

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

JUL 19 2017

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?
PD 123-31321	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:

William H. Spear, Nancy S. Spear
Name of current water right holder/claimant

3. New Owner(s)/Claimant(s):

Marcus J. Bethea, Michael L. Bethea
New owner(s) as listed on the conveyance document

7786 S. Flat Lake Kuna ID 831634
Mailing address City State ZIP
(925) 525-6499 mmbethea@shcglobal.net
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: 5.19.2017

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):
 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:

Signature of new owner/claimant

Title, if applicable

Date

Signature:

Signature of new owner/claimant

Title, if applicable

Date

For IDWR Office Use Only:

Received by

Date

7/19/17

Receipt No.

WD45499

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

d

Processed by

d

Date

8/16/17

Recorded Electronically
ID 2017-044732
Date 5/19

Electronically recorded — Do not
remove the county stamped first
page as it is now incorporated as
part of the original document.

stewart title

WARRANTY DEED

For Value Received **Nancy S. Spear, a widow**, the Grantor, hereby grants, bargains, sells, conveys and warrants unto **Marcus J Bethea and Michele L. Bethea, husband and wife**, the Grantee, whose current address is 7786 S Flat Ln., Kuna, ID 83634, the following described premises, to wit:

SEE EXHIBIT "A" ATTACHED HERETO

Parcel Number: R2517270210

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 their heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that they are 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 18th day of May, 2017

Nancy S. Spear
Nancy S. Spear

State of Idaho

County of Ada

SS.

On this 18th day of May, 2017, before me the undersigned, a Notary Public, in and for said State, personally appeared Nancy S. Spear, 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

Linda McGrath
Notary Public: Linda McGrath
Residing at: Meridian, Idaho
My commission expires: May 28, 2017

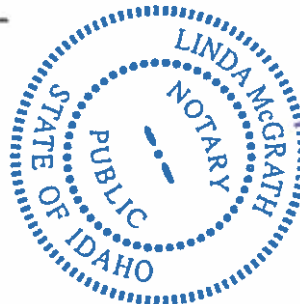


EXHIBIT "A"
LEGAL DESCRIPTION

Lot 1 of Record of Survey No. 5458, recorded July 10, 2001 as Instrument No. 101068605 and also described as follows;

The Northerly 1/2 of Lots 1 and 2, in Block 1 of Esther Estates Subdivision, According to the official Plat thereof, filed in Book 71 of Plats at Page 7301 and 7302, records of Ada County, Idaho.

Together with;

An easement for ingress and egress and utility purposes over the westerly 30 feet of Lot 2 in Block 1 of Record of Survey No. 5458 recorded July 10, 2001, as Instrumnet No. 101068605, being a portion of Lots 1 and 2 in Block 1 of Esther Estates Subdivision, according to the official plat thereof, filed in Book 71 of Plats at Pages 7301 and 7302, Official Records of Ada County, Idaho.

x  x

State of Idaho
Department of Water Resources

Water Right

63-31321



-  Point of Diversion
-  Place Of Use Boundary
-  Townships
-  PLS Sections
-  Taxlots

0 0.035 0.07 0.14 Miles





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 16, 2017

MARCUS J & MICHELE L BETHEA
7786 S FLAT LN
KUNA ID 83634

RE: Notice of Ownership Change in Water Right No. 63-31321

Dear Applicants,

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,

Chad Jones
Office Specialist II
Western Regional Office

Enclosures