

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

JAN 12 2018

Notice of Change in Water Right Ownership

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?
37-8095	Yes ☐	Yes ☐		Yes ☐	Yes ☐
37-791E	Yes ☐	Yes ☐		Yes ☐	Yes ☐
37-2411A	Yes ☐	Yes ☐		Yes ☐	Yes ☐
37-8871	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: College of Southern Idaho Foundation, Inc.
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Kent Heady and Celia Heady
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or
- 5165 Canary Lane Nampa ID 83687
Mailing address City State ZIP
- 208-461-4311
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):
- ☐ \$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.

SUPPORT DATA

IN FILE # 37-791E

8. Signature: Kent Heady Title, if applicable _____ Date 1-8-18
Signature of new owner/claimant
- Signature: Celia Heady Title, if applicable _____ Date 1-8-18
Signature of new owner/claimant

For IDWR Office Use Only:

Received by Sm Date 1-12-2018 Receipt No. 5036529 Receipt Amt. \$100-

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 _____

AFTER RECORDING MAIL TO:

Kent Heady and Celia Heady
5165 Canary Lane
Nampa, ID 83687

Instrument # 260475
GOODING COUNTY, GOODING, IDAHO
01-02-2018 09:36:30 No. of Pages: 6
Recorded for: FIRST AMERICAN TITLE - JEROME
DENISE GILL Fee: \$15.00
Ex-Officio Recorder Deputy: DAL
Electronically Recorded by Simplifile

CORPORATE WARRANTY DEED

File No.: **659121GO (smb)**

Date: **December 13, 2017**

For Value Received, **College of Southern Idaho Foundation, Inc.**, a corporation duly organized and existing under the laws of the State of Idaho, Grantor, does hereby grant, bargain, sell and convey unto **Kent Heady and Celia Heady, husband and wife**, Grantee, whose address is **5165 Canary Lane, Nampa, ID 83687**, the following described real estate, to wit:

PARCEL NO. 1:

Township 6 South, Range 13 East, Boise Meridian, Gooding County, Idaho

Section 21: A parcel of land located in the NW $\frac{1}{4}$ SE $\frac{1}{4}$ and being more particularly described as follows:

COMMENCING at the center one-quarter (C1/4) of said Section 21, from which the South One Quarter (S1/4) corner of said Section 21 bears South 01°19'57" East 2,670.94 feet;
THENCE South 01°19'57" East along the West boundary of the SE $\frac{1}{4}$ of said Section 21 for a distance of 107.71 feet; **THENCE** North 89°36'06" East parallel with the North boundary of the SE $\frac{1}{4}$ of said Section 21 for a distance of 71.62 feet to a point on the Easterly right-of-way boundary of a county road, also known as old Highway U.S. 30, and being the **TRUE POINT OF BEGINNING**;
THENCE continuing North 89°36'06" East parallel with the North boundary of the SE $\frac{1}{4}$ of said Section 21 for a distance of 932.53 feet to a point on the Westerly right-of-way boundary of new Highway U.S. 30,
THENCE South 31°15'50" East along the Westerly right-of-way boundary of new Highway U.S. 30 for a distance of 549.54 feet to the point of curvature of a curve left;
THENCE Southeasterly along the Westerly right-of-way boundary of new Highway U.S. 30 and on the arc of the curve left for a distance of 61.90 feet to a point on the East boundary of the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of said Section 21, said arc having a radius of 11659.16 feet and a chord bearing and distance of South 31°16'10" East 61.90 feet;
THENCE South 01°09'15" East along the East boundary of the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of said Section 21 for a distance of 157.42 feet;
THENCE South 89°36'06" West parallel with the North boundary of the SE $\frac{1}{4}$ of said Section 21 for a distance of 688.68 feet;
THENCE North 27°26'34" West for a distance of 123.42 feet;
THENCE North 73°03'24" West for a distance of 128.29 feet;
THENCE South 89°36'06" West for a distance of 205.83 feet to a point on the Easterly right-of-way boundary of the County road known as old Highway U.S. 30, said point being on the arc of a curve right;
THENCE Northwesterly along the Easterly right-of-way boundary of the county road and on the arc of the curve right for a distance of 78.06 feet, said arc having a radius of 872.06 and a chord bearing and distance of North 12°10'49" West 78.03 feet;

THENCE Northwesterly along the Easterly right-of-way boundary of the county road and on the arc of the curve right for a distance of 78.06 feet, said arc having a radius of 872.06 and a chord bearing and distance of North 12°10'49" West 78.03 feet;

THENCE North 09°36'58" West along the Easterly right-of-way boundary of the county road known as old Highway U.S. 30 for a distance of 57.42 feet to the point of curvature of a curve left;

THENCE Northwesterly along the Easterly right-of-way boundary of the county road known old Highway U.S. 30 and on the arc of the curve left for a distance of 372.76 feet, said arc having a radius of 1,072.44 feet and a chord bearing and distance of North 19°34'25" West 370.88 feet;

THENCE North 29°31'51" West along the Easterly right-of-way boundary of the county road known as old Highway U.S. 30 for a distance of 58.05 feet to the **TRUE POINT OF BEGINNING**.

SUBJECT TO a 20 foot wide access easement for the purpose of ingress and egress, said easement being on, over, under and across a 20.0 foot wide strip of land that is centered on the following described line:

COMMENCING at a point on the Easterly right-of-way boundary of the county road known as old Highway U.S. 30, said point being located South 01°19'57" East 118.50 feet and North 88°40'03" East 48.40 feet from the center one Quarter (C1/4) corner of said Section 21 and being the **TRUE POINT OF BEGINNING**;

THENCE North 89°36'06" East for a distance of 42.06 feet;

THENCE South 41°01'32" East for a distance of 178.48 feet;

THENCE South 34°42'35" East for a distance of 124.71 feet;

THENCE South 27°36'42" East for a distance of 93.50 feet;

THENCE South 15°16'41" East for a distance of 209.48 feet to the terminus point of said easement.

The sideline boundaries of the before described easement shall be lengthened and/or shortened as necessary to intersect the Easterly right-of-way boundary of the county road and the Northerly boundary of the before described parcel.

ALSO SUBJECT TO a 20.0 foot wide easement for the use and maintenance of a buried domestic water line and appurtenances, said easement being encompassed by the following described boundary:

COMMENCING at the Southeast corner of the before described parcel and being the **TRUE POINT OF BEGINNING**;

THENCE North 27°26'34" West for a distance of 22.46 feet;

THENCE North 89°36'06" East for a distance of 698.63 feet to a point on the East boundary of the NW¼SE¼ of said Section 21;

THENCE South 01°09'15" East along the East boundary of the NW¼SE¼ of said Section 21 for a distance of 20.00 feet;

THENCE South 89°36'06" West for a distance of 688.68 feet to the **TRUE POINT OF BEGINNING**.

Parcel No.2:

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

SECTION 21: A parcel of land located in the NW $\frac{1}{4}$ SE $\frac{1}{4}$, more particularly described as follows:

Commencing at the Center One Quarter (C1/4) of said Section 21, from which the South One Quarter (S1/4) corner of said Section 21 bears South 01°10'57" East 2670.94 feet; Thence South 01°19'57" East along the West boundary of the SE $\frac{1}{4}$ of said Section 21 for a distance of 645.73 feet;

Thence North 88°40'03" East for a distance of 238.09 feet to a point on the Easterly right-of-way boundary of a county road, also known as old Highway U.S. 30, and being the TRUE POINT OF BEGINNING;

Thence North 89°36'06" East parallel with the North boundary of the SE $\frac{1}{4}$ of said Section 21 for a distance of 205.83 feet;

Thence South 73°03'24" East for a distance of 128.29 feet;

Thence South 27°26'34" East for a distance of 123.42 feet

Thence South 89°36'06" West parallel with the North boundary of the SE $\frac{1}{4}$ of said Section 21 for a distance of 331.88 feet to a point on the Easterly right-of-way boundary of the county road known as old Highway U.S. 30, said point being on the arc of a curve right;

Thence Northwesterly along the Easterly right-of-way boundary of the county road and on the arc of the curve right for a distance of 157.41 feet, said arc having a radius of 872.06 and a chord bearing and distance of North 19°54'57" West 157.20 feet, said point being the TRUE POINT OF BEGINNING.

Parcel No.3:

A 20 foot wide access easement for the purpose of ingress and egress for the benefit of Parcel No.2 as disclosed by Gift Deed from Allan R. Frost and Frances M. Frost to the College of Southern Idaho Foundation, Inc.. recorded December 21, 2004 as Instrument Number 209196, records of Gooding County, Idaho, said easement being on, over, under and across a 20.0 foot wide strip of land that is centered on the following described line:

Commencing at a point on the Easterly right-of-way boundary of the county road known as old Highway U.S. 30, said point being located South 01°19'57" East 118.50 feet and North 88°40'03" East 48.40 feet from the Center One Quarter (C1/4) corner of said Section 21 and being the TRUE POINT OF BEGINNING;

Thence North 89°36'06" East for a distance of 42.06 feet:

Thence South 41°01'32" East for a distance of 178.48 feet;

Thence South 34°42'35" East for a distance of 124.71 feet;

Thence South 27°36'42" East for a distance of 93.50 feet;

Thence South 15°16'41" East for a distance of 209.48 feet to the terminus point of said easement.

The sideline boundaries of the before described easement shall be lengthened and/or shortened as necessary to intersect the Easterly right-of-way boundary of the county road and the Northerly boundary of the before described parcel.

PARCEL NO. 4:

A 20.0 foot wide easement for the use and maintenance of a buried domestic water line and appurtenances for the benefit of Parcel No. 2 as disclosed by Gift Deed from Allan R. Frost and Frances M. Frost to the College of Southern Idaho Foundation, Inc., recorded December 21, 2004 as Instrument Number 209196, records of Gooding County, Idaho, said easement being encompassed by the following described boundary;

Commencing at the Southeast corner of the before described parcel and being the TRUE POINT OF BEGINNING;

Thence North 27°26'34" West for a distance of 22.46 feet;

Thence North 89°36'06" East for a distance of 698.63 feet to a point on the East boundary of the NW¼SE¼ of said Section 21;

Thence South 01°09'15" East along the East boundary of the NW¼SE¼ of said Section 21 for a distance of 20.00 feet;

Thence South 89°36'06" West for a distance of 688.68 feet to the TRUE POINT OF BEGINNING.

SUBJECT TO current years taxes, irrigation district assessments, public utility easements, subdivision and U.S. patent reservations.

TO HAVE AND TO HOLD the said premises, with their appurtenances, unto 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, and that Grantor will warrant and defend the same from all claims whatsoever.

IN WITNESS WHEREOF, the Grantor, pursuant to a resolution of its Board of Directors has caused its corporate name to be hereunto subscribed by its Executive Director this 21st day of December, 2017.

College of Southern Idaho Foundation, Inc., an
Idaho corporation

By: _____

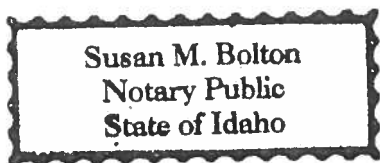
Name: Debra J. Wilson

Title: Executive Director

STATE OF Idaho)
SS.
COUNTY OF Gooding)

On this 21st day of December, 2017, before me, a Notary Public in and for said State, personally appeared **Debra J. Wilson**, known or identified to me to be the **Executive Director** of the corporation that executed the within instrument or the person who executed the instrument on behalf of said corporation, and acknowledged to me that such corporation executed the 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.



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

February 12, 2018

KENT and CELIA HEADY
5165 CANARY LN
NAMPA ID 83687-8483

Re: Change in Ownership for Water Right No(s): 37-791E, 37-2411A, 37-8871, and 37-8095.

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.

If you have any questions concerning the enclosed information, please contact me at (208) 736-3033.

Sincerely,

Benny Walker
Senior Water Resource Agent

Enclosure(s)



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

RECEIVED

JAN 12 2018

DEPT OF WATER RESOURCES
SOUTHERN REGION

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

January 10, 2018
File No.: 659121GO (smb)

Attn:

Re:

Property: **TBD, Bliss, ID 83314**
Buyer: **Kent Heady and Celia Heady**
Seller: **College of Southern Idaho Foundation, Inc.**

- Our Check No. **8810** in the amount of **\$100.00**, representing **Water Transfer Fee.**
- Notice of Change in Ownership
- Warranty Deed

Sincerely,

Celia Allen, Assistant for
Susan Bolton, Escrow Officer

ca/ca