

MAR 14 2017

DEV

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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?
81-7174	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: Doug Olsen
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): David G Benson and/or Sherri L Benson
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☒ and/or
- | | | | |
|---------------------------|---------------------------------|-----------|--------------|
| <u>279 Park Place Way</u> | <u>Middleton</u> | <u>ID</u> | <u>83644</u> |
| Mailing address | City | State | ZIP |
| <u>208-371-8411</u> | <u>craftsmandaveb@gmail.com</u> | | |
| 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: 02-14-2017
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:	<u>X David G Benson</u>	David G Benson	X 3-14-2017
	Signature of new owner/claimant	Title, if applicable	Date
Signature:	<u>X Sherri L Benson</u>	Sherri L Benson	X 3-14-2017
	Signature of new owner/claimant	Title, if applicable	Date

For IDWR Office Use Only:

Received by di Date 3-14-17 Receipt No. 005189 Receipt Amt. \$25
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 _____ Approved by _____ Processed by di Date 3-14-17

WARRANTY DEED

For good and valuable consideration, DOUG OLSEN and MARILYN OLSEN, husband and wife, as GRANTORS, do hereby grant and convey unto DAVID G. BENSON and SHERRI L. BENSON, husband and wife, as GRANTEES, whose mailing address is: 279 Park Place Road, Middleton, ID 83644, the following described real property situate in Idaho County, State of Idaho, to wit:

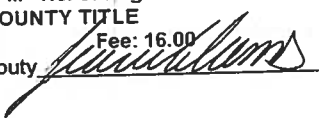
Township 32 North, Range 5 East, Boise Meridian, Idaho County, Idaho
Section 33: All that Part of the SE $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ which lies South and East of
County Road.

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. Road Right of Way Easement, including the terms and provisions thereof, by and between DONALD L. VAN VALKENBERG and SUZANNE VAN VALKENBERG, husband and wife, and PHILLIP L. REED and RUTH J. REED, husband and wife, recorded June 23, 1993, under Instrument No. 369178, records of Idaho County, Idaho;
3. Right of Way Easement, including the terms and provisions thereof, by and between EDWARD G. RICHARDSON and IDAHO COUNTY LIGHT & POWER COOPERATIVE ASSOC., INC., a corporation, recorded July 13, 1993, under Instrument No. 369435, records of Idaho County, Idaho;
4. Matters as shown on Survey No. S-850, recorded August 13, 1993, under Instrument No. 369946; Survey No. S-1348, recorded April 16, 1997, under Instrument No. 392662; Survey No. S-1529, recorded August 13, 1998, under Instrument No. 401428; and Survey No. S-2102, recorded November 24, 2003, under Instrument No. 432792; all records of Idaho County, Idaho;
5. Right of Way Easement, including the terms and provisions thereof, by and between DOUG OLSEN, Trustee, Grantor, and IDAHO COUNTY LIGHT & POWER COOPERATIVE ASSOCIATION, INC., Grantee, recorded January 28, 2013, under Instrument No. 487652, records of Idaho County, Idaho; and

WARRANTY DEED - 1

Instrument # 507872

IDAHO COUNTY, IDAHO,
2-14-2017 02:52:54 PM No. of Pages: 3
Recorded for : IDAHO COUNTY TITLE
KATHY M. ACKERMAN Fee: 16.00
Ex-Officio Recorder Deputy 

6. County Road as the same now exists.

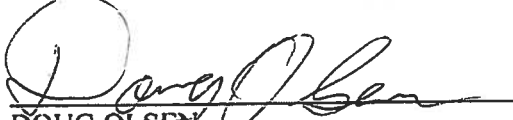
TO HAVE AND HOLD the premises, with all appurtenances, including but not limited to appurtenant easements, water rights, mineral rights and timber rights, to GRANTEES, and GRANTEES' heirs, successors and assigns forever.

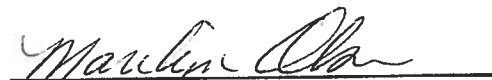
GRANTORS do by this grant covenant and warrant that GRANTORS are the owners of the premises in fee simple and that the premises is free from encumbrances done, made or suffered by GRANTORS, or those claiming through GRANTORS, except encumbrances, interests and other matters as may be set forth above or otherwise of record or in use. 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 13th day of February 2017.

GRANTORS:

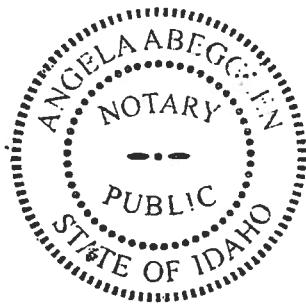

DOUG OLSEN


MARILYN OLSEN

STATE OF IDAHO)
County Of Fremont) : ss.

On this 13th day of February, 2017, before me personally appeared DOUG OLSEN and MARILYN OLSEN, known or identified to me to be the persons whose names are subscribed to the foregoing instrument, and acknowledged to me that they executed the same.

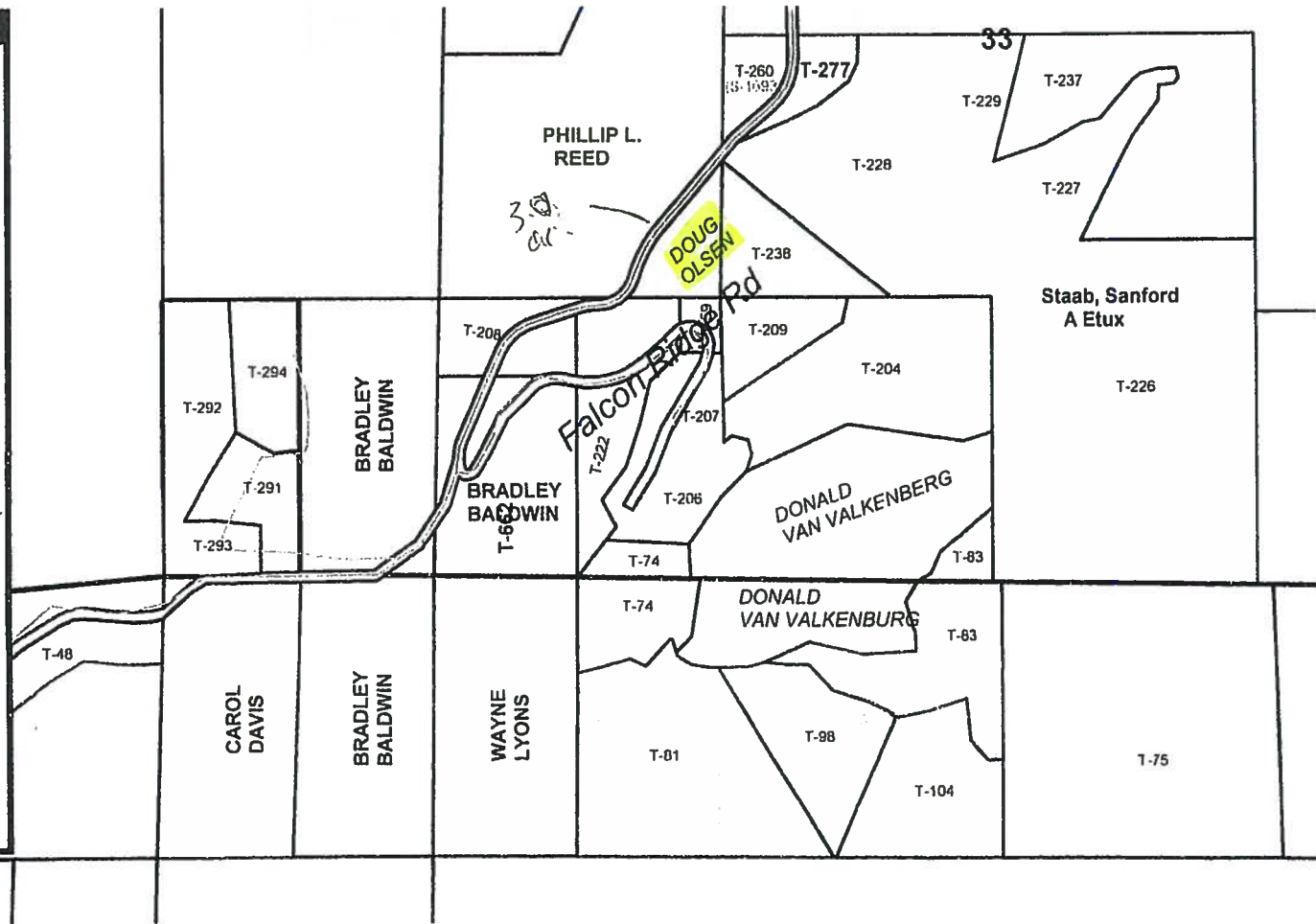
In Witness Whereof, I have hereunto set my hand and affixed my official seal the day and year first written above.



Angela Abegglen
Notary Public, in and for the
State of Idaho, residing at
St. Anthony, Id, 83445 therein.
My Commission Expires: 16 June 2022

Legend

- A Parcel_Owner
- A Railroad_Text
- A River_Text
- A Rural_Subdivision_Name
- A Section_Numbers
- A smallparcelowner
- A Subdivision_Block_Number
- A Subdivision_Lot_Number
- A Subdivision_ROW_Text
- SURVEY_NUMBER
- A Township_Text
- City_Boundary
- City_ROW
- County_ROW_Centerline
- Creek_Boundary
- Government_Lot_Line
- Parcel_Boundary_Non_Owner
- Railroad_ROW
- Reservation_Line
- River_Boundary
- Section_Line
- Subdivision_Boundary
- Township_Line
- County_Boundary
- Parcel_Shape
-





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 • Website: www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

March 15, 2017

DAVID G BENSON
SHERRI L BENSON
279 PARK PLACE WAY
MIDDLETON ID 83644

Re: Change of Ownership for Water Right No: 81-7174

Dear Water Right Holders:

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 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 Idaho Code §§ 42-222 and 42-223.

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. Change reporting forms are available from any office of the Department, or at www.idwr.idaho.gov.

Thank you for your patience. If you have any questions concerning the enclosed information, please feel free to contact me at (208) 287-4920.

Sincerely,

Debbi Judd
Technical Records Specialist

Enclosures