

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

DEC 27 2018

DEPT OF WATER RESOURCES
SOUTHERN 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?
47-10940	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: J A Theener and Gladwin R. Theener
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Andrew Jacob Hooley and Lisa Ellen Hooley
New owner(s) as listed on the conveyance document Name connector ☒ and ☐ or ☐ and/or
- 2305E 3600 N Filer ID 83314 28
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: 12/17/2018
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: Andrew Hooley Title, if applicable _____ Date 12/17/18
Signature of new owner/claimant
- Signature: Lisa Ellen Hooley Title, if applicable _____ Date 12/17/18
Signature of new owner/claimant

For IDWR Office Use Only:

Received by JM Date 12-27-2018 Receipt No. 8037085 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 _____ Processed by JB Date 2/21/2019



TitleOne
a title & escrow co.

ELECTRONICALLY RECORDED
STAMPED FIRST PAGE NOW
INCORPORATED AS PART OF
THE ORIGINAL DOCUMENT.

TWIN FALLS COUNTY

RECORDED FOR:
TITLEONE - TWIN FALLS

02:02:06 PM 12-17-2018

2018020230

NO. PAGES 2 FEE: \$15.00

KRISTINA GLASCOCK
COUNTY CLERK

DEPUTY: CA
Electronically Recorded by Simplifile

Order Number: 18324083

WARRANTY DEED

For Value Received,

Terry Richard Theener, a married man contracting with his sole and separate property, the Grantor, does hereby grant, bargain sell and convey unto, **Andrew Jacob Hooley and Lisa Ellen Hooley, husband and wife**, whose current address is **2305 E 3600 N, Filer, ID 83328**, the Grantee, the following described premises, in **Twin Falls County, Idaho**, To Wit:

TOWNSHIP 10 SOUTH, RANGE 16 EAST OF THE BOISE MERIDIAN, TWIN FALLS COUNTY, IDAHO

Section 28: The E $\frac{1}{2}$ W $\frac{1}{2}$

EXCEPT: All that part of the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 28, Township 10 South, Range 16 East Boise Meridian, Twin Falls County, Idaho, lying West of the "R" lateral of the Twin Falls Canal Company as presently constructed.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, their heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that Grantor is the owner in fee simple of said premises; that they are free from all encumbrances EXCEPT those to which this conveyance is expressly made subject and those made, suffered or done by the Grantee; and subject to all existing patent reservations, easements, right(s) of way, protective covenants, zoning ordinances, and applicable building codes, laws and regulations, general taxes and assessments, including irrigation and utility assessments (if any) for the current year, which are not due and payable, and that Grantor will warrant and defend the same from all lawful claims whatsoever. Whenever the context so requires, the singular number includes the plural.

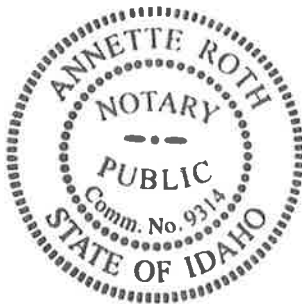
Dated: December 17, 2018

Terry Richard Theener
Terry Richard Theener

State of Idaho, County of Twin Falls
WARREN, ss.

On this 17 day of December in the year of 2018, before me, the undersigned, a Notary Public in and for said State, personally appeared Terry Richard Theener, known or identified to me to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same.

Annette Roth
Notary Public
Residing In: Rupert, Id
My Commission Expires: 8-4-2023
(seal)





TitleOne
a title & escrow co.

TWIN FALLS COUNTY

RECORDED FOR:
TITLEONE - TWIN FALLS

02:02:10 PM 12-17-2018

2018020231

NO. PAGES 2 FEE: \$15.00
KRISTINA GLASCOCK
COUNTY CLERK

DEPUTY: CA
Electronically Recorded by Simplifile

ELECTRONICALLY RECORDED
STAMPED FIRST PAGE NOW
INCORPORATED AS PART OF
THE ORIGINAL DOCUMENT.

Order Number: 18324083

WARRANTY DEED

For Value Received,

Donna Kay Humphries, a married woman contracting with her sole and separate property, the Grantor, does hereby grant, bargain sell and convey unto, **Andrew Jacob Hooley and Lisa Ellen Hooley, husband and wife**, whose current address is **2305 E 3600 N, Filer, ID 83328**, the Grantee, the following described premises, in **Twin Falls County, Idaho**, To Wit:

TOWNSHIP 10 SOUTH, RANGE 16 EAST OF THE BOISE MERIDIAN, TWIN FALLS COUNTY, IDAHO

Section 21: The SW $\frac{1}{4}$ SW $\frac{1}{4}$ South of the Lowline Canal.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, their heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that Grantor is the owner in fee simple of said premises; that they are free from all encumbrances EXCEPT those to which this conveyance is expressly made subject and those made, suffered or done by the Grantee; and subject to all existing patent reservations, easements, right(s) of way, protective covenants, zoning ordinances, and applicable building codes, laws and regulations, general taxes and assessments, including irrigation and utility assessments (if any) for the current year, which are not due and payable, and that Grantor will warrant and defend the same from all lawful claims whatsoever. Whenever the context so requires, the singular number includes the plural.

Dated: December 17, 2018

Donna Kay Humphries
Donna Kay Humphries

State of Idaho, County of Twin Falls, ss.

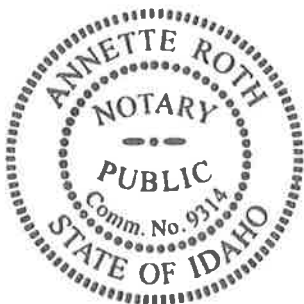
On this 17 day of December in the year of 2018, before me, the undersigned, a Notary Public in and for said State, personally appeared Donna Kay Humphries, known or identified to me to be the person whose name is subscribed to the within instrument and acknowledged to me that she executed the same.

Annette Roth
Notary Public

Residing In: Rupert ID

My Commission Expires: 8-4-2023

(seal)





State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region • 650 ADDISON AVE W STE 500 • TWIN FALLS, ID 83301-5858

Phone: (208)736-3033 • Fax: (208)736-3037 • Website: www.idwr.idaho.gov

Brad Little
Governor

Gary Spackman
Director

February 21, 2019

ANDREW J HOOLEY
LISA E HOOLEY
2305 E 3600 N
FILER ID 83328-5621

Re: Change in Ownership for Water Right No(s): 47-10940

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.

The ownership change was submitted with a \$50.00 fee, and the fee for a change of ownership for an undivided water right is only \$25.00, so I will initiate a refund of the \$25.00 overpayment with the State IDWR office.

If you have any questions concerning the enclosed information, please contact me at (208) 736-3033.

Sincerely,

Jim Bitzenburg
Senior Water Resource Agent, Southern Region

Enclosure(s)

CC: Nancy Garrett, Title One

Bitzenburg, James

From: Bitzenburg, James
Sent: Thursday, February 21, 2019 12:27 PM
To: Marston, Sascha
Subject: Refund of overpayment of fees

Sascha-

I am processing a Change of Ownership for Andrew and Lisa Hooley, which was submitted by Title One Corporation. Title One paid \$50.00, when the actual fee was only \$25.00. Could you issue a \$25.00 refund to Title One Corporation for the overpayment? The receipt number is S037085 dated 12/27/2018, check #18430. The address for Title One in Burley is:

**TITLE ONE CORP
PO BOX 177
BURLEY ID 83318**

Could you send it "Attention: Nancy Garrett"?

Let me know if you need anything more and thank you for your help.

Jim

**Jim Bitzenburg
Water Resource Agent
Idaho Department of Water Resources
Southern Regional Office
Phone (208)-736-3033
Fax (208)-736-3037
james.bitzenburg@idwr.idaho.gov**



RECEIVED

DEC 27 2018

DEPT OF WATER RESOURCES
SOUTHERN REGION

December 26, 2018

ID Dept. of Water Resources
650 Addison Ave. West, Ste. 500
Twin Falls, ID 83301

RE: TitleOne File No. 18324083
Andrew Jacob Hooley/Theener & Humphries

Dear Clerk:

Enclosed with this letter please find the following documents:

1. The original executed Notice of Change in Water Right Ownership between J. A. Theener and Gladwin R. Theener to Andrew Jacob Hooley and Lisa Ellen Hooley.
2. A copy of two (2) recorded Warranty Deeds.
3. TitleOne Corporation's check no. 18430 made payable to the Idaho Department of Water Resources in the amount of \$50.00 for water transfer.

Please make the necessary changes in the records to indicate the new Owner for future water assessments and notices. Please send a receipted copy to this office.

Should you have any questions, or if TitleOne Corporation may be of further assistance, please do not hesitate to contact this office.

Very truly yours,
TITLEONE CORPORATION

Nancy Garrett
Administrative Assistant

AR/nrg
Enc.
FedEx