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DEC 31 2015
DEPARTMENT OF
WATER RESOURCES

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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IDWR / NORTH

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?
11096-09173	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: Kent Boggard / Nally Stapleton
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Matthew R Smith & Elizabeth E. Smith
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☒ and/or
- PO Box 137 Colburn ID 83864
Mailing address City State ZIP
- 612-986-8198 MRJS89@gmail.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: Dec 11th, 2015
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):
 o \$25 per *undivided* water right.
 o \$100 per *split* water right.
 o 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: Matthew R Smith 12-21-15
Signature of new owner/claimant Title, if applicable Date
- Signature: Elizabeth E. Smith 12-21-15
Signature of new owner/claimant Title, if applicable Date

For IDWR Office Use Only:

Received by db Date 12/28/15 Receipt No. N031673 Receipt Amt. \$25.00
 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 _____ Approved by _____ Processed by SR Date 11/2/16

Instrument Number

22465-1.0
Escrow No.: N-37035-KP

STATE OF IDAHO }
County of Boundary } SS.
Filed by: Community Title
on 12-10-15 at 11:00
Glenda Poston
County Recorder C. Granger
By Deputy
Fee \$ 10.00
Mail to C

265782

WARRANTY DEED

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FOR VALUE RECEIVED, **Kent M. Bogard an unmarried man and and Nancy Stapleton, an unmarried woman, as joint tenants with the right of survivorship**

Hereinafter called Grantor, does hereby grant, bargain, sell and convey unto **Matthew R. Smith and Elizabeth L. Smith, husband and wife, as community property with right of survivorship**, Grantee, whose address is: 7409 Shannon Drive, Minneapolis, MN 55439 the following described premises, County of Boundary, State of Idaho to-wit: PO Box 137 Colburn, ID 83805

The Northwest Quarter of the Northeast Quarter of Section 16, Township 60 North, Range 2 west, Boise Meridian, Boundary County, Idaho.

LESS the South Half of the South Half of the Northwest Quarter of the Northeast Quarter of Section 16, Township 60 North, Range 2 West, Boise Meridian, Boundary County, Idaho.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee(s), his/her/their heirs and assigns forever. And the said Grantor(s) does (do) hereby covenant to and with the said Grantee(s), that he/she/they is/are the owner(s) in fee simple of said premises; that they are free from all encumbrances EXCEPT those to which this conveyance is expressly made subject to those made, suffered or done by the Grantee(s); current taxes, levies, assessments, easements, reservations and rights of way of view and covenants, conditions, restrictions, easements, reservations, dedications, rights of way and agreements of record and that he/she/they will warrant and defend the same from all lawful claims whatsoever.

And that he/she/they will warrant and defend the same from all lawful claims whatsoever.

DATED: December 2, 2015

Kent M. Bogard

Nancy Stapleton

STATE OF IDAHO

)





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

January 14, 2016

MATTHEW R SMITH
ELIZABETH L SMITH
PO BOX 137
COLBURN, ID 83864

RE: Change of Ownership for Water Right No. 96-9173

Dear Water Right Holders:

The department acknowledges receipt of correspondence changing ownership of the above referenced water right 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.

Water right 96-9287 is also appurtenant to your property. To update the ownership of this water right, submit a completed notice of change in water right ownership, \$25 fee, and a copy of the warranty deed (with the complete notary information). I have enclosed a notice of change in water right ownership for your convenience.

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 §§ 42-222 and 42-223, Idaho Code.

Also, please note that water right owners are required to report any change of ownership and any change of mailing address 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.

Please feel free to contact this office if you have any questions regarding this matter.

Sincerely,

A handwritten signature in cursive script, reading "Emalee Rushing".

Emalee Rushing
Administrative Assistant

Enclosure(s)