

RECEIVED

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

FEB 01 2021

DEPARTMENT OF  
WATER RESOURCES

## 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? |
|-----------------------|------------------------------|------------------------------|-----------------------|------------------------------|------------------------------|
| 165-13606             | 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: Faull Ranch Estates Owners Association, Inc.  
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): The Oelschlegel Living Trust, David Oelschlegel & Donna Oelschlegel as Co-Trustees  
New owner(s) as listed on the conveyance document Name connector ☒ and ☐ or ☒ and/or
- P.O. Box 398 Horseshoe Bend ID 83629  
Mailing address City State ZIP
- 760-578-3646 / 208-999-1272 ledulcevitae@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: September 20, 2017 (Quit Claim 4/24/2020)
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. N/A  
☐ 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. N/A
8. Signature: [Signature] Co-Trustee 01/28/2021  
Signature of new owner/claimant Title, if applicable Date
- Signature: [Signature] Co-Trustee 01/28/2021  
Signature of new owner/claimant Title, if applicable Date

## For IDWR Office Use Only:

Received by ka Date 2.1.21 Receipt No. C109869 Receipt Amt. \$ 25.00

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 di Date 2/26/2021

After Recording, Return and  
Mail Tax Statements To:

David and Donna Oelschlegal  
as co-Trustees  
PO Box 398  
Horseshoe Bend, ID 83629

Instrument # 288863

IDAHO CITY, BOISE COUNTY, IDAHO

6-11-2020 02:44:55 PM No. of Pages: 2

Recorded for: JEPPESEN LAW, PLLC

MARY T. PRISCO

Ex-Officio Recorder Deputy

Index to: DEEDS

### QUITCLAIM DEED

DAVID R. OELSCHLEGAL and DONNA L. OELSCHLEGAL, husband and wife, the GRANTORS,

Whose mailing address is PO Box 398, Horseshoe Bend, ID 83629;

FOR NO CONSIDERATION, do hereby convey and quitclaim to

DAVID R. OELSCHLEGAL and DONNA L. OELSCHLEGAL, as co-Trustees of THE  
OELSCHLEGAL LIVING TRUST, U/A dated April 24, 2020, the GRANTEE,

Whose mailing address is PO Box 398, Horseshoe Bend, ID 83629;

and to Grantee's successors and assigns, all of THE FOLLOWING described real property located in the  
County of Boise, State of Idaho:

Lot 1 in Block 1 of Fault Ranch Estates 1, according to the official plat thereof, recorded as  
Instrument No. 157003, records of Boise County, Idaho.

More commonly known as 20 Waverly Dr., Horseshoe Bend, ID 83629.

Assessor's Parcel Number: RP001100010010

SUBJECT TO: Restrictions, Conditions, Covenants, Rights, Rights of Way, and Easements that are now  
of record, if any.

Together with all the tenements, hereditaments and appurtenances thereto belonging or in  
anywise appertaining.

The then-acting Trustee has the power and authority to encumber or otherwise to manage and dispose of  
the hereinabove described real property; including, but not limited to, the power to convey.

NOTE: DEED PREPARED WITHOUT BENEFIT OF TITLE SEARCH

Dated this 24 day of April, 2020.

  
DAVID R. OELSCHLEGAL

  
DONNA L. OELSCHLEGAL

STATE OF IDAHO

)

) ss.

COUNTY OF ADA

)

On this April 24<sup>th</sup>, 2020, before me, the undersigned, a Notary Public, personally appeared DAVID R. OELSCHLEGAL and DONNA L. OELSCHLEGAL, known or identified to me to be the persons whose names are subscribed to the within instrument and acknowledged to me that they executed the same.

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



NOTARY PUBLIC

My commission expires: 12/05/2020



**Pioneer Title Co.**  
GOING BEYOND

775 S. Rivershore Ln., Ste. 120  
Eagle, ID 83616

ELECTRONICALLY RECORDED-DO NOT  
REMOVE THE COUNTY STAMPED FIRST  
PAGE AS IT IS NOW INCORPORATED AS  
PART OF THE ORIGINAL DOCUMENT

File No. 632784 /PP

Instrument # 256550

IDAHO CITY, BOISE COUNTY, IDAHO  
09-22-2017 15:46:44 PM No. of Pages: 2  
Recorded for: PIONEER TITLE COMPANY OF ADA  
MARY T. PRISCO Fee: \$15.00  
Ex-Officio Recorder Deputy Shirley George  
Index to: DEEDS  
Electronically Recorded by Simplifile

## WARRANTY DEED

For Value Received Oliver Family Investments, LLC a Colorado limited liability company  
hereinafter referred to as Grantor, does hereby grant, bargain, sell, warrant and convey unto

David R. Oelschlegal and Donna L. Oelschlegal, husband and wife  
hereinafter referred to as Grantee, whose current address is 4101 Ashford Circle Hollister, CA 95023  
The following described premises, to-wit:

See Exhibit A attached hereto and made a part hereof.

To HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee(s), and  
Grantees(s) heirs and assigns forever. And the said Grantor(s) does (do) hereby covenant to and with the  
said Grantee(s), the Grantor(s) is/are the owner(s) in fee simple of said premises; that said premises are  
free from all encumbrances EXCEPT those to which this conveyance is expressly made subject and those  
made, suffered or done by the Grantee(s); and subject to U.S. Patent reservations, restrictions,  
dedications, easements, rights of way and agreements, (if any) of record, and current years taxes, levies,  
and assessments, includes irrigation and utility assessments, (if any) which are not yet due and payable,  
and that Grantor(s) will warrant and defend the same from all lawful claims whatsoever.

Dated: September 20, 2017

Oliver Family Investments, LLC a Colorado limited liability company

By: Leo T. Oliver Manager  
Leo T. Oliver, Manager  
State of Idaho, County of Ada

On this 21<sup>st</sup> day of September in the year of 2017, before me, the undersigned, a Notary Public in and for  
said State, personally appeared Leo T. Oliver, known or identified to me to be the Manager of the  
Limited Liability Company that executed the foregoing instrument, and acknowledged to me that such  
Limited Liability Company executed the same.

Bethany Rankin  
Residing at: Boise ID  
Commission Expires: 5/10/2022



EXHIBIT A

Lot 1 in Block 1 of Faull Ranch Estates 1, according to the official plat thereof, recorded as Instrument No. 157003, records of Boise County, Idaho.



**Pioneer Title Co.**  
GOING BEYOND

775 S. Rivershore Ln., Ste. 120  
Eagle, ID 83616

**ELECTRONICALLY RECORDED-DO NOT  
REMOVE THE COUNTY STAMPED FIRST  
PAGE AS IT IS NOW INCORPORATED AS  
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See Exhibit A attached hereto and made a part hereof.

To HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee(s), and Grantees(s) heirs and assigns forever. And the said Grantor(s) does (do) hereby covenant to and with the said Grantee(s), the Grantor(s) is/are the owner(s) in fee simple of said premises; that said premises are free from all encumbrances EXCEPT those to which this conveyance is expressly made subject and those made, suffered or done by the Grantee(s); and subject to U.S. Patent reservations, restrictions, dedications, easements, rights of way and agreements, (if any) of record, and current years taxes, levies, and assessments, includes irrigation and utility assessments, (if any) which are not yet due and payable, and that Grantor(s) will warrant and defend the same from all lawful claims whatsoever.

Dated: September 20, 2017

Oliver Family Investments, LLC a Colorado limited liability company

By: Leo T. Oliver Manager

Leo T. Oliver, Manager

State of Idaho, County of Ada

On this 21<sup>st</sup> day of September in the year of 2017, before me, the undersigned, a Notary Public in and for said State, personally appeared Leo T. Oliver, known or identified to me to be the Manager of the Limited Liability Company that executed the foregoing instrument, and acknowledged to me that such Limited Liability Company executed the same.

Bethany Rankin

Residing at: Boise ID

Commission Expires: 5/10/2022

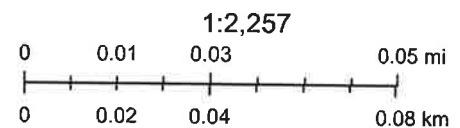


65-13606 New POU  
 Oelschlegal Spring Nature of Use Change 2021



1/19/2021, 4:01:06 PM

- |              |                   |                  |
|--------------|-------------------|------------------|
| Lines        | ★ Override 2      | ▭ Township/Range |
| — Override 1 | ★ Override 3      | — Idaho Outline  |
| — Override 2 | ▭ Counties        | ▭ Idaho Mask     |
| — Override 3 | ▭ Quarter Quarter |                  |
| Points       | ▭ Section         |                  |
| ★ Override 1 |                   |                  |



GeoEye, Maxar, Microsoft, Created by NRCS from 1:24,000 scale USGS topographic maps., Esri, HERE, IPC, Idaho Department of Water Resources

Oelschlegel Transfer  
65-13606

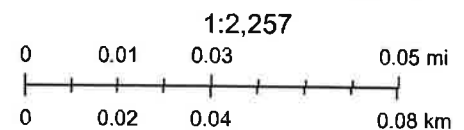
# Application for Water Right

New POU  
Irrigation



1/19/2021, 12:40:56 PM

- Override 1
- Counties
- Quarter Quarter
- Section
- Township/Range
- Idaho Outline
- Idaho Mask



GeoEye, Maxar, Microsoft, Created by NRCS from 1:24,000 scale USGS topographic maps., Esri, HERE, iPC, Idaho Department of Water Resources

# Oelschleg Transfer Original POU & POD

65-13606

SESW 7

2

SWSE

Original POU

POD

NENW 1

NWNE

11

RECORDING REQUESTED BY  
AND WHEN RECORDED RETURN TO:

Oelschlegal Living Trust  
P.O. Box 398  
Horseshoe Bend, Idaho 83629

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**QUITCLAIM DEED**

FOR VALUABLE CONSIDERATION, receipt of which is hereby acknowledged, Faull Ranch Estates Owners Association, Inc., an Idaho non-profit corporation, whose address is 92 Cook Gulch Road, Horseshoe Bend, ID 83629, hereby bargains, sells, remises, releases, conveys and forever quitclaims to The Oelschlegal Living Trust, whose address is P.O. Box 398, Horseshoe Bend, Idaho 83629 all of its right, title and interest which it has in Water Right 65-13606, more particularly described on Exhibit A attached hereto, together with any and all parts of the overall system therein, including any and all associated secondary rights, easements and licenses.

DATED this 25 day of February, 2021.

FAULL RANCH ESTATES OWNERS ASSOCIATION, INC.

Robert Walker

By: Robert Walker, President

STATE OF IDAHO )  
County of BOISE ) ss.  
CRM RE

On this 25 day of February, 2021, before me, Paige Cox, a Notary Public in and for said State, personally appeared Robert Walker, known or identified to me to be the person who executed said 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.



Notary Public for Cherry Credit Union  
Residing at 415 S Washington Ave Emmett, ID 83617  
My commission expires 10-18-2023

QUITCLAIM DEED

# EXHIBIT "A"

## State of Idaho Department of Water Resources Water Right License

WATER RIGHT NO. 65-13606

Priority: March 14, 1995

Maximum Diversion Rate: 0.04 CFS  
Maximum Diversion Volume: 6.0 AF

It is hereby certified that FAULL RANCH ESTATES OWNERS ASSN INC  
PO BOX 88  
HORSESHOE BEND ID 83629 has complied with the terms and conditions of  
the permit, issued pursuant to Application for Permit dated March 14, 1995; and has submitted Proof of  
Beneficial Use on May 17, 2000. An examination confirms water is diverted from:

### SOURCE

SPRING

Tributary: PAYETTE RIVER

UNNAMED STREAM

PAYETTE RIVER

and a water right has been established as follows:

| <u>BENEFICIAL USE</u> | <u>PERIOD OF USE</u> | <u>DIVERSION RATE</u> | <u>ANNUAL<br/>DIVERSION VOLUME</u> |
|-----------------------|----------------------|-----------------------|------------------------------------|
| IRRIGATION            | 03/15 to 10/31       | 0.03 CFS              | 4.5 AF                             |
| WILDLIFE STORAGE      | 01/01 to 12/31       |                       | 1.5 AF                             |
| DIVERSION TO STORAGE  | 01/01 to 12/31       | 0.04 CFS              |                                    |

### LOCATION OF POINTS OF DIVERSION:

SPRING SW1/4SW1/4SE1/4 Sec. 2, Twp 07N, Rge 02E, B.M., BOISE County

UNNAMED STREAM SW1/4SE1/4 Sec. 2, Twp 07N, Rge 02E, B.M., BOISE County

### PLACE OF USE: IRRIGATION

| Twp Rge Sec | NE |    |    |    | NW |    |    |    | SW |    |    |    | SE |    |    |    | Totals |
|-------------|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|--------|
|             | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE |        |
| 07N 02E 2   |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    | 1.0    |

Total Acres: 1

### PLACE OF USE: WILDLIFE STORAGE

| Twp Rge Sec | NE |    |    |    | NW |    |    |    | SW |    |    |    | SE |    |    |    | Totals |
|-------------|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|--------|
|             | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE |        |
| 07N 02E 2   |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    | X  |        |

### CONDITIONS OF APPROVAL

1. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 65.
2. Upon specific notification by the Department, the right holder shall install a lockable device of a type acceptable to the Department in a manner that will provide the watermaster suitable control of the diversion.

State of Idaho  
Department of Water Resources  
**Water Right License**

WATER RIGHT NO. 65-13606

3. 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 determine the amount of water diverted from power records and shall annually report the information to the department.
4. This right when combined with all other rights shall provide no more than 0.03 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the place of use.
5. Place of use is located within Lot 1, Blk. 1, Faull Ranch Estates.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. The water right confirmed by this license is subject to all prior water rights and shall be used in accordance with Idaho law and applicable rules of the Department of Water Resources.

Signed this 10<sup>th</sup> day of December, 2014.

  
STEVE LESTER  
Interim Western Region Manager





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

March 1, 2021

THE OELSCHLEGAL LIVING TRUST  
PO BOX 398  
HORSESHOE BND ID 83629-0398

Re: Change in Ownership for Water Right No: 65-13606

Dear Water Right Holder:

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.

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.

Sincerely,

Debbi Judd  
Technical Records Specialist

Enclosures

c. Water District 65 – *via email*

01/28/2021

RECEIVED

FEB 01 2021

DEPARTMENT OF  
WATER RESOURCES

To whom it may concern,

The included paperwork is the documentation requested for a change in the water right ownership of our spring 65-13606, which is on our land.

We purchased our property at 20 Waverly Drive, Lot 1 in Block 1 of Faull Ranch Estates in Horseshoe Bend, from Leo Oliver on September 20, 2017. We then moved the property into our trust with a quitclaim deed on April 24, 2020. The trust name is 'David R. Oelschlegal and Donna L. Oelschlegal, as co-trustees of The Oelschlegal Living Trust, U/A dated April 24, 2020'

We will also be filing an application for transfer of a water right, since we have built a home and are transferring excess irrigation water for domestic use.

Our contact information:

Dave and Donna Oelschlegal  
PO Box 398  
Horseshoe Bend, ID 83629  
cell 760-578-3646  
email [ledulcevida@gmail.com](mailto:ledulcevida@gmail.com)

Regards,

Dave and Donna Oelschlegal