

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Notice of Change in Water Right Ownership

* Deed received 8/14
RECEIVED
JUL 25 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?
1-10800	Yes ☒	Yes ☐		Yes ☐	Yes ☐
61-10800	Yes ☐	Yes ☐		Yes ☐	Yes ☐
-CJ	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Martin E Ytuarte and Judy K Ytuarte

Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): Sarah S McDaniel

New owner(s) as listed on the conveyance document

Name connector ☐ and ☐ or ☐ and/or

4792 South 18th East

Mountain Home

ID

83647

Mailing address

City

State

ZIP

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: 07/21/2017

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: Sarah S McDaniel
Signature of new owner/claimant

Title, if applicable

Date 7/21/17

Signature: _____
Signature of new owner/claimant

Title, if applicable

Date

For IDWR Office Use Only:

Received by CS Date 7/25/17

Receipt No. W045522

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 X

Approved by CS

Processed by CS

Date 8/29/17

WARRANTY DEED

17338

RECEIVED
AUG 04 2017
WATER RESOURCES
WESTERN REGION

For Value Received,

MARTIN EARL YTUARTE AND JUDY KAY YTUARTE AKA JUDY YTUARTE,
HUSBAND AND WIFE

the Grantors do hereby grant, bargain, sell, convey and warrant unto

SARAH S MCDANIEL, A MARRIED WOMAN AS HER SOLE AND SEPARATE
PROPERTY

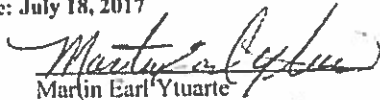
the Grantee whose current address is:
4792 South 18th East St. Mountain Home, ID 83647

the following described real property in Elmore County, State of Idaho more particularly
described as follows, 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, his heirs and assigns forever. And the said Grantors do hereby covenant to and with the
said Grantee, that they are the owners 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 reservations, restrictions,
dedications, easements, rights of way and agreements, (if any) of record, and general taxes and
assessments, (including irrigation and utility assessments, if any) for the current year, which are
not yet due and payable, and that they will warrant and defend the same from all lawful claims
whatsoever, except those of record.

Date: July 18, 2017

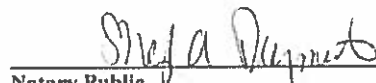

Martin Earl Ytuarte


Judy Kay Ytuarte

State of Idaho
County of Elmore

On this 21st day of July, 2017, before me, the undersigned, a Notary Public, in and for said State,
personally appeared MARTIN EARL YTUARTE AND JUDY KAY YTUARTE, known to
me, and/or identified to me on the basis of satisfactory evidence, to be the persons whose names
are subscribed to the within instrument and acknowledged to me that they executed the same.

WITNESS MY HAND AND OFFICIAL SEAL


Notary Public
Residing at: Mountain Home
Commission Expires: 1-6-18

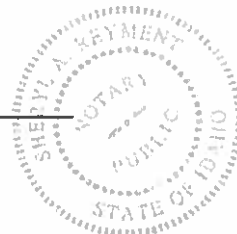


EXHIBIT "A"

A parcel of land situated in the S1/2 of U.S. Government Lot 2, Section 7, Township 4 South, Range 7 East, Boise Meridian, Elmore County, Idaho, 2016, being more particularly described as follows:

**Commencing at the NW corner of said Section 7, a 5/8 inch rebar, Instrument No. 226770
Thence S00°10'05"E, 2316.97 feet, along the West line of the Northwest Quarter of said
Section 7 to the Southwesterly Corner of Parcel "A", the Point of Beginning;**

**Thence N89°50'55"E, 708.42 feet, along a South line of Parcel "A";
Thence S00°12'39"E, 320.60 feet, along a West line of Parcel "A", to the 1/4 Section line of
Section 7;
Thence S89°47'21"W, 708.66 feet, along the South line of the Northwest Quarter to the
W1/4 Corner Instrument No. 160660, an Aluminum Cap;
Thence N00°10'05"W, 321.33 feet, along the West line of the Northwest Quarter of said
Section 7, to the Point of Beginning.**

Said parcel is subject to all covenants, right, rights-of-ways, and easements of record.

WARRANTY DEED

For Value Received,

MARTIN EARL YTUARTE AND JUDY KAY YTUARTE AKA JUDY YTUARTE,
HUSBAND AND WIFE

the Grantors do hereby grant, bargain, sell, convey and warrant unto

SARAH S MCDANIEL, A MARRIED WOMAN AS HER SOLE AND SEPARATE
PROPERTY

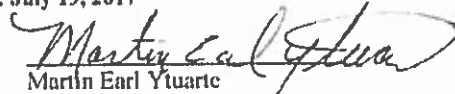
the Grantee whose current address is:
4792 South 18th East St, Mountain Home, ID 83647

the following described real property in Elmore County, State of Idaho more particularly
described as follows, 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, his heirs and assigns forever. And the said Grantors do hereby covenant to and with the
said Grantee, that they are the owners 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 reservations, restrictions,
dedications, easements, rights of way and agreements, (if any) of record, and general taxes and
assessments, (including irrigation and utility assessments, if any) for the current year, which are
not yet due and payable, and that they will warrant and defend the same from all lawful claims
whatsoever, except those of record.

Date: July 19, 2017


Martin Earl Ytuarte


Judy Kay Ytuarte

State of Idaho
County of Elmore

On this 21st day of July, 2017, before me, the undersigned, a Notary Public, in and for said State,
personally appeared MARTIN EARL YTUARTE AND JUDY KAY YTUARTE, known to
me, and/or identified to me on the basis of satisfactory evidence, to be the persons whose names
are subscribed to the within instrument and acknowledged to me that they executed the same.

WITNESS MY HAND AND OFFICIAL SEAL


Notary Public
Residing at: Mountain Home
Commission Expires: 1-6-18

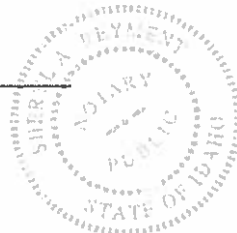


EXHIBIT "A"

Situate in the S1/2 of U.S. Government Lot 2, Section 7, Township 4 South, Range 7 East, Boise Meridian, Elmore County, Idaho, 2016, being more particularly described as follows:

**Commencing at the NW corner of said Section 7, a 5/8 inch rebar, Instrument No. 226770
Thence S 00°10'05"E, 1978.73 feet, along the West line of the Northwest 1/4 of said Section 7, to the Northwest corner of the S1/2 of U.S. Government Lot 2, the
Point of Beginning**

Thence N 89°53'22"E, 1359.01 feet, along the North line of the S1/2 of U.S. Government Lot 2, to the W1/16 line of said Section 7, The Northeast Corner of the S1/2 of U.S. Government Lot 2;

Thence S 00°09'56"E, 657.20 feet, along the W1/16 line of said Section 7 th the South line of the Northwest 1/4 of said Section 7, the SE Corner of the S1/2 of U.S. Government Lot 2;

Thence S 89°47'21"W, 650.32 feet, along the South line of the Northwest 1/4 of said Section 7;

Thence N 00°12'39"W, 320.60 feet;

Thence S 89°50'55"W, 708.42 feet, to the West line of the Northwest 1/4 of Section 7;

Thence N 00°10'05" W, 338.24 feet, along the West line of the Northwest 1/4 of Section 7, to the Point of Beginning.

Said parcel is subject to all covenants, rights, rights-of-ways, and easements of record.



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region • 2735 Airport Way • Boise, Idaho 83705-5082

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

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

August 29, 2017

SARAH S MCDANIEL
4792 SOUTH 18TH EAST
MOUNTAIN HOME ID 83647

RE: Notice of Ownership Change in Water Right No. 61-10800

Dear Applicant,

The Department acknowledges the receipt of correspondence changing ownership of the above referenced water right to you. The Department has modified its records to reflect the change in ownership and has enclosed a computer-generated report for your records.

Updating the ownership record for a water right does not reconfirm the validity of the right. When processing an ownership change notice, the department does not review the history of water use to determine if the right has been forfeited 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 Sections 42-222 and 42-223, Idaho Code.

Please note that as of July 1, 1996, 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. Change reporting 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 feel free to contact this office at 208-334-2190.

Sincerely,

A handwritten signature in black ink, appearing to read 'Chad Jones'.

Chad Jones
Office Specialist II
Western Regional Office

Enclosures



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region • 2735 Airport Way • Boise, Idaho 83705-5082

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

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

July 26, 2017

SARAH S MCDANIEL
4792 S 18TH EAST
MOUNTAIN HOME ID 83647

RE: Ownership Change for Water Right No's: 61-10800

Dear Applicants,

The Department of Water Resources acknowledges receipt of your request for an ownership change on the water right mentioned above. However, after reviewing the request, it was determined the form was not completed and additional documentation is needed to complete this request.

Please complete and submit the requested documentation listed below:

- **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.** The application submitted by Guaranty Title is incomplete. The ownership change cannot be completed without conveyance documents proving ownership of the property. The water right was also listed incorrectly as "1-10800." I have corrected that error, but the application cannot be processed until a proper deed or conveyance documents are received.

Because the Department cannot process this request at this time, we will hold any action on your notice pending receipt of the necessary documentation. If we do not receive the required documentation within 30 days, the notice will be returned and will not be processed.

Thank you for your cooperation. If you have any questions please, contact this office at 208-334-2190.

Sincerely,

A handwritten signature in black ink, appearing to read 'Chad Jones'.

Chad Jones
Office Specialist II
Western Regional Office

Enclosures