

RECEIVED

MAY 02 2016

WATER RESOURCES
WESTERN REGIONSTATE OF IDAHO
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?
PD 63-16717	Yes ☐	Yes ☐		Yes ☐	Yes ☐
PD ~~63-2588~~	Yes ☐	Yes ☐		Yes ☐	Yes ☐
NOT PROCESSED	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: lowell geier intervivos trust 1
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): James and Nevine Carew
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or
- 1547 W. Kenai court Eagle ID 83616
Mailing address City State ZIP
208-391-8116 nevinecarew777@yahoo.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: 10/17/2005
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 # 63-2588

8. Signature: [Signature] owner 4/28/2016
Signature of new owner/claimant Title, if applicable Date
- Signature: [Signature] owner 4/28/2016
Signature of new owner/claimant Title, if applicable Date

For IDWR Office Use Only:

Received by [Signature] Date 5/2/16 Receipt No. W044150 Receipt Amt. \$50.00

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 [Signature] Processed by [Signature] Date 7/27/16

685793

INSTRU. NO. 246781
PAGES 1 OF 3

PC68487

WARRANTY DEED

FOR VALUE RECEIVED Joseph J. Kennedy and Karen F. Kennedy,
husband and wife

the Grantors, do hereby grant, bargain, sell and convey unto James F. Carew and Nevine O.
Carew, husband and wife

the Grantees, whose address is 6970 Pearl Road, Eagle, ID, 83616

the following described premises, to-wit:

See attached Exhibit "A", which by this reference is made a part
hereof and is comprised of one (1) page.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees, their heirs and assigns
forever. And the said Grantors do hereby covenant to and with the said Grantees, that they are the owners in fee simple of said
premises, that said premises are free from all encumbrances, except for general taxes and assessments for the year 2005 and
subsequent years, covenants, conditions, restrictions and easements of record; and that they will warrant and defend the same
from all lawful claims whatsoever.

DATED: October 17, 2005

Joseph J. Kennedy
Joseph J. Kennedy

Karen F. Kennedy
Karen F. Kennedy

STATE OF IDAHO

COUNTY OF CANYON

On this 17th day of October in the year 2005 before me, a Notary Public, personally
appeared Joseph J. Kennedy and Karen F. Kennedy known or identified to me, to be
the persons whose names subscribed to the within instrument, and acknowledged to me
that they executed the same.

Notary Public
Notary Public
Residing at Wilder
My Commission Expires 4/5/07



PIONEER TITLE COMPANY
OF CANYON COUNTY

100 10TH AVE SOUTH
NAMPA IDAHO 83655

610 SOUTH KIMBALL
COLDWELL, ID 83605

Instrument # 246781

EMMETT, OEM, IDAHO

2005-10-24 03:58:00 No. of Pages: 2

Recorded for: FIRST AMERICAN TITLE CO

SAN F. HOWARD

Office Recorder Deputy

WARRANTY DEED

Page 8.00

Judy Evans

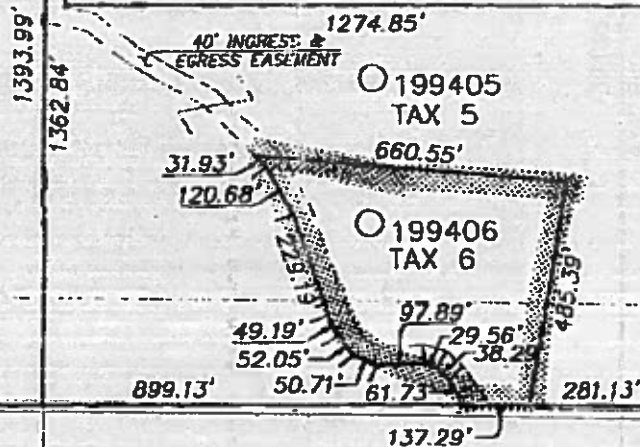
Post-it® Fax Note 7671

To: <i>Morgan Kernis</i>	Date: <i>1-30</i>	# of pages: <i>2</i>
Co/Dep: <i>Alliance</i>	From: <i>Wilder</i>	
Phone # <i>938-8075</i>	Co: <i>Alliance</i>	
Fax # <i>938-8073</i>	Phone # <i>365-4486</i>	
	Fax # <i>365-4541</i>	

INSTR. No. 171915
TAX 4

199404
TAX 3

199204



R. OF S.
INSTR. No. 177320

199502
TAX 5

199200

This sketch is made solely for the purpose of assisting in locating the premises. The Company assumes no liability for alleged loss or damage which may result from reliance on this map.

Property: 6970 Pearl Road Eagle, ID 83616
James & Neenie Carew, owners

Exhibit "A"

Real property in the County of Gem, State of Idaho, described as follows:

A tract of land situated in a portion of the Northeast quarter of the Northeast quarter of Section 19, Township 6 North, Range 1 East, Boise Meridian, Gem County, Idaho, more particularly described as follows:

Commencing at the East 1/16 corner common to Sections 18 and 19, Township 6 North, Range 1 East, Boise Meridian, marked by a found 5/8" iron pin L.S. 4108; thence South 00°00'45" East along the West line of the Northeast quarter of the Northeast quarter of Section 19, a distance of 791.74 feet to a set 1/2" iron pin L.S. 4108, the Real Point of Beginning; thence South 89°59'44" East, a distance of 203.00 feet to a set 1/2" iron pin L.S. 4108; thence South 00°00'45" East parallel with the West line of the Northeast quarter of the Northeast quarter a distance of 330.13 feet to a point on the centerline of Pearl Road (a County Road); thence South 56°44'40" West along said centerline of Pearl Road, a distance of 239.13 feet to a point on the West line of the Northeast quarter of the Northeast quarter; thence North 00°00'45" West along the West line of the Northeast quarter of the Northeast quarter a distance of 461.28 feet to the Real Point of Beginning.

Subject to ditch and road rights of way.

Tax Parcel Number: RP-00199403

INSTRUMENT NO. 22036
 PAGES 13 OF 13

Prepared by: F. GILBERT

COUNTRYWIDE HOME LOANS, INC.

BRANCH #194
 277 N. MILWAUKEE STREET
 BOISE, ID 83704
 (208) 378-0520
 Br Fax No.: (208) 373-7993

DATE: 02/03/2003
 CASE #:
 DOC ID #: 000786887657088
 BORROWER: JOSEPH J KENNEDY
 PROPERTY ADDRESS: 6970 PEARL ROAD
 EAGLE, ID. 83616

LEGAL DESCRIPTION EXHIBIT A

A tract of land situate in a portion of the NE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 19, Township 6 North, Range 1 East, B.M., Gem County, Idaho, more particularly described as follows:

COMMENCING at the East $\frac{1}{16}$ corner common to Sections 18 and 19, T. 6 N., R. 1 E., B.M., marked by a found $\frac{5}{8}$ " iron pin L.S. 4108; thence South $00^{\circ}00'45''$ East along the West line of the NE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 19, a distance of 791.74 feet to a set $\frac{1}{2}$ " iron pin L.S. 4108, the REAL POINT OF BEGINNING; thence South $89^{\circ}59'44''$ East, a distance of 200.00 feet to a set $\frac{1}{2}$ " iron pin L.S. 4108; thence South $00^{\circ}00'45''$ East parallel with the West line of the NE $\frac{1}{4}$ of the NE $\frac{1}{4}$, a distance of 330.13 feet to a point on the centerline of Pearl Road (a County Road); thence South $56^{\circ}44'40''$ West along said centerline of Pearl Road, a distance of 239.13 feet to a point on the West line of the NE $\frac{1}{4}$ of the NE $\frac{1}{4}$; thence North $00^{\circ}00'45''$ West along the West line of the NE $\frac{1}{4}$ of the NE $\frac{1}{4}$, a distance of 461.28 feet to the REAL POINT OF BEGINNING.

PLANNING
 Legal Description Exhibit A
 804081001 (1/1/01)

J.J.K.
 K.F.K.

23991

007868876000002C404

MEMORANDUM

TO: 63-16717
FROM: Rachel Sommer
DATE: December 2, 2016
RE: Notice of Change in Water Right Ownership

On May 2, 2016 James and Nevine Carew submitted an ownership change for rights 63-2588 and 63-16717.

On July 27, 2016 the applicants were notified that the ownership of right 63-2588 would not be updated because the right was not appurtenant to their property.

On July 27, 2016 the ownership for right 63-16717 was updated to reflect the Carews as owners. In reviewing this change it appears this right is not appurtenant to the Carew's property. The right was partially decreed with a priority date of August 12, 1982, for property north of the Carews. On December 2, 2016 Nevine Carew was contacted to discuss the issue; she agreed with the findings and requested a refund of \$25.

Jones, Chad

From: Jones, Chad
Sent: Monday, December 05, 2016 9:02 AM
To: Marston, Sascha
Subject: Refund - JAMES & NEVINE CAREW

TO: Sascha Marston

FROM: Chad Jones

DATE: December 5, 2016

RE: Refund: Ownership Change 63-16717

Please refund \$25. JAMES & NEVINE CAREW filed an ownership change for 2 water rights on 05/02/2016. One water right fee was already refunded on 7/27/16. Upon further review and discussion with the applicants, 63-16717 is not on the property conveyed on the deed.

Please issue a refund of \$25.00 to:

JAMES & NEVINE CAREW
1547 W KENAI CT
EAGLE ID 83616

RECEIPT #

W044150



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

July 27, 2016

JAMES & NEVINE CAREW
1547 W KENAI CT
EAGLE ID 83616

RE: Notice of Ownership Change in Water Right No's. 63-2588 & 63-16717

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 for 63-16717 and has enclosed a computer-generated report for your records.

At this time, water right 63-2588 cannot be changed. As referenced in the letter sent by the Department (included for reference) on June 2, 2016, the deed provided with the application did not cover the place of use for the water right. The letter had requested further information to verify the ownership claim, but did not receive a response. A refund of \$25 for this water right has been requested and will be sent to the payer under separate cover.

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

Jones, Chad

From: Jones, Chad
Sent: Wednesday, July 27, 2016 9:47 AM
To: Marston, Sascha
Subject: Refund - JAMES & NEVINE CAREW

TO: Sascha Marston

FROM: Chad Jones

DATE: July 27, 2016

RE: Refund: Ownership Change 63-2588 & 63-16717

Please refund \$25. JAMES & NEVINE CAREW filed an ownership change for 2 water rights on 05/02/16. 63-16717 was successfully processed, but 63-2588 was not covered on the deed provided to IDWR. A letter sent on 06/02/16 requesting the missing documentation was not answered.

Please issue a refund of \$25.00 to:

JAMES & NEVINE CAREW
1547 W KENAI CT
EAGLE ID 83616

RECEIPT #

W044150



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

June 2, 2016

JAMES & NEVINE CAREW
1547 W KENAI CT
EAGLE ID 83616

RE: Notice of Ownership Change in Water Right No's: 63-2588 & 63-16717

Dear Applicants:

The purpose of this letter is to request clarification regarding the above referenced application.

The deed that you provided does not cover the entire place of use (POU) for water right 63-2588 for irrigation use. The following items must be completed for the processing of your ownership change to continue.

If you **do** own the entirety of the water right, please complete the following:

- Identify your property location on the enclosed map.
- Identify the 3.5 acres you irrigate from Willow Creek on the enclosed map.
- Submit a deed conveying parcel no. RP06N01E190000 and legal description 06N 01E SEC 19 TAX 3766 to you.

If you **do not** own the entirety of the water right, please complete the following:

- Identify your property location on the enclosed map.
- Identify the 3.5 acres you irrigate from Willow Creek on the enclosed map.
- Submit \$75. The filing fee for a Notice of Change in Water Right Ownership is \$25.00 per undivided water right or a fee of \$100.00 per split water right.

If you have any questions concerning the enclosed information, please feel free to contact me at 208-334-2190.

Sincerely,

Chad Jones
Office Specialist II
Western Regional Office

Enclosures: Place of use map for water right 63-2588, two (2) blank maps