

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Notice of Change in Water Right Ownership

RECEIVED
APR 02 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?
37-8878	Yes ☐	Yes ☐		Yes ☐	Yes ☐
37-21753	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Lesley Andrus
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): John Dewey Smith and Tamara Ann Smith
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or
- 16221 Gustafson Ave. Patterson CA 95363
Mailing address City State ZIP
- 209-968-1644 JOHNNYJHOTOE13@YAHOO.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: _____
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 # 37-8878
8. Signature: _____ Date: 3/29/18
Signature of new owner/claimant Title, if applicable
- Signature: _____ Date: 3/29/18
Signature of new owner/claimant Title, if applicable

For IDWR Office Use Only:

Received by Am Date 4-2-2018 Receipt No. 5036668 Receipt Amt. \$50-

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
First American Title Company

AND WHEN RECORDED MAIL TO:
First American Title Company
301 Main Street
Gooding, ID 83330

Instrument # 261347
GOODING COUNTY, GOODING, IDAHO
03-29-2018 16:13:40 No. of Pages: 3
Recorded for: FIRST AMERICAN TITLE - JEROME
DENISE GILL Fee: \$16.00
Ex-Officio Recorder Deputy: JM
Electronically Recorded by Simplifile

Space Above This Line for Recorder's Use Only

WARRANTY DEED

File No.: **671203GO (smb)**

Date: **March 07, 2018**

For Value Received, **Lesley A. Andrus, a single woman**, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **John Dewey Smith and Tamara Ann Smith, husband and wife**, hereinafter called the Grantee, whose current address is **16221 Gustafson Ave., Patterson, CA 95363**, the following described premises, situated in **Gooding County, Idaho**, to-wit:

TOWNSHIP 6 SOUTH, RANGE 13 EAST OF THE BOISE MERIDIAN, GOODING COUNTY, IDAHO

Section 7: A parcel of land located in Government Lot 6 more particularly described as follows:

COMMENCING at the Southeast corner of said Section 7 from which the East one quarter (E $\frac{1}{4}$) corner of Section 7 bears North 00°08'52" East 2674.23 feet;
Thence from said Southeast corner of Section 7 on a bearing of North 88°34'57" West along the South boundary of the SE $\frac{1}{4}$ of Section 7 for a distance of 1301.84 feet to the Southeast corner of said Government Lot 6 and being the TRUE POINT OF BEGINNING;
Thence continuing North 88°34'57" West along the South boundary of Government Lot 6 for a distance of 391.41 feet to a brass cap at the apparent high-water line of the Snake River;
Thence along the apparent high-water line of the Snake River on the following courses;
Thence North 29°48'32" West for a distance of 56.32 feet;
Thence North 10°34'31" East for a distance of 40.83 feet;
Thence North 17°08'03" East for a distance of 59.70 feet;
Thence North 10°01'46" West for a distance of 120.66 feet;
Thence North 32°45'59" West for a distance of 25.97 feet;
Thence North 08°06'55" West for a distance of 19.16 feet to the center of a spring fed stream;
Thence North 03°05'31" West for a distance of 141.05 feet;
Thence leaving the apparent high water line of the Snake River on a bearing of North 78°32'39" East for a distance of 231.70 feet to the center of an existing stream fed stream;
Thence along the center of the stream on the following courses;
Thence North 44°57'41" East for a distance of 24.77 feet;
Thence North 83°03'20" East for a distance of 47.49 feet;
Thence South 49°41'55" East for a distance of 53.05 feet;
Thence South 41°33'49" East for a distance of 66.06 feet;
Thence South 66°13'20" East for a distance of 46.31 feet;
Thence South 89°35'38" East for a distance of 20.48 feet to a point on the East boundary of Government Lot 6;
Thence leaving the center of the stream and along the East boundary of Government Lot 6

RECORDING REQUESTED BY
First American Title Company

AND WHEN RECORDED MAIL TO:
First American Title Company
301 Main Street
Gooding, ID 83330

Recorded Electronically	
ID	<u>261347</u>
County	<u>Gooding</u>
Date	<u>3/29/18</u> Time <u>15:13:40</u>
SimpleFile.com 800.460.5657	

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Thence from said Southeast corner of Section 7 on a bearing of North 88°34'57" West along the South boundary of the SE $\frac{1}{4}$ of Section 7 for a distance of 1301.84 feet to the Southeast corner of said Government Lot 6 and being the **TRUE POINT OF BEGINNING**;
Thence continuing North 88°34'57" West along the South boundary of Government Lot 6 for a distance of 391.41 feet to a brass cap at the apparent high-water line of the Snake River;
Thence along the apparent high-water line of the Snake River on the following courses;
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Thence South 66°13'20" East for a distance of 46.31 feet;
Thence South 89°35'38" East for a distance of 20.48 feet to a point on the East boundary of Government Lot 6;
Thence leaving the center of the stream and along the East boundary of Government Lot 6

on a bearing of South 00°05'44" East for a distance of 422.93 feet to the TRUE POINT OF BEGINNING.

TOGETHER WITH an access easement for the purpose of ingress and egress on, over and across a strip of land that is encompassed by the following described boundary.

COMMENCING at a point on the East boundary of Government Lot 6 said Point being located North 88°34'57" West 1301.84 feet and North 00°05'44" West 912.89 feet from the Southeast corner of Section 7 and being the TRUE POINT OF BEGINNING;

Thence South 23°57'08" West for a distance of 153.60 feet;

Thence South 55°37'56" West for a distance of 208.41 feet;

Thence South 34°22'56" West for a distance of 32.21 feet;

Thence South 27°59'13" West for a distance of 14.74 feet;

Thence South 04°15'32" West for a distance of 79.33 feet;

Thence South 07°31'07" West for a distance of 48.00 feet;

Thence South 78°32'39" West for a distance of 25.92 feet;

Thence North 11°55'24" East for a distance of 74.25 feet;

Thence North 08°07'18" East for a distance of 60.79 feet;

Thence North 35°32'22" East for a distance of 40.74 feet;

Thence North 28°21'47" East for a distance of 17.46 feet;

Thence North 55°37'56" East for a distance of 205.01 feet;

Thence North 23°57'08" East for a distance of 177.09 feet to a point on the East boundary of Government Lot 6 of Section 7;

Thence South 00°05'44" East along the East boundary of Government Lot 6 of Section 7 for a distance of 29.45 feet to the TRUE POINT OF BEGINNING.

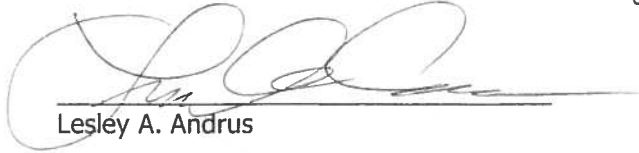
SUBJECT TO all easements, right of ways, covenants, restrictions, reservations, applicable building and zoning ordinances and use regulations and restrictions of record, and payment of accruing present year taxes and assessments as agreed to by parties above.

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: **03/07/2018**

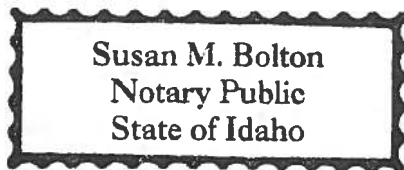
Warranty Deed
- continued

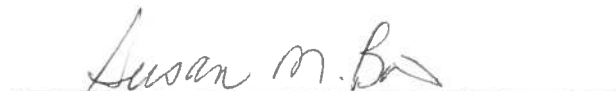
File No.: **671203GO (smb)**


Lesley A. Andrus

STATE OF Idaho)
COUNTY OF Gooding)
ss.

On this 26th day of **March, 2018**, before me, a Notary Public in and for said State, personally appeared **Lesley A. Andrus**, 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.




Notary Public for the State of Idaho
Residing at: Gooding, ID
My Commission Expires: 10-16-2022



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

April 04, 2018

JOHN D SMITH
TAMARA A SMITH
16221 GUSTAFSON AVE
PATTERSON CA 95363-9770

Re: Change in Ownership for Water Right No(s): 37-8878 and 37-21753

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 I

Enclosure(s)

c: First American Title Co. (File 671203GO)



First American Title Company
301 Main Street, Gooding, ID 83330
Phone (208)934-4427 Fax (208)934-4741

RECEIVED

APR 02 2018

DEPT OF WATER RESOURCES
SOUTHERN REGION

IDWR
650 Addison Ave. W, Ste 500
Twin Falls, ID 83301

March 30, 2018
File No.: 671203GO (smb)

Attn:
Phone: 208-736-3033 Fax:

Property: **673 Bliss Grade, Bliss, ID 83314**

Parcel No.: **RP06S13E078963A**

Our Check No. **9061** in the amount of **\$50.00**, representing **Payment of the Notice of Change in Water Right Ownership. Also enclosed please find the Notice of Change in Water Right Ownership paperwork..**

Legal Description of Property in question:

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Prior vested owner of property: **Lesley A. Andrus**

TO WHOM IT MAY CONCERN:

Please be advised that the above referenced property has been sold and title is now vested as follows:

John Dewey Smith and Tamara Ann Smith

as per copy of recorded Warranty Deed attached hereto. Please change your records accordingly and bill the new owners at:

Mailing Address: **16221 Gustofson Ave., Patterson, CA 95363**

Sincerely,

Susan Bolton
Escrow Officer

smb/lr