

RECEIVED

AUG 19 2021

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESDEPT. OF WATER RESOURCES
SOUTHERN 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 #6 of the instructions.

Water Right/Claim No.	Split?	Leased to Water Supply Bank?	Water Right/Claim No.	Split?	Leased to Water Supply Bank?
37-11201	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: Chad & Jessica Huber
Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): Austine Hover
New owner(s) as listed on the conveyance document

PO Box 293 Gooding ID 83330
Mailing address City State ZIP
986-999-0835 airdogg13@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: 4/2/2021

6. If the water right is leased to the Water Supply Bank changing ownership of a water right will reassign to the new owner any Water Supply Bank leases associated with the water right. Payment of revenue generated from any rental of a leased water right requires a completed IRS Form W-9 for payment to be issued to an owner. A new owner for a water right under lease shall supply a W-9. Water rights with multiple owners must specify a designated lessor, using a completed Lessor Designation form. Beginning in the calendar year following an acknowledged change in water right ownership, compensation for any rental will go to the new owner(s).

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: Austine Hover 8/17/2021
Signature of new owner/claimant Title, if applicable Date

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

For IDWR Office Use Only:

Received by SG Date 8/19/21 Receipt No. 5038781 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 ☐

Processed by SB 10-29-21
RETURNED

AH



Order Number: 21402599

Warranty Deed

For value received,

Jessica Huber and Chad Huber, wife and husband

the grantor, does hereby grant, bargain, sell, and convey unto

Austine E. Hover, an unmarried woman

whose current address is _____

the grantee, the following described premises, in Gooding County, Idaho, to wit:

PARCEL NO. 1:

TOWNSHIP 6 SOUTH, RANGE 14 EAST OF THE BOISE MERIDIAN, GOODING COUNTY, IDAHO

Section 5: A parcel of land located in the S½SW¼ of said Section 5 and more particularly described as follows:

Beginning at the Southwest (SW) corner of said Section 5 (which lies South 89° 41' 27" West a distance of 2642.28 feet from the South (S¼) Quarter Corner);

Thence North 00° 08' 40" East for a distance of 275.00 feet to THE TRUE POINT OF BEGINNING;

Thence continuing North 00° 08' 40" East for a distance of 229.59 feet;

Thence North 89° 56' 18" East for a distance of 190.01 feet;

Thence South 00° 08' 40" West for a distance of 229.59 feet;

Thence South 89° 56' 18" West for a distance of 186.29 feet;

Thence South 89° 58' 16" West for a distance of 3.72 feet to THE TRUE POINT OF BEGINNING.

Order Number: 21402599

Warranty Deed - Page 1 of 3

PARCEL NO. 2:

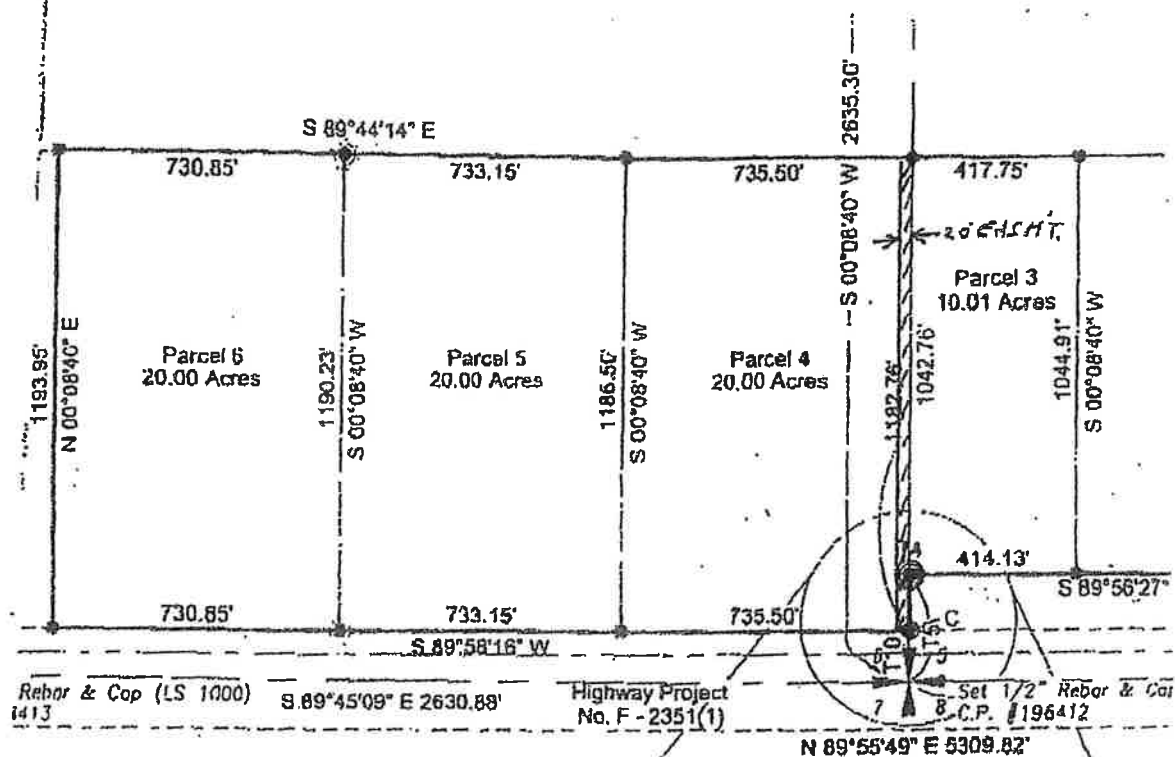
A 20.00 foot wide vehicular access and utility easement for the benefit of Parcel No. 1, as created by Road Maintenance Agreement and Easement Description, recorded February 25, 2003 as Instrument No. 199338, described as follows:

A 20.00 foot wide vehicular access and utility easement located in a portion of S½SE¼, Section 6, Township 6 South, Range 14 East Boise Meridian, Gooding County, Idaho, being more particularly described as follows:

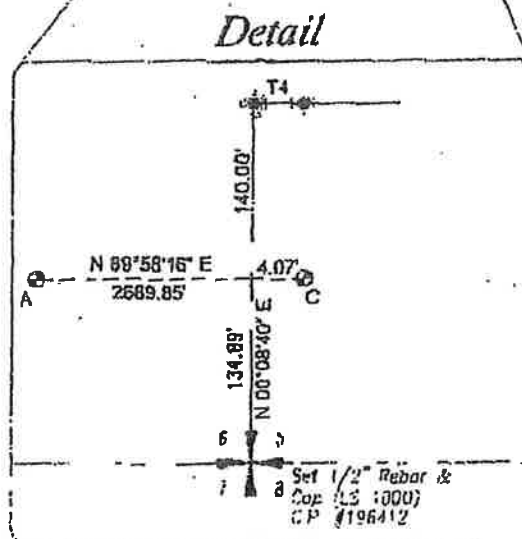
Commencing at the Southeast corner of Section 6. Said point lies South 89°45'09" East, 2630.88 feet from the South quarter corner of Section 6;
Thence North 00°08'40" East, 134.89 feet along the East boundary of Section 6 to a point on the Northerly right of way boundary of Highway Project F-2351(1) and being THE REAL POINT OF BEGINNING;
Thence North 00°08'40" East, 1182.76 feet along the East boundary of Section 6;
Thence North 89°44'14" West, 20.00 feet along the North boundary of S½SE¼, Section 6;
Thence South 00°08'40" West, 1182.86 feet to a point on the Northerly right of way boundary of Highway Project F-2351(1);
Thence North 89°58'16" East, 20.00 feet along said right of way to THE REAL POINT OF BEGINNING.

To have and to hold the said premises, with their appurtenances unto the said Grantee, its heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that Grantor is the owner in fee simple of said premises; that they are free from all encumbrances except those to which this conveyance is expressly made subject and those made, suffered or done by the Grantee; and subject to all existing patent reservations, easements, right(s) of way, protective covenants, zoning ordinances, and applicable building codes, laws and regulations, general taxes and assessments, including irrigation and utility assessments (if any) for the current year, which are not due and payable, and that Grantor will warrant and defend the same from all lawful claims whatsoever. Whenever the context so requires, the singular number includes the plural.

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TANGENT TABLE	
DISTANCE	BEARING
25.09'	S 89°53'58" W
134.89'	N 00°08'40" E
240.45'	N 54°26'07" E
135.95'	N 00°35'32" E
38.99'	N 89°58'16" E





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

October 29, 2021

AUSTINE HOVER
PO BOX 293
GOODING ID 83330

Re: Change of Ownership for Right 37-11201

Dear Water Right Holder(s):

The change in ownership for water right 37-11201, which was listed on the Notice of Change in Water Right Ownership (Notice) received in our office on August 19, 2021, cannot be processed because none of the conveyance documents submitted demonstrate ownership of land to which 37-11201 is appurtenant. The conveyance documents convey land in Section 5, T06S, R14E, while 37-11201 is appurtenant to land in Section 6, T06S, R14E.

Because we cannot process the Notice, we are returning the Notice and associated documents and I will initiate a refund of the \$25.00 fee to you.

If you have any questions concerning the enclosed information, please contact me at (208) 293-9909.

Sincerely,

Jim Bitzenburg
Senior Water Resource Agent

Enclosure(s)

Bitzenburg, James

From: Bitzenburg, James
Sent: Friday, October 29, 2021 1:47 PM
To: IdwrPayable
Subject: Request for Refund

IDWR Payable-

On August 19, 2021, the Department received a *Notice of Change in Water Right Ownership* from Austine Hover. The Notice was accompanied by a \$25.00 fee. After review, it was determined that the Notice could not be processed, and we have returned it to her. Could you issue a refund for the \$25.00 fee? The fee was paid by Austine Hover. His address is:

**AUSTINE HOVER
PO BOX 293
GOODING ID 83330**

She paid for the notice with check #1091, and the receipt number is S038781. 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**