

Received by KM Date 5-15-2020 Receipt No. C108159 Receipt Amt. \$25
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 5-19-2020

RECORDING REQUESTED BY
First American Title Company

AND WHEN RECORDED MAIL TO:
First American Title Company
616 North 3rd Street Suite 101
McCall, ID 83638

Attachment

Space Above This Line for Recorder's Use Only

WARRANTY DEED

File No.: **852492-MC (kt)**

Date: **August 21, 2019**

For Value Received, **Douglas John DeVan and Irazu Obregon DeVan, husband and wife**, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **Leavitt Properties, LLC**, hereinafter called the Grantee, whose current address is **PO Box 228, Wilder, ID 83676**, the following described premises, situated in **Valley County, Idaho**, to-wit:

Lot 4 in Barkell Ranch Survey done by Don Koski as filed for record in the Office of the Recorder of Valley County, Idaho, on July 18, 1978 in Book 1 of Surveys on Page 1, as Instrument No. 96725.

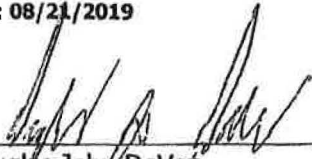
SUBJECT TO all easements, right of ways, covenants, restrictions, reservations, applicable building and zoning ordinances and use regulations and restrictions of record, and payment of accruing present year taxes and assessments as agreed to by parties above.

TO HAVE AND TO HOLD the said premises, with its appurtenances, unto the said Grantee, and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U.S. Patent reservations, restrictions, easements of record and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.

Date: 08/21/2019

Warranty Deed
- continued

File No.: 852492-MC (kt)

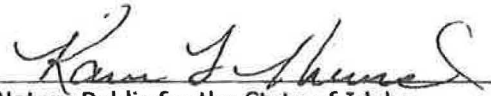

Douglas John DeVan


Irazu Obregon DeVan

STATE OF Idaho)
COUNTY OF Valley)
SS.

On this 8/22/19, before me, a Notary Public in and for said State, personally appeared **Douglas John DeVan and Irazu Obregon DeVan**, known or identified to me 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.

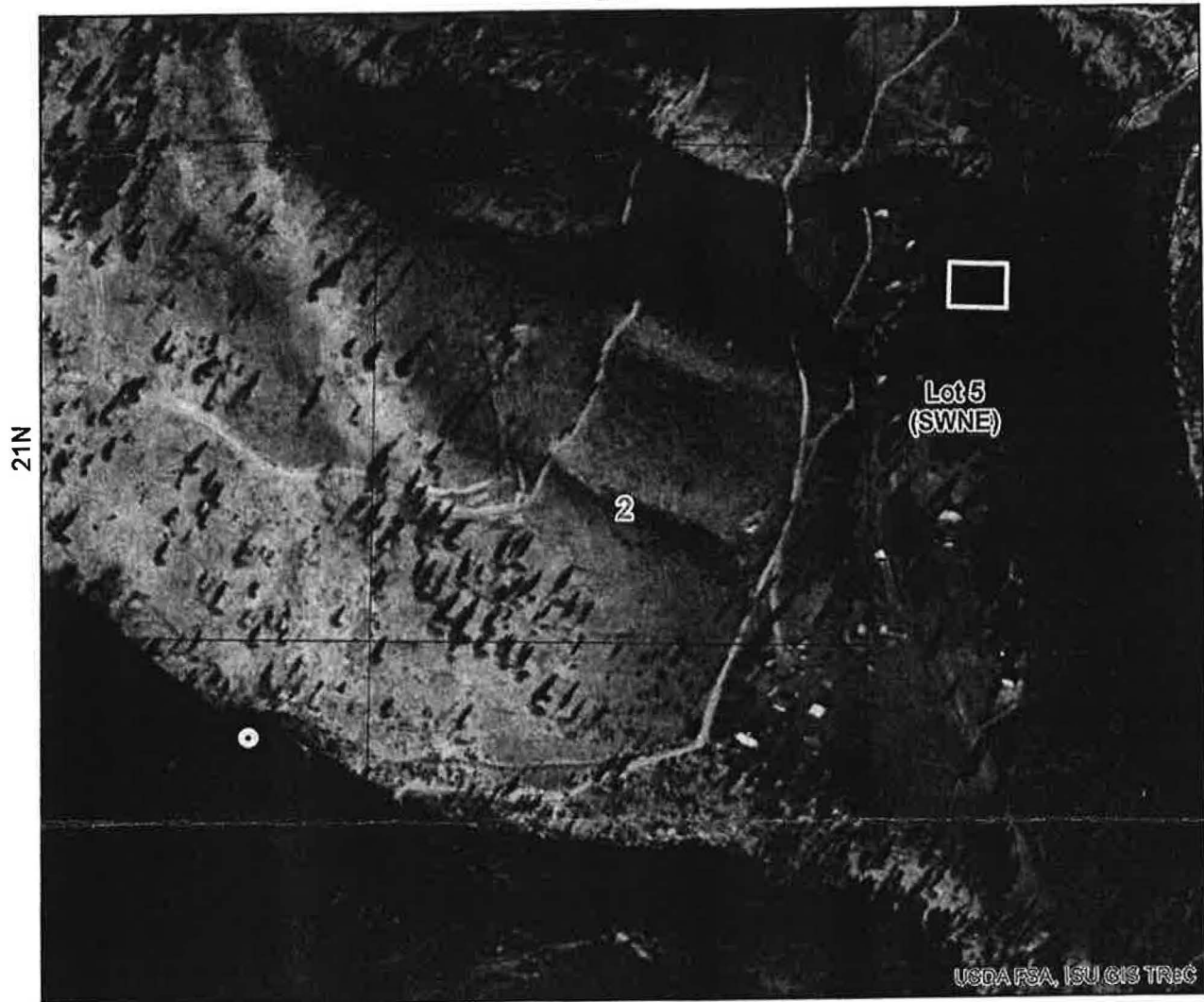



Notary Public for the State of Idaho
Residing at: _____ Residing: Cascade, ID
My Commission Expires: ____/____/____ Exp: 05/13/2021

State of Idaho
Department of Water Resources
Attachment to Water Right License
77-4169N

This map depicts the STOCKWATER and DOMESTIC place of use boundary for this water right at the time of this approval and is attached to the approval document solely for illustrative purposes.

07E



0 0.05 0.1 0.2 Miles

○ Point of Diversion

— Place Of Use Boundary



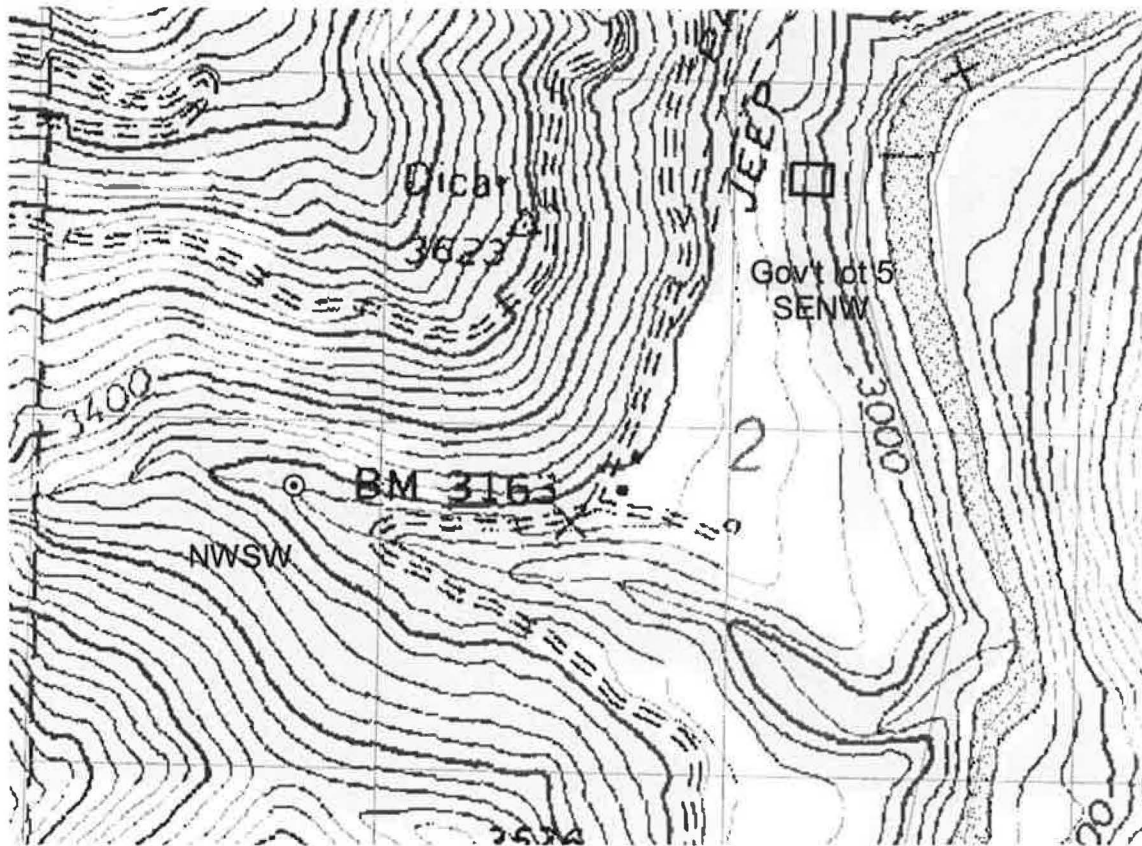
Townships



PLS Sections



77-4169N



0 500 1000 Feet

Section 2
T21N R7E



⊙ Point of Diversion

□ Place of Use

Map prepared on March 29, 2005
By Kenneth Knoblock
Idaho Department of Water Resources



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WATER RIGHT REPORT

4/2/2020

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report

WATER RIGHT NO. 77-4169N

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	DOUGLAS J DEVAN
Current Owner	TINA M DEVAN 2210 SARAGOSSA AVE DELAND, FL 32724 3867746914
Original Owner	SYLVIA MC CLAIN 587 TIEDE RD CULDESAC, ID 83524-6187 2088432859

Priority Date: 01/01/1879

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
PONY CREEK	SOUTH FORK SALMON RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
STOCKWATER	1/01	12/31	0.02 CFS	
DOMESTIC	1/01	12/31	0.02 CFS	
Total Diversion			0.04 CFS	

Location of Point(s) of Diversion:

PONY CREEK|NWSW|Sec. 02|Township 21N|Range 07E|VALLEY County

Place(s) of use:

Place of Use Legal Description: STOCKWATER VALLEY County

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
21N	07E	2	5	SWNE										

Place of Use Legal Description: DOMESTIC VALLEY County

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
21N	07E	2	5	SWNE										

Conditions of Approval:

1. C04 Right includes accomplished change in purpose of use pursuant to Section 42-1425, Idaho Code.
2. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
3. N13 THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.
4. N11 THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
5. PARCEL NO. RP 21N 07E 021390.

Dates:

Licensed Date:

Decreed Date: 10/13/2006

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date:

Protest Deadline Date:

Number of Protests: 0

Other Information:

State or Federal: S

Owner Name Connector:

Water District Number: NWD

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Cary Act Number:

Mitigation Plan: False

IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A

Current Water Right No.: 77-4169n

Current Owner: TINA M DEVAN
DOUGLAS J DEVAN
Priority Date: 1/1/1879
Origin: Water Right
Status: Active
Basis: Decreed

Source

PONY CREEK

Tributary

SOUTH FORK SALMON RIVER

Beneficial Use

From To

Diversion Rate

Annual Volume

STOCKWATER

1/01 to 12/31

0.02 CFS

DOMESTIC

1/01 to 12/31

0.02 CFS

Total Diversion

0.04 CFS

Location of Point(s) of Diversion

PONY CREEK

NW1/4SW1/4

Sec. 2, Twp 21N, Rge 07E B.M.

VALLEY County

Place of Use

STOCKWATER Within VALLEY County

T21N R07E S2 Lot 5 SWNE

DOMESTIC Within VALLEY County

T21N R07E S2 Lot 5 SWNE

Conditions of Approval:

1. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
2. C04 Right includes accomplished change in purpose of use pursuant to Section 42-1425, Idaho Code.
3. N13 THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.
4. PARCEL NO. RP 21N 07E 021390.
5. N11 THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.

Decreed Date: 10/13/2006



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

Brad Little
Governor

Gary Spackman
Director

May 19, 2020

LEAVITT PROPERTIES LLC
PO BOX 228
WILDER ID 83676-0228

Re: Change in Ownership for Water Right No(s): 77-4169N

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 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)