

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

SEP 07 2021

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 #6 of the instructions. DE✓

Water Right/Claim No.	Split?	Leased to Water Supply Bank?	Water Right/Claim No.	Split?	Leased to Water Supply Bank?
72-16966 ✓	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:

University of Idaho Foundation, Inc.
Name of current water right holder/claimant

3. New Owner(s)/Claimant(s):

Scott D. Swanson and Danielle T. Paré, husband and wife CPW808
New owner(s) as listed on the conveyance document Name connector ☒ and ☐ or ☐ and/or

1552 E. Boonick Drive
Mailing address

Boise
City

ID
State

83712
ZIP

917-753-6131
Telephone

danielle@parclaw.com
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: February 27, 2020

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):
 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:

[Signature]
Signature of new owner/claimant

Title, if applicable

9-1-2021
Date

- Signature:

[Signature]
Signature of new owner/claimant

Title, if applicable

9-1-2021
Date

For IDWR Office Use Only:

Received by KU Date 9-7-21

Receipt No. C110850

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 _____

Processed by [Signature]

Date 9/23/2021

Attachment A

Instrument # 257711

CHALLIS, CUSTER, IDAHO
02-24-2020 08:21:03 No. of Pages: 3
Recorded for: ALLIANCE TITLE - SALMON OFFICE
Lura H. Baker Fee: \$15.00
Ex-Officio Recorder Deputy: TV

AFTER RECORDING MAIL TO:

MEC 4716V9

SPECIAL WARRANTY DEED

This Special Warranty Deed is granted by the University of Idaho Foundation, Inc. ("Grantor") to Scott D. Swanson and Danielle T. Pare, husband and wife, as an estate in community property with right of survivorship, whose current address is 1552 E. Roanoke Drive, Boise, Idaho 83712 ("Grantee").

Grantor, for good and valuable consideration, the receipt and sufficiency thereof are hereby acknowledged, does hereby grant, bargain, sell and convey unto Grantee and Grantee's heirs, successors and assigns forever, all the following described real estate situated in Custer County, Idaho:

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

together with all and singular the tenements, hereditaments, and appurtenances thereunto belonging or in anywise appertaining, the rents, issues and profits thereof; and all estate, right, title and interest in and to the property, as well in law as in equity, except as expressly provided otherwise herein (collectively, the "Property").

To have and to hold, all and singular the Property, together with the appurtenances unto Grantee and its heirs, successors, and assigns forever.

Grantor makes no covenants or warranties with respect to title, express or implied, other than that previous to the date of this instrument, Grantor has not conveyed the same estate to any person other than Grantee and that such estate is at the time of the execution of this instrument free from encumbrances done, made or suffered by Grantor, or any person claiming under Grantor except for any encumbrances appearing of record against the Property, taxes for the year 2020 and subsequent years, and all regulations and requirements imposed by any governmental authority having jurisdiction over the Property.

[Signature page follows immediately.]

DATED this 21st day of February, 2020.

GRANTOR:

University of Idaho Foundation, Inc., an Idaho
nonprofit corporation

By: [Signature]
Printed Name: Linda Copple Trout
Its: Treasurer

STATE OF IDAHO)

County of Ada)

On this 21 day of February, 2020, before me, HOPE DARLAND, a
Notary Public in and for said state, personally appeared Linda Copple Trout, known or identified
to me to be the persons whose name(s) is/are subscribed to the within Instrument and
acknowledged to me that she executed same on behalf of the University of Idaho Foundation,
Inc.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and
year in this
certificate first above written.

[Signature]
Notary Public for the State of Idaho
Residing at: Hope Darland
Commission Expires: Residing in: Meridian, Idaho
My Commission expires: 02/26/2026

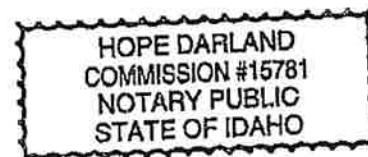


EXHIBIT "A"

471628

PARCEL D:

A parcel of land located in Government Lot 2, Section 28, T. 11 N., R. 17 E., Boise Meridian, Custer County, Idaho, more particularly described as follows:

Commencing at the West Quarter Corner of said section from which the Meander Corner common to sections 28 and 29 and along the Salmon River bears N 00°04'13" E a distance of 1209.37 ft., the Basis of Bearing of this description, run thence N 00°04'13" E along the westerly boundary of said Section 28 a distance of 332.72 ft. to a point on the northerly right-of-way of Scenic Highway 75;

Thence S 68°49'39" E along said right-of-way a distance of 385.61 ft. to the POINT OF

BEGINNING;

Thence N 33°55'24" E a distance of 486.72 ft. to a point on the southerly bank of the Salmon River;

Thence S 68°45'00" E along said bank a distance of 299.32 ft.;

Thence S 23°48'35" W a distance of 475.13 ft. to a point on the northerly right-of-way of Scenic

Highway 75;

Thence the following courses and distances along said right-of-way:

47.84 ft. along a curve to the left having a chord of

N 68°27'24" W 47.84 ft., a delta of 00°55'28" and a radius

of 2964.85 ft.; N 68°49'39" W 337.04 ft. to the POINT OF BEGINNING.

Together with: A 30 ft. wide easement for ingress and egress, north of the northerly right-of-way of Scenic Highway 75, described as follows:

Beginning at the southwesterly corner of the above described parcel run thence N 68°49'39" W along said right-of-way a distance of 90.00 ft.

State of Idaho
Department of Water Resources

**Water Right
72-4161B**

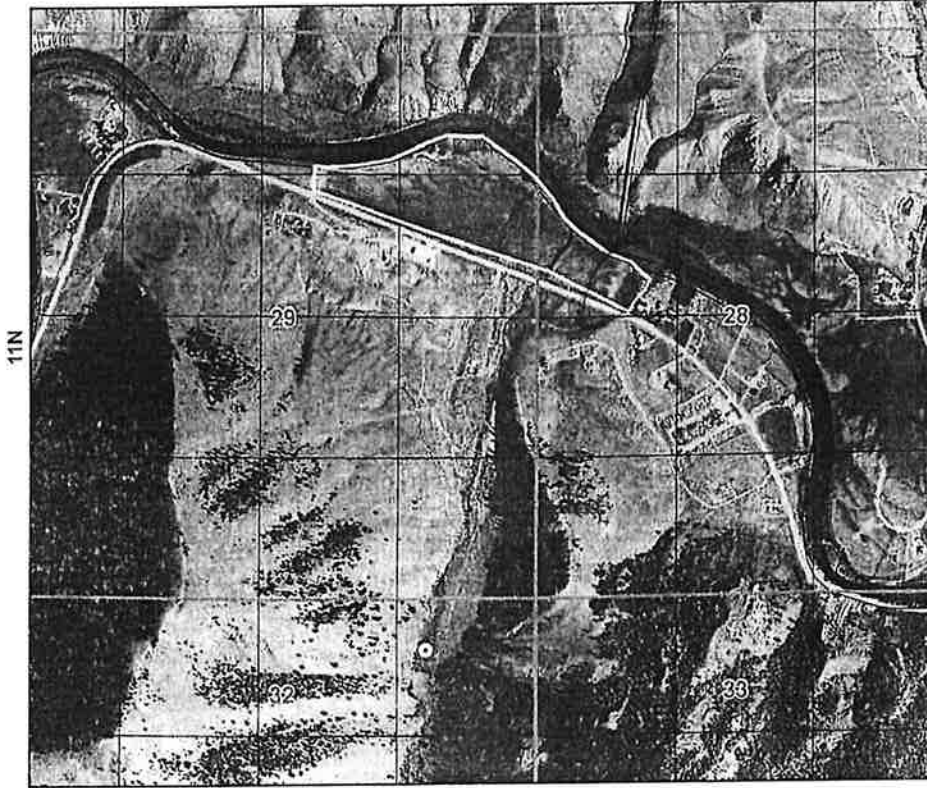
IRRIGATION

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.

See Attachment
C & Deed description
showing ownership
to substantiate
ownership change

See Attachment D
for split

17E



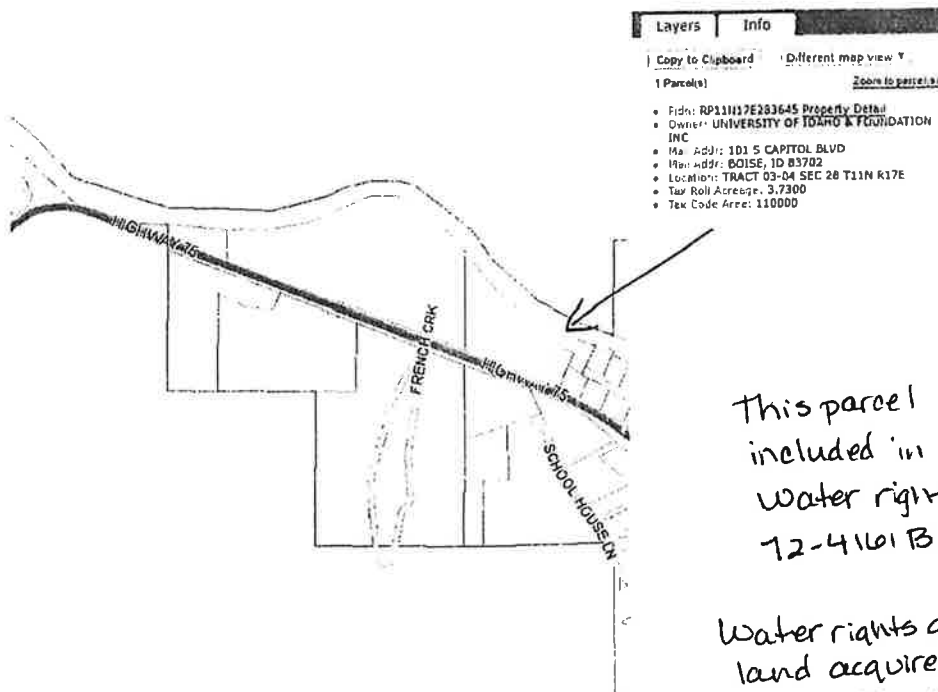
- ⊙ Point of Diversion
- Place Of Use Boundary

0 0.15 0.3 0.6 Miles

- Townships
- PLS Sections
- Quarter Quarters



Attachment C



This parcel
included in
water right
12-4161 B.

Water rights and
land acquired by
University of Idaho
Foundation (~~see deed~~)
12/20/11 and acquired
by Paré + Swanson 2/24/20

Please change
water right
ownership, for
this section, to from
University of
Idaho Foundation,
Inc.

to Scott D. Swanson and
Danielle T. Paré, husband and
wife on as an estate in
community property with right
of Survivorship

Attachment D
pg 1

Close

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

8/6/2018

WATER RIGHT NO. 72-4161B,

Owner Type	Name and Address
~~Current Owner~~ prior	HILL MOORE REVOCABLE TRUST SANDRA K HILL TRUSTEE PO BOX 730 CHALLIS, ID 83226 2088792270
Original Owner	CAROLYN CALKINS
Original Owner	HERMAN W PLEUS 260 CHECOLA CIRCLE BOISE, ID 83704 2083237637

prior

new owner
of 3.74 acres
University of Idaho
Foundation
* → see split on
next page

> new
owner
= Swenson
&
Paré

Priority Date: 11/06/1886

Basis: Decreed

Status: Active

Source	Tributary
FRENCH CREEK	SALMON RIVER

Beneficial Use	From	To	Diversion Rate	Volume
IRRIGATION	4/01	10/31	1.07 CFS	
Total Diversion			1.07 CFS	

Location of Point(s) of Diversion:

FRENCH CREEK | NWNENE | Sec. 32 | Township 11N | Range 17E | CUSTER County

<http://www.idwr.idaho.gov/apps/ExtSearch/RightReportAJ.asp?BasinNumber=72&Sequenc...> 8/6/2018

Attachment D
pg 2

Place(s) of use:

Place of Use Legal Description: IRRIGATION CUSTER County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
11N	17E	28	2	SWNW 12	12									
		29	10	NENE 8	8	9	NWNE 2	9	SWNE 6	6	10	SENE 20	20	

Total Acres: 48

Conditions of Approval:

* University of Idaho Foundation, Inc.
owns 3.74 acres of the 12 acres
- water rights land owned -
See deed and survey (attachment E)

now Peré
+ Swanson

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.
2. 0.11 CFS OF THIS RIGHT IS LIMITED TO USE FOR CONVEYANCE LOSSES IN DELIVERY OF THIS RIGHT.

Dates:

Licensed Date:

Decreed Date: 12/01/2000

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date:

Protest Deadline Date:

Number of Protests: 0

Other Information:

State or Federal: S

Owner Name Connector:

Water District Number: 72D

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

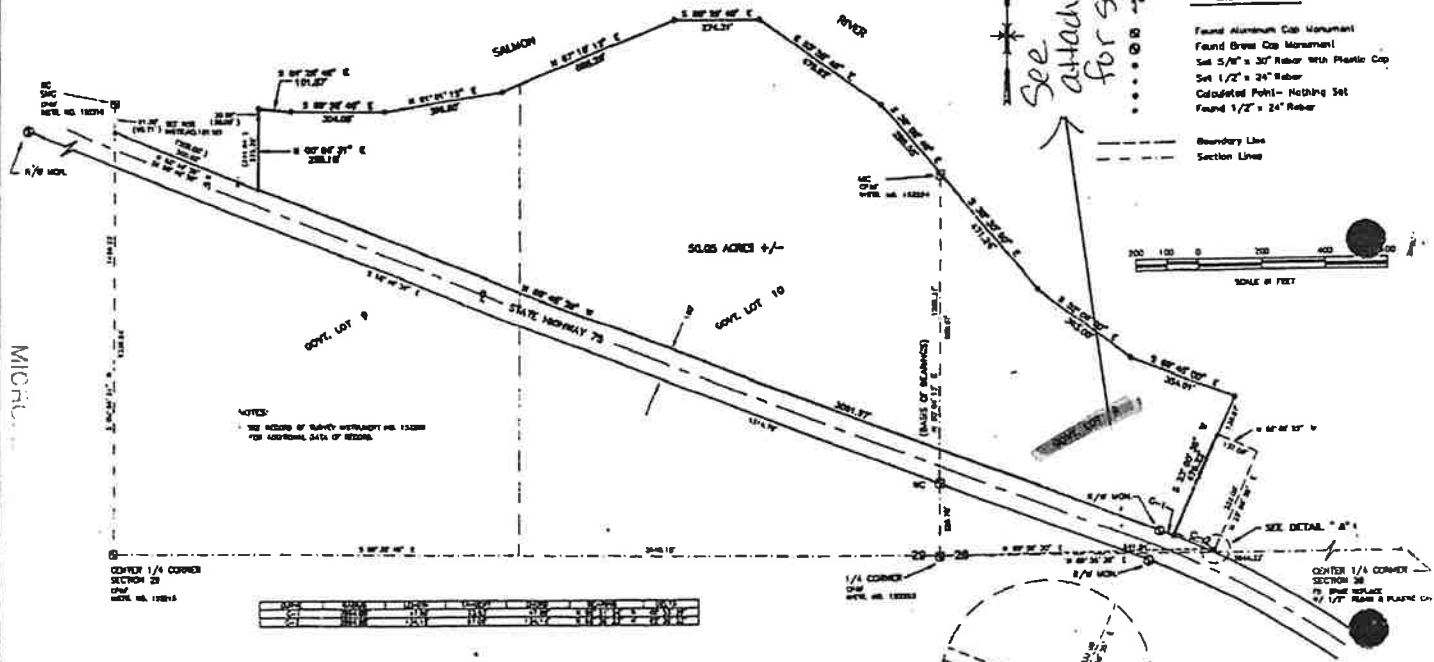
Swan Falls Trust or Nontrust:

Attachment E

5/15/94

MICHAEL

RECORD OF SURVEY



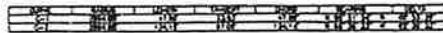
LEGEND

Found Aluminum Cap Monument
Found Brass Cap Monument
Set 5/8" x 30" Rebar with Plastic Cap
Set 1/2" x 24" Rebar
Calculated Point - Nothing Set
Found 1/2" x 24" Rebar

Boundary Line
Section Line

NOTES:
SEE RECORD OF SURVEY INSTRUMENT NO. 13400
FOR ADDITIONAL DATA OF RECORD.

CENTER 1/4 CORNER
SECTION 28
CHW
MON. NO. 112016



CERTIFICATE OF SURVEYOR

I, Michael C. Marks, do hereby certify that I am a Professional Land Surveyor, licensed by the State of Idaho, and that this map has been prepared from an actual survey made on the ground under my direct supervision, and that this map is an accurate representation of said survey, and is in conformity with the Corner Perpetuation and Filing Act, State of Idaho Code 55-1601 through 55-1612 and to the Idaho Code relating to Surveys.



Michael E. Marks, L.S.

License No. 4998

STATE OF IDAHO, COUNTY OF CUSTER, SS

RECORDING NO. 207827
FILED FOR RECORD AS THE REQUEST OF Briggs Engineering, Inc.
BY DAVE 1994

RECORDED
BY
DATE

RECORDING INDEX NO. 11.17.1-28-4-3-00-00

SURVEY FOR GERALD D. HERRICK				WOODS ENGINEERING, INC. BRIGGS	
A PORTION OF U.S. GOV. LOT 1, SECTION 28, AND A PORTION OF U.S. GOV. LOTS 9, AND 10, SECTION 29, T.11N., R.17E., S.1M., CUSTER COUNTY, IDAHO					
DESIGN PAC	DRAFT PAC	CHECK	SCALE 1" = 200'	DATE NOVEMBER, 1994	DRAWING NO. 940318

RECEIVED
AUG 13 2018
DEPARTMENT OF
WATER RESOURCES

University of Idaho Foundation

Mary E Forney Hall
1210 Blake Avenue
Moscow ID 83844

Mailing Address:
875 Perimeter Drive MS 3143
Moscow ID 83844-3143

Phone: 208-885-4000
Fax: 208-885-4040

August 10, 2018

IDWR State Office
322 East Front St, 6th Floor
P.O. Box 83720
Boise, Idaho 83720-0098

RE: Change of Ownership, Water Right 72-4161B (Split)

Dear IDWR team member:

The University of Idaho Foundation acquired property in 2011, including water rights. However, in searching for the water right, we discovered the change of ownership never properly occurred. We respectfully submit the following items for change of ownership of the water right:

Form - Notice of Change in Water Right Ownership, with \$100 check for split ownership

Attachment A - Deed of Ownership

Attachment B - Aerial photograph of Water Right 4161B

Attachment C - Map from county records showing our lot and ownership

Attachment D - IDWR details with explanation of split ownership

Attachment E - Survey

Please change the ownership on our section of property, within water right 72-4161B, to the University of Idaho Foundation, Inc.

If you have any questions or require additional information, please contact me.

Kind regards,



Deborah Bell
Director of Finance
University of Idaho Foundation
deborahb@uidaho.edu
208-885-6841



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street • P.O. Box 83720 • Boise, Idaho 83720-0098

Phone: (208) 287-4800 • Fax: (208) 287-6700 • Website: www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

August 16, 2018

UNIVERSITY OF IDAHO FOUNDATION INC
875 PERIMETER MS 3143
MOSCOW ID 83844-3143

Re: Change in Water Right Ownership: 72-4161B (Split into 72-4161B and 72-16966)

Dear Water Right Holder:

The Department acknowledges the receipt of correspondence changing ownership of the above referenced water rights to you. The Department has modified its records based on the information received to reflect the change in ownership and has enclosed a computer-generated report for your records.

Your portion of these water rights has a specified point of diversion, nature of use and place of use. If you plan on changing the nature of use, place of use, or point of diversion under these rights, including adding a new point of diversion, then an Application for Transfer on your portion of these rights is required. Please contact this office for further information on the Application for Transfer form or you can find the forms at www.idwr.idaho.gov. If you do not plan on changing any items on your water rights, then no further action is required at this time.

Updating the ownership record for a water right does not reconfirm the validity of the right. When processing an ownership change notice the department does not review the history of water use to determine if the right has been forfeited 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.

Also note that as of July 1, 1996, water right owners are required to report any change of water right ownership and any change of mailing address of the owner of a water right, to the Department. Notice of the change must be provided to the Department within **120 days** of the change. Our records show your address as PO Box 443150, Moscow, Idaho 83844-3150. If this is incorrect, please fill out and submit the enclosed change in address form.

Please feel free to contact me at 208-287-4920 if you have any questions concerning the enclosed information or this letter.

Sincerely,

Debbi Judd
Technical Records Specialist

Enclosures

C. Water District 72D



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street • P.O. Box 83720 • Boise, Idaho 83720-0098

Phone: (208) 287-4800 • Fax: (208) 287-6700 • Website: www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

August 16, 2018

HILL MOORE REVOCABLE TRUST
SANDRA K HILL TRUSTEE
PO BOX 730
CHALLIS ID 83226

Re: Change in Water Right Ownership: 72-4161B (Split into 72-4161B and 72-16966)

Dear Water Right Holder:

We have received and processed a Change of Ownership for a portion of your original Water Right as referenced above. This change of ownership resulted in a split of your original water right.

When a portion of the original water right has been conveyed to another and the original right has been split, a new water right number is issued to the new owner representing their portion of the original water right. Each water right contains only the portion of the original right for each separate owner. The original water right number reflects your remaining portion of the water right after the change of ownership. Enclosed is a copy of this water right for your records. Please refer to your water right number when corresponding with our office.

Updating the ownership record for a water right does not reconfirm the validity of the right. When processing an ownership change notice the department does not review the history of water use to determine if the right has been forfeited 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.

If you have any questions concerning this ownership change or the enclosed information, please contact me at 208-287-4920.

Sincerely,

Debbi Judd
Technical Records Specialist

Enclosure

C. Water District 72D



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 E FRONT ST STE 648 PO BOX 83720 • BOISE, ID 83720-0098

Phone: (208)287-4800 • Fax: (208)287-6700 • Website: www.idwr.idaho.gov

Brad Little
Governor

Gary Spackman
Director

September 27, 2021

SCOTT D SWANSON
DANIELLE T PARE
1552 E ROANOKE DR
BOISE ID 83712-7519

Re: Change in Ownership for Water Right No: 72-16966

Dear Water Right Holders:

The Department of Water Resources (Department) acknowledges the receipt of correspondence changing ownership of the above referenced water right 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) 287-4920 or debbi.judd@idwr.idaho.gov.

Sincerely,

Debbi Judd
Technical Records Specialist

Enclosures

c. Water District 72D – *via email*