

RECEIVED

JUL 27 2020

RECEIVED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESWATER RESOURCES
WESTERN REGIONMAR 30 2020
Returned
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?
78-4002A	Yes <input checked="" type="checkbox"/>	Yes <input type="checkbox"/>		Yes <input type="checkbox"/>	Yes <input type="checkbox"/>
↳ 78-12528	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: Chuck + BARBARA Spence
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): WILLIAM E + DEBORAH D. HILTON
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☒ and/or
- 319 N ELK LAKE ROAD NEW Meadows ID 83654
Mailing address City State ZIP
- 208 628 3393 deb52@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: 10-16-2014
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 # 78-4002A

8. Signature: William E. Hilton MA. 3-25-2020
Signature of new owner/claimant Title, if applicable Date
- Signature: Deborah D. Hilton MRS 3-25-2020
Signature of new owner/claimant Title, if applicable Date

For IDWR Office Use Only: LE

Received by KT Date 3/30/2020 Receipt No. W048761 Receipt Amt. \$75.00
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 AK Approved by AK Processed by AK Date 10/13/2020
Refund requested 06/19/2020

WARRANTY DEED

496808

For Value Received, BARBARA J. SPENCE, an unmarried woman

the grantor does hereby grant, bargain, sell and convey unto
WILLIAM E. HELTON and DEBORAH D. HELTON, husband and wife

/aka WILLIAM EUGENE HELTON and DEBORAH DENISE HELTON

the grantees, whose current address is 16627 Foothill Avenue, North Edwards, CA 93523

the following described premises, in Idaho County, Idaho, to-wit:

SEE ATTACHED EXHIBIT 'A' MADE A PART HEREOF


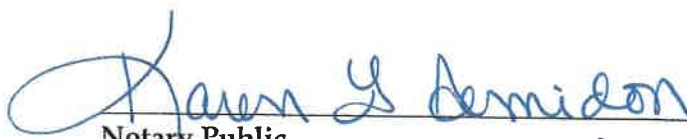
TO HAVE AND TO HOLD THE said premises, with their appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantees, that she is the owner in fee simple of said premises; that they are free from all encumbrances excepting for all easements of record, rights of way, matters visible, and all matters of record and title and that she will warrant and defend the same from all lawful claims whatsoever.

Date: October 15, 2014


BARBARA J. SPENCE, BY:
SHERRIL K. GIZINSKI, Her
Attorney-In-Fact

STATE OF Idaho)
COUNTY OF Idaho) : ss

On this 16th day of October, in the year of 2014, before me, a Notary Public in and for said State, personally appeared SHERRILL K. GIZINSKI known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument as the attorney-in-fact of BARBARA J. SPENCE, and acknowledged to me she subscribed the name of BARBARA J. SPENCE thereto as principal and her own name as attorney-in-fact.



Notary Public
Residing at: Cambridge, ID
Commission expires: 6/26/2015

#14-1241

Instrument # 496808


IDAHO COUNTY, IDAHO,
10-22-2014 12:06:44 No. of Pages: 2
Recorded for : IDAHO COUNTY TITLE
KATHY M. ACKERMAN Fee: 13.00
Ex-Officio Recorder Deputy 

EXHIBIT 'A'

Township 22 North, Range 1 East, Boise Meridian, Idaho County, Idaho

Section 23: A parcel of land located in the SW $\frac{1}{4}$ SW $\frac{1}{4}$, and

Section 26: A parcel of land located in the NW $\frac{1}{4}$ NW $\frac{1}{4}$, being a portion of Tax Lot 72, more particularly described as follows:

Commencing at the Section corner common to sections 22, 23, 26 and 27 a brass cap monument by PE/LS 2098;

thence S 89°52'46" E, 159.46 feet along the section line between said Sections 23 and 26 to a point on the westerly side of said Tax Lot 72, the True Point of Beginning;

thence S 01°42'31" W, 82.51 feet along the said westerly side of Tax Lot 72 to a 5/8"x30" rebar with survey cap by PLS 9166;

thence S 86°20'36" E, 375.13 feet to a 5/8"x30" rebar with survey cap by PLS 9166;

thence N 14°00'03" E, 71.44 feet to a 5/8"x30" rebar with survey cap by PLS 9166;

thence N 43°19'34" E, 65.04 feet to a point on a curve on the county road right of way, monumented with a 5/8"x30" rebar with survey cap by PLS 9166;

thence along a non-tangent curve of the said right of way to the right with the following dimensions

Radius = 55.00 feet Tangent = 49.83 feet Chord Direction = N 04°44'20" E

Arc length = 80.97 feet delta = 84°21'17" Chord = 73.86 feet to the PT of the curve on the county road right of way, monumented with a 5/8"x30" rebar with survey cap by PLS 9166;

thence N 50°05'10" W, 167.18 feet to a 5/8"x30" rebar with survey cap by PLS 9166;

thence N 02°23'12" W, 187.46 feet to a point;

thence S 87°36'48" W, 129.82 feet to a point on the said westerly side of Tax Lot 72;

thence S 00°55'28" W, 111.00 feet along said westerly side of Tax Lot 72 to a 5/8"x30" rebar with survey cap by PLS 9166;

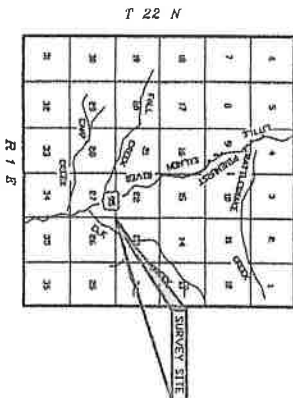
thence N 88°41'27" W, 164.50 feet, continuing along said westerly side of Tax Lot 72 to a 5/8"x30" rebar with survey cap by PLS 9166;

thence S 01°42'31" W, 265.89 feet, continuing along said westerly side of Tax Lot 72 back to the True Point of Beginning;

NOT FOR USE

ACTIVITY MAP

$r = 2$ MILES

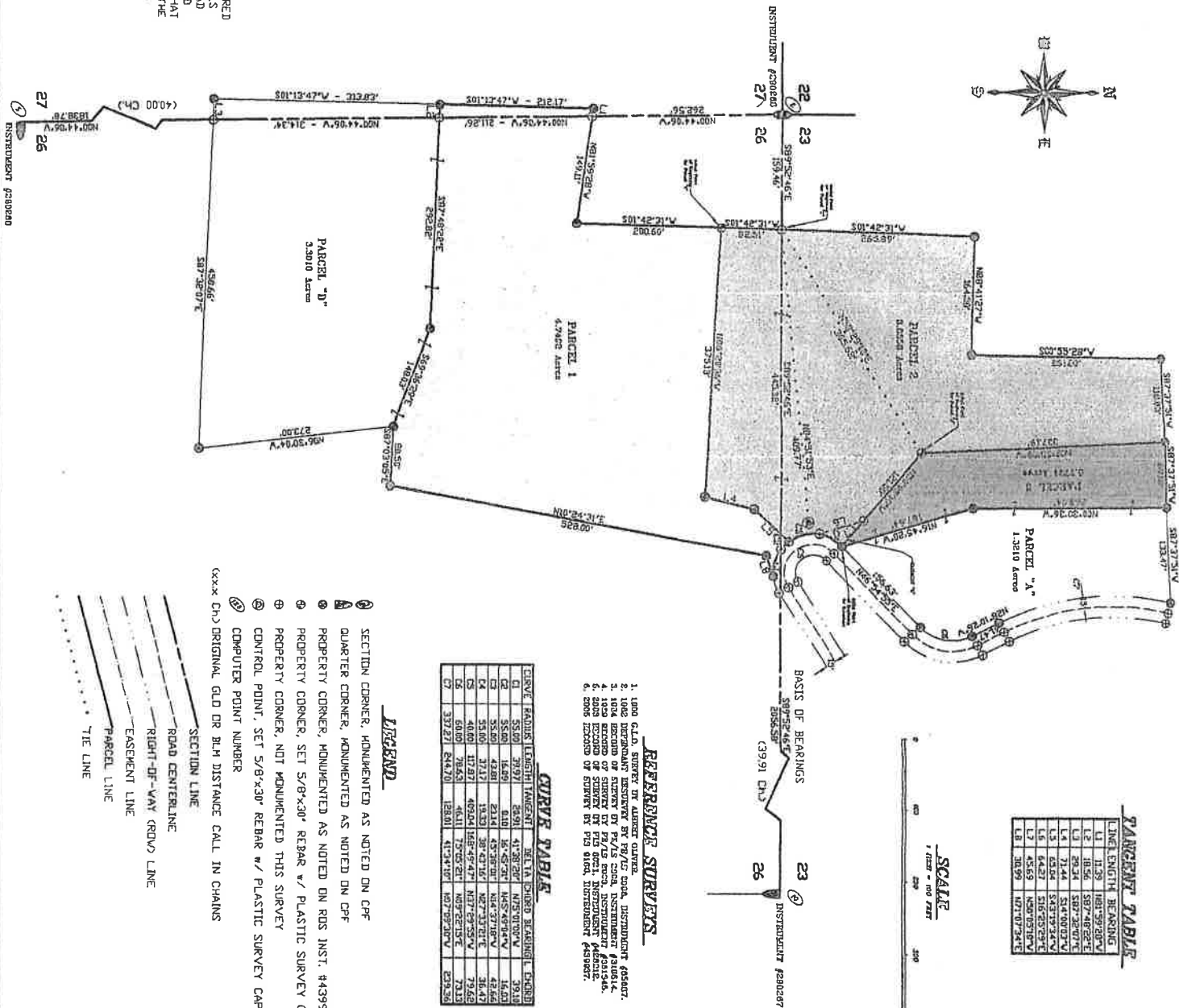


NOTES:

[illegible]

CREATIVITY

THIS IS TO CERTIFY THAT I, HUNTER J. EDWARDS, A REGISTERED PROFESSIONAL LAND SURVEYOR IN THE STATE OF IDAHO, PLS #9166 AND CERTIFIED FEDERAL SURVEYOR, CF#05 #1026, HAD RESPONSIBLE CHARGE FOR THIS SURVEY OF THE LANDS AND CORNERS AS INDICATED ON THIS RECORD OF SURVEY, AND THAT THIS IS A TRUE REPRESENTATION OF SAID SURVEY, USE OF THE CRED. SEAL DOES NOT IMPLY ANY FEDERAL ENDORSEMENT.



LINE		ENGTH	BEARING
L1	11.59	181.57	20°V
L2	18.56	587.74	22°E
L3	29.34	587.32	07°E
L4	71.44	514.00	03°V
L5	65.04	543.79	34°V
L6	64.27	516.35	29°E
L7	45.69	450.05	10°V
L8	30.99	117.07	34°E

	CLAVE	HOLDS	LENGTH	INVENTED	DELTA	CHORD	BLANKING	CRASH
C1	55.00	79.97	28.91	41:30:20V	M75:01:00V			39.18
C2	55.00	16.09	0.10	36:45:20V	M45:04:04V			16.01
C3	55.00	42.01	22.14	45:36:00V	M27:31:18V			42.66
C4	55.00	37.17	19.33	38:47:00V	M24:33:21V			36.47
C5	40.00	11.87	40.04	16:48:49V	N17:09:59V			79.66
C6	60.00	78.63	46.11	77:05:20V	M37:02:15V			73.13
C7	337:27	244.70	128.01	41:34:10V	M27:02:30V			239.36

RECENT SURVIVORS

1. 1000 G.L.D. SURVEY BY ALBERT OLIVER.
2. 1002 PREGNANT RESIDUE BY FB/LS 0004. DISTRIBUTION 405007
3. 1014 RECORD OF SURVEY BY PA/LS 0004. DISTRIBUTION 4310614.
4. 1020 RECORD OF SURVEY BY PA/LS 0003. DISTRIBUTION 4331346.
5. 2005 RECORD OF SURVEY BY PLB 0021. DISTRIBUTION 440012.
6. 2005 RECORD OF SURVEY BY PLB 0104. DISTRIBUTION 4439037.

WISCONSIN

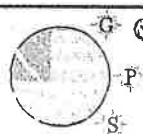
- ① SECTION CORNER, DOCUMENTED AS NOTED ON C/PF
 - ② QUARTER CORNER, DOCUMENTED AS NOTED ON C/PF
 - ③ PROPERTY CORNER, DOCUMENTED AS NOTED ON ROS INST. #439937
 - ④ PROPERTY CORNER, SET 5/8"x30" REBAR w/ PLASTIC SURVEY CAP
 - ⑤ PROPERTY CORNER, NOT DOCUMENTED THIS SURVEY
 - ⑥ CONTROL POINT, SET 5/8"x30" REBAR w/ PLASTIC SURVEY CAP
 - ⑦ COMPUTER POINT NUMBER
- *** Cn3 ORIGINAL, GLO RR BLM DISTANCE CALL IN CHAINS

RECORD OF SURVEY

FOR: MIKE & SHERRIL GIZINSKI
SECTIONS 23, 26 & 27, T. 22 N., R. 01 E., BM.
IDAHO COUNTY, IDAHO

DESIGN :
H.J.E.
DRAWN BY :
H.J.E.
DRAWING NAME :
GLXINSKI.DWG

FILE No :
GPS-008-12
DATE :
OCTOBER 2012
SCALE :
1" = 100'



**GEOMATIC PROFESSIONAL
SERVICES, PLLC**

238 E. South Street
GRANGEVILLE, IDAHO
83530-2264

Phone (208) 983-2666
surveyor@spsp11c.us



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region • 2735 Airport Way • Boise, Idaho 83705-5082

Phone: (208) 334-2190 • Fax: (208) 334-2348 • Website: www.idwr.idaho.gov

BRAD LITTLE
Governor

GARY SPACKMAN
Director

October 13, 2020

WILLIAM E HELTON
DEBORH D HELTON
319 N ELK LAKE RD
NEW MEADOWS ID 83654

Re: Notice of Change in Water Right Ownership No: 78-12528

Original: Water Right No. 78-4002A *Split into:* Water Right No. **78-12528**

Dear Water Right Holders:

We have received and processed a Change of Ownership for a portion of the original Water Right as referenced above. This Change of Ownership required a split of the original water right.

When a portion of the original water right has been conveyed to another, a new water right number is created to represent the portion obtained by the new owners. For your records proof reports for **78-12528** and maps depicting the place of use (POU) and the point of diversion (POD) are enclosed. Please refer to your new water right numbers when corresponding with our office.

Updating the ownership record for a water right does not reconfirm the validity of the right. When processing an ownership change notice, the department does not review the history of water use to determine if the right has been forfeited 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 Sections 42-222 and 42-223, Idaho Code.

Sincerely,

A handwritten signature in blue ink, appearing to read 'Anna Kaiser', is written over a light blue circular stamp.

Anna Kaiser
Water Resource Agent
Western Regional Office

Enclosures



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region • 2735 Airport Way • Boise, Idaho 83705-5082

Phone: (208) 334-2190 • Fax: (208) 334-2348 • Website: www.idwr.idaho.gov

BRAD LITTLE
Governor

GARY SPACKMAN
Director

October 13, 2020

CHARLES R SPENCE
BARBARA SPENCE
HC 75 BOX 3550 ELK LAKE RD
NEW MEADOWS ID 83654

Re: Notice of Change in Water Right Ownership No: 78-4002A

Original: Water Right No. **78-4002A** *Split into:* Water Right No. 78-12528

Dear Water Right Holders:

The Department has received and processed a Change of Ownership for a portion of your original Water Right as referenced above. This change of ownership resulted in a split of your original water right.

When a portion of the original water right has been conveyed to another and the original right has been split, a new water right number is created to represent the portion obtained by the new owners. For your records proof reports for **78-4002A** and maps depicting the place of use (POU) and the point of diversion (POD) are enclosed.

Updating the ownership record for a water right does not reconfirm the validity of the right. When processing an ownership change notice, the department does not review the history of water use to determine if the right has been forfeited 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 Sections 42-222 and 42-223, Idaho Code.

If you have any questions concerning the enclosed information or this letter, please feel free to contact this office at 208-334-2190.

Sincerely,

A handwritten signature in blue ink, appearing to read 'Anna Kaiser', is written over a light blue horizontal line.

Anna Kaiser
Water Resource Agent
Western Regional Office

Enclosures