

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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JAN 30 2018

DEPARTMENT OF
WATER RESOURCES

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?
2-10330	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: Toler Family Revocable Trust
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Michael A. Mitchell and Roxanne J. Mitchell
New owner(s) as listed on the conveyance document Name connector ☒ and ☐ or ☐ and/or
- 7658 River Front Dr. Marsing ID 83639
Mailing address City State ZIP
- 208-293-8833 roxjoycas@aol.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: 1/2/18
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: Michael A. Mitchell Title, if applicable Date 1/30/18
 Signature: Roxanne J. Mitchell Title, if applicable Date 1/30/18

For IDWR Office Use Only:

Received by TE Date 1/30/2018 Receipt No. C104593 Receipt Amt. 25.00

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 ED Date 2/1/18



TitleOne
a title & escrow co.

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

Instrument # 294763
MURPHY, OWYHEE, IDAHO
2018-01-02 12:20:06 No. of Pages: 1
Recorded for: ALLIANCE TITLE - BOISE PRODUCTIC
ANGELA BARKELL Fee: \$15.00
Ex-Officio Recorder Deputy: map
Index To: DEED WARRANTY
Electronically Recorded by Simplifile

Order Number: 17292786

AT-357432

Warranty Deed

For value received,

Cotner Building Company, an Idaho limited liability company

the grantor, does hereby grant, bargain, sell, and convey unto

Michael A. Mitchell and Roxanne J. Mitchell, husband and wife *mm*

whose current address is ⁷⁶⁵⁸ Riverfront Dr Marsing, ID 83639

the grantee, the following described premises, in Owyhee County, Idaho, to wit:

Lot 8 in Block 1 of Hidden Valley Estates Subdivision, Owyhee County, Idaho, according to the official plat thereof, recorded February 16, 1995 as Instrument No. 214934, records of said County. Excepting therefrom the South 45 feet of said Lot 8 in Block 1, measured perpendicular to the South line of said Lot 8.

To have and to hold the said premises, with their appurtenances unto the said Grantee, its heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that Grantor is the owner in fee simple of said premises; that they are free from all encumbrances except those to which this conveyance is expressly made subject and those made, suffered or done by the Grantee; and subject to all existing patent reservations, easements, right(s) of way, protective covenants, zoning ordinances, and applicable building codes, laws and regulations, general taxes and assessments, including irrigation and utility assessments (if any) for the current year, which are not due and payable, and that Grantor will warrant and defend the same from all lawful claims whatsoever. Whenever the context so requires, the singular number includes the plural.

Dated: December 27, 2017

Cotner Building Company, an Idaho limited liability company

By: *John Cotner*

John Cotner, Member

State of Idaho, County of Canyon, ss.

On this 28th day of December, 2017, before me, the undersigned, a Notary Public in and for said State, personally appeared John Cotner, known or identified to me to be a Member of the limited liability company that executed the within instrument and acknowledged to me that he executed the same for and on behalf of said limited liability company and that such limited liability company executed it.

Cotner Building Company, an Idaho limited liability company

the grantor, does hereby grant, bargain, sell, and convey unto

Michael A. Mitchell and Roxanne J. Mitchell, husband and wife *mm*

whose current address is 7658 Riverfront Dr Marsing, ID 83639

the grantee, the following described premises, in Owyhee County, Idaho, to wit:

Lot 8 in Block 1 of Hidden Valley Estates Subdivision, Owyhee County, Idaho, according to the official plat thereof, recorded February 16, 1995 as Instrument No. 214934, records of said County.

Excepting therefrom the South 45 feet of said Lot 8 in Block 1, measured perpendicular to the South line of said Lot 8.

To have and to hold the said premises, with their appurtenances unto the said Grantee, its heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that Grantor is the owner in fee simple of said premises; that they are free from all encumbrances except those to which this conveyance is expressly made subject and those made, suffered or done by the Grantee; and subject to all existing patent reservations, easements, right(s) of way, protective covenants, zoning ordinances, and applicable building codes, laws and regulations, general taxes and assessments, including irrigation and utility assessments (if any) for the current year, which are not due and payable, and that Grantor will warrant and defend the same from all lawful claims whatsoever. Whenever the context so requires, the singular number includes the plural.

Dated: December 27, 2017

Cotner Building Company, an Idaho limited liability company

By: *John Cotner*

John Cotner, Member

State of Idaho, County of Canyon, ss.

On this *27th* day of December, 2017, before me, the undersigned, a Notary Public in and for said State, personally appeared John Cotner, known or identified to me to be a Member of the limited liability company that executed the within instrument and acknowledged to me that he executed the same for and on behalf of said limited liability company and that such limited liability company executed it.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

Edie R. O'Dell

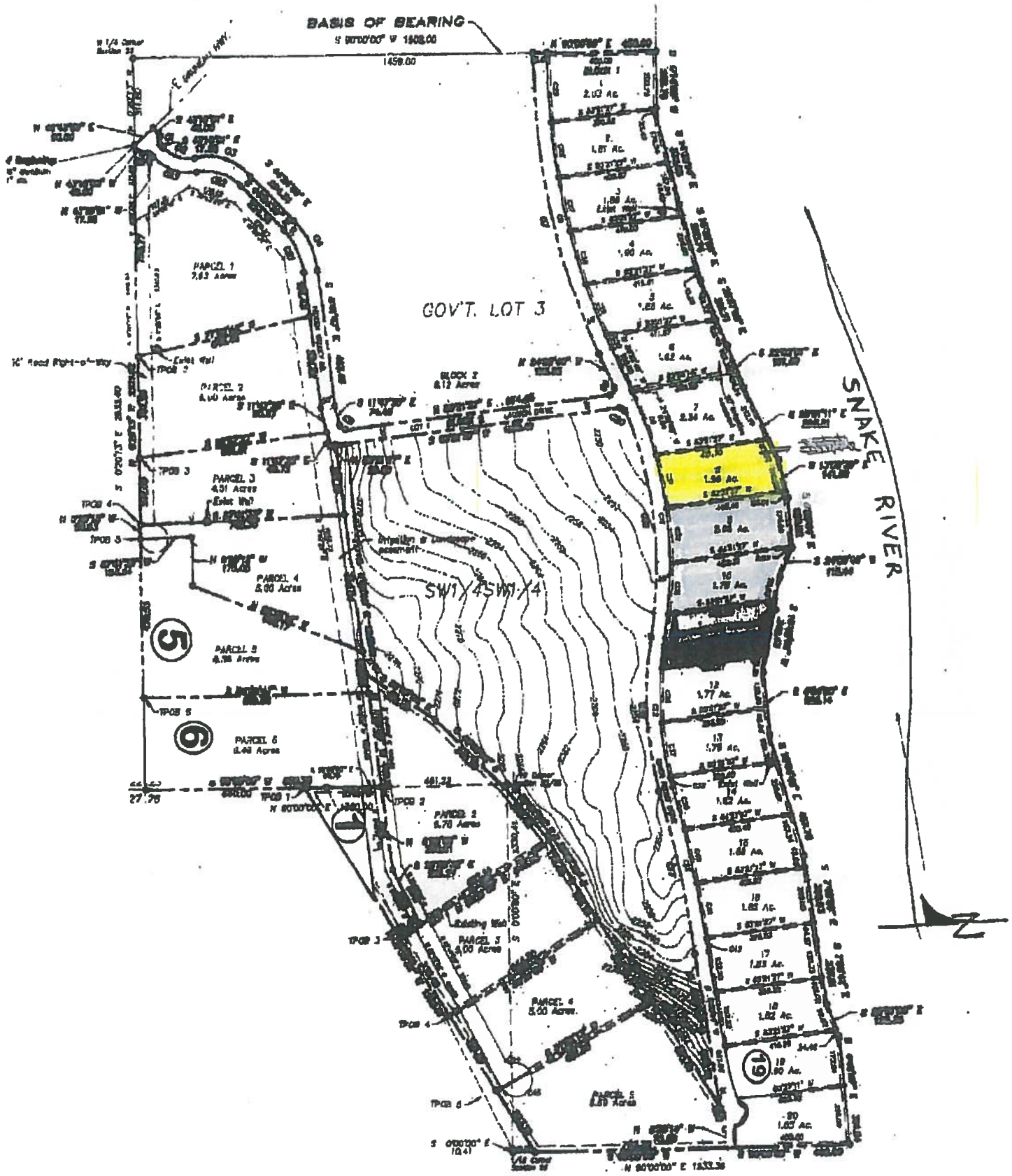
Notary Public for Idaho

Residing In: _____

My Commission Expires: _____

Residing in Nampa, Idaho
My Commission Expires 4/17/2021.







Q 7658 River Front Drive, Marsing, ID

Google earth

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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

February 02, 2018

MICHAEL A MITCHELL
7658 RIVER FRONT DR
MARSING ID 83639-8235

ROXANNE MITCHELL
7658 RIVER FRONT DR
MARSING ID 83639-8235

Added after 1st printing

Re: Change in Ownership for Water Right No(s): 2-10330

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) 287-4803.

Sincerely,


Rosemary DeMond
Administrative Asst II

Enclosure(s)