

RECEIVED

STATE OF IDAHO DEPARTMENT OF WATER RESOURCES

JAN 30 2020

WATER RESOURCES WESTERN REGION

MAR 06 2020

Notice of Change in Water Right Ownership

DEPARTMENT OF WATER RESOURCES

1. Water Right 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.

Table with 6 columns: Water Right/Claim No., Split?, Leased to Water Supply Bank?, Water Right/Claim No., Split?, Leased to Water Supply Bank?. Includes handwritten entries for 63-32256, 63-32256 +, and 63-34871.

2. Previous Owner's Name: Julie M. and Timothy J. Schelhorn Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): Godfrey Living Trust New owner(s) as listed on the conveyance document Name connector and or and/or 9135 Sky Ranch Road Mailing address 916-416-0280 Telephone Nampa City ID 83686 State ZIP sgodfrey@hte1.net Email

4. If the water rights and/or adjudication claims were split, how did the division occur? [X] 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: 3/15/2019

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: [X] 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. [X] 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). [X] Filing fee (see instructions for further explanation): o \$25 per undivided water right. o \$100 per split water right. o 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 # 63-32256

8. Signature: [Signature] Title, if applicable Date 1/20/2020 Signature: Stepharn Godfrey Title, if applicable Date 1/20/2020

For IDWR Office Use Only: Received by LE Date 01/30/2020 Receipt No. W048011 Receipt Amt. \$100.00 Active in the Water Supply Bank? Yes [X] No [] If yes, forward to the State Office for processing W-9 received? Yes [] No [X] Name on W-9 Approved by Processed by Date 3-25-2020

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

2019-011225
 RECORDED
03/20/2019 04:11 PM
 CHRIS YAMAMOTO
 CANYON COUNTY RECORDER
 Pgs=5 SDUPUIS \$15.00
 TYPE: DEED
 PIONEER TITLE CANYON - CALDWELL
 ELECTRONICALLY RECORDED

2019-010581
 RECORDED
03/15/2019 03:49 PM
 CHRIS YAMAMOTO
 CANYON COUNTY RECORDER
 Pgs=3 DLSTEPHENS \$15.00
 TYPE: DEED
 PIONEER TITLE CANYON - CALDWELL
 ELECTRONICALLY RECORDED

****Re-Recorded to correct legal description***

674538 KRC

WARRANTY DEED

For Value Received Timothy J. Schelhorn and Julie M. Schelhorn, husband and wife, herein collectively referred to as Grantor, hereby convey, grant and warrant to Scott J. Godfrey and Stephanie J. Godfrey, as Trustees of the Godfrey Living Trust dated April 2, 2004, hereinafter collectively referred to as Grantee, whose address is 9260 Rock Springs Rd., New Castle, CA 95658, the following described real property, to-wit:

See Exhibit A attached hereto and incorporated herein by this reference.

RESERVING AND EXCEPTING therefrom, however, a portion of the water rights allotted to the property for the Grantor and Grantor's heirs, executors, and assigns, including claims or title to water whether or not shown by the public record described as follows:

WATER RIGHT NO: 63-32256-
 Ground Water SWSE Sec. 14 Twp 02N Rge 03W CANYON County


 INITIAL

TWP	RNG	SEC	SW				SE				TOTALS	
			NE	NW	SW	SE	NE	NW	SW	SE		
02N	03W	14								20.0	2.0	22.0

This reservation includes by its terms access to such water rights retained.

SUBJECT TO taxes and assessments for the year 2019, and all subsequent years, together with any and all existing easements, rights-of-way, reservations, restrictions and encumbrances whether of record or visible on the premises, to any existing tenancies, to all zoning laws and ordinances, and to any state of facts an accurate survey or inspection of the premises would show.

Taxes or 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.

Any facts, rights, interest, or claims which are not shown by the public records but which could be ascertained by an inspection of said land or by making inquiry of persons in possession thereof.

EXHIBIT A

A parcel of land being the North ½ of the South ½ of the Southeast ¼ of Section 14, Township 2 North, Range 3 West, Boise Meridian, Canyon County, Idaho and more particularly described as follows:

Beginning at the South East Corner of Section 14, Township 2 North, Range 3 West, Boise Meridian, Canyon County, Idaho;

Thence North 0° 04'30" West along the Easterly Boundary of Said Section 14 a distance of 660.82 feet to a point being the South-South 1/64 corner on the easterly boundary of Said Section 14; said point being the REAL POINT OF BEGINNING;

Thence South 89° 21'43" West a distance of 2652.70 feet to a point marking the Center-South-South 1/64 Corner of Said Section 14;

Thence North 00° 04'27" West a distance of 661.31 feet to a point marking the Center-South 1/16 Corner of Said Section 14;

Thence North 89° 22'21" East a distance of 2652.68 feet to a point marking the South 1/16 Corner on the Easterly Boundary of Said Section 14;

Thence South 00° 04'30" East a distance of 660.82 feet along the Said Easterly Boundary of Section 14 to the REAL POINT OF BEGINNING.

EXCEPTING THEREFROM the following described parcel:

A parcel of land being a portion of the North Half of the Southeast Quarter of the Southeast Quarter, Section 14, Township 2 North, Range 3 West, Boise Meridian, Canyon County, Idaho and more particularly described as follows:

Commencing at an iron pin marking the corner common to Sections 14, 13, 24 and 23, Township 2 North, Range 3 West, Boise Meridian, Canyon County, Idaho; thence

North 0° 04' 30" West a distance of 660.82 feet along the boundary between said Sections 14 and 13 to a point marking the Southeast 1/64 corner of said Section 14 and 13, said point having a Half inch iron pin set as a witness corner at

South 89° 21' 43" West a distance of 25.00 feet from the point. Said point being the Real Point of Beginning; thence

South 89° 21' 43" West a distance of 850.00 feet along the Southeast 1/64 line of said Section 14 to an iron pin; thence

North 0° 04' 30" West a distance of 330.00 feet to an iron pin; thence

North 89° 21' 43" East a distance of 850.00 feet to a point on the said boundary between Sections 14 and 13, said point having an iron pin set at

South 89° 21' 43" West a distance of 25.00 feet from the said point as a witness corner; thence

South 00° 04' 30" East a distance of 330.00 feet to the POINT OF BEGINNING.

Path: S:\PROJECTS\IE\H Projects\G Projects\Godfrey_Scot_1535\PROJECT\GIS\ArchMap_Project\WPR_OWNSHIP_Map.mxd

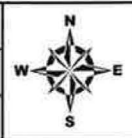


300 East Mallard Drive, Suite 350
Boise, Idaho 83706
Tel (208) 383-4140 Fax (208) 383-4156

Water Right 63-32256 Ownership Change




Godfrey Living Trust Portion

DATE: 1/15/2020
CREATOR: LGraves
PROJECT: 1535.0010



Absolute Scale: 1:5,000
0 125 250 500 Feet

Legend

-  63-32256 pod
-  63-32256 pou
-  Godfrey Living Trust 18 acres



WATER RIGHT REPORT

1/11/2020

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report

WATER RIGHT NO. 63-32256

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	JULIE M SCHELHORN
Current Owner	TIMOTHY J SCHELHORN 9135 SKY RANCH RD NAMPA, ID 83686 2084664044
Original Owner	BRYCE MILLAR RT 7 BOX 7380 NAMPA, ID 83651

Priority Date: 04/19/1973

Basis: Decreed

Status: Active

Water Supply Bank Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15	11/15	0.51 CFS	160 AFA
Total Diversion			0.51 CFS	160 AFA

Location of Point(s) of Diversion:

GROUND WATER | SWSE | Sec. 14 | Township 02N | Range 03W | CANYON County

Place(s) of use:

Place of Use Legal Description: IRRIGATION CANYON 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>
02N	03W	14		SWSE	20		SESE	20						

Total Acres: 40

Conditions of Approval:

1. 046 Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
2. X61 The period of use for the irrigation described in this approval may be extended to a beginning date of March 1 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before March 15 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than April 29, 2009.
3. R65 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.
4. 01M After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to use power records to determine the amount of water diverted and shall annually report the information to the Department.
5. T19 Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.
6. T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
7. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

Dates:

Licensed Date:

Decreed Date: 04/29/2009

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: And/Or

Water District Number: TBD

Generic Max Rate per Acre: 0.02

Generic Max Volume per Acre: 4

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

Water Supply Bank:

Lessor Name(s): JULIE M SCHELHORN
TIMOTHY J SCHELHORN

Lease Status: Active

Lease Amount: 152 af

Rental Availability: 152 af

Date Received: 3/25/2014

Lease Begin Date: 3/25/2014

Expiration Date: 12/31/2018

State of Idaho
Department of Water Resources

Water Right






63-32256

IRRIGATION

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.

03W



-  Point of Diversion
-  Place Of Use Boundary
-  Townships
-  PLS Sections
-  Quarter Quarters

0 0.075 0.15 0.3 Miles





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

March 25, 2020

GODFREY LIVING TRUST
9135 SKY RANCH RD
NAMPA ID 83686-9189

Re: Change in Water Right Ownership: 63-32256 (Split into 63-32256 and **63-34871**)

Dear Water Right Holder(s):

The Department of Water Resources (Department) acknowledges the receipt of correspondence changing ownership of a portion of the above referenced water right(s) to you. The Department has modified its records based on the information received and has enclosed a computer-generated report for you.

Your portion of each water right(s) 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.

The portion of the water right retained by the original right holder retains the original water right number. The Department is sending the original right holder a copy of this letter and a computer-generated report showing the changes to the original water right.

A portion of water right(s) **63-32256 and now a part of 63-34871** was leased to the Water Supply Bank (Bank) in 2019. To date, part of the right(s) appurtenant to **0.48** cubic feet per second (cfs) and **38 acres (20 acres in the SWSE, 18 acres in the SESE, and 20 acres in the SWSE, Section 14, T2N, R3W)** remains leased to the Bank. In accordance with the Bank lease acceptance, the lessor or current 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. This portion will remain in the Bank until **December 31, 2023**, unless the right(s) are released earlier by the Idaho 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.

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)

c: TIMOTHY J SCHELHORN
JULIE M SCHELHORN



RECEIVED

JAN 30 2020

WATER RESOURCES
WESTERN REGION

January 27, 2020

Patrick Kelly, Water Rights Supervisor
IDWR Western Region Office
2735 Airport Way
Boise, ID 83705

Subject: Notice of Change in Water Right Ownership – 63-32256

Dear Patrick,

Enclosed on behalf of Godfrey Living Trust, is a *Notice of Change in Water Right Ownership* for the Trust's portion of water right 63-32256 as specified in the applicant's warranty deed.

Check No. 2084 for \$100 is enclosed for the filing fee. Thank you very much for your consideration and assistance in this matter. Please call me if you have any questions.

Sincerely,

A handwritten signature in blue ink that reads "Lori Graves".

Lori Graves
Water Rights Specialist

Cc: Scott Godfrey

Enclosures

SPF file number: 1535.0010