

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

**COPY RECEIVED**  
DEC 19 2019  
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?
G5-955F	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"/>
	Yes <input type="checkbox"/>	Yes <input type="checkbox"/>		Yes <input type="checkbox"/>	Yes <input type="checkbox"/>

2. Previous Owner's Name: Mary Elizabeth Tew  
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Patrick and Rebekah Mabney  
New owner(s) as listed on the conveyance document
- Mailing address: 907 Jackson Ave City: Emmett State: ID ZIP: 83617
- Telephone: 208-315-5247 Email: hoo5npaw297@gmail.com
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: 12-10-19
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.

8. Signature: Patrick M. Mabney Title, if applicable: \_\_\_\_\_ Date: 12-10-19  
Signature of new owner/claimant

Signature: Rebekah Mabney Title, if applicable: \_\_\_\_\_ Date: 12-10-2019  
Signature of new owner/claimant

**For IDWR Office Use Only:**

Received by: KT Date: 12/19/19 Receipt No. W047938 Receipt Amt. \$25.00

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: \_\_\_\_\_ Processed by: \_\_\_\_\_ Date: \_\_\_\_\_

Returned + Refunded 03/02/2020 -LE



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

March 02, 2020

PATRICK & REBEKAH MALONEY  
907 JACKSON AVE  
EMMETT ID 83617-9522

RE: Change in Ownership for Water Right No: 65-955F

Dear Interested Parties:

The Idaho Department of Water Resources (Western) received a Notice of Change in Water Right Ownership from you on December 19, 2019 for the above referenced water rights. The Notice could not be processed because there was no accompanying evidence of water right ownership or legal description of property, and because there was conflicting information on the form regarding whether or not the water right was split.

On January 27, 2020, the Department requested the required information and corrected form from you. As of the date of this letter, the Department has not received the required information or corrected form.

The Department has returned your Notice of Change in Water Right Ownership and the attachments. A refund of \$25 has been requested and will be mailed to Patrick and Rebekah Maloney under separate cover from the Idaho State Controller's Office. You may re-submit your request with the appropriate documents and fees.

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

Sincerely,

Lynne Evans  
Office Specialist II

## Evans, Lynne

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**From:** Evans, Lynne  
**Sent:** Monday, March 2, 2020 3:32 PM  
**To:** Marston, Sascha  
**Subject:** Refund - Maloney

TO: Sascha Marston

FROM: Lynne Evans

DATE: March 02, 2020

***RE: Refund: Change in Water Right Ownership***

Please refund \$25. Patrick and Rebekah Maloney put in a Notice of Change in Water Right Ownership, but did not include proof of ownership, and marked conflicting information about whether ownership is split. A letter was sent requesting the information and returning the form for correction on 01/27/2020, and no reply was received.

**Please issue a refund of \$25 to:**

PATRICK & REBEKAH MALONEY  
907 JACKSON AVE  
EMMETT ID 83617-9522

**RECEIPT #**

W047938

**Lynne Evans |** Office Specialist II  
IDWR-Western Region  
2735 W Airport Way, Boise ID 83705  
(208) 334-2190 | [lynne.evans@idwr.idaho.gov](mailto:lynne.evans@idwr.idaho.gov)



State of Idaho

## DEPARTMENT OF WATER RESOURCES

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Brad Little  
Governor

Gary Spackman  
Director

January 27, 2020

PATRICK & REBEKAH MALONEY  
907 JACKSON AVE  
EMMETT ID 83617-9522

**RE: Change in Ownership for Water Right No: 65-955 F**

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
- ☒ Legal Description of Property

Additionally, on the Notice of Change in Water Right Ownership form submitted, you marked on item #4 that the water right is split, but you did not mark the same on item #1, and you submitted a \$25 fee for a non-split water right. If the water right is split, please mark **Split** on item #1 of the form, and submit a description of Portion of Water Right as well as the remaining \$75 fee to process a change of ownership on a split water right. If the water right is not split, please cross out that mark and initial it.

Because the Department cannot process the Notice of Change in Water Right Ownership without proper documentation and fees, 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 me at (208) 334-2190.

Sincerely,

Lynne Evans  
Office Specialist II

Enclosure