

RECEIVED

AUG 13 2018

DEPARTMENT OF
WATER RESOURCESSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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?
72-4161B	Yes ☒	Yes ☐		Yes ☐	Yes ☐
72-116966	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: John M Moore & Gwendolyn L Moore, on record as Hill Moore Revocable Trust
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): University of Idaho Foundation, Inc.
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or
- 875 Perimeter MS 3143 Moscow ID 83844-3143
Mailing address City State ZIP
208-885-4000 deborahb@uidaho.edu
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: December 20, 2011 (deed recorded 4/9/12)
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.

SUPPORT DATA

IN FILE #

72-4161B

8. Signature: Deborah Beel Director of Finance 8/7/2018
Signature of new owner/claimant Title, if applicable Date
University of Idaho Foundation, Inc.
- Signature: _____
Signature of new owner/claimant Title, if applicable Date

For IDWR Office Use Only:

Received by: [Signature] Date: 8.13.18 Receipt No. C105503 Receipt Amt. 100-

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: [Signature] Date: 8-15-18

SCANNED ORIGINAL

PERSONAL REPRESENTATIVE DEED

GRANTOR, Sandra K. Hill, Personal Representative of the Estate of John M. Moore and Gwendolyn L. Moore, deceased, of P.O. Box 730, Challis, County of Custer, State of Idaho, for good and valuable considerations, the receipt of which is hereby acknowledged, does hereby grant, bargain and sell and convey unto University of Idaho Foundation, Inc. without warranty all of the following described real estate, located in Custer County, State of Idaho, more particularly described as follows:

Grantee Address: c/o Scott D. Hess
101 S. Capitol Blvd
Suite 1400
Boise, ID 83707

See attached Exhibit "A"

The property is known as Parcel/Lot "D"

 TOGETHER, with all improvements, water, water rights, ditches, ditch rights, easements, hereditaments and appurtenances thereto.

Subject to:

1. Taxes due and accruing.
2. Such rights, easements, covenants, restrictions and zoning regulations as appear of record or by use upon premises.
3. Any liens of record.

In construing this deed, and where the context so requires, the singular includes the plural and the masculine, the feminine and the neuter.

IN WITNESS WHEREOF, Grantor has hereunto subscribed his name to this instrument this 20 day of DEC, 2011.

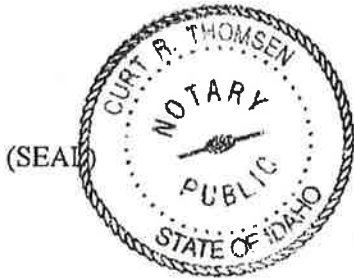
245462
Custer County Rec. of
Thomson Stephens Law
Time 4:53 P M Date 4-9, 2012
Barbara C. Tierney, Clerk
Bonnie Crisp \$16.00
Deputy

Sandra K. Hill P.R.
Sandra K. Hill
Personal Representative
Estate of John M. Moore and Gwendolyn L. Moore

State of Idaho)
) ss.
County of CUSTER)

On this 20 day of DEC., 2011, before me the undersigned, a Notary Public in and for the State of Idaho, personally appeared Sandra K. Hill, Personal Representative of the Estate of John M. Moore and Gwendolyn L. Moore, known to me to be the person whose name is subscribed to the within 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 above written.




Notary Public for Idaho
Residing at: Custer County, Challis, Idaho
My Commission Expires: 12-13-13

245462

WADE SURVEYING

104 S Warpath St.
Salmon, Idaho 83467

Phone (208) 756-3070

July 1, 2002

Parcel "D"

A parcel of land located in Government Lot 2, Section 28, T. 11 N., R. 17 E., Boise Meridian, Custer County, Idaho, more particularly described as follows:

Commencing at the W 1/4 Corner of said section from which the Meander Corner common to sections 28 and 29 and along the Salmon River bears N 00°04'13" E a distance of 1209.37 ft., the Basis Of Bearing of this description, run thence N 00°04'13" E along the westerly boundary of said Section 28 a distance of 332.72 ft. to a point on the northerly right-of-way of Scenic Highway 75;

Thence S 68°49'39" E along said right-of-way a distance of 385.61 ft. to the POINT OF BEGINNING;

Thence N 33°55'24" E a distance of 486.72 ft. to a point on the southerly bank of the Salmon River;

Thence S 68°45'00" E along said bank a distance of 299.32 ft.;

Thence S 23°48'35" W a distance of 475.13 ft. to a point on the northerly right-of-way of Scenic Highway 75;

Thence the following courses and distances along said right-of-way:

47.84 ft. along a curve to the left having a chord of

N 68°27'24" W 47.84 ft., a delta of 00°55'28" and a radius of 2964.85 ft.;

N 68°49'39" W 337.04 ft. to the POINT OF BEGINNING.

PARCEL CONTAINS 3.73 ACRES MORE OR LESS

Wade's map OK

State of Idaho
Department of Water Resources

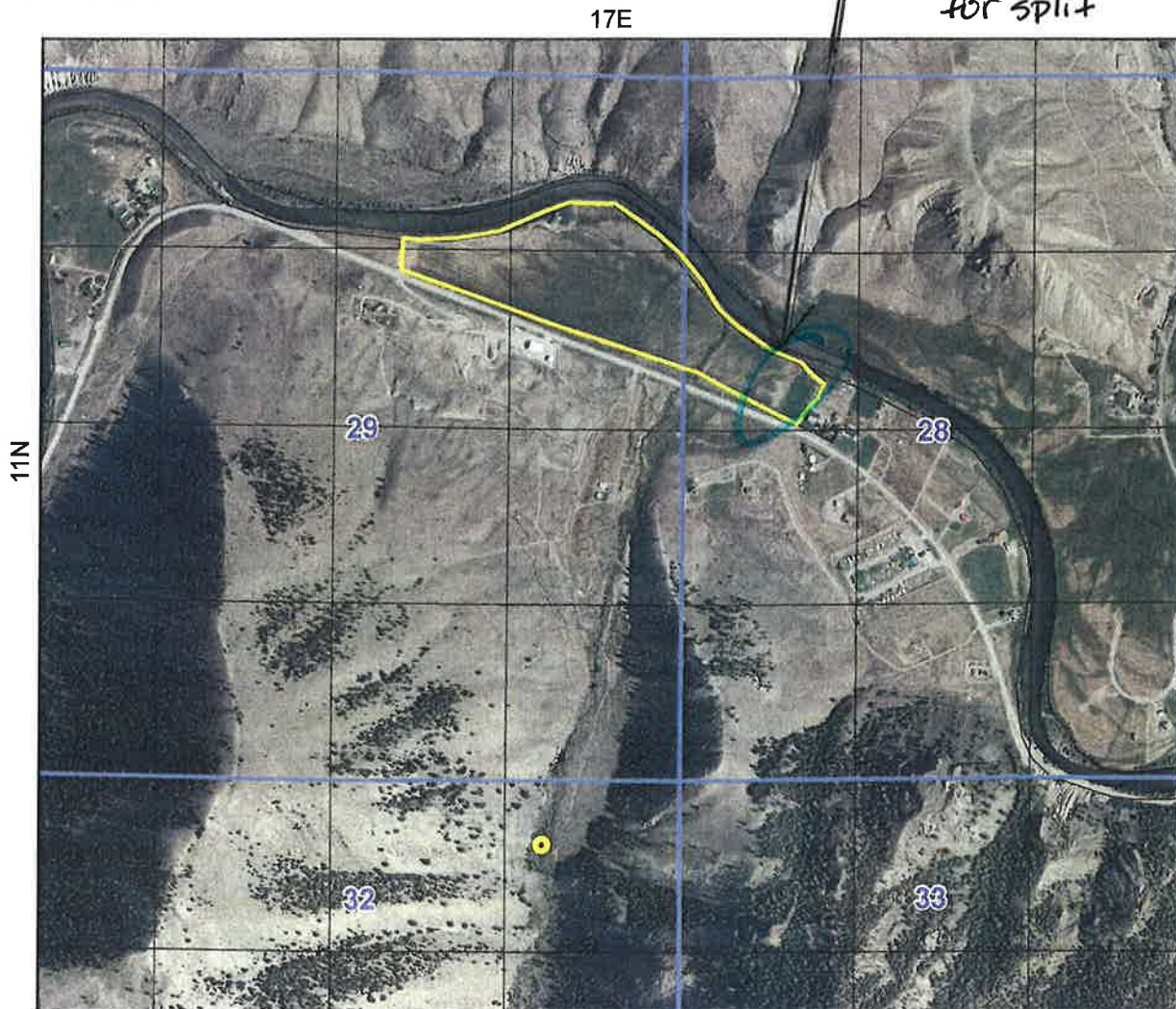
**Water Right
72-4161B**

IRRIGATION

See Attachment
C & Deed description
showing ownership
to substantiate
ownership change

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.

See Attachment D
for split

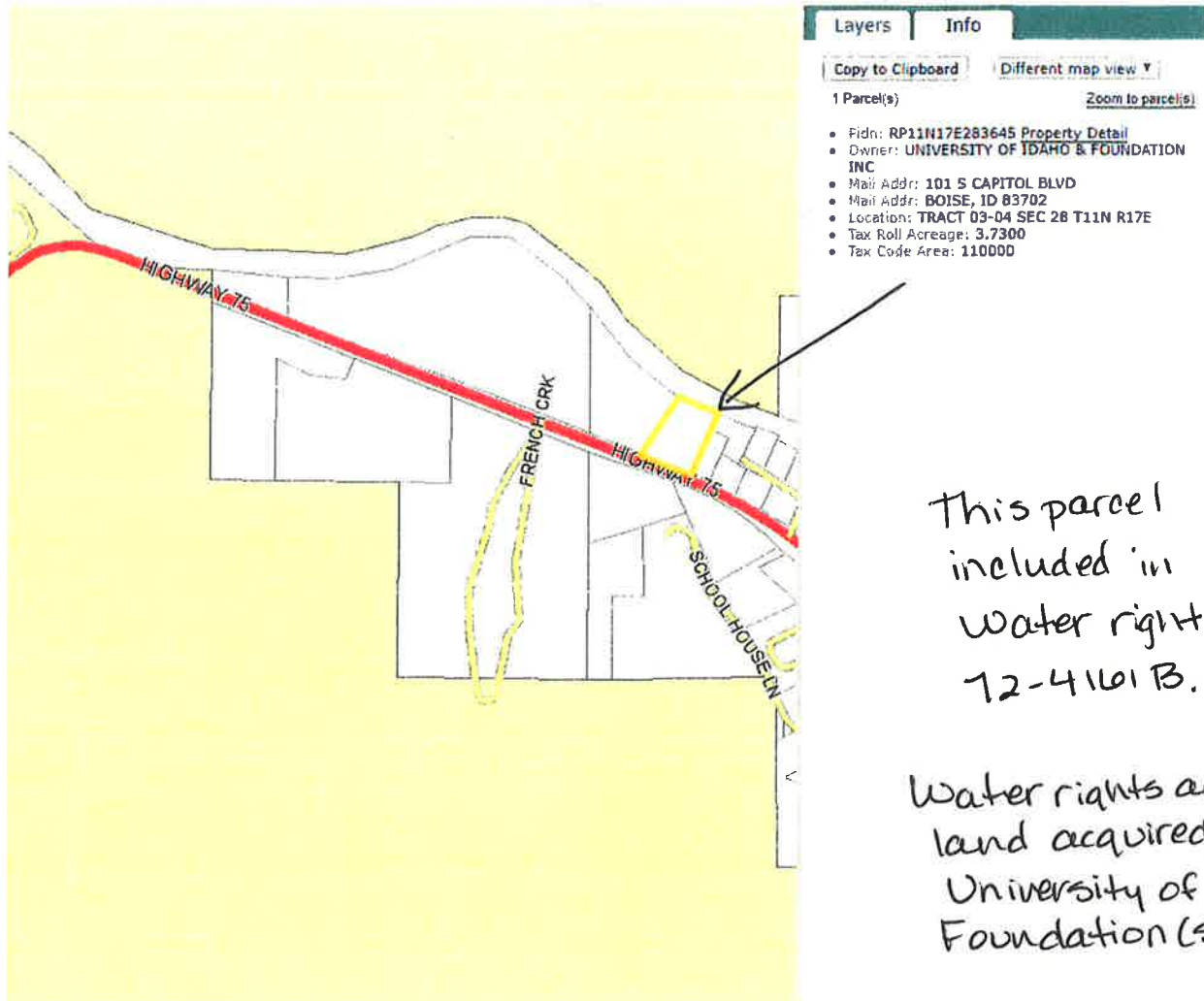


- Point of Diversion
- Place Of Use Boundary
- Townships
- PLS Sections
- Quarter Quarters

0 0.15 0.3 0.6 Miles



Attachment C



This parcel
included in
water right
12-4161 B.

Water rights and
land acquired by
University of Idaho
Foundation (see deed)

Please change
water right
ownership, for
this section, to
University of
Idaho Foundation,
Inc.

Attachment D
pg 1

Close

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

8/6/2018

WATER RIGHT NO. 72-4161B

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	HILL MOORE REVOCABLE TRUST SANDRA K HILL TRUSTEE PO BOX 730 CHALLIS, ID 83226 2088792270
Original Owner	CAROLYN CALKINS
Original Owner	HERMAN W PLEUS 260 CHECOLA CIRCLE BOISE, ID 83704 2083237637

new owner
of 3.74 acresUniversity of Idaho
Foundation* → see split on
next page

Priority Date: 11/06/1886

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
FRENCH CREEK	SALMON RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	4/01	10/31	1.07 CFS	
Total Diversion			1.07 CFS	

Location of Point(s) of Diversion:

FRENCH CREEK|NWNENE|Sec. 32|Township 11N|Range 17E|CUSTER County

Attachment D
pg 2

Place(s) of use:

Place of Use Legal Description: IRRIGATION CUSTER County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
11N	17E	28	2	SWNW	12									
		29	10	NENE	8	9	NWNE	2	9	SWNE	6	10	SENE	20

Total Acres: 48

* University of Idaho Foundation, Inc.
owns 3.74 acres of the 12 acres
- water rights + land owned -
see deed and survey (attachment E)

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. 0.11 CFS OF THIS RIGHT IS LIMITED TO USE FOR CONVEYANCE LOSSES IN DELIVERY OF THIS RIGHT.

Dates:

Licensed Date:

Decreed Date: 12/01/2000

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:

Water District Number: 72D

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Civil Case Number:

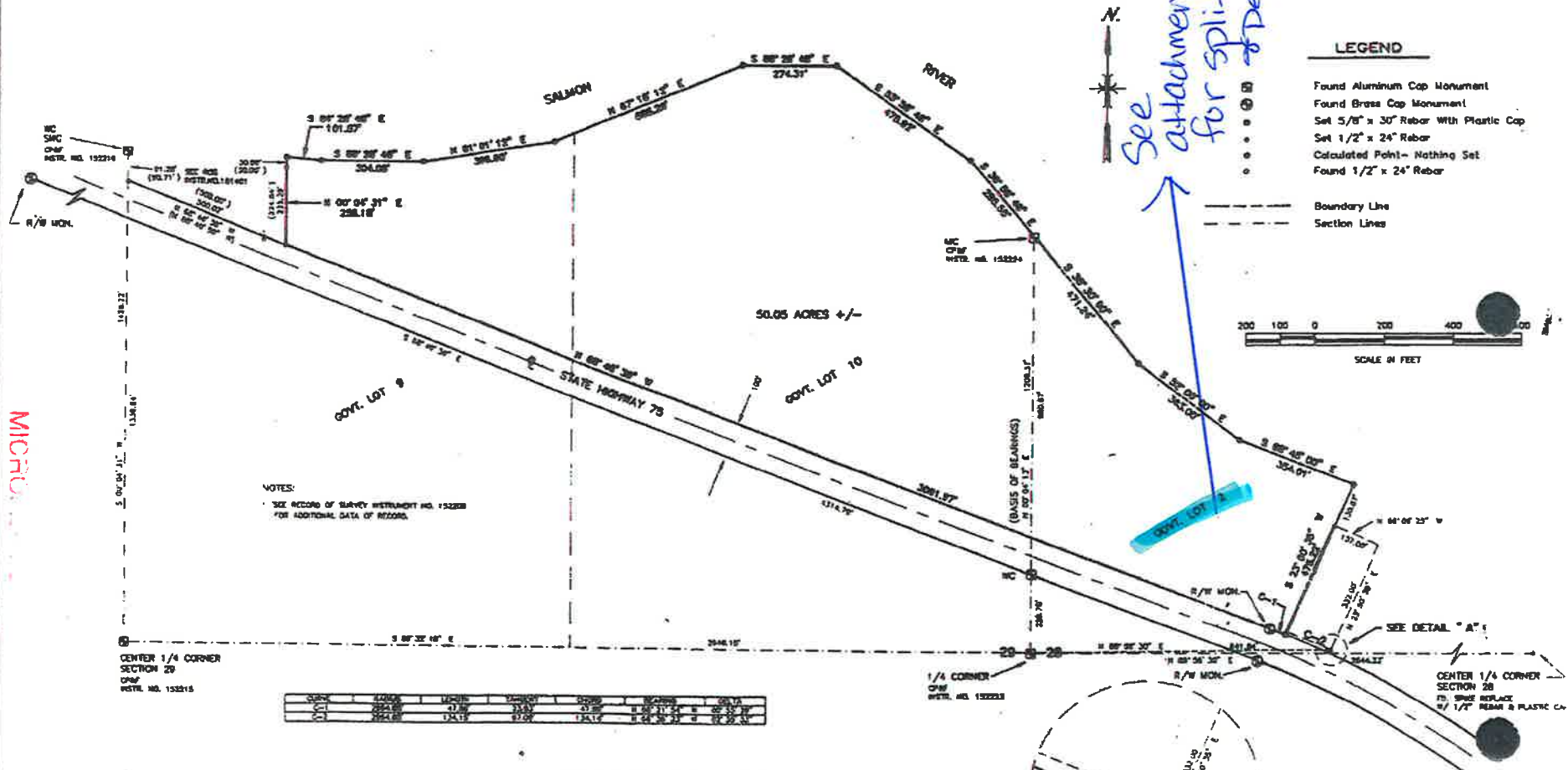
Old Case Number:

Decree Plaintiff:

Decree Defendant:

Swan Falls Trust or Nontrust:

RECORD OF SURVEY



CERTIFICATE OF SURVEYOR

I, Michael E. Marks, do hereby certify that I am a Professional Land Surveyor, licensed by the State of Idaho, and that this map has been prepared from an actual survey made on the ground under my direct supervision, and that this map is an accurate representation of said survey, and is in conformity with the Corner Perpetuation and Filing Act, State of Idaho Code 55-1601 through 55-1612 and to the Idaho Code relating to Surveys.



Michael E. Marks, L.S.

License No. 4998

STATE OF IDAHO, COUNTY OF CUSTER, SS

INSTRUMENT NO. 207827
FILED FOR RECORD AT THE REQUEST OF *Briggs Engineering*
ON *NOV* 11 1994

RECORDED
BY: _____
DEPUTY

RECORDING INDEX NO. 11.17.1-28-4-3-00-00

SURVEY FOR GERALD D. HERRICK				BRIGGS ENGINEERING, INC.	
A PORTION OF U.S. GOV. LOT 2, SECTION 28, AND A PORTION OF U.S. GOV. LOTS 9, AND 10, SECTION 29, T.11N., R.17E., S.1N., CUSTER COUNTY, IDAHO					
DESIGN: PAC	DRAFT: PAC	CHECK: PAC	SCALE: 1" = 200'	DATE: NOVEMBER, 1994	DRAWING NO.: 940319

BRIGGS ENGINEERING, INC.
(208)344-0700
1111 S. GARDEN, SUITE 600 • BOISE, IDAHO 83705

Attachment E

4/16/26/2002

MICRO



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street • P.O. Box 83720 • Boise, Idaho 83720-0098

Phone: (208) 287-4800 • Fax: (208) 287-6700 • Website: www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

August 16, 2018

HILL MOORE REVOCABLE TRUST
SANDRA K HILL TRUSTEE
PO BOX 730
CHALLIS ID 83226

Re: Change in Water Right Ownership: 72-4161B (Split into 72-4161B and 72-16966)

Dear Water Right Holder:

We have received and processed a Change of Ownership for a portion of your original Water Right as referenced above. This change of ownership resulted in a split of your original water right.

When a portion of the original water right has been conveyed to another and the original right has been split, a new water right number is issued to the new owner representing their portion of the original water right. Each water right contains only the portion of the original right for each separate owner. The original water right number reflects your remaining portion of the water right after the change of ownership. Enclosed is a copy of this water right for your records. Please refer to your water right number when corresponding with our office.

Updating the ownership record for a water right does not reconfirm the validity of the right. When processing an ownership change notice the department does not review the history of water use to determine if the right has been forfeited 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.

If you have any questions concerning this ownership change or the enclosed information, please contact me at 208-287-4920.

Sincerely,

Debbi Judd
Technical Records Specialist

Enclosure

C. Water District 72D



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street • P.O. Box 83720 • Boise, Idaho 83720-0098

Phone: (208) 287-4800 • Fax: (208) 287-6700 • Website: www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

August 16, 2018

UNIVERSITY OF IDAHO FOUNDATION INC
875 PERIMETER MS 3143
MOSCOW ID 83844-3143

Re: Change in Water Right Ownership: 72-4161B (Split into 72-4161B and **72-16966**)

Dear Water Right Holder:

The Department acknowledges the receipt of correspondence changing ownership of the above referenced water rights to you. The Department has modified its records based on the information received to reflect the change in ownership and has enclosed a computer-generated report for your records.

Your portion of these water rights has a specified point of diversion, nature of use and place of use. If you plan on changing the nature of use, place of use, or point of diversion under these rights, including adding a new point of diversion, then an Application for Transfer on your portion of these rights is required. Please contact this office for further information on the Application for Transfer form or you can find the forms at www.idwr.idaho.gov. If you do not plan on changing any items on your water rights, then no further action is required at this time.

Updating the ownership record for a water right does not reconfirm the validity of the right. When processing an ownership change notice the department does not review the history of water use to determine if the right has been forfeited 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.

Also note that as of July 1, 1996, water right owners are required to report any change of water right ownership and any change of mailing address of the owner of a water right, to the Department. Notice of the change must be provided to the Department within **120 days** of the change. Our records show your address as PO Box 443150, Moscow, Idaho 83844-3150. If this is incorrect, please fill out and submit the enclosed change in address form.

Please feel free to contact me at 208-287-4920 if you have any questions concerning the enclosed information or this letter.

Sincerely,

Debbi Judd
Technical Records Specialist

Enclosures

C. Water District 72D

RECEIVED
AUG 13 2018
DEPARTMENT OF
WATER RESOURCES

University of Idaho Foundation

Mary E Forney Hall
1210 Blake Avenue
Moscow ID 83844

Mailing Address:
875 Perimeter Drive MS 3143
Moscow ID 83844-3143

Phone: 208-885-4000
Fax: 208-885-4040

August 10, 2018

IDWR State Office
322 East Front St, 6th Floor
P.O. Box 83720
Boise, Idaho 83720-0098

RE: Change of Ownership, Water Right 72-4161B (Split)

Dear IDWR team member:

The University of Idaho Foundation acquired property in 2011, including water rights. However, in searching for the water right, we discovered the change of ownership never properly occurred. We respectfully submit the following items for change of ownership of the water right:

Form - Notice of Change in Water Right Ownership, with \$100 check for split ownership

Attachment A - Deed of Ownership

Attachment B - Aerial photograph of Water Right 4161B

Attachment C - Map from county records showing our lot and ownership

Attachment D – IDWR details with explanation of split ownership

Attachment E – Survey

Please change the ownership on our section of property, within water right 72-4161B, to the University of Idaho Foundation, Inc.

If you have any questions or require additional information, please contact me.

Kind regards,



Deborah Bell
Director of Finance
University of Idaho Foundation
deborahb@uidaho.edu
208-885-6841