



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

April 6, 2018

KEVIN BUTLER
KIMBERLY LINDER
13841 WILDGOOSE CT
MCCALL ID 83638

RE: Water Right No: 78-10155

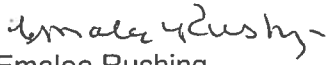
Dear Interested Parties:

The Idaho Department of Water Resources (Department) reviewed the documentation submitted with the Notice of Change in Water Right Ownership for the above referenced water right. The notice could not be processed because the place of use does not match your parcel. The place of use is associated with the parcel north of you (number 7801 on the map submitted with your notice).

The Department is returning your Notice of Change in Water Right Ownership. A refund of \$25 has been requested and will be mailed to you under separate cover from the Idaho State Controller's Office.

If you have any questions regarding this matter, please contact me at (208) 287-4952.

Sincerely,


Emalee Rushing
Administrative Assistant II

Enclosures

From: Rushing, Emalee
To: [Marston, Sascha](#)
Subject: Refund Request
Date: Friday, April 06, 2018 4:22:00 PM

I am returning the ownership change submitted for water right 78-10155.

Receipt numbers C103934 and C103829.

Please refund \$25 to:

Kevin Butler and Kimberly Linder
13841 Wildgoose Ct
McCall ID 83638

Thank you!
Emalee

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

JUL 13 2017

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?
78-10155	Yes ☐	Yes ☐		Yes ☐	Yes ☐
Sphinx creek	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name:

John DoBroth

Name of current water right holder/claimant

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

Kimberly Linder & Kevin Butler

New owner(s) as listed on the conveyance document

Name connector ☒ and ☐ or ☐ and/or

13841 Wildgoose Ct.

McCall

ID.

83638

Mailing address

City

State

ZIP

209 918-7527

DayJahVoo00@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: June 9th 2017

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.

8. Signature:

[Signature]
Signature of new owner/claimant

Title, if applicable

July 5, 17
Date

Signature:

[Signature]
Signature of new owner/claimant

Title, if applicable

July 5, 17
Date

For IDWR Office Use Only:

Received by VO Date 7/13/17

Receipt No. 8-7-17 6103934

Receipt Amt. \$1

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 _____



Instrument # 131010
COUNCIL, ADAMS, IDAHO
06-09-2017 9:42:33 AM No. of Pages: 2
Recorded for AMERITITLE - COUNCIL
SHERRY WARD Fee: \$13.00
Ex-Officio Recorder Deputy Clerk: *Sherry Ward*
Indexed to: DEED

WARRANTY DEED

Order No.: 175128AM

FOR VALUE RECEIVED

John R. Dobroth, a single man

the grantor(s), do(es) hereby grant, bargain, sell and convey unto

Kevin Butler, an unmarried person and, and Kimberly Linder, an unmarried person

whose current address is:
13841 Wild Good Court
McCall, ID 83638

the grantee(s), the following described premises, in Adams County, Idaho, TO WIT:

See Attached Exhibit 'A'

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee(s), that (s)he is/are the owner(s) in fee simple of said premises; that they are free from all encumbrances Except: Current Year Taxes, conditions, covenants, restrictions, reservations, easements, rights and rights of way, apparent or of record. And that (s)he will warrant and defend the same from all lawful claims whatsoever.

Dated: June 8, 2017

John R. Dobroth
John R. Dobroth

State of Idaho) ss
County of Valley

On this 8th day of June, 2017, before me, a Notary Public in and for said state, personally appeared John R. Dobroth, 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/they executed same. IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

Janet Edwards
Notary Public for the State of Idaho
Residing at: Weiser, Id
Commission Expires: 3/27/21

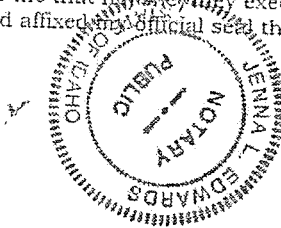


EXHIBIT 'A'

RECEIVED

File No. 175128AM

AUG 07 2017

DEPARTMENT OF
WATER RESOURCES

Township 22 North, Range 1 East, Boise Meridian, Adams County, Idaho.
Section 27: All that part of the NE1/4SW1/4 and the NW1/4SE1/4 lying West of U.S.
Highway 95.

EXCEPTING THEREFROM a parcel of land situated in the S1/2SW1/4NE1/4,
N1/2NE1/4SW1/4, and the N1/2NW1/4SE1/4 of Section 27, T. 22 N., R. 1 E., B.M.,
Adams County, Idaho, more particularly described as follows:

Commencing at a brass cap marking the 1/4 corner common to Sections 26 and 27, T. 22
N., R. 1 E., B.M., Adams County, Idaho;

Thence N. 89°53'23" W., 1,718.08 feet along the center section line of said Section 27 to the
West right-of-way of State Highway 95, the REAL POINT OF BEGINNING;

Thence, 35.01 feet along a non-tangent curve to the left, whose long chord bears S.
26°06'43" E., 35.01 feet, whose radius is 1,960.00 feet, and delta angle is 01°01'25" along
said West right-of-way;

Thence S. 17°56'49" E., 409.86 feet along said right-of-way;

Thence S. 11°33'48" E., 235.69 feet along said right-of-way to its intersection with the
South boundary of said N1/2NW1/4SE1/4;

Thence N. 89°31'55" W., 1,099.99 feet along said South boundary;

Thence S. 89°46'16" W., 1,321.14 feet to the Southwest corner of said N1/2NE1/4SW1/4;

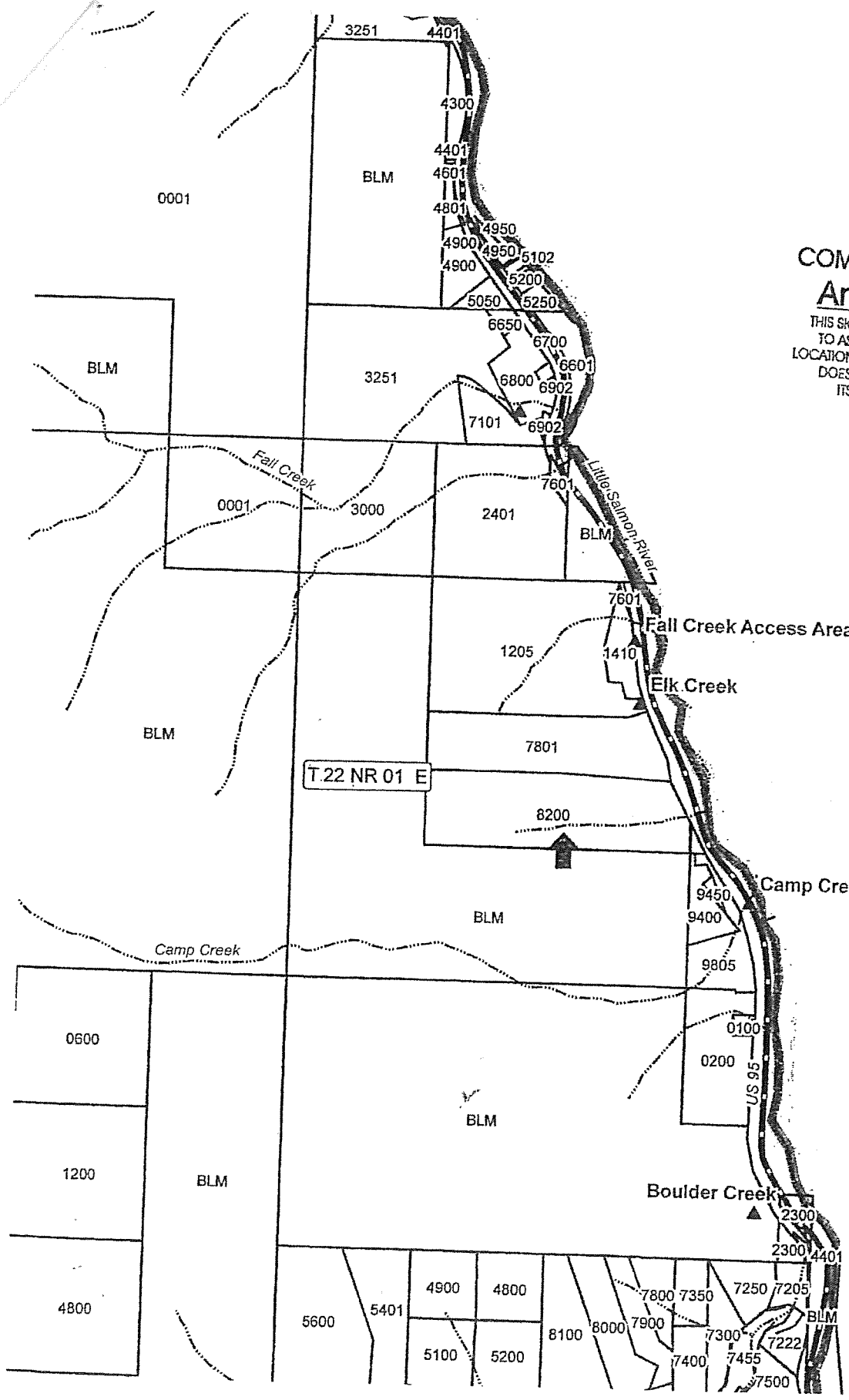
Thence N. 00°11'24" W., 652.86 feet to the CW 1/16 corner of said Section 27;

Thence S. 89°53'23" E., 1,318.69 feet to the Northwest corner of said N1/2NW1/4SE1/4;

Thence continuing S. 89°53'23" E., 667.43 feet along the North boundary of said
N1/2NW1/4SE1/4;

Thence N. 71°39'40" E., 227.14 feet to the West right-of-way of State Highway 95;

Thence 78.98 feet along a non-tangent curve to the left, whose long chord bears S.
24°21'56" E., 78.98 feet, whose radius is 1,960.00 feet, and delta angle is 02°18'32" along
said right-of-way to the POINT OF BEGINNING.



COMPLIMENTS OF
AmeriTitle
THIS SKETCH IS FURNISHED
TO ASSIST IN PROPERTY
LOCATION AND THE COMPANY
DOES NOT GUARANTY
ITS ACCURACY.



State of Idaho

DEPARTMENT OF WATER RESOURCES

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C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

July 18, 2017

KEVIN BUTLER
KIMBERLY LINDER
13841 WILDGOOSE CT
MCCALL ID 83638

RE: Change in Ownership of Water Right No. 78-10155

Dear Interested Parties:

The Department of Water Resources acknowledges receipt of your Notice of Change in Water Right Ownership. Our review of your notice indicates that additional information is required before we can process the change.

The legal description of the property was not included with your notice. To complete the review of your notice of change in ownership, please submit a copy of Attached Exhibit "A" as referenced on the Warranty Deed recorded as Instrument # 131010.

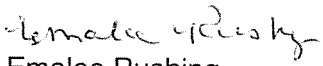
Effective July 1, 2000, the legislature enacted House Bill No. 545 requiring a filing fee for a change in water right ownership. The fee is \$25 per water right, except for ownership changes resulting in the division of a water right, which is \$100 per water right. All ownership change notices received after June 30, 2000 must include the appropriate filing fees in order to be processed. The Department received \$24 with your notice.

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

Please note that Section 42-248, Idaho Code, requires you or the owner of this water right to maintain current ownership and address records on file with the department. Forms to file a change of ownership of a water right and/or a change in the address of the water right owner are available from any department office, or at the department's website at: www.idwr.idaho.gov.

Please feel free to contact the Department if you have any questions.

Sincerely,


Emalee Rushing
Administrative Assistant