

OCT 20 2021

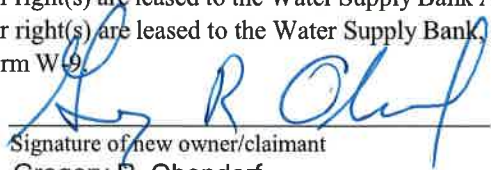
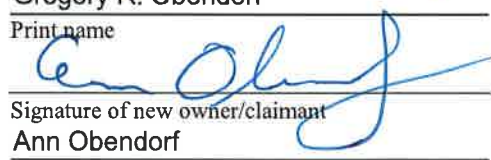
WATER RESOURCES
WESTERN REGIONSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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?
63-2681	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: Larry J. Downen / Canyon County Investments, LLC / Tad and Regina Downen
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Gregory R. and Ann Obendorf
New owner(s) as listed on the conveyance document Name connector ☐ and ☒ or
- 23299 Fargo Road Parma Idaho 83660
Mailing address City State Zip
- 208-880-6895 brock@obendorfhop.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: September 17, 2021
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:  October 8, 2021
 Signature of new owner/claimant Title, if applicable Date
Gregory R. Obendorf
 Print name
- Signature:  October 8, 2021
 Signature of new owner/claimant Title, if applicable Date
Ann Obendorf
 Print name

For IDWR Office Use Only:

Received by LE Date 10/20/2021 Receipt No. W049873 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 LE Approved by LE Processed by LE Date 11/12/2021

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

785871 TK

2021-065107

RECORDED

09/17/2021 01:07 PM

CHRIS YAMAMOTO

CANYON COUNTY RECORDER

Pgs=3 MKEYES

\$15.00

TYPE: DEED

PIONEER TITLE CANYON - CALDWELL

ELECTRONICALLY RECORDED

WARRANTY DEED

For value received, Tad J. Downen and Regina M. Downen, husband and wife (collectively "Grantor") hereby grant, bargain, sell and convey to Gregory R. Obendorf and Ann Obendorf, husband and wife (collectively "Grantee") whose current address is 23299 Fargo Road, Parma, Idaho 83660, the following real property located in Canyon County, Idaho (the "Property"):

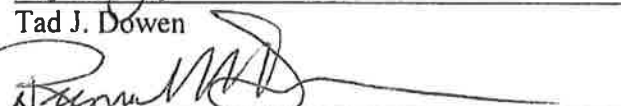
See Exhibit A attached hereto and incorporated herein by this reference.

This conveyance includes any and all water rights located on or appurtenant to the Property, including but not limited to all rights to use ground or surface water whether evidenced by any permit, license, transfer, order, exchange, claim, decree or otherwise, or pursuant to any lease or other agreement; and including all wells and other improvements, well rights, and any and all oil, gas and mineral rights.

This conveyance further includes any and all appurtenances, easements, rights of way, reversions, and all building rights, permits, approvals or other authority authorizing construction on the Property.

Grantor covenants to Grantee that Grantor is the owner of the Property in fee simple; that the Property is free from all encumbrances, except those set forth herein, and except those of record as of the date hereof, and that Grantor will warrant and defend the same from all lawful claims.

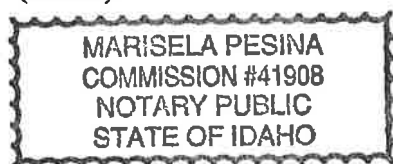
Executed this 17th day of September, 2021.


Tad J. Downen

Regina M. Downen

State of Idaho
County of Canyon

This record was acknowledged before me on September 17th, 2021, by Tad Downen.

(SEAL)

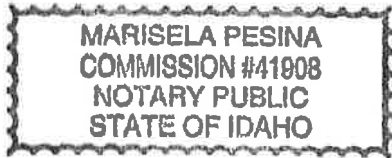



Signature of notary public
My commission expires: 04/02/2022

State of Idaho
County of Canyon

This record was acknowledged before me on September 17th, 2021, by Regina Dowen.

(SEAL)



A handwritten signature in cursive script, appearing to read "Marisela Pesina".

Signature of notary public

My commission expires: 04/02/2022

EXHIBIT A

This parcel consists of a portion of the Southeast quarter Southwest quarter of Section 9, Township 3 North, Range 3 West of the Boise Meridian, Canyon County, Idaho, and is more particularly described as follows:

Beginning at the Southeast corner of said Southeast quarter Southwest quarter, a found 5/8 inch diameter rebar;

Thence South 88° 54' 16" West along the South boundary of said Southeast quarter Southwest quarter a distance of 574.31 feet to a point witnessed by a 5/8 x 30 inch rebar set with a plastic cap stamped L.S. 3627 bearing North 2° 36' 32" East a distance of 30.00 feet;

Thence traversing the centerline of an existing irrigation canal as follows:

North 2° 36' 32" East a distance of 35.06 feet;

Thence North 5° 02' 58" East a distance of 301.10 feet;

Thence North 5° 53' 51" East a distance of 70.29 feet to a point on the North boundary of the parcel described in the Deed recorded as Instrument No. 9713547, said point witnessed by a 5/8 x 30 inch rebar set with a plastic cap stamped L.S. 3627 bearing North 88° 54' 16" East a distance of 23.50 feet;

Thence North 88° 54' 16" East a distance of 538.39 feet to a point on the East boundary of said Southeast quarter Southwest quarter, a found 5/8 inch diameter rebar;

Thence South 0°05' 04" East along said East boundary, a distance of 404.19 feet to the POINT OF BEGINNING.

7706581FK
ELECTRONICALLY RECORDED - DO NOT
REMOVE THE COUNTY STAMPED FIRST
PAGE AS IT IS NOW INCORPORATED AS
PART OF THE ORIGINAL DOCUMENT.

2021-065094
RECORDED
09/17/2021 12:56 PM
CHRIS YAMAMOTO
CANYON COUNTY RECORDER
Pg#3 EHOWELL \$16.00
TYPE: DEED
PIONEER TITLE CANYON - CALDWELL
ELECTRONICALLY RECORDED

WARRANTY DEED

For value received, Canyon County Investments, LLC, an Idaho limited liability company, ("Grantor") hereby grants, bargains, sells and conveys to Gregory R. Obendorf and Ann Obendorf, husband and wife (collectively "Grantee") whose current address is 23299 Fargo Road, Parma, Idaho 83660, the following real property located in Canyon County, Idaho (the "Property"):

See Exhibit A attached hereto and incorporated herein by this reference.

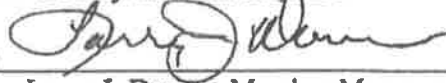
This conveyance includes any and all water rights located on or appurtenant to the Property, including but not limited to all rights to use ground or surface water whether evidenced by any permit, license, transfer, order, exchange, claim, decree or otherwise, or pursuant to any lease or other agreement; and including all wells and other improvements, well rights, and any and all oil, gas and mineral rights.

This conveyance further includes any and all appurtenances, easements, rights of way, reversions, and all building rights, permits, approvals or other authority authorizing construction on the Property.

Grantor covenants to Grantee that Grantor is the owner of the Property in fee simple; that the Property is free from all encumbrances, except those set forth herein, and except those of record as of the date hereof, and that Grantor will warrant and defend the same from all lawful claims.

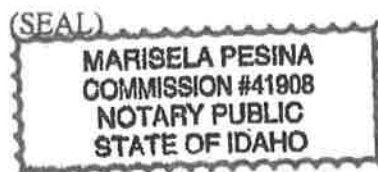
Executed this 17th day of September, 2021.

Canyon County Investments, LLC

By: 
Larry J. Downen, Member-Manager

State of Idaho
County of Canyon

This record was acknowledged before me on September 17th, 2021, by Larry J. Downen, as Member - Manager of Canyon County Investments, LLC.




Signature of notary public
My commission expires: 04/02/2022

EXHIBIT A

The East half of the Southwest Quarter of Section 9, Township 3 North, Range 3 West of the Boise Meridian, in Canyon County, Idaho.

EXCEPTING THEREFROM:

This parcel is a portion of the SE1/4 SW1/4 of Section 9, Township 3 North, Range 3 West, Boise Meridian, Canyon County, Idaho, and is more particularly described as follows:

BEGINNING at the Southwest corner of said SE1/4 SW1/4;

Thence North 0° 04' 35" West along the West boundary of said SE1/4 SW1/4 a distance of 404.19 feet;

Thence North 88° 54' 00" East parallel with the South boundary of said SE1/4 SW1/4 a distance of 299.81 feet;

Thence South 0° 44' 35" East a distance of 116.07 feet to a point on the North boundary of the parcel described in the deed recorded as Instrument 687823 (687283 of Record), Records of Canyon County, Idaho;

Thence South 88° 54' 00" West along said boundary a distance of 228.09 feet;

Thence South 0° 06' 00" East along the West boundary of said parcel a distance of 288.10 feet to a point on said South boundary of said SE1/4 SW1/4;

Thence South 88° 54' 00" West along said South boundary a distance of 73.19 feet to the POINT OF BEGINNING.

ALSO EXCEPTING THEREFROM:

This parcel is a portion of the SE1/4 SW1/4 of Section 9, and of the NE1/4 NW1/4 and NW1/4 NE1/4 of Section 16, Township 3 North, Range 3 West, Boise Meridian, Canyon County, Idaho, more particularly described as follows:

COMMENCING at the Southwest corner of said SE1/4 SW1/4;

Thence North 88° 54' 00" East along the South boundary of said SE1/4 SW1/4 a distance of 375.58 feet to the Southeast corner of the parcel described in the deed recorded as Instrument No. 687823 (687283 of Record), records of Canyon County, Idaho, which point is the TRUE POINT OF BEGINNING;

Thence North 0° 06' 00" West along the East boundary of said parcel a distance of 288.10 feet;

Thence South 88° 54' 00" West along the North boundary of said parcel a distance of 74.30 feet;

Thence North 0° 44' 35" West a distance of 116.07 feet;

Thence North 88° 54' 00" East parallel with said South boundary a distance of 1,027.82 feet to a point on the East boundary of said SE1/4 SW1/4;

Thence South 0° 05' 04" East along said East boundary a distance of 404.19 feet to the Southeast corner of said SE1/4 SW1/4;

Thence North 88° 51' 19" East along the North boundary of said NW1/4 NE1/4 of Section 16 a distance of 377.00 feet;

Thence South 0° 43' 44" West a distance of 188.00 feet;

Thence South 89° 08' 53" West a distance of 752.88 feet;

Thence North 0° 43' 44" East a distance of 184.44 feet to a point on the North boundary of said NE1/4 NW1/4;

Thence South 88° 54' 00" West along said North boundary a distance of 576.12 feet to the TRUE POINT OF BEGINNING.

ALSO EXCEPTING THEREFROM:

A part of the SE1/4 of the SW1/4 of Section 9, Township 3 North, Range 3 West of the Boise Meridian, Canyon County, Idaho, more particularly described as follows:

Commencing at the Southwest corner of Section 9, Township 3 North, Range 3 West of the Boise Meridian, thence North 88°54' East 1400.65 feet along the South line of said Section 9 to the INITIAL POINT;

Thence continuing North 88°54' East along the said South line 302.39 feet;

Thence North 0°06' West 288.1 feet;

Thence South 88°54' West 302.39 feet;

Thence South 0°06' East 288.1 feet to the INITIAL POINT.



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 12, 2021

GREGORY R OBENDORF
ANN OBENDORF
23299 FARGO RD
PARMA ID 83660-7115

Re: Change in Ownership for Water Right No(s): 63-2681

Dear Water Right Holder(s):

The Department of Water Resources (Department) acknowledges the receipt of correspondence changing ownership of the above referenced water right(s) to you. The Department has modified its records and has enclosed a computer-generated report for you.

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) 334-21190.

Sincerely,

Lynne Evans
Office Specialist II

Enclosure(s)

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

11/12/2021

Water Right 63-2681

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	GREGORY R OBENDORF 23299 FARGO RD PARMA, ID 83660-7115 (208) 880-6895
Current Owner	ANN OBENDORF 23299 FARGO RD PARMA, ID 83660-7115 (208) 880-6895
Original Owner	MANLEY L RUSE RFD 4 CALDWELL, ID 83605
Previous Owner	LARRY J DOWEN 15453 KARCHER RD CALDWELL, ID 83605 (208) 454-3935

Priority Date: 2/13/1948

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/01	11/15	0.720 CFS	162.0 AF
	<u>Total Diversion</u>		0.720 CFS	162.0 AF

Source and Point(s) of Diversion

GROUND WATER NESESW Sec. 9, Twp 03N, Rge 03W, CANYON County

Place Of Use

IRRIGATION within CANYON 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	
03N	03W	9									21.0			15.0					36.0

POU Total Acres: 36.0

Conditions of Approval:

1. 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.

IDAHO DEPARTMENT OF WATER RESOURCES

11/12/2021

Proof Report

2. W59 Use of this right is combined with water from Wilder Irrigation District.
3. R65 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.

Dates and Other Information

Decreed Date: 2/6/2009

Civil Case Number: 39576

Judicial District: FIFTH

State or Federal: S

Owner Name Connector: OR

Water District Number: TBD

Mitigation Plan: False

Combined Use Limits

N/A

SubCase:

N/A

Water Supply Bank:

N/A

MORROW & FISCHER
ATTORNEYS AT LAW

332 N. Broadmore Way, Ste. 102
Nampa, Idaho 83687
208-475-2200
Fax 208-475-2201
www.morrowfischer.com

RECEIVED

OCT 20 2021

WATER RESOURCES
WESTERN REGION

October 11, 2021

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

Re: *Change of Ownership 63-2681*

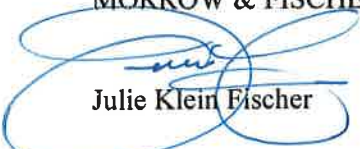
Enclosed is a Notice of Change of Ownership for Water Right No. 63-2681, including vesting deeds for the property to which the right is appurtenant (the "Property"). A filing fee of \$25.00 also is included for processing.

Notably, the record owner of Water Right No. 63-2681 is shown as Larry J. Downen (different from the Grantors on the enclosed deeds). However, Larry conveyed a portion of the Property to Canyon County Investments in 2000 (Instrument No. 2000015108), and the remaining portion, approximately 5.17, to Tad and Regina Down in 2011 (Instrument No. 2011025915). Although the water right was included with both transactions, it appears ownership records were not updated. Accordingly, we thought it would be useful to provide the title history.

If you have any questions or need additional information, please let us know. Otherwise, thank you for processing the enclosed.

Sincerely,

MORROW & FISCHER, PLLC



Julie Klein Fischer

C: Greg Obendorf