

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Notice of Change in Water Right Ownership

RECEIVED
DEC 26 2018
RECEIVED
DEC 10 2018
DEPARTMENT OF WATER RESOURCES
WESTERN 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?
63-4616	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: Pamela D. Gehlken, Patricia Elizavbeth Hawkins, Paula S. Martineau
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): City of Boise, Department of Parks & Recreation
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or
- | | | | |
|-------------------------|--------------------------------|-----------|--------------|
| <u>1104 Royal Blvd.</u> | <u>Boise</u> | <u>ID</u> | <u>83706</u> |
| Mailing address | City | State | ZIP |
| <u>208-608-7600</u> | <u>jroldan@cityofboise.org</u> | | |
| 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: August 10, 2016
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] Public Works Director 11/14/18
 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 AK Date 12/10/2018 Receipt No. W046994 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 dh Date 1-7-19

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

10/25/2018

WATER RIGHT NO. 63-4616

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	PAMELA D GEHLKEN
Current Owner	PATRICIA ELIZABETH HAWKINS
Current Owner	PAULA S MARTINEAU
	323 LAKE BLVD
	REDDING, CA 96003
	9162417007

Priority Date: 01/25/1966

Basis: Decreed

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>
STOCKWATER	1/01	12/31	0.05 CFS	
DOMESTIC	1/01	12/31	0.04 CFS	
Total Diversion			0.09 CFS	

Location of Point(s) of Diversion:

GROUND WATER|SWSW|Sec. 01|Township 04N|Range 02E|ADA County

Place(s) of use:

Place of Use Legal Description: STOCKWATER ADA County

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
04N	02E	1		SWSW										

Place of Use Legal Description: DOMESTIC ADA County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
04N	02E	1		SWSW										

Conditions of Approval:

1. C18 THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.
2. N13 THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.
3. N11 THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
4. STOCKWATER, 200 RANGE CATTLE PARCEL NO. RP S0601325400

Dates:

Licensed Date:

Decreed Date: 12/30/1999

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date:

Protest Deadline Date:

Number of Protests: 0

Other Information:

State or Federal: S

Owner Name Connector: OR

Water District Number:

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:

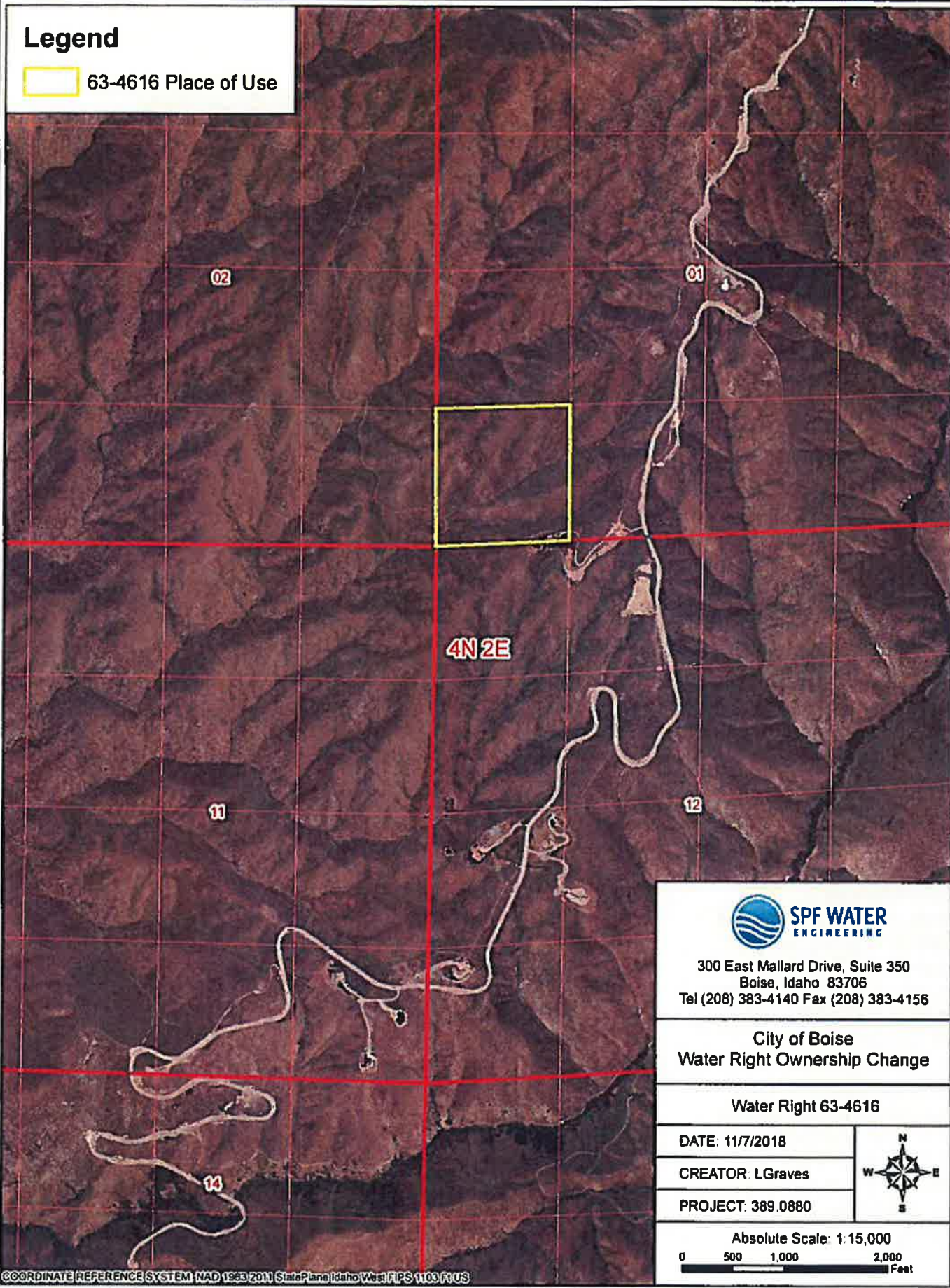
Mitigation Plan: False

Close

Legend



63-4616 Place of Use



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

City of Boise
Water Right Ownership Change

Water Right 63-4616

DATE: 11/7/2018

CREATOR: L.Graves

PROJECT: 389.0880



Absolute Scale: 1:15,000

0 500 1,000 2,000
Feet

COORDINATE REFERENCE SYSTEM NAD(1983)2011 StatePlane Idaho West FIPS 1103 FT US

Recording requested by:
Boise City Attorney's Office
ATTN: Joshua Leonard, Senior Deputy Attorney
150 N. Capitol Boulevard, P.O. Box 500
Boise, Idaho 83701-0500

[FOR RECORDER'S USE ONLY]

16267655 ST/SD

WARRANTY DEED
(TBD N. Bogus Basin Road)

FOR GOOD AND VALUABLE CONSIDERATION, Pamela Diane Gehlken, a married woman, as her sole and separate property, and Paula Sue Martineau, an unmarried woman, and Patricia Elizabeth Hawkins, who acquired title as Patsy Beth Gruber, a married woman, as her sole and separate property (together, "GRANTOR"), does hereby grant, bargain sell and convey unto the city of Boise City, an Idaho municipal corporation formed and existing pursuant to Title 50, Idaho Code, the current address for which is 150 N. Capitol Boulevard, P.O. Box 500, Boise, Idaho 83701-0500 (the "GRANTEE"), the following described premises (the "PROPERTY"), in Ada County, state of Idaho, To Wit:

The West half of the Southwest quarter of Section 1; and the East half of the Southeast quarter of Section 2, all in Township 4 North, Range 2 East, Boise Meridian, in Ada County, Idaho.

TO HAVE AND TO HOLD said PROPERTY, with all appurtenances, unto GRANTEE and to GRANTEE's heirs, successors, and assigns forever. GRANTOR, for itself and its heirs, successors, and assigns, does hereby covenant to and with GRANTEE and its heirs, successors, and assigns that: (i) GRANTOR is the owner in fee simple of said PROPERTY; (ii) said PROPERTY is free from all encumbrances except those to which this conveyance is expressly made subject, as contained in Exhibit A, attached hereto and incorporated herein by this reference as though set forth in full, and those made, suffered, or done by GRANTEE, and subject to all existing patent reservations, easements, rights-of-way, protective covenants, zoning ordinances, applicable building codes, laws, and regulations, and general taxes and assessments, including irrigation and utility assessments (if any), for the current year, which are not due and payable; (iii) GRANTOR has not conveyed the same estate, or any right, title, or interest therein, to any person or entity other than GRANTEE; and (iv) GRANTOR will warrant and defend, including attorneys' fees, the same forever from all other lawful claims whatsoever.

IN WITNESS WHEREOF, GRANTOR has caused its name to be hereunto subscribed, this 19th day of August, 2016.

Recording requested by:

Boise City Attorney's Office
ATTN: Joshua Leonard, Senior Deputy Attorney
150 N. Capitol Boulevard, P.O. Box 500
Boise, Idaho 83701-0500

[FOR RECORDER'S USE ONLY]

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IN WITNESS WHEREOF, GRANTOR has caused its name to be hereunto subscribed, this 6th day of August, 2016.

GRANTOR:

Pamela D Gehlkin
PAMELA DIANE GEHLKIN

STATE OF Idaho, County of Ad, ss.

On this, the 12th day of August, 2016, before me, the undersigned, a Notary Public in and for said state, personally appeared Pamela Diane Gehlkin, 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.



[Signature]
Notary Public for the state of _____,
Residing in _____ County.
My Commission expires _____.

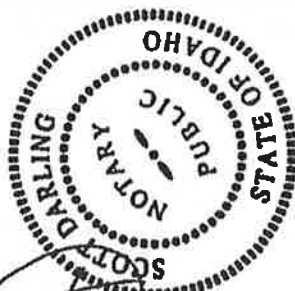
RESIDING: BOISE, ID
COMMISSION EXPIRES: 11-28-19

GRANTOR:

Paula Sue Martineau
PAULA SUE MARTINEAU

STATE OF Idaho, County of Ad, ss.

On this, the 12th day of August, 2016, before me, the undersigned, a Notary Public in and for said state, personally appeared Paula Sue Martineau, 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.



[Signature]
Notary Public for the state of _____,
Residing in _____ County.
My Commission expires _____.

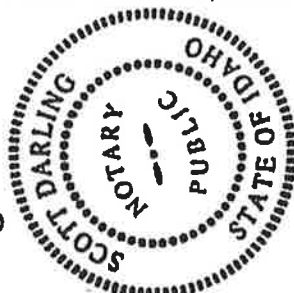
RESIDING: BOISE, ID
COMMISSION EXPIRES: 11-28-19

GRANTOR:

Patricia Elizabeth Hawkins
PATRICIA ELIZABETH HAWKINS

STATE OF Idaho, County of Ad, ss.

On this, the 12th day of August, 2016, before me, the undersigned, a Notary Public in and for said state, personally appeared Patricia Elizabeth Hawkins, 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.



[Signature]
Notary Public for the state of _____,
Residing in _____ County.
My Commission expires _____.

RESIDING: BOISE, ID
COMMISSION EXPIRES: 11-28-19

WARRANTY DEED

Page 2 of 2

EXHIBIT A
to the Warranty Deed

PERMITTED EXCEPTIONS

1. Reservations and exceptions in a United States Patent, and in the act authorizing the issuance thereof, recorded January 2, 1919, in Book 5 of Patents, at Page 569, in the official records of Ada County, Idaho.
2. Those easements of record that are shown on Record of Survey No. 10586, recorded August 10, 2016, as Instrument No. 2016-073123, in the official records of Ada County, Idaho.

[END OF PERMITTED EXCEPTIONS]



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

January 07, 2019

CITY OF BOISE CITY
DEPT OF PARKS & RECREATION
1104 ROYAL BLVD
BOISE ID 83706

Re: Change in Ownership for Water Right No: 63-4616

Dear Water Right Holder:

The Department of Water Resources (Department) acknowledges the receipt of correspondence changing ownership of the above referenced water right 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) 287-4920.

Sincerely,

Debbi Judd
Technical Records Specialist

Enclosures

c. Lori Graves – SPF Water Engineering



SPF WATER
ENGINEERING

December 5, 2018

RECEIVED
DEC 10 2018
WATER RESOURCES
WESTERN REGION

Angie Grimm
IDWR Western Region Office
2735 Airport Way
Boise, ID 83705

Subject: Ownership Change Notice

Dear Angie,

Enclosed on behalf of the City of Boise Parks & Recreation Department, is a *Notice of Change in Water Right Ownership* for water right 63-4616 appurtenant to property the City has acquired.

Check No. 014014 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,

Lori Graves
Water Rights Specialist

Cc: John Roldan, Boise City Public Works Dept.
Dee Oldham, Boise City Parks & Rec Dept.

Enclosures

SPF file number: 389.0880