

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

FEB 03 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 #6 of the instructions.

Water Right/Claim No.	Split?	Leased to Water Supply Bank?	Water Right/Claim No.	Split?	Leased to Water Supply Bank?
65-8568	Yes ☐	Yes ☐		Yes ☐	Yes ☐
65-8569	Yes ☒	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: James & Rachel Stone; Rachel Stone
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Colton S. Brown and Kendra D. Brown
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or
- | | | | |
|------------------------|-----------------------------|--------------|--------------|
| <u>PO Box 606</u> | <u>Donnelly</u> | <u>ID</u> | <u>83615</u> |
| <u>Mailing address</u> | <u>City</u> | <u>State</u> | <u>ZIP</u> |
| <u>509-855-1335</u> | <u>kbrown89@outlook.com</u> | | |
| <u>Telephone</u> | <u>Email</u> | | |
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: 12-23-2020
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):
 - \$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.

SUPPORT DATA

IN FILE # 65-8568

8. Signature: [Signature] Member 12/23/20
 Signature of new owner/claimant Title, if applicable Date
- Signature: [Signature] Member 12/23/20
 Signature of new owner/claimant Title, if applicable Date

For IDWR Office Use Only:

Received by LE Date 02/03/2021 Receipt No. W049064 Receipt Amt. \$125.00

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 LM Processed by LM Date 06/19/2021

COPY

Instrument # 435965
VALLEY COUNTY, CASCADE, IDAHO
12-23-2020 15:34:64 No. of Pages: 4
Recorded for: AMERITITLE - CASCADE
DOUGLAS A. MILLER Fee: \$15.00
Ex-Officio Recorder Deputy: AMF
Electronically Recorded by Simplifile

WARRANTY DEED

For Value Received, Teresa Ann Stone Mahoney and Donald G. Stone, as Co-Trustees of the James and Rachel Stone Family Trust, dated July 18, 1996, of P. O. Box 240, Donnelly, Idaho 83615, Grantor, do hereby grant, bargain, sell and convey unto Colton S. Brown and Kendra D. Brown, husband and wife, of P. O. Box 606, Donnelly, Idaho 83615 Grantees, all of Grantor's right, title and interest in and to the following described premises situated in Valley County, Idaho, to-wit:

The North $\frac{1}{2}$ of the NW $\frac{1}{4}$ of Section 26, Township 16 North, Range 3 East, Boise Meridian, Valley County, Idaho (containing 80 acres, more or less); and

The North $\frac{1}{2}$ of the North $\frac{1}{2}$ of the Northwest $\frac{1}{4}$ of the Northeast $\frac{1}{4}$ of Section 26, Township 16 North, Range 3 East, Boise Meridian, Valley County, Idaho (containing 10.0005 acres, more or less)

Said parcels are also identified as Valley County Assessor's Parcel #'s RP16N03E262405 and RP16N03E260605.

RESERVING UNTO GRANTOR, its successors in interest and assigns, a non-exclusive sixty-foot (60') wide easement for ingress and egress across the above-described 80-acre parcel for road and utility access to the adjacent 20-acre parcel owned by Grantor, described as follows:

The North $\frac{1}{2}$ of the Southeast $\frac{1}{4}$ of the Northwest $\frac{1}{4}$ of Section 26, Township 16 North, Range 3 East, Boise Meridian, Valley County, Idaho.

Also identified as Valley County Assessor's Parcel # RP16N03E264205.

The easement reserved to Grantor is sixty feet (60') in width beginning at the Northeast corner of the 80-acre parcel described above and running South along the East side of the 80-acre parcel to Grantor's 20-acre parcel described above.

The easement is non-exclusive because it may also be accessed and used by the Grantees, their heirs, successors and assigns.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantees that it is the owner in fee simple of said premises; that they are free from all encumbrances except current year taxes, conditions, covenants, restrictions, reservations, easements, rights and rights of way, apparent or of record, and that it will warrant and defend the same from all lawful claims whatsoever.

THE JAMES AND RACHEL STONE FAMILY TRUST
Dated July 18, 1996

By: Teresa Ann Stone Mahoney
Teresa Ann Stone Mahoney
Trustee

12/23/2020
Date

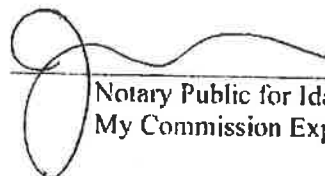
STATE OF IDAHO)

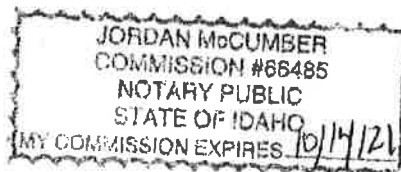
Ss.

County of Valley)

On the date as first set forth above, before me, the undersigned, a Notary Public in and for the said State, personally appeared **Teresa Ann Stone Mahoney**, known or identified to me to be the person who executed the forgoing instrument as **Trustee of the James and Rachel Stone Family Trust dated July 18, 1996**, and acknowledged to me that she executed the same as such Trustee.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal
this 23rd day of December, 2020.


Notary Public for Idaho
My Commission Expires: 10/14/2021



THE JAMES AND RACHEL STONE FAMILY TRUST
Dated July 18, 1996

By: 
Donald G. Stone
Trustee

12/21/2020
Date

STATE OF CALIFORNIA)

Ss.

County of Riverside)

On the date as first set forth above, before me, the undersigned, a Notary Public in and for the said State, personally appeared **Donald G. Stone**, known or identified to me to be the person who executed the forgoing instrument as **Trustee of the James and Rachel Stone Family Trust dated July 18, 1996**, and acknowledged to me that he executed the same as such Trustee.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal this 21 day of December, 2020.


Notary Public for California
My Commission Expires: 5.10. 2022

Ack
Attached

CALIFORNIA CERTIFICATE OF ACKNOWLEDGMENT

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California)

County of RIVERSIDE)

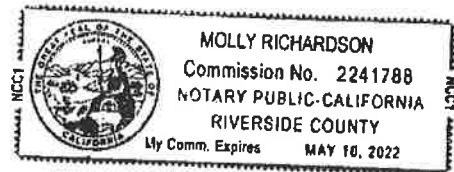
On 12/21/2020 before me, Molly Richardson ^{NOTARY} public
(here insert name and title of the officer)

personally appeared DONALD G. STONE

who proved to me on the basis of satisfactory evidence 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 his/~~her/their~~ authorized capacity(ies), and that by his/~~her/their~~ signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.



Signature [Signature]

(Seal)

Optional Information

Although the information in this section is not required by law, it could prevent fraudulent removal and reattachment of this acknowledgment to an unauthorized document and may prove useful to persons relying on the attached document.

Description of Attached Document

The preceding Certificate of Acknowledgment is attached to a document titled/for the purpose of WARRANTY DEED

containing 3 pages, and dated 12/21/2020

The signer(s) capacity or authority is/are as:

- ☐ Individual(s)
- ☐ Attorney-in-Fact
- ☐ Corporate Officer(s)

- ☐ Guardian/Conservator
- ☐ Partner - Limited/General
- ☒ Trustee(s)
- ☐ Other

representing: [Signature]
Name(s) of Person(s) or Entity(ies) Signer is Representing

Additional Information	
Method of Signer Identification	
Proved to me on the basis of satisfactory evidence: ☒ form(s) of identification ☐ credible witness(es)	
Notarial event is detailed in notary journal on: Page # _____ Entry # _____	
Notary contact: _____	
Other	
☐ Additional Signer(s)	☐ Signer(s) Thumbprint(s)



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

August 19, 2021

COLTON AND KENDRA BROWN
PO BOX 606
DONNELLY ID 83615-0606

Re: Change in Water Right Ownership: 65-8568, 65-8569 (Split into 65-8569 and 65-24055),

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.

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) 605-4630.

Sincerely,

Laura McSherry
Water Resource Agent

Enclosure(s)

c: RACHEL M STONE



Farm
Production
and
Conservation

Farm
Service
Agency

Canyon/Ada/Owyhee Farm Service Agency
2208 E. Chicago Street, Suite B
Caldwell, ID 83605

RECEIVED

FEB 03 2021

WATER RESOURCES
WESTERN REGION

January 29, 2021

Idaho Department of Water Resources
Western Region
2735 Airport Way
Boise, ID 83705-5082

To Whom It May Concern:

Enclosed please find a "Notice of Change in Water Right Ownership" form and a "Notice of Security Interest in a Water Right" for Colton and Kendra Brown, along with the required forms (warranty deed, map, and mortgage), signatures, and required fees.

Please process these forms and return to our office after processing.

If you have any questions or need more information, please feel free to contact our office.

Sincerely,

Shawna D. Anderson
Farm Loan Manager

Enclosures