

RECEIVED

FEB 10 2020

WATER RESOURCES  
WESTERN REGIONSTATE OF IDAHO  
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? |
|-----------------------|-----------------------------------------|------------------------------|-----------------------|------------------------------|------------------------------|
| 63-27399              | Yes <input checked="" type="checkbox"/> | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |
| 63-26086              | 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: David R Severn  
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): David M. Weitz and Kathleen V. Weitz  
New owner(s) as listed on the conveyance document

P.O. Box 368 Caldwell ID 83606  
Mailing address City State ZIP

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: April 21, 2016

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 # 63-26086

8. Signature: [Signature] Title, if applicable \_\_\_\_\_ Date 02/03/2020  
Signature of new owner/claimant
- Signature: [Signature] Title, if applicable \_\_\_\_\_ Date 02/03/2020  
Signature of new owner/claimant

## For IDWR Office Use Only:

Received by LE Date 02/10/2020 Receipt No. W048037 Receipt Amt. \$125.00

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 05/01/2020

# QUITCLAIM DEED

FOR VALUE RECEIVED, Jesse Ray Prather and Julie Ann Prather, husband and wife , does hereby convey, release, remise and forever quit claim unto David M. Weitz and Kathleen V. Weitz, husband and wife, whose current address is: P.O. Box 368, Caldwell, ID 83606

the following described premises:

See attached Exhibit "A"

**2016-052435**

RECORDED

**12/16/2016 01:53 PM**



0027 186820 1600524350 100 105

CHRIS YAMAMOTO

CANYON COUNTY RECORDER

Pgs=10 MBROWN

\$37.00

DEED

WEITZ DAVID M

TO HAVE AND TO HOLD the said premises, unto the said grantees, heirs and assigns forever.

Date: December 13, 2016

By: \_\_\_\_\_

By: X \_\_\_\_\_

*Julie Ann Prather*

State of Idaho )

County of Canyon ) S.S.

On this 13<sup>th</sup> day of December, in the year 2016, before me

Vicki Hunsperger, personally appeared Jesse Ray Prather, 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 that he(he)(they) executed the same.



Vicki H  
Notary Public

My Commission Expires on \_\_\_\_\_

RESIDING IN CALDWELL, IDAHO  
MY COMMISSION EXPIRES 12-2-2022

State of Idaho )

County of Canyon S.S.

On this 13 day of December, in the year 2014, before me Barbara  
J. Negri, personally appeared Julie Ann Prather, proved to me on the basis of  
satisfactory evidence to be the person(s) whose name(s) is subscribed to the within instrument, and  
acknowledged that he she (they) executed the same.



Barbara J. Negri  
Notary Public  
My Commission Expires on 10-13-2022  
Paoma, Id

## EXHIBIT A

Description of: PARCEL 2-A  
Page 1 of 2 pages

Dave Weitz

December 2, 2015

A parcel of land located in Govt Lot 4 (SE $\frac{1}{4}$  NE $\frac{1}{4}$  and E $\frac{1}{2}$  SE $\frac{1}{4}$  laying north of the Snake River) of Section 17, T.3 N., R.4 W., B.M., Canyon County, Idaho, described as follows:

Commencing at the Northeast corner of said Section 17, in the center of Hoskins Road; thence, S.00°22'18"W., 1319.00 feet along the east line of said Section 17 to the northeast corner of said Government Lot 4 (N1/16th corner) and the **POINT OF BEGINNING**, said point marked by a  $\frac{1}{2}$  inch rebar witness corner found 10.00 feet north of said point; thence,

S.00°22'18"W., 1319.31 feet along said east line of Section 17 to a  $\frac{5}{8}$  inch rebar at the east  $\frac{1}{4}$  corner of said Section 17; thence,

S.00°23'05"W., 2559.24 feet along said east line of Section 17 to a  $\frac{5}{8}$  inch rebar set at the approximate high water line of the Snake River; thence,

N.46°34'44"W., 1106.64 feet along said approximate high water line of the Snake River to a  $\frac{5}{8}$  inch rebar; thence,

N.43°25'16"E., 50.00 feet to a  $\frac{1}{2}$  inch rebar set at a point of curvature of the centerline of a 30 foot wide access easement; thence,

Northwesterly, along said easement centerline along a curve to the right having a radius of 100.00 feet, an arc length of 81.56 feet, a central angle of 46°43'55", a chord bearing of N.23°12'46"W., and a chord distance of 79.32 feet to a  $\frac{1}{2}$  inch rebar set at a point of tangency; thence, along said easement centerline,

N.00°09'11"E., 637.36 feet to a  $\frac{1}{2}$  inch rebar at a point of curvature; thence,

Northwesterly, along said centerline along a curve to the left having a radius of 120.00 feet, an arc length of 135.82 feet, a central angle of 64°50'52", a chord bearing of N.32°16'15"W., and a chord distance of 128.68 feet to a  $\frac{1}{2}$  inch rebar set at a point of tangency; thence, along said easement centerline,

Continued on Page 2

Description of: PARCEL 2-A  
Page 2 of 2 pages

Dave Weitz

December 2, 2015

N.64°41'41"W., 375.22 feet to a ½ inch rebar; thence,

N.28°48'07"W., 79.99 feet to a ½ inch rebar; thence,

N.07°05'51"W., 203.32 feet along said easement centerline and along the east line of PARCEL 1-B to a ½ inch rebar at the northeast corner of said PARCEL 1-B; thence,

N.07°05'51"W., 177.72 feet along said easement centerline to a 5/8 inch rebar; thence, leaving said easement centerline,

S.85°14'28"W., 15.01 feet to a 5/8 inch rebar set in the west line of said Government Lot 4; thence,

N.00°31'19"E., 1675.18 feet along said west line to the northwest corner of said Government Lot 4, said point marked by a ½ inch rebar witness corner found 10.00 feet north of said corner; thence,

S.89°07'46"E., 1318.11 feet along the north line of said Government Lot 4 to the **POINT OF BEGINNING**,

said PARCEL 2-A containing 3,936,259 square feet or 90.364 acres, more or less.

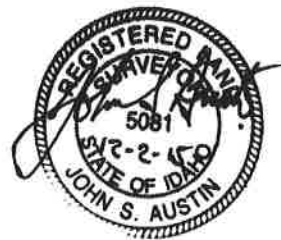
**EXCEPTING** PARCEL 2-B, described on attached EXHIBIT B, containing 54,790 square feet or 1.258 acres, and

**EXCEPTING** PARCEL 2-C, described on attached EXHIBIT C, containing 44,100 square feet or 1.012 acres, and

**EXCEPTING** PARCEL 2-D, described on attached EXHIBIT D, containing 44,100 square feet or 1.012 acres,  
the net area for PARCEL 2-A being 3,793,269 square feet or 87.082 acres, more or less

**INCLUDING AND SUBJECT TO:** A 30 foot wide access easement as described on attached EXHIBIT E,

Prepared by: John S. Austin,  
Idaho PLS 5081



## EXHIBIT B

Description of: PARCEL 2-B

Dave Weitz

Revised 12/9/2015

A parcel of land located in Govt Lot 4 (SE $\frac{1}{4}$  NE $\frac{1}{4}$  and E $\frac{1}{2}$  SE $\frac{1}{4}$  laying north of the Snake River) of Section 17, T.3 N., R.4 W., B.M., Canyon County, Idaho, described as follows:

Commencing at the Northeast corner of said Section 17, in the center of Hoskins Road; thence, S.00°22'18"W., 1319.00 feet along the east line of said Section 17 to the northeast corner of said Government Lot 4 (N1/16th corner), said point marked by a  $\frac{1}{2}$  inch rebar witness corner found 10.00 feet north of said point; thence, S.00°22'18"W., 1319.31 feet along said east line of Section 17 to a  $\frac{5}{8}$  inch rebar at the east  $\frac{1}{4}$  corner of said Section 17; thence, S.30°15'03"W., 1018.63 feet to a  $\frac{1}{2}$  inch rebar at the **POINT OF BEGINNING**; thence,

S.65°46'52"E., 264.62 feet to a  $\frac{1}{2}$  inch rebar; thence,

S.00°22'39"W., 196.79 feet to a  $\frac{1}{2}$  inch rebar; thence

N.65°46'52"W., 344.16 feet to a  $\frac{1}{2}$  inch rebar; thence

N.24°13'08"E., 180.00 feet to the **POINT OF BEGINNING**,

said PARCEL 2-B containing 54,790 square feet or 1.258 acres, more or less.

**INCLUDING AND SUBJECT TO:** A 30 foot wide access easement as described on attached EXHIBIT D, and an access easement being the west 15 feet of the NE $\frac{1}{4}$  NE $\frac{1}{4}$  of said Section 17.

Prepared by: John S. Austin,  
Idaho PLS 5081



## EXHIBIT B

Description of: PARCEL 2-B

Dave Weitz

December 2, 2015

A parcel of land located in Govt Lot 4 (SE $\frac{1}{4}$  NE $\frac{1}{4}$  and E $\frac{1}{2}$  SE $\frac{1}{4}$  laying north of the Snake River) of Section 17, T.3 N., R.4 W., B.M., Canyon County, Idaho, described as follows:

Commencing at the Northeast corner of said Section 17, in the center of Hoskins Road; thence, S.00°22'18"W., 1319.00 feet along the east line of said Section 17 to the northeast corner of said Government Lot 4 (N1/16th corner), said point marked by a  $\frac{1}{2}$  inch rebar witness corner found 10.00 feet north of said point; thence, S.00°22'18"W., 1319.31 feet along said east line of Section 17 to a  $\frac{5}{8}$  inch rebar at the east  $\frac{1}{4}$  corner of said Section 17; thence, S.30°15'03"W., 1018.63 feet to a  $\frac{1}{2}$  inch rebar at the **POINT OF BEGINNING**; thence,

S.65°46'52"E., 264.62 feet to a  $\frac{1}{2}$  inch rebar; thence,

S.00°22'39"W., 196.79 feet to a  $\frac{1}{2}$  inch rebar; thence

N.65°46'52"W., 344.16 feet to a  $\frac{1}{2}$  inch rebar; thence

N.24°13'08"E., 180.00 feet to the **POINT OF BEGINNING**,

said PARCEL 2-B containing 54,790 square feet or 1.258 acres, more or less.

**INCLUDING AND SUBJECT TO:** A 30 foot wide access easement as described on attached EXHIBIT E,

Prepared by: John S. Austin,  
Idaho PLS 5081



## EXHIBIT C

Description of: PARCEL 2-C

Dave Weitz

December 2, 2015

A parcel of land located in Govt Lot 4 (SE¼ NE¼ and E½ SE¼ laying north of the Snake River) of Section 17, T.3 N., R.4 W., B.M., Canyon County, Idaho, described as follows:

Commencing at the Northeast corner of said Section 17, in the center of Hoskins Road; thence, S.00°22'18"W., 1319.00 feet along the east line of said Section 17 to the northeast corner of said Government Lot 4 (N1/16th corner), said point marked by a ½ inch rebar witness corner found 10.00 feet north of said point; thence, S.00°22'18"W., 1319.31 feet along said east line of Section 17 to a 5/8 inch rebar at the east 1/4 corner of said Section 17; thence, S.46°33'01"W., 1095.07 feet to a ½ inch rebar at the **POINT OF BEGINNING**; thence,

S.25°18'19"W., 210.00 feet to a ½ inch rebar in the center of a 30 foot wide access easement; thence,

N.64°41'41"W., 210.00 feet along the centerline of said access easement to a ½ inch rebar; thence,

N.25°18'19"E., 210.00 feet to a ½ inch rebar; thence,

S.64°41'41"E., 210.00 feet to the **POINT OF BEGINNING**,

said PARCEL 2-C containing 44,100 square feet or 1.012 acres, more or less.

**INCLUDING AND SUBJECT TO:** A 30 foot wide access easement as described on attached EXHIBIT E,

Prepared by: John S. Austin,  
Idaho PLS 5081



## EXHIBIT D

Description of: PARCEL 2-D

Dave Weitz

December 2, 2015

A parcel of land located in Govt Lot 4 (SE¼ NE¼ and E½ SE¼ laying north of the Snake River) of Section 17, T.3 N., R.4 W., B.M., Canyon County, Idaho, described as follows:

Commencing at the Northeast corner of said Section 17, in the center of Hoskins Road; thence, S.00°22'18"W., 1319.00 feet along the east line of said Section 17 to the northeast corner of said Government Lot 4 (N1/16th corner), said point marked by a ½ inch rebar witness corner found 10.00 feet north of said point; thence, S.00°22'18"W., 1319.31 feet along said east line of Section 17 to a 5/8 inch rebar at the east 1/4 corner of said Section 17; thence, S.30°15'03"W., 1018.63 feet to a ½ inch rebar at the northwest corner of PARCEL 2-B; thence, S.24°13'08"W., 180.00 feet along the west line of said parcel to a ½ inch rebar at the southwest corner of said PARCEL 2-B; thence, S.02°39'52"W., 436.28 feet to a ½ inch rebar at the **POINT OF BEGINNING**; thence,

S.00°09'11"W., 210.00 feet to a ½ inch rebar thence,

N.89°50'49"W., 210.00 feet to a ½ inch rebar in the center of a 30 foot wide access easement; thence,

N.00°09'11"E., 210.00 feet along the centerline of said access easement to a ½ inch rebar; thence,

S.89°50'49"E., 210.00 feet to the **POINT OF BEGINNING**,

said PARCEL 2-D containing 44,100 square feet or 1.012 acres, more or less.

**INCLUDING AND SUBJECT TO:** A 30 foot wide access easement as described on attached EXHIBIT E,

Prepared by: John S. Austin,  
Idaho PLS 5081



## EXHIBIT D

Description of: 30 foot wide Access Easement

Jesse Prather & Dave Weitz

Page 1 of 3 pages

Revised 12/9/2015

A 30 foot wide access easement located in Govt Lot 4 (SE¼ NE¼ and E½ SE¼ laying north of the Snake River) of Section 17, T.3 N., R.4 W., B.M., Canyon County, Idaho, described as follows:

Commencing at the Northeast corner of said Section 17, in the center of Hoskins Road; thence, S.00°22'18"W., 1319.00 feet along the east line of said Section 17 to the northeast corner of said Government Lot 4 (N1/16th corner); thence, S.00°22'18"W., 1319.31 feet along said east line of Section 17 to a 5/8 inch rebar at the east 1/4 corner of said Section 17; thence, S.00°23'05"W., 2470.36 feet along said east line of Section 17 to the **POINT OF BEGINNING**; thence,

S.00°22'39"W., 41.05 feet along said section line; thence,

N.46°34'44"W., 1074.03 feet along a line parallel with and 50 feet northerly of the approximate high water line of the Snake River to a point of curvature; thence,

Northwesterly, along a curve to the right having a radius of 115.00 feet, an arc length of 93.80 feet, a central angle of 46°43'55", a chord bearing of N.23°12'46"W., and a chord distance of 91.22 feet to a point of tangency; thence,

N.00°09'11"E., 637.36 feet to a point of curvature; thence,

Northwesterly, along a curve to the left having a radius of 105.00 feet, an arc length of 118.84 feet, a central angle of 64°50'52", a chord bearing of N.32°16'15"W., and a chord distance of 112.60 feet to a point of tangency; thence,

N.64°41'41"W., 326.54 feet to a point of curvature; thence,

Northwesterly, along a curve to the right having a radius of 167.30 feet, an arc length of 168.18 feet, a central angle of 57°35'50", a chord bearing of N.35°53'46"W., and a chord distance of 161.19 feet to a point of tangency; thence,

N.07°05'51"W., 297.28 feet to a point of intersection with a tee in said access easement; thence, along a branch of said easement,

N.88°12'40"W., 117.56 feet to a point of curvature; thence,

Continued on Page 2

Southwesterly, along a curve to the left having a radius of 85.00 feet, an arc length of 73.13 feet, a central angle of  $49^{\circ}17'49''$ , a chord bearing of  $S.67^{\circ}08'25''W.$ , and a chord distance of 70.90 feet to a point of tangency; thence,

$S.42^{\circ}29'31''W.$ , 130.38 feet to a point of curvature; thence,

Southwesterly, along a curve to the right having a radius of 115.00 feet, an arc length of 103.32 feet, a central angle of  $51^{\circ}28'41''$ , a chord bearing of  $S.68^{\circ}13'51''W.$ , and a chord distance of 99.88 feet to a point of tangency; thence,

$N.86^{\circ}01'48''W.$ , 125.25 feet to the point of terminus of said easement branch, in the east line of PARCEL 1-C, said point located 34.67 feet northerly from the southeast corner of said PARCEL 1-C; thence,

$N.14^{\circ}03'09''E.$ , 30.47 feet along said terminus and said east line; thence,

$S.86^{\circ}01'48''E.$ , 119.92 feet leaving said PARCEL 1-C and along said branch to a point of curvature; thence,

Northeasterly, along a curve to the left having a radius of 85.00 feet, an arc length of 76.37 feet, a central angle of  $51^{\circ}28'41''$ , a chord bearing of  $N.68^{\circ}13'51''E.$ , and a chord distance of 73.83 feet to a point of tangency; thence,

$N.42^{\circ}29'31''E.$ , 130.38 feet to a point of curvature; thence,

Northeasterly, along a curve to the right having a radius of 115.00 feet, an arc length of 98.95 feet, a central angle of  $49^{\circ}17'49''$ , a chord bearing of  $N.67^{\circ}08'25''E.$ , and a chord distance of 95.92 feet to a point of tangency; thence,

$S.88^{\circ}12'40''E.$ , 112.87 feet to the intersection of said branch with the main access easement; thence, along said main access easement,

$N.07^{\circ}05'51''W.$ , 25.82 feet to a point on the west line of Government Lot 4; thence,

$N.00^{\circ}31'19''E.$ , 1675.18 feet along said west line to the northwest corner of said Government Lot 4; thence,

$S.89^{\circ}07'46''E.$ , 30.00 feet along the north line of said Government Lot 4; thence,

Continued on Page 3

Description of: 30 foot wide Access Easement  
Page 3 of 3 pages

Jesse Prather & Dave Weitz  
Revised 12/9/2015

S.00°31'19"W., 1673.00 feet along the east side of said easement; thence,

S.07°05'51"E., 351.47 feet to a point of curvature; thence,

Southeasterly, along a curve to the left having a radius of 137.30 feet, an arc length of 138.02 feet, a central angle of 57°35'50", a chord bearing of S.35°53'46"E., and a chord distance of 132.29 feet to a point of tangency; thence,

S.64°41'41"E., 379.15 feet to a point of intersection with a tee in said access easement; thence, along a branch of said easement,

N.00°09'11"E., 8.59 feet to a point of curvature; thence,

Northeasterly, along a curve to the right having a radius of 45.00 feet, an arc length of 89.14 feet, a central angle of 113°29'30", a chord bearing of N.56°53'56"E., and a chord distance of 75.26 feet to a point of tangency; thence,

S.66°21'19"E., 223.16 feet to the point of terminus of said easement branch, in the west line of PARCEL 2-B; thence,

S.23°38'41"W., 30.00 feet along said terminus and said west line to a point located 27.29 feet from the southwest corner of said parcel; thence,

N.66°21'19"W., 223.16 feet to a point of curvature; thence,

Southwesterly, along a curve to the left having a radius of 15.00 feet, an arc length of 29.71 feet, a central angle of 113°29'30", a chord bearing of S.56°53'56"W., and a chord distance of 25.09 feet to a point of tangency; thence, along said branch easement and along the east line of said main access easement,

S.00°09'11"W., 745.79 feet to a point of curvature; thence,

Southeasterly, along a curve to the left having a radius of 85.00 feet, an arc length of 69.33 feet, a central angle of 46°43'55", a chord bearing of S.23°12'46"E., and a chord distance of 67.42 feet to a point of tangency; thence,

S.46°34'44"E., 1046.01 feet to the **POINT OF BEGINNING**,

said easement containing 159,160 square feet or 3.654 acres, more or less.

Prepared by: John S. Austin, Idaho PLS 5081



## EXHIBIT E

Description of: 30 foot wide Access Easement  
Page 1 of 3 pages

Jesse Prather & Dave Weitz  
December 2, 2015

A 30 foot wide access easement located in Govt Lot 4 (SE $\frac{1}{4}$  NE $\frac{1}{4}$  and E $\frac{1}{2}$  SE $\frac{1}{4}$  laying north of the Snake River) of Section 17, T.3 N., R.4 W., B.M., Canyon County, Idaho, described as follows:

Commencing at the Northeast corner of said Section 17, in the center of Hoskins Road; thence, S.00°22'18"W., 1319.00 feet along the east line of said Section 17 to the northeast corner of said Government Lot 4 (N1/16th corner); thence, S.00°22'18"W., 1319.31 feet along said east line of Section 17 to a 5/8 inch rebar at the east 1/4 corner of said Section 17; thence, S.00°23'05"W., 2470.36 feet along said east line of Section 17 to the **POINT OF BEGINNING**; thence,

S.00°22'39"W., 41.05 feet along said section line; thence,

N.46°34'44"W., 1074.03 feet along a line parallel with and <sup>35</sup>~~50~~ feet northerly of the approximate high water line of the Snake River to a point of curvature; thence,

Northwesterly, along a curve to the right having a radius of 115.00 feet, an arc length of 93.80 feet, a central angle of 46°43'55", a chord bearing of N.23°12'46"W., and a chord distance of 91.22 feet to a point of tangency; thence,

N.00°09'11"E., 637.36 feet to a point of curvature; thence,

Northwesterly, along a curve to the left having a radius of 105.00 feet, an arc length of 118.84 feet, a central angle of 64°50'52", a chord bearing of N.32°16'15"W., and a chord distance of 112.60 feet to a point of tangency; thence,

N.64°41'41"W., 326.54 feet to a point of curvature; thence,

Northwesterly, along a curve to the right having a radius of 167.30 feet, an arc length of 168.18 feet, a central angle of 57°35'50", a chord bearing of N.35°53'46"W., and a chord distance of 161.19 feet to a point of tangency; thence,

N.07°05'51"W., 297.28 feet to a point of intersection with a tee in said access easement; thence, along a branch of said easement,

N.88°12'40"W., 117.56 feet to a point of curvature; thence,

Continued on Page 2

Southwesterly, along a curve to the left having a radius of 85.00 feet, an arc length of 73.13 feet, a central angle of  $49^{\circ}17'49''$ , a chord bearing of  $S.67^{\circ}08'25''W.$ , and a chord distance of 70.90 feet to a point of tangency; thence,

$S.42^{\circ}29'31''W.$ , 130.38 feet to a point of curvature; thence,

Southwesterly, along a curve to the right having a radius of 115.00 feet, an arc length of 103.32 feet, a central angle of  $51^{\circ}28'41''$ , a chord bearing of  $S.68^{\circ}13'51''W.$ , and a chord distance of 99.88 feet to a point of tangency; thence,

$N.86^{\circ}01'48''W.$ , 125.25 feet to the point of terminus of said easement branch, in the east line of PARCEL 1-C, said point located 34.67 feet northerly from the southeast corner of said PARCEL 1-C; thence,

$N.14^{\circ}03'09''E.$ , 30.47 feet along said terminus and said east line; thence,

$S.86^{\circ}01'48''E.$ , 119.92 feet leaving said PARCEL 1-C and along said branch to a point of curvature; thence,

Northeasterly, along a curve to the left having a radius of 85.00 feet, an arc length of 76.37 feet, a central angle of  $51^{\circ}28'41''$ , a chord bearing of  $N.68^{\circ}13'51''E.$ , and a chord distance of 73.83 feet to a point of tangency; thence,

$N.42^{\circ}29'31''E.$ , 130.38 feet to a point of curvature; thence,

Northeasterly, along a curve to the right having a radius of 115.00 feet, an arc length of 98.95 feet, a central angle of  $49^{\circ}17'49''$ , a chord bearing of  $N.67^{\circ}08'25''E.$ , and a chord distance of 95.92 feet to a point of tangency; thence,

$S.88^{\circ}12'40''E.$ , 112.87 feet to the intersection of said branch with the main access easement; thence, along said main access easement,

$N.07^{\circ}05'51''W.$ , 25.82 feet to a point on the west line of Government Lot 4; thence,

$N.00^{\circ}31'19''E.$ , 1675.18 feet along said west line to the northwest corner of said Government Lot 4; thence,

$S.89^{\circ}07'46''E.$ , 30.00 feet along the north line of said Government Lot 4; thence,

S.00°31'19"W., 1673.00 feet along the east side of said easement; thence,

S.07°05'51"E., 351.47 feet to a point of curvature; thence,

Southeasterly, along a curve to the left having a radius of 137.30 feet, an arc length of 138.02 feet, a central angle of 57°35'50", a chord bearing of S.35°53'46"E., and a chord distance of 132.29 feet to a point of tangency; thence,

S.64°41'41"E., 379.15 feet to a point of intersection with a tee in said access easement; thence, along a branch of said easement,

N.00°09'11"E., 8.59 feet to a point of curvature; thence,

Northeasterly, along a curve to the right having a radius of 45.00 feet, an arc length of 89.14 feet, a central angle of 113°29'30", a chord bearing of N.56°53'56"E., and a chord distance of 75.26 feet to a point of tangency; thence,

S.66°21'19"E., 223.16 feet to the point of terminus of said easement branch, in the west line of PARCEL 2-B; thence,

S.23°38'41"W., 30.00 feet along said terminus and said west line to a point located 27.29 feet from the southwest corner of said parcel; thence,

N.66°21'19"W., 223.16 feet to a point of curvature; thence,

Southwesterly, along a curve to the left having a radius of 15.00 feet, an arc length of 29.71 feet, a central angle of 113°29'30", a chord bearing of S.56°53'56"W., and a chord distance of 25.09 feet to a point of tangency; thence, along said branch easement and along the east line of said main access easement,

S.00°09'11"W., 745.79 feet to a point of curvature; thence,

Southeasterly, along a curve to the left having a radius of 85.00 feet, an arc length of 69.33 feet, a central angle of 46°43'55", a chord bearing of S.23°12'46"E., and a chord distance of 67.42 feet to a point of tangency; thence,

S.46°34'44"E., 1046.01 feet to the **POINT OF BEGINNING**,

said easement containing 159,160 square feet or 3.654 acres, more or less.  
Prepared by: John S. Austin, Idaho PLS 5081



**QUITCLAIM DEED FOR SPLIT OFF LARGER PARCEL**

For Value Received

Jesse Ray Prather and Julie Ann Prather, husband and wife, as to a 50% interest and David M. Weitz  
and Kathleen V. Weitz, husband and wife, as to a 50% interest

do hereby convey, release, remise and forever quit claim unto

David M. Weitz and Kathleen V. Weitz, husband and wife

whose address is P.O. Box 368, Caldwell, ID 83606

the following described premises, to-wit:

See Exhibit A attached hereto and made a part hereof.

together with their appurtenances.

Dated: 4/21/16

[Signature]  
David M. Weitz

[Signature]  
Jesse Ray Prather

[Signature]  
Kathleen V. Weitz

[Signature]  
Julie Ann Prather

**2016-015057**

RECORDED

**04/21/2016 03:34 PM**



00227094201600150570060065

CHRIS YAMAMOTO

CANYON COUNTY RECORDER

Pgs=€ MBROWN

\$25.00

DEED

PIONEER TITLE

State of Idaho, County of Canyon

On this 21<sup>st</sup> day of April in the year of 2016, before me, the undersigned, a Notary Public in and  
for said State, personally appeared Jesse Ray Prather and Julie Ann Prather known or identified  
to me to be the person/persons whose name(s) is/are subscribed to the within instrument, and  
acknowledged to me that he/she/they executed the same.

[Signature]  
Residing at: \_\_\_\_\_  
Commission Expires: \_\_\_\_\_

RESIDING IN CALDWELL, IDAHO  
MY COMMISSION EXPIRES 12-2-2016



State of Idaho, County of Canyon

On this 20<sup>th</sup> day of April in the year of 2016, before me, the undersigned, a Notary Public in and for said State, personally appeared David M. Weitz and Kathleen V. Weitz known or identified to me to be the person/persons whose name(s) is/are subscribed to the within instrument, and acknowledged to me that he/she/they executed the same.

Vicki Hunsperger  
Residing at: \_\_\_\_\_

Commission Expires: \_\_\_\_\_

RESIDING IN CALDWELL, IDAHO  
MY COMMISSION EXPIRES 12-2-2016



2w  
KW  
R



**PioneerTitleCo.**  
GOING BEYOND

610 S. Kimball Avenue  
Caldwell, ID 83605

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

File No. 579660 VH/SM

**2015-040386**

RECORDED

**10/15/2015 11:14 AM**

CHRIS YAMAMOTO  
CANYON COUNTY RECORDER

Pgs=2 EHOWER \$13.00

TYPE: DEED

PIONEER TITLE CANYON - CALDWELL  
ELECTRONICALLY RECORDED

RECEIVED

APR 22 2020

WATER RESOURCES  
WESTERN REGION

### WARRANTY DEED

For Value Received

David R. Severn, an unmarried man  
hereinafter referred to as Grantor, does hereby grant, bargain, sell, warrant and convey unto

David M. Weitz and Kathleen V. Weitz, husband and wife, as to an undivided 50% interest and #261  
Pioneer Exchange Accommodation Titleholder, LLC, as to an undivided 50% interest

hereinafter referred to as Grantee, whose current address is:

PO Box 368, Caldwell, ID 83606

The following described premises, to-wit:

See Exhibit A attached hereto and made a part hereof.

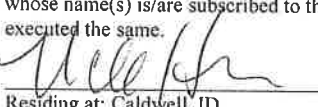
To HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee(s), and Grantees(s) heirs and assigns forever. And the said Grantor(s) does (do) hereby covenant to and with the said Grantee(s), the Grantor(s) is/are the owner(s) in fee simple of said premises; that said premises are free from all encumbrances EXCEPT those to which this conveyance is expressly made subject and those made, suffered or done by the Grantee(s); and subject to U.S. Patent reservations, restrictions, dedications, easements, rights of way and agreements, (if any) of record, and current years taxes, levies, and assessments, includes irrigation and utility assessments, (if any) which are not yet due and payable, and that Grantor(s) will warrant and defend the same from all lawful claims whatsoever.

Dated, October 9, 2015

  
David R. Severn

State of Idaho, County of Canyon

On this 12th day of October in the year of 2015, before me, the undersigned, a Notary Public in and for said State, personally appeared David R. Severn known or identified to me to be the person/persons whose name(s) is/are subscribed to the within instrument, and acknowledged to me that he/she/they executed the same.

  
Residing at: Caldwell, ID

Commission Expires: 12/2/2016



EXHIBIT A

Government Lots 3 and 4 of Section 17, Township 3 North, Range 4 West, Boise Meridian, Canyon County, Idaho.

AND

The West 15 feet of the Northeast Quarter of the Northeast Quarter of Section 17, Township 3 North, Range 4 West, Boise Meridian, Canyon County, Idaho.

ALSO TOGETHER WITH a perpetual roadway easement appurtenant to the premises as described in that certain Right-of-Way Agreement dated May 6, 1990, recorded as Instrument No. 9009787, records of Canyon County, Idaho.



# Split Analysis

Water Right Number: 63-27399  
 Diversion Rate: 2.93 cfs  
 Reviewer Name: SPF  
 Date: 1/18/2020

## Acreage Analysis

| Twp | Rng | Sec | Q-Q  | Lot | Parent   | Children Acres |       |
|-----|-----|-----|------|-----|----------|----------------|-------|
|     |     |     |      |     | 63-27399 | Prather        | Weitz |
| 3N  | 4W  | 17  | SWNE | 3   | 40       | 40             |       |
|     |     |     | SENE | 4   | 39       |                | 39    |
|     |     |     | NESE | 4   | 31       | 3              | 28    |
|     |     |     | NWSE | 3   | 22       | 22             |       |
|     |     |     | SWSE |     | 0.4      | 0.4            |       |
|     |     |     | SESE |     | 14       | 1              | 13    |

## Split Tree

Prather

(66.4 ac & 1.33 cfs)

63-27399

(146.4 ac & 2.93 cfs)

Weitz

(80.0 ac & 1.60 cfs)

## Summary

| Right No: | Diversion Rate | Irrigated Acres | CFS / Acre |
|-----------|----------------|-----------------|------------|
| 63-27399  | 2.93           | 146.4           | 0.020      |
| Prather   | 1.33           | 66.4            | 0.020      |
| Weitz     | 1.60           | 80              | 0.020      |



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](http://www.idwr.idaho.gov)

Brad Little  
Governor

Gary Spackman  
Director

May 13, 2020

DAVID M & KATHLEEN V WEITZ  
PO BOX 368  
CALDWELL ID 83606-0368

**Re: Change in Water Right Ownership: 63-26086, 63-27399 (split into 63-27399 and 63-34877)**

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 based on the information received and has enclosed a computer-generated report for you.

Water right no. **63-26086** has been changed to your ownership in its entirety. Water right no. **63-27399** has been split, and you have been assigned the portion no. **63-27399**, which retains the original water right number. The other party has been assigned the portion no. **63-34877**.

**Your portion of each water right has a specified point of diversion, nature of use and place of use. If you plan to change the authorized point of diversion, nature of use, or place of use, including adding a new point of diversion, you must file an Application for Transfer of Water Right.** If you do not plan to change any elements of your water right, then no further action is required at this time.

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 this matter, please contact our office at (208) 334-2190.

Sincerely,

Lynne Evans  
Office Specialist II

Enclosure



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](http://www.idwr.idaho.gov)

Brad Little  
Governor

Gary Spackman  
Director

April 09, 2020

DAVID & KATHLEEN WEITZ  
PO BOX 368  
CALDWELL ID 83606-0368

**RE: Change in Ownership for Water Right No(s): 63-26086, 63-27399**

Dear Interested Parties:

The Department of Water Resources (Western) acknowledges receipt of your Notice of Change in Water Right Ownership.

Our review of your Notice indicates that additional information is required before the Department can process the change. The information required is indicated below:

\_\_\_\_\_ Evidence of Water Right Ownership: copy of Deed, Title Policy, Contract of Sale, or other legal document indicating your ownership of the property and/or water rights in question

The Quitclaim Deed submitted was found to be insufficient evidence of ownership, as the grantor's name does not match the water right holder of record. When submitting a Quitclaim Deed, the Department requires a chain of title that goes back to the water right holder/claimant of record. You may obtain this information from the assessor's office in the county where the property is located.

Because the Department cannot process the Notice without proper documentation, we will hold any action on your notice pending receipt of the necessary information. If we do not receive the necessary information within 30 days we will return your notice and all attachments and your notice will not be processed.

Also, please note that permit holders are required to report any change of ownership and/or mailing address to the Department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee. Forms to assign ownership or update your address are available from any office of the Department or on the Department's website.

If you have any questions regarding this matter, please contact our office at (208) 334-2190.

Sincerely,

Kensie Thorne  
Lynne Evans  
Office Specialist II



RECEIVED

FEB 10 2020

WATER RESOURCES  
WESTERN REGION

February 5, 2020

Patrick Kelly  
Western Region Office  
Idaho Department of Water Resources  
2735 Airport Way  
Boise, ID 83705

*Subject: Change of Ownership – 63-27399, 63-24161, 63-24162, 63-26086*

Dear Patrick,

On behalf of Jesse and Julie Prather, and David and Kathleen Weitz, enclosed please find water right change of ownership documents for the above referenced water rights.

Prior to April 2016, the Prathers and the Weitzes co-owned the land to which these water rights are appurtenant. In 2016, the land was formally divided as detailed on the enclosed quitclaim deeds and legal descriptions. As a result of the land division, the Prathers now own the land with the following appurtenant water rights: 63-24161, 63-24162, and a 45.4% portion of 63-27399. The Weitz own land with appurtenant water right 63-26086 and a 54.6% portion of water right 63-27399.

Ownership change documents for the Prathers are enclosed with a check for \$150 (two undivided rights and a split right). Documents for the Weitzes are enclosed with a check for \$125 (one undivided right and a split right).

Please contact me with any questions.

Sincerely,

A handwritten signature in blue ink, appearing to read "Terry M. Scanlan", is written over a horizontal line.

Terry M. Scanlan, P.E., P.G.  
Principal Engineer/Hydrogeologist

Enclosures

Cc: Jesse Prather  
David Weitz

SPF File: 380.0051