

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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Incomplete
WATER RESOURCES
WESTERN REGION

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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?
65-23196	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: Lynn Gramkow
Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): Michael Burgess and Rebecca Burgess
New owner(s) as listed on the conveyance document Name connector ☒ and ☐ or ☐ and/or
- 2137 N Eagle Creek Lane Eagle ID 83616
Mailing address City State ZIP
- 509-521-3296 or 509-619-2676 burgessmb@msn.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: 30 June 2017

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 # 65-23196

8. Signature: Michael A. Burgess Title, if applicable: _____ Date: 01 July 2020
Signature of new owner/claimant
- Signature: Rebecca A. Burgess Title, if applicable: _____ Date: 01 July 2020
Signature of new owner/claimant

For IDWR Office Use Only:

Received by LE Date 07/06/2020 Receipt No. W048471 Receipt Amt. \$100

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 AB Processed by AB Date 12/10/2020



Instrument # 255474
IDAHO CITY, BOISE COUNTY, IDAHO
06-30-2017 16:29:11 No. of Pages: 2
Recorded for TITLE BOISE
MARY T. PRISCO Fee: \$13.00
Ex-Officio Recorder Deputy Shirley George
Index to DEEDS
Electronically Recorded by SimpliFile

Parcel #2

Order Number: 17293361

Warranty Deed

For value received,

Lynn L. Gramkow and Roger Gramkow, wife and husband

the grantor, does hereby grant, bargain, sell, and convey unto

Michael A. Burgess and Rebecca A. Burgess, husband and wife

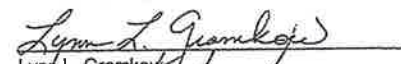
whose current address is 29606 S. 1877 PR SE Kennewick, WA 99337

the grantee, the following described premises, in Boise County, Idaho, to wit:

Please see attached legal description marked as Exhibit "A", which by this reference becomes a part
Thereof and consists of one (1) page.

To have and to hold the said premises, with their appurtenances unto the said Grantee, its heirs and assigns forever.
And the said Grantor does hereby covenant to and with the said Grantee, that Grantor is the owner in fee simple of
said premises; that they are free from all encumbrances except those to which this conveyance is expressly made
subject and those made, suffered or done by the Grantee; and subject to all existing patent reservations, easements,
right(s) of way, protective covenants, zoning ordinances, and applicable building codes, laws and regulations,
general taxes and assessments, including irrigation and utility assessments (if any) for the current year, which are not
due and payable, and that Grantor will warrant and defend the same from all lawful claims whatsoever. Whenever the
context so requires, the singular number includes the plural.

Dated: June 28, 2017


Lynn L. Gramkow

Roger Gramkow

State of Idaho, County of Ada, ss.

On this 30 day of June in the year of 2017, before me, the undersigned, a Notary Public in and for said State,
personally appeared Lynn L. Gramkow and Roger Gramkow, 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 Residing in Meridian, Idaho
Residing In: My commission expires: 1/23/20
My Commission Expires:
(seal)



Exhibit A

Parcel 2 of Record of Survey recorded October 4, 2016 as Instrument No. 252541, lying within West half of Section 7, Township 7 North, Range 3 East, Boise Meridian, Boise County, Idaho, more particularly described as follows:

Commencing at the West Quarter corner of said Section 7; thence along the West boundary line of said Section 7
South 00°03'11" West, 586.30 feet; thence departing said West boundary line

South 89°57'43" East, 609.03 feet; thence

North 00°03'03" East, 164.51 feet to the centerline of Porter Creek Road; thence along said centerline the following courses and distances:

South 74°42'14" East, 50.65 feet;

South 69°07'49" East, 102.46 feet;

210.64 feet along a tangent curve to the left, said curve having a radius of 300.00 feet, a delta angle of 40°13'48", a long chord which bears South 89°14'43" East, 206.34 feet Point of Beginning; thence departing said centerline

North 19°21'37" West, 30.00 feet; thence

North 04°54'56" West, 762.64 feet to the centerline of Porter Creek; thence along said centerline the following courses and distances:

South 83°44'00" East, 79.00 feet;

South 24°06'00" West, 26.00 feet;

North 71°22'00" East, 113.00 feet;

North 55°22'00" East, 91.70 feet; thence departing said centerline of said Porter Creek

South 00°21'20" West, 218.97 feet; thence

South 20°38'28" East, 597.92 feet; thence

South 04°16'39" West, 30.00 feet to the centerline of Porter Creek Road; thence along said centerline of said Porter Creek Road

North 86°47'43" West, 202.91 feet; thence continuing along said centerline, 78.77 feet along a tangent curve to the left, said curve having a radius of 200.00 feet, a delta angle of 22°33'54", a long chord which bears South 81°55'20" West, 78.26 feet; thence continuing along said centerline

South 70°38'23" West, 108.37 feet to the Point of Beginning.



ACCOMMODATION RECORDING

Instrument # 255475
IDAHO BOISE COUNTY, IDAHO
06-30-2017 16:29:53 PM No. of Pages: 4
Recorded for: TITLEONE BOISE
MARY T. PRISCO Fee: \$19.00
Ex-Officio Recorder Deputy shirley george
Index to: MORTGAGE
Electronically Recorded by Simplifile

Deed of Trust

Order No. 17293561

This deed of trust, dated 6/28/2017 between Michael A. Burgess and Rebecca A. Burgess, husband and wife, herein called Grantor, whose address is 29606 S. 1877 PR SE, Kennewick, WA 99337, and TitleOne Corporation, herein called Trustee, and Lynn L. Gramkow and Roger L. Gramkow, wife and husband, herein called Beneficiary, whose address is 196 Porter Creek Rd, Horseshoe Bend, ID 83629.

Witnesseth that Grantor does hereby irrevocably grant, bargain, sell, and convey to Trustee, in trust with power of sale, that property in the county of Boise, Idaho, described as follows, and containing not more than eighty acres:

29
2.P.6.
Parcel 2 of Record of Survey recorded October 4, 2016 as Instrument No. 252541, lying within West half of Section 7, Township 7 North, Range 3 East, Boise Meridian, Boise County, Idaho, more particularly described as follows:

Commencing at the West Quarter corner of said Section 7; thence along the West boundary line of said Section 7 South 00°03'11" West, 586.30 feet; thence departing said West boundary line South 89°57'43" East, 609.03 feet; thence North 00°03'03" East, 164.51 feet to the centerline of Porter Creek Road; thence along said centerline the following courses and distances:

South 74°42'14" East, 50.65 feet;
South 69°07'49" East, 102.46 feet;
210.64 feet along a tangent curve to the left, said curve having a radius of 300.00 feet, a delta angle of 40°13'48", a long chord which bears South 89°14'43" East, 206.34 feet Point of Beginning; thence departing said centerline North 19°21'37" West, 30.00 feet; thence North 04°54'56" West, 762.64 feet to the centerline of Porter Creek; thence along said centerline the following courses and distances:

South 83°44'00" East, 79.00 feet;
South 24°06'00" West, 26.00 feet;
North 71°22'00" East, 113.00 feet;
North 55°22'00" East, 91.70 feet; thence departing said centerline of said Porter Creek South 00°21'20" West, 218.97 feet; thence South 20°38'28" East, 597.92 feet; thence South 04°16'39" West, 30.00 feet to the centerline of Porter Creek Road; thence along said centerline of said Porter Creek Road North 86°47'43" West, 202.91 feet; thence continuing along said centerline, 78.77 feet along a tangent curve to the left, said curve having a radius of 200.00 feet, a delta angle of 22°33'54", a long chord which bears South 81°55'20" West, 78.26 feet; thence continuing along said centerline South 70°38'23" West, 108.37 feet to the Point of Beginning.

Together with the rents, issues and profits thereof, subject, however, to the right, power and authority hereafter given to and conferred upon Beneficiary to collect and apply such rents, issues and profits.

Order Number: 17291976

Warranty Deed

For value received,

Lynn L. Gramkow and Roger Gramkow, wife and husband

the grantor, does hereby grant, bargain, sell, and convey unto

Michael A. Burgess and Rebecca A. Burgess, husband and wife

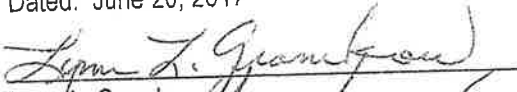
whose current address is 29606 S. 1877 PR SE, Kennewick, WA 99337

the grantee, the following described premises, in Boise County, Idaho, to wit:

Please see attached legal description marked Exhibit "A", which by this reference becomes a part thereof and consists of one (1) page.

To have and to hold the said premises, with their appurtenances unto the said Grantee, its heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that Grantor is the owner in fee simple of said premises; that they are free from all encumbrances except those to which this conveyance is expressly made subject and those made, suffered or done by the Grantee; and subject to all existing patent reservations, easements, right(s) of way, protective covenants, zoning ordinances, and applicable building codes, laws and regulations, general taxes and assessments, including irrigation and utility assessments (if any) for the current year, which are not due and payable, and that Grantor will warrant and defend the same from all lawful claims whatsoever. Whenever the context so requires, the singular number includes the plural.

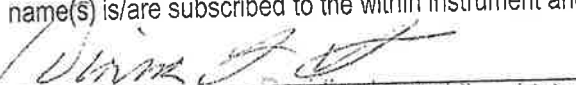
Dated: June 20, 2017


Lynn L. Gramkow


Roger Gramkow

State of Idaho, County of Ada, ss.

On this 22 day of June in the year of 2017, before me, the undersigned, a Notary Public in and for said State, personally appeared Lynn L. Gramkow and Roger Gramkow, 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

Residing In:

My Commission Expires:

(seal)

Residing in Meridian, Idaho

My commission expires: 1/23/20



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APR 17 2020

WATER RESOURCES
WESTERN REGION

EXHIBIT A
Legal Description

PARCEL 3
"EXHIBIT A"

The following describes a parcel of real property lying within West Half of Section 7, Township 7 North, Range 3 East, Boise Meridian, Boise County, Idaho, more particularly described as follows:

Commencing at the West Quarter corner of said Section 7; Thence, along the west boundary line of said Section 7, South 00°03'11" West, 586.30 feet; Thence, departing said west boundary line, South 89°57'43" East, 609.03 feet; Thence, North 00°03'03" East, 164.51 feet to the centerline of Porter Creek Road and the **POINT OF BEGINNING**;

Thence, departing said centerline of said Porter Creek Road, North 00°03'03" East, 668.00 feet to the centerline of Porter Creek;

Thence along said centerline the following courses and distances:

South 48°58'00" East, 53.00 feet;

North 59°37'00" East, 36.00 feet;

North 15°46'00" East, 37.00 feet;

North 60°27'00" East, 94.00 feet;

South 67°45'00" East, 85.00 feet;

North 44°16'00" East, 48.00 feet;

Thence, departing said centerline of said Porter Creek, South 04°54'56" East, 762.64 feet;

Thence, South 19°21'37" East, 30.00 feet to the centerline of Porter Creek Road;

Thence, along said centerline of said Porter Creek Road, 210.64 feet along a tangent curve to the right, said curve having a radius of 300.00 feet, a delta angle of 40°13'48", a long chord which bears North 89°14'43" West, 206.34 feet;

Thence, continuing along said centerline, North 69°07'49" West, 102.46 feet;

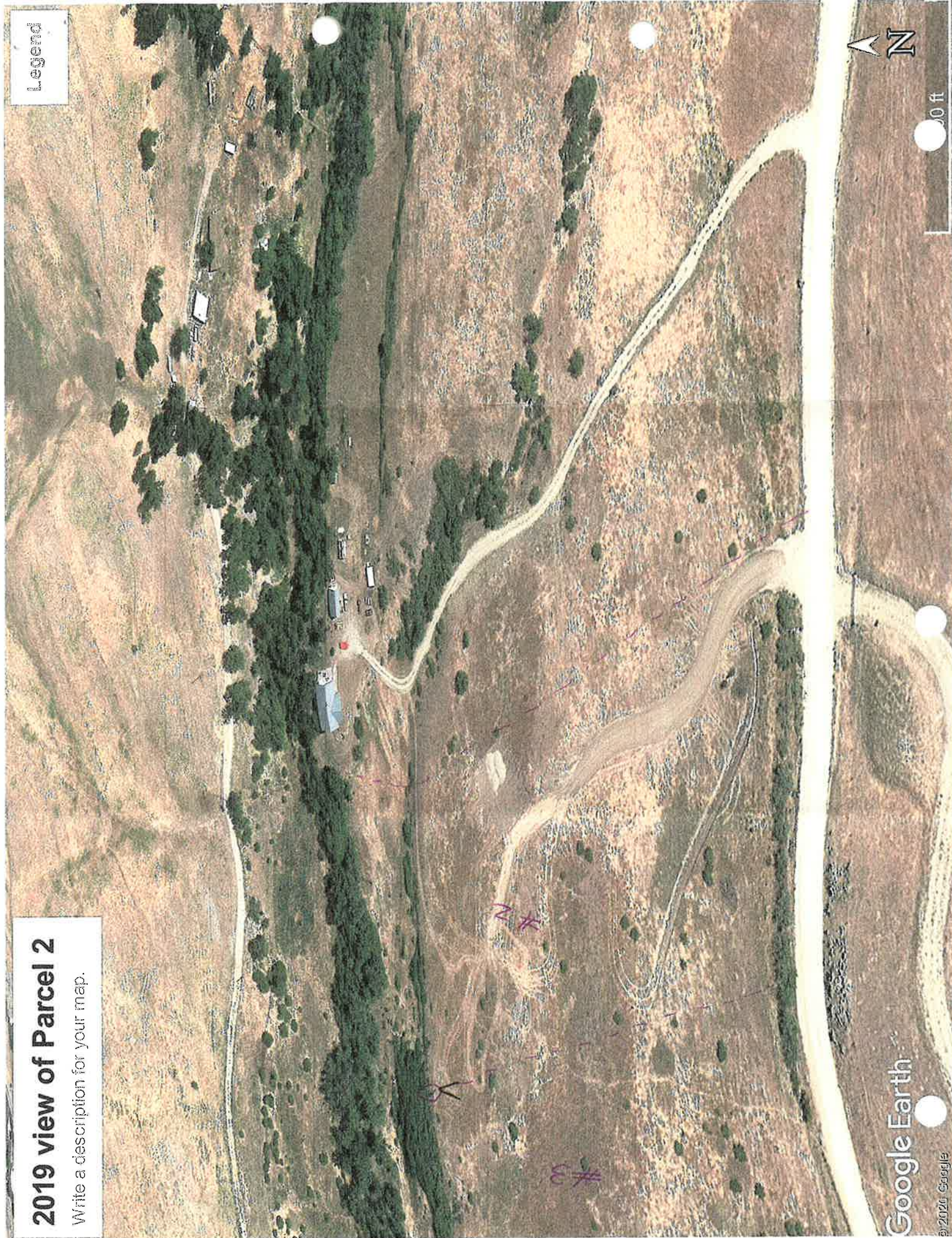
Thence, continuing along said centerline, North 74°42'14" West, 50.65 feet to the **POINT OF BEGINNING**, containing 5.289 acres more or less and is subject to any easements or reservations.

Any further division of this parcel shall require a Subdivision Application and all access roads shall meet the Boise County Subdivision procedures and requirements.

2019 view of Parcel 2

Write a description for your map.

Legend





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

January 07, 2021

MICHAEL BURGESS
REBECCA BURGESS
2137 N EAGLE CREEK LN
EAGLE ID 83616-6818

Re: Change in Water Right Ownership: 65-23196 (split into 65-24006)

Dear Water Right Holders:

The Department of Water Resources (Department) acknowledges the receipt of correspondence changing ownership of a portion of the above referenced water right 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 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) 334-2190.

Sincerely,


DENISE LAUERMAN
for Lynne Evans
Office Specialist II

Enclosure(s)

c: LYNN GRAMKOW, ROGER GRAMKOW