

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED
JUN 22 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?
65-32374	Yes ☒	Yes ☐		Yes ☐	Yes ☐
65-30026	Yes ☒	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: David L & Janis K Nettleton
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Frank E Powell
New owner(s) as listed on the conveyance document
- Name connector ☐ and ☐ or ☐ and/or
- 7496 N. Matlock Boise ID 83714
Mailing address City State ZIP
- 208-685-9897 frankpowell17@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: _____
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] Title, if applicable _____ Date _____
Signature of new owner/claimant
- Signature: _____ Title, if applicable _____ Date _____
Signature of new owner/claimant

For IDWR Office Use Only:

Received by LG Date 06/22/2021 Receipt No. W049505 Receipt Amt. \$200.00

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 _____ Date _____



1211 W Myrtle Street, Plaza II Suite 100
Boise, ID 83702

**ELECTRONICALLY RECORDED-DO NOT
REMOVE THE COUNTY STAMPED FIRST
PAGE AS IT IS NOW INCORPORATED AS
PART OF THE ORIGINAL DOCUMENT**

File No. 733400 JS/CLM

Instrument # 269150
IDAHO CITY, BOISE COUNTY, IDAHO
08-14-2020 10:02:10 AM No. of Pages: 2
Recorded for: PIONEER TITLE COMPANY OF ADA
MARY T. PRISCO Fee: \$15.00
Ex-Officio Recorder Deputy Kristi Coffelt
Index to: DEEDS
Electronically Recorded by Simplifile

WARRANTY DEED

For Value Received Scott L. Phillips, aka Scott Phillips, an unmarried man
hereinafter referred to as Grantor, does hereby grant, bargain, sell, warrant and convey unto

Frank Powell, an unmarried man
hereinafter referred to as Grantee, whose current address is 795 Riverchase Way Eagle, ID 83616
The following described premises, to-wit:

See Exhibit A attached hereto and made a part hereof.

To HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee(s), and Grantees(s) heirs and assigns forever. And the said Grantor(s) does (do) hereby covenant to and with the said Grantee(s), the Grantor(s) is/are the owner(s) in fee simple of said premises; that said premises are free from all encumbrances EXCEPT those to which this conveyance is expressly made subject and those made, suffered or done by the Grantee(s); and subject to U.S. Patent reservations, restrictions, dedications, easements, rights of way and agreements, (if any) of record, and current years taxes, levies, and assessments, includes irrigation and utility assessments, (if any) which are not yet due and payable, and that Grantor(s) will warrant and defend the same from all lawful claims whatsoever.

Dated: August 6, 2020



Scott L Phillips

State of IDAHO, County of ADA

This record was acknowledged before me on August 13, 2020 by Scott L Phillips



Signature of notary public: Josh Stafford
Commission Expires: 06/15/2023
Residing at: Boise, Idaho

JOSH STAFFORD
COMMISSION #32148
NOTARY PUBLIC
STATE OF IDAHO

EXHIBIT A

Parcel No, 4-1

Commencing at the North section corner to Sections 4 and 3, Township 9 North, Range 4 East, Boise-Meridian, Boise County, Idaho; thence

South 89°40'45" East 1047.99 feet to a point; thence

South 0°19'15" West 476.40 feet to a point; thence

North 87°45'42" West 453.05 feet to a point; thence

South 0°19'15" West 380.87 feet to a point; thence

South 89°40'45" East 559.70 feet to the Point of Beginning; thence

continuing South 89°40'45" East 583.04 feet to a point on a curve; thence

curve left on a curve whose central angle is 4°6'6", whose radius is 1000.00 feet; whose length is 71.58 feet and whose long chord bears South 14°3'19" West 71.57 feet to a point; thence

South 12°0'16" West 20.17 feet to a point of curvature; thence

curve left on a curve whose central angle is 9° 57'36", whose radius is 600.00 feet, whose length is 104.30 feet and whose long chord bears South 7°01'29" West 104.17 feet to a point; thence

North 89°52'10" West 549.81 feet to a point: thence

Notth 0°19'15" East 194.56 feet to the Point of Beginning.'



Owner's Policy

Policy Issuing Agent For:
Old Republic National Title Insurance Company
400 Second Avenue South
Minneapolis, MN 55401

File No.: 733400

Policy No.: OX-13025724

Date of Policy: August 14, 2020 at 10:02AM

Amount of Insurance: \$65,000.00

Address Reference: 00 Old Cougar Lane, Garden
Valley, ID 83622

Premium: \$526.00

Endorsement Premium: \$0.00

Schedule A

1. Name of Insured:

Frank Powell and Pioneer 1031 Company, Accommodator for Frank Powell

2. The estate or interest in the Land that is insured by this policy is:

FEE SIMPLE

3. Title is vested in:

Frank Powell, an unmarried man

4. The land referred to in the Policy is described as follows:

See Exhibit A attached hereto and made a part hereof.

EXHIBIT A

Parcel No. 4-1

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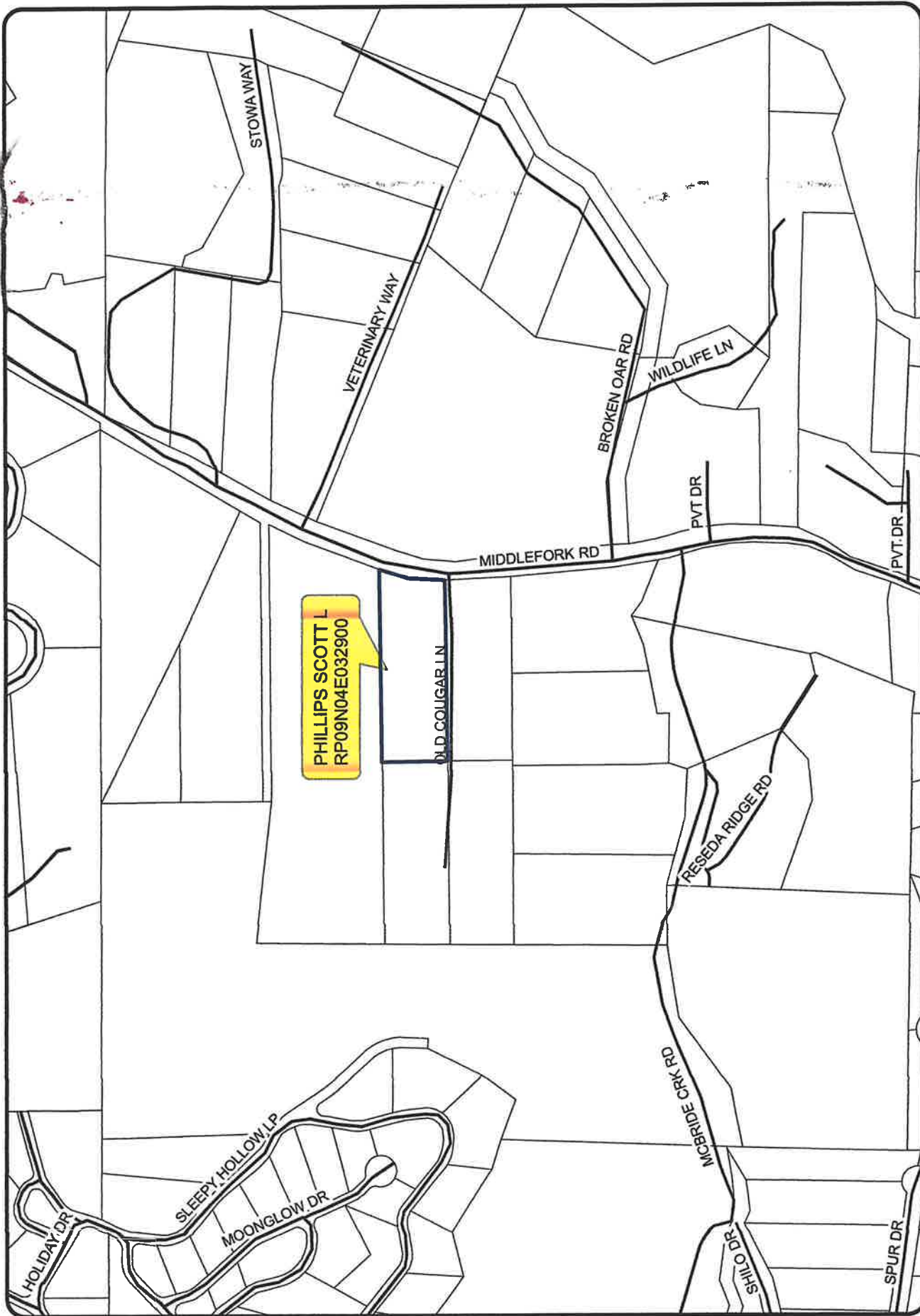
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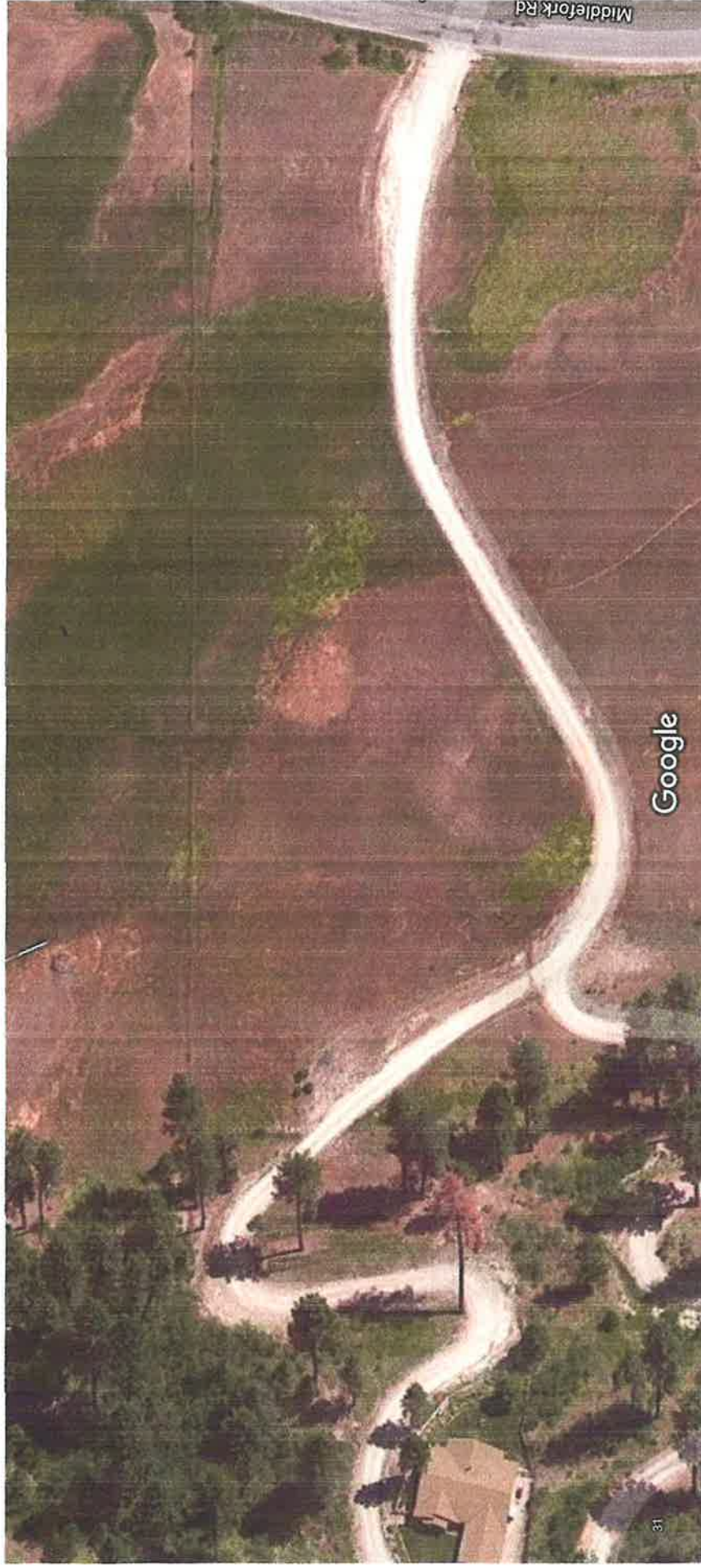


This Map and data displayed is a graphic representation derived from the Ada County Geographic Information System (GIS) data. It is not guaranteed and intended for staff use only. This map is based on information available and was compiled from numerous sources which may not be accurate. Users are to field verify this information. Ada County and Single Point Solutions, LLC are not liable for errors or omissions resulting from the use of this product for any purpose.



PTC PioneerTitleCo.
GOING BEYOND

1602 W. Hayes



Imagery ©2021 Maxar Technologies, Map data ©2021 50 ft



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 30, 2021

FRANK E POWELL
7496 N MATLOCK
BOISE ID 83714-4047

RE: Water Right No(s): 65-3237G, 65-3002G

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 (David and Janis Nettleton) to the new owner/claimant.

Because the Department cannot process the notice without the 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