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MAR 02 2018

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

FEB 02 2018

WATER RESOURCES  
WESTERN REGION

## Notice of Change in Water Right Ownership

DEPARTMENT OF  
WATER RESOURCES

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? |
|-----------------------|------------------------------|------------------------------|-----------------------|------------------------------|------------------------------|
| 63-7227               | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |
|                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |
|                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |
|                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |
|                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |

2. Previous Owner's Name: ANGELA C WEST + ROBERT SCOTT WEST  
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): ROCKS WATER LLC  
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or
- 2608 HIGHWAY 21 BOISE 10 83716  
Mailing address City State ZIP
- 208-343-3801 john@rockswater.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: 12-1-17
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):
    - ☐ \$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: John Krempa OWNER 1-15-18  
Signature of new owner/claimant Title, if applicable Date
- Signature: Victoria Krempa Owner 1-25-18  
Signature of new owner/claimant Title, if applicable Date

## For IDWR Office Use Only:

Received by BES Date 2-2-18 Receipt No. WDY6015 Receipt Amt. \$25<sup>00</sup>

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 Jan Date 3-20-18



**PioneerTitleCo.**  
GOING BEYOND

1211 W Myrtle St, Plaza II Suite 100  
Boise, ID 83702

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

File No. 634505 JS/MA

**Instrument # 257430**  
IDAHO CITY, BOISE COUNTY, IDAHO  
12-01-2017 14:40:24 PM No. of Pages: 4  
Recorded for: PIONEER TITLE COMPANY OF ADA  
MARY T. PRISCO Fee: \$15.00  
Ex-Officio Recorder Deputy shirley george  
Index to: DEEDS  
Electronically Recorded by Simplifile

## WARRANTY DEED

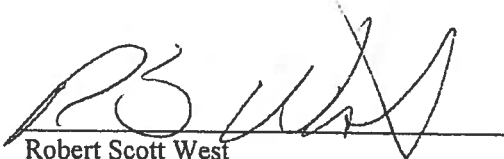
For Value Received Robert Scott West and Angela C West, presumptively subject to the their interest of their spouse, if married on November 29, 2016 the date of acquiring title hereinafter referred to as Grantor, does hereby grant, bargain, sell, warrant and convey unto

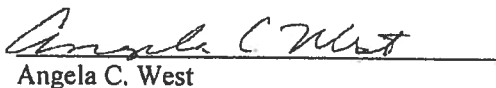
Rocks Water L.L.C., an Idaho limited liability company  
hereinafter referred to as Grantee, whose current address is 2608 Highway 21 Boise, ID 83716  
The following described premises, to-wit:

See Exhibit A attached hereto and made a part hereof.

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.

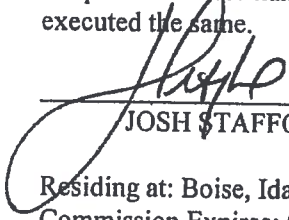
Dated: December 1, 2017

  
Robert Scott West

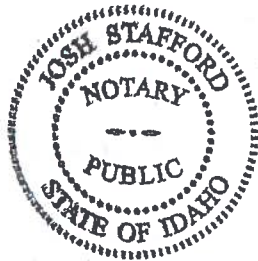
  
Angela C. West

State of IDAHO, County of ADA

On this 1st day of December in the year of 2017, before me, Josh Stafford, a Notary Public in and for said State, personally appeared Robert Scott West and Angela C. West known or identified to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

  
\_\_\_\_\_  
JOSH STAFFORD

Residing at: Boise, Idaho  
Commission Expires: 06/15/2023



## EXHIBIT A

### PARCEL B:

A parcel of land located in the Southeast Quarter of Section 10, Township 4 North, Range 4 East of the Boise Meridian, Boise County, Idaho being more particularly described as follows:

Commencing at the found Brass Cap Monument representing the position of the corner common to Sections 10, 11, 14 & 15, T4N, R4E, B.M. as perpetuated by document #195085, Records of Boise County, thence North 00°02'00" West along the line common to said Sections 10 and 11 for a distance of 2621.24 feet to the found Brass Cap Monument representing the position of the Quarter Corner common to said Sections 10 and 11, as perpetuated by document #195082, Records of Boise County, thence South 89°49'44" West along the East-West mid-section line for a distance of 824.42 feet to a set 5/8th inch iron rod on the Westerly right-of-way line of State Highway 21; thence South 07°06'00" East along said line for a distance of 72.61 feet to a set 5/8th inch iron rod; thence 260.62 feet along the arc of a 905.00 foot radius curve to the right having a central angle of 16°30'00" and a long chord bearing South 00°55'54" West for a distance of 259.72 feet to a set 5/8th inch iron rod; thence South 09°24'00" West for a distance of 494.26 feet to a set 5/8th inch iron rod and the POINT OF BEGINNING;

Thence continuing along said right-of-way line South 80°36'00 East for a distance of 15.00 feet to a set 5/8th inch iron rod;

Thence South 09°24'00" West for a distance of 206.15 feet to a set 5/8th inch iron rod;

Thence North 80°36'00" West for a distance of 15.00 feet to a set 5/8th inch iron rod;

Thence departing said right-of-way line South 89°28'00" West for a distance of 326.57 feet to a set 5/8th inch iron rod on the rim of Mores Creek Canyon;

Thence along the rim of Mores Creek Canyon the following courses and distances:

North 27°52'28" West for a distance of 100.60 feet;

North 68°35'37" East for a distance of 33.48 feet;

North 78°23'54" East for a distance of 83.08 feet;

North 25°01'59" East for a distance of 46.07 feet;

North 84°06'50" East for a distance of 51.57 feet;

North 36°20'22" East for a distance of 22.62 feet;

North 24°36'17" East for a distance of 31.04 feet

North 17°47'20" East for a distance of 33.32 feet;  
North 15°49'03" East for a distance of 73.45 feet;  
North 08°29'09" East for a distance of 101.17 feet;  
North 02°54'28" East for a distance of 56.50 feet;  
North 14°09'41" East for a distance of 80.17 feet to a set 5/8th inch iron rod;  
South 84°36'39" East for a distance of 35.23 feet;  
Thence continuing South 84°36'39" East for a distance of 24.77 feet to a set 5/8th inch iron rod;  
Thence South 10°44'54" West for a distance of 267.34 feet to a set 5/8th inch iron rod;  
Thence South 80°36'00" East for a distance of 68.28 feet to a set 5/8th inch iron rod;  
Thence South 12°03'58" West for a distance of 52.67 feet to a set 5/8th inch iron rod;  
Thence South 80°36'00" East for a distance of 64.61 feet to the POINT OF BEGINNING.



State of Idaho

## DEPARTMENT OF WATER RESOURCES

322 E FRONT ST STE 648 PO BOX 83720 • BOISE, ID 83720-0098

Phone: (208)287-4800 • Fax: (208)287-6700 • Website: [www.idwr.idaho.gov](http://www.idwr.idaho.gov)

C.L. "Butch" Otter  
Governor

Gary Spackman  
Director

March 20, 2018

ROCKS WATER LLC  
2608 HIGHWAY 21  
BOISE ID 83716-3244

Re: Change in Ownership for Water Right No(s): 63-7227

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 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. Water right forms are available from any office of the Department, or at [www.idwr.idaho.gov](http://www.idwr.idaho.gov).

If you have any questions concerning the enclosed information, please contact me at (208) 287-4942.

Sincerely,

Jean Hersley  
Technical Records Specialist II

Enclosure(s)

c: Water District No. 63

## Hersley, Jean

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**From:** Hersley, Jean  
**Sent:** Tuesday, March 20, 2018 10:44 AM  
**To:** 'Rex Barrie'  
**Subject:** ownership change 63-7227  
**Attachments:** DOC006

For your information and records. If you have any questions, please contact me. Thank you.

*Jean Hersley  
Idaho Dept Water Resources  
Technical Records Specialist II  
208-287-4942*



State of Idaho

## DEPARTMENT OF WATER RESOURCES

322 E FRONT ST STE 648 PO BOX 83720 • BOISE, ID 83720-0098

Phone: (208)287-4800 • Fax: (208)287-6700 • Website: [www.idwr.idaho.gov](http://www.idwr.idaho.gov)

C.L. "Butch" Otter  
Governor

Gary Spackman  
Director

March 13, 2018

ROCKS WATER LLC  
2608 HIGHWAY 21  
BOISE ID 83716-3244

RE: Water Right No(s): 63-7227

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. Water right 63-7227 is a commercial and domestic right. The commercial use is for a water bottling operation and the domestic use is for 4 units in Rock's Lodge. Aerial photography suggests your property includes the old tavern which is now being used to bottle water. If you own the water bottling operation only, water right 63-7227 will need to be split. Splitting a water right will require additional fees.

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 additional filing fee for your notice will be \$75.

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

Please note that water right owners are required to report any change in water right 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. Contact any office of the Department or visit the Department's homepage on the Internet to obtain the proper forms and instructions.

If you have any questions regarding this matter, please contact me at (208) 287-4942.

Sincerely,

Jean Hersley  
Technical Records Specialist II

Enclosure(s)