

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED DE
DEC 04 2020
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?
# 65-9047	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: JACLYN AND ANDREW HAMILTON
Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): JOHN T BELTON JR.
New owner(s) as listed on the conveyance document

Name connector ☐ and ☐ or ☐ and/or
13818 HWY 55 McCall ID 83638
Mailing address City State ZIP
208 871-0805 JT BELTON@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: _____

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: [Signature] OWNER Nov 19, 2020
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 LE Date 12/04/2020 Receipt No. W046930 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 _____ Approved by LE Processed by LE Date 10/13/2021

RECORDING REQUESTED BY
First American Title Company

AND WHEN RECORDED MAIL TO:
First American Title Company
616 North 3rd Street Suite 101
McCall, ID 83638

Instrument # 395273
VALLEY COUNTY, CASCADE, IDAHO
11-23-2015 14:57:41 No. of Pages: 2
Recorded for: FIRST AMERICAN TITLE - MCCALL
DOUGLAS A. MILLER Fee: \$13.00
Ex-Officio Recorder Deputy: TP
Electronically Recorded by Simplifile

Space Above This Line for Recorder's Use Only

WARRANTY DEED

File No.: **568369-MC (kt)**

Date: **November 05, 2015**

For Value Received, **The Hamilton Family Trust dated 03/04/98**, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **John T. Belton, Jr., an unmarried man**, hereinafter called the Grantee, whose current address is **P.O. Box 727, McCall, ID 83638**, the following described premises, situated in **Valley County, Idaho**, to-wit:

A parcel of land situate in the East ½ of the North West ¼ of Section 10, T. 17 N., R. 3 E., B.M., Valley County, Idaho, more particularly described as follows:
Commencing at a brass cap marking the Center ¼ Corner of Section 10, T. 17 N., R. 3 E., B.M., Valley County, Idaho; thence, N. 00°23'59" E., 1,321.47 feet to a ½ inch rebar marking the Center North 1/16 Corner of said Section 10, the REAL POINT OF BEGINNING:
Thence, S. 88°03'39" W., 964.66 feet to the east boundary of State Highway 55, Thence, N. 27°49'54" W., 362.79 feet along said highway boundary, Thence, S. 89°40'54" E., 568.64 feet to a ½ inch rebar, Thence, S. 00°18'35" W., 122.76 feet to a ½ inch rebar, Thence, S. 89°12'01" E., 566.42 feet to a ½ inch rebar on the east boundary of the North West ¼ of said Section 10, Thence, S. 00°18'51" W., 154.36 feet to the Point of Beginning.

SUBJECT TO all easements, right of ways, covenants, restrictions, reservations, applicable building and zoning ordinances and use regulations and restrictions of record, and payment of accruing present year taxes and assessments as agreed to by parties above.

TO HAVE AND TO HOLD the said premises, with its appurtenances, unto the said Grantee, and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U.S. Patent reservations, restrictions, easements of record and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.

The Hamilton Family Trust dated 03/04/98


Andrew P. Hamilton, Trustee


Jacquelyn Hamilton, Trustee

STATE OF Idaho)
SS.
COUNTY OF Valley)

On this , before me, a Notary Public in and for said State, personally appeared , known or identified to me to be the person(s) whose name(s) subscribed to the within instrument as of the Trust, and acknowledged to me that executed the same as such .

Notary Public of Idaho
Residing at:
Commission Expires:

STATE OF Idaho)
SS.
COUNTY OF Valley)

On this **11/23/15**, before me, a Notary Public in and for said State, personally appeared **Andrew P. Hamilton and Jacquelin Hamilton**, known or identified to me to be the person(s) whose name(s) are subscribed to the within instrument as trustees of the **Hamilton Family Trust dated 3/4/98** Trust, and acknowledged to me that they executed the same as such trustees.




Notary Public of Idaho
Residing at: Cascade, Id
Commission Expires: 5/13/21



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

October 13, 2021

JOHN T BELTON JR
13818 HIGHWAY 55
MCCALL ID 83638-5219

Re: Change in Ownership for Water Right No(s): 65-9047

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) 334-2190.

Sincerely,

Lynne Evans
Office Specialist II

Enclosure(s)

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

10/13/2021

Water Right 65-9047

Owner Type **Name and Address**
Current Owner JOHN T BELTON JR
 13818 HIGHWAY 55
 MCCALL, ID 83638-5219
 (208) 871-0805

Original Owner ANDREW P HAMILTON
 609 S OWYHEE
 BOISE, ID 83705

Original Owner JACQUELYN HAMILTON
 609 S OWYHEE
 BOISE, ID 83705

Priority Date: 4/1/1953

Basis: Decreed

Status: Active

Source
SPRING

Tributary
LAKE FORK

Beneficial Use	From	To	Diversion Rate	Volume
DOMESTIC	1/01	12/31	0.040 CFS	1.2 AF
	Total Diversion		0.040 CFS	1.2 AF

Source and Point(s) of Diversion

SPRING NENW Sec. 10, Twp 17N, Rge 03E, VALLEY County

Place Of Use

DOMESTIC within VALLEY 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	
17N	03E	10					X												

Conditions of Approval:

Dates and Other Information

Decreed Date: 1/21/1986
Civil Case Number: 3667
Judicial District: Third District
Water District Number: 65K
Decree Defendant: A & C Corp, et al
Decree Plaintiff: State of Idaho
Mitigation Plan: False

Combined Use Limits

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

10/13/2021

N/A

SubCase:

N/A

Water Supply Bank:

N/A