

RECEIVED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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MAR 02 2018

Notice of Change in Water Right Ownership

FEB 20 2018

DEPARTMENT OF
WATER RESOURCESWATER RESOURCES
WESTERN 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.

Water Right/Claim No.	Split?	Water Right/Claim No.	Split?	Water Right/Claim No.	Split?
UC 63-32562	Yes ☐		Yes ☐		Yes ☐
63-12606	Yes ☐		Yes ☐		Yes ☐
PD 63-32166	Yes ☒	not split	Yes ☐		Yes ☐
	Yes ☐	refund requested	Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐

2. Previous Owner's Name: Doug Merges
Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): JAMES B. JOLLY
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or

27205 WINGSETTER LN PARMA ID 83660
Mailing address City State ZIP
206 778 9818 jbjolly@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: 11/16/17

6. If the water right described herein has been rented from the Water Supply Bank, rental proceeds will be disbursed in the following manner regardless of any arrangements between the buyer(s) and seller(s) to the contrary:

- Rental payments will go to the lessor(s) of record at the beginning of the rental season.
- If a change in ownership is processed by the Department during a rental season, rental payment will be made to the person or entity who is the lessor of record at the beginning of that rental season.
- New lessor(s) of record will receive payment after the following rental season.

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.

8. Signature: J B Jolly 02/14/2018
Signature of new owner/claimant Title, if applicable Date

Signature: _____ Title, if applicable Date
Signature of new owner/claimant

For IDWR Office Use Only:

Received by BZD Date 2-20-18 Receipt No. WD46060 Receipt Amt. 150.-
Approved by _____ Processed by [Signature] Date 3-19-18

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MAR 19 2018



610 S. Kimball Avenue
Caldwell, ID 83605

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

File No. 634617 KM/

2017-049993	
RECORDED	
11/16/2017 09:50 AM	
CHRIS YAMAMOTO	
CANYON COUNTY RECORDER	
Pgs=3 MBROWN	\$15.00
TYPE: DEED	
PIONEER TITLE CANYON - CALDWELL	
ELECTRONICALLY RECORDED	

WARRANTY DEED

For Value Received Douglas M. Merges and Lori Ann Merges, husband and wife, as community property with the right of survivorship

hereinafter referred to as Grantor, does hereby grant, bargain, sell, warrant and convey unto

James B. Jolly III, an unmarried man

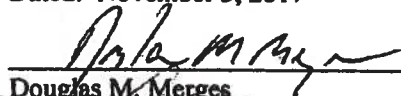
hereinafter referred to as Grantee, whose current address is 27205 Wingsetter Lane Parma, ID 83660

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.

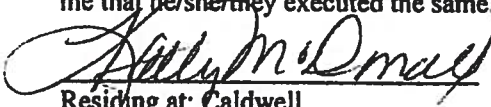
Dated: November 3, 2017


Douglas M. Merges

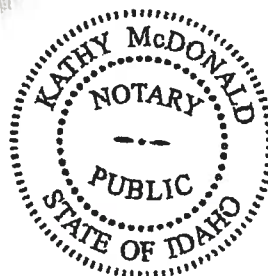

Lori Ann Merges

State of Idaho, County of Canyon

On this 8 day of November in the year of 2017, before me, the undersigned, a Notary Public in and for said State, personally appeared Douglas M. Merges and Lori Ann Merges known or identified to me to be the person/persons whose name(s) is/are subscribed to the within instrument, and acknowledged to me that he/she/they executed the same.


Residing at: Caldwell

Commission Expires: 5/27/2023



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MAR 19 2018



Pioneer Title Co.
GOING BEYOND

610 S. Kimball Avenue
Caldwell, ID 83605

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File No. 634617 KM/

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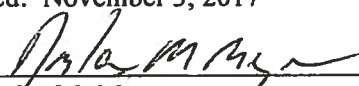
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Dated: November 3, 2017

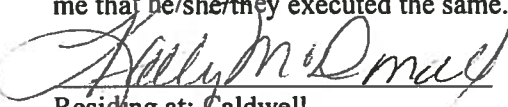


Douglas M. Merges

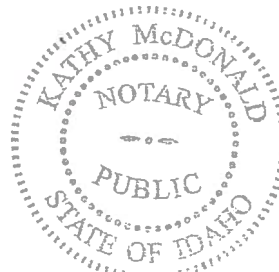


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Residing at: Caldwell
Commission Expires: 5/27/2023



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EXHIBIT A

PARCEL I:

A portion of Government Lots 6 and 7 and of the original Boise River Channel as shown on the 1868 G.L.O. Survey for Section 17, Township 5 North, Range 5 West, Boise Meridian, Canyon County, Idaho, and is more particularly described as follows:

COMMENCING at the West 1/16 corner on the South line of said Section 17 as it presently exists; thence North 0° 58' 10" East along the West boundary of said Government Lot 7 a distance of 775.28 feet to the TRUE POINT OF BEGINNING; thence continuing North 0° 58' 10" East along said West boundary a distance of 498.32 feet to a point in the centerline of the Ross East End Drain; thence South 77° 44' 19" East along said centerline a distance of 35.70 feet; thence leaving said centerline bearing North 4° 59' 23" East a distance of 846.76 feet; thence South 88° 57' 28" East a distance of 388.10 feet to a point in the centerline of an existing ditch; thence traversing said centerline as follows:
South 32° 56' 45" East a distance of 387.86 feet; thence
South 22° 27' 09" East a distance of 142.90 feet; thence
South 5° 16' 08" East a distance of 249.04 feet; thence
South 24° 56' 01" West a distance of 288.60 feet; thence
South 4° 59' 49" West a distance of 133.13 feet; thence
South 10° 56' 14" East a distance of 142.23 feet; thence
South 29° 57' 11" East a distance of 175.54 feet; thence
South 2° 00' 54" West a distance of 93.55 feet to a point on the Northerly boundary of the parcel described as the exception in the Warranty Deed filed as Instrument No. 9016492, records of Canyon County, Idaho; thence South 59° 37' 01" West along said boundary a distance of 105.24 feet to a point in the centerline of said Ross East End Drain; thence traversing said centerline as follows:
North 43° 59' 14" West a distance of 155.19 feet; thence
North 30° 04' 15" West a distance of 94.19 feet; thence leaving said centerline and bearing North 88° 02' 18" West a distance of 526.01 feet to the TRUE POINT OF BEGINNING.
(Shown as Parcel 4 on Record of Survey Instrument No. 9905961)

EXCEPTING THEREFROM that portion described as follows:

A parcel of land being a portion of Parcel 4 of Record of Survey Instrument No. 9905961 as recorded in the official records of Canyon County, Idaho and situated in the Southeast Quarter of the Southwest Quarter of Section 17, Township 5 North, Range 5 West, Boise Meridian, Canyon County, Idaho and being more particularly described as follows:

COMMENCING at a 1/2 inch rebar marking the Southwest corner of said Section 17, thence along the South line of said Section 17, South 88° 51' 52" East a distance of 1325.54 feet to a 5/8 inch rebar marking the Southwest corner of said Southeast Quarter of the Southwest Quarter, thence along the West line of said Southeast Quarter of the Southwest Quarter, North 00° 57' 51" East a distance of 775.32 feet to a 1/2 inch rebar marking the West corner common to Parcel 4 and 5 of said Record of Survey Instrument No. 9905961, thence along the common line to said Parcel 4 and 5, South 88° 02' 40" East a distance of 308.54 feet to a 1/2 inch rebar marking the POINT OF BEGINNING;

- 1) Thence leaving said common line and North 77° 37' 27" East a distance of 193.50 feet to a point in the centerline of the Ross East End Drain, from which a 1/2 inch rebar witness corner bears South 77° 37' 27" West a distance of 30.00 feet;
- 2) Thence along said centerline South 30° 04' 37" East a distance of 56.50 feet to a point marking an angle point in said common line, from which a 1/2 inch rebar witness corner bears North 88° 02' 40" West a distance of 30.00 feet;
- 3) Thence along said common line North 88° 02' 40" West a distance of 217.45 feet to the POINT OF BEGINNING.

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MAR 19 2018

PARCEL II:

TOGETHER WITH use of an ingress-egress and utility easement, this easement lies in Government Lot 7 of Section 17, Township 5 North, Range 5 West of the Boise Meridian, Canyon County, Idaho, more particularly described as follows:

COMMENCING at the Southwest corner of said Government Lot 7; thence

South 88° 51' 51" East along the South boundary of said Government Lot 7 a distance of 372.42 feet to the TRUE POINT OF BEGINNING; thence

North 27° 12' 45" East a distance of 125.00 feet; thence

North 10d 25' 11" East a distance of 322.71 feet; thence

North 36° 19' 01" West a distance of 390.57 feet; thence

North 25° 50' 11" West a distance of 34.98 feet; thence

South 88° 02' 18" East a distance of 33.91 feet; thence

South 25° 50' 11" East a distance of 15.67 feet; thence

South 36° 19' 01" East a distance of 401.39 feet; thence

South 10° 25' 11" West a distance of 340.29 feet; thence

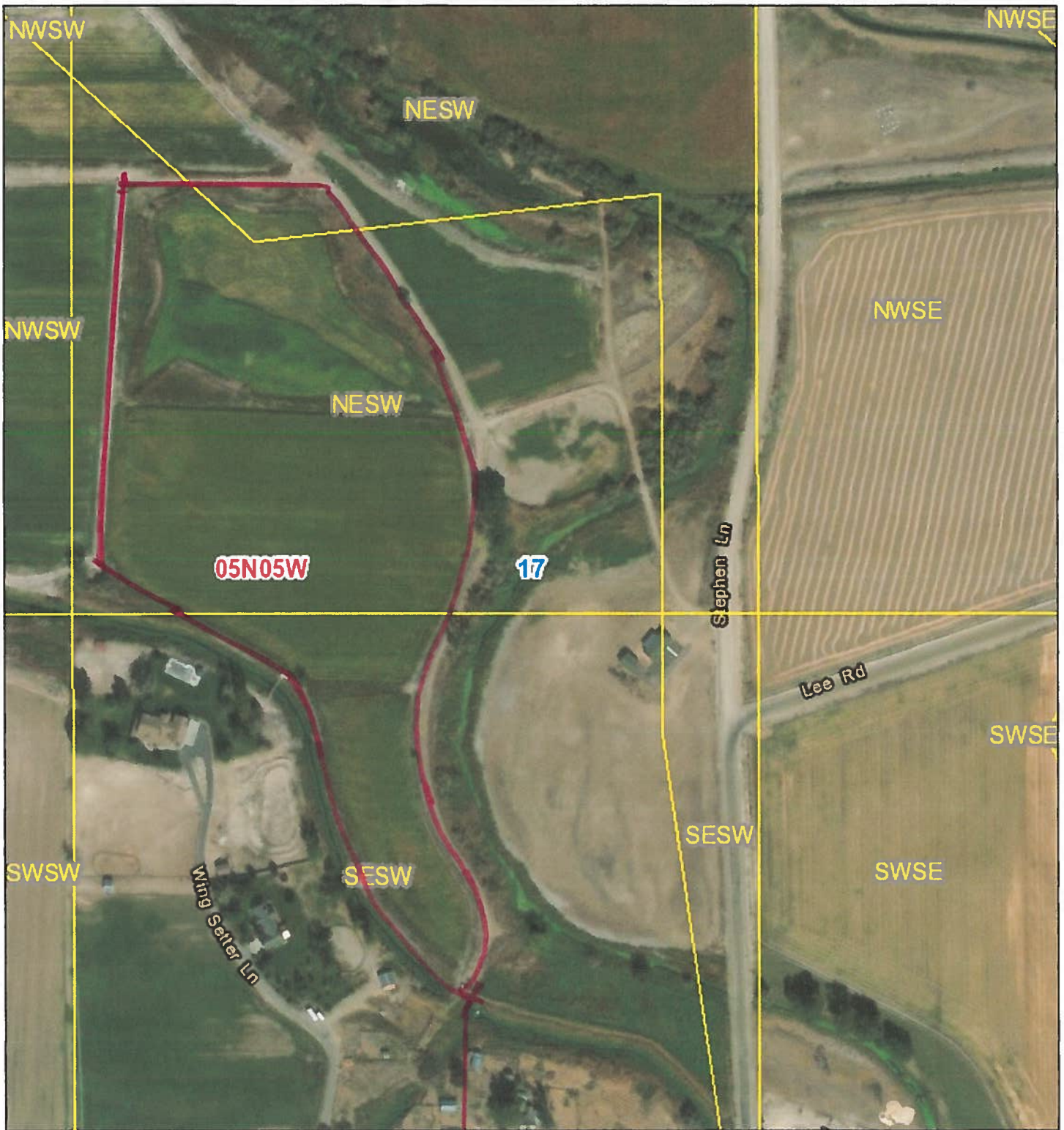
South 27° 12' 45" West a distance of 114.74 feet to a point on said South boundary; thence

North 88° 51' 51" West along said South boundary a distance of 33.40 feet to the TRUE POINT OF BEGINNING.

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MAR 19 2018

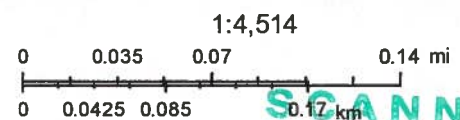
Application for Water Right



2/13/2018, 10:24:41 AM

- Counties
- Township/Range
- Section
- Quarter Quarter

point of
diversion
63-32166



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MAR 19 2018

Created by NRCS from 1:24,000 scale USGS topographic maps.
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Source: Esri, DigitalGlobe, GeoEye, Earthstar Geographics, CNES/Airbus
DS, USDA, USGS, AeroGRID, IGN, and the GIS User Community



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

C.L. "Butch" Otter
Governor

Gary Spackman
Director

March 19, 2018

JAMES B JOLLY III
27205 WINGSETTER LN
PARMA ID 83660-6610

Re: Change in Ownership for Water Right No(s): 63-12606, 63-32166 and 63-32562

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.

Water right 63-32166 did not need to be split. A refund of \$75 has been requested and will be sent to you under separate cover from the State Controller's Office within 10 days.

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)

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MAR 19 2018

MEMORANDUM

TO: Sascha Marston
FROM: Jean Hersley
DATE: March 19, 2018
RE: **Refund: Ownership change- paid for split but water right wasn't split**

Please refund \$75.

NAME: JAMES B JOLLY III
27205 WINGSETTER LN
PARMA ID 83660-6610

RECEIPT #: W046060

Thank you.

Jean

SCANNED

MAR 19 2018

Hersley, Jean

From: Hersley, Jean
Sent: Monday, March 19, 2018 10:34 AM
To: Marston, Sascha; Pline, Treva
Subject: Refund for James B Jolly
Attachments: Refunds.doc

Please process the attached refund. Thank you.

Jean