

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

MAY 04 2017

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?
63-05394	Yes ☐	Yes ☐		Yes ☐	Yes ☐
6305393	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Larry R Smith
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Robert and Carole Hackwell
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or
- 12995 E Hwy 21 Buise IO 83716
Mailing address City State ZIP
- 208-869-3331 Cahwell@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: _____
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 # 63-5393

8. Signature: Robert G. Hackwell Title, if applicable _____ Date 5/2/17
Signature of new owner/claimant
- Signature: Carole A. Hackwell Title, if applicable _____ Date 5/2/17
Signature of new owner/claimant

For IDWR Office Use Only:

Received by cen Date 5/1/17 Receipt No. C103491 Receipt Amt. \$50.00

Active in the Water Supply Bank? Yes ☐ No ☐ If yes, forward to the State Office for processing

Name on W-9 _____ Approved by _____ Processed by gjh Date 5-4-17

W-9 received? Yes ☐ No ☐

stewart title

01096-15799 PD

WARRANTY DEED

For Value Received Karen L Ewy as Personal Representative of the Estates of Larry R Smith and Alda L Smith, husband and wife, deceased, the Grantor, hereby grants, bargains, sells, conveys and warrants unto Robert G Hackwell and Carole A Hackwell, husband and wife, the Grantee, whose current address is 12995 E Hwy 21, Boise, ID 83716, the following described premises, to wit:

SEE EXHIBIT "A" ATTACHED HERETO

Parcel Number: S0820336400

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 2nd day of May, 2017

KAREN L EWY AS PERSONAL REPRESENTATIVE
OF THE ESTATES OF LARRY R SMITH AND ALDA
L SMITH, HUSBAND AND WIFE, DECEASED

Karen L Ewy
Karen L Ewy
Personal Representative

State of Idaho

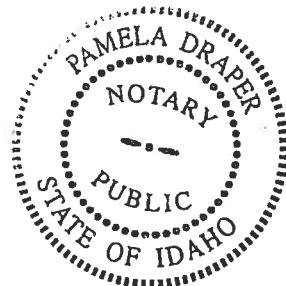
) ss.

County of Ada

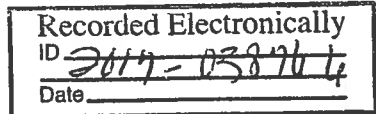
On this 2nd day of May, 2017, before me, the undersigned, a Notary Public, in and for said State, personally appeared Karen Ewy, known to me, and/or identified to me on the basis of satisfactory evidence, to be the personal representative of the Estate of Larry R Smith and Alda L Smith, deceased whose name is subscribed to the within instrument and acknowledged to me that he/she executed the same.

WITNESS MY HAND AND OFFICIAL SEAL.

Pamela Draper
Notary Public: Pamela Draper
Residing at: Eagle, ID
My commission expires April 16, 2021



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



stewart title

01096-15799 PD

WARRANTY DEED

For Value Received **Karen L Ewy as Personal Representative of the Estates of Larry R Smith and Alda L Smith, husband and wife, deceased**, the Grantor, hereby grants, bargains, sells, conveys and warrants unto **Robert G Hackwell and Carole A Hackwell, husband and wife**, the Grantee, whose current address is 12995 E Hwy 21, Boise, ID 83716, the following described premises, to wit:

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Dated this 2nd day of May, 2017

KAREN L EWY AS PERSONAL REPRESENTATIVE
OF THE ESTATES OF LARRY R SMITH AND ALDA
L SMITH, HUSBAND AND WIFE, DECEASED

Karen L Ewy Personal Representative

Karen L Ewy
Personal Representative

State of Idaho

) ss.

County of Ada

On this 2nd day of May, 2017, before me, the undersigned, a Notary Public, in and for said State, personally appeared Karen Ewy, known to me, and/or identified to me on the basis of satisfactory evidence, to be the personal representative of the Estate of Larry R Smith and Alda L Smith, deceased whose name is subscribed to the within instrument and acknowledged to me that he/she executed the same.

WITNESS MY HAND AND OFFICIAL SEAL.

Notary Public: Pamela Draper
Residing at: Eagle, ID
My commission expires April 16, 2021

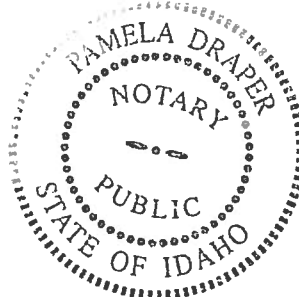


EXHIBIT "A"

LEGAL DESCRIPTION

A parcel of land located in the SE 1/4 of the SE 1/4 of Section 19 and the SW 1/4 of the SW 1/4 of Section 20, Township 3 North, Range 4 East, Boise Meridian, Ada County, Idaho, more particularly described as follows:

Commencing at the corner to section 19, 20, 29 and 30 of Township 3 North, Range 4 East; Thence along the East line of said Sections 19 North 00°06'08" East, 423.06 feet to the REAL POINT OF BEGINNING;

Thence departing said East line North 12°32'43" West, 121.02 feet to a point on the southerly right-of-way of State Highway 21;

Thence along said right-of-way North 61°39'22" East, 30.14 feet to a point on the East line;

Thence continuing North 61°39'22" East, 94.60 feet to a point of spiral, said point being 80.00 feet right of the centerline of State Highway 21;

Thence 198.60 feet along a centerline 200-foot spiral curve to the right having a central angle of 1°00' and a long chord of 198.60 feet which bears North 61°59'17" East, to the point of spiral to curve;

Thence 107.26 feet along the arc of a curve to the right, having a radius of 5649.58 feet, a central angle of 1°05'16" and a long chord bearing North 63°12'00" East, 107.26 feet;

Thence North 58°57'50" East, 45.00 feet;

Thence departing said right-of-way South 22°20'00" East 642.69 feet;

Thence South 48°49'41" West 196.23 feet;

Thence North 89°55'02" West 221.43 feet;

Thence North 20°21'28" West 205.36 feet;

Thence South 73°00'15" West, 151.55 feet;

Thence North 12°32'43" West 238.62 feet to the Point of Beginning.

SUBJECT TO: A 30 foot wide ingress and egress easement for the benefit of adjacent westerly and southerly parcel located in the SE 1/4 of the SE 1/4 of Section 19 and the SW 1/4 of the SW 1/4 of Section 20, Township 3 North, Range 4 East, Boise Meridian, Ada County, Idaho, more particularly described as follows:

Commencing at the corner common to sections 19, 20, 29 and 30 of Township 3 North, Range 4 East; Thence along the East line of said Section 19, North 00°06'08" East, 555.50 feet to a 5/8" iron pin on the southerly right-of-way line of State Highway 21, said point also being the REAL POINT OF BEGINNING;

Thence South 33°47'51" East, 197.03 feet;

Thence South 42°51'54" East, 53.64 feet;

Thence South 47°08'06" West, 76.30 feet;

Thence South 57°04'19" West 65.75 feet;

Thence North 12°32'43" West, 32.00 feet;

Thence North 57°04'19" East, 51.99 feet;

Thence North 47°08'06" East, 43.69 feet;

Thence North 42°51'54" West, 26.02 feet;

Thence North 33°47'51" West, 202.26 feet to a point on said southerly right-of-way line;

Thence along said southerly right-of-way line North 61°39'22" East, 30.14 feet to the POINT OF BEGINNING.



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street • P.O. Box 83720 • Boise, Idaho 83720-0098

Phone: (208) 287-4800 • Fax: (208) 287-6700 • Web Site: www.idwr.idaho.gov

GARY SPACKMAN
Director

C.L. "BUTCH" OTTER
Governor

May 5, 2017

ROBERT G HACKWELL
CAROLE A HACKWELL
12995 E HWY 21
BOISE ID 83716

Re: Change of Ownership for Water Right/Permit No(s): 63-5393 & 63-5394

Dear Water Right Holder(s):

The Department acknowledges the receipt of correspondence changing ownership of the above referenced water right(s) to you. The Department has modified its records to reflect this 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 § 42-222 and §42-223, Idaho Code.

Also 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. 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 feel free to contact me at (208) 287-4942.

Sincerely,

A handwritten signature in cursive script that reads "Jean Hersley".

Jean Hersley
Technical Records Specialist II

Enclosure(s)

c: Water District No. 63