

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Notice of Change in Water Right Ownership

RECEIVED
MAR 26 2021
DEPT OF WATER RESOURCES
SOUTHERN REGION

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?
36-10308	Yes ☒	Yes ☐		Yes ☐	Yes ☐
<i>Split to:</i>	Yes ☐	Yes ☐		Yes ☐	Yes ☐
<i>36-17183</i>	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Devon D. Hope and Hailey S. Hope
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Ken Stutzman
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or
- 925 Justice Grade Hagerman ID 83332
Mailing address City State ZIP
- 208-731-1356 _____
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: March 23, 2021
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 # 36-10308

8. Signature: [Signature] _____ 3-24-21
Signature of new owner/claimant Title, if applicable Date

Signature: _____
Signature of new owner/claimant Title, if applicable Date

For IDWR Office Use Only:

Received by SG Date 3/26/21 Receipt No. 5038487 Receipt Amt. \$100.00
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 MR Date 4/1/21

RECORDING REQUESTED BY
First American Title Company

AND WHEN RECORDED MAIL TO:
First American Title Company
301 Main Street
Gooding, ID 83330

Instrument # 272270
GOODING COUNTY, GOODING, IDAHO
03-24-2021 14:06:08 No. of Pages: 3
Recorded for: FIRST AMERICAN TITLE - JEROME
DENISE GILL Fee: \$16.00
Ex-Officio Recorder Deputy: JG
Electronically Recorded by Simplifile

Space Above This Line for Recorder's Use Only

WARRANTY DEED

File No.: **949370GO (Ir)**

Date: **March 23, 2021**

For Value Received, **Devon D. Hope and Hailey S. Hope, husband and wife**, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **Ken Stutzman, a married man as his sole and separate property**, hereinafter called the Grantee, whose current address is **925 Justice Grade, Hagerman, ID 83332**, the following described premises, situated in **Gooding County, Idaho**, to-wit:

See Attached Exhibit A

TOGETHER with .01cfs of Water right 36-10308 from the Idaho Department of Water Resources.

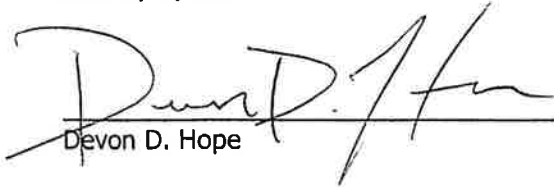
SUBJECT TO all easements, right of ways, covenants, restrictions, reservations, applicable building and zoning ordinances and use regulations and restrictions of record, and payment of accruing present year taxes and assessments as agreed to by parties above.

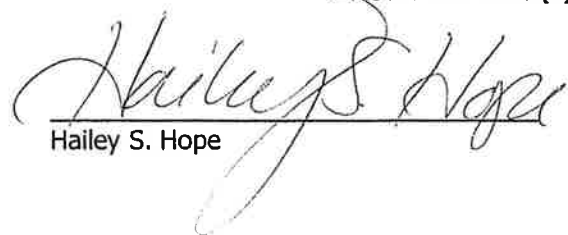
TO HAVE AND TO HOLD the said premises, with its appurtenances, unto the said Grantee, and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U.S. Patent reservations, restrictions, easements of record and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.

Date: 03/23/2021

Warranty Deed
- continued

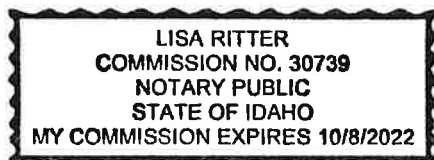
File No.: 949370GO (lr)


Devon D. Hope


Hailey S. Hope

STATE OF Idaho)
COUNTY OF Gooding)
SS.

On this 24 day of March, 2021, before me, a Notary Public in and for said State, personally appeared **Devon D. Hope and Hailey S. Hope**, 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 for the State of Idaho
Residing at: Gooding, ID
My Commission Expires: 10/8/2022

Date: **March 24, 2021**

File No.: **949370GO (lr)**

EXHIBIT 'A'

LEGAL DESCRIPTION:

TOWNSHIP 7 SOUTH, RANGE 13 EAST, BOISE MERIDIAN, GOODING COUNTY, IDAHO,

SECTION 36: A PARCEL OF LAND LOCATED IN THE NW1/4 OF SAID SECTION 36 AND MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHWEST (NW) CORNER OF SAID SECTION 36 (WHICH LIES NORTH 89°53'50" WEST A DISTANCE OF 2626.72 FEET FROM THE NORTH (N1/4) QUARTER CORNER), THENCE ALONG THE NORTH BOUNDARY OF SAID SECTION 36, SOUTH 89°53'50" EAST FOR A DISTANCE OF 1313.36 FEET, THENCE SOUTH 00°18'50" WEST FOR A DISTANCE OF 902.14 FEET TO THE TRUE POINT OF BEGINNING;

**THENCE SOUTH 79°32'04" EAST FOR A DISTANCE OF 371.72 FEET;
THENCE SOUTH 05°57'18" WEST FOR A DISTANCE OF 38.63 FEET;
THENCE SOUTH 06°46'37" WEST FOR A DISTANCE OF 51.25 FEET;
THENCE SOUTH 27°54'54" WEST FOR A DISTANCE OF 387.07 FEET;
THENCE SOUTH 22°28'56" WEST FOR A DISTANCE OF 180.01 FEET;
THENCE SOUTH 81°55'32" WEST FOR A DISTANCE OF 32.19 FEET;
THENCE ALONG A TANGENT CURVE TO THE RIGHT WITH A RADIUS OF 606.13 FEET, WITH AN ARC LENGTH OF 77.64 FEET, WITH A CHORD BEARING OF SOUTH 84°55'07" WEST, AND A CHORD DISTANCE OF 77.58 FEET;
THENCE NORTH 00°18'50" EAST FOR A DISTANCE OF 676.60 FEET TO THE TRUE POINT OF BEGINNING.**

SUBJECT TO:

A 25.00 FOOT WIDE COUNTY ROAD EASEMENT ALONG THE SOUTH BOUNDARY OF THE DESCRIBED PARCEL.



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region • 650 ADDISON AVE W STE 500 • TWIN FALLS, ID 83301-5858

Phone: (208)736-3033 • Fax: (208)736-3037 • Website: www.idwr.idaho.gov

Brad Little
Governor

Gary Spackman
Director

April 01, 2021

KEN STUTZMAN
925 JUSTICE GRADE
HAGERMAN ID 83332-5431

Re: Change in Water Right Ownership: 36-10308 (Split into 36-10308 and 36-17183),

Dear Water Right Holder(s):

The Department of Water Resources (Department) acknowledges the receipt of correspondence changing ownership of a portion of the above referenced water right(s) to you. The Department has modified its records based on the information received and has enclosed a computer-generated report for you.

Your portion of each water right(s) has a specified point of diversion, nature of use and place of use. If you plan to change the authorized point of diversion, nature of use, or place of use, including adding a new point of diversion, you must file an Application for Transfer of Water Right. If you do not plan to change any elements of your water right, then no further action is required at this time.

The portion of the water right retained by the original right holder retains the original water right number. The Department is sending the original right holder a copy of this letter and a computer-generated report showing the changes to the original water right.

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) 293-9912.

Sincerely,

A handwritten signature in blue ink that reads "Michelle Richman".

Michelle Richman
Engineer

Enclosure(s)

c: DEVON D & HAILEY S HOPE
First American Title (Gooding, File# 949370GO)
Water District 36A



First American Title Company
301 Main Street, Gooding, ID 83330
Phone (208)934-4427 Fax (208)934-4741

RECEIVED

MAR 26 2021

DEPT OF WATER RESOURCES
SOUTHERN REGION

Idaho Department of Water Resources
650 Addison Avenue W, Ste 500
Twin Falls, ID 83301

March 24, 2021
File No.: 949370GO (lr)

Attn: Michelle
Phone: 208-736-3033 Fax: 208-736-3037

Property: **Bare Land, Hagerman, ID 83332**

Parcel No.: **RP07S13E362900**

Our Check No. **12340** in the amount of **\$\$100.00**, representing **Payment of the Split and Transfer fee.**

Legal Description of Property in question:

TOWNSHIP 7 SOUTH, RANGE 13 EAST, BOISE MERIDIAN, GOODING COUNTY, IDAHO,

SECTION 36: A PARCEL OF LAND LOCATED IN THE NW1/4 OF SAID SECTION 36 AND MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHWEST (NW) CORNER OF SAID SECTION 36 (WHICH LIES NORTH 89°53'50" WEST A DISTANCE OF 2626.72 FEET FROM THE NORTH (N1/4) QUARTER CORNER), THENCE ALONG THE NORTH BOUNDARY OF SAID SECTION 36, SOUTH 89°53'50" EAST FOR A DISTANCE OF 1313.36 FEET, THENCE SOUTH 00°18'50" WEST FOR A DISTANCE OF 902.14 FEET TO THE TRUE POINT OF BEGINNING;

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SUBJECT TO:

A 25.00 FOOT WIDE COUNTY ROAD EASEMENT ALONG THE SOUTH BOUNDARY OF THE DESCRIBED PARCEL.

Prior vested owner of property: **Devon D. Hope and Hailey S. Hope, husband and wife**

TO WHOM IT MAY CONCERN:

Please be advised that the above referenced property has been sold and title is now vested as follows:

Ken Stutzman, a married man as his sole and separate property

as per copy of 272270 recorded Warranty Deed attached hereto. Please change your records accordingly and bill the new owners at:

Mailing Address: **925 Justice Grade, Hagerman, ID 83332**

Sincerely,

Lisa Ritter, Escrow Officer

jc/lr