

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

AUG 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?
63-26549	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: Boyd Yee and Daisy Yee
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Mace1, LLC Chris Nolan
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or
- PO Box 593 Eagle ID 83616
Mailing address City State ZIP
208.388.1271 Chris Nolan 2961748@gmail.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: May 22, 2020 and June 18, 2019
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: Chris Nolan Member 8-24-21
Signature of new owner/claimant Title, if applicable Date

Signature: _____ Title, if applicable Date

For IDWR Office Use Only:

Received by DL Date 08.27.2021 Receipt No. W049737 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 10/01/2021



Order Number: 20358697

Warranty Deed

For value received,

Tawnja S. Elison and David J. Powers, wife and husband

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

Mace1 LLC, an Idaho limited liability company

whose current address is P.O. Box 593 Eagle, ID 83616

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

A portion of that property described in Warranty Deed recorded as Instrument No. 826392, records of Ada County, Idaho, and being in the East half of Section 18, and the West half of Section 17, Township 4 North, Range 1 East, Boise Meridian, as established in 1985 and shown on Record of Survey No. 729, records of Ada County, Idaho, and being more particularly described as follows:

Commencing at the East quarter corner of said Section 18; thence
South 0°36'29" West along the East line of said Section 18, as established in 1985, for a distance of 138.08 feet;
thence
South 73°53'06" West for a distance of 49.41 feet to a stone monument with chiseled cross on top, the True Point of Beginning; thence
South 73°53'06" West for a distance of 275.22 feet; thence
North 52°51'54" West for a distance of 297.00 feet; thence
North 6°21'54" West for a distance of 15.33 feet to the Northerly right of way line of Mace Road; thence

North 48°28'00" West along said right of way line for a distance of 17.65 feet to a point of curvature; thence continuing along said right of way line 73.53 feet along a curve to the left, having a radius of 185.00 feet, a central angle of 22°46'19", a long chord of 73.04, which bears North 59°51'09" West; thence leaving said right of way line South 1°42'12" West (formerly described as South 1°52' West) for a distance of 2176.38 feet; thence North 83°23'00" East for a distance of 146.17 feet (formerly described as North 83°54' East, 145.86 feet); thence North 78°23'42" East for a distance of 284.55 feet (formerly described as North 78°54' East, 283.80 feet); thence South 76°53'07" East for a distance of 261.33 feet (formerly described as South 76°21' East, 261.36 feet); thence North 00°13'15" East (formerly described as North 00°25' East) for a distance of 819.72 feet; thence North 88°26'45" West (formerly described as North 88°15' West) for a distance of 33.66 feet; thence North 0°11'45" West (formerly described as North) for a distance of 1173.48 feet to the True Point of Beginning.

Excepting therefrom:

A parcel of land situated in the Southwest quarter of Section 17, Township 4 North, Range 1 East, Boise Meridian, City of Eagle, Ada County, Idaho. Said parcel being the portion of that certain 28.60 acre parcel of land as shown on Record of Survey No. 3204 lying within said Section 17, more particularly described as follows:

Commencing at the South 1/16 corner common to said Section 17 and Section 18, as shown on Amended Record of Survey No. 6619; thence along the section line common to said Sections South 00°35'54" West 8.31 feet to the intersection with said 28.60 acre parcel of land and the Point of Beginning; thence along the exterior of said parcel through the following courses South 88°26'45" East 2.27 feet; thence South 00°10'49" West 814.74 feet to the intersection with the Southwesterly line of said Amended Record of Survey; thence leaving said 28.60 acre parcel boundary, along said Amended Record of Survey Southwesterly line North 44°38'32" West 11.57 feet to the intersection with the Westerly line of said Section 17; thence along said Westerly line North 00°35'54" East 806.61 feet to the Point of Beginning.

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.

Remainder of page intentionally left blank.

Dated: 5/22/2020

Tawnja S. Elison
Tawnja S. Elison

David J. Powers, by Tawnja S. Elison, his attorney in fact
David J. Powers, by Tawnja S. Elison, his attorney in fact

State of Idaho, County of Ada, ss.

On this 22nd day of May in the year of 2020, before me, the undersigned, a Notary Public in and for said State, personally appeared Tawnja S. Elison known or identified to me to be the person whose name is subscribed to the within instrument, as the attorney-in-fact of David J. Powers, and acknowledged to me that he/she subscribed the name of David J. Powers thereto as Principal, and his/her own name as Attorney-In-Fact.

Tara M. Clifford
Notary Public

Residing in:

My Commission Expires:

(seal)

Expiration Date: 6/18/22
Resides in: Eagle, ID



Acknowledgement – Individual

State of IDAHO County of ADA, ss.

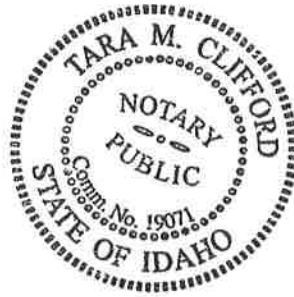
On this 22nd day of _May in the year of 2020, before me, the undersigned, a Notary Public in and for said State, personally appeared Tawnja S. Elison known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same.

Notary Public

Residing In:

My Commission Expires:
(seal)

Expiration Date: 6/18/22
Resides in: Eagle, ID



Warranty Deed

For value received,

Jerry L. Mace and Max J. Mace, Co-Trustees of the Mace QTIP Trust, also known as the Survivor's QTIP Trust created under the Restated Trust Agreement of the Leonard and Maxine Mace Trust dated November 2, 1989

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

Mace1, LLC, an Idaho limited liability

gjm **company**

whose current address is **PO Box 593 Eagle, ID 83616**

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

Commencing at a point on the one half section line 9.52 chains West of the one fourth section corner, common to Sections 17 and 18, Township 4 North, Range 1 East, of the Boise Base and Meridian, Ada County, Idaho; thence North 1°52' East a distance of 10.80 chains to a stone marked cross on top; thence North 49°22' West a distance of 1.70 chains to a point; thence South 25°08' West a distance of 3.30 chains to a point; thence South 62°23' West a distance of 4.00 chains to a point; thence South 27°38' West a distance of 2.41 chains to a stone marked cross on top; thence South 1°52' West a distance of 39.28 chains to a stone marked cross on top; thence North 58°07' East a distance of 1.00 chains to a point; thence North 71°52' East a distance of 2.00 chains to a point; thence North 83°54' East a distance of 4.49 chains to a stone marked cross on top; thence North 1°52' East a distance of 32.72 chains to the Place of Beginning.

together with all water rights appurtenant thereto

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: June 17, 2019

The Mace QTIP Trust

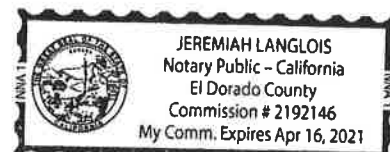
By: *Jerry L. Mace*
Jerry L. Mace, Co-Trustee

By: *Max J. Mace*
Max J. Mace, Co-Trustee

State of CA, County of El Dorado, ss.

On this 17 day of 20th June in the year of 2019, before me, the undersigned, a notary public in and for said state personally appeared Max J. Mace, known or identified to me to be the person whose name is subscribed to the within instrument, as co-trustee of the Mace QTIP Trust and acknowledged to me that he executed the same as trustee.

Jeremiah Langlois
Notary Public
Residing in: El Dorado
My Commission Expires: 4-16-2021
(seal)



State of Idaho, County of Ada, ss.

On this 18th day of June in the year of 2019, before me, the undersigned, a notary public in and for said state personally appeared Jerry L. Mace, known or identified to me to be the person whose name is subscribed to the within instrument, as co - trustee of the Mace QTIP Trust and acknowledged to me that he executed the same as trustee.

Tara M. Clifford
Notary Public

Residing In:

My Commission Expires: **Residing: Eagle, Idaho**
(seal) **Commission Expires: 6/18/2022**





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 01, 2021

MACE1 LLC
PO BOX 593
EAGLE ID 83616-0541

Re: Change in Ownership for Water Right No(s): 63-26549

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.

Please disregard the letter send on August 31, 2021 requesting additional documentation from you for this ownership change. It was sent in error, and no additional documentation is required.

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)

C: Givens Pursley LLP

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

10/1/2021

Water Right 63-26549

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	MACE1 LLC PO BOX 593 EAGLE, ID 83616-0541 (208) 388-1271
Original Owner	BOYD YEE 4393 SILVER LEAF EXT EMMETT, ID 83617-9665 (208) 365-1364
Original Owner	DAISY YEE 4393 SILVER LEAF EXT EMMETT, ID 83617-9665 (208) 365-1364

Priority Date: 7/1/1930

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>
STOCKWATER	1/01	12/31	0.080 CFS	
DOMESTIC	1/01	12/31	0.090 CFS	
	Total Diversion		0.170 CFS	

Source and Point(s) of Diversion

GROUND WATER NENESE Sec. 18, Twp 04N, Rge 01E, ADA County

Place Of Use

DOMESTIC within ADA 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	
04N	01E	18													X				

STOCKWATER within ADA 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	
04N	01E	18													X				

Conditions of Approval:

- N13 THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

10/1/2021

2. 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.
3. N11 THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.
4. PARCEL NO. S0518417200 STOCKWATER, 10 HORSES, 50 RANGE CATTLE

Dates and Other Information

Decreed Date: 4/28/2000
Civil Case Number: 39576
Judicial District: FIFTH
State or Federal: S
Water District Number: TBD
Mitigation Plan: False

Combined Use Limits

N/A

SubCase:

N/A

Water Supply Bank:

N/A



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region • 2735 W AIRPORT WAY • BOISE, ID 83705-5082

Phone: (208)334-2190 • Fax: (208)334-2348 • Website: www.idwr.idaho.gov

Brad Little
Governor

Gary Spackman
Director

August 31, 2021

MACE1, LLC
PO BOX 593
EAGLE ID 83616-0541

RE: Water Right No(s): 63-26549

Dear Interested Parties:

The Department of Water Resources Western Office acknowledges receipt of your Notice of Change in Water Right Ownership.

Review of your Notice indicates that additional information is required before the Department can process the change. The information required is indicated below:

- ☐ Filing Fee of \$25 per water right
- ☐ Filing Fee of \$100 per water right for changes resulting from division of a water right
- ☐ Signature
- ☐ Notarized Signature for Assignment of Permit
- ☒ 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
- ☐ Evidence of Security Interest: copy of Deed of Trust, Mortgage, Contract of Sale or other legal document indicating your interest in the property and water rights in question
- ☐ Security Interest Expiration Date
- ☐ Legal Description of Property
- ☐ Plat of Property or Survey Map usually on file with the county
- ☐ USDA Farm Service Agency (formerly ASCS) Aerial Photo with irrigated acres outlined and point(s) of diversion clearly marked
- ☐ Description of Portion of Water Right resulting from division of water right

Evidence of water right ownership is required. Please provide legal documentation showing ownership from the current water right holder (Boyd and Daisy Yee) to the new owner/claimant.

Because the Department cannot process the notice without proper information, 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.

If you have any questions regarding this matter, please contact our office at (208) 334-2190.

Sincerely,

Western Regional Office
Idaho Department of Water Resources

GIVENS PURSLEY LLP

Attorneys and Counselors at Law

601 W. Bannock Street
PO Box 2720
Boise, ID 83701
Telephone: 208-388-1200
Facsimile: 208-388-1300
www.givenspursley.com

Charlie S. Baser
charliebaser@givenspursley.com
(208) 388-1271

Gary G. Allen
Charlie S. Baser
Christopher J. Beeson
Jason J. Blakley
Clint R. Bolinder
Jeff W. Bower
Preston N. Carter
Jeremy C. Chou
Michael C. Creamer
Amber N. Dina
Bradley J. Dixon
Thomas E. Dvorak
Debora Kristensen Grasham
Donald Z. Gray
Brian J. Holleran
Kersti H. Kennedy

Elizabeth A. Koeckeritz
Neal A. Koskella
Michael P. Lawrence
Franklin G. Lee
David R. Lombardi
Lars E. Lundberg
Kimberly D. Maloney
Kenneth R. McClure
Alex P. McLaughlin
Melodie A. McQuade
Christopher H. Meyer
L. Edward Miller
Judson B. Montgomery
Deborah E. Nelson
W. Hugh O'Riordan, LL.M.
Samuel F. Parry

Randall A. Peterman
Blake W. Ringer
Michael O. Roe
Cameron D. Warr
Robert B. White
Michael V. Woodhouse

William C. Cole (Of Counsel)

Kenneth L. Pursley (1940-2015)
James A. McClure (1924-2011)
Raymond D. Givens (1917-2008)

RECEIVED

AUG 27 2021

WATER RESOURCES
WESTERN REGION

August 27, 2021

Via Hand Delivery

Idaho Department of Water Resources
Western Regional Office
2735 W. Airport Way
Boise, ID 83705

Re: *Notice of Change in Water Right Ownership* (63-26549)

Dear Sir or Madam:

Enclosed please find a Notice of Change in Water Right Ownership regarding the water right number 63-26549 for filing with the Idaho Department of Water Resources, along with a check in the amount of \$25.00 for the filing fee.

In case it is unclear in the form, please note that the email address associated with water right number 63-26549 should be chrisnolan2961748@gmail.com.

Please file the above referenced documents and provide us with a conformed copy for our records. Should you have any questions or concerns, please contact us.

Sincerely,



Charlie S. Baser

CSB/mb
Enclosures
15809733.1 [12094-88]