

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

RECEIVED

JAN 09 2019

**Notice of Change in Water Right Ownership**

DEPT OF WATER RESOURCES  
SOUTHERN REGION

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? |
|-----------------------|------------------------------|------------------------------|-----------------------|------------------------------|------------------------------|
| 37-22306              | 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"/> |
|                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |

2. Previous Owner's Name: Gary Miller and Sandra K Miller  
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Levi Schilder or Renae Schilder  
New owner(s) as listed on the conveyance document      Name connector ☐ and ☒ or ☐ and/or
- 1691 Shoestring Road      Gooding      ID      83330  
Mailing address      City      State      ZIP
- 208-934-8806      Lrschilder@hotmail.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: 1-4-2019
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: [Signature]      Title, if applicable: \_\_\_\_\_      Date: 1-7-19  
                     Signature of new owner/claimant

Signature: [Signature]      Title, if applicable: \_\_\_\_\_      Date: 1-7-19  
                     Signature of new owner/claimant

**For IDWR Office Use Only:**

Received by AI      Date 2/5/19      Receipt No. 5037146      Receipt Amt. \$2500  
 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 AI      Date 2/13/19

Instrument # 263771

GOODING, GOODING, IDAHO

1-7-2019 01:16:56 PM No. of Pages: 3

Recorded for : SCHILDER, LEVI

DENISE M. GILL

Fee: 15.00

Ex-Officio Recorder Deputy

*Jana Medley*

## Water Deed

For value received, **Gary Miller and Sandra K. Miller, husband and wife**

Does hereby convey, release, remise, and forever quit claim unto

**Levi Schilder and Renae Schilder, husband and wife**

whose current address is 1691 Shoestring Road, Gooding ID 83330

the following described water rights located in Gooding County, State of Idaho, which are used in connection with the real property described on Exhibit A, attached hereto and incorporated herein by reference (the "Property").

All water rights of the Idaho Department of Water Resources used in connection with the Property, including specifically Water Right No. 37-22306

Grantor also conveys to Grantee after-acquired title or other interest, if any, related to the water rights hereby conveyed.

IN WITNESS WHEREOF, the undersigned has executed this instrument as of January 4, 2019.

*Gary Miller*  
\_\_\_\_\_  
Gary Miller

*Sandra K. Miller*  
\_\_\_\_\_  
Sandra K. Miller

State of Idaho, County of Gooding, ss.

On this 4 day of January in the year of 2019, before me, the undersigned, a Notary Public in and for said State, personally appeared Gary Miller and Sandra K. Miller known or identified to me to be the person(s) whose name(s) are subscribed to the within instrument and acknowledged to me that they executed the same.

*Brandi Clapp*  
\_\_\_\_\_, Notary Public  
Residing at: *Wendell, ID*  
My Commission Expires: *12/14/21*  
(seal)



# 316-0098  
208- Levi

READ AND APPROVED  
BY: X [Signature]

READ AND APPROVED  
BY: X [Signature]

**stewart title**

## WARRANTY DEED

For Value Received John L. Giese, an unmarried man, the Grantor, hereby grants bargains, sells, conveys and warrants unto Levi J. Schilder and Renae L. Schilder, husband and wife, the Grantee, whose current address is 1691 Shoestring Rd., Gooding, ID 83330, the following described premises, to wit: SEE ATTACHED EXHIBIT "A"

"A DEED RESTRICTION ON THE SOUTH BOUNDARY LINE... NO BUILDINGS WITHIN 50 FEET OF THIS LINE FROM THE MAIN ROAD TO THE EAST FOR APPROX. 648 FEET."

"A DEED RESTRICTION... NO MANUFACTURED HOUSING/MOBILE HOMES"

**SUBJECT TO:** Current General Taxes, a lien in the process of assessments, not yet due or payable. Easements, restrictions, reservations, provisions of record and assessments, if any.

**TO HAVE AND TO HOLD**, the said premises, together with the appurtenances, unto the said Grantee and to its heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that it is the owner in fee simple of said premises, that said premises are free from all encumbrances and that he/she/they will warrant and defend the same from all lawful claims whatsoever.

Dated this \_\_\_\_\_ day of June, 2014

\_\_\_\_\_  
John L. Giese

State of Idaho

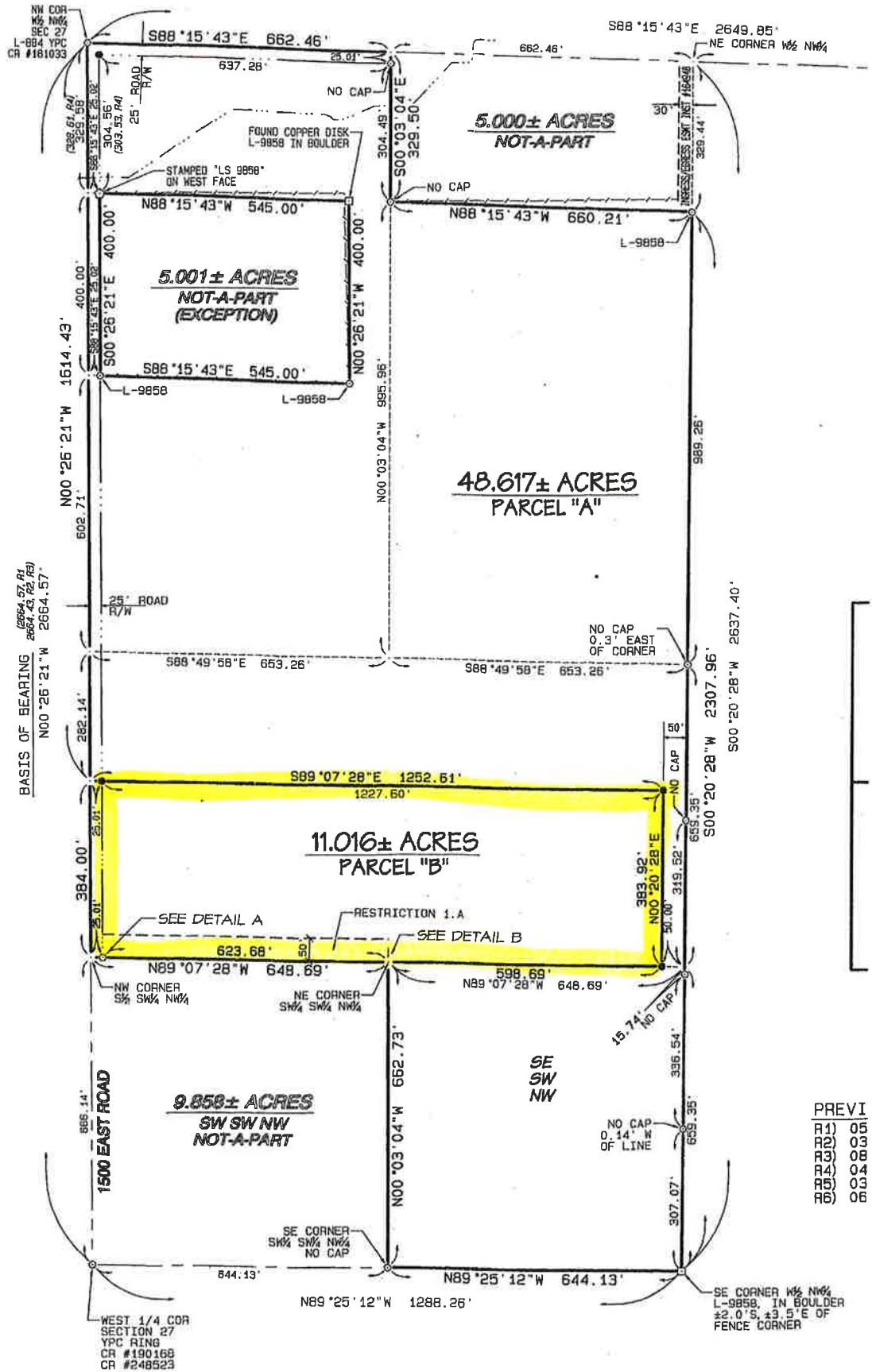
SS.

County of Blaine

On this \_\_\_\_\_ day of June, 2014, before me the undersigned, a Notary Public, in and for said State, personally appeared John L. Giese, known to me, and/or identified to me on the basis of satisfactory evidence, to be the person(s) whose name is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same.

WITNESS MY HAND AND OFFICIAL SEAL

Notary Public: \_\_\_\_\_  
Residing at: \_\_\_\_\_  
My commission expires: \_\_\_\_\_



#### EASEMENT/RESTRICTION NOTES

- 07/21/2014; #248940; WARRANTY DEED FROM JOHN J. GIESE TO LEVI J. A  
A) NO BUILDINGS WITHIN 50 FEET OF SOUTH BOUNDARY LINE FROM MAIN  
B) NO MANUFACTURED HOUSING/MOBILE HOMES.
- 06/06/1979; #77108; DECLARATION OF PROTECTIVE COVENANTS, CONDITION  
A) I, II, V, VI, VII, VIII & IX BLANKET RESTRICTIONS ACROSS ENT  
B) X CALLS FOR UTILITIES, DRAINAGE AND IRRIGATION EASEMENTS AS  
PUBLIC RECORDS SHOWING SAID EASEMENTS. THESE EASEMENTS COULD  
3. 08/14/2017; IMPLIED EASEMENTS TO SERVICE ELECTRIC AND TELEPHONE UT  
ALONG RUNOFF DITCH ACROSS NORTH END OF PARCEL AS SHOWN.

PREVI  
R1) 05  
R2) 03  
R3) 08  
R4) 04  
R5) 03  
R6) 06

**TOWNSHIP 6 SOUTH IN RANGE 14 EAST OF THE BOISE MERIDIAN, GOODING COUNTY, IDAHO**

**Section 27:** That part of the West 1/2 of the Northwest 1/4 described as follows:

Commencing at a 1/2-inch iron rod marking the Northwest corner of said West 1/2 of the Northwest 1/4 of Section 27;

Thence along the West line of said West 1/2 of the Northwest 1/4 of Section 27, South 00 Degrees 26 Minutes 21 Seconds East, a distance of 1614.43 feet to the **POINT OF BEGINNING** of this land description, said point being witnessed by a 1/2-inch rebar with a plastic cap imprinted PLS 9858 bearing South 89 Degrees 07 Minutes 28 Seconds East at a distance of 25.01 feet;

Thence parallel to the North line of the South 1/2 of the Southwest 1/4 of the Northwest 1/4 of said Section 27, South 89 Degrees 07 Minutes 28 Seconds East, a distance of 1252.61 feet to a 1/2-inch rebar with a plastic cap imprinted PLS 9858 lying 50 feet westerly of the East Line of the West 1/2 of the Northwest 1/4 of said Section 27;

Thence parallel to and 50 feet Westerly of said East line, South 00 Degrees 20 Minutes 28 Seconds West, a distance of 383.92 feet to a 1/2-inch rebar with a plastic cap imprinted PLS 9858 marking the point of intersection with the North line of the South 1/2 of the Southwest 1/4 of the Northwest 1/4 of said Section 27;

Thence along said North line, North 89 Degrees 07 Minutes 28 Seconds West, a distance of 1247.38 feet to the point of intersection with the West line of the West 1/2 of the Northwest 1/4 of said Section 27, said point being witnessed by a 1/2-inch rebar with a plastic cap imprinted PLS 9858 bearing South 89 Degrees 07 Minutes 28 Seconds East at a distance of 25.01 feet;

Thence along said West line, North 00 Degrees 26 Minutes 21 Seconds West, a distance of 384.00 feet to the **POINT OF BEGINNING**.

According to a 2017 Survey by GradeTek, PLLC, Gooding, ID and containing 11.016 ACRES, more or less.





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](http://www.idwr.idaho.gov)

Brad Little  
Governor

Gary Spackman  
Director

February 13, 2019

LEVI SCHILDER  
RENAE SCHILDER  
1691 SHOESTRING RD  
GOODING ID 83330-5235

Re: Change in Ownership for Water Right No(s): 37-22306

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) 736-3033.

Sincerely,

Allison Inouye  
Water Resource Agent, Senior

Enclosure(s)