

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Notice of Change in Water Right Ownership

RECEIVED
DEC 10 2015
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?
78-4464265B	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: John G. Hustead + Victoria Melton
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Pat O'Maley, Guanita O'Maley
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☒ and/or
- 5604 Hwy 95 New Meadows Id 83654
Mailing address City State ZIP
- 208-628-3323 _____
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: 12/11/24/2015
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):
- ☒ \$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: Pat O'Maley Owner 12/9/2015
Signature of new owner/claimant Title, if applicable Date
- Signature: Guanita O'Maley Owner 12/10/2015
Signature of new owner/claimant Title, if applicable Date

For IDWR Office Use Only:

Received by [Signature] Date 12/10/15 Receipt No. WD43737 Receipt Amt. \$25⁰⁰

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 [Signature] Approved by [Signature] Processed by [Signature] Date 12/30/15

RECORDING REQUESTED BY
First American Title Company

AND WHEN RECORDED MAIL TO:
First American Title Company
616 North 3rd Street Suite 101
McCall, ID 83638

Space Above This Line for Recorder's Use Only

WARRANTY DEED

File No.: **564815-MC (kt)**

Date: **October 14, 2015**

For Value Received, **Southern Specialty Properties, LLC**, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **Patrick O'Maley and Juanita O'Maley, husband and wife**, hereinafter called the Grantee, whose current address is **5607 Pines Road, New Meadows, ID 5604 Hwy 95 83654**, the following described premises, situated in **Adams County, Idaho**, to-wit:

See Exhibit "A" Attached

SUBJECT TO all easements, right of ways, covenants, restrictions, reservations, applicable building and zoning ordinances and use regulations and restrictions of record, and payment of accruing present year taxes and assessments as agreed to by parties above.

TO HAVE AND TO HOLD the said premises, with its appurtenances, unto the said Grantee, and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the 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.

READ & APPROVED:

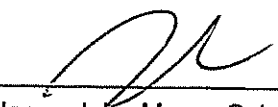
Patrick O'Maley
Juanita O'Maley

Date: 10/14/2015

Warranty Deed
- continued

File No.: 564815-MC (kt)

Southern Specialty Properties, LLC

By: 

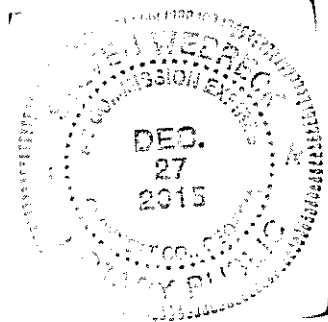
Name: John Moore Cole

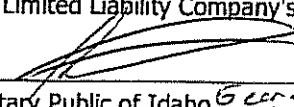
Title: Member

STATE OF Idaho Georgia)
SS.

COUNTY OF Gwinnett)

On this 11/04/2015 before me, a Notary Public in and for said State, personally appeared **John Moore Cole**, known or identified to me to be the person whose name is subscribed to the within Instrument as one of the Managers/Members of the **Souther Specialty Properties, LLC**, which is known or identified to me to be the entity whose name is subscribed to the within instrument and acknowledged to me that he executed the same in said Limited Liability Company's name.




Notary Public of Idaho Georgia
Residing at: Gwinnett county
Commission Expires: 12/20/15

Township 22 North, Range 1 East, Boise Meridian, Adams County, Idaho
Section 9: A tract of land situated in the SE1/4SE1/4 more particularly described as:

Commencing at the Southwest corner of said SE1/4SE1/4 of said Section, Township and Range and running

Thence North along the West line thereof a distance of 476 feet, more or less, to a point of intersection of said West line with the Westerly line of the right-of-way of U.S. Highway 95 as the same in October of 1955, was established over, upon and across said SE1/4SE1/4;

Thence Southeasterly along the Westerly line of the right-of-way of said U.S. Highway 95 a distance of 585 feet, more or less, to its point of intersection with the South line of said Section 9;

Thence West on the South line of said Section 9 a distance of 325 feet, more or less, to the REAL POINT OF BEGINNING.

BUT EXCEPTING THEREFROM a parcel of land containing 0.30 acres for highway purposes on the Southwesterly side of the survey center line of U.S. 95 Project No. F-4113(12), per plat thereof on file in the office of the Department of Highways of Idaho, more particularly described as:

Beginning at the point of intersection of the South line of Section 9, Township 22 North, Range 1 East, Boise Meridian, and the Southwesterly right-of-way line of U.S. Highway 95 as located in October 1955, which point is approximately 1009.0 feet West from the Southeast corner of said Section 9;

Thence Northwesterly along the Southwesterly right-of-way line of said U.S. Highway 95 as located in October 1955 a distance of 485.0 feet, more or less, to a point in a line parallel with and 80.0 feet distant Southwesterly from the centerline of said U.S. 95 Project No. F-4113(12) Highway Survey opposite approximate Station 536+25 of said Survey;

Thence South 25° 26' East along said parallel line 425.0 feet, more or less, to a point opposite Station 532+00 of said Survey;

Thence South 17° 50' 20" East a distance of 36.0 feet, more or less, to a point in the South line of said Section 9;

Thence Easterly along said South line 68.0 feet, more or less, to the REAL POINT OF BEGINNING of this excepted parcel of land.

BUT TOGETHER WITH AND INCLUDING all easements and/or rights of way for ingress to and egress from said premises, particularly including a 24 foot approach at Survey Station 537+00 left. And together with and including all tenements, hereditaments and appurtenances to said premises belonging to or appertaining and together with and including all water and water rights, pipe lines and diversion works of whatever nature used upon, connected with, or in anywise appurtenant to said premises.



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

December 30, 2015

PAT & JUANITA O'MALEY
5604 HWY 95
NEW MEADOWS ID 83654

RE: Notice of Ownership Change in Water Right No. 78-4265B

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
208-334-2190

Enclosures