

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

RECEIVED

JUL 27 2020

DEPARTMENT OF  
WATER RESOURCES

## 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?
63-11063	Yes <input type="checkbox"/>	Yes <input type="checkbox"/>		Yes <input type="checkbox"/>	Yes <input type="checkbox"/>
<i>not updated</i> 63-9918	Yes <input type="checkbox"/>	Yes <input type="checkbox"/>		Yes <input type="checkbox"/>	Yes <input type="checkbox"/>
A63-19649	Yes <input type="checkbox"/>	Yes <input type="checkbox"/>		Yes <input type="checkbox"/>	Yes <input type="checkbox"/>
A63-19650	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: M. Joanne Lewis; Marvin R. Lewis; Margaret Joanne Lewis  
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): William L Smith; Ellen N Smith-Horras  
New owner(s) as listed on the conveyance document      Name connector ☒ and ☐ or ☐ and/or
- 4400 N Brookside Ln      Boise      ID      83714  
Mailing address      City      State      ZIP
- 208.371.5025      bill@smithhorras.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: May 14, 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.

SUPPORT DATA

IN FILE # 63-11063

8. Signature: [Signature]      Title, if applicable: \_\_\_\_\_      Date: July 21, 2020  
 Signature of new owner/claimant
- Signature: [Signature]      Title, if applicable: \_\_\_\_\_      Date: July 21, 2020  
 Signature of new owner/claimant

### For IDWR Office Use Only:

Received by [Signature]      Date 7-27-2020      Receipt No. C109069      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 \_\_\_\_\_      Approved by \_\_\_\_\_      Processed by [Signature]      Date 7-28-2020

## stewart title

*Real partners. Real possibilities.*

### WARRANTY DEED

For Value Received **Margaret Joanne Lewis, an unmarried woman**, the Grantor, hereby grants, bargains, sells, conveys and warrants unto **William L Smith and Ellen N Smith-Horras, husband and wife**,

the Grantee, whose current address is 4400 N Brookside Ln, Boise, ID 83714,

the following described premises, to wit:

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

Parcel Number: S0234141830

**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 14th day of May, 2020.

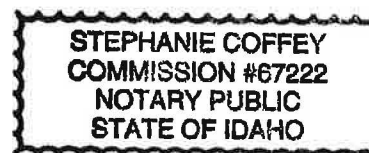
Margaret Joanne Lewis  
Margaret Joanne Lewis

State of Idaho ) ss.  
County of Ada

On this 14 day of May, 2020, before me the undersigned, a Notary Public, in and for said State, personally appeared Margaret Joanne Lewis, 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.

Notary Public:  
Residing at:  
My commission expires: Residing in Meridian, Idaho  
My Commission expires 02-25-2022

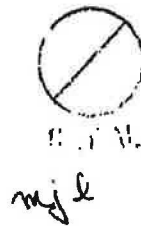


## EXHIBIT "A"

### LEGAL DESCRIPTION

A parcel of land located in the Northeast quarter of the Northeast quarter and the Southeast quarter of the Northeast quarter of Section 34, T.5N., R.1E., Boise Meridian, Ada County, Idaho, more particularly described as follows:

Commencing at the East 1/4 corner of said Section 34, from which the Northeast corner of said section bears North 00°23'57" West, 2676.37 feet; Thence North 00°23'57" West, 1160.78 feet to a fence corner post marking the Northeast corner of Cameron Estates Sub. No. 1, as same is recorded in Book 59 of Plats at Page 5798, records of Ada County, Idaho, said point being the REAL POINT OF BEGINNING. Thence continuing North 00°23'57" West, 412.02 feet (record 410 feet) to a point in the center of N. Brookside Lane; Thence along the center of said lane South 57°48'23" West, 468.99 feet; Thence South 56°36'21" West, 268.56 feet to the Centerline of North Brookside Lane lying on the North boundary of said Cameron Estates Sub. No. 1; Thence along the North boundary of said Subdivision South 88°41'05" East, 624.14 feet (record 630 feet) to the Point of Beginning.





00211228201600284890020021

**WARRANTY DEED - Correcting** 2016-022918

FOR VALUE RECEIVED, Marvin R. Lewis and M. Joanne Lewis, husband and wife (hereinafter "Grantor"), does hereby grant and convey unto the Lewis Squared Trust, M. Joanne Lewis, Trustee of 4400 N. Brookside Lane, Boise, Idaho 83714 (hereinafter "Grantee"), the following described land in Ada County, State of Idaho:

A parcel of land located in the NE 1/4 of the NE 1/4 and the SE 1/4 of the NE 1/4 of Section 34, T.5N., R.1E., B.M., Ada County, Idaho, more particularly described as follows: Commencing at the East 1/4 corner of said Section 34, from which the Northeast corner of said section bears North 00°23'57" West, 2676.37 feet; Thence North 00°23'57" West, 1160.78 feet to a fence corner post marking the Northeast corner of Cameron Estates Sub. No. 1, as same is recorded in Book 59 of Plats at Page 5798, records of Ada County, Idaho, said point being the REAL POINT OF BEGINNING.

Thence continuing North 00°23'57" West, 412.02 feet (record 410 feet) to a point in the center of N. Brookside Lane;

Thence along the center of said Lane South 57°48'23" West, 468.99 feet;

Thence South 56°36'21" West, 268.56 feet to the Centerline of N. Brookside Lane lying on the North boundary of said Cameron Estates Sub. No. 1;

Thence along the North boundary of said Subdivision South 88°41'05" East, 624.14 feet (record 630 feet) to the Point of Beginning. Subject to right-of-way for N. Brookside Lane.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, and Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that Grantor is the owner in fee simple of said premises; that said premises are free from all encumbrances, EXCEPT for loans and encumbrances of record; and subject to reservations, restrictions, dedications, easements, rights-of-way and agreements, if any, of record, and general taxes and assessments, (including irrigation and utility assessments, if any) for the current year, which are not yet due and payable, and that Grantor will warrant and defend the same from all lawful claims whatsoever.

DATED this 18 day of March, 2016.

Marvin R. Lewis  
By: Marvin R. Lewis

State of Idaho)  
s.s.  
County of Ada)

On this 18<sup>th</sup> day of March, in the year of 2016, before me, the undersigned, a Notary Public in and for said State, personally appeared Marvin R. Lewis, known or identified to me, to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same.

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



Shaina Luevano  
Notary Public  
Residing in Ada County, Idaho  
My Commission expires on 9/26/2018

M. Joanne Lewis  
By: M. Joanne Lewis

State of Idaho)  
s.s.  
County of Ada)

On this 18<sup>th</sup> day of March, in the year of 2016, before me, the undersigned, a Notary Public in and for said State, personally appeared M. Joanne Lewis, known or identified to me, to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same.

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



Shaina Luevano  
Notary Public  
Residing in Ada County, Idaho  
My Commission expires on 9/26/2018

AFTER RECORDING MAIL TO:

Joanne Lewis  
4400 N Brookside Lane  
Boise, ID 83714

ELECTRONICALLY RECORDED - DO NOT  
REMOVE THE COUNTY STAMPED FIRST  
PAGE AS IT IS NOW INCORPORATED AS  
PART OF THE ORIGINAL DOCUMENT.

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**QUITCLAIM DEED**

File No.: **4101-3035509 (TK)**

Date: **April 10, 2018**

For Value Received, **M. Joanne Lewis, Trustee of the Lewis Squared Trust**, do(es) hereby convey, release, remlse, and forever quit claim unto **Margaret Joanne Lewis, an unmarried woman**, whose address is **4400 N Brookside Lane, Boise, ID 83714**, the following described premises in **Ada County, Idaho**, to-wit:

**LEGAL DESCRIPTION:** Real property in the County of Ada, State of Idaho, described as follows:

**A PARCEL OF LAND LOCATED IN THE NORTHEAST QUARTER OF THE NORTHEAST QUARTER AND THE SOUTHEAST QUARTER OF THE NORTHEAST QUARTER OF SECTION 34, TOWNSHIP 5 NORTH, RANGE 1 EAST, BOISE MERIDIAN, ADA COUNTY, IDAHO, MORE PARTICULARLY DESCRIBED AS FOLLOWS:**

**COMMENCING AT THE EAST 1/4 CORNER OF SAID SECTION 34, FROM WHICH THE NORTHEAST CORNER OF SAID SECTION BEARS NORTH 00°23'57" WEST, 2676.37 FEET; THENCE**

**NORTH 00°23'57' WEST, 1160.78 FEET TO A FENCE CORNER POST MARKING THE NORTHEAST CORNER OF CAMERON ESTATES SUB. NO. 1, AS SAME IS RECORDED IN BOOK 59 OF PLATS AT PAGE 5798, RECORDS OF ADA COUNTY, IDAHO, SAID POINT BEING THE REAL POINT OF BEGINNING. THENCE CONTINUING**

**NORTH 00°23'57" WEST, 412.02 FEET (RECORD 410 FEET) TO A POINT IN THE CENTER OF NORTH BROOKSIDE LANE; THENCE ALONG THE CENTER OF SAID LANE**

**SOUTH 57°48'23" WEST, 468.99 FEET; THENCE**

**SOUTH 56°36'21" WEST, 268.56 FEET TO THE CENTERLINE OF NORTH BROOKSIDE LANE LYING ON THE NORTH BOUNDARY OF SAID CAMERON ESTATES SUB. NO.1; THENCE ALONG THE NORTH BOUNDARY OF SAID SUBDIVISION**

**SOUTH 88°41'05" EAST, 624.14 FEET (RECORD 630 FEET) TO THE POINT OF BEGINNING.**

APN: **S0234141830**



APN: S0234141830

Quitclaim Deed - continued

File No.: 4101-3035509 (TK)

Date: 04/10/2018

together with their appurtenances.

Dated: 4 / 17, 20 18

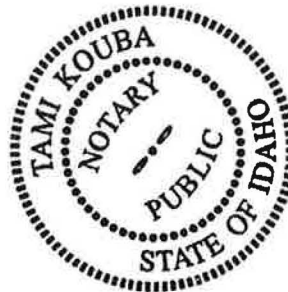
M. Joanne Lewis  
M. Joanne Lewis

STATE OF Idaho )  
COUNTY OF Ada )  
ss.

This record was acknowledged before me on 4/17/18 by M. Joanne Lewis as Trustee of The Lewis Squared Trust .



[Signature]  
Signature of Notary Public  
My Commission Expires: 05/15/2018





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

July 28, 2020

WILLIAM L SMITH  
ELLEN N SMITH HORRAS  
4400 N BROOKSIDE LN  
BOISE ID 83714-9680

Re: Change in Ownership for Water Right No(s): 63-11063, 63-19649 & 63-19650

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.

Please note, water right 63-9918 was not updated. This water right is not appurtenant to your property. I have enclosed a map of the place of use for your benefit. Since the ownership of this right was not updated, a refund of \$25 has been requested and will be sent to you under separate cover from the State Controller's Office.

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.

Also 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)



## ***MEMORANDUM***

TO: Sascha Marston  
FROM: Jean Hersley  
DATE: July 28, 2020  
RE: **Refund: one water right not updated**

Please refund \$25.

NAME: WILLIAM SMITH  
4400 N BROOKSIDE LN  
BOISE ID 83714

RECEIPT #: C109069

Thank you.

Jean

## Hersley, Jean

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**From:** Hersley, Jean  
**Sent:** Tuesday, July 28, 2020 10:59 AM  
**To:** IdwrPayable  
**Subject:** refund  
**Attachments:** Smith Horras.doc

Please process the attached refund. Thank you.

*Jean Hersley  
Technical Records Specialist II  
Idaho Dept Water Resources  
(208) 287-4942*