

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

COPY RECEIVED
APR 27 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?
~~63-7135~~	Yes ☐	Yes ☐		Yes ☐	Yes ☐
Cancelled 11/17/2021	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Clifford Neale Gardner and Barbara A Gardner
Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): Jason E Elliott and Shawndel Elliott
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☒ and/or
- PB Box 779 Idaho City ID 83631
Mailing address City State ZIP
- 208) 392-9523 Jason Shawndel Elliott@hotmail.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: 11-23-20 11-2 11-19-20

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.

8. Signature: Jason E Elliott 4-27-21
Signature of new owner/claimant Title, if applicable Date
- Signature: Shawndel Elliott 4-27-21
Signature of new owner/claimant Title, if applicable Date

For IDWR Office Use Only:

Received by DL Date 04.27.2021 Receipt No. W049346 Refunded 11/17/2021
Active in the Water Supply Bank? Yes ☐ No ☐ If yes, forward to the State Office for processing Receipt Amt. 25.00
Name on W-9 _____ Approved by _____ Processed by _____ Date _____

SICE
SEE



610 S. Kimball Avenue
Caldwell, ID 83605

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

File No. 743902 VH/

COPY

WARRANTY DEED

For Value Received Kelly D. Gardner, an unmarried woman, formerly known as Kelly D.
Demasters and Clifford Neale Gardner and Barbara A. Gardner, husband and wife
hereinafter referred to as Grantor, does hereby grant, bargain, sell, warrant and convey unto

Jason Evans Elliott and Shawndel Kriston Elliott, husband and wife
hereinafter referred to as Grantee, whose current address is P.O. Box ~~779~~ 779, Idaho City, ID 83631
The following described premises, to-wit:

That parcel of land being in the SW 1/4 of the NE 1/4 of Section 8, T.5N, R.5E, Boise Meridian,
described as follows:

All the part of the Kentuck Placer Claim, Patent Survey No. 1483, and located on the West and the
North side of State Highway No. 21, between Station 330 and Station 340+24-0, said highway right-
of-way being the east boundary of said parcel and Line 8-9 and 9-10 of the Kentuck Placer Claim
being the North and the West boundaries.

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: November 2, 2020

X Kelly D. Gardner
Kelly D. Gardner

See Attached
Clifford Neale Gardner

See Attached
Barbara A. Gardner

State of Idaho, County of Ada

This record was acknowledged before me on November 14, 2020 by Kelly D. Gardner and Clifford
Neale Gardner and Barbara A. Gardner

Jennifer Kelly
Signature of notary public
Commission Expires: March 2, 2026





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

November 17, 2021

JASON E ELLIOTT
SHAWNDEL ELLIOTT
PO BOX 779
IDAHO CITY ID 83631-0779

RE: Change in Ownership for Water Right No(s): 63-7135

Dear Interested Parties:

The Idaho Department of Water Resources (Department) received a Notice of Change in Water Right Ownership (Notice) from you on April 27, 2021 for the above referenced water rights. The Notice could not be processed because the submitted Warranty Deed is incomplete.

On October 14, 2021, the Department requested a complete copy of the Warranty Deed from you, including signatures from all signers. As of the date of this letter, the Department has not received the required documentation.

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 Shawndel Elliott under separate cover from the Idaho State Controller's Office. You may re-submit your request with the appropriate documents and fees.

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: Wednesday, November 17, 2021 10:38 AM
To: IdwrPayable
Subject: Refund Request - Elliott

TO: Sascha Marston, Brenda Corbett

FROM: Lynne Evans

DATE: November 17, 2021

RE: Refund: Ownership Change

Jason and Shawndel Elliott submitted a change in ownership, but the supporting documentation was incomplete.

Please issue a refund of \$25 to:

SHAWNDEL ELLIOTT
PO BOX 779
IDAHO CITY ID 83631-0779

RECEIPT #

W049346

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

Governor Brad Little

Director Gary Spackman

October 14, 2021

JASON E ELLIOTT
SHAWNDEL ELLIOTT
PO BOX 779
IDAHO CITY ID 83631-0779

RE: Change in Ownership for Water Right No(s): 63-7135

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

The Warranty Deed submitted with your Notice is missing signatures from two of the Grantors. The document references an attachment containing those signatures. In order to process your request, we will need a complete copy of the Warranty Deed, including all related signatures from the Grantors and notary. If you do not have a complete copy of this document, you can contact Pioneer Title Co. to request one. A copy of your submitted Warranty Deed is enclosed for your reference.

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)