

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Notice of Change in Water Right Ownership

RECEIVED
DEC 13 2019
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?
63-11345	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: The Steele Family Trust
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Brickyard Meadows Subdivision HOA
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or
- 1382 W. Park Hill Dr. Boise ID 83702
Mailing address City State ZIP
- 415-385-0995 wsteele411@gmail.com
Telephone Email
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: November 1, 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.

8. Signature: *William E. Steele* President Brickyard Meadows HOA 12/10/2019
Signature of new owner/claimant Title, if applicable Date

Signature: _____
Signature of new owner/claimant Title, if applicable Date

For IDWR Office Use Only:

Received by *RM* Date 12-13-19 Receipt No. C108094 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 *RD* Date 12/18/19

BILL OF SALE

This Bill of Sale is made effective the 1ST day of November, 2019, by and among William E. Steele as Trustee for The Steele Family Trust pursuant to The Steele Family Trust Agreement dated May 8, 1998, organized pursuant to California and Nevada law, as amended by a First Amendment thereto of even date ("Grantor"); and Brickyard Meadows Subdivision Homeowners' Association, Inc., an Idaho non-profit corporation ("Grantee").

Grantor, as seller, owns certain real property referenced on Record of Survey No. 11308, approved by the City of Boise and recorded in Ada County, Idaho as Instrument No. 2018-028283 ("ROS"), which is attached hereto and made a part hereto as **Exhibit A**. Grantor wishes to convey the well, pump, associated piping extending from the well and the associated Water Right Number 63-11345 ("Purchased Assets"), located on Parcel A of Exhibit A to the ROS's Exhibit A, to Grantee. Grantee has agreed to purchase the Purchased Assets from Grantor.

NOW, THEREFORE, in and for the consideration of the payment of \$1.00:

1. Grantor does hereby grant, assign, transfer, bargain, sell, and convey unto Grantee all of Grantor's right, title and interest in and to the Purchased Assets.
2. Grantor warrants to Grantee that (i) the Purchased Assets are hereby conveyed free and clear of all liens, claims and encumbrances, and that Grantor has the right to convey the same; and (ii) Grantor will warrant and defend said conveyance against all lawful liens, claims and encumbrances of all persons claiming under or through them.
3. This Bill of Sale shall inure to the benefit of Grantee and its successors and assigns, and shall be binding upon Grantor and its successors and assigns.

Dated effective as of the date first above written.

GRANTOR:

Steele Family Trust,
an Idaho trust

GRANTEE:

Brickyard Meadows Subdivision
Homeowners' Association, Inc.,
an Idaho non-profit corporation

By: 
William E. Steele, Trustee

By: 
William E. Steele, President

EXHIBIT A

RECORD OF SURVEY NO. 11308

SEE ATTACHED HERETO AND MADE A PART HEREOF.

RECORD OF SURVEY NO. 1209

CERTIFICATE OF COUNTY RECORDER
INSTRUMENT NO. 2018-028285

STATE OF IOWA
COUNTY OF IOWA
I HEREBY CERTIFY THAT THIS INSTRUMENT WAS FILED FOR
RECORD IN THE PUBLIC RECORDS OF THE COUNTY OF IOWA
ON OCTOBER 11, 2018, AT 10:00 AM, AND THAT THE
COUNTY CLERK HAS RECEIVED THE SAME.

WILLIAM STEELE
COUNTY CLERK

CERTIFICATE OF SURVEYOR

WILLIAM STEELE, SURVEYOR, BEING A REGISTERED LAND
SURVEYOR IN THE STATE OF IOWA, HEREBY ATTEST THAT THIS IS A
REASONABLY ACCURATE REPRESENTATION OF A SURVEY AS MADE BY
ME OR UNDER MY SUPERVISION AND IN CONFORMANCE WITH THE
PROVISIONS OF SECTION 11-22-1 OF THE IOWA CODE 50-1001
THROUGH 50-1011.

SIGNATURE OF CITY PLANNING DIRECTOR

I, DO HEREBY CERTIFY THAT I AM THE CITY PLANNING DIRECTOR
OF THE CITY OF IOWA, AND THAT THE SURVEYOR HAS BEEN
APPROVED BY THE CITY PLANNING DIRECTOR IN CONFORMANCE WITH THE
PROVISIONS OF SECTION 11-22-1 OF THE IOWA CODE.

3-27-18

DISCLAIMER

THE RECORDING OF THIS SURVEY DOES NOT WAIVE THE RIGHTS
OF THE SURVEYOR OR HIS EMPLOYER, WILLIAM STEELE, AGAINST
ANY PARTY WHO MAY BE RESPONSIBLE FOR THE SURVEYOR'S
FUTURE COMPLIANCE WITH CITY AND/OR STATE REQUIREMENTS
AND STANDARDS. THE SURVEYOR'S LIABILITY IS LIMITED TO THE
DURATION OF THE SURVEY. IT IS THE SURVEYOR'S RESPONSIBILITY TO
INQUIRE BY A CITY/COUNTY REVIEW THAT NON-CONFORMING
PARCELS ARE NOT CREATED BY ANY CONVEYANCE.

ACKNOWLEDGMENT

STATE OF IOWA
COUNTY OF IOWA

ON THIS 26th DAY OF March, 2018, IN THE YEAR OF 2018,
BEFORE ME, the undersigned authority, known to be the
County Clerk of the County of Iowa, appeared WILLIAM STEELE, known to
me to be the person whose name is subscribed to the foregoing
instrument, and acknowledged to me to be a trustee of the STEELE FAMILY TRUST,
WHO EXECUTED THE INSTRUMENT IN BEHALF OF SAID TRUST AND
ACKNOWLEDGED TO ME THAT SAID TRUST EXISTS FOR THE SAME.

WILLIAM STEELE
COUNTY CLERK OF IOWA
MY COMMISSION EXPIRES 01/01/19



EXHIBIT A

CERTIFICATE OF OWNER

THIS IS TO CERTIFY THAT THE UNDERSIGNED
HAS BEEN ADVISED BY THE SURVEYOR THAT THE
ON THIS RECORD OF SURVEY AND THAT HE
ADVERTISES TO THIS PROPERTY LINE.

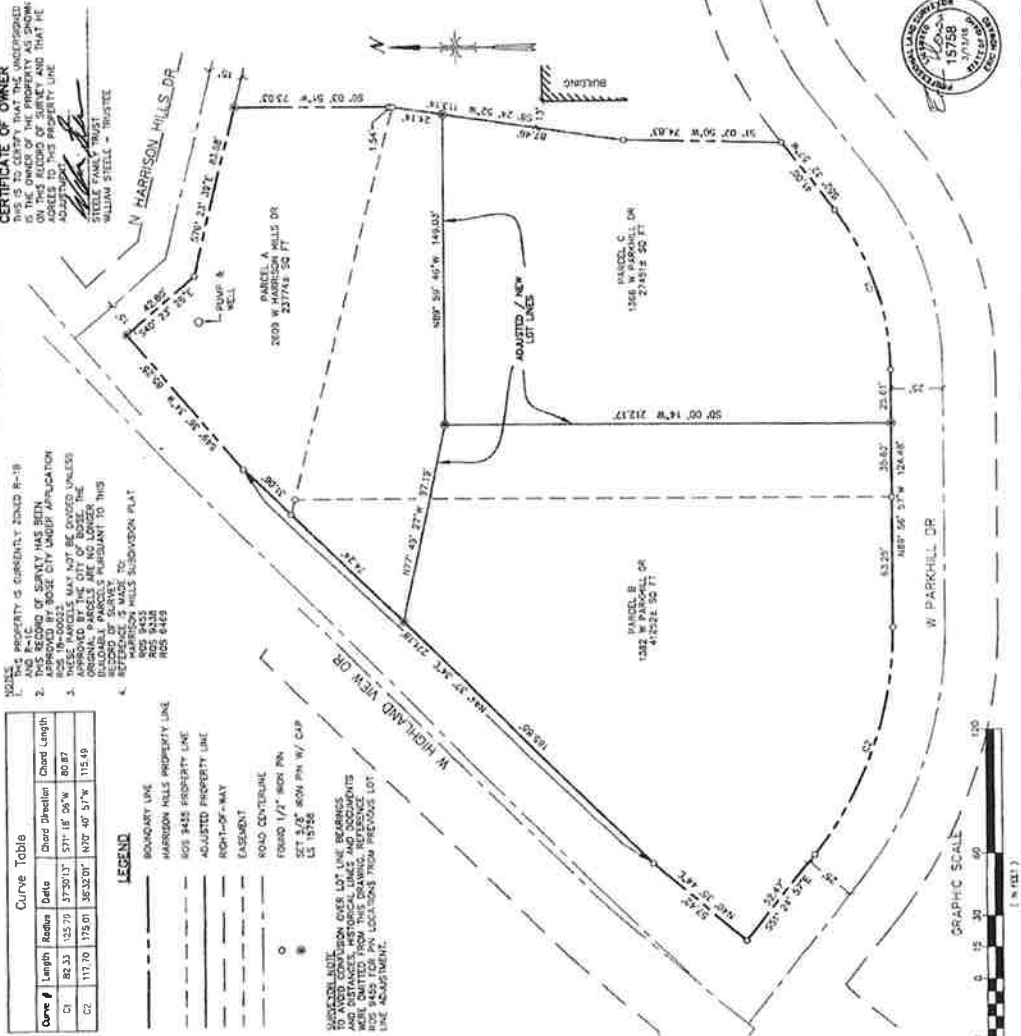
WILLIAM STEELE - TRUSTEE

1. THIS PROPERTY IS CURRENTLY ZONED R-1B.
2. THIS RECORD OF SURVEY HAS BEEN
APPROVED BY BOISE CITY UNDER APPLICATION
NO. 15758.
3. THESE PARCELS MAY NOT BE DIVIDED UNLESS
APPROVED BY THE CITY OF BOISE. THE
BUILDING PARCELS PERMIT TO THIS
RECORD OF SURVEY IS MADE TO
HARRISON HILLS SUBDIVISION PLAT.

LEGEND

- BOUNDARY LINE
- HARRISON HILLS PROPERTY LINE
- 805 8455 PROPERTY LINE
- ADJUSTED PROPERTY LINE
- RIGHT-OF-WAY
- EASEMENT
- ROAD CENTERLINE
- FRONT 1/2' ROW PN
- SET 5/2' ROW PN W/ CAP
- LS 15758

SUBDIVISION ADJUST
TO AVOID CONVEYANCE OVER LOT LINE BEARINGS
AND DISTANCES. THE BEARINGS AND DISTANCES
WILL BE ADJUSTED FROM THIS DRAWING. BEARING
AND DISTANCE FOR PN LOCATIONS FROM PREVIOUS LOT
LINE ADJUSTMENT.



RECORD OF SURVEY-PROPERTY LINE ADJUSTMENT
FOR
WILLIAM STEELE
A PARCEL OF LAND BEING LOTS 1, 4, AND 7 OF
HARRISON HILLS SUBDIVISION AND A PORTION OF THE SE
1/4 OF THE NW 1/4 OF SECTION 14, T.4N., R.2E., S.4N.,
AND SECURITY RANGING.

J.J. HOWARD
ENGINEERING & SURVEYING
15758
10/21/17
EJH
SCALE: 1"=30'
SHEET: 1
PLAN: 421-34-4-2



WATER RIGHT REPORT

12/6/2019

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report

WATER RIGHT NO. 63-11345

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	THE STEELE FAMILY TRUST 1053 W TWO RIVERS LN EAGLE, ID 83616-7128 4153850995
Original Owner	JUDD K LUNN 1360 PARKHILL DR BOISE, ID 83702 2083845252

Priority Date: 04/20/1990

Basis: License

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	3/15	11/15	0.06 CFS	9 AFA
Total Diversion			0.06 CFS	9 AFA

Location of Point(s) of Diversion:

GROUND WATER|NWSWNE|Sec. 34|Township 04N|Range 02E|ADA County

Licensed Diversion Capacity: 0.08

Place(s) of use:

Place of Use Legal Description: IRRIGATION ADA County

[illegible]

| SENW | 1.2 |

Total Acres: 2

Conditions of Approval:

1. | R52 | This right when combined with all other rights shall provide no more than .03 cfs per acre nor more than 4.5 afa per acre for irrigation of the lands above.

Dates:

Licensed Date: 09/30/1993

Decreed Date:

Permit Proof Due Date: 10/1/1992

Permit Proof Made Date: 8/17/1992

Permit Approved Date: 9/27/1990

Permit Moratorium Expiration Date:

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date: 04/20/1990

Protest Deadline Date:

Number of Protests: 0

Other Information:

State or Federal:

Owner Name Connector:

Water District Number: TBD

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



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

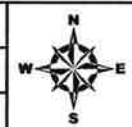
Notice of Change in Water Right Ownership

Brickyard Meadows Subdivision HOA

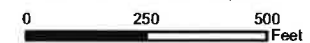
DATE: 12/6/2019

CREATOR: LGraves

PROJECT: 1491.0010



Absolute Scale: 1:4,500



Legend

- 63-11345 pod
- 63-11345 pou

Source: Esri, DigitalGlobe,
CNES/Airbus DS, USDA, U.S.
Community



December 11, 2019

RECEIVED
DEC 13 2019
DEPARTMENT OF
WATER RESOURCES

Jean Hersley
IDWR State Office
PO Box 83720
Boise, ID 83720-0098

Subject: Water Right 63-11345 Ownership Change Notice

Dear Jean,

Enclosed on behalf of the Brickyard Meadows Subdivision HOA, is a *Notice of Change in Water Right Ownership* for water rights 63-11345 that was assigned to the HOA by the Steele Family Trust, who own the property where the water right is appurtenant. The conveyance document is a Bill of Sale from the Trust to the HOA, which the Department can accept per communications between you and the Trust's attorney, Brian Peterson.

Check No. 1035 for \$25 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: Bill Steele

Enclosures

SPF file number: 1491.0010



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

December 18, 2019

BRICKYARD MEADOWS SUBDIVISION HOA
1382 W PARKHILL DR
BOISE ID 83702-1345

Re: Change in Ownership for Water Right No(s): 63-11345

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) 287-4803.

Sincerely,

A handwritten signature in cursive script that reads "Rosemary DeMond".
Rosemary DeMond
Administrative Assistant 2

Enclosure(s)