

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Notice of Change in Water Right Ownership

RECEIVED
APR 16 2018
DEPT. OF WATER RESOURCES
SOUTHERN REGION

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?
36-16704	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: Leonard W. Hitzeman
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): JACK VERBREE III
New owner(s) as listed on the conveyance document
- Name connector ☐ and ☐ or ☐ and/or
- P.O. Box 30 / 27835 1500 E Wendell Id 83355
Mailing address City State ZIP
- 208-536-5608 Verbreedairies@msn.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: 4-28-10
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: [Signature] 4/11/18
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 AM Date 4-23-2018 Receipt No. 5036700 Receipt Amt. \$25-

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 _____

RECORDING REQUESTED BY

Twin Falls Title and Escrow

AND WHEN RECORDED MAIL TO:

Twin Falls Title and Escrow
905 Shoshone St. N /P.O. Box 488
Twin Falls, ID 83303

Instrument # 234294

Re-Recorded -

GOODING, GOODING, IDAHO

5-8-2010 02:21:09 No. of Pages: 2

Recorded for : GOODING TITLE AND ESCROW, INC

DENISE M. GILL

Fee: 6.00

Ex-Officio Recorder Deputy

Space Above This Line for Recorder's Use Only

WARRANTY DEED

File No.: **G090139 (Is)**

Date: **April 28, 2010**

For Value Received, **Leonard W. Hitzeman, a married man as his sole and separate property whom acquired title as an unmarried man**, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **Jack Verbree, III, an unmarried man**, hereinafter called the Grantee, whose current address is **PO Box 30, Wendell, ID 83355**, the following described premises, situated in **Gooding County, Idaho**, to-wit:

Township 7 South, Range 14 East of the Boise Meridian, Gooding County, Idaho

Section 22: That part of the Southeast Quarter of the Southeast Quarter more particularly described as follows;

BEGINNING at the Southeast Corner of Section 22 marked with a one-half inch steel pin and survey cap;

Thence North 0°09'23" West 535.60 feet along the Easterly boundary of Section 22 to THE TRUE POINT OF BEGINNING;

Thence North 0°09'23" West 448.00 feet along said Easterly boundary;

Thence South 89°50'37" West 384.14 feet;

Thence 389.94 feet Southeasterly along a curve right having a radius of 1365.00 feet and a chord of South 40°57'27" East 289.39 feet;

Thence South 36°46'07" East 285.21 feet;

Thence North 89°50'37" East 25.00 feet to THE TRUE POINT OF BEGINNING;

Parcel is subject to a 25.00 feet in width County Road Right-of-Way along the Easterly boundary.

SUBJECT TO all easements, right of ways, covenants, restrictions, reservations, applicable building and zoning ordinances and use regulations and restrictions of record, and payment of accruing present year taxes and assessments as agreed to by parties above.

TO HAVE AND TO HOLD the said premises, with its appurtenances, unto the said Grantee, and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U.S. Patent reservations, restrictions, easements of record and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.

Date: 04/28/2010

Warranty Deed
- continued

File No.: G090139 (Is)

★ Leonard W. Hitzeman
Leonard W. Hitzeman

STATE OF Idaho)
COUNTY OF Boone) ss. Yes

On this 4th day of April, 2010, before me, a Notary Public in and for said State, personally appeared **Leonard W. Hitzeman**, known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged to me that he/she/they executed the same.



Lisa Sandau
Notary Public for the State
of Idaho
Residing at: Wendell Idaho
My Commission Expires:
9-21-15





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 18, 2018

JACK VERBREE III
PO BOX 30
WENDELL ID 83355-0030

Re: Change in Ownership for Water Right No(s): 36-16704

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) 736-3033.

Sincerely,

Trish Fawcett
Technical Records Specialist

Enclosure(s)



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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C.L. "Butch" Otter
Governor

Gary Spackman
Director

April 17, 2018

JACK VERBREE III
PO BOX 30
WENDELL ID 83355-0030

RE: Water Right Change in Ownership: 36-16704

Dear Interested Parties:

The Department of Water Resources (Department) acknowledges receipt of your Notice of Change in Water Right Ownership Notice.

Our review of your Notice indicates that additional information is required before the Department can process the change. The information required is indicated below:

XX Filing Fee of \$25 per water right

 Filing Fee of \$100 per water right for changes resulting from division of a water right

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. We have determined that the filing fee for your notice will be \$25.

Because the Department cannot process the Notice 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 we will return your notice and all attachments and your notice will not be processed.

Also, please note that permit holders are required to report any change of ownership and/or mailing address to the Department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee. Forms to assign ownership or update your address are available from any office of the Department or on the Department's website.

If you have any questions regarding this matter, please contact me at (208) 736-3033.

Sincerely,

Trish Fawcett
Technical Records Specialist