

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

OCT 21 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?
61-10394	Yes ☐	Yes ☐		Yes ☐	Yes ☐
61-10741	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Jeff Sears and Brenda Sears
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Matthew Tobiasson Scott Tobiasson Jose Tobiasson
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or
- 1110 S 3rd West B St Mountain Home ID 83647
Mailing address City State ZIP
- 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: _____
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: Scott Tobiasson 10-17-19
Signature of new owner/claimant Title, if applicable Date
- Signature: Jose Tobiasson 10-17-19
Signature of new owner/claimant Title, if applicable Date

SUPPORT DATA

IN FILE # 61-10394

For IDWR Office Use Only:

Received by KT Date 10/21/19 Receipt No. W047828 Receipt Amt. \$50

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 KT Processed by KT Date 11/13/2019

Instrument # 476411 # Pages: 1
ELMORE COUNTY, Idaho
Oct 18, 2019 11:32:31 am Fee: \$ 15.00
For: GUARANTY TITLE INC
SHELLEY ESSL, Recorder
DELLIS, Deputy

WARRANTY DEED

19644

For Value Received,
JEFF SEARS AND BRENDA SEARS, HUSBAND AND WIFE
the Grantors do hereby grant, bargain, sell, convey and warrant unto
MATTHEW TOBIASSON, A SINGLE MAN AND SCOTT TOBIASSON AND JOSE TOBIASSON, HUSBAND AND WIFE
the Grantee whose current address is:
1110 South 3rd West B St, Mountain Home, ID 83647

the following described real property in Elmore County, State of Idaho more particularly described as follows, to-wit:

The West Half (W1/2) of Lot 26, Section 36, Township 3 South, Range 6 East, Boise Meridian, Elmore County, Idaho, excepting therefrom:

Commencing at the Southeast corner of the West Half of Lot 26, Section 36, T3S, R6E, B.M., and running thence
West along the South boundary line of said tract a distance of 160 feet; thence
North a distance of 257 feet; thence
East a distance of 160 feet to the East boundary line of said tract; thence
South along the East boundary line of said tract a distance of 257 feet to the Place of Beginning.

Together with water right no. 61-10394 & 61-10741

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, his heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantee, that they are the owners in fee simple of said premises; that said premises are free from all encumbrances, EXCEPT those to which this conveyance is expressly made subject and those made, suffered or done by the Grantee(s); and subject to reservations, restrictions, dedications, easements, rights of way and agreements, (if any) of record, and general taxes and assessments, (including irrigation and utility assessments, if any) for the current year, which are not yet due and payable, and that they will warrant and defend the same from all lawful claims whatsoever, except those of record.

Date: October 15, 2019


Jeff Sears


Brenda Sears

State of Idaho
County of Elmore

On this 16th day of October, 2019, before me, the undersigned, a Notary Public, in and for said State, personally appeared **JEFF SEARS AND BRENDA SEARS**, known to me, and/or identified to me on the basis of satisfactory evidence, to be the persons whose names are subscribed to the within instrument and acknowledged to me that they executed the same.

WITNESS MY HAND AND OFFICIAL SEAL.


Notary Public
Residing at: Mountain Home
Commission Expires: 1-6-24





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

November 13, 2019

JOSE TOBIASSON
MATTHEW TOBIASSON
SCOTT TOBIASSON
1110 S 3RD WEST B ST
MOUNTAIN HOME ID 83647

Re: Change in Ownership for Water Right Nos: 61-10394, 61-10741

Dear Water Right Holders:

The Department of Water Resources Western acknowledges the receipt of correspondence changing ownership of the above referenced water rights 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) 334-2190.

Sincerely,

Kensie Thorneycroft
Office Specialist 2

Enclosure