

2020-114274
Recorded 9-2-2020
WRTY/PO RECEIVED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

OCT 13 2020

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?
63-24079	Yes ☐	Yes ☐		Yes ☐	Yes ☐
63-33852	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: HOLLY HUNSAKER AND DAVE HUNSAKER
Name of current water right holder/claimant KATHY L. WARNER
3. New Owner(s)/Claimant(s): WARNER FAMILY TRUST RICHARD WARNER
New owner(s) as listed on the conveyance document, Name connector ☒ and ☐ or ☐ and/or
- 21930 THE TRAILS CIRCLE MORRIETA CA 92562
Mailing address City State ZIP
- 951-675-1881 ISAIAH1X188@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: PURCHASE PROPERTY 9-2-20

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.

SUPPORT DATA

IN FILE # 63-24079

8. Signature: [Signature] owner 9-6-20
Signature of new owner/claimant Title, if applicable Date
- Signature: Kathy L. Warner owner 9-6-20
Signature of new owner/claimant Title, if applicable Date

For IDWR Office Use Only:

Received by LE Date 10/13/2020 Receipt No. W048782 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 LE Approved by LE Processed by LE Date 09/22/2021



WARRANTY DEED

Alliance Title & Escrow Corp. Order No.:503168

FOR VALUE RECEIVED

Holly Hunsaker, an unmarried woman

the grantor(s), do(es) hereby grant, bargain, sell and convey unto

Richard A. Warner and Kathy L. Warner, Co-Trustees of The Warner Family Trust dated October 15, 2004

whose current address is

**4838 N. Willow Creek Rd.
Eagle, ID 83616**

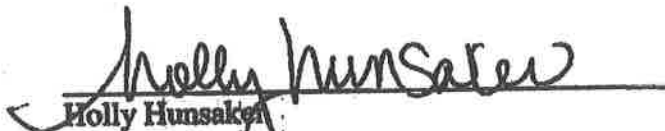
the grantee(s), the following described premises, in Ada County, Idaho, TO WIT:

See attached Exhibit 'A'

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee(s), that (s)he is/are the owner(s) in fee simple of said premises; that they are free from all encumbrances Except: Current Year Taxes, conditions, covenants, restrictions, reservations, easements, rights and rights of way, apparent or of record.

And that (s)he will warrant and defend the same from all lawful claims whatsoever.

Dated: August 31, 2020


Holly Hunsaker

State of Idaho } ss
County of Ada }

On this 31 day of August, 2020, before me, the undersigned, a Notary Public in and for said state, personally appeared Holly Hunsaker, known or identified to me to be the person(s) whose name(s) is subscribed to the within Instrument and acknowledged to me that she executed same. IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and

Exhibit 'A'

A parcel of land shown as Parcel A of Record of Survey No. 4595 for Brad Little, being in a portion of Lots 5 and 6 in Block 1 of Stillwell Estates No. 1 Subdivision according to the official plat thereof, filed in Book 33 of Plats at Pages 2040 and 2041, records of Ada County, Idaho and also situated in a portion of the Northwest quarter of the Southwest quarter of Section 28 and the Northeast quarter of the Southeast quarter of Section 29, Township 5 North, Range 1 East, Boise Meridian, Ada County, Idaho and more particularly described as follows:

Commencing at a found brass cap monument marking the Southwest corner of Section 28; thence North $00^{\circ}38'08''$ West, a distance of 1,339.83 feet to a found 1/2 inch rebar marking the Southeast corner of said Lot 5; thence North $79^{\circ}38'05''$ West, a distance of 585.43 feet to a found 1/2 inch rebar marking the Southwest corner of said Lot 5; thence North $24^{\circ}21'06''$ East, a distance of 236.72 feet to a found 1/2 inch rebar and the POINT OF BEGINNING; thence along a curve to the left having a radius of 309.22 feet, a central angle of $25^{\circ}28'04''$, a length of 137.45 feet, a chord bearing of North $11^{\circ}28'15''$ East and a distance of 136.32 feet to a found 1/2 inch rebar; thence along a curve to the left having a radius of 309.22 feet, a central angle of $5^{\circ}30'59''$, a length of 29.77 feet, a chord bearing North $04^{\circ}01'17''$ West and a distance of 29.76 feet to a found 1/2 inch rebar; thence North $06^{\circ}37'57''$ West, a distance of 134.74 feet to a found 1/2 inch rebar; thence along a curve to the right having a radius of 242.28 feet, a central angle of $13^{\circ}03'23''$, a length of 55.21 feet, a chord bearing North $00^{\circ}01'59''$ West and a distance of 55.08 feet to a found 1/2 inch rebar marking the Northwest corner of Parcel A; thence South $72^{\circ}28'23''$ East, a distance of 240.07 feet along the line common to said Lot 6 and said Parcel A to a found 1/2 inch rebar; thence North $82^{\circ}37'45''$ East, a distance of 416.79 feet to a found 1/2 inch rebar marking the Northeast corner of said Parcel A; thence South $00^{\circ}33'42''$ East, a distance of 318.83 feet along the East line of said Parcel A to a 5/8 inch rebar; thence South $74^{\circ}36'06''$ West, a distance of 341.36 feet to a 5/8 inch rebar; thence South $80^{\circ}31'05''$ West, a distance of 63.63 feet to a 5/8 inch rebar; thence North $85^{\circ}56'55''$ West, a distance of 63.63 feet to a 5/8 inch rebar; thence North $72^{\circ}24'54''$ West, a distance of 63.63 feet to a 5/8 inch rebar; thence North $65^{\circ}38'54''$ West, a distance of 152.39 feet to a found 1/2 inch rebar and the POINT OF BEGINNING.



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

September 22, 2021

WARNER FAMILY TRUST
21930 THE TRAILS CIR
MURRIETA CA 92562-9744

Re: Change in Ownership for Water Right No(s): 63-24079, 63-33852

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,

A handwritten signature in black ink, appearing to read 'Lynne Evans'.

Lynne Evans
Office Specialist II

Enclosure(s)

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

9/22/2021

Water Right 63-24079

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	WARNER FAMILY TRUST 21930 THE TRAILS CIR MURRIETA, CA 92562-9744 (951) 675-1881
Original Owner	YVONNE H HAYEN 4838 WILLOW CREEK EAGLE, ID 83616 (208) 939-6873
Original Owner	CHRIS D HAYEN 4838 WILLOW CREEK EAGLE, ID 83616 (208) 939-6873
Previous Owner	DIANE M DANN 4838 WILLOW CREEK RD EAGLE, ID 83616 (208) 938-5490
Previous Owner	N ANTHONY DANN 4838 WILLOW CREEK RD EAGLE, ID 83616 (208) 938-5490
Previous Owner	ERIC GILBREATH EAGLE, ID 83616
Previous Owner	ALLISON GILBREATH EAGLE, ID 83616
Previous Owner	DAVE D HUNSAKER 4838 N WILLOW CREEK RD EAGLE, ID 83616 (208) 703-1521
Previous Owner	HOLLY HUNSAKER 4838 N WILLOW CREEK RD EAGLE, ID 83616 (208) 703-1521
Trustee	RICHARD A WARNER 21930 THE TRAILS CIR MURRIETA, CA 92562-9744 (951) 675-1881
Trustee	KATHY L WARNER 21930 THE TRAILS CIR

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

9/22/2021

MURRIETA, CA 92562-9744
(951) 675-1881

Priority Date: 11/1/1976

Basis: Decreed

Status: Active

Source

GROUND WATER

Tributary

Beneficial Use

STOCKWATER

DOMESTIC

From

1/01

To

12/31

Diversion Rate

0.040 CFS

Volume

0.040 CFS

Total Diversion

0.080 CFS

Source and Point(s) of Diversion

GROUND WATER

SENESE

Sec. 29, Twp 05N, Rge 01E, ADA County

Place Of Use

STOCKWATER within ADA 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	
05N	01E	29													X				

DOMESTIC within ADA 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	
05N	01E	29													X				

Conditions of Approval:

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. N13 THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.
3. N11 THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
4. PARCEL NO. R 8163150040 STOCKWATER, 4 HORSES PROPERTY ALSO KNOWN AS LOT 4, BLK 1, STILLWELL ESTATES SUB. #1

Dates and Other Information

Decreed Date: 4/7/2000

Civil Case Number: 39576

Judicial District: FIFTH

State or Federal: S

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

9/22/2021

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

Combined Use Limits

N/A

SubCase:

N/A

Water Supply Bank:

N/A

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

9/22/2021

Water Right 63-33852

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	WARNER FAMILY TRUST 21930 THE TRAILS CIR MURRIETA, CA 92562-9744 (951) 675-1881
Original Owner	DAVE D HUNSAKER 4838 N WILLOW CREEK RD EAGLE, ID 83616 (208) 703-1521
Original Owner	HOLLY HUNSAKER 4838 N WILLOW CREEK RD EAGLE, ID 83616 (208) 703-1521
Trustee	KATHY L WARNER 21930 THE TRAILS CIR MURRIETA, CA 92562-9744 (951) 675-1881
Trustee	RICHARD A WARNER 21930 THE TRAILS CIR MURRIETA, CA 92562-9744 (951) 675-1881

Priority Date: 9/4/2013

Basis: License

Status: Active

Source

GROUND WATER

Tributary

Beneficial Use

IRRIGATION

From

03/01

To

11/15

Diversion Rate

0.030 CFS

Volume

4.1 AF

Total Diversion

0.030 CFS

4.1 AF

Source and Point(s) of Diversion

GROUND WATER

NESE

Sec. 29, Twp 05N, Rge 01E, ADA County

Place Of Use

IRRIGATION 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	
05N	01E	29													0.9				0.9

POU Total Acres: 0.9

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

9/22/2021

Conditions of Approval:

1. X31 This right when combined with all other rights shall provide no more than 0.03 cfs nor more than 4.1 afa at the field headgate for irrigation of the place of use.
2. 930 Water bearing zone to be appropriated is 200 to 306 feet.
3. 165 To prevent injury to prior water rights appropriating water from the underlying shallow aquifer, the well used as a point of diversion for this water right shall be constructed and maintained with unperforated casing and sealed into the first significant confining layer located 200 feet or more below ground surface.
4. X59 Point of diversion is located within Lots 5 and 6, Blk. 1, Stillwell Estates # 1 Subdivision.
5. X60 Place of use is located within Lots 5 and 6, Blk. 1, Stillwell Estates # 1 Subdivision.
6. 01M After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to use power records to determine the amount of water diverted and shall annually report the information to the Department.
7. After specific notification by the Department, the right holder shall participate in a Department approved ground water monitoring plan.
8. 103 When ordered by the Director, the right holder shall provide mitigation acceptable to the Director to offset depletion of lower Snake River flows needed for migrating anadromous fish. The amount of water required for mitigation, which is to be released into the Snake River or a tributary for this purpose, will be determined by the Director based upon the reduction in flow caused by the use of water pursuant to this right. Any order of the Director issued in accordance with this paragraph shall be in conformance with applicable rules allowing the right holder due process as the need for mitigation and the amount of mitigation are determined.

Dates and Other Information

Licensed Date: 2/25/2019

Owner Name Connector: AND

Water District Number: NWD

Generic Max Rate Per Acre: 0.030

Generic Max Volume Per Acre: 4.5

Mitigation Plan: False

Combined Use Limits

N/A

SubCase:

N/A

Water Supply Bank:

N/A