



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

C.L. "Butch" Otter
Governor

Gary Spackman
Director

December 10, 2018

ESTATE OF WINFIELD SCOTT NEAL
C/O NANCY MARIE KOZLOWSKI
4425 N BROOKSIDE LN
BOISE ID 83714-9680

RE: Change in Ownership Water Right No(s): 77-10105

Dear Interested Parties:

The Idaho Department of Water Resources (Department) received a Notice of Change in Water Right Ownership (Notice) from you on December 5, 2018 for the above referenced water rights. The Notice could not be processed because the ownership of the water right is already in the name of the Estate of Winfield Scott Neal.

The name listed on the notice indicates that the new owner should be Nancy Marie Kozlowski, but the Personal Representative's Deed recorded as Instrument No. 282796 indicates that the Estate of Rose Marie Neal conveyed a one-half (1/2) interest in the property to the Estate of Winfield Scott Neal. Based on this document, the water right current owners are listed as Rose Neal and Estate of Winfield Scott Neal.

If you have further evidence that supports that the water right should be in your name, please submit a copy of the conveyance documents, with the appropriate fees, to the Department and we will update the record.

The Department is returning your Notice of Change in Water Right Ownership and the attachments. A refund of \$25 **will not** be requested as the fee paid was applied to the ownership change submitted in 2005. You may re-submit your request with the appropriate documents and fees.

If you have any questions regarding this matter, please contact me at (208) 287-4942.

Sincerely,

Jean Hersley
Technical Records Specialist II

Enclosure(s)

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Notice of Change in Water Right Ownership

RECEIVED

DEC 05 2018

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?
77-10105	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:

Rose Marie Neal + Winfield Scott Neal
Name of current water right holder/claimant

3. New Owner(s)/Claimant(s):

Nancy Marie Kozlowski
New owner(s) as listed on the conveyance document

Name connector ☐ and ☐ or ☐ and/or

4425 N. Brookside Ln.
Mailing address

Bose
City

Idaho
State

83714
ZIP

1-208-939-6732
Telephone

N/A
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: May 7th, 2004

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):
 • \$25 per undivided water right.
 • \$100 per split water right.
 • 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:

Nancy Marie Kozlowski Owner
Signature of new owner/claimant Title, if applicable

12-4-18
Date

Signature:

Signature of new owner/claimant

Title, if applicable

Date

For IDWR Office Use Only:

Received by _____ Date _____ Receipt No. _____ Receipt Amt. _____

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 _____ Date _____

Instrument # 282796
VALLEY COUNTY, CASCADE, IDAHO
2004-05-10 11:39:34 No. of Pages: 1
Recorded for: DAVISON, COPPLE
LELAND G. HEINRICH Fee: 3.00
Ex-Officio Recorder Deputy
Index to: DEEDS

RECEIVED
APR 29 2005
IDWR/North

PERSONAL REPRESENTATIVE'S DEED

The undersigned, NANCY MARIE KOZLOWSKI, as Personal Representative of the Estate of Rose Marie Neal, deceased, does hereby grant and convey, without warranty, to Nancy Marie Kozlowski as Personal Representative of the Estate of Winfield Scott Neal, deceased, whose address is 4425 N. Brookside Lane, Boise, Idaho 83714, one-half (1/2) of decedent's interest in and to the following described real property situate in Valley County, Idaho:

N $\frac{1}{2}$ of the SW $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 2, and the NW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 11, all in Township 20 N., Range 9, E.B.M., Valley County, Idaho; and

One-half (½) interest in Lots 39 and 40, Group "K", Payette Lakes Club Grounds, Valley County, Idaho.

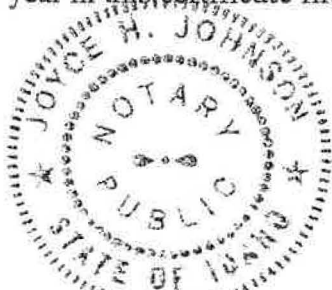
DATED this 24 day of May, 2004.

Nancy Marie Kozlowski
NANCY MARIE KOZLOWSKI, Personal Representative of the Estate of Rose Marie Neal, Deceased

STATE OF IDAHO)
) ss.
County of Ada)

On this 7th day of May, in the year 2004, before me, the undersigned Notary Public in and for said State, personally appeared NANCY MARIE KOZLOWSKI, Personal Representative of the Estate of Rose Marie Neal, deceased, 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 as such Personal Representative.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal, the day and year in this certificate first above written.



Joyce L. Johnson
Notary Public for Idaho
Residing at Boise, Idaho
My Commission Expires: 1/27/05

PERSONAL REPRESENTATIVE'S DEED
N:\Clients\NNeal, Rose\Nealprobate\PR Deed-Valley Col.wpd

SCANNED