

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

FEB 24 2020

Notice of Change in Water Right Ownership

DEPARTMENT OF
WATER RESOURCES

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?
65-3825 A	Yes <input checked="" 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"/>
65-3825A split into 65-3825A & 65-23864		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:

Estate of Jerry L Caven
Name of current water right holder/claimant

3. New Owner(s)/Claimant(s):

Joseph & Danielle Swinford
New owner(s) as listed on the conveyance document

Name connector ☐ and ☐ or ☐ and/or

Mailing address

407 Rio Vista McCall

City

Idaho

State

83638

ZIP

Telephone

208 630-4687

Email

danielle.swinford@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:

7/15/19

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.

SUPPORT DATA

IN FILE # 65-3825A

☐ 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:

Joseph Swinford
Signature of new owner/claimant

Title, if applicable

2/20/20
Date

Signature:

Danielle Swinford
Signature of new owner/claimant

Title, if applicable

2/20/20
Date

For IDWR Office Use Only:

Received by ICU

Date 2-24-2020

Receipt No. 6108351

Receipt Amt. 100.00

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 [Signature]

Date 3-3-2020

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

Recorded Electronically	
ID	421791
County	Valley
Date	5-19
Time	15:38
Simplifile.com 800.460.5657	

Space Above This Line for Recorder's Use Only

WARRANTY DEED

File No.: **731030-MC (sk)**

Date: **May 10, 2019**

For Value Received, **Estate of Jerry L. Caven, deceased, by Muriel J. Caven and Jay R. Caven, Co- Personal Representatives and Muriel J. Caven, spouse of Jerry L. Caven**, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **Joseph Swinford and Danielle Swinford, husband and wife**, hereinafter called the Grantee, whose current address is **407 Rio Vista Blvd., McCall, ID 83638**, the following described premises, situated in **Valley County, Idaho**, to-wit:

A parcel of land situate in the Northwest 1/4 of Section 33, Township 18 North, Range 3 East, Boise Meridian, Valley County, Idaho, more particularly described as follows:

Commencing at a brass cap marking the Northwest corner of Section 33, Township 18 North, Range 3 East, Boise Meridian, Valley County, Idaho, Corner Record Number 257752; thence, S. 00°13'30" W., a distance of 1,056.00 feet along the west boundary of said Section 33 to the REAL POINT OF BEGINNING; Thence, leaving said west boundary S. 89°48'55" E., a distance of 833.26 feet; Thence, S. 00°17'34" W., a distance of 266.64 feet to a 1/2 inch diameter rebar with a plastic cap; Thence, S. 89°53'54" E., a distance of 500.68 feet to a 5/8 inch diameter rebar marking the Northwest 1/16 Corner of said Section 33, Thence, S. 00°17'40" W., a distance of 548.06 feet to a 5/8 inch diameter rebar with a plastic cap; Thence, S. 89°59'21" W., a distance of 1,332.96 feet to the west boundary of said Section 33, Thence, N. 00°13'30" E., a distance of 818.52 feet to the Point of Beginning.

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: 05/10/2019

Warranty Deed
- continued

File No.: 731030-MC (sk)

Estate of Jerry L. Caven, Deceased

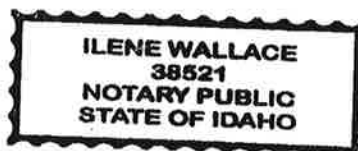
* Muriel J. Caven
Muriel J. Caven, Co-Personal Representative

Jay R. Caven
Jay R. Caven, Co-Personal Representative

* Muriel J. Caven
Muriel J. Caven

STATE OF Idaho)
COUNTY OF Ada) ss.

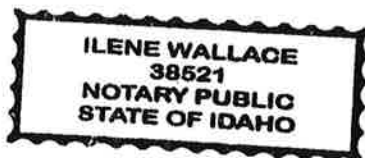
On this 3 / July / 2019, before me, a Notary Public in and for said State, personally appeared **Muriel J. Caven and Jay R. Caven**, known or identified to me to be the person(s) whose name(s) are subscribed to the within instrument as Personal Representative of the Estate of **Jerry L. Caven**, and acknowledged to me that they executed the same as such Personal Representative.



Ilene Wallace
Notary Public of Idaho
Residing at: Caldwell ID
Commission Expires: 8/5/2020

STATE OF Idaho)
COUNTY OF Ada) ss.

On this 3 / July / 2019, before me, a Notary Public in and for said State, personally appeared **Muriel J. Caven**, 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.



Ilene Wallace
Notary Public for the State of Idaho
Residing at: Caldwell ID
My Commission Expires: 8/5/2020

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

Instrument # 421791

VALLEY COUNTY, CASCADE, IDAHO
07-05-2019 15:38:46 No. of Pages: 2
Recorded for: FIRST AMERICAN TITLE - MCCALL
DOUGLAS A. MILLER Fee: \$15.00
Ex-Officio Recorder Deputy: CW
Electronically Recorded by Simplifile

Space Above This Line for Recorder's Use Only

WARRANTY DEED

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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.

DROULARD LAND SURVEYING, INC.

JOEL W. DROULARD, PRES.
Professional Land Surveyor

POST OFFICE BOX 69
McCALL, IDAHO 83638

TELEPHONE 208-630-3423
E-MAIL JDROULARD@OUTLOOK.COM

January 23, 2019

CAVEN 21.926 ACRE PARCEL, NORTH Section 33, T18N, R3E, Valley County

A parcel of land situate in the north west 1/4 of Section 33, Township 18 North, Range 3 East, Boise Meridian, Valley County, Idaho, more particularly described as follows:

Commencing at a brass cap marking the north west corner of Section 33, Township 18 North, Range 3 East, Boise Meridian, Valley County, Idaho, Corner Record Number 257752; thence, S. 00° 13' 30" W., a distance of 1,056.00 feet along the west boundary of said Section 33 to the REAL POINT OF BEGINNING:

Thence, leaving said west boundary, S. 89° 48' 55" E., a distance of 833.26 feet,
Thence, S. 00° 17' 34" W., a distance of 266.64 feet to a 1/2 inch diameter rebar with a plastic cap,
Thence, S. 89° 53' 54" E., a distance of 500.68 feet to a 5/8 inch diameter rebar marking the North West 1/16 Corner of said Section 33,
Thence, S. 00° 17' 40" W., a distance of 548.06 feet to a 5/8 inch diameter rebar with a plastic cap,
Thence, S. 89° 59' 21" W., a distance of 1,332.96 feet to the west boundary of said Section 33,
Thence, N. 00° 13' 30" E., a distance of 818.52 feet to the Point of Beginning, containing 21.926 acres, more or less.

Bearings are based on Record of Survey Inst. No. 287812.



Seller _____ Date _____

Buyer Danielle Swinford _____ Date 5/6/2019 2:13 PM MDT
Danielle Swinford

Buyer Joseph Swinford _____ Date 5/6/2019 2:14 PM MDT
Joseph Swinford

PLAT TITLE

T W P . 1 8 N R O 3 E S E C . 3 3

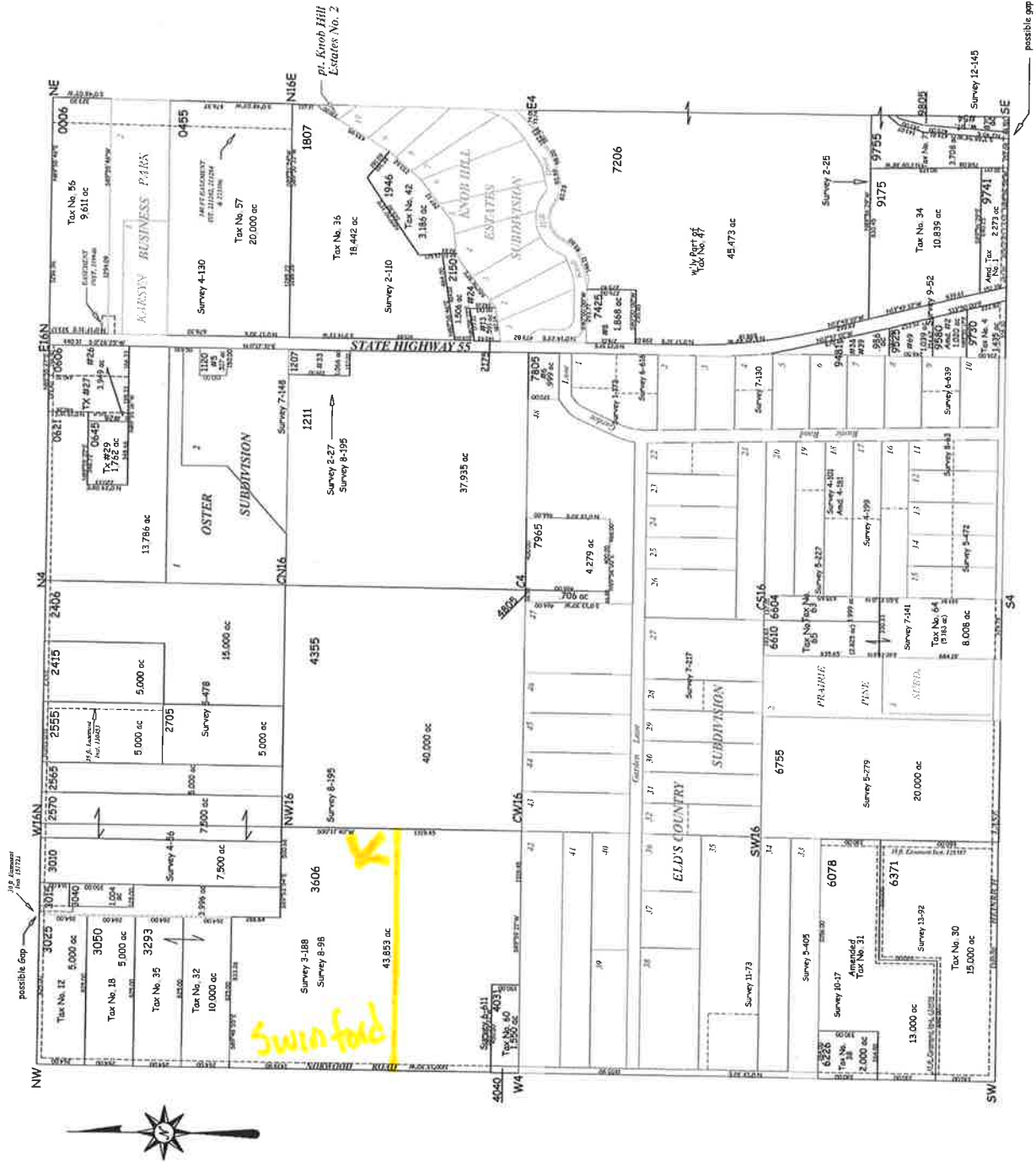
VALLEY COUNTY
Assessor's Office
Cartography Dept.
Cascade, ID 83611

Filename:
H:\upstream\Valley County Base Map\

Scale: 1" = 400 ft.

Date: 1/31/19

Drawn by: S Probst





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 03, 2020

JOSEPH SWINFORD
DANIELLE SWINFORD
407 RIO VISTA BLVD
MCCALL ID 83638-3600

Re: Change in Water Right Ownership: 65-3825 A (Split into 65-3825 A and **65-23864**)

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.

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: JERRY L CAVEN