

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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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?
63-31986	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: Robert Harmon
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Kenrick Thomas
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or
- PO Box 8104 Boise ID 83707
Mailing address City State ZIP
- 208-861-2634 rickthomas@q.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: August 26, 2010
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: Kenrick E. Thomas OWNER 9-7-2018
 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 9/17/2018 Receipt No. W046759 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 N/A Approved by AK Processed by _____ Date _____



William J. McKlveen, ISB #1231
Samuel A. Diddle, ISB #4967
David M. Swartley, ISB #5230
**EBERLE, BERLIN, KADING, TURNBOW
& MCKLVEEN, CHARTERED**
1111 West Jefferson Street, Suite 530
P. O. Box 1368
Boise, ID 83701
Telephone: (208) 344-8535
Facsimile: (208) 344-8542

Attorneys for Plaintiffs

**IN THE DISTRICT COURT OF THE FOURTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF ADA**

KENRICK E. THOMAS,

Plaintiff,

v.

ROBERT HARMON and SHEILA
HARMON, husband and wife, ELEANOR
HARMON, and Does 1-10,

Defendants.

Case No. CV-OC-2009-07868

SHERIFF'S DEED

I, Gary Raney, Ada County Sheriff, pursuant to the Writ of Execution, does hereby bargain, sell and convey, without warranty to Kenrick E. Thomas, whose address is POB 8104 Boise, Idaho 83707, all of the real property situated in Ada County, State of Idaho, described as follows:

In Section 10:

The South half of the Northwest quarter, and the Southwest quarter
of the Northeast quarter, and the Southeast quarter;

and in Section 11:

The South half of the Northeast quarter, and the Southwest quarter,

and the Southeast quarter;

And in Section 14:

The North half of the North half;

All in Township 5 North, Range 1 East, Boise Meridian, Ada County, Idaho.

Together with appurtenant rights of ingress and egress arising from and subject to the grants of permanent road easement and rights of way created by Instrument No. 9326686 and Instrument No. 9326687, records of Ada County, Idaho, said easement being a thirty-foot road right of way lying fifteen feet each side of the centerline described as follows:

PRIVATE ROAD EASEMENT CENTERLINE

in

Sections 7, 8, 9 & 10 T. 5 N., R. 1 E., B.M.,

Ada County, Idaho

Commencing at the North One-Quarter Corner of Section 18, T. 5 N., R. 1 E., B.M., Ada County, Idaho, thence S. 07°31' E. 1202.62 feet to a point on the centerline of Willow Creek Road, which is the POINT OF BEGINNING OF the PRIVATE ROAD EASEMENT CENTERLINE, thence along said centerline the following courses:

N. 57° 19' E. 123.95 feet to a point,
N. 63° 26' E. 316.92 feet to a point,
N. 53° 35' E. 298.43 feet to a point,
N. 69° 53' E. 224.18 feet to a point,
N. 58° 14' E. 680.66 feet to a point,
N. 50° 50' E. 287.72 feet to a point,
N. 51° 50' E. 327.16 feet to a point,
N. 90° 00' E. 151.57 feet to a point,
N. 65° 44' E. 406.24 feet to a point,
N. 56° 88' E. 322.10 feet to a point,
N. 24° 12' E. 235.25 feet to a point,
N. 65° 56' E. 334.74 feet to a point,
S. 70° 45' E. 435.79 feet to a point,
N. 65° 55' E. 569.23 feet to a point,
N. 63° 26' E. 523.80 feet to a point,
N. 72° 21' E. 409.02 feet to a point,
N. 70° 49' E. 1323.54 feet to a point,
N. 75° 30' E. 471.72 feet to a point,
N. 65° 44' E. 1211.44 feet to a point,

N. 88° 17' E. 255.17 feet to a point,
N. 62° 31' E. 669.38 feet to a point,
N. 68° 31' E. 259.16 feet to a point,
N. 76° 44' E. 566.29 feet to a point,
N. 90° 00' E. 927.17 feet to a point,
N. 90° 00' E. 263.78 feet to a point,
N. 78° 59' E. 298.81 feet to a point,
N. 90° 00' E. 1129.92 feet to a point,
N. 81° 21' E. 575.45 feet to a point,
N. 90° 00' E. 401.57 feet to a point,
S. 84° 45' E. 382.76 feet to the POINT OF BEGINNING on the
West line of the South half of the Northwest Quarter of Section 10,
which said point bears N. 01° 18' W. 169.96 feet from the West
One-Quarter Corner of Section 10, T. 5 N., R. 1 E., B.M., Ada
County, Idaho.

This conveyance is made pursuant to the powers placed upon the Sheriff by the Writ of Execution, and further, pursuant to the Judgment entered in the matter of *Kenrick E. Thomas v. Robert Harmon and Sheila Harmon, husband and wife, Eleanor Harmon*, Case No. CV 2009-07868, in the District Court of the Fourth Judicial District of the State of Idaho in and for the County of Ada which was entered on June 2, 2010 and further, recorded in the records of Ada County as Instrument No. 110052399 on June 7, 2010, and after fulfillment of the conditions of the Sheriff's sale such real property as more fully set forth as follows:

a) That I have received the annexed Writ of Execution, as well as Notice of Levy, Notice of Sale on the 23rd day of June, 2010, and in compliance therewith and as instructed by Plaintiffs' attorney, I served a copy of said Writ of Execution, and Notice of Levy, and Notice of Sale on the above-named Defendants, in Eagle, Idaho, on June 25, 2010, and re-recorded an amended Notice of Levy and Execution of Sale on 6/28/2010 and that I noticed the property so directed to be sold at public auction, according to law, by posting written notices particularly describing the real property to be sold and setting forth the time and place of sale and the monetary and other terms thereof for twenty (20) consecutive dates before the time set for sale at

three (3) public places in the county where said property is located and to be sold and by publishing a copy of said notice one time each week for three (3) consecutive weeks for the same period, before the time set for the sale in the *Idaho Statesman*, a newspaper published in Ada County, Idaho and qualified to publish that legal notice; and

b) Further, on Thursday the 22nd day of July, 2010, at the hour of 10:00 a.m., of that day, I attended at the time and place so named in the notices, as aforesaid, and fully offered for sale, and sold, at public auction, for the above-described property, or the right, claim and interest of the within named Defendants thereto according to the direction and order of the said annexed Writ and the statutes in such cases made and provided, and in the manner as follows, to Wit:

I offered to sell said real property according to law, and sold the same in one parcel, there being no request that it be sold in any other way.

The highest and best bid made for the property was made by Kenrick E. Thomas who credit bid the sum of \$1,300,000.00 dollars and that the property was therefore sold to that bidder. I issued a Sheriff's certificate of sale, according to law, and filed a copy of that certificate for record.

Pursuant to the Order Granting Stipulation Regarding Assignment, Assumption and Waiver and Issuance of Sheriff's Deed, Robert and Sheila Harmon's right to redemption of the property was waived and assigned, transferred and conveyed to Kenrick Thomas, and Eleanor Harmon's right to redemption of the property was waived and assigned, transferred and conveyed to Kenrick Thomas, and the Court authorized the issuance of this Sheriff's Deed to Kenrick Thomas prior to the expiration of the redemption period.

DATED this 26th day of August, 2010.

GARY RANEY
Sheriff of Ada County Idaho

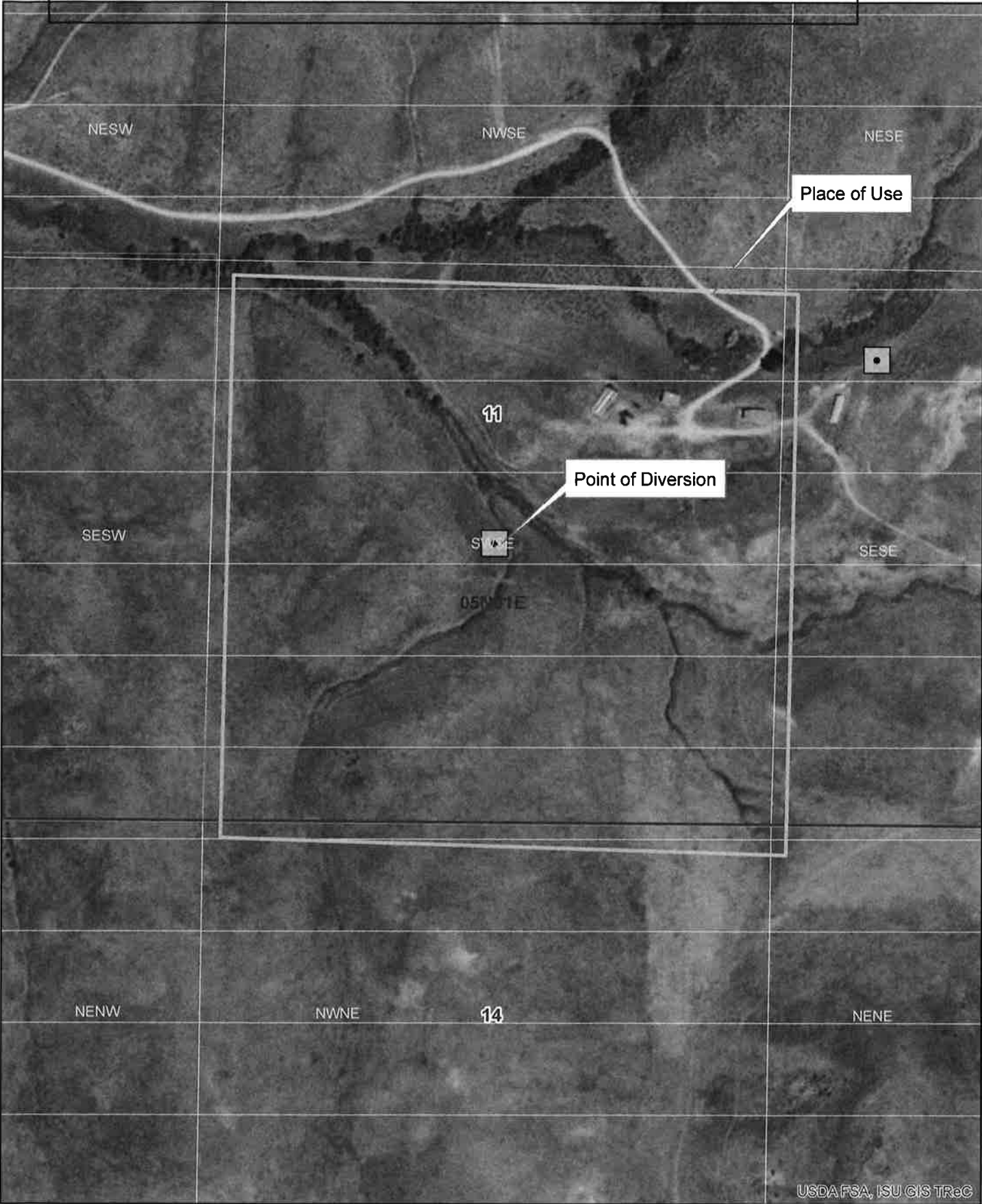
By: Miane Orentar
Deputy



SUBSCRIBED AND SWORN to before me this 26th day of August, 2010.

Rita Weacherly
Notary Public for Idaho
Residing at Ada County
My commission Expires April 10, 2015







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

C.L. "Butch" Otter
Governor

Gary Spackman
Director

September 19, 2018

KENRICK THOMAS
PO BOX 8140
BOISE ID 83707

Re: Change in Ownership for Water Right No(s): 63-31986

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) 334-2190.

Sincerely,

Anna Kaiser
Office Specialist II

Enclosure(s)



SPF WATER
ENGINEERING

September 13, 2018

COPY

RECEIVED

SEP 17 2018

WATER RESOURCES
WESTERN REGION

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

Subject: Application for Permit 63-34573 Assignment
Permit 63-34261 Assignment
Water Right 63-31986 Ownership Change Notice

Dear Angie,

Enclosed on behalf of Kenrick Thomas are (1) *Assignment of Application for Permit 63-34573* from Devon McDonald to Kenrick Thomas, (2) *Assignment of Permit 63-34261* from Air Supply and Pump, Inc. to Kenrick Thomas, and (3) *Notice of Change in Water Right Ownership* for water right 63-31986 currently in the name of Robert Harmon appurtenant to property now owned by Kenrick Thomas.

Check No. 4157 for \$75 is enclosed for the filing fees. Thank you very much for your consideration and assistance in this matter. Please call me if you have any questions.

Sincerely,

A handwritten signature in blue ink that reads "Lori Graves".

Lori Graves
Water Rights Specialist

Cc: Kenrick Thomas

Enclosures

SPF file number: 1431.0010