

RECEIVED

AUG 21 2017

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESDEPT OF WATER RESOURCES
SOUTHERN 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?
<i>split #</i>	Yes ☐	Yes ☐		Yes ☐	Yes ☐
<i>72-16967-72-16639</i>	Yes ☒	Yes ☐		Yes ☐	Yes ☐
<i>72-16967-72-16637</i>	Yes ☒	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Challis Creek Cattle Co LLC
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): MICHAEL JASPER HOLLAND
New owner(s) as listed on the conveyance document
- Name connector ☐ and ☐ or ☐ and/or
- P.O. Box 343 CHALLIS ID 83226
Mailing address City State ZIP
- 208 833 6657 michael1240@sbcglobal.net
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: 7-26-17
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 # 72-16637

8. Signature: [Signature] OWNER 08-17-2017
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 DM Date 8-21-2017 Receipt No. 5036309 Receipt Amt. \$200-

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 _____

253585

Custer County Reg. of

Custer County Title

Time 4:43 P M Date 7/25/17

Lara H. Baker, Clerk

Garrett Cushman 15 06
Deputy

WARRANTY DEED

For Value Received, FITZSIMMONS-HEESACKER LLC, does hereby grant, bargain, sell and convey unto MICHAEL JASPER HOLLAND, whose address is: P.O. BOX 343, CHALLIS, IDAHO 83226

the following described premises in CUSTER County, Idaho, to-wit:

Lot 10, Mountain Vista Ranch Subdivision, as shown by the official Plat filed July 25, 2005, as instrument No. 231786, records of Custer County, Idaho.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantees, that they are the owners of said premises; and that they are free from all encumbrances

and that they will warrant and defend the same from all lawful claims whatsoever.

Dated: 7-20-17

mm
CAVAN FITZSIMMONS, Member
of the FITZSIMMONS-HEESACKER LLC

April Heesacker
APRIL HEESACKER, Member
of the FITZSIMMONS-
HEESACKER LLC

STATE OF
COUNTY OF

ss:

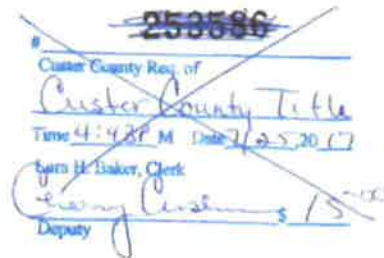
On this 20 day of July, in the year of 2017, before me, a Notary Public, in and for the said State, personally appeared CAVAN FITZSIMMONS AND APRIL HEESACKER, known or identified to me as members of the FITZSIMMONS-HEESACKER LLC, and acknowledged to me that they executed the same.

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

Audra Edwards-Myslicki
Notary Public for the State of ALASKA
Residing at: SITKA 300 LINDEN ST
Commission Expires: MAY 25, 2021
City & Burrough of Sitka, Alaska



253585



WARRANTY DEED

For Value Received, FITZSIMMONS-HEESACKER LLC, does hereby grant, bargain, sell and convey unto MICHAEL JASPER HOLLAND, whose address is: P.O. BOX 343, CHALLIS, IDAHO 83226

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and that they will warrant and defend the same from all lawful claims whatsoever.

Dated: 7/21/17


CAVAN FITZSIMMONS, Member
of the FITZSIMMONS-HEESACKER LLC

APRIL HEESACKER, Member
of the FITZSIMMONS-
HEESACKER LLC

STATE OF Oregon) ss:
COUNTY OF Clackamas)

On this 21 day of July, in the year of 2017, before me, a Notary Public, in and for the said State, personally appeared CAVAN FITZSIMMON AND APRIL HEESACKER, known or identified to me as members of the FITZSIMMONS-HEESACKER LLC, and acknowledged to me that they executed the same.

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


Notary Public for the State of Oregon
Residing at: 38454 Proctor Blvd Sandy OR
Commission Expires: 9-12-2017

253585

Sworn to and subscribed before me, this

21

Day of

JULY

. 2017



Julia Kennedy

Notary Public for the State of Oregon

Residing at: 38954 Proctor Blvd, Sandy OR

Commission Expires: 9-12-2017

Custer County MapServ

Enter text you would like
here.
This layout is designed for
landscape printing.
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by clicking on the scale bar

- Highways
- County Road
- Other Road
- BLM
- US Forest Service
- State of Idaho
- Cities
- 2015 Aerial Photogra

NORTH

This map/data is provided by Custer Coun
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8/17/2017





State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region • 650 ADDISON AVE W STE 500 • TWIN FALLS, ID 83301-5858

Phone: (208)736-3033 • Fax: (208)736-3037 • Website: www.idwr.idaho.gov

C.L. "Butch" Otter
Governor

Gary Spackman
Director

May 17, 2018

MICHAEL JASPER HOLLAND
PO BOX 343
CHALLIS ID 83226-0343

Re: Change in Water Right Ownership: 72-16633, 72-16635, 72-16637 (Split into 72-16637 and 72-16961), 72-16639 (Split into 72-16639 and 72-16962)

Dear Water Right Holder(s):

The Department of Water Resources (Department) acknowledges the receipt of correspondence changing ownership of a portion of the above referenced water right(s) to you. The Department has modified its records based on the information received and has enclosed computer-generated reports for you. As we discussed, four water rights are appurtenant to your property. You elected to split off your portion of rights 72-16637 and 72-16639, and abandon your portion of rights 72-16633 and 72-16635.

Your portion of each water right(s) has a specified point of diversion, nature of use and place of use. If you plan to change the authorized point of diversion, nature of use, or place of use, including adding a new point of diversion, you must file an Application for Transfer of Water Right. If you do not plan to change any elements of your water right, then no further action is required at this time.

The portion of the water right retained by the original right holder retains the original water right number. The Department is sending the original right holder a copy of this letter and a computer-generated report showing the changes to the original water right.

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) 736-3033.

Sincerely,


Allison Inouye
Water Resource Agent

Enclosure(s)

cc: CHALLIS CREEK CATTLE CO LLC
WELLS FARGO BANK NA

Inouye, Allison

From: Inouye, Allison
Sent: Wednesday, May 02, 2018 2:04 PM
To: 'michael1240@sbcglobal.net'
Subject: Notice of Change in Water Right Ownership

Mr. Holland,

I am processing the Notice of Change in Water Right Ownership that you filed with our office to split off the portion of water rights 72-16639 and 72-16637 that are appurtenant to your property (Lot 10 of Mountain Vista Ranch Subdivision). My review indicates that you are also entitled to a portion of water rights 72-16633 and 72-16635 which are also appurtenant to the subdivision.

I could process the change in ownership for your portion of all four water rights simultaneously if you submit the additional \$200 filing fee (\$100 per water right) to our office.

The mailing address for our office is:
IDWR Southern Region
650 Addison Ave W Ste 500
Twin Falls ID 83301-5858

Feel free to contact me with any questions.
Best,
Allison

Allison Inouye
Water Resource Agent
Southern Regional Office | Idaho Dept. of Water Resources
p (208) 736-3033 | f (208) 736-3037
Allison.Inouye@idwr.idaho.gov

Inouye, Allison

From: Inouye, Allison
Sent: Friday, May 04, 2018 3:01 PM
To: 'michael1240@sbcglobal.net'
Subject: Water Right Ownership Change
Attachments: Holland.pdf

Mr. Holland,

As we discussed via phone call today, water rights 72-16633, 72-16635, 72-16637, and 72-16639 are all appurtenant to your property (Lot 10 of Mountain Vista Ranch Subdivision). You submitted a Notice of Change in Water Right Ownership for your portion of rights 72-16637 and 72-16639 and we discussed two options regarding the other two rights: add them to your ownership change form and pay the additional \$200 fee, or abandon your portion of those rights which does not require an additional fee.

If you would like to proceed with the abandonment route, I have attached the forms for you. Please sign and have them notarized, and return them to our office. Or if you would rather add those two rights to your original filing, submit the additional \$200 and we can proceed in that route.

Feel free to contact our office with any questions.

Thanks,
Allison

Allison Inouye
Water Resource Agent
Southern Regional Office | Idaho Dept. of Water Resources
650 Addison Ave W Ste 500
Twin Falls, ID 83301-5858
p (208) 736-3033 | f (208) 736-3037
Allison.Inouye@idwr.idaho.gov