

RECEIVED

DEC 02 2015

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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WATER RESOURCES
WESTERN REGION

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?
63-2762	Yes ☒	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Allen Lester McCain
Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): MARVIN C Miller / Angela M. Miller
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☒ and/or

3704 Wilson Lane Nampa ID 83686
Mailing address City State ZIP

(208) 250-6318 ibsync1986@hotmail.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: August 22, 2014

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: Marvin C Miller 11/29/15
Signature of new owner/claimant Title, if applicable Date
Signature: Angela M. Miller 11/29/15
Signature of new owner/claimant Title, if applicable Date

For IDWR Office Use Only:

Received by [Signature] Date 12/2/2015 Receipt No. W043721 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 X Approved by [Signature] Processed by [Signature] Date 8/30/17



100 10th Avenue South
Nampa, ID 83651

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

File No. 557069

WARRANTY DEED

For Value Received

C & D Real Estate Properties LLC, an Idaho limited liability company
hereinafter referred to as Grantor, does hereby grant, bargain, sell, warrant and convey unto

Marvin C. Miller and Angela M. Miller, husband and wife

hereinafter referred to as Grantee, whose current address is 3704 Wilson Lane Nampa, ID 83686

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: August 22, 2014

C & D Real Estate Properties, LLC

By: Lonnie C. Evans

Lonnie C. Evans, aka Craig Evans, Managing Member

State of Idaho, County of Canyon

On this 26th day of August in the year of 2014, before me, the undersigned, a Notary Public in and for said State, personally appeared Lonnie C. Evans, known or identified to me to be the Managing Member of the Limited Liability Company that executed the foregoing instrument, and acknowledged to me that such Limited Liability Company executed the same.

Residing at: Nampa, Id

Commission Expires: 9-16-2017



EXHIBIT A

That portion of Lot 10, Block 1, of Kosterman Industrial Tracts Subdivision being on the Southeast side of proposed Badger Drive center line of Project No. 02-99148, Highway Survey, as shown on the plans thereof on file in the office of the City of Nampa, and being a portion of the Southeast Quarter, Section 26, Township 3 North, Range 2 West, Boise Meridian, Canyon County, Idaho, more particularly described as follows:

Commencing at the Southeast corner of the Northeast Quarter of the Southeast Quarter, Section 26; thence along the Southerly boundary of said Northeast Quarter, Southeast Quarter, North $89^{\circ} 11' 45''$ West, 666.29 feet to the Southeast corner of Kosterman Industrial Tracts Subdivision the POINT OF BEGINNING; thence continuing along said line,

North $89^{\circ} 11' 45''$ West, 236.09 feet to the Northerly right-of-way of East Railroad Street; thence along said right-of-way,

North $46^{\circ} 16' 29''$ West, 167.82 feet; thence

North $43^{\circ} 43' 31''$ East, 250.00 feet; thence

South $89^{\circ} 48' 29''$ East, 185.52 feet to the Easterly boundary of said subdivision; thence along said boundary,

South $00^{\circ} 11' 31''$ West, 299.38 feet to the POINT OF BEGINNING.

LCF.
MCM
QMM

Map



Address Points

- Active
- Hold
- Proposed
- Retired
- Other
- County Parcels

Sewer Manholes (continued)

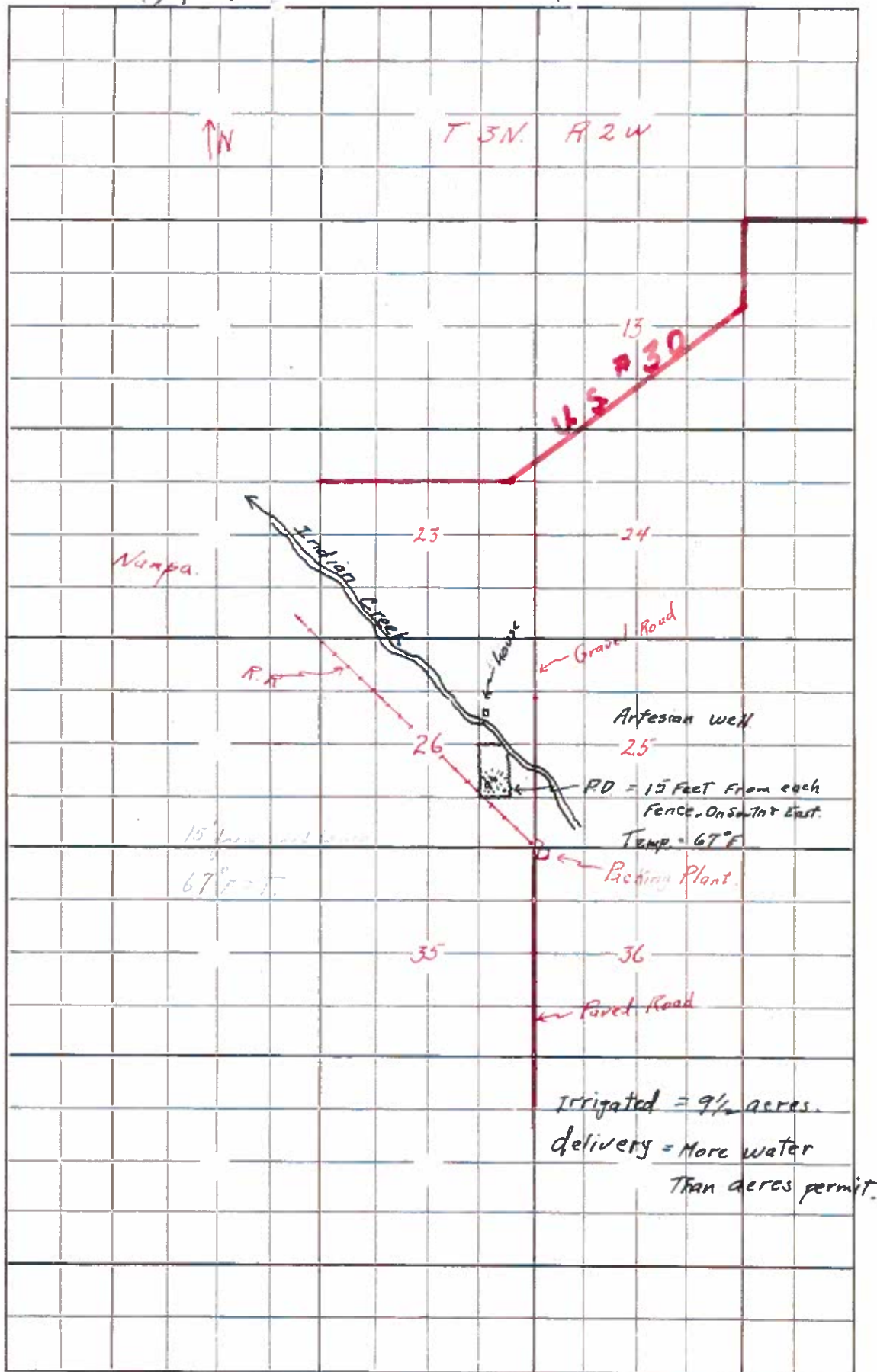
- LS, ACTIVE
- INACTIVE
- ABANDONED
- Sewer Mains
- 50 - 31 GRAVITY
- 30 - 21 GRAVITY

Domestic Lines

- 30 - 21
- 20 - 11
- 10 - 0
- ABANDONED
- INACTIVE
- Fire Lines

Well Location

ORIGINAL Plat of total Acre 1950



Scale: 2 Inches Equals 1 Mile. Draw Map In Ink.

20959

MEMORANDUM

Date: September 01, 2017
To: Water Right File 63-2762
From: Justin Shearer
Re: Ownership Change Refund

Ownership change/split submitted by Marvin C. Miller and Angela M. Miller on 12/2/2015 was not processed because it was skipped and another more recent ownership change/split was submitted by Frank A. Comte and processed creating WR No. 63-34419. Because this split should have taken place prior to Comte's submittal, Comte should be refunded \$75.00 against receipt W043854 to reflect him only paying for what should have only been an ownership change instead of the full split fee. WR record was updated to include Millers as previous owners.

Please issue a refund of \$75.00 to:

FRANK A COMTE
908 W LOCUST LN
NAMPA, ID 83686

RECEIPT ID: W043854



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region • 2735 W AIRPORT WAY • BOISE, ID 83705-5082

Phone: (208)334-2190 • Fax: (208)334-2348 • Website: www.idwr.idaho.gov

C.L. "Butch" Otter
Governor

Gary Spackman
Director

February 14, 2018

MARVIN C MILLER
3704 WILSON LN
NAMPA ID 83686

Re: Change in Water Right Ownership: 63-2762

Dear Water Right Holder(s):

The Department of Water Resources (Department) acknowledges the receipt of correspondence changing ownership of a portion of the above referenced water right(s) to you. An ownership change for a portion of the original water right was processed prior to your submittal. For this reason The Department will issue you a partial refund of \$75 under separate cover. The Department has modified its records based on the information received and has enclosed a computer-generated report for you.

Your portion of each water right(s) has a specified point of diversion, nature of use and place of use. If you plan to change the authorized point of diversion, nature of use, or place of use, including adding a new point of diversion, you must file an Application for Transfer of Water Right. If you do not plan to change any elements of your water right, then no further action is required at this time.

The portion of the water right retained by the original right holder retains the original water right number. The Department is sending the original right holder a copy of this letter and a computer-generated report showing the changes to the original water right.

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) 334-2190.

Sincerely,

Brenda Serrano
Technical Records Specialist 1

Enclosure(s)

c: JANE I OLSON AND STANLEY CHARLES OLSON