

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

JUL 27 2020

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?
67-301	Yes ☐	Yes ☐		Yes ☐	Yes ☐
67-250	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Debra J Dibble
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Marion Ogle
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or
- 1039 West Indian Valley Rd. Indian Valley Id. 83632
Mailing address City State ZIP
- 208-256-4448 / 208 412-0175 Marion_Ogle@hotmail.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: July 10, 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.

SUPPORT DATA

IN FILE # 67-250

- ☐ 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: Marion Ogle Owner July 10, 2020
Signature of new owner/claimant Title, if applicable Date

Signature: _____ Title, if applicable _____ Date _____
Signature of new owner/claimant

For IDWR Office Use Only:

Received by KT Date 7/27/2020 Receipt No. W048563 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 LE Processed by LE Date 10/08/2020

RECEIVED

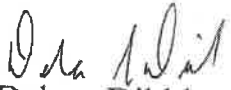
SEP 04 2020

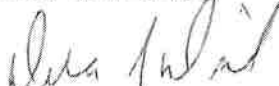
WATER RESOURCES
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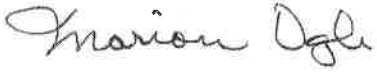
BILL OF SALE

10 JULY 2020

I, Debra J Dibble, sell two water rights, No. 67-301 and No. 67-250, to Marion Ogle for the price of \$500.


Debra Dibble
2948 Mill Road
Cambridge, Id 83610
208-257-3410




Marion Ogle
1039 W Indian Valley Road
Indian Valley, Id 83632
208-256-4448



SEP 04 2020

WATER RESOURCES
WESTERN REGION

INDIVIDUAL ACKNOWLEDGMENT

State/Commonwealth of Idaho } ss.
County of Washington

On this the 4th day of Sept (Mo.), 2020 (Yr.), before me,

Dusti Kindall the undersigned Notary Public,
Name of Notary Public

personally appeared Marion Ogle and Debra Dibble
Name(s) of Signer(s)

☒ personally known to me – OR –

☐ proved to me on the basis of satisfactory evidence

to be the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged to me that he/she/they executed the same for the purposes therein stated.

WITNESS my hand and official seal.



Dusti Kindall
Signature of Notary Public

Place Notary Seal/Stamp Above

Any Other Required Information
(Printed Name of Notary, Expiration Date, etc.)

OPTIONAL

Not required by law, this information can be useful to those relying on the document and prevent fraud.

Description of Any Attached Document

Title or Type of Document: Bill of Sale

Document Date: July 10, 2020 Number of Pages: 1

Signer(s) Other Than Named Above: _____

RIGHT THUMBPRINT OF SIGNER #1	RIGHT THUMBPRINT OF SIGNER #2
Top of thumb here	Top of thumb here

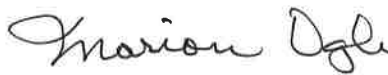
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2948 Mill Road
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208-257-3410



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Indian Valley, Id 83632
208-256-4448

200023

RECEIVED

OCT 03 2020

WATER RESOURCES
WESTERN REGION

QUIT-CLAIM DEED

For Value Received, DEBRA JEAN DIBBLE, an unmarried person, the Grantor, does hereby remise, release and forever quit-claim unto LLOYD C. DIBBLE and ANGELA K. DIBBLE, husband and wife, the Grantees, whose address is 3053 Legg Rd., Cambridge, ID 83610, all the following described real estate situated in the County of Washington, State of Idaho, to-wit:

See Attached Legal Description

This deed is being executed to effect the division of real estate between grantor herein and her brother, Lloyd Dibble, according to survey by S. Roland Mullinex.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees, their heirs and assigns forever.

Dated this 25 day of January, 2006.

Debra Jean Dibble
Debra Jean Dibble

STATE OF IDAHO)
)
 : ss
County of Washington)

On this 25th day of January, 2006, before me, the undersigned, a Notary Public in and for said State, personally appeared Debra Jean Dibble, known to me to be the person who signed the foregoing instrument and acknowledged to me that she executed the same.

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

Instrument # 200023

WEISER, WASHINGTON, IDAHO

2006-01-26 11:47:00 No. of Pages: 3

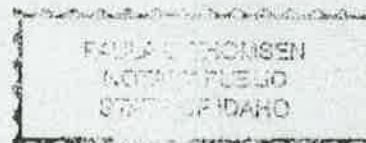
Recorded for: WASHINGTON COUNTY TITLE

SHARON WIDNER

Ex-Officio Recorder Deputy Sharon Widner Fee: 9.00

Index to: DEED

Paula L. Thomsen
Notary Public for Idaho
Residing at: Weiser, Idaho
Commission Expires: 3-11-2009



To LLOYD DIBBLE

A parcel of land situated within Government Lot 2 and the SW1/4NE1/4 of Section 1, Township 14 North, Range 3 West, Boise Meridian, and the SW1/4SE1/4 of Section 36, Township 15 North, Range 3 West, Boise Meridian, Washington County, Idaho, which parcel of land is more particularly described as follows:

Beginning at the southwest corner of the SW1/4SE1/4 of Section 36, T.15N., R.3W., B.M. (northwest corner of Government Lot 2 of Section 1, T.14N., R.3W., B.M.);

Thence S 89°32'59"E, a distance of 79.14 feet along the south line of said SW1/4SE1/4 to the TRUE POINT OF BEGINNING;

Thence a distance of 56.12 feet along the arc of a 470.00 foot radius curve to the right, with a central angle of 6°50'27", and a long chord of 56.08 feet bearing N 8°37'37"E to a point on tangent;

Thence N 12°02'51"E, a distance of 368.18 feet to a point of curvature;

Thence a distance of 112.51 feet along the arc of a 273.38 foot radius curve to the right, with a central angle of 23°34'49", and a long chord of 111.72 feet bearing N 23°50'15"E to a point on tangent;

Thence N 35°37'40"E, a distance of 154.36 feet to a point of curvature;

Thence a distance of 125.82 feet along the arc of a 130.00 foot radius curve to the left, with a central angle of 55°27'09", and a long chord of 120.96 feet bearing N 7°54'05"E to a point on tangent;

Thence N 19°49'29"W, a distance of 247.39 feet to a point of curvature;

Thence a distance of 123.52 feet along the arc of a 580.00 foot radius curve to the left, with a central angle of 12°12'08", and a long chord of 123.29 feet bearing N 25°55'33"W to a point of reverse curvature;

Thence a distance of 121.38 feet along the arc of a 420.00 foot radius curve to the right, with a central angle of 16°33'30", and a long chord of 120.96 feet bearing N 23°44'52"W to a point on tangent;

Thence N 15°28'07"W, a distance of 102.87 feet to a point on the north line of said SW1/4SE1/4;

Thence S 89°34'27"E, a distance of 1219.75 feet along the north line of said SW1/4SE1/4 to the northeast corner of said SW1/4SE1/4;

Thence S 0°08'33"E, a distance of 1317.18 feet along the east line of said SW1/4SE1/4 to the southeast corner of said SW1/4SE1/4 (northeast corner of said Government Lot 2);

Thence S 0°02'10"W, a distance of 1014.58 feet along the east line of said Government Lot 2 to the northeast corner of a parcel of land as described and recorded on Deed Instrument No. 199163, Records of Washington County, Idaho, which point bears N 0°02'10"E, a distance of 300.00 feet along the east line of said Government Lot 2 from the southeast corner of said Government Lot 2

Thence N 89°36'41"W (West, of record Deed), parallel to the south line of said Government Lot 2, a distance of 850 feet;

Thence S 0°02'10"W (South, of record Deed), parallel to the east line of said Government Lot 2, a distance of 218 feet;

Thence S 46°15'E, a distance of 452.1 feet to a point within the SW1/4NE1/4 of said Section 1;

Thence in a Southeasterly direction to a point on the east line of said SW1/4NE1/4, which point bears S 0°02'10"W (South, of record Deed) a distance of 314 feet from the northeast corner of said SW1/4NE1/4;

Thence S 0°02'10"W, a distance of 101 feet, more or less, along the east line of said SW1/4NE1/4 to a point on the former northerly right-of-way line of the former Pacific and Idaho Northern Railway (now Friends of Weiser River Trail, Inc.);

Thence westerly along the northerly line of said former Pacific and Idaho Northern Railway right-of-way to a point on a line 60.00 feet east of the west line of said SW1/4NE1/4;

Thence N 0°01'34"W, a distance of 1445 feet, more or less, along a line 60.00 feet east of and parallel to the west line of said SW1/4NE1/4 and the west line of said Government Lot 2 to a point on the north line of said Government Lot 2 (south line of said SW1/4SE1/4);

Thence S 89°32'59"E, a distance of 19.14 feet along the north line of said Government Lot 2 to the TRUE POINT OF BEGINNING.

SUBJECT TO the right-of-way of a County Road known as Mill Road along the south side of the above described parcel of land.

ALSO TOGETHER WITH AND SUBJECT TO a 60.00 foot wide ingress-egress and utility easement as described and recorded on Instrument Number 197424, records of Washington County, Idaho, with the east line of said easement being the west line of the above described parcel of land, with said easement running from said Mill Road, thence northerly through said SW1/4NE1/4 and said Government Lot 2 of said Section 1, and through said SW1/4SE1/4 of said Section 36 to the north line of said SW1/4SE1/4.



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region • 2735 W AIRPORT WAY • BOISE, ID 83705-5082

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

Brad Little
Governor

Gary Spackman
Director

October 08, 2020

MARION OGLE
1039 W INDIAN VALLEY RD
INDIAN VALLEY ID 83632-5016

Re: Change in Ownership for Water Right No(s): 67-250, 67-301

Dear Water Right Holder:

The Department of Water Resources (Western) 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 our office at (208) 334-2190.

Sincerely,

A handwritten signature in black ink, appearing to read 'Lynne Evans'.

Lynne Evans
Office Specialist II

Enclosure

Evans, Lynne

From: Debra Jean <flophouse45@yahoo.com>
Sent: Saturday, October 3, 2020 3:00 PM
To: marion ogle; Evans, Lynne; leggranch@gmail.com
Subject: Re: Water notery
Attachments: 001.jpg; 002.jpg; 003.jpg

I have attached the quit claim deed dated 2006 in which the home place was divided with my brother Lloyd Dibble. I later applied for the water right on the understanding that we would share the water, but that it would remain in my name and I would pay the fees for said water right as I would be using the majority of it. Lloyd eventually sold his portion of the land and a transfer of the water right was never discussed. I have remained the sole owner of this water right, 67-250.

Thank you
Debra Dibble

On Saturday, September 26, 2020, 11:50:56 AM MDT, marion ogle <marion_ogle@hotmail.com> wrote:

Debbie,

I got the email below. They are saying one of the permits is in your name but not your land. Did you sell some of the land or did you get permit on your dads land or something? Can we get the clarification that they are wanting?

Marion

From: Angela Ogle <leggranch@gmail.com>
Sent: Thursday, September 24, 2020 4:37 PM
To: Kathleen Legg <marion_ogle@hotmail.com>
Subject: Fwd: Water notery

Hi Marion,

See the question related to the water right transfer.

Thanks,
Gary

----- Forwarded message -----

From: Evans, Lynne <Lynne.Evans@idwr.idaho.gov>
Date: Thu, Sep 24, 2020 at 4:10 PM
Subject: RE: Water notery
To: Angela Ogle <leggranch@gmail.com>

Good afternoon Gary,

Thank you all so much for your patience on the processing of this water right change in ownership. The notarized bill of sale will do just fine for this ownership change. Water right no. 67-301 has been processed and changed to Marion Ogle's name. However, when we started on the other water right, no. 67-250, we came across an oddity we'd like to clarify with you and Marion before moving forward with finishing the ownership change.

Most of the time a water right is considered an appurtenance to the land it is used on, so when that land is sold to someone new, the water right goes along with it. Occasionally, a water right is granted to someone who doesn't own the land itself; for example, a homeowner's association may own the irrigation water right for a subdivision, even though the individual lots are all owned by other people. It looks like water right no. 67-250 is registered as owned by Debra Dibble, but the property it relates to is not. We need to know whether Debra does own the water right separately from the property, or if the water right and the property go together and have just never been updated as they changed hands.

We're hoping you or Debra could clarify for us if she owned that property at the time the water right was decreed to her in 2008. If she did not own the property, and the water right was decreed to her separately from the land, then we're good to go and we can complete the change in ownership to Marion Ogle. However, if she did own the property, we'll need to see if she retained the water right from any sales transferring the property to the new owners. Usually, that will be written into the deed as an exception, such as "excluding water right no. 67-250." Any documentation you can provide to support either conclusion would be very helpful as well.

If you have any additional questions about this, please don't hesitate to email me back or give our office a call. Thank you very much for your assistance.

Have a great afternoon,

Lynne Evans | Office Specialist II

IDWR-Western Region

2735 W Airport Way, Boise ID 83705

(208) 334-2190 | lynne.evans@idwr.idaho.gov

From: Angela Ogle [mailto:leggranch@gmail.com]

Sent: Friday, September 4, 2020 1:19 PM

To: Evans, Lynne <Lynne.Evans@idwr.idaho.gov>

Cc: Kathleen Legg <marion_ogle@hotmail.com>

Subject: Fwd: Water notery

Hi Lynne,

Per our phone conversation earlier, I am forwarding the notarized Bill of Sale per your request. Please let me know if you require any additional information.

Thanks,
Gary

----- Forwarded message -----

From: <Marion_Ogle@hotmail.com>

Date: Fri, Sep 4, 2020 at 12:51 PM

Subject: Water notery

To: <marion_ogle@hotmail.comf>, <leggranch@gmail.com>

Cc: <Marion_Ogle@hotmail.com>