

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Notice of Change in Water Right Ownership

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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?
78-12190	Yes ☐	Yes ☐		Yes ☐	Yes ☐
78-12361	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Billie & Tony Cesario
Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): James Bryan Morgan
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or

1498 Sky Ranch Lane Baker FL 32531
Mailing address City State ZIP
850-902-7702 mistymmorgan@gmail.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: 1/12/2017

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

SUPPORT DATA

IN FILE # 78-12190

8. Signature: [Signature] Title, if applicable: _____ Date: 2-27-2017
Signature of new owner/claimant

Signature: _____ Title, if applicable: _____ Date: _____
Signature of new owner/claimant

For IDWR Office Use Only:

Received by: [Signature] Date: 2/2/17 Receipt No. W044990 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: X Approved by: [Signature] Processed by: [Signature] W-9 received? Yes ☐ No ☒ Date: 3/2/17

SPECIAL WARRANTY DEED

For good and valuable consideration, ANTHONY J. CESARIO and BILLIE RAE CESARIO, as Trustees of the ANTHONY J. CESARIO and BILLIE RAE CESARIO FAMILY TRUST dated January 12, 1994, as GRANTORS, do hereby grant and convey unto JAMES BRYAN MORGAN, a married man, as GRANTEE, as his sole and separate property, whose mailing address is: 1498 Sky Ranch Lane, Baker, FL 32531, the following described real property situate in Idaho County, State of Idaho, to wit:

Township 23 North, Range 1 East, Boise Meridian, Idaho County, Idaho:

Section 20:

All that part of the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 20 on the East side of the Little Salmon River lying North of Hat Creek and South of the top of the main ridge North of Hat Creek and as the course and direction of such main ridge is generally described in Book 82 of Deeds at page 360, records of Idaho County, Idaho.

Section 21:

S $\frac{1}{2}$ SE $\frac{1}{4}$

All those portions of the N $\frac{1}{2}$ SE $\frac{1}{4}$ and the N $\frac{1}{2}$ SW $\frac{1}{4}$ which lie South of the main ridge North of Hat Creek,

All that part of the S $\frac{1}{2}$ SW $\frac{1}{4}$ lying North of Hat Creek and South of the main ridge North of Hat Creek and as the course and location of such ridge is generally described in Book 82 of Deeds at page 360, records of Idaho County, Idaho.

Section 22: SW $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$

LESS Highway Right of Way as set forth in Warranty Deed, by and between W.F. WICKS and EVA WICKS, his wife, and THE STATE OF IDAHO, recorded December 21, 1959, under Instrument No. 200341, Book 93 page 472, records of Idaho County, Idaho, and Quit Claim Deed by and between W.F. WICKS and EVA WICKS, husband and wife, and THE STATE OF IDAHO, recorded January 11, 1960, under Instrument No. 200520, Book 93 page 517, records of Idaho County, Idaho.

SUBJECT TO all encumbrances, interests and other matters appearing of record, and including but not limited to the following matters:

1. Real property taxes and assessments for the current tax year which are an accruing lien and not yet due and payable;
2. Reservations as set forth in Warranty Deed, excepting and reserving the perpetual use of the spring of water on the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 20, together with the concrete reservoir thereon and the pipeline extending to and upon the SW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 20 and further right of ingress, egress and regress to repair and clean said spring of water, reservoir and pipeline or to replace the same, by and between AMERICAN RAND MINES CO., and BRUCE WALTERS, recorded November 15, 1943, under Instrument No. 143384, Book 73 page 402, records of Idaho County, Idaho;
3. Warranty Deed, including the terms and provisions thereof, W. F. WICKS and EVA WICKS, his wife, to the STATE OF IDAHO, recorded December 21, 1959, under Instrument No. 200341, Book 93 page 472, records of Idaho County, Idaho;
4. Channel Change Easement, including the terms and provisions thereof, by and between W. F. WICKS and EVA WICKS, husband and wife, and the STATE OF IDAHO, recorded December 21, 1959, under Instrument No. 200343, Book 93 page 474, records of Idaho County, Idaho;
5. Quitclaim Deed, including the terms and provisions thereof, W. F. WICKS and EVA WICKS, husband and wife, to the STATE OF IDAHO, recorded January 11, 1960, under Instrument No. 200520, Book 93 page 517, records of Idaho County, Idaho;
6. Matters as shown on Survey No. S-1713, recorded December 20, 1999, under Instrument No. 409765; Survey No. S-2153, recorded April 30, 2004, under Instrument No. 435095; Survey No. S-2329, recorded August 10, 2005, under Instrument No. 443096; Survey No. S-2486, recorded September 22, 2006, under Instrument No. 451028; and Survey No. S-2706, recorded May 13, 2008, under Instrument No. 460985; all records of Idaho County, Idaho;
7. Any adverse claims based on the assertion that the location of the Hat Creek has moved subsequent to its adoption as a title boundary;
8. Rights and easements in favor of the public for recreational uses of the Hat Creek;
9. Any adverse claims based on the assertion that the location of the Little Salmon River has moved subsequent to its adoption as a title boundary;
10. Rights and easements in favor of the public for recreational uses of the Little Salmon River; and
11. Any adverse claim based on the ambiguity and lack of precision in that part of the description which refers to the main ridge North of Hat Creek.

TO HAVE AND HOLD the premises, with all appurtenances, including but not limited to appurtenant easements, water rights, mineral rights and timber rights, to GRANTEES, and GRANTEES' heirs, successors and assigns forever.

GRANTORS do by this grant covenant and warrant only that GRANTORS have not previously conveyed the same estate conveyed herein, or any portion thereof, to any other person, and that the premises is free from encumbrances done, made or suffered by GRANTORS, or those claiming through GRANTORS, except encumbrances, interests and other matters as may be set forth above or otherwise of record or in use. Subject to the foregoing limitations, GRANTORS will warrant and defend against all lawful claims except encumbrances, interests and other matters set forth above or otherwise of record or in use.

Except as otherwise expressly provided in this instrument, GRANTORS hereby declare pursuant to Title 5, Chapter 2 of the Idaho Code, that in the event GRANTORS shall have permitted or suffered at any time prior to the making of this instrument, any person or entity to possess, use or occupy the above-described premises, or any portion thereof, for any purpose, with or without the knowledge of GRANTORS, it was not the intent of GRANTORS, by permitting or suffering such possession, use or occupation, to thereby define property boundaries or ownership thereof.

DATED this 12th day of January 2017
~~2016~~

GRANTORS:

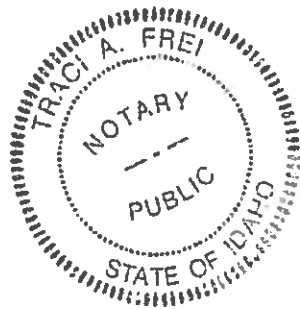

ANTHONY J. CESARIO
Trustee


BILLIE RAE CESARIO
Trustee

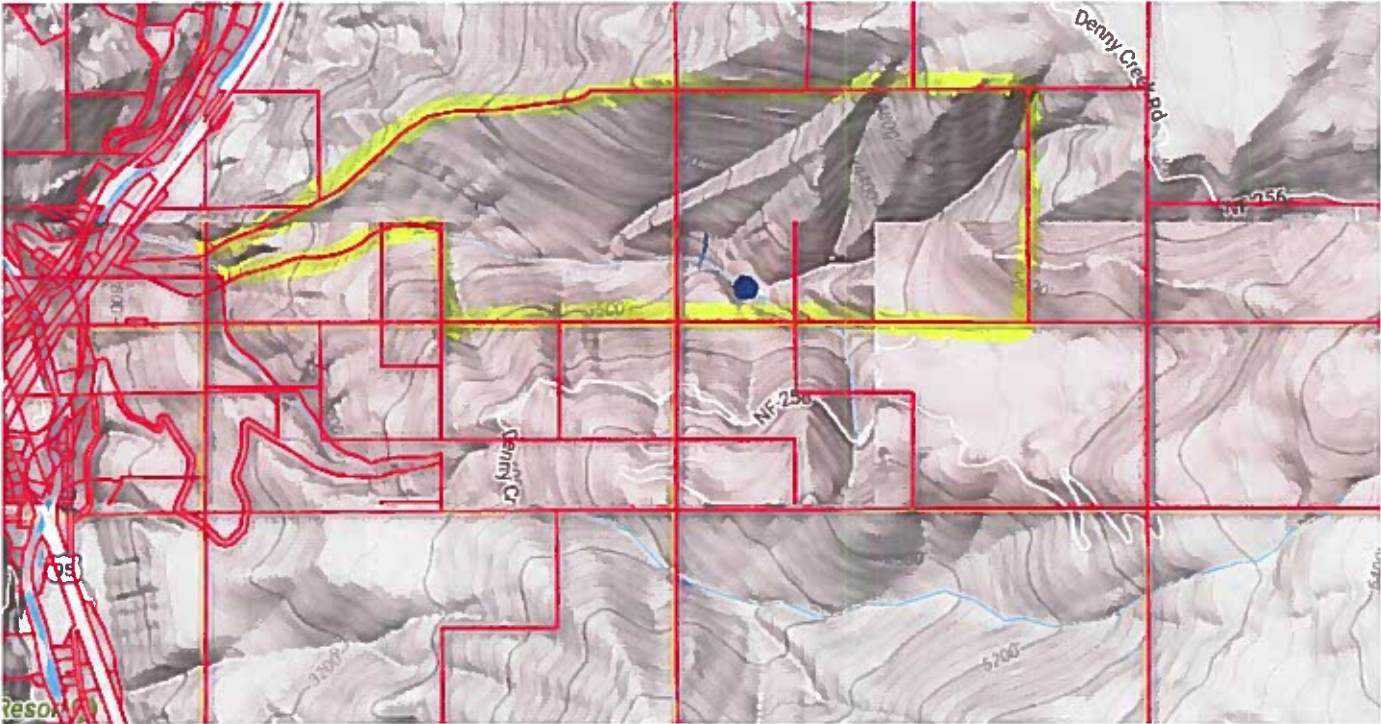
STATE OF IDAHO)
 : ss.
County of Idaho)

On this 12th day of January, 2017, before me personally appeared ANTHONY J. CESARIO and BILLIE RAE CESARIO, known or identified to me to be the persons whose names are subscribed to the foregoing instrument as Trustees of the ANTHONY J. CESARIO and BILLIE RAE CESARIO FAMILY TRUST dated January 12, 1994, and acknowledged to me that they executed the same as such trustees.

In Witness Whereof, I have hereunto set my hand and affixed my official seal the day and year first written above.



Traci A. Frei
Notary Public, in and for the
State of Idaho, residing at
Grangeville, therein.
My Commission Expires: 2/1/2023

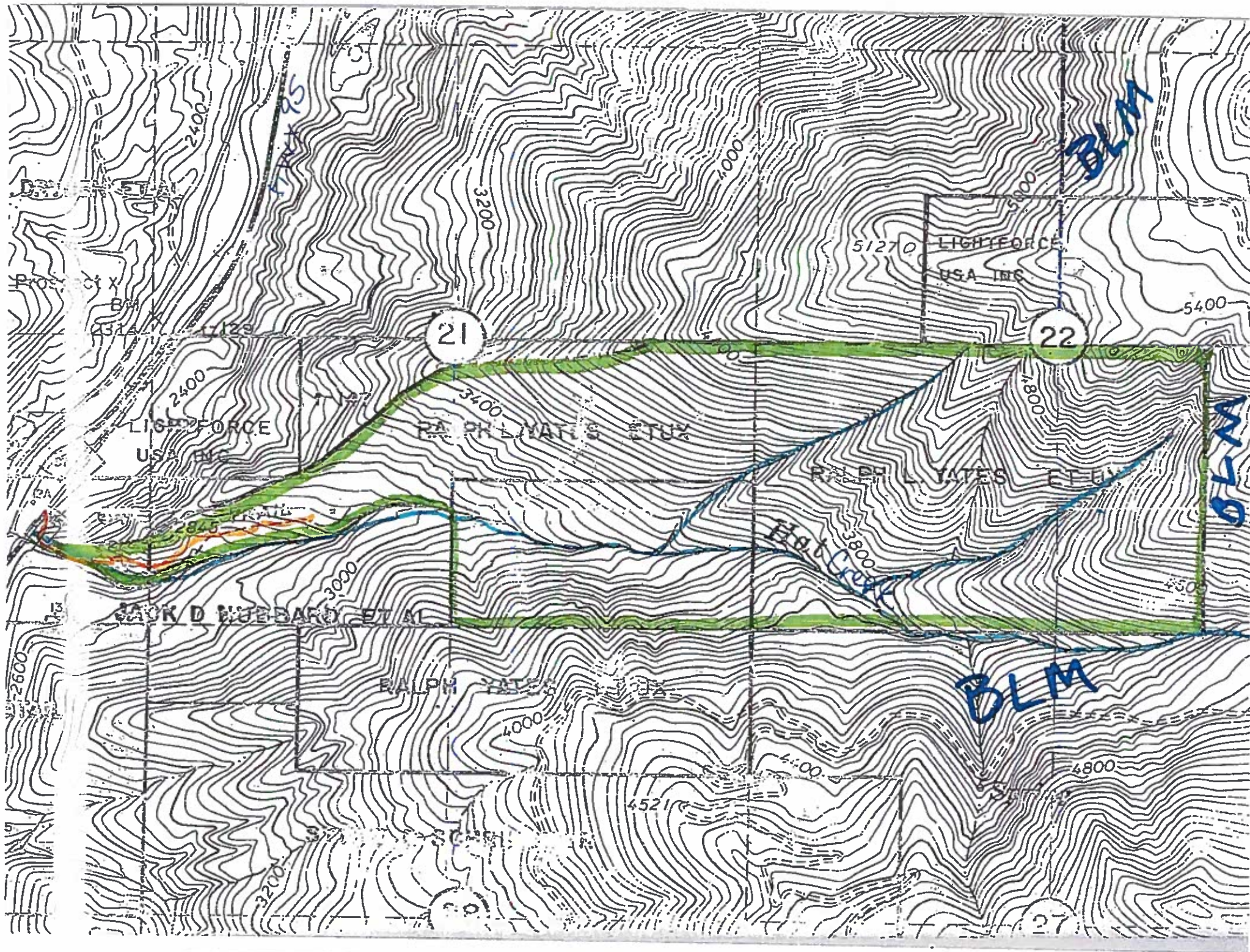


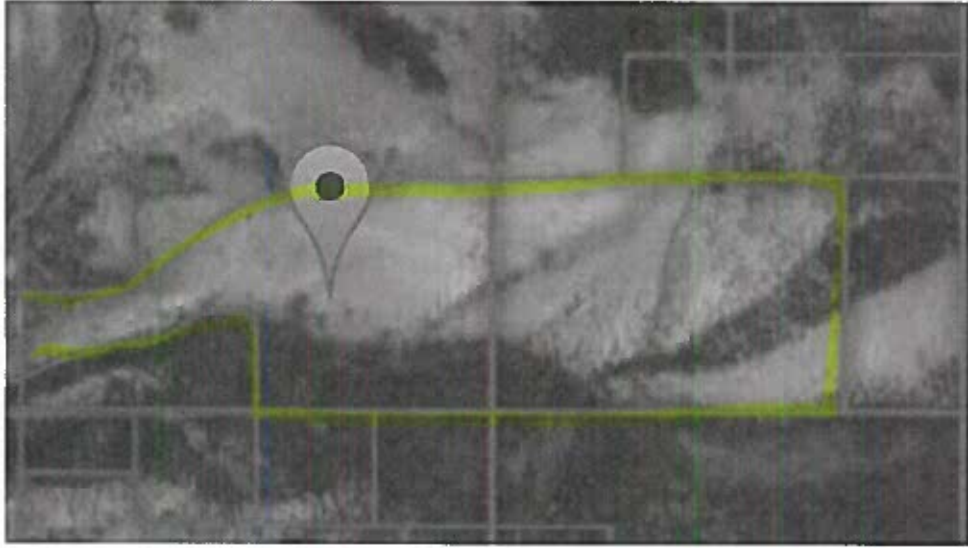
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State of Idaho

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

March 21, 2017

JAMES BRYAN MORGAN
1498 SKY RANCH LN
BAKER FL 32531

RE: Notice of Ownership Change in Water Right No's:

78-12190 & 78-12361

Dear Applicants,

The Department acknowledges the receipt of correspondence changing ownership of the above referenced water rights to you. The Department has modified its records to reflect the change in ownership and has enclosed computer-generated reports 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.

Thank you for your patience and cooperation. Please call (208)334-2190 if you have any questions concerning the enclosed information.

Sincerely,

Chad Jones
Office Specialist II
Western Regional Office

Enclosures