

RECEIVED

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APR 26 2021

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APR 19 2021

DEPARTMENT OF
WATER RESOURCESNotice of Change in Water Right Ownership Department of Water Resources
Eastern 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?
75-14463	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: Fourth of July Creek, LLC
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Charles and Antoinette Burton
New owner(s) as listed on the conveyance document Name connector ☒ and ☐ or ☐ and/or
- 25416 County Rd 25 Esparto Ida 95627
Mailing address City State ZIP
- 276-722-2896 bh765KV@yahoo.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: 3-1-2021
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: [Signature] 4/14/2021
Signature of new owner/claimant Title, if applicable Date
- Signature: [Signature] 4/14/2021
Signature of new owner/claimant Title, if applicable Date

For IDWR Office Use Only:

Received by [Signature] Date 4/20/2021 Receipt No. E046867 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 _____ Processed by [Signature] Date 4/30/21



WARRANTY DEED

Alliance Title & Escrow, LLC Order No.:513715

FOR VALUE RECEIVED

Fourth of July Creek, LLC, an Idaho Limited Liability Company

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

Charles K. Burton, an unmarried man, and Antoinette Hilliard, an unmarried woman

whose current address is

**25416 County Road 25
Esparto, CA 95627**

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

A parcel of land located in the Northeast Quarter, Section 30, T. 24 N., R. 22 E., Boise Meridian, Lemhi County, Idaho, more particularly described as follows: Commencing at the SW Corner of Section 20, from which the W1/4 Corner of Section 20 bears N 00°08'31"E a distance of 2628.16 ft., the Basis Of Bearing of this description, run thence S 62°17'57"W a distance of 1487.02 ft. to a point on the westerly boundary of the NE1/4NE1/4 and the POINT OF BEGINNING; Thence East a distance of 44.52 ft.; Thence S 23°02'35"E a distance of 325.08 ft.; Thence S 15°39'30"E a distance of 326.81 ft.; Thence S 19°08'27"W a distance of 121.01 ft.; Thence S 05°39'07"E a distance of 177.40 ft.; Thence S 18°33'29"E a distance of 281.56 ft.; Thence S 03°27'37"E a distance of 212.04 ft. to a point on the centerline of an existing irrigation ditch; Thence the following courses and distances along said ditch centerline; N 26°18'12"W 14.11 ft.; N 70°49'03"W 7.18 ft.; S 63°10'08"W 6.90 ft.; S 64°13'11"W 71.54 ft.; N 79°33'55"W 49.46 ft.; N 69°48'41"W 66.40 ft.; N 75°08'36"W 94.27 ft.; N 88°43'56"W 29.75 ft.; S 73°02'41"W 105.89 ft.; S 29°33'01"W 39.33 ft.; S 38°37'02"W 43.22 ft.; S 51°44'56"W 54.33 ft.; S 70°25'23"W 78.64 ft.; S 80°40'22"W 53.72 ft.; N 75°34'15"W 18.59 ft.; N 51°18'40"W 21.07 ft.; N 31°34'32"W 11.51 ft.; Thence S 46°18'11"W a distance of 63.89 ft.; Thence N 61°09'03"W a distance of 205.55 ft.; Thence N 50°26'54"W a distance of 128.30 ft.; Thence N 21°02'17"W a distance of 257.21 ft.; Thence N 27°03'45"W a distance of 325.39 ft.; Thence N 05°32'33"W a distance of 143.16 ft.; Thence N 16°35'41"W a distance of 60.40 ft. to a point on the northerly boundary of the SW1/4NE1/4 of said Section 30; Thence S 89°53'11"E along said boundary a distance of 931.79 ft. to the NE Corner of said SW1/4NE1/4; Thence N 00°11'11"W along the westerly boundary of the NE1/4NE1/4 of said Section 30 a distance of 620.65 ft. to the POINT OF BEGINNING.

Subject to:

Taxes, including any assessments collected therewith, for the year 2021 which are a lien not yet due and payable.

An easement for the purpose shown below and rights incidental thereto as set forth in a document:

Granted To: Descendants and Relatives of all those buried in the cemetery

Purpose: Ingress and Egress

Recorded: March 3, 1995

Instrument No.: 225524

Correction Easement recorded August 28, 2014

Instrument No. 297309

An easement for the purpose shown below and rights incidental thereto as set forth in a document:

Granted To: Jack R. Copeland and Shirley Elaine Copeland, husband and wife

Purpose: Ingress and Egress

Recorded: December 12, 2002

Instrument No.: 252781

Sanitary Regulations recorded December 20, 2006 as Instrument No. 270081, records of Lemhi County, Idaho.

An easement for the purpose shown below and rights incidental thereto as set forth in a document:

Purpose: Access Easement

Recorded: April 13, 2007

Instrument No.: 271254

Easements reservations and dedications, as shown on record of survey.

Recorded: May 13, 2009

Instrument No.: 279702

Covenants, conditions and restrictions, but omitting any covenant or restriction based on race, color, religion, sex, sexual orientation, disability, handicap, familial status, marital status, ancestry, national origin or source of income, as set forth in applicable state or federal laws, except to the extent that said covenant or restriction is permitted by applicable law.

Recorded: April 13, 2007

Instrument No.: 271255

Modification(s) of said covenants, conditions and restrictions

Recorded: September 25, 2009

Instrument No: 280940

Further modifications of said covenants, conditions and restrictions

Recorded: August 28, 2014

Instrument No.: 297311

Further modifications of said covenants, conditions and restrictions

Recorded: August 1, 2019

Instrument No.: 317046

Ditch, road and public utility easements as the same may exist over said premises.

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: 2/26/2021

Fourth of July Creek L.L.C., an Idaho Limited Liability Company

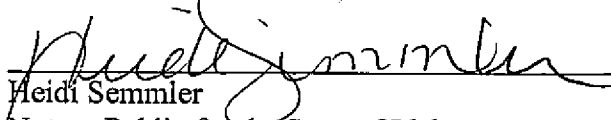

Bill Allen, Managing Member

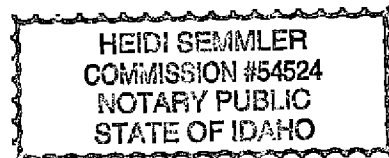

Jordan P. Smith, Managing Member

State of Idaho} ss
County of Lemhi}

On this 26th day of February, 2021, before me, Heidi Semmler, a Notary Public in and for said state, personally appeared Bill Allen & Jordan P. Smith known or identified to me to be the Managing Member in the Limited Liability Company known as Fourth of July Creek who executed the foregoing instrument in said LLC name.

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


Heidi Semmler
Notary Public for the State of Idaho
Residing at: Salmon
Commission Expires: May 19, 2021





WARRANTY DEED

Alliance Title & Escrow, LLC Order No.: 513715

FOR VALUE RECEIVED

Fourth of July Creek, LLC, an Idaho Limited Liability Company

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

Charles K. Burton, an unmarried man, and Antoinette Hilliard, an unmarried woman

whose current address is

**25416 County Road 25
Esparto, CA 95627**

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

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Thence N 16°35'41"W a distance of 60.40 ft. to a point on the northerly boundary of the SW1/4NE1/4 of said Section 30;
Thence S 89°53'11"E along said boundary a distance of 931.79 ft. to the NE Corner of said SW1/4NE1/4;
Thence N 00°11'11"W along the westerly boundary of the NE1/4NE1/4 of said Section 30 a distance of 620.65 ft. to the POINT OF BEGINNING.

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Purpose: Ingress and Egress

Recorded: March 3, 1995

Instrument No.: 225524

Correction Easement recorded August 28, 2014

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Granted To: Jack R. Copeland and Shirley Elaine Copeland, husband and wife

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Easements reservations and dedications, as shown on record of survey.

Recorded: May 13, 2009

Instrument No.: 279702

Covenants, conditions and restrictions, but omitting any covenant or restriction based on race, color, religion, sex, sexual orientation, disability, handicap, familial status, marital status, ancestry, national origin or source of income, as set forth in applicable state or federal laws, except to the extent that said covenant or restriction is permitted by applicable law.

Recorded: April 13, 2007

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Modification(s) of said covenants, conditions and restrictions

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Recorded: August 28, 2014

Instrument No.: 297311

Further modifications of said covenants, conditions and restrictions

Recorded: August 1, 2019

Instrument No.: 317046

Ditch, road and public utility easements as the same may exist over said premises.



QUITCLAIM DEED

Alliance Title & Escrow, LLC ORDER NO.: 513715

FOR VALUE RECEIVED,

Charles K. Burton and Antoinette Burton, who acquired title as Antoinette Hillard

do(es) hereby convey, release, remise and forever quitclaim unto

Charles K. Burton and Antoinette Burton, husband and wife

whose current address is:

**25416 County Road 25
Esparto, CA 95627**

the following described premises:

A parcel of land located in the Northeast Quarter, Section 30, T. 24 N., R. 22 E., Boise Meridian, Lemhi County, Idaho, more particularly described as follows:

Commencing at the SW Corner of Section 20, from which the W1/4 Corner of Section 20 bears N 00°08'31"E a distance of 2628.16 ft., the Basis Of Bearing of this description, run thence S 62°17'57"W a distance of 1487.02 ft. to a point on the westerly

boundary of the NE1/4NE1/4 and the POINT OF BEGINNING; Thence East a distance of 44.52 ft.;

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Thence S 03°27'37"E a distance of 212.04 ft. to a point on the centerline of an existing irrigation ditch;

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S 63°10'08"W 6.90 ft.; S 64°13'11"W 71.54 ft.;

N 79°33'55"W 49.46 ft.; N 69°48'41"W 66.40 ft.; N 75°08'36"W 94.27 ft.; N 88°43'56"W 29.75 ft.; S 73°02'41"W 105.89 ft.; S 29°33'01"W 39.33 ft.; S 38°37'02"W 43.22 ft.; S 51°44'56"W 54.33 ft.; S 70°25'23"W 78.64 ft.; S 80°40'22"W 53.72 ft.; N 75°34'15"W 18.59 ft.; N 51°18'40"W 21.07 ft.; N 31°34'32"W 11.51 ft.;

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whose current address is:

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Thence N 00°11'11"W along the westerly boundary of the NE1/4NE1/4 of said Section 30 a distance of 620.65 ft. to the POINT OF BEGINNING.

TO HAVE AND TO HOLD the said premises, unto the said grantees, heirs and assigns forever.

Dated: April 9, 2021

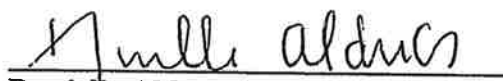

Charles K. Burton

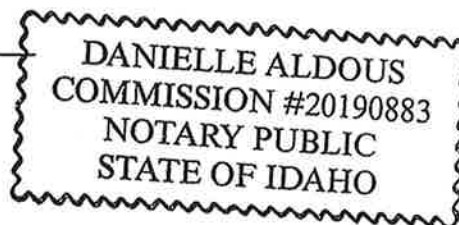

Antoinette Burton
AKA Antoinette Hillard

State of Idaho } ss
County of Lemhi }

On this 9 day of April, 2021, before me, Danielle Aldous, a Notary Public in and for said state, personally appeared Charles K. Burton and Antoinette Burton, known or identified to me to be the person(s) whose name(s) is/are subscribed to the within Instrument.

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


Danielle Aldous
Notary Public for the State of Idaho
Residing at: Salmon
Commission Expires: May 2, 2025





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

Brad Little

Governor

May 3, 2021

Gary Spackman

Director

CHARLES K BURTON
ANTOINETTE BURTON
25416 COUNTY ROAD 25
ESPARTO CA 95627-2193

Re: Change in Ownership for Water Right No: 75-14463

Dear Water Right Holders:

The Department of Water Resources (Department) acknowledges the receipt of correspondence changing ownership of the above referenced water right to you. The Department has modified its records and has enclosed a computer-generated report for you. This water right did not require a split, therefore a refund has been requested and will arrive under separate cover from the State Controller's Office.

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) 287-4920 or debby.judd@idwr.idaho.gov.

Sincerely,

A handwritten signature in blue ink, appearing to read 'Debbi Judd', is written over a faint, larger blue ink signature.

Debbi Judd

Technical Records Specialist

Enclosures

Judd, Debbi

From: Judd, Debbi
Sent: Monday, May 3, 2021 8:41 AM
To: IdwrPayable
Subject: Refund request correction

TO: Fiscal
FROM: Debbi Judd
DATE: April 30, 2021
RE: Refund: Ownership change

Please refund \$75. **Ownership change did not require a split.**

NAME: CHARLES BURTON
ADDRESS: 25416 COUNTY ROAD 25
ESPARTO CA 95627-2193

RECEIPT #: E046867

Thank you.

Debbi

Debbi Judd
Technical Records Specialist
debbi.judd@idwr.idaho.gov

Idaho Department of Water Resources
322 E Front St
PO Box 83720
Boise, ID 83720-0098
208-287-4920
www.idwr.idaho.gov