

RECEIVED

DEC 28 2019

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESWATER 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?
65-2699	Yes <input type="checkbox"/>	Yes <input type="checkbox"/>		Yes <input type="checkbox"/>	Yes <input type="checkbox"/>
65-2721	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:

Kedric Garrett + Marilyn Garrett
Name of current water right holder/claimant

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

Harmon Esplin
New owner(s) as listed on the conveyance document

6344 SE 3rd Ave New Plymouth ID 83655
Mailing address City State ZIP
208 201 3069
Telephone Email harmonesplin@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: 8/23/2019

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:

- ☐ 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):
- 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 # 65-2699

8. Signature:

Signature of new owner/claimant Title, if applicable Date 19 Dec 2019

Signature:

Signature of new owner/claimant Title, if applicable Date

For IDWR Office Use Only:

Received by W Date 12/20/19 Receipt No. W047941 Receipt Amt. \$50.00

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 65-2699 Approved by LE Processed by LE Date 01/30/2020

65-2721 canceled + refunded 03/03/2020 - LE

Rerecord to correct recording order

Instrument # 423061
VALLEY COUNTY, CASCADE, IDAHO
08-23-2019 16:19:07 No. of Pages: 2
Recorded for: FIRST AMERICAN TITLE INSURANCE COMP,
DOUGLAS A. MILLER Fee: \$15.00
Ex-Officio Recorder Deputy: CW
Electronically Recorded by Simplifile

2

AFTER RECORDING MAIL TO:

First American Title
800 W. Main #910
Boise, Idaho 83702

Cabin lot
9 to 10 1/2

Instrument # 423142
VALLEY COUNTY, CASCADE, IDAHO
08-27-2019 15:46:06 No. of Pages: 3
Recorded for: FIRST AMERICAN TITLE INSURANCE COMP,
DOUGLAS A. MILLER Fee: \$15.00
Ex-Officio Recorder Deputy: CW
Electronically Recorded by Simplifile

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

QUITCLAIM DEED

File No.: 4102-3101865 and file #693076 (PC)

Date: August 20, 2019

For Value Received, **Marie Esplin, a married woman, married to the Grantee herein**, do(es) hereby convey, release, remise, and forever quit claim unto **Harmon Charles Esplin, a married man as his sole and separate property**, whose address is **6344 SE 3rd Ave., New Plymouth, ID 83655**, the following described premises in **Valley County, Idaho**, to-wit:

LEGAL DESCRIPTION: Real property in the County of Valley, State of Idaho, described as follows:

THE SOUTH ONE-HALF OF LOT 34 OF SMILING JULIE SUBDIVISION, ACCORDING TO THE OFFICIAL PLAT IN THE OFFICE OF THE RECORDER, VALLEY COUNTY, IDAHO, RECORDED SEPTEMBER 14, 1959, AS INSTRUMENT NO. 54500 IN BOOK 2 OF PLATS, AT PAGE 26.

AND

A PARCEL OF LAND SITUATE IN GOVERNMENT LOT 5, SECTION 19, TOWNSHIP 16 NORTH, RANGE 3 EAST, BOISE MERIDIAN, VALLEY COUNTY, IDAHO, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT 450.24 FEET SOUTH 00° 03' 05" WEST FROM THE CW-W-NE 1/256 CORNER OF SECTION 19; THENCE, SOUTH 89° 16' EAST 92.08 FEET ON A LINE COMMON TO TRACT H TO A POINT ON THE WEST RIGHT-OF-WAY BOUNDARY OF FOREST SERVICE ROAD NO. 10186;

THENCE, SOUTH 23° 30' 37" EAST 74.69 FEET ON A LINE COINCIDENT WITH THE RIGHT-OF-WAY FOR FOREST SERVICE ROAD NO. 10186;

THENCE, NORTH 89° 16' WEST 121.91 FEET; THENCE, NORTH 00° 03' 05" EAST 68.11 FEET TO THE TRUE POINT OF BEGINNING.

AND

A PARCEL OF LAND SITUATE IN THE SOUTHWEST ¼ OF THE NORTHEAST ¼ OF SECTION 19, TOWNSHIP 16 NORTH, RANGE 3 EAST, BOISE MERIDIAN, VALLEY COUNTY, IDAHO, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE EAST CORNER COMMON TO LOTS 33 AND 34 OF SMILING JULIE SUBDIVISION, ON FILE IN BOOK 2, PAGE 26 OF PLATS IN THE OFFICE OF THE RECORDER OF

Rerecord to correct recording order

AFTER RECORDING MAIL TO:

First American Title
800 W. Main #910
Boise, Idaho 83702

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APN:

Quitclaim Deed - continued

File No.: 4102-3101865 (PC)

Date: 08/20/2019

VALLEY COUNTY, IDAHO, THE REAL POINT OF BEGINNING:

THENCE, NORTH 00° 44' 00" EAST, 68.10 FEET ALONG THE EASTERLY BOUNDARY OF SAID LOT 34;

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«VALUE(1PI1TXIDa,This)»

together with their appurtenances.

Dated: 8-23, 20 19

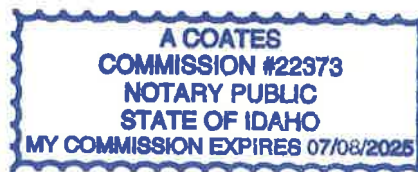
Marie Esplin
Marie Esplin

STATE OF Idaho)
COUNTY OF Ada)

This record was acknowledged before me on 8-23-19 by Marie Esplin.

A. Coates
Signature of Notary Public

My Commission Expires: 7-8-25



Rerecord to correct recording order

AFTER RECORDING MAIL TO:

Harmon Charles Esplin
6344 SE 3rd Avenue
New Plymouth, ID 83655

Instrument # 423062

VALLEY COUNTY, CASCADE, IDAHO
08-23-2019 16:19:07 No. of Pages: 2
Recorded for: FIRST AMERICAN TITLE INSURANCE COMP,
DOUGLAS A. MILLER Fee: \$15.00
Ex-Officio Recorder Deputy: CW
Electronically Recorded by Simplifile

Instrument # 423141

VALLEY COUNTY, CASCADE, IDAHO
08-27-2019 15:48:06 No. of Pages: 3
Recorded for: FIRST AMERICAN TITLE INSURANCE COMP,
DOUGLAS A. MILLER Fee: \$15.00
Ex-Officio Recorder Deputy: CW
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WARRANTY DEED

File No.: 4102-3101865 and #693076-MC (PC)

Date: August 20, 2019

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VALLEY COUNTY, CASCADE, IDAHO
08-23-2019 16:19:07 No. of Pages: 2
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DOUGLAS A. MILLER Fee: \$15.00
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AFTER RECORDING MAIL TO:

Harmon Charles Esplin
6344 SE 3rd Avenue
New Plymouth, ID 83655

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2

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Harmon Charles Esplin
6344 SE 3rd Avenue
New Plymouth , ID 83655

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WARRANTY DEED

File No.: **4102-3101865 and #693076-MC (PC)**

Date: **August 20, 2019**

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COMMENCING AT THE EAST CORNER COMMON TO LOTS 33 AND 34 OF SMILING JULIE

APN:

Warranty Deed
- continued

File No.: 4102-3101865 (PC)
Date: 08/20/2019

SUBDIVISION, ON FILE IN BOOK 2, PAGE 26 OF PLATS IN THE OFFICE OF THE RECORDER OF VALLEY COUNTY, IDAHO, THE REAL POINT OF BEGINNING:

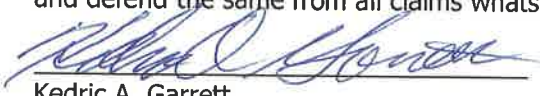
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«VALUE(1PI1TXIDa,This)»

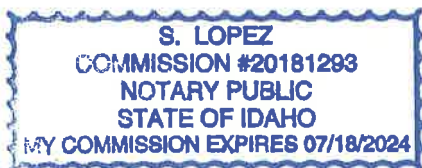
TO HAVE AND TO HOLD the said premises, with their appurtenances, unto said Grantee, and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that said premises are free from all 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.



Kedric A. Garrett


Marilyn B. Garrett

STATE OF Idaho)
COUNTY OF Ada)
SS.

This record was acknowledged before me on 8-21-19 by Kedric A. Garrett and Marilyn B. Garrett.




Signature of Notary Public
My Commission Expires: 7-18-2024

Rerecord to correct recording order

Instrument # 423050

VALLEY COUNTY, CASCADE, IDAHO
08-23-2019 15:45:52 No. of Pages: 2
Recorded for: FIRST AMERICAN TITLE INSURANCE COMP;
DOUGLAS A. MILLER Fee: \$15.00
Ex-Officio Recorder Deputy: CW
Electronically Recorded by Simplifile

2

AFTER RECORDING MAIL TO:

First American Title
800 W. Main #910
Boise, Idaho 83702

Boise's lot

Instrument # 423140

VALLEY COUNTY, CASCADE, IDAHO
08-27-2019 15:45:57 No. of Pages: 3
Recorded for: FIRST AMERICAN TITLE INSURANCE COMP;
DOUGLAS A. MILLER Fee: \$15.00
Ex-Officio Recorder Deputy: CW
Electronically Recorded by Simplifile

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QUITCLAIM DEED

File No.: **4102-3303007 (PC)**

Date: **August 21, 2019**

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Legal Description attached hereto as Exhibit A, and by this referenced incorporated herein.

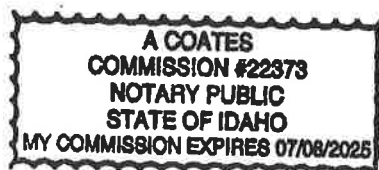
together with their appurtenances.

Dated: 8-23, 20 19

Marie Esplin
Marie Esplin

STATE OF Idaho)
COUNTY OF Ada)

This record was acknowledged before me on 8-23-19 by Marie Esplin.



Alvina H
Signature of Notary Public
My Commission Expires: 7-8-25

Rerecord to correct recording order

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800 W. Main #910
Boise, Idaho 83702

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Legal Description attached hereto as Exhibit A, and by this referenced incorporated herein.

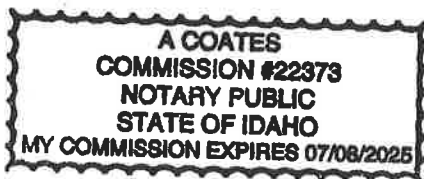
together with their appurtenances.

Dated: 8-23, 20 19

Marie Esplin
Marie Esplin

STATE OF Idaho)
COUNTY OF Ada)

This record was acknowledged before me on 8-23-19 by Marie Esplin.



Alvatis
Signature of Notary Public

My Commission Expires: 7-8-25

AFTER RECORDING MAIL TO:

First American Title
800 W. Main #910
Boise, Idaho 83702

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

QUITCLAIM DEED

File No.: **4102-3303007 (PC)**

Date: **August 21, 2019**

For Value Received, **Marie Esplin, a married woman, married to the Grantee herein**, do(es) hereby convey, release, remise, and forever quit claim unto **Harmon Charles Esplin, a married man, as his sole and separate property**, whose address is **6344 SE 3rd Ave. , New Plymouth, ID 83655**, the following described premises in **Valley** County, **Idaho**, to-wit:

Legal Description attached hereto as Exhibit A, and by this referenced incorporated herein.

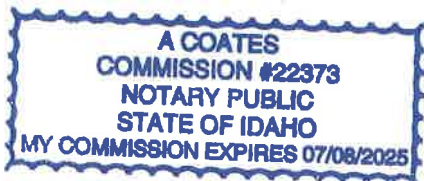
together with their appurtenances.

Dated: 8-23, 20 19

Marie Esplin
Marie Esplin

STATE OF Idaho)
COUNTY OF Ada)

This record was acknowledged before me on 8-23-19 by Marie Esplin.



Alvatis
Signature of Notary Public
My Commission Expires: 7-8-25

APN:

Quitclaim Deed - continued

File No.: **4102-3303007 (PC)**

Date: **08/21/2019**

EXHIBIT A

LEGAL DESCRIPTION: Real property in the County of Valley, State of Idaho, described as follows:

NORTH ½ OF LOT 34 SMILING JULIE SUBDIVISION ACCORDING TO THE OFFICIAL PLAT IN THE OFFICE OF THE RECORDER, VALLEY COUNTY, IDAHO, RECORDED SEPTEMBER 14, 1959, AS INSTRUMENT NO. 54500 IN BOOK 2 OF PLATS, AT PAGE 26.

AND

A PARCEL OF LAND IN THE SW¼ OF THE NE¼ OF SECTION 19, TOWNSHIP 16 NORTH, RANGE 3 EAST, BOISE MERIDIAN, VALLEY COUNTY, IDAHO, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT 375.24 FEET SOUTH 00° 02' 04" WEST FROM THE CW-W-NE 1/256 CORNER OF SECTION 19; THENCE, NORTH 76° EAST 54.8 FEET TO A POINT ON THE WEST BOUNDARY OF THE RIGHT OF WAY FOR FOREST SERVICE ROAD NO. 10186; THENCE, SOUTH 23° 30' 37" EAST 97.45 FEET ON A LINE COINCIDENT WITH THE WEST BOUNDARY OF SAID ROAD NO. 10186 RIGHT OF WAY; THENCE, NORTH 89° 16' WEST 92.08 FEET ON A LINE COMMON WITH TRACT G; THENCE, NORTH 00° 02' 05" EAST 75.00 FEET TO THE TRUE POINT OF BEGINNING.

APN:

Rerecord to correct recording order

Instrument # 423051

VALLEY COUNTY, CASCADE, IDAHO
08-23-2019 15:45:52 No. of Pages: 3
Recorded for: FIRST AMERICAN TITLE INSURANCE COMP;
DOUGLAS A. MILLER Fee: \$15.00
Ex-Officio Recorder Deputy: CW
Electronically Recorded by Simplifile

3

AFTER RECORDING MAIL TO:

Harmon Charles Esplin
6344 SE 3rd Avenue
New Plymouth, ID 83655

Ben's

Instrument # 423139

VALLEY COUNTY, CASCADE, IDAHO
08-27-2019 15:45:57 No. of Pages: 4
Recorded for: FIRST AMERICAN TITLE INSURANCE COMP;
DOUGLAS A. MILLER Fee: \$15.00
Ex-Officio Recorder Deputy: CW
Electronically Recorded by Simplifile

ELECTRONICALLY RECORDED - DO NOT
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WARRANTY DEED

File No.: **4102-3303007 and #856478-MC (PC)**

Date: **August 21, 2019**

For Value Received, **Kedric A. Garrett and Marilyn B. Garrett, husband and wife (who acquired title and also known as Huck Garrett and Marilyn Garrett)**, hereinafter referred to as Grantor, does hereby grant, bargain, sell and convey unto **Harmon Charles Esplin, a married man as his sole and separate property**, hereinafter referred to as Grantee, whose current address is **6344 SE 3rd Avenue, New Plymouth, ID 83655**, the following described premises, situated in **Valley County, Idaho**, to wit:

Legal Description attached hereto as Exhibit A, and by this referenced incorporated herein.

TO HAVE AND TO HOLD the said premises, with their appurtenances, unto 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.

Rerecord to correct recording order

Instrument # 423051

VALLEY COUNTY, CASCADE, IDAHO

08-23-2019 15:45:52 No. of Pages: 3

Recorded for: FIRST AMERICAN TITLE INSURANCE COMP.

DOUGLAS A. MILLER Fee: \$15.00

Ex-Officio Recorder Deputy: CW

Electronically Recorded by Simplifile

3

AFTER RECORDING MAIL TO:

Harmon Charles Esplin
6344 SE 3rd Avenue
New Plymouth, ID 83655

ELECTRONICALLY RECORDED - DO NOT
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WARRANTY DEED

File No.: **4102-3303007 and #856478-MC (PC)**

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3

AFTER RECORDING MAIL TO:

Harmon Charles Esplin
6344 SE 3rd Avenue
New Plymouth , ID 83655

ELECTRONICALLY RECORDED - DO NOT
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WARRANTY DEED

File No.: **4102-3303007 and #856478-MC (PC)**

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APN:

Warranty Deed
- continued

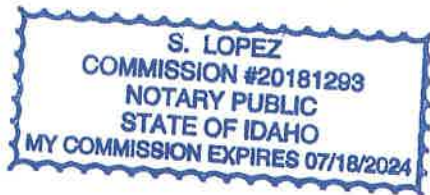
File No.: **4102-3303007 (PC)**
Date: **08/21/2019**


Kedric A. Garrett


Marilyn B. Garrett

STATE OF Idaho)
COUNTY OF Ada)
ss.

This record was acknowledged before me on 8-21-19 by Kedric A. Garrett and Marilyn B. Garrett.




Signature of Notary Public
My Commission Expires: 7-18-24

APN:

Warranty Deed
- continued

File No.: 4102-3303007 (PC)
Date: 08/21/2019

EXHIBIT A

LEGAL DESCRIPTION: Real property in the County of Valley, State of Idaho, described as follows:

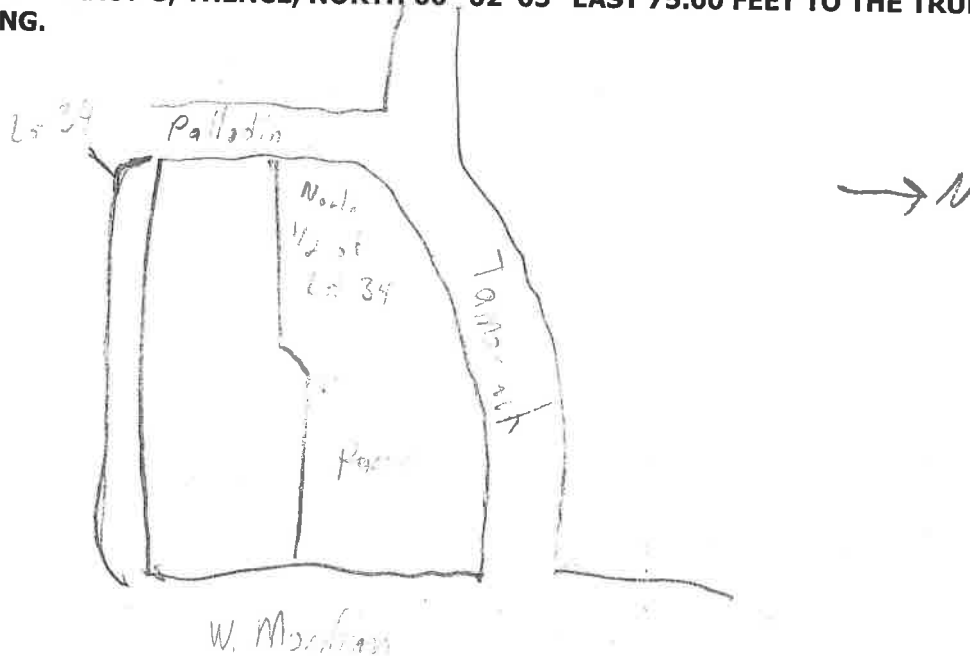
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BEGINNING AT A POINT 375.24 FEET SOUTH 00° 02' 04" WEST FROM THE CW-W-NE 1/256 CORNER OF SECTION 19; THENCE, NORTH 76° EAST 54.8 FEET TO A POINT ON THE WEST BOUNDARY OF THE RIGHT OF WAY FOR FOREST SERVICE ROAD NO. 10186; THENCE, SOUTH 23° 30' 37" EAST 97.45 FEET ON A LINE COINCIDENT WITH THE WEST BOUNDARY OF SAID ROAD NO. 10186 RIGHT OF WAY; THENCE, NORTH 89° 16' WEST 92.08 FEET ON A LINE COMMON WITH TRACT G; THENCE, NORTH 00° 02' 05" EAST 75.00 FEET TO THE TRUE POINT OF BEGINNING.

APN:





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

Brad Little
Governor

Gary Spackman
Director

January 30, 2020

HARMON ESPLIN
6344 SE 3RD AVE
NEW PLYMOUTH ID 83655-5460

Re: Change in Ownership for Water Right No(s): 65-2699, 65-2721

Dear Water Right Holder(s):

The Department of Water Resources (Western) 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 for **Water Right No 65-2699**.

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.

Regarding **Water Right No 65-2721**, 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

Because the Department cannot process the Change in Ownership for **Water Right No 65-2721** 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.

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) 334-2190.

Sincerely,

Lynne Evans
Office Specialist II

Enclosure(s)



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

Brad Little
Governor

Gary Spackman
Director

March 03, 2020

HARMON ESPLIN
6344 SE 3RD AVE
NEW PLYMOUTH ID 83655-5460

RE: Change in Ownership for Water Right No: 65-2721

Dear Interested Parties:

The Idaho Department of Water Resources (Western) received a Notice of Change in Water Right Ownership from you on December 20, 2019 for the above referenced water rights. The Notice could not be processed because there was no evidence of water right ownership or legal description provided for the property.

On January 30, 2020, the Department requested the required information from you. As of the date of this letter, the Department has not received the required information. The other water right referred to in your Notice, **65-2699**, was successfully processed.

The Department is returning a copy of your Notice of Change in Water Right Ownership and the attachments. A refund of \$25 has been requested and will be mailed to Harmon Esplin 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

From: Evans, Lynne
Sent: Tuesday, March 3, 2020 10:19 AM
To: Marston, Sascha
Subject: Refund - Esplin

TO: Sascha Marston

FROM: Lynne Evans

DATE: March 03, 2020

RE: Refund: Change in Water Right Ownership

Please refund \$25. Harmon Esplin put in a Notice of Change in Water Right Ownership, but did not include proof of ownership for one of the rights. A letter was sent requesting the information on 01/30/2020, and no reply was received.

Please issue a refund of \$25 to:

HARMON ESPLIN
6344 SE 3RD AVE
NEW PLYMOUTH ID 83655-5460

RECEIPT #

W047941

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