

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

JUN 24 2021

DEPT 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?
37-8604	Yes ☐	Yes ☐		Yes ☐	Yes ☐
37-11988	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Roberta Kay
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Justin Power, Trustee of the Justin Power Separate Property Revocable Trust
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or
- 1037 Meadowsweet Drive Corte Madera CA 94925
Mailing address City State ZIP
- 775-343-6677 justingza@aol.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: June 14, 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):
 - ☐ \$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 # 37-8604

8. Signature: [Signature] Trustee 6/18/2021
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 6/24/21 Receipt No. 5038657 Receipt Amt. 150.00

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 AB Date 7-14-2021

Instrument # 683502

HAILEY, BLAINE, IDAHO
06-14-2021 11:36:55 AM No. of Pages: 3
Recorded for: TITLEONE - TWIN FALLS
JOLYNN DRAGE Fee: \$15.00
Ex-Officio Recorder Deputy: JB
Electronically Recorded by Simplifile

Sun Valley Title

 A TitleOne Company

Order Number: 21407055

Warranty Deed

For value received,

Roberta L. Kay, an unmarried woman

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

Justin Power, Trustee of the Justin Power Separate Property Revocable Trust, dated July 30, 2009

whose current address is 1037 Meadowsweet Drive Corte Madera, CA 94925

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

See Exhibit A, attached hereto and incorporated herein.

Together with any and all water rights appurtenant thereto including, but not limited to, Water Rights 37-8604 and 37-11988

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.

Dated: May 17, 2021

Roberta L. Kay
Roberta L. Kay

State of Idaho, County of Blaine, ss.

On this 11 day of May, 2021, before me, the undersigned, a Notary Public in and for said State, personally appeared Roberta L. Kay, 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.

Notary Public

Residing In:

My Commission Expires:

(seal)

Letdown
9/19/24.

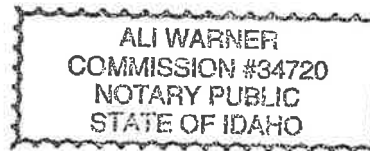


EXHIBIT A
LEGAL DESCRIPTION OF THE PREMISES

TOWNSHIP 2 NORTH RANGE 18 EAST, BOISE MERIDIAN, BLAINE COUNTY, IDAHO

Section 22: A parcel of land within the S½SE¼, more particularly described as follows:

COMMENCING at the Southeast corner of Section 22; thence
S.86°27' W., 1,091.5 feet; thence
N.21°57' W., 277.59 feet; thence
N.17°33' W., 83.03 feet; thence
N.71°53' W., 1.0 feet to the POINT OF BEGINNING; thence
N.18°07' W., 300.0 feet; thence
S.71°53' W., 370.0 feet; thence
S.18°07' E., 300.0 feet; thence
N.71°53' E., 370.0 feet to the POINT OF BEGINNING.

Also known as Tax Lot 4089A



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region • 650 ADDISON AVE W STE 500 • TWIN FALLS, ID 83301-5858
Phone: (208)736-3033 • Fax: (208)736-3037 • Website: www.idwr.idaho.gov

Brad Little
Governor

Gary Spackman
Director

July 14, 2021

JUSTIN POWER SEPARATE PROPERTY REVOCABLE TRUST
1037 MEADOWSWEET DR
CORTE MADERA CA 94925-1722

Re: Change in Ownership for Water Right Nos: 37-8604 & 37-11988

Dear Water Right Holders:

The Department of Water Resources (Department) acknowledges the receipt of correspondence changing ownership of the above referenced water rights 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) 736-3033.

Sincerely,

A handwritten signature in dark ink, appearing to read 'Bill Mills'.

Bill Mills
Water Resource Agent, Senior

Enclosures

C: Speck & Aanestad; Water District 37 (37-8604)

RECEIVED

JUN 24 2021

DEPT OF WATER RESOURCES
SOUTHERN REGION

JAMES P. SPECK
jim@speckandaanestad.com

DOUGLAS J. AANESTAD
(retired)

SPECK & AANESTAD
A PROFESSIONAL CORPORATION
ATTORNEYS

120 EAST AVENUE NORTH
P. O. BOX 987
KETCHUM, IDAHO 83340

TELEPHONE
(208)726-4421
FACSIMILE
(208)726-0752

June 20, 2021

Denise Maline
Idaho Department of Water Resources
650 Addison Ave. W
Suite 500
Twin Falls, ID 83301

**Re: Notice of Change of Water Right Ownership
Nos. 37-8604 and 37-11988**

Dear Denise:

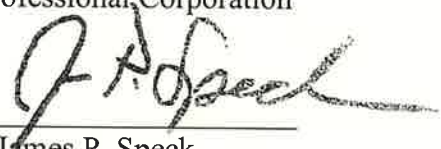
Enclosed you will find an *original* and one copy of the above-referenced **Notice of Change of Water Right Ownership** accompanied by our firm check for the \$50.00 Application filing fee.

Please return the receipt date-stamped copy to me in the postage prepaid self-addressed envelope I have included for that purpose. Please call me if you have any questions, comments or concerns.

Thank you.

Sincerely yours,

SPECK & AANESTAD
A Professional Corporation

By: 

James P. Speck

Enclosures

cc: Justin Power (w/enclosure) - via email