

RECEIVED

MAY 26 2021

DEPARTMENT OF  
WATER RESOURCESSTATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

RECEIVED

MAY 24 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.

DE

| Water Right/Claim No. | Split?                       | Leased to Water Supply Bank? | Water Right/Claim No. | Split?                       | Leased to Water Supply Bank? |
|-----------------------|------------------------------|------------------------------|-----------------------|------------------------------|------------------------------|
| 67-12323 ✓            | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |
|                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |
|                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |
|                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |
|                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |

2. Previous Owner's Name: Ronald and Shirley Morgenthaler  
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Matt D. Gabica and Kimberly R. Gabica  
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or
- 228 U.S. Hwy 95 Weiser ID 83672  
Mailing address City State ZIP  
208-908-3333 mattgabica@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: 5-11-2021
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):  
    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 D. Gabica Kimberly R. Gabica 11 MAY 2021  
Signature of new owner/claimant Title, if applicable Date  
Signature: [Signature] [Signature] 5-11-21  
Signature of new owner/claimant Title, if applicable Date

## For IDWR Office Use Only:

Received by LE Date 05/24/2021 Receipt No. W049415 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 \_\_\_\_\_ Processed by [Signature] Date 6/1/21

Warranty Deed



Instrument # 244838  
STATE OF IDAHO, COUNTY OF WASHINGTON  
2021-05-11 02:50:40 PM No. of Pages: 2  
Recorded for: AMERITITLE - PAYETTE  
DONNA ATWOOD Fee: \$15.00  
Ex-Officio Recorder Deputy MMcConnell  
Index To: DEED  
Electronically Recorded by Simplifile

**WARRANTY DEED**

RECVD

MAY 11 2021

CANYON/ADA/OWYHEE FSA

Order No.: 444318AM

**FOR VALUE RECEIVED**

**Jeremie J Morgenthaler, Trustee Of The Ronald Lee Morgenthaler and Shirley Ann  
Morgenthaler Irrevocable Trust, dated July 14, 2016**

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

**Matt D. Gabica and Kimberly R. Gabica, husband and wife**

whose current address is:

228 US Hwy 95  
Weiser, ID 83672

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

**All that part of Lots 37 and 38 of SOUTHERN IDAHO LAND COMPANY'S ORCHARD AND  
GARDEN TRACTS, as the same appear on the official plat thereof on file in the office of  
the County Recorder of Washington County, Idaho, lying North and East of the right-of-  
way of the State Highway as now located, EXCEPTING THEREFROM the North 90 feet of  
said Lot 37 and all that part of Lot 37 lying Easterly of Buttermilk Slough.**

**Being situate in the SW¼ of Section 23, Township 10 North, Range 5 West of the Boise  
Meridian.**

## Warranty Deed

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: May 10<sup>th</sup>, 2021

The Ronald Lee Morgenthaler and Shirley Ann Morgenthaler Irrevocable Trust, dated July 14, 2016

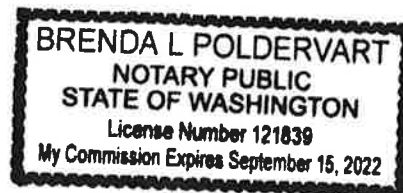
By Jeremie J Morgenthaler, trustee

State of Washington; ss.  
County of Grant;

On this 10<sup>th</sup> day of May, 2021, before me, Brenda L Poldervart a Notary Public in and for said state, personally appeared Jeremie J Morgenthaler known or identified to me to be the person whose name is subscribed to the foregoing instrument as trustee of the Ronald Lee Morgenthaler and Shirley Ann Morgenthaler Irrevocable Trust, dated July 14, 2016, and acknowledged to me that he/she/they executed the same as Trustee.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

Brenda L. Poldervart  
Notary Public for the State of Washington.  
Residing at: Quincy  
Commission Expires: 9-15-2022





State of Idaho

## DEPARTMENT OF WATER RESOURCES

322 E FRONT ST STE 648 PO BOX 83720 • BOISE, ID 83720-0098

Phone: (208)287-4800 • Fax: (208)287-6700 • Website: [www.idwr.idaho.gov](http://www.idwr.idaho.gov)

Brad Little  
Governor

Gary Spackman  
Director

June 01, 2021

MATT D GABICA  
KIMBERLY R GABICA  
228 US HIGHWAY 95  
WEISER ID 83672-5710

Re: Change in Ownership for Water Right No(s): 67-12323

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) 287-4945.

Sincerely,

A handwritten signature in cursive script, reading 'Amanda Johnson-Veibell'.

Amanda Johnson-Veibell  
Technical Records Specialist 1

Enclosure(s)

c: USDA FARM SERVICE AGENCY



Farm  
Production  
and  
Conservation

Farm  
Service  
Agency

Canyon/Ada/Owyhee Farm Service Agency  
2208 E. Chicago Street, Suite B  
Caldwell, ID 83605

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MAY 24 2021

WATER RESOURCES  
WESTERN REGION

May 20, 2021

Idaho Department of Water Resources  
Western Region  
2735 Airport Way  
Boise, ID 83705-5082

To Whom It May Concern:

Enclosed please find a "Notice of Change in Water Right Ownership" form and a "Notice of Security Interest in a Water Right" for Matt and Kimberly Gabica, along with the required forms (warranty deed, map, mortgage), signatures, and required fees.

Please process these forms and return to our office after processing.

If you have any questions or need more information, please feel free to contact our office.

Sincerely,

Shelbie Sigler  
Farm Loan Officer

208-779-3432

Enclosures