

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

Notice of Change in Water Right Ownership

FEB 11 2016
DEPARTMENT OF
WATER RESOURCES

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?
02-7199D	Yes ☒		Yes ☐		Yes ☐
2-7199D & 2-10524	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐

2. Previous Owner's Name: Lionel Daniel And Lawrence Meyers
Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): Danny M. Daniel
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or
- | | | | |
|-------------------------|------------------------------|-----------|--------------|
| <u>7196 Bruneau Hwy</u> | <u>Marsing</u> | <u>ID</u> | <u>83639</u> |
| Mailing address | City | State | ZIP |
| <u>(208) 573-7218</u> | <u>dannymdaniel@mail.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: 12/10/2007
6. If the water right described herein has been rented from the Water Supply Bank, rental proceeds will be disbursed in the following manner regardless of any arrangements between the buyer(s) and seller(s) to the contrary:
- Rental payments will go to the lessor(s) of record at the beginning of the rental season.
 - If a change in ownership is processed by the Department during a rental season, rental payment will be made to the person or entity who is the lessor of record at the beginning of that rental season.
 - New lessor(s) of record will receive payment after the following rental season.

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.

SUPPORT DATA

IN FILE # 2-7199D

8. Signature: [Signature] Title, if applicable _____ Date 2/9/16
- Signature: _____ Title, if applicable _____ Date _____
- Signature of new owner/claimant Title, if applicable Date

For IDWR Office Use Only:

Received by ELG Date 2/11/16 Receipt No. C101513 Receipt Amt. \$100.00

Approved by _____ Processed by [Signature] Date 3-9-16



Source: Esri, DigitalGlobe, GeoEye, IGN, GeoEye, Earthstar Geographics, CNES/Airbus DS, USDA, USGS, AeroGRID, IGN, IGP, swisstopo, and the GIS User Community

RECORDING REQUESTED BY
Pioneer Lender Trustee Services

AND WHEN RECORDED MAIL TO:
Pioneer Lender Trustee Services
8151 W. Rifleman St.
Boise, ID 83704

Instrument # 287402
MURPHY, OWYHEE, IDAHO
2015-08-10 03:38:41 No. of Pages: 1
Recorded for: PIONEER LENDER TRUSTEE SERVICE
ANGELA BARKELL Fee: \$10.00
Ex-Officio Recorder Deputy: map
Index To: DEED OF RECONVEYANCE
Electronically Recorded by Simplifile

Ref: 263322

SPACE ABOVE THIS LINE FOR RECORDER'S USE

DEED OF RECONVEYANCE

WHEREAS, Pioneer Title Company of Canyon County, is the present Trustee of record under the following described Deed of Trust:

Trustor: Dan Michael Daniel, a single man

Beneficiary: Juanita F. Daniel

Dated: 12/10/07, Recorded: 12/11/07, Book/Reel/Liber: N/A, Page/Folio: N/A as Instrument No.: 263322 in the County of Owyhee, State of Idaho

AND WHEREAS, the above said Deed of Trust has been paid in full;

NOW THEREFORE, the present Trustee having received from the present owner of the beneficial interest under said Deed of Trust and the obligations secured thereby a written request to reconvey by reason of the obligations secured by said Deed of Trust, DOES HEREBY RECONVEY, without warranty, to the person or persons legally entitled thereto, the estate, title and interest now held by it under said Deed of Trust and the describing the land therein as more fully described in said Deed of Trust

Pioneer Title Company of Canyon County by Pioneer Lender Trustee Services, as its Authorized Agent
On 08/07/15

By: Cathy Luckinbill
Cathy Luckinbill, Trust Officer

State of Idaho } ss.
County of Ada }

On 08/07/15 before me, Jessica Keith the undersigned, a Notary Public in and for Ada County in the State of Idaho, personally appeared Cathy Luckinbill, personally known to me (or proved to me on the basis of satisfactory evidence) 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 in his/her/their authorized capacity, and that by his/her/their signature on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed this instrument.

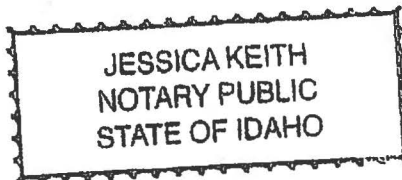
WITNESS my hand and official seal.

Signature :

Jessica Keith

(Seal)

Notary Commission Expires: 08/18/2020
Resides at: Boise, ID



WARRANTY DEED

For Value Received Juanita F. Daniel, a single woman

hereinafter referred to as Grantor, does hereby grant, bargain, sell, warrant and convey unto

Dan Michael Daniel, a single man

hereinafter referred to as Grantee, whose current address
is 7186 Old Bruneau Hwy, Marsing Id 83639
the following described premises, to-wit:

SEE EXHIBIT A ATTACHED HERETO AND MADE A PART HEREOF

To HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, his 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 said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U.S. Patent reservations, restrictions, easements of record, and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.

Dated: December 10, 2007

JUANITA F DANIEL
Juanita F. Daniel

Instrument # 263321

MURPHY, OWYHEE, IDAHO

2007-12-11

04:25:29 No. of Pages: 3

Recorded for : PIONEER TITLE CO

CHARLOTTE SHERBURN

Fee: 9.00

Ex-Officio Recorder Deputy M Peterson

Index to: DEED, WARRANTY

State of Idaho

ss.

County of Canyon

On this 11th day of December, 2007, before me, the undersigned, a Notary Public, in and for said State, personally appeared Juanita F. Daniel known to me, and/or identified to me on the basis of satisfactory evidence, to be the person(s) whose name is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same.

WITNESS MY HAND AND OFFICIAL SEAL



Notary Public

Residing at:

Commission Expires:

Blanca E. Acosta

Residing in Nampa, Idaho

My Commission Expires 9/16/2011

(SEAL)



EXHIBIT A

1.
1.

A parcel of land lying in a portion of Government Lot 2 of Section 14, Township 2 North, Range 4 West, Boise Meridian, Owyhee County, Idaho and more particularly described as follows:

Beginning at a brass cap marking the Northwest corner of Government Lot 1 of the said Section 14; thence

South $0^{\circ} 02'32''$ West 1,318.28 feet along the Westerly boundary of the said Government Lot 1 of Section 14 to a brass cap marking the Northwest corner of the said Government Lot 2 of Section 14; thence

South $0^{\circ} 04'00''$ West 530.00 feet along the Westerly boundary of the said Government Lot 2 of Section 14 to a point; thence

South $89^{\circ} 54'56''$ East 1,559.75 feet, more or less along a line Southerly of and parallel with the Northerly boundary of the said Government Lot 2 of Section 14 to a point on the Original meander line of the Snake River; thence

South $13^{\circ} 49'48''$ East 170.00 feet, more or less, along the said Original meander line of the Snake River to the REAL POINT OF BEGINNING; thence continuing

South $13^{\circ} 49'48''$ East 169.98 feet, more or less, along the said Original meander line of the Snake River to a point; thence

North $89^{\circ} 54'56''$ West 365.32 feet, more or less, along a line Southerly of and parallel with the said Northerly boundary of Government Lot 2 of Section 14 to a point on the centerline of the existing travelway of Bruneau Road; thence

North $2^{\circ} 16'51''$ West 165.13 feet, along the said centerline of the existing travelway of Bruneau Road to a point; thence

South $89^{\circ} 54'56''$ East 331.26 feet, more or less, along a line Southerly of and parallel with the Northerly boundary of the said Government Lot 2 of Section 14 to the POINT OF BEGINNING.

JFD
DD

[Close](#)**IDAHO DEPARTMENT OF WATER RESOURCES**
Water Right Report

7/18/2014

WATER RIGHT NO. 2-7458

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	JUANITA F DANIEL
Current Owner	LIONEL DANIEL
	RT 1 BOX 798
	MARSING, ID 83639
	(208)896-4765

Priority Date: 07/18/1993

Basis: License

Status: Active

<u>Source</u>	<u>Tributary</u>
SNAKE RIVER	COLUMBIA RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	3/15	11/15	0.03 CFS	4.5 AFA
Total Diversion			0.03 CFS	

Location of Point(s) of Diversion:

SNAKE RIVER|SENW Lt 2|Sec. 14|Township 02N|Range 04W|OWYHEE County

Licensed Diversion Capacity: 0.08

Place(s) of use:

Place of Use Legal Description: IRRIGATION OWYHEE County

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
02N	04W	14	2	SENW	1									

Total Acres: 1

Conditions of Approval:

1. R69 This right when combined with all other rights shall provide no more than 0.03 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.

Dates:

Licensed Date: 11/20/1998

Decreed Date:

Permit Proof Due Date: 9/1/1996

Permit Proof Made Date: 7/16/1996

Permit Approved Date: 9/7/1993

Permit Moratorium Expiration Date:

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date: 07/07/1993

Protest Deadline Date:

Number of Protests: 0

Other Information:

State or Federal:

Owner Name Connector:

Water District Number:

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Civil Case Number:

[Close](#)IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

7/18/2014

WATER RIGHT NO. 2-7199D

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	LIONEL DANIEL RT 1 BOX 798 MARSING, ID 83639 (208)896-4765
Current Owner	LAWRENCE MYERS 3641 HYAK WAY NE BREMERTON, WA 98310 (206)692-1471
Original Owner	SAM ASHE PO BOX 212 MARSING, ID 83639

Priority Date: 07/16/1975

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
SNAKE RIVER	COLUMBIA RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15	11/15	0.1 CFS	18 AFA
Total Diversion			0.1 CFS	

Location of Point(s) of Diversion:

SNAKE RIVER|SWNW Lt 2|Sec. 14|Township 02N|Range 04W|OWYHEE County

Place(s) of use:

Place of Use Legal Description: IRRIGATION OWYHEE County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
02N	04W	14	2	SWNW	4									

Total Acres: 4

Conditions of Approval:

1. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
2. W01 Use of this right is combined with water from Gem Irrigation District.
The use of water for irrigation under this right may begin as early as March 1, provided other elements of the right are not exceeded. The use of water before March
3. S39 15 under this remark is subordinate to all water rights having no subordinated early irrigation use and a priority date earlier than the date a partial decree is entered for this right.
4. P29 This right is a combination of old Right Nos. 2-7199B, 2-7199C.

Dates:

Licensed Date:

Decreed Date: 08/10/2010

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date:

Protest Deadline Date:

Number of Protests: 0



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 • Web Site: www.idwr.idaho.gov

GARY SPACKMAN
Director

C.L. "BUTCH" OTTER
Governor

March 9, 2016

DAN M DANIEL
7196 BRUNEAU HWY
MARSING ID 83639

Re: Change in Water Right Ownership: Water Right No. 2-7199D (Split into 2-7199D and 2-10524)

Dear Water Right Holder(s):

The Department acknowledges the receipt of correspondence changing ownership of the above referenced water right(s) to you. The Department has modified its records based on the information received to reflect the change in ownership and has enclosed a computer-generated report for your records.

Your portion of these water rights has a specified point of diversion, nature of use and place of use. If you plan on changing the nature of use, place of use, or point of diversion under this right, including adding a new point of diversion, then an Application for Transfer on your portion of this right is required. Please contact this office for further information on the Application for Transfer form or you can find the forms at www.idwr.idaho.gov. If you do not plan on changing any items on your water right, then no further action is required at this time.

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 feel free to contact me at 208-287-4942 if you have any questions concerning the enclosed information or this letter.

Sincerely,

Jean Hersley
Technical Records Specialist II

Enclosure



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 • Web Site: www.idwr.idaho.gov

GARY SPACKMAN
Director

C.L. "BUTCH" OTTER
Governor

March 9, 2016

LIONEL DANIEL
RO 1 BOX 798
MARSING ID 83639
AND
LAWRENCE MYERS
3641 HYAK WAY NE
BREMERTON WA 98310

Re: Change in Water Right Ownership: Water Right No. 2-7199D (Split into 2-7199D and 2-10524)

Dear Water Right Holder(s):

We have received and processed a Change of Ownership for a portion of your original Water Right as referenced above. This change of ownership resulted in a split of your original water right.

When a portion of the original water right has been conveyed to another and the original right has been split, a new water right number is issued to the new owner representing their portion of the original water right. Each water right contains only the portion of the original right for each separate owner. The original water right number reflects your remaining portion of the water right, after the change of ownership. Enclosed is a copy of this water right for your records. Please refer to your water right number when corresponding with our office.

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.

If you have any questions concerning this ownership change, or the enclosed information, please contact me at 208-287-4942.

Sincerely,

Jean Hersley
Technical Records Specialist II

Enclosure