



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

May 3, 2016

TIMOTHY D FRITZLEY
4585 N CAMAS CREEK WAY
MERIDIAN ID 83646

RE: Ownership Change for Water Right No's: 65-13069, 65-13070, 65-13611 & 65-13730

Dear Applicants,

The Department acknowledges the receipt of correspondence changing ownership of water right license **65-13730**. The Department has modified its records to reflect the change in ownership and has enclosed a computer-generated report for your records. This right was not included on your application, but was discovered when researching the property indicated on the warranty deed.

Water right **65-13611** is still in the permit stage; therefore, the enclosed Assignment of Permit must be completed, signed by the current owner of the permit, notarized, and submitted to our office before we can complete your request. The fee you submitted with the ownership change request will be transferred over to the assignment of permit.

Please complete and submit the requested documentation listed below:

- Water Right Numbers **65-13069 & 65-13070** cannot be modified without further documentation. The location of these water rights is Township 9N, Range 4E, Section 16, and NENW and Township 9N, Section 4E, Section 16 and NWNW Lot 4. The deed that you have provided only specifies to Township 9N, Range 4E, Section 16, and SWSE. I have included maps of the water rights and proof reports illustrating their points of diversion and places of use for reference.

Because the Department cannot process this request at this time, we will hold any action on your notice pending receipt of the necessary documentation. If we do not receive the required documentation within 30 days, the notice will be returned and will not be processed.

Thank you for your cooperation. If you have any questions please, contact this office at 208-334-2190.

Sincerely,

Chad Jones
Office Specialist II
Western Regional Office

Enclosures

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Notice of Change in Water Right Ownership

RECEIVED
APR 12 2016
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?
65-13069 <i>X</i>	Yes ☐	Yes ☐		Yes ☐	Yes ☐
65-13070 <i>X</i>	Yes ☐	Yes ☐		Yes ☐	Yes ☐
65-13611 <i>✓</i>	Yes ☐	Yes ☐		Yes ☐	Yes ☐
<i>65-13730</i> <i>✓</i>	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Dan and Shauna Fry
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Timothy D Fritzley
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or
- 4585 N Camas Creek Way Meridian ID 83646
Mailing address City State ZIP
- 650 400 5655 fritzleyca@msn.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: March 9th, 2016
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: Timothy D Fritzley Title, if applicable _____ Date Apr 12, 2016
Signature of new owner/claimant

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

For IDWR Office Use Only:

Received by [Signature] Date 4/12/16 Receipt No. W044056 Receipt Amt. \$75⁰⁰
 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 5/3/16



Instrument # 250120
IDAHO CITY, BOISE COUNTY, IDAHO
03-10-2016 13:40:11 PM No. of Pages: 3
Recorded for: TITLEONE BOISE
MARY T. PRISCO Fee: \$16.00
Ex-Officio Recorder Deputy Shirley George
Index to: DEEDS
Electronically Recorded by Simplifile

Order Number: 16263871

Warranty Deed

ELECTRONICALLY RECORDED
STAMPED FIRST PAGE NOW
INCORPORATED AS PART OF
THE ORIGINAL DOCUMENT.

For value received,

Dan V. Fry and Shauna G. Fry, husband and wife, also shown of record as Day Fry and Shauna Fry, husband and wife

the grantor, does hereby grant, bargain, sell, and convey unto

Timothy Dee Fritzley a married man, as his sole and separate property

whose current address is 4585 N Camas Creek Way Meridian, ID 83646

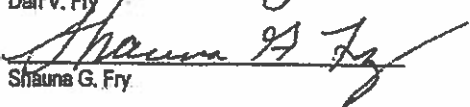
the grantee, the following described premises, in Boise County, Idaho, to wit:

See attached Exhibit "A" which by this reference becomes a part hereof and is comprise of two (2) pages.

To have and to hold the said premises, with their appurtenances unto the said Grantee, its heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that Grantor is the owner in fee simple of said premises; that they are free from all encumbrances except those to which this conveyance is expressly made subject and those made, suffered or done by the Grantee; and subject to all existing patent reservations, easements, right(s) of way, protective covenants, zoning ordinances, and applicable building codes, laws and regulations, general taxes and assessments, including irrigation and utility assessments (if any) for the current year, which are not due and payable, and that Grantor will warrant and defend the same from all lawful claims whatsoever. Whenever the context so requires, the singular number includes the plural.

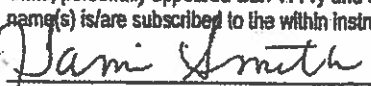
Dated: March 9, 2016


Dan V. Fry


Shauna G. Fry

State of Idaho, County of BOISE ss.

On this 9th day of March in the year of 2016, before me, the undersigned, a Notary Public in and for said State, personally appeared Dan V. Fry and Shauna G. Fry, 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 he/she/they executed the same.


Notary Public
Residing in: Cardon Valley
My Commission Expires: 3/10/2017
(seal)

TAMI SMITH
NOTARY PUBLIC
STATE OF IDAHO



ELECTRONICALLY RECORDED
STAMPED FIRST PAGE NOW
INCORPORATED AS PART OF
THE ORIGINAL DOCUMENT.

Order Number: 16263671

Warranty Deed

For value received,

Dan V. Fry and Shauna G. Fry, husband and wife, also shown of record as Day Fry and Shauna Fry, husband and wife

the grantor, does hereby grant, bargain, sell, and convey unto

Timothy Dee Fritzley a married man , as his sole and separate property

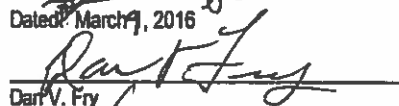
whose current address is 4585 N Camas Creek Way Meridian, ID 83646

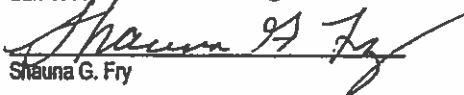
the grantee, the following described premises, in Boise County, Idaho, to wit:

See attached Exhibit "A" which by this reference becomes a part hereof and is comprise of two (2) pages.

To have and to hold the said premises, with their appurtenances unto the said Grantee, its heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that Grantor is the owner in fee simple of said premises; that they are free from all encumbrances except those to which this conveyance is expressly made subject and those made, suffered or done by the Grantee; and subject to all existing patent reservations, easements, right(s) of way, protective covenants, zoning ordinances, and applicable building codes, laws and regulations, general taxes and assessments, including irrigation and utility assessments (if any) for the current year, which are not due and payable, and that Grantor will warrant and defend the same from all lawful claims whatsoever. Whenever the context so requires, the singular number includes the plural.

Dated: March 9, 2016


Dan V. Fry


Shauna G. Fry

State of Idaho, County of BOISE, ss.

On this 9th day of March in the year of 2016, before me, the undersigned, a Notary Public in and for said State, personally appeared Dan V. Fry and Shauna G. Fry, 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 he/she/they executed the same.


Notary Public

Residing in: Cardon Valley

My Commission Expires: 3/10/2017

(seal)

TAMI SMITH
NOTARY PUBLIC
STATE OF IDAHO

Exhibit A

Parcel I: ✓

Parcel 1 of Record of Survey recorded June 27, 2013, as Instrument No. 239948, being a portion of the Southwest quarter of the Southeast quarter of Section 16, Township 9 North, Range 4 East, Boise Meridian, Boise County, Idaho, and also being a portion of that certain parcel described in corrected Warranty Deed Instrument No. 158614 and shown on that certain Record of Survey, Instrument No. 158467, records of Boise County, Idaho, and being more particularly described as follows:

Commencing at an aluminum cap marking the Southeast corner of said Section 16; thence along the Southerly line of said Section 16 South 89°20'58" West 1319.77 feet to the Southeast corner of said Southwest quarter of the Southeast quarter of Section 16; thence along the Southerly line of said Southwest quarter of the Southeast quarter of Section 16 South 89°20'58" West 1319.59 feet to an iron pin marking the Southwest corner of said Southwest quarter of the Southeast quarter of Section 16; thence
✓ North 00°01'39" West 246.89 feet along the Westerly line of said Southwest quarter of the Southeast quarter of Section 16 to the centerline of the Middle Fork of the Payette River, the Point of Beginning; thence continuing
✓ North 00°01'39" West 562.26 feet (formerly 561.26 feet) along the Westerly line of the Southwest quarter of the Southeast quarter of Section 16 to an iron pin on the Southerly right-of-way line of the Banks-Lowman Highway (State Highway 17); thence along said Southerly right-of-way line of the Banks-Lowman Highway (State Highway 17)
✓ North 63°10'12" East 88.08 feet (formerly North 63°18'44" East 91.34 feet) to an iron pin; thence continuing along said Southerly right-of-way line, along a spiral curve to the right, 38.70 feet, with a long chord bearing North 63°14'12" East 39.70 feet to an iron pin, hereinafter referred to as "Point A"; thence leaving said Southerly right-of-way line
✓ South 25°50'00" East 83.05 feet to an iron pin; thence
✓ North 66°35'25" East 229.34 feet to an iron pin; thence
✓ South 86°13'44" East 215.80 feet to an iron pin; thence
✓ South 23°58'01" East 939.07 feet to an iron pin on said Southerly line of the Southwest quarter of the Southeast quarter of Section 16; thence
✓ South 89°20'58" West 204.23 feet along the Southerly line of Southwest quarter of the Southeast quarter of Section 16 to said centerline of the Middle Fork of the Payette River; thence along the following courses and distances along said centerline of the Middle Fork of the Payette River; thence
North 63°55'44" West 122.33 feet; thence
South 87°49'30" West 111.60 feet; thence along a curve to the right 264.18 feet, said curve having a radius of 200.00 feet, a central angle of 75°40'58" and a long chord bearing North 51°26'08" West 245.39 feet to a point of reverse curve; thence along a curve to the left 135.61 feet, said curve having a radius of 92.00 feet, a central angle of 84°27'22" and a long chord bearing North 55°49'20" West 123.66 feet; thence
South 81°56'19" West 239.85 feet to the Point of Beginning.

Parcel II: ✓

Parcel 2 of Record of Survey recorded June 27, 2013, as Instrument No. 239948, being a portion of the Southwest quarter of the Southeast quarter of Section 16, Township 9 North, Range 4 East, Boise Meridian, Boise County, Idaho, and also being a portion of that certain parcel described in Corrected Warranty Deed, Instrument No. 158614, and shown on that certain Record of Survey No. 158467, records of Boise County, Idaho, and being more particularly described as follows:

Commencing at an aluminum cap marking the Southeast corner of said Section 16; thence along the Southerly line of said Section 16 South 89°20'58" West 1319.77 feet to the Southeast corner of said Southwest quarter of the Southeast quarter of Section 16; thence along the Southerly line of said Southwest quarter of the Southeast quarter of Section 16 South 89°20'58" West 70.17 feet to the Point of Beginning; thence continuing along said Southerly line of the Southwest quarter of the Southeast quarter
South 89°20'58" West 292.21 feet to an iron pin; thence leaving said Southerly line
North 23°58'01" West 939.07 feet to an iron pin; thence
North 86°13'44" West 215.80 feet to an iron pin; thence
South 66°35'25" West 229.34 feet to an iron pin; thence
North 25°50'00" West 83.05 feet to an iron pin, hereinafter referred to as "Point A", on the Southerly right-of-way line of the Banks-Lowman Highway (State Highway 17); thence along said Southerly right-of-way line of the Banks-Lowman Highway (State Highway 17)

the following courses and distances: thence along a spiral curve to the right 79.06 feet with a chord bearing North 64°02'45" East 79.06 feet to an iron pin; thence North 25°00'15" West (formerly North 24°51'57" West) 10.00 feet to an iron pin; thence along a spiral curve to the right 75.63 feet with a chord bearing North 66°27'02" East 75.62 feet to an iron pin; thence along a curve to the right 304.14 feet (formerly 299.83 feet), said curve having a radius of 1085.92 feet, a central angle of 16°02'49" (formerly 15°49'12") and a long chord bearing North 76°11'37" East 303.14 feet (formerly North 76°13'20" East 298.88 feet) to an iron pin; thence South 05°47'30" East (formerly South 05°52'04" East) 10.00 feet to an iron pin; thence along a curve to the right 93.89 feet, said curve having a radius of 1075.92 feet, a central angle of 05°00'00" and a long chord bearing North 86°43'01" East 93.86 feet (formerly North 86°37'58" East) to an iron pin; thence North 00°49'59" West (formerly North 00°52'04" West) 20.00 feet; thence along a curve to the right 131.16 feet, said curve having a radius of 1095.92 feet, a central angle of 06°51'25" and a long chord bearing South 87°21'16" East 131.08 feet to an iron pin; thence leaving said Southerly right-of-way line South 57°25'39" East 151.99 feet to an iron pin; thence South 18°53'02" East 201.82 feet to an iron pin; thence South 68°38'56" East 86.30 feet to an iron pin; thence South 76°54'21" East 280.80 feet to an iron pin on the Easterly line of said Southwest quarter Southeast quarter; thence South 00°13'54" East 483.51 feet to the centerline of the Middle Fork of the Payette River; thence South 23°54'20" West 171.60 feet along said centerline to the Point of Beginning.

Parcel III ✓

Parcel 3 of Record of Survey recorded June 27, 2013, as Instrument No. 239948, being a portion of the Southwest quarter of the Southeast quarter of Section 16, Township 9 North, Range 4 East, Boise Meridian, Boise County, Idaho and also being a portion of the certain parcel described in Corrected Warranty Deed, Instrument No. 158614, and shown on that certain Record of Survey Instrument No. 158467, records of Boise County, Idaho, and being more particularly described as follows:

Commencing at an aluminum cap marking the Southeast corner of said Section 16; thence along the Southerly line of said Section 16; South 89°20'58" West 1319.77 feet to the Southeast corner of said Southwest quarter of the Southeast quarter of Section 16; thence along the Easterly line of said Southwest quarter Southeast quarter of Section 16 North 00°13'54" West 639.60 feet to an iron pin, the Point of Beginning; thence leaving said Easterly line of said Southwest quarter Southeast quarter of Section 16 North 76°54'21" West 280.80 feet to an iron pin; thence North 68°38'56" West 86.30 feet to an iron pin; thence North 18°53'02" West 201.82 feet to an iron pin; thence North 57°25'39" West 151.99 feet to an iron pin on the Southerly right-of-way line of the Banks-Lowman Highway (State Highway 17); thence along said Southerly right of way line of the Banks-Lowman Highway (State Highway 17), along the following courses and distances; thence along a curve to the right 329.24 feet, said curve having a radius of 1095.92 feet, a central angle of 17°12'46" and a long chord bearing South 75°19'10" East 328.00 feet to an iron pin hereinafter referred to as "Point B"; thence along a spiral curve to the right 195.64 feet with a long chord bearing South 63°21'40" East (formerly South 63°20'51" East) 195.57 feet to an iron pin; thence South 61°42'47" East (formerly South 61°41'58" East) 61.89 feet to an iron pin on the Easterly line of said Southwest quarter Southeast quarter of Section 16; thence South 00°13'54" East 167.68 feet along said Easterly line of said Southwest quarter Southeast quarter of Section 16 to the Point of Beginning.

