

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

OCT 19 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?
78-4107C	Yes ☐	Yes ☐		Yes ☐	Yes ☐
78-7313	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Craig J DeMoss and Linda M DeMoss
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Matt J Borges and Jeanine Borges
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or
- PO Box 2 Tracy CA 95378
Mailing address City State ZIP
- 209-879-3364 jeanineborges@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: October 9, 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: Matt J Borges Title, if applicable Date
Signature of new owner/claimant
- Signature: Jeanine Borges Title, if applicable Date
Signature of new owner/claimant

SUPPORT DATA

IN FILE # 78-4107C

For IDWR Office Use Only:

Received by LE Date 10/19/2020 Receipt No. W044805 Receipt Amt. \$50.00

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 09/24/2021

COPY

Instrument # 526358

IDAHO COUNTY, IDAHO
10-09-2020 12:29:33 PM No. of Pages: 4
Recorded for: TIMBERLINE TITLE & ESCROW, INC.
Kathy M Ackerman Fee: \$15.00
Ex-Officio Recorder Deputy: DST

WARRANTY DEED

For Value Received, CRAIG J. DEMOSS and LINDA M. DEMOSS, husband and wife

the grantors, does hereby grant, bargain, sell and convey unto
MATT J. BORGES and JEANINE BORGES, husband and wife

the grantees, whose current address is PO Box 2, ~~Idaho~~^{TRACY}, CA 95378

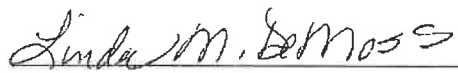
the following described premises, in Idaho County, Idaho, to-wit:

SEE ATTACHED EXHIBIT 'A' MADE A PART HEREOF

TO HAVE AND TO HOLD THE said premises, with their appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantors hereby covenants to and with the said Grantees, that they are the owners in fee simple of said premises; that they are free from all encumbrances excepting for all easements of record, rights of way, matters visible, and all matters of record and title and that they will warrant and defend the same from all lawful claims whatsoever.

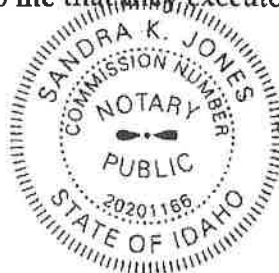
Date: October 5, 2020


CRAIG J. DEMOSS


LINDA M. DEMOSS

STATE OF Idaho)
COUNTY OF Adams) : ss

On this 8th day of October, in the year of 2020, before me, a Notary Public in and for said State, personally appeared CRAIG J. DEMOSS and LINDA M. DEMOSS 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 they executed the same.




Notary Public
Residing at: Council ID
Commission expires: 03/23/2026

#20-1417

WARRANTY DEED

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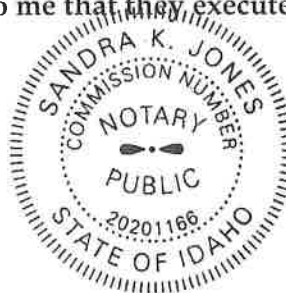
Date: October 5, 2020


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Notary Public
Residing at: Council ID
Commission expires: 03/23/2026

EXHIBIT 'A'

Township 23 North, Range 1 East, Boise Meridian, Idaho County, Idaho
Section 30: NE $\frac{1}{4}$ SE $\frac{1}{4}$
Section 29: NW $\frac{1}{4}$ SW $\frac{1}{4}$; SE $\frac{1}{4}$ SW $\frac{1}{4}$

ALSO:

Township 23 North, Range 1 East, Boise Meridian, Idaho County, Idaho
Section 29:

A parcel of land located in the NE $\frac{1}{4}$ SW $\frac{1}{4}$ and the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of said Section 29, more particularly described from a survey as follows:

Beginning at the South 1/4 corner of said Section 29;
thence N 00°02'58" W, 2652.781 feet to the center of said Section 29, a brass cap monument;
thence S 23°17'05" W, 33.106 feet to a Right of Way monument of U.S. Highway No. 95, Sta. 736+08, 80 feet Lt. of centerline on project F-4113 (12), which point is the Initial Point of Beginning;
thence along a circular curve with the following data:
D = 10°48'49" Lt. R = 3354.050 feet
L = 633.018 feet ch = 632.079 feet
T = 317.452 feet L. ch. Bearing = S 11°12'01" E to a Right of Way monument P.S. 727+48.9;
thence along a section of an offset spiral curve with the following data:
250 feet spiral S = 02° 11.3 feet
a = 0.7, a chord bearing and distance of S 17°03'32" E, 51.124 feet to a point on the westerly Right of Way line on the spiral curve;
thence S 66°56'34" W, 343.191 feet;
thence N 14°54'06" W, 829.954 feet;
thence N 88°12'10" E, 156.973 feet to a found property pin;
thence S 88°57'58" E, 199.600 feet to a Right of Way monument @ Sta. 736+08, 115 feet left of centerline;
thence S 89°56'16" E, 34.970 feet back to the Initial Point of Beginning.
Sometimes known as Assessor's Tax No. 160.

ALSO:

Township 23 North, Range 1 East, Boise Meridian, Idaho County, Idaho
Section 29:

A parcel of land located in the NE $\frac{1}{4}$ SW $\frac{1}{4}$ of said Section 29, more particularly described as follows:

Beginning at the South 1/4 corner of said Section 29;
thence N 00°02'58" W, 1326.391 feet to the C-S 1/16 corner which is the Initial Point of Beginning;
thence S 89°49'20" W, 1354.005 feet to the Southwest 1/16 corner;
thence N 00°20'16" E, 1328.053 feet to the C-W 1/16 corner;
thence N 89°53'27" E, 1097.600 feet along the North line of the NE $\frac{1}{4}$ SW $\frac{1}{4}$ to a point on the westerly line of T.L. #69;
thence S 00°26'09" W, 26.299 feet to the found Southwest corner of T.L. #69;
thence S 88°12'10" W, 156.973 feet;
thence S 14°54'06" E, 829.954 feet;
thence N 66°56'34" E, 208.386 feet to the point on the West line of the NE $\frac{1}{4}$ SW $\frac{1}{4}$;
thence S 00°02'58" E, 574.270 feet back to the Initial Point of Beginning.

EXHIBIT 'A'

(Continued)

ALSO:

Township 23 North, Range 1 East, Boise Meridian, Idaho County, Idaho
Section 29:

A parcel of land located in the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of said Section 29, more particularly described as follows:

Beginning at the South 1/4 corner of said Section 29;
thence N 00°02'58" W, 1326.391 feet to the C-S 1/16 corner which is the Initial Point of Beginning;
thence N 89°49'21" E, 335.380 feet to a point on the westerly Right of Way line of U.S. Highway No. 95,
project F-4113 (12);
thence N 18°50'27" W, 459.029 feet along said Right of Way to P.S. Sta. 727+48.9;
thence along a spiral curve identified as an 80 foot offset to centerline and having a curve data as follows:
L = 250 feet S = 02°, 11.3 feet
a = 0.7 feet and identified by a chord as follows:
N 18°21'48" W, 201.874 feet to a property corner;
thence S 66°56'34" W, 134.805 feet to a point on the westerly line of the NW $\frac{1}{4}$ SE $\frac{1}{4}$;
thence S 00°02'58" E, 574.270 feet back to the Initial Point of Beginning.

ALSO:

Township 23 North, Range 1 East, Boise Meridian, Idaho County, Idaho
Section 29:

A parcel of land in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of said Section 29, more particularly described from a survey as follows:

Beginning at the South 1/4 corner of said Section 29, which point is the Initial Point of Beginning;
thence N 00°02'58" W, 1326.391 feet to the C-N 1/16 corner;
thence N 89°49'21" E, 335.380 feet to a point on the westerly Right of Way line of U.S. Highway No. 95,
project F-4113 (12);
thence S 18°50'27" E, 1088.136 feet to a found Right of Way monument at Sta. 712+00, 80 feet Lt;
thence S 14°52'55" W, 305.233 feet along a property line of T.L. #93 to a point on the southerly line of the
SW $\frac{1}{4}$ SE $\frac{1}{4}$;
thence S 89°45'16" W, 607.250 feet back to the Initial Point of Beginning.

ALSO

Township 23 North, Range 1 East, Boise Meridian, Idaho County, Idaho
Section 32:

A parcel of land located in the NW $\frac{1}{4}$ NE $\frac{1}{4}$, more particularly described as follows:

Beginning at the North 1/4 corner of said Section 32;
thence N 89°45'16" E, 399.295 feet along the North line of the NW $\frac{1}{4}$ NE $\frac{1}{4}$ to the Initial Point of Beginning;
thence N 89°45'16" E, 207.955 feet along the North line of NW $\frac{1}{4}$ NE $\frac{1}{4}$ to a point on the westerly line of T.L.
#93;
thence S 14°52'55" W, 13.261 feet to a found property line of T.L. #93;
thence S 10°38'07" E, 115.578 feet to the Southwest corner of T.L. #93 which is common to T.L. #70;
thence S 88°09'13" W, 46.940 feet to a found corner of T.L. #70;

EXHIBIT 'A'

(Continued)

thence N 08°19'47" W, 81.777 feet to a found corner of T.L. #70;
thence S 89°31'50" W, 173.860 feet to a found corner of T.L. #70;
thence N 08°04'02" E, 48.016 feet back to the Initial Point of Beginning.

LESS:

Little Salmon River Estates, more particularly described as a part of the NW¼NE¼ of said Section 32, and a part of the SW¼SE¼; SE¼SW¼; NW¼SE¼; and the NE¼SW¼ of said Section 29, more particularly described as follows:

Beginning at the 1/4 corner common to said Sections 29 and 32;
thence N 89°45'16" E, 399.295 feet along the section line to the Initial Point of Beginning;
thence S 08°04'02" W, 48.016 feet to a found property pin;
thence N 89°31'50" E, 173.860 feet to a found property pin on the West side of Helm Lane;
thence S 08°19'47" E, 81.777 feet to a found property pin;
thence N 88°09'13" E, 46.940 feet to a found property pin on the East side of Helm Lane;
thence N 10°38'07" W, 115.578 feet to a found property pin;
thence N 14°52'55" E, 13.261 feet to a point on the section line;
thence N 14°52'55" E, 305.233 feet to a found Right of Way monument at Sta. 712+00 on the westerly side of U.S. Highway No. 95;
thence N 18°50'27" W, 1547.165 feet along the westerly Right of Way line of U.S. Highway No. 95 to Sta PS 727+48.9 which is a found Right of Way monument;
thence along a spiral identified by a chord of N 18°22'16" W, 201.871 feet x = 201.8645 feet and y = 1.6550 feet, $\theta = 01^{\circ}23'32"$, which spiral is offset 80.00 feet LT.;
thence S 66°56'35" W, 393.164 feet;
thence S 22°43'47" E, 1057.167 feet;
thence S 08°26'38" E, 621.804 feet;
thence N 89°45'16" E, 50.516 feet;
thence S 23°02'18" E, 225.851 feet back to the Initial Point of Beginning.



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

September 24, 2021

MATT J BORGES
JEANINE BORGES
PO BOX 2
TRACY CA 95378-0002

Re: Change in Ownership for Water Right No(s): 78-4107C, 78-7313

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

9/24/2021

Water Right 78-4107C

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	MATT J BORGES PO BOX 2 TRACY, CA 95378-0002 (209) 879-3364
Current Owner	JEANINE BORGES PO BOX 2 TRACY, CA 95378-0002 (209) 879-3364
Original Owner	JACK D HUBBARD 3127 SUBSTATION RD NEW MEADOWS, ID 83654 (208) 634-9508
Original Owner	MAGGIE HUBBARD HC 1 BOX 810 POLLOCK, ID 83547 (208) 628-3758
Original Owner	ARLENE HUBBARD 3127 SUBSTATION RD NEW MEADOWS, ID 83654 (208) 634-9508
Original Owner	WILLIAM HUBBARD HC 1 BOX 810 POLLOCK, ID 83547 (208) 628-3758
Previous Owner	ARTHUR K BUTTS HC 2 BOX 505 POLLOCK, ID 83547 (208) 628-3653
Previous Owner	SUSAN P BUTTS HC 2 BOX 505 POLLOCK, ID 83547 (208) 628-3653
Previous Owner	CRAIG J DEMOSS 13953 COUNTRY WAY MCCALL, ID 83638 (208) 634-3397
Previous Owner	LINDA M DEMOSS 13953 COUNTRY WAY MCCALL, ID 83638

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

9/24/2021

(208) 634-3397

Priority Date: 1/1/1907

Basis: Decreed

Status: Active

Source
SPRINGS

Tributary
SINKS

Beneficial Use	From	To	Diversion Rate	Volume
IRRIGATION	3/15	11/15	0.120 CFS	
STOCKWATER	1/01	12/31	0.070 CFS	
	Total Diversion		0.190 CFS	

Source and Point(s) of Diversion

SPRINGS	SWNESE	Sec. 30, Twp 23N, Rge 01E, IDAHO County
SPRINGS	NENENW	Sec. 32, Twp 23N, Rge 01E, IDAHO County

Place Of Use

STOCKWATER within IDAHO 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	
23N	01E	29									X			X		X	X		
23N	01E	30													X				

IRRIGATION within IDAHO 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	
23N	01E	29									6.0								6.0

POU Total Acres: 6.0

Conditions of Approval:

1. N05 The quantity of water under this right for stockwater use shall not exceed 13,000 gallons per day.
2. N08 The quantity of water decreed for this water right for stockwater use is not a determination of historical beneficial use.
3. 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.

Dates and Other Information

Decreed Date: 10/21/2009

Civil Case Number: 39576

Judicial District: FIFTH

State or Federal: S

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

9/24/2021

Owner Name Connector: AND
Water District Number: NWD
Mitigation Plan: False

Combined Use Limits

N/A

SubCase:

N/A

Water Supply Bank:

N/A

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

9/24/2021

Water Right 78-7313

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	MATT J BORGES PO BOX 2 TRACY, CA 95378-0002 (209) 879-3364
Current Owner	JEANINE BORGES PO BOX 2 TRACY, CA 95378-0002 (209) 879-3364
Original Owner	ARTHUR K BUTTS HC 2 BOX 505 POLLOCK, ID 83547 (208) 628-3653
Original Owner	SUSAN P BUTTS HC 2 BOX 505 POLLOCK, ID 83547 (208) 628-3653
Previous Owner	CRAIG J DEMOSS 13953 COUNTRY WAY MCCALL, ID 83638 (208) 634-3397
Previous Owner	LINDA M DEMOSS 13953 COUNTRY WAY MCCALL, ID 83638 (208) 634-3397

Priority Date: 3/28/1990

Basis: License

Status: Active

Source

SPRING
SPRING

Tributary

SINKS
SLAUGHTERHOUSE CREEK

Beneficial Use

IRRIGATION
STOCKWATER
POWER
DOMESTIC

From

02/15
01/01
01/01
01/01

To

11/30
12/31
12/31
12/31

Diversion Rate

0.150 CFS
0.030 CFS
0.200 CFS
0.040 CFS
Total Diversion 0.200 CFS

Volume

20.0 AF
1.3 AF
145.0 AF
0.6 AF
167.0 AF

Source and Point(s) of Diversion

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

9/24/2021

SPRING	NENENW	Sec. 32, Twp 23N, Rge 01E, IDAHO County
SPRING	SWNESE	Sec. 30, Twp 23N, Rge 01E, IDAHO County
SPRING	SWNESE	Sec. 30, Twp 23N, Rge 01E, IDAHO County

Place Of Use

STOCKWATER within IDAHO County

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
23N	01E	29									X								
23N	01E	30													X				

DOMESTIC within IDAHO County

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
23N	01E	29									X								

IRRIGATION within IDAHO County

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
23N	01E	29									4.5								4.5
23N	01E	30													0.5				0.5

POU Total Acres: 5.0

POWER within IDAHO County

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
23N	01E	29									X								

Conditions of Approval:

1. WB5 Domestic use is for 1 home and does not include lawn, garden, landscape, or other types of irrigation.
2. R68 This right when combined with all other rights shall provide no more than 0.03 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
3. 027 Use of water under this right shall be non-consumptive.
4. 025 This right does not constitute Idaho Public Utilities Commission or Federal Energy Regulatory Commission approval that may be required.
5. R23 The water right confirmed in this license for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this license and shall not give rise to any right or claim against any future rights to the use of water, other than hydropower, within the State of Idaho initiated later in time than the priority of this license.
6. X42 The diversion and use of water for hydropower purposes under this license is subject to review by the Director on or after August 11, 2007. Upon appropriate findings relative to the interest of the public, the Director may cancel all or any part of the use authorized

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

9/24/2021

herein and may revise, delete or add conditions under which the right may be exercised.

Dates and Other Information

Licensed Date: 7/9/2002
Owner Name Connector: AND
Water District Number: NWD
Generic Max Rate Per Acre: 0.030
Generic Max Volume Per Acre: 4.0
Mitigation Plan: False

Combined Use Limits

N/A

SubCase:

N/A

Water Supply Bank:

N/A