the documentation you submitted we found discrepancies between that documentation and the legal description of the place of use for the water right(s) indicated in your Notice. Water right no. 65-22469 does not relate to the property described in your submitted deed. A water right report and map are enclosed for your reference.

If you own the property the water right relates to, or the water right itself separated from the land, please submit additional documentation showing your ownership.

If you do not own the property or water right, you may contact our office to cancel your request and receive a refund for your processing fee.

Because the Department cannot process the Notice without proper documentation, we will hold any action on your Notice pending receipt of the necessary information. If we do not receive the necessary information within 30 days we will return your Notice and all attachments and your Notice will not be processed.

Also, please note that permit holders are required to report any change of ownership and/or mailing address to the Department within 120 days of the change. Forms to assign ownership or update your address are available from any office of the Department or on the Department's website.

If you have any questions regarding this matter, please contact me at (208) 334-2190.

Sincerely,

Lynne Evans
Office Specialist II

Enclosure(s)

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

12/6/2021

Water Right 65-22469

Owner Type **Name and Address**
Current Owner DOUGLAS YOUREN
 149 ANDERSON CREEK RD
 GARDEN VALLEY, ID 83622
 (208) 462-3797

Current Owner MARY KAY YOUREN
 149 ANDERSON CREEK RD
 GARDEN VALLEY, ID 83622
 (208) 462-3797

Priority Date: 5/2/1912

Basis: Decreed

Status: Active

Source
ANDERSON CREEK

Tributary
MIDDLE FORK PAYETTE RIVER

Beneficial Use	From	To	Diversion Rate	Volume
STOCKWATER	01/01	12/31	0.020 CFS	
	Total Diversion		0.020 CFS	

Source and Point(s) of Diversion

ANDERSON CREEK SENE Sec. 23, Twp 09N, Rge 04E, BOISE County

Place Of Use

STOCKWATER within BOISE County

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
09N	04E	14									X								

Conditions of Approval:

1. N13 THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.
2. 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.
3. N11 THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
4. N15 THE APPROPRIATOR IS ENTITLED TO THE QUANTITY OF WATER DESCRIBED FOR STOCK WATER PURPOSES AT A POINT OF MEASUREMENT WHERE THE DELIVERY DITCH ENTERS THE PLACE OF USE DESCRIBED.

Dates and Other Information

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

12/6/2021

Decreed Date: 7/31/2003
Civil Case Number: 39576
Judicial District: FIFTH
Owner Name Connector: Or
Water District Number: 65
Mitigation Plan: False

Combined Use Limits

N/A

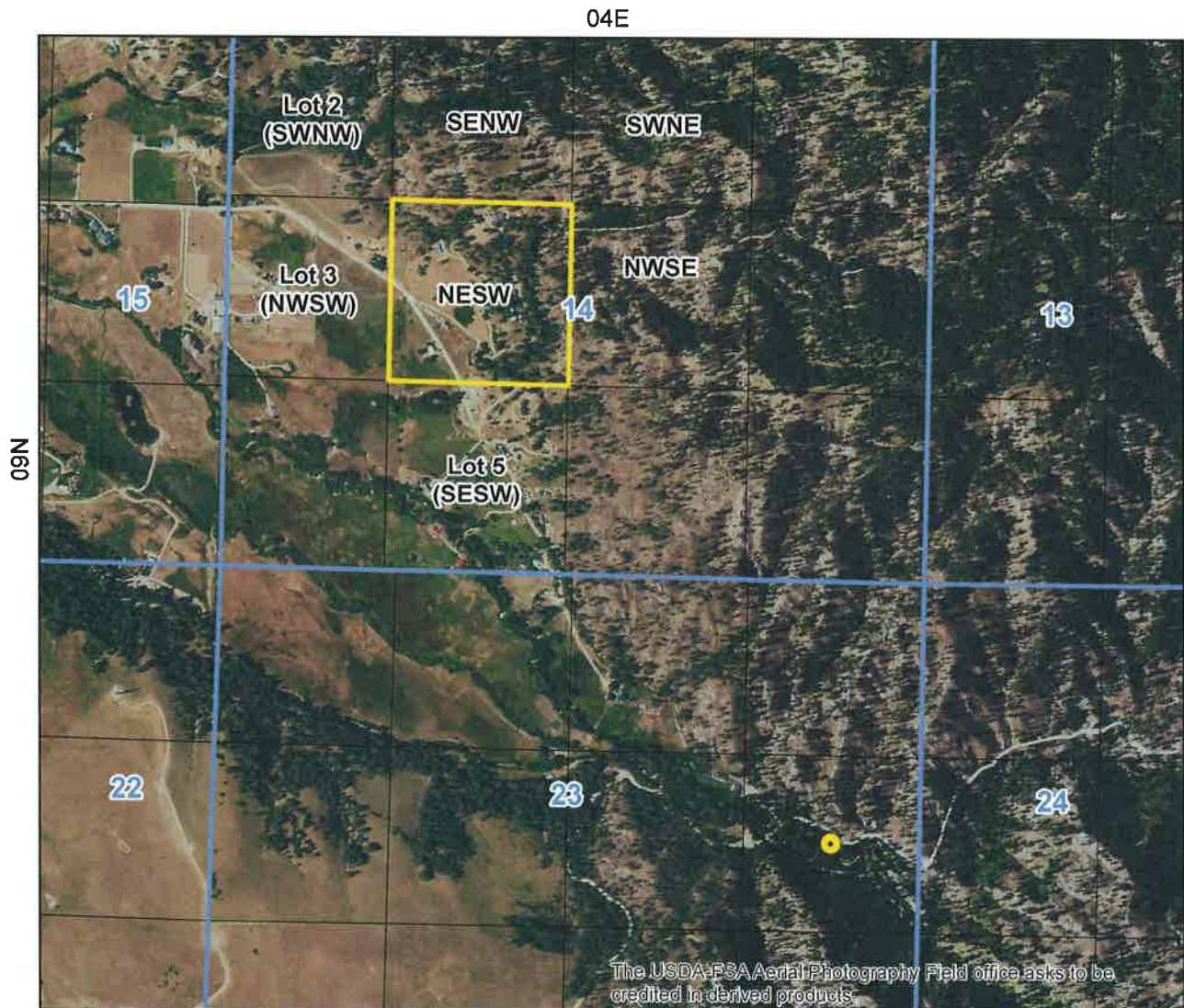
SubCase:

N/A

Water Supply Bank:

N/A

State of Idaho
Department of Water Resources
Water Right License
65-22469



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

0 0.15 0.3 0.6 Miles

