

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

JUL 30 2018

DEPARTMENT OF
WATER RESOURCES

RECEIVED

JUL 25 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. 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?
65-12174	Yes ☒	Yes ☐		Yes ☐	Yes ☐
65-23791	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name:

Water Users Assn

Name of current water right holder/claimant

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

Matthew M. Evans, Camille A. Evans

New owner(s) as listed on the conveyance document

Name connector ☐ and ☐ or ☒ and/or

1797 S. Substation Rd

Emmett

Id.

83617

Mailing address

City

State

ZIP

(208) 866-5794

Sledjunkymatt@gmail.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: September 18, 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):
☐ \$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

SUPPORT DATA

IN FILE # 65-12174

8. Signature:

Matthew M. Evans
Signature of new owner/claimant

Owner
Title, if applicable

7/25/18
Date

Signature:

Signature of new owner/claimant

Title, if applicable

Date

For IDWR Office Use Only:

Received by RN Date 7/25/18

Receipt No. W046582

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 dj

Date 8-7-18



1500 S. Washington Ave., Ste. B
Emmett, ID 83617

ELECTRONICALLY RECORDED-DO NOT
REMOVE THE COUNTY STAMPED FIRST
PAGE AS IT IS NOW INCORPORATED AS
PART OF THE ORIGINAL DOCUMENT

Instrument # 401068
VALLEY COUNTY, CASCADE, IDAHO
09-20-2016 12:32:17 No. of Pages: 4
Recorded for: PIONEER TITLE COMPANY OF GEM COU
DOUGLAS A. MILLER Fee: \$19.00
Ex-Officio Recorder Deputy: TP
Electronically Recorded by Simplifile

COPY

File No. 604994 /

WARRANTY DEED

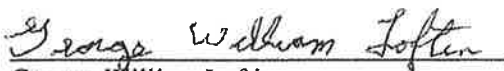
For Value Received George William Loftin and Patsy Sue Loftin, husband and wife
hereinafter referred to as Grantor, does hereby grant, bargain, sell, warrant and convey unto

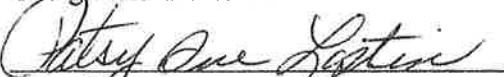
Matthew M Evans and Camille A Evans, husband and wife
hereinafter referred to as Grantee, whose current address is 1797 S. Substation Emmett, ID 83617

The following described premises, to-wit: **SEE EXHIBIT A**

To HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee(s), and Grantees(s) heirs and assigns forever. And the said Grantor(s) does (do) hereby covenant to and with the said Grantee(s), the Grantor(s) is/are the owner(s) in fee simple of said premises; that said premises are free from all encumbrances EXCEPT those to which this conveyance is expressly made subject and those made, suffered or done by the Grantee(s); and subject to U.S. Patent reservations, restrictions, dedications, easements, rights of way and agreements, (if any) of record, and current years taxes, levies, and assessments, includes irrigation and utility assessments, (if any) which are not yet due and payable, and that Grantor(s) will warrant and defend the same from all lawful claims whatsoever.

Dated: September 18, 2016


George William Loftin


Patsy Sue Loftin

State of Idaho, County of Gem

On this 19th day of September in the year of 2016, before me, the undersigned, a Notary Public in and for said State, personally appeared George William Loftin and Patsy Sue Loftin known or identified to me to be the person/persons whose name(s) is/are subscribed to the within instrument, and acknowledged to me that he/she/they executed the same.

Amber Randall
Residing at: Residing in Emmett, Idaho
Commission Expires: February 27, 2021
My commission expires: February 27, 2021

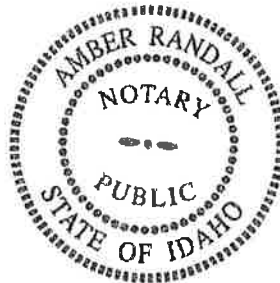


EXHIBIT A

Parcel 1:

One and one half acres of land (minus 35 feet off West end for a road), beginning at a point 858 feet (more or less), North of the point at the S.E. corner of the West half of the N.E. 1/4 of Section 33, Township 17 North, Range 3 East, Boise Meridian, Valley County, Idaho; extending N. 198 feet (more or less), thence W. 295 feet, (more or less), thence S. 198 feet, (more or less), thence E. 295 feet to the Point of Beginning.

Parcel:

One and one half acres of land, beginning at a point 660 feet (more or less), North of the point at the S.E. corner of the W1/2 of the N.E. 1/4 of Section 33, Township 17 North, Range 3 East, Boise Meridian, in Valley County, Idaho; extending N. 198 feet (more or less), thence W. 295 feet, (more or less), thence S. 198 feet, (more or less), thence E. 295 feet to the Point of Beginning.

SAVE AND EXCEPT:

A parcel of land situated in the Southwest 1/4 of the Northeast 1/4, Section 33, Township 17 North, Range 3 East,

Boise Meridian, Valley County Idaho, more particularly described as follows:

Commencing at the Centereast 1/16 corner of said Section, thence along the north/south 1/16 line N.0°23'27"E., 664.26 feet to the Center South Northeast 1/164 corner of said section, monumented by a new

5/8 inch rebar marked PLS 986, and the Point of Beginning.

Thence along the east/west 1/64 line, N.89°11'10"W., 329.27 feet to a point, monumented by a new 5/8 inch

rebar marked PLS 986;

Thence departing said east/west 1/64 line, N.0°23'27"E., 32.94 feet to a point from which the west gate post of

a metal gate bears S.88°56'18"E. 4.68 feet;

Thence along the general course of a fence line built to the east from said west gate post S.88°56'18"E., 329.28 feet to a point approximated by a 3/8 inch rebar set in the bank of an unnamed creek;

Thence S.0°23'27"W., 31.51 feet to the Point of Beginning.

Parcel 3:

A parcel of land being a portion of the SW NE of Section 33, Township 17 North, Range 3 East, Boise Meridian, Valley County, Idaho being more particularly described as follows:

Commencing at the section corner common to Sections 27, 28, 33 and 34, T. 17 N., R. 3 E., BM being an aluminum monument (CP&F #88608);

Thence N. 88° 54' 20" W. on the section line between Sections 28 and 33, also being the centerline of Scheline

Lane, a distance of 1324.39 feet to an existing 5/8-inch rebar being the E 1/16 corner;

Thence S. $0^{\circ} 09' 17''$ W. on the subdivisional line of Section 33 and the centerline of White Road, said road

being 70.00 foot wide, 35.00 feet each side of centerline, a distance of 1328.19 feet to a point being the NE 1/16

Corner;

Thence S. $0^{\circ} 09' 17''$ W. on said subdivisional line a distance of 35.00 feet to a 5/8-inch rebar being on the

southerly right of way of White Road;

Thence S. $0^{\circ} 09' 17''$ W. on said subdivisional line a distance of 232.17 feet to a 5/8-inch rebar and the common

corner between parcels 105 and 103 being the TRUE POINT OF BEGINNING; Thence N. $89^{\circ} 25' 35''$ W. on

the lot line between parcels 103 and 105 a distance of 294.45 feet to a point on the easterly right of way of White Road;

Thence N. $0^{\circ} 05' 49''$ E. on said easterly right of way a distance of 20.00 feet to a 5/8-inch rebar; Thence S. 89°

$25' 35''$ E. a distance of 294.47 feet to a 5/8-inch rebar being on the subdivisional line of said Section 33;

Thence S. $0^{\circ} 09' 17''$ W. on said subdivisional line a distance of 20.00 feet to the POINT OF BEGINNING

Close

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

7/25/2018

WATER RIGHT NO. 65-12174

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	WATER USERS ASSN C/O ROMA LOU DRAGOO SEC RT 1 BOX 193 CALDWELL, ID 83605

Priority Date: 10/10/1978
Basis: Decreed
Status: Active

<u>Source</u>	<u>Tributary</u>
UNNAMED STREAM	LAKE FORK

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	4/15	10/15	0.09 CFS	9 AFA
Total Diversion			0.09 CFS	

Location of Point(s) of Diversion:

UNNAMED STREAM|SWNE|Sec. 33|Township 17N|Range 03E|VALLEY County

Place(s) of use:

Place of Use Legal Description: IRRIGATION VALLEY 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>
17N	03E	33		SWNE3										

Total Acres: 3

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. PROPERTY IS ALSO KNOWN AS WHITES SUBDIVISION.

Dates:

Licensed Date:

Decreed Date: 10/31/2000

Permit Proof Due Date: 11/1/1983

Permit Proof Made Date: 9/28/1983

Permit Approved Date: 11/13/1978

Permit Moratorium Expiration Date:

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date: 10/10/1978

Protest Deadline Date:

Number of Protests: 0

Other Information:

State or Federal: S

Owner Name Connector:

Water District Number: 65K

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:

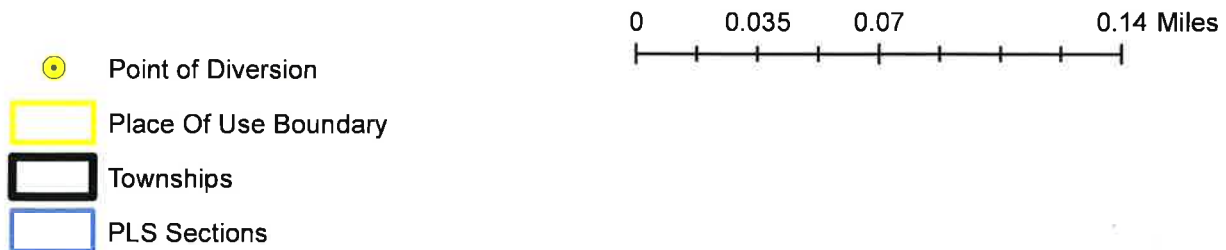
Cary Act Number:

Mitigation Plan: False

Close

State of Idaho
Department of Water Resources
Attachment to Water Right License
65-12174

This map depicts the IRRIGATION place of use boundary for this water right at the time of this approval and is attached to the approval document solely for illustrative purposes.





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 7, 2018

WATER USERS ASSN
C/O ROMA LOU DRAGO SEC
RT 1 BOX 193
CALDWELL ID 83605

Re: Change in Water Right Ownership: 65-12174 (Split into **65-12174** and 65-23791)

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 65K



State of Idaho

DEPARTMENT OF WATER RESOURCES

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C.L. "BUTCH" OTTER
Governor

CARY SPACKMAN
Director

August 7, 2018

MATTHEW EVANS
CAMILLE EVANS
1797 S SUB STATION RD
EMMETT ID 83617-5794

Re: Change in Water Right Ownership: 65-12174 (Split into 65-12174 and **65-23791**)

Dear Water Right Holders:

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.

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 65K



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 2, 2018

MATTHEW M EVANS
CAMILLE A EVANS
1797 S SUBSTATION RD
EMMETT ID 83617

RE: Ownership Change Water Right: 65-12174

Dear Property Owner:

The Department of Water Resources acknowledges receipt of your request for a Notice of Change of Water Right Ownership on water right 65-12174. After reviewing your request, it was determined additional fees will be needed to complete this request as water right 65-12174 will need to be split.

Effective July 1, 2000, the legislature enacted House Bill No. 545 requiring a filing fee for a change in water right ownership. The fee is \$25 **per** water right, except for ownership changes resulting in the division of a water right, which is \$100 per water right. All ownership change notices received after June 30, 2000 must include the appropriate filing fees in order to be processed. The Department has determined that the additional filing fee for your notice will be **\$75**.

Because the Department cannot process the ownership change without proper fees, we will hold any action on your notice pending receipt of the necessary fees. If we do not receive the necessary fees within 30 days the Department will return your notice with all attachments and your notice will not be processed

Please contact me at (208) 287-4920 if you have any questions.

Sincerely,

Debbi Judd
Technical Records Specialist