

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

JAN 17 2017

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.

Water Right/Claim No.	Split?	Water Right/Claim No.	Split?	Water Right/Claim No.	Split?
78-12353	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐

2. Previous Owner's Name: Richard Laritz & Denice Laritz
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): James T. Folwell &
Name of each new owner as listed on the conveyance document
Tawnya L. Folwell
New owner continued Name connector ☒ and ☐ or ☐ and/or
101 Rainbow Road
Mailing address
Pollock, ID 83547
City State ZIP
208-908-6787
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: January 9, 2017

6. 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.

7. Signature: James T. Folwell Title, if applicable 1/4/17
Signature: Tawnya L. Folwell Title, if applicable 1/4/17

For IDWR Office Use Only:

Received by [Signature] Date 1/17/17 Receipt No. W0111896 Receipt Amt. 825.-
Approved by [Signature] Processed by [Signature] Date 2/2/17

WARRANTY DEED

For Value Received, RICHARD LARITZ and DENICE LARITZ, husband and wife

the grantors do hereby grant, bargain, sell and convey unto
JAMES T. FOLWELL and TAWNYA L. FOLWELL, husband and wife

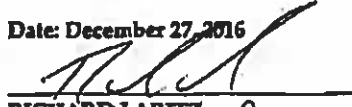
the grantees, whose current address is 101 Rainbow Road, Pollock, ID 83547

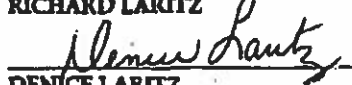
the following described premises, in Idaho County, Idaho, to-wit:

SEE ATTACHED EXHIBIT 'A' MADE A PART HEREOF

TO HAVE AND TO HOLD THE said premises, with their appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantors hereby covenant to and with the said Grantees, that they are the owners in fee simple of said premises; that they are free from all encumbrances excepting for all easements of record, rights of way, matters visible, and all matters of record and title and that they will warrant and defend the same from all lawful claims whatsoever.

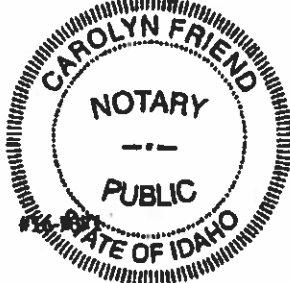
Date: December 27, 2016

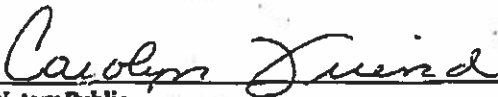

RICHARD LARITZ


DENICE LARITZ

STATE OF Idaho)
COUNTY OF Idaho)

On this 4th day of January, in the year of 2017, before me, a Notary Public in and for said State, personally appeared RICHARD LARITZ & DENICE LARITZ known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged to me that they executed the same.




Notary Public
Residing at: Regina, Id
Commission expires: 08-08-2022

Instrument # 507544

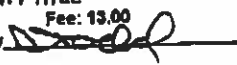
IDAHO COUNTY, IDAHO,
1-12-2017 02:32:53 PM No. of Pages: 2
Recorded for : IDAHO COUNTY TITLE
KATHY M. ACKERMAN Fee: 13.00
Ex-Officio Recorder Deputy 

EXHIBIT 'A'

Township 22 North, Range 1 East, Boise Meridian, Idaho County, Idaho
Section 4:

A parcel of land located in the SE $\frac{1}{4}$ SW $\frac{1}{4}$, more particularly described as follows:

Commencing at the Southwest 1/16 corner of said Section 4 a 1/2" rebar;
thence N 14°15'31" W, 12.89 feet to a U.S. Highway 95 right of way marker, Station 808+00;
thence S 35°58'30" E, 410.87 feet to a U.S. Highway 95 right of way marker, Station 802+19.5 on the said
westerly R/W, the Real Point of Beginning;
thence S 54°07'00" W, 130.64 feet to a 1/2" rebar;
thence S 45°35'00" E, 127.07 feet to a 4" dbh pine;
thence S 25°28'27" W, 44.00 feet to a 1/2" pipe;
thence N 71°07'53" W, 198.23 feet to a 5/8" rebar;
thence N 56°05'39" E, 134.32 feet to a 1/2" rebar;
thence N 13°53'32" W, 101.50 feet to a 1/2" rebar;
thence N 53°16'28" E, 86.24 feet to a 1/2" rebar;
thence S 37°20'13" E, 104.68 feet to the Point of Beginning.
Sometimes known as Assessor's Tax No. 138.

499755

WARRANTY DEED

For good and valuable consideration, MEGAN RAE O' LEARY, a married person dealing with her sole and separate property, as GRANTOR, does hereby grant and convey unto RICHARD LARITZ and DENICE LARITZ, husband and wife, whose mailing address is: P.O. Box 1197, Riggins, ID 83549, as GRANTEES, the following described real property situate in Idaho County, State of Idaho, to wit:

Township 22 North, Range 1 East, Boise Meridian, Idaho County, Idaho,
Section 4:

A parcel of land located in the SE $\frac{1}{4}$ SW $\frac{1}{4}$, more particularly described as follows:
Commencing at the Southwest 1/16 corner of said Section 4 a 1/2" rebar;
thence N 14°15'31" W, 12.69 feet to a U.S. Highway 95 right of way marker,
Station 606+00;
thence S 35°58'30" E, 410.67 feet to a U.S. Highway 95 right of way marker,
Station 602+19.5 on the said westerly R/W, the Real Point of Beginning;
thence S 54°07'00" W, 130.64 feet to a 1/2" rebar;
thence S 45°35'00" E, 127.07 feet to a 4" dbh pine;
thence S 25°29'27" W, 44.00 feet to a 1/2" pipe;
thence N 71°07'53" W, 196.23 feet to a 5/8" rebar;
thence N 56°05'39" E, 134.32 feet to a 1/2" rebar;
thence N 13°53'32" W, 101.50 feet to a 1/2" rebar;
thence N 53°16'29" E, 86.24 feet to a 1/2" rebar;
thence S 37°20'13" E, 104.69 feet to the Point of Beginning.

SUBJECT TO all encumbrances and interests of record or in use, including but not limited to:

1. Real property taxes for 2015 which are an accruing lien and not yet due and payable; and
2. Right of Way Easement, including the terms and provisions thereof, by and between ELGIE B. BRATLAND and JOHN BRATLAND and THE MOUNTAIN STATES TELEPHONE AND TELEGRAPH CO., recorded August 25, 1932, under Instrument No. 99202, Book 60 page 436, records of Idaho County, Idaho; and
3. Terms and provisions as set forth in Right of Way Deed, by and between DEWEY M. AUCHTER and STELLA E. AUCHTER, husband and wife, and ROY

WARRANTY DEED - 1

Instrument # 499755

IDAHO COUNTY, IDAHO,
5-29-2015 02:48:04 PM No. of Pages: 3
Recorded for : IDAHO COUNTY TITLE
KATHY M. ACKERMAN Fee: 16.00
Ex-Officio Recorder Deputy 

SULLIVAN and MARY SULLIVAN, his wife, first parties, and the STATE OF IDAHO, second party, recorded May 11, 1961, under Instrument No. 205146, Book 95 page 237, records of Idaho County, Idaho; and

4. Reservation as set forth in Warranty Deed, including the terms and provisions thereof, by and between ROY SULLIVAN and MARY SULLIVAN, husband and wife, Grantors, and CHARLES W. WALL and CORA M. WALL, husband and wife, Grantees, recorded May 2, 1984, under Instrument No. 312573, records of Idaho County, Idaho; and

5. Matters as shown on Survey No. S-375, recorded July 25, 1985, under Instrument No. 321050; Survey No. S-1463, recorded February 24, 1998, under Instrument No. 398463; Survey No. S-1467, recorded March 27, 1998, under Instrument No. 398952; and Survey No. S-2032, recorded May 22, 2003, under Instrument No. 429014; all records of Idaho County, Idaho; and

6. Amended Agreement Between The Idaho Transportation Department and Michael O'Leary, including the terms and provisions thereof, by and between THE IDAHO TRANSPORTATION DEPARTMENT, an administrative agency of the State of Idaho, and MICHAEL O'LEARY and MEGAN O'LEARY, husband and wife, recorded August 28, 2014, under Instrument No. 496018, records of Idaho County, Idaho.

TO HAVE AND HOLD the premises, with all appurtenances, including but not limited to appurtenant easements and water rights, to GRANTEES, and GRANTEES' heirs, successors and assigns forever. GRANTOR does by this grant covenant and warrant that GRANTOR is the owner of said property in fee simple and that the premises is free from encumbrances done, made or suffered by GRANTOR, or those claiming through GRANTOR, except encumbrances and other matters set forth above or otherwise of record or in use. GRANTOR will warrant and defend against all lawful claims except encumbrances and other matters set forth above or otherwise of record or in use.

Except as otherwise expressly provided in this instrument, GRANTOR hereby declares pursuant to Title 5, Chapter 2 of the Idaho Code, that in the event GRANTOR shall have permitted or suffered at any time prior to the making of this instrument, any person or entity to



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

February 2, 2017

JAMES T & TAWNYA L FOLWELL
101 RAINBOW RD
POLLOCK ID 83547

RE: Notice of Ownership Change in Water Right No. 78-12353

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