

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Notice of Change in Water Right Ownership

RECEIVED

APR 06 2017

WATER 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. 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?
63-2724 B	Yes ☒	Yes ☐		Yes ☐	Yes ☐
63-34442	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Aganbraal Nampa Ltz Partnership - CJ
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Donald & Alice Heida
New owner(s) as listed on the conveyance document
- Mailing address: 8109 Star Pass Ridge Rd. City: Nampa State: ID ZIP: 83686
Telephone: 208-869-2173 Email: amheida@gmail.com
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: 6-21-2012
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.

SUPPORT DATA

IN FILE #

63-2724B

8. Signature: Donald Heida Title, if applicable: _____ Date: 4-6-17
Signature of new owner/claimant
- Signature: _____ Title, if applicable: _____ Date: _____
Signature of new owner/claimant

For IDWR Office Use Only:

Received by: CJ Date: 4/6/17 Receipt No. W045139 Receipt Amt. \$100.00
 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: X Approved by: _____ Processed by: JML Date: 9-7-17

2012025614

RECORDED

2012 Jun 20 PM 1 05

CHRIS YAMAMOTO

CANYON CNTY RECORDER

BY M. Brown

Requestor Stewart Title - Emerald O

Type DEED

Fee \$10.00

ELECTRONICALLY RECORDED BY SIMPLIFILE

stewart title

01096 - 1981 SC-

WARRANTY DEED

For Value Received Devin M Downs and Deann Downs, husband and wife, the Grantor, hereby grants bargains, sells, conveys and warrants unto Donald Heida and Alice Heida, as husband and wife, the Grantee, whose current address is 8109 Star Pass Ridge Road, Nampa, ID 83688, the following described premises, to wit:

D.H. Att.

Lot 19 in Block 1 of STAR PASS RIDGE SUBDIVISION, according to the recorded plat thereof, filed in Book 35 of Plats at Page 29, official records of Canyon County, Idaho

TOGETHER WITH an easement for ingress and egress as shown and delineated on the map of said subdivision as Star Pass Ridge Road.

Parcel Number: 296811180

SUBJECT TO: Current General Taxes, a lien in the process of assessments, not yet due or payable. Easements, restrictions, reservations, provisions of record and assessments, if any.

TO HAVE AND TO HOLD, the said premises, together with the appurtenances, unto the said Grantee and to its heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that it is the owner in fee simple of said premises, that said premises are free from all encumbrances and that he/she/they will warrant and defend the same from all lawful claims whatsoever.

Dated this 20th day of June, 2012

Devin M Downs 6/20/12 Deann Downs
Devin M Downs Deann Downs

State of Idaho

SS.

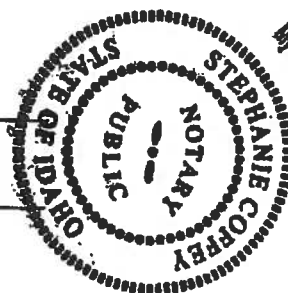
County of Ada

On this 20th day of June, 2012, before me the undersigned, a Notary Public, in and for said State, personally appeared Devin M Downs and Deann Downs, known to me, and/or identified to me on the basis of satisfactory evidence, to be the person(s) whose name is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same.

WITNESS MY HAND AND OFFICIAL SEAL

Notary Public: Stephanie Coffey

My commission expires: _____



Water Right POU/POD for Water Right No. 63-2724B



October 6, 2014

Donald & Alice Heida
8109 Star Pass Ridge Road
Nampa, ID 83686

Subject: Water Rights on Star Pass Ridge Subdivision

Dear LAND OWNER,

Land use on the Star Pass Ridge site was agricultural prior to development. The land was irrigated using a privately-owned water right (No. 63-2724B) that is still appurtenant to land owned by either residential lot owners or the Star Pass Ridge Homeowners' Association, Incorporated (the HOA). It is the responsibility of each land owner to change ownership on the portion of the appurtenant water right acquired with their property (pursuant to Idaho Code § 42-248). This was not done at the time your property was purchased.

On behalf of the HOA, we asked SPF Water Engineering (SPF) to research ownership of water right 63-2724B as recorded with the Idaho Department of Water Resources (IDWR) and prepare the appropriate forms to correct ownership in IDWR records. SPF identified an additional issue during their review: individual wells are used to irrigate lots without benefit of an authorizing water right transfer as required by IDWR. Individual wells have been (or will be) drilled on residential lots. An administrative transfer of the well location is required to provide more than ½-acre of irrigation on individual lots.* In addition, lot owner's water rights may be subject to forfeiture and lost if this crucial process is neglected.

With SPF's help, we have submitted a *Notice of Change in Water Right Ownership* and *Application for Transfer of Water Right* for the HOA's portion of the water right (used to irrigate the landscaped area at the entrance to Star Pass Ridge). I have also filed these documents for my residential lot.

Please consider completing this process as soon as possible to protect your valuable water rights. You may contact the Department of Water Resources (208-334-2190) to discuss the process, or Lori Graves at SPF Water Engineering (208-383-4140) if you need assistance.

Sincerely,

Mike Siegersma
Star Pass Ridge HOA

* Up to ½-acre can be irrigated from a domestic well without a recorded water right. However, many of the lots in Star Pass Ridge have landscaped areas exceeding ½-acre.