

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

JUN 10 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?
67-11619	Yes <input type="checkbox"/>	Yes <input type="checkbox"/>		Yes <input type="checkbox"/>	Yes <input type="checkbox"/>
67-4581	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: Carleen L. Prouty and William A. Prouty
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Frederick L Walters and Judith Walters
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or
- P.O. Box 437 Cambridge IDAHO 83610
Mailing address City State ZIP
208-257-4228 flwarch@ctcweb.net
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: November 8, 2005
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 # 67-4581

8. Signature: Frederick L Walters Title, if applicable: _____ Date: June 8, 2020
Signature: Judith Walters Title, if applicable: _____ Date: June 8, 2020

For IDWR Office Use Only:

Received by CS Date 06/10/2020 Receipt No. W048374 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 07/10/2020



Instrument # 199319

WEISER, WASHINGTON, IDAHO

2005-11-14

03:36:00 No. of Pages: 2

Recorded for : AMERITITLE

SHARON WIDNER

Ex-Officio Recorder Deputy

Index to: DEED

Fee: 6.00

Sharon Widner

WARRANTY DEED

For Value Received,

William A. Prouty and Carleen L. Prouty, husband and wife, the Grantors,

do hereby grant, bargain, sell and convey unto

Frederick L. Walters and Judith Walters, husband and wife

whose address is **1056 E. 5th, Weiser, ID 83672,**

the Grantee, the following described premises, to-wit:

SEE EXHIBIT A WHICH IS MADE A PART HEREOF BY THIS REFERENCE

TO HAVE AND TO HOLD the premises with their appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantees, that they are the owners in fee simple of said premises that said premises are free from all encumbrances except the 2005 taxes and assessments and that they will warrant and defend the same from all lawful claims whatsoever.

Dated:

11/8/05

William A. Prouty

William A. Prouty

Carleen L. Prouty

Carleen L. Prouty

State of Idaho)

ss

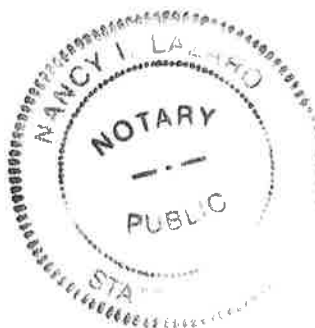
County of WASHINGTON)

On this 8 day of November, 2005 before me, a notary public in and for said State, personally appeared William A. Prouty and Carleen L. Prouty 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.

Nancy I. Laidlaw
Notary Public

Residing at: Weiser, Idaho

Commission Expires: 10/03/07



File No. 0011507

EXHIBIT A

Commencing at the southwest corner of the NW1/4 of Section 13, Township 14 North, Range 3 West of the Boise Meridian, Washington County, Idaho; thence East 25 feet to a point on the East right of way line of Burton Lane, the True Point of Beginning; thence North, parallel to the West line of said Section 13, 140 feet; thence East 310.2 feet; thence South 140 feet; thence West 310.3 feet to the True Point of Beginning.

W.B.
C.R.P.



PO BOX 591
128 EAST MAIN ST.
WEISER, ID 83672
PH (208) 414-1792
FX (208) 414-1794

January 9, 2006

FREDERICK and JUDITH WALTERS
1056 E 5TH STREET
WEISER ID 83672

OUR NO. : W11507
YOUR NO. :
REGARDING : PROUTY

WE ENCLOSE HERewith THE FOLLOWING:

- 1) POLICY OF TITLE INSURANCE
- 2) RECORDED DOCUMENT:
 - a) WARRANTY DEED/INSTRUMENT NO. 199319

THANK YOU FOR DOING BUSINESS WITH US!

SINCERELY,

AMERITITLE

A handwritten signature in cursive script, appearing to read 'Lynn K. Winegar'.

LYNN K. WINEGAR
TITLE ASSISTANT
ENC.

AMERICAN LAND TITLE ASSOCIATION
OWNER'S POLICY
(10-17-92)

Policy No. 72106- 1332959

CHICAGO TITLE INSURANCE COMPANY

SUBJECT TO THE EXCLUSIONS FROM COVERAGE, THE EXCEPTIONS FROM COVERAGE CONTAINED IN SCHEDULE B AND THE CONDITIONS AND STIPULATIONS, CHICAGO TITLE INSURANCE COMPANY, a Missouri corporation, herein called the Company, insures, as of Date of Policy shown in Schedule A, against loss or damage, not exceeding the Amount of Insurance stated in Schedule A, sustained or incurred by the insured by reason of:

1. Title to the estate or interest described in Schedule A being vested other than as stated therein;
2. Any defect in or lien or encumbrance on the title;
3. Unmarketability of the title;
4. Lack of a right of access to and from the land.

The Company will also pay the costs, attorneys' fees and expenses incurred in defense of the title, as insured, but only to the extent provided in the Conditions and Stipulations.

In Witness Whereof, CHICAGO TITLE INSURANCE COMPANY has caused this policy to be signed and sealed as of Date of Policy shown in Schedule A, the policy to become valid when countersigned by an authorized signatory.

CHICAGO TITLE INSURANCE COMPANY

By:



President



ATTEST:



Secretary

TRANS TYPE	SI IND	INF END		CODE	CODE	CODE	CODE		REISSUE AMOUNT		ST	PROP TYPE
	X											

OWNERS

SCHEDULE A

OFFICE FILE NUMBER	POLICY NUMBER	DATE OF POLICY	AMOUNT OF INSURANCE	PREMIUM AMOUNT
W11507	72106-1332959	NOVEMBER 14, 2005 AT 3:36PM	\$215,000.00	\$950.00

1. Name of Insured:

FREDERICK L. WALTERS and JUDITH WALTERS

2. The estate or interest in the land which is covered by this Policy is:

FEE SIMPLE

3. Title to the estate or interest in the land is vested in:

FREDERICK L. WALTERS and JUDITH WALTERS, husband and wife

4. The land herein described is encumbered by the following mortgage or trust deed, and assignments:

A deed of trust dated NOVEMBER 4, 2005 to secure an indebtedness in the principal sum of \$172,000.00.

Recorded : NOVEMBER 14, 2005, Instrument No. 199320, Official Records
Grantor : FREDERICK L. WALTERS and JUDITH WALTERS, husband and wife
Trustee : FIDELITY SERVICE CORPORATION
Beneficiary : MERS

and the mortgages or trust deeds, if any, shown in Schedule B hereof.

5. The land referred to in this Policy is described as follows:

WASHINGTON COUNTY, IDAHO:

Commencing at the southwest corner of the NW1/4 of Section 13, Township 14 North, Range 3 West of the Boise Meridian, Washington County, Idaho; thence East 25 feet to a point on the East right of way line of Burton Lane, the True Point of Beginning; thence North, parallel to the West line of said Section 13, 140 feet; thence East 310.2 feet; thence South 140 feet; thence West 310.3 feet to the True Point of Beginning.

SCHEDULE B**EXCEPTIONS FROM COVERAGE**

This policy does not insure against loss or damage (and the Company will not pay costs, attorneys' fees or expenses) which arise by reason of:

General Exceptions:

1. Rights or claims of parties in possession not shown by the public records.
2. Encroachments, overlaps, boundary line disputes, and any other matters which would be disclosed by an accurate survey or inspection of the premises including, but not limited to, insufficient or impaired access or matters contradictory to any survey plat shown by the public records.
3. Easements, or claims or easements, not shown by the public records.
4. Any lien, or right to a lien, for services, labor, or material heretofore or hereafter furnished, imposed by law and not shown by the public records.
5. Unpatented mining claims; (b) reservations or exceptions in patents or in Acts authorizing the issuance thereof; (c) water rights, claims or title to water, whether or not the matter excepted under (a), (b), or (c) are shown by the public records.
6. Taxes or special assessments which are not shown as existing liens by the records of any taxing authority that levies taxes or assessments on real property or by the public records. Proceedings by a public agency which may result in taxes or assessments, or notices of such proceedings, whether or not shown by the records of such agency or by the public records.

Special Exceptions: The mortgage, if any, referred to in Item 4 of Schedule A.

7. Taxes for 2005 are an accruing lien and not yet due or payable.
8. Regulations of Cambridge Irrigation District, within which the above property lies, or all other Irrigation district, laterals that the above property lies, including levies, assessments, water and irrigation rights and easement for ditches and canals as provided by law.
9. Reservations in U.S. Patent, recorded in Book 1 of Deeds at Page 288, Official Records.
10. (a) Unpatented mining claims; (b) reservations or exceptions in patents or in Acts authorizing the issuance thereof; (c) water rights, claims or title to water; whether or not the matters excepted under (a), (b), or (c) are shown by the public records.

CONTINUED

Countersigned


Authorized Signatory

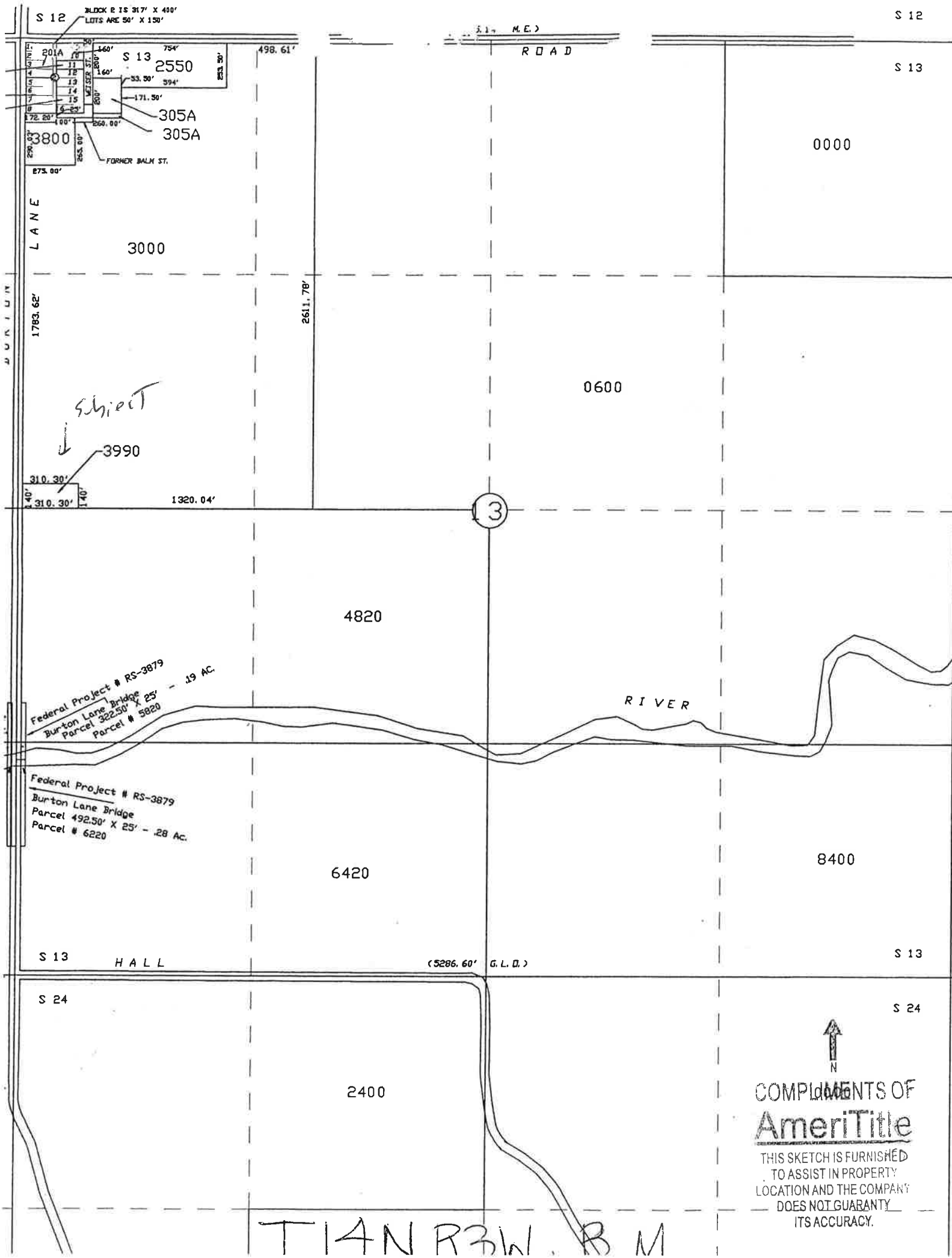
SCHEDULE B CONTINUED

11. Liens, levies, assessments of Flood Control District No. 3.
12. County Road right of way along the West boundary.
13. All matters, covenants, conditions, restrictions, easements and any rights, interest or claims which may exist by reason thereof, disclosed by Record of Survey recorded May 23, 1984, as Instrument No.133253, but deleting any covenants, conditions or restrictions indicating a preference, limitation or discrimination based on race, color, religion, sex, handicap, familial status, or national origin to the extent such covenants, conditions or restrictions violate 42 USC 3604(c).
14. A deed of trust dated NOVEMBER 8, 2005 to secure an indebtedness in the principal sum of \$32,250.00, and any other amounts and/or obligations secured thereby.
Recorded : NOVEMBER 14, 2005, Instrument No. 199321, Official Records
Grantor : FREDERICK L. WALTERS and JUDITH WALTERS, husband and wife
Trustee : AMERITITLE
Beneficiary: FIRST HORIZON HOME LOAN CORPORATION

End Schedule B

Countersigned


Authorized Signatory



COMPLIMENTS OF
AmeriTitle
THIS SKETCH IS FURNISHED
TO ASSIST IN PROPERTY
LOCATION AND THE COMPANY
DOES NOT GUARANTY
ITS ACCURACY.

TIAN R3W. B M



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

July 10, 2020

FREDERICK L & JUDITH WALTERS
PO BOX 437
CAMBRIDGE ID 83610-0437

Re: Change in Ownership for Water Right No(s): 67-4581, 67-11619

Dear Water Right Holders:

The Department of Water Resources (Western) acknowledges the receipt of correspondence changing ownership of the above referenced water rights 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,

Lynne Evans
Office Specialist II

Enclosure