

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED
DWR ✓
AUG 20 2018
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.

Water Right/Claim No.	Split?	Water Right/Claim No.	Split?	Water Right/Claim No.	Split?
78-7109	Yes ☐		Yes ☐		Yes ☐
78-7324	Yes ☐		Yes ☐		Yes ☐
78-10343	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐

2. Previous Owner's Name:

Gloria K. Mortenson

Name of current water right holder/claimant

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

James M. Bettis

Name of each new owner as listed on the conveyance document

Rochelle P. Bettis

New owner continued

Name connector

☒ and

☐ or

☐ and/or

414 Lower Ranch Dr

Mailing address

New Meadows

ID

83654

City

State

ZIP

(208) 502-0073

Bettis.family@yahoo.com

Telephone

Email

4. If the water rights and/or adjudication claims were split, how did the division occur? n/a

- ☐ 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: 12-17-15

6. 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.

SUPPORT DATA

IN FILE # 78-7109

7. Signature:

Signature of new owner/claimant

Title, if applicable

Date

8/8/18

- Signature:

Signature of new owner/claimant

Title, if applicable

Date

8-8-18

For IDWR Office Use Only:

Received by

AK

Date

8/20/2018

Receipt No.

W046670

Receipt Amt.

\$75.00

Approved by

AK

Processed by

AK

Date

8/22/2018

SCANNED

AUG 22 2018

502495

Instrument # 502495

IDAHO COUNTY, IDAHO,

12-21-2015 04:02:57 PM No. of Pages: 4

Recorded for : IDAHO COUNTY TITLE

KATHY M. ACKERMAN

Fee: 19.00

Ex-Officio Recorder Deputy

Maryann Henderson

WARRANTY DEED

For good and valuable consideration, GLORIA KAY MORTENSON, an unmarried person, as GRANTOR, does hereby grant and convey unto JAMES M. BETTIS and ROCHELLE P. BETTIS, husband and wife, whose mailing address is: 2590 Fallon Circle, Simi Valley, CA 93065, as GRANTEES, the following described real property situate in Idaho County, State of Idaho, to wit:

Township 22 North, Range 1 East, Boise Meridian, Idaho County, Idaho,
Section 26:

A parcel of land located in the NW¼, more particularly described as follows:
Commencing at the 1/4 corner common to Sections 26 and 27, said Township and Range;

thence N 44°28'42" E, 1753.30 feet to the True Point of Beginning;

thence S 37°26'45" E, 246.95 feet to a point;

thence S 00°00'00" W, 116.99 feet to a point;

thence N 90°00'00" E, 179.81 feet to a point;

thence N 00°00'00" E, 631.40 feet to a point (shown by a survey as N 00°11'09" E, 631.382 feet);

thence S 63°56'01" W, 255.83 feet to a point (shown by a survey as S 64°07'27" W, 255.743 feet);

thence S 25°56'01" W, 229.00 feet to the True Point of Beginning.

Sometimes known as Assessors Tax Nos. 69 and 94.

AND:

A parcel of land located in the NW¼ of said Section 26, more particularly described as follows:

Commencing at the 1/4 corner common to Sections 26 and 27, said Township and Range;

thence N 44°28'42" E, 1753.30 feet to a point;

thence N 25°56'01" E, 229.00 feet to a point;

thence N 63°56'01" E, 255.83 feet (shown by a survey as N 64°07'27" E, 255.743 feet) to the True Point of Beginning;

thence S 00°00'00" W, 631.40 feet (shown by a survey as S 00°11'09" W, 631.382 feet) to a point;

WARRANTY DEED - 1

thence N 15°00'00"(±) E, 545.00 (±) feet (shown by a survey as N 15°06'57" E, 545.191 feet) to a point on the East side of the Perimeter Boundary Road;
thence N 11°00'00" W, 190.00 feet to a point on the South side of the main 30 foot access road;
thence S 51°53'41" W, 132.00 (±) feet to the True Point of Beginning.
Sometimes known as Assessors Tax No. 95.

SUBJECT TO all encumbrances, interests and other matters of record, and the following matters:

1. Real property taxes for 2015 which are an accruing lien and not yet due and payable;
2. Rights of others, if any, to use the road on the Northerly boundary of said property;
3. Right of Way Easement, including the terms and provisions thereof, by and between THEODORE STILLMAN and IDAHO POWER COMPANY, recorded April 24, 1948, under Instrument No. 159349, in Book 80 page 552, records of Idaho County, Idaho;
4. Easement as set forth in Warranty Deed, including the terms and provisions thereof, by and between MAUDIE H. SILVA DURGAN and ELMER DURGAN, wife and husband, Grantors, and LYLE D. ALBRECHT and PEGGY J. ALBRECHT, husband and wife, Grantees, recorded May 10, 1974, under Instrument No. 253806, records of Idaho County, Idaho;
5. Matters as shown on Survey No. S-624, recorded January 11, 1990, under Instrument No. 351545; Survey No. S-1072, recorded December 12, 1995, under Instrument No. 383961; Survey No. S-1780, recorded June 23, 2000, under Instrument No. 412336; Survey No. S-1821, October 23, 2000, under Instrument No. 414048; and Survey No. S-2074, recorded August 14, 2003, under Instrument No. 430839; all records of Idaho County, Idaho;
6. Easement as set forth in Order, including the terms and provisions thereof, filed in the District Court of the Fifth Judicial District of the State of Idaho, in and for the County of Twin Falls, in Re the General Adjudication of Rights to the Use of Water From the Snake River Basin Water System, GLENN E. BAUM and NETTA BAUM, husband and wife, and FLOYD D. WEST and FLORENCE WEST, husband and wife, Plaintiffs vs. DAVID G. PITTS and CAROLYN PITTS, husband and wife, Defendants, Case No. 39576, recorded March 25, 1992, under Instrument No. 362691, records of Idaho County, Idaho; and

7. Power Line Easement, including the terms and provisions thereof, by and between DAVID G. PITTS and CAROLYN S. PITTS, and IDAHO POWER COMPANY, a corporation, recorded November 12, 1996, under Instrument No. 390097, records of Idaho County, Idaho.

TO HAVE AND HOLD the premises, with all appurtenances, including but not limited to appurtenant easements, water rights, mineral rights and timber rights, to GRANTEES, and GRANTEES' heirs, successors and assigns forever.

GRANTOR does by this grant covenant and warrant that GRANTOR is the owner of the premises in fee simple and that the premises is free from encumbrances done, made or suffered by GRANTOR, or those claiming through GRANTOR, except encumbrances, interests and other matters as may be set forth above or otherwise of record or in use. GRANTOR will warrant and defend against all lawful claims except encumbrances, interests and other matters set forth above or otherwise of record or in use.

Except as otherwise expressly provided in this instrument, GRANTOR hereby declares pursuant to Title 5, Chapter 2 of the Idaho Code, that in the event GRANTOR shall have permitted or suffered at any time prior to the making of this instrument, any person or entity to possess, use or occupy the above-described premises, or any portion thereof, for any purpose, with or without the knowledge of GRANTOR, it was not the intent of GRANTOR, by permitting or suffering such possession, use or occupation, to thereby define property boundaries or ownership thereof.

DATED this 17th day of December 2015.

GRANTOR:


GLORIA KAY MORTENSON

STATE OF Nevada)
 : SS.
County Of Clark)

On this 17th day of December, 2015, before me personally appeared GLORIA KAY MORTENSON, known or identified to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that she executed the same.

In Witness Whereof, I have hereunto set my hand and affixed my official seal the day and year first written above.



Lori Petrites-Love
Notary Public, in and for the
State of Nevada, residing at
Las Vegas, Clark County therein.
My Commission Expires: April 17, 2017



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

August 22, 2018

JAMES M & ROCHELLE P BETTIS
414 LOWER RANCH DR
NEW MEADOWS ID 83654-5097

Re: Change in Ownership for Water Right No(s): 78-7109, 78-7324, 78-10343

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)