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Form 42-248/42-1409(6) Rev. 1/15 SEP 28 2020

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

RECEIVED

AUG 10 2020

DEPT OF WATER RESOURCES  
SOUTHERN 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?
37-657A	Yes <input type="checkbox"/>	Yes <input checked="" 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: Anne Wise Pullen  
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Roger Lyle Brooks and Toby Hinda Brooks, Trustees of the Brooks Family Trust dtd 7/17/20  
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or
- 5421 Amestoy Ave Encino Encino CA 91316  
Mailing address City State ZIP
- Telephone 310-748-5825 Email rbrooks 8799 AOL.com
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: 8/7/2020
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.  
☐ 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] Trustee 7/22/20  
Signature of new owner/claimant Title, if applicable Date

Signature: [Signature] Trustee 7/22/20  
Signature of new owner/claimant Title, if applicable Date

For IDWR Office Use Only:

Received by SG Date 8/10/20 Receipt No. 5038071 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 [Signature] Date 9-29-2020

**Instrument # 671661**

HAILEY, BLAINE, IDAHO  
08-07-2020 8:00:57 AM No. of Pages: 2  
Recorded for: BLAINE COUNTY TITLE  
JOLYNN DRAGE Fee: \$15.00  
Ex-Officio Recorder Deputy: GWB  
Electronically Recorded by Simplifile

**QUITCLAIM DEED**

THIS INDENTURE, made this 24<sup>th</sup> day of July, 2020, between

Anne W. Pullen (also shown of record as Anne Wise Pullen), as **GRANTOR** and

Roger Lyle Brooks and Toby Hinda Brooks, as Trustees of the Brooks Family Trust dated July 17, 2020,  
as **GRANTEE(S)**

whose current address is 5421 Amestoy Ave, Encino, CA 91316

WITNESS, that said Grantor(s), for and in consideration in lawful money of the United States of America, in hand paid by the Grantee, the receipt whereof is hereby acknowledged, does by these premises remise, release and forever QUITCLAIM, unto the said Grantee(s) and to its heirs and assigns **Water Right 37-657A** appurtenant to that certain lot, piece or parcel of land, bounded and particularly described as follows, to wit:

Lot 11, Block 1 of ZINC SPUR RANCH-UNIT ONE, as shown on the official plat thereof, recorded as Instrument No. 140090, records of Blaine County, Idaho.

TOGETHER with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, the reversion and reversions, remainder and remainders, rents, issues and profits thereof.

TO HAVE AND TO HOLD, All and singular the said premises, together with the appurtenances, unto the Grantee and to its heirs and assigns forever.

IN WITNESS WHEREOF, the grantor(s) has executed this deed on the date set forth above.

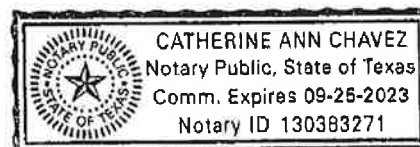
Anne W. Pullen  
Anne W. Pullen

State of Texas  
County of Aransas

This record was acknowledged before me on 24 day of July, 2020, by Anne W. Pullen.

Catherine Ann Chavez

(STAMP)



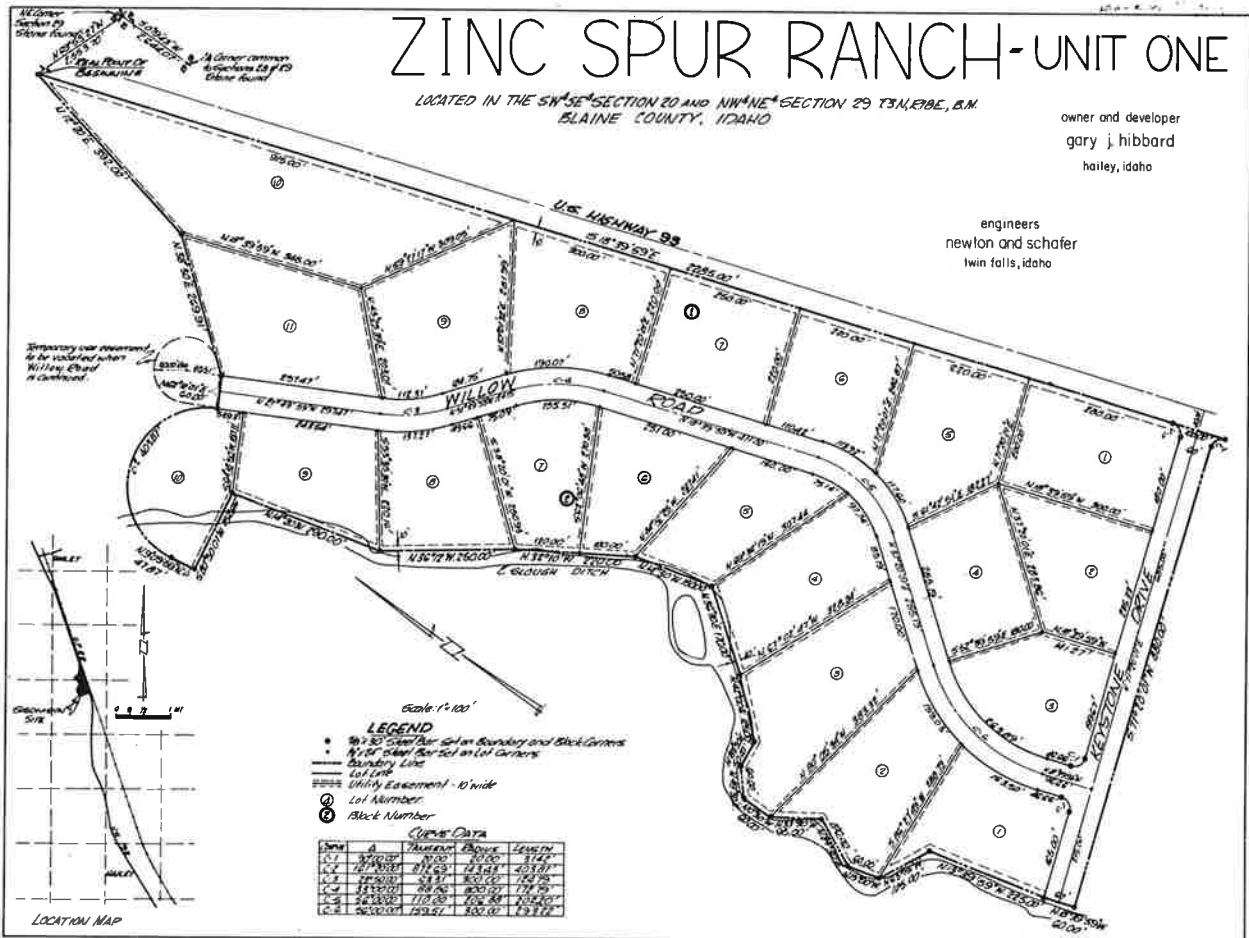
Notary Public \_\_\_\_\_  
My Commission Expires: \_\_\_\_\_

# ZINC SPUR RANCH-UNIT ONE

LOCATED IN THE SW 1/4 SECTION 20 AND NW 1/4 SECTION 29 T34N, R9E, B.M.  
BLAINE COUNTY, IDAHO

owner and developer  
gary j. hibbard  
hailey, idaho

engineers  
newton and schaefer  
twin falls, idaho



### CERTIFICATE OF OWNER

This is to certify that we the undersigned are the owners in fee simple of the following described property: A portion of S&W Sub Section 10 and NE 1/4 Section 10, T.54N, R.10E, N.M. State County, Idaho and more specifically described as follows: Commencing at the NE corner said Section 10 from which corner NE 1/4 corner common to sections 10 and 11, 2553.29 feet to a point on the westerly right-of-way boundary of U.S. Highway 91, said point being the NE corner of Block 2, then along the right-of-way boundary S 89°59'21", 1255.00 feet, then S 14°47'00" along a curve to the left, said curve having a central angle of 90°58'00" and a radius of 100.00 feet, a tangent of 80.00 feet and a long chord of 168.18 feet bearing N 65°59'39"W, then S 71°40'00"W, 88.00 feet, then N 18°59'59"W, 80.00 feet, then along a side channel of the Big Lost River the following course and distances: N 15°53'59"W, 275.00 feet, N 63°36'N, 105.00 feet, N 75°10'N, 60.00 feet, N 64°30'E, 80.00 feet, N 33°50'N, 95.00 feet, N 67°30'N, 50.00 feet, N 40°30'N, 60.00 feet, N 1°00'E, 50.00 feet, N 49°00'E, 175.00 feet, N 36°30'E, 170.00 feet, N 42°30'N, 150.00 feet, N 38°10'N, 100.00 feet, N 36°12'N, 150.00 feet, N 40°10'N, 100.00 feet, then S 80°30'01"N, 151.66 feet, then N 70°09'53"N, 418.1 feet, then 403.87 feet along a curve to the right, said curve having a central angle of 167°50'00", a radius of 141.44 feet, a tangent of 372.00 feet and a long chord of 283.06 feet bearing N 11°50'00"E, then N 62°10'01"E, 20.00 feet, then N 18°30'E, 55.91 feet, then N 18°00'E, 193.00 feet to the NE corner of Block 2. The area contained in this plat and as described is 31.785 acres. That it is the intention of the undersigned to and they do hereby include said land in this plat, that the undersigned does by these presents dedicate to the public for public use, forever all streets as shown on this plat. The easements indicated on this plat are not dedicated to the public but the rights to use said easements are hereby perpetually approved for public utilities and/or other public services, and to reserve other than for such utility purposes are to be erected within the time of said easements. Other easements, not shown, include a 500 foot wide easement along the right-of-way boundary of all public streets as indicated and shown on this plat. Respective covenants for this subdivision are duly recorded in the Blaine County Recorder's Office under the number \_\_\_\_\_.

*Gary J. Hubbard*  
*Tom Hiltner*

### ACKNOWLEDGEMENT

State of Idaho ) ss  
 County of Blaine ) ss  
 On this 22 day of May, 1971, before me a Notary Public in and for said state personally appeared Gary J. Hubbard and Tom Hiltner known to me to be the persons whose names are subscribed to the foregoing Certificate of Owner 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.

*James B. Baskin*  
 Notary Public for the State of Idaho

### CERTIFICATE OF ENGINEER

This is to certify that I, Paul E. Newton, a Registered Professional Engineer in the State of Idaho, made the survey of the land as described in the Certificate of Owner and that this plat is a true and correct representation of said survey as made and stated by me on said land.



### ACKNOWLEDGEMENT

State of Idaho ) ss  
 County of Blaine ) ss  
 On this 22 day of May, 1971, before me a Notary Public in and for said state personally appeared Paul E. Newton known to me to be the person whose name is subscribed to the foregoing Certificate of Engineer and acknowledged to me that he 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.

*James Baskin*  
 Notary Public for the State of Idaho



### COUNTY ENGINEER'S CERTIFICATE

This is to certify that the undersigned has checked the foregoing plat and computations, is making the same and has determined that they comply with the laws of the state of Idaho relating thereto.

Dated this 22 day of May, 1971.



*Paul E. Newton*  
 COUNTY ENGINEER

### COUNTY COMMISSIONER'S ACCEPTANCE

The foregoing plat was duly approved and accepted by the Board of County Commissioners of Blaine County, Idaho on this day of May, 1971.

ATTEST: CLERK

CHAIRMAN

### COUNTY RECORDER'S CERTIFICATE

State of Idaho ) ss  
 County of Blaine ) ss  
 This is to certify that the foregoing plat was filed in the Office of the Recorder of Blaine County, Idaho on this day of May, 1971, at 2:30 PM, and duly recorded in Plat Book \_\_\_\_\_ of Page \_\_\_\_\_.

DEPUTY

CLERK

### SANITARY RESTRICTIONS

Each lot shown on this plat is approved for the development of individual water supply and subsurface sewage disposal systems. Each subsurface sewage disposal system shall be located to provide a minimum of four (4) feet of undisturbed natural soil between drain field and maximum ground water, and shall be further restricted in Block 2 by easements providing minimum distance from the side channel of Big Lost River as shown herein.

*Paul E. Newton*  
 State of Idaho, Blaine County

Sanitary Restrictions



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

September 29, 2020

BROOKS FAMILY TRUST  
5421 AMESTOY AVE  
ENCINO CA 91316-2615

Re: Change in Ownership for Water Right No(s): 37-657A

Dear Water Right Holder(s):

The Department of Water Resources (Department) acknowledges the receipt of correspondence changing ownership of the above referenced water right(s) 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(s) **37-657A** was leased to the Water Supply Bank (bank) in **2017**. In accordance with the bank lease acceptance, the lessor/current right holder (right holder) may not use the right(s) while it is in the bank, even if the right(s) is not rented from the bank. The right(s) will remain in the bank until **December 31, 2021** unless released earlier by the Water Resource Board or upon request by the right holder. To reduce the term of the lease, the right holder must submit a written request to the department. The department will verify if the right is rented or available for release, and notify the right holder of the release date.

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) 287-4942.

Sincerely,

Jean Hersley  
Technical Records Specialist 2

Enclosure(s)

c: James P Speck  
Blaine County Title Inc  
Water District No. 37  
Hiawatha Canal