

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

MAY 06 2020

Notice of Change in Water Right Ownership

WATER RESOURCES
WESTERN 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?
65-7935	Yes <input checked="" type="checkbox"/>	Yes <input type="checkbox"/>		Yes <input type="checkbox"/>	Yes <input type="checkbox"/>
↳ 65-23739	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: MARK BORTELS + LAUDIA BORTELS
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): THOR KODEN & MELISSA JODEN REVOCABLE LIVING TRUST
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☒ and/or
- 70 Blue Shadow DR Garden Valley FD 83622
Mailing address City State ZIP
208 462 5290 5150 Thunderhill@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: 10/17/2018
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.
8. Signature: Thor Koden OWNER 2-4-20
Signature of new owner/claimant Title, if applicable Date
Signature: Melissa Joden OWNER 2-4-20
Signature of new owner/claimant Title, if applicable Date
- SUPPORT DATA**
IN FILE # 65-7935

For IDWR Office Use Only:

Received by KI Date 05/06/2020 Receipt No. W043246 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 W-9 Approved by AK Processed by AK Date 6/19/2020

stewart title

Real partners. Real possibilities.

WARRANTY DEED

For Value Received **Pamela Macklin**, an unmarried woman, the Grantor, hereby grants, bargains, sells, conveys and warrants unto Thor K. Oden and Melissa J. Oden, Trustees of **The Thor K. Oden and Melissa J. Oden Revocable Living Trust**, the Grantee, whose current address is 70 Blue Shadow Drive,, Garden Valley, ID 83622, the following described premises, to wit:

See Exhibit "A" attached hereto and made a part hereof.

Parcel Number: RPC00000160151

SUBJECT TO: Current General Taxes, a lien in the process of assessments, not yet due or payable. Easements, restrictions, reservations, provisions of record and assessments, if any.

TO HAVE AND TO HOLD, the said premises, together with the appurtenances, unto the said Grantee and to their heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that they are the owner in fee simple of said premises, that said premises are free from all encumbrances and that he/she/they will warrant and defend the same from all lawful claims whatsoever.

Dated this 17th day of October, 2018.

x. Pamela Macklin
Pamela Macklin

State of Montana

) ss.

County of Flathead

On this 19 day of October 2018, before me the undersigned, a Notary Public, in and for said State; personally appeared Pamela Macklin, known to me, and/or identified to me on the basis of satisfactory evidence, to be the person(s) whose name is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same.

WITNESS MY HAND AND OFFICIAL SEAL.

Candace Controulis
Notary Public: Candace Controulis
Residing at: Bigfork, MT 59911
My commission expires: 9/28/22

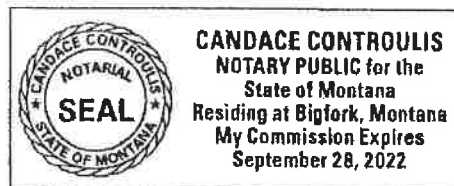


EXHIBIT "A"

LEGAL DESCRIPTION

Land Description - Parcel B

A parcel of land located in a portion of the West-half of the Northeast Quarter of the Northeast Quarter, a portion of the Southeast Quarter of the Northeast Quarter and a portion of the North-half of the Northeast Quarter of the Southeast Quarter of Section 16, Township 9 North, Range 4 East of the Boise Meridian, Boise County, Idaho being more particularly described as follows:

Commencing at the found aluminum cap monument representing the position of the corner common to Sections 9, 10, 15 and 16, T9N, R4E, as perpetuated by document 115405, Records of Boise County, from which the found aluminum cap monument representing the position of the Quarter Corner common to Sections 9 and 16, T9N, R4E, as perpetuated by document 188700, Records of Boise County bears N 89° 21' 26" W a distance of 2572.52 feet; thence N 89° 21' 26" W along the line common to said Sections 9 and 16 for a distance of 643.10 feet to a found 5/8th inch diameter iron pin labeled PLS 13446 at the East-East 64th corner; thence S 00° 34' 29" E along the 64th line for a distance of 1036.44 feet to a set 5/8th inch diameter iron pin labeled PLS 12720 and the REAL POINT OF BEGINNING;

Thence continuing S 00° 34' 26" E for a distance of 267.66 feet to a found 5/8th inch diameter iron pin labeled PLS 13446 at the center-east-northeast 1/64th corner of Section 16;

Thence N 89° 31' 01" E along the 16th line for a distance of 448.70 feet to a found 5/8th inch diameter iron pin labeled PLS 13446 as shown on Record of Survey Instrument Number 251709, Records of Boise County;

Thence leaving said line S 00° 12' 08" W for a distance of 208.71 feet to a found 5/8th inch diameter iron pin labeled PLS 13446;

Thence N 89° 31' 01" E for a distance of 208.71 feet to a found 5/8th inch diameter iron pin labeled PLS 13446 on the section line;

Thence S 00° 12' 08" W along said line for a distance of 1120.22 feet to a found brass cap monument labeled PLS 107453 at the Quarter Corner common to said Sections 15 and 16;

Thence S 00° 09' 14" W along the section line for a distance of 308.20 feet to a found 5/8th inch diameter iron pin labeled PLS 5710 on the northerly right-of-way of the Crouch Spur as shown on the plans for Federal Highway Project (F.H.P.) 24-1-5B;

Thence along said right-of-way 671.90 feet along a curve to the left, said curve having a radius of 622.96 feet, a central angle of 61° 47' 48", and a long chord bearing S 68° 45' 53" W a distance of 639.80 feet;

Thence along said right-of-way S 33° 49' 29" W for a distance of 138.11 feet to a found 5/8th inch diameter iron pin labeled PLS 5618 on the south line of the North-half of the Northeast Quarter of the Southeast Quarter of Section 16 as shown on Record of Survey Instrument Number 236673, Records of Boise County;

Thence N 89° 59' 55" W along the 64th line for a distance of 640.23 feet to a found 1/2 inch diameter iron pin labeled PLS 874 at the Center-North-Southeast 1/64th corner;

Thence N 00° 21' 29" E along the 1/16th line for a distance of 655.72 feet to a found 5/8th inch diameter iron pin labeled LS 4998 at the Center-East 1/16th corner;

Thence N 00° 00' 14" E along the 1/16th line for a distance of 1316.74 feet to a found 5/8th inch diameter iron pin labeled LS 4998 at the Northeast 1/16th corner;

Thence N 00° 03' 19" E along the 1/16th line for a distance of 922.21 feet to a set 5/8th inch diameter iron pin labeled LS 12720;

Thence leaving said line S 60° 01' 44" E for a distance of 302.44 feet to a set 5/8th inch diameter iron pin labeled LS 12720;

Thence S 27° 19' 21" E for a distance of 303.34 feet to a set 5/8th inch diameter iron pin labeled LS 12720;

Thence S 47° 52' 45" E for a distance of 340.54 feet to the REAL POINT OF BEGINNING.

**ALTA OWNERS POLICY
EXHIBIT "A"
LEGAL DESCRIPTION**

ISSUED BY
STEWART TITLE GUARANTY COMPANY

Thence S 47° 52' 45" E for a distance of 340.54 feet to the REAL POINT OF BEGINNING.

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File No. 261948

ALTA Owner's Policy 6-17-06

Policy Serial No.: O-9301-4652467

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AMERICAN
LAND TITLE
ASSOCIATION





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

June 19, 2020

THOR K ODEN & MELISSA J ODEN REVOCABLE LIVING TRUST
70 BLUE SHADOW DR
GARDEN VALLEY ID 83622

Re: Notice of Change in Water Right Ownership No: 65-23939

Original: Water Right Nos. 65-7935

Split into: Water Right Nos. **65-23939**

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 report for **65-23939** and a map depicting the place of use (POU) and the points of diversion (POD) is enclosed. Please refer to your new water right number 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.

Your portion of this water right has a specified point of diversion, nature of use and place of use. If you plan on changing the nature of use, place of use, or point of diversion under this right, including adding a new point of diversion, then an Application for Transfer on your portion of this right is required. Please contact this office for further information on the Application for Transfer form or you can find the forms at www.idwr.idaho.gov. If you do not plan on changing any items on your water right, then no further action is required at this time.

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

Sincerely,

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

June 19, 2020

MARK & VAUDA BORTELS
6716 BELMONT DR
PALO CERDO CA 96073

Re: Notice of Change in Water Right Ownership No: 65-7935

Dear Water Right Holders:

The Department has received and processed a Change of Ownership for a portion of your original Water Right. 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. Please note your original water right numbers do not change as a result of these splits. For your records proof report for **65-7935** and map depicting the place(s) of use (POU) after split and the point(s) 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'.

Anna Kaiser
Water Resource Agent
Western Regional Office

Enclosures