

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Notice of Change in Water Right Ownership

RECEIVED

NOV 19 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?
67-14901 ✓	Yes ☐	Yes ☐		Yes ☐	Yes ☐
67-14700 ✓	Yes ☐	Yes ☐		Yes ☐	Yes ☐
67-14897 ✓	Yes ☐	Yes ☐		Yes ☐	Yes ☐
67-14909 ✓	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: GARY F. SUTTON & TINA D. SUTTON
Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): GARY F. SUTTON
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or

3555 S. RUSTLER PL. Meridian Id 83642
Mailing address City State ZIP

208 890-2507
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: MAY 2006

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.

SUPPORT DATA

IN FILE # 67-14700

8. Signature: [Signature] 11-18-2015
Signature of new owner/claimant Title, if applicable Date

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

For IDWR Office Use Only:

Received by [Signature] Date 11/19/15 Receipt No. W043692 Receipt Amt. \$100.00

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 12/10/15

228594

Instrument # 228594

STATE OF IDAHO, COUNTY OF WASHINGTON

6-15-2015 10:41:00 AM No. of Pages: 3

Recorded for : YTURRI ROSE LLP

BETTY J THOMAS

Ex-Officio Recorder Deputy

Index to: DEED

WHEN RECORDED

RETURN TO:

Yturri Rose LLP

P.O. Box S

Ontario, OR 97914

SEND TAX NOTICES TO:

Gary F. Sutton

3555 S. Rustler Place

Meridian, ID 83642

QUITCLAIM DEED

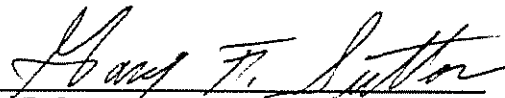
GRANTORS, GARY F. SUTTON and TINA D. SUTTON, do hereby REMISE, RELEASE and forever QUITCLAIM, unto GARY F. SUTTON, whose current address is 3555 S. Rustler Place, Meridian, ID 83642, as GRANTEE and to Grantee's successors and assigns, all of Grantor's right, title and interest in and to the real property situated in Washington County, Idaho, more particularly described as follows:

See Exhibit A attached hereto and by this reference incorporated herein.

TOGETHER with all tenements, hereditaments and appurtenances thereunto belonging.

In construing this deed, and where the context so requires, the singular includes the plural and the masculine, the feminine and the neuter.

IN WITNESS WHEREOF, Grantors have hereunto subscribed their names to this instrument this 5TH day of June, 2015.



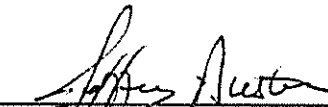
Gary F. Sutton



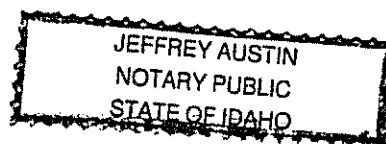
Tina D. Sutton

Idaho
 STATE OF OREGON)
 Adair : ss.
 County of Malheur)

On this 8 day of June, 2015, before me, the undersigned, a Notary Public, personally appeared Gary F. Sutton, known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same.


 Notary Public for Oregon Idaho
 My commission expires: 9/13/18

STATE OF Idaho)
 : ss.
 County of Ada)



On this 8 day of June, 2015, before me, the undersigned, a Notary Public, personally appeared Tina D. Sutton, known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that she executed the same.


 Notary Public for Idaho
 Currently Residing: Meridian, Id
 My commission expires: 9/13/18

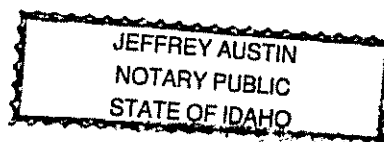


**Exhibit A
Real Property Description**

THAT PORTION OF THE FOLLOWING DESCRIBED PROPERTY LOCATED
WEST OF MANN CREEK ROAD:

TOWNSHIP 11 NORTH, RANGE 4 WEST OF BOISE MERIDIAN:

Section 30: SE1/4NW1/4; SW1/4NE1/4; NE1/4SW1/4; NW1/4SE1/4. ✓
EXCEPT THE RIGHT OF WAY FOR MANN CREEK ROAD.

Together with any and all water, water rights, ditches, ditch rights, minerals (if any), mineral leases(if any), and any and all irrigation rights appurtenant to said lands or in anywise connected therewith,

INCLUDING easements for the existing underground pipeline for conveyance of irrigation waters, such easements having a width of 7.5 feet on each side of the existing underground irrigation pipelines that connect the above described property to the Lund Ditch, and which pipelines are located on the property retained by Grantor described on Exhibit A, which is attached hereto and incorporated herein by reference. This easement shall include the right to the use, maintenance, repair, and replacement of such underground pipelines, and the obligation to maintain such pipelines in good repair, and without leaks, to protect the property of grantor.

SUBJECT TO any and all easements, rights-of-way, or restrictions of record, and the exceptions, provisions and reservations contained in patents or deeds from the United States of America, or the State of Idaho, or in other deeds of record, and SUBJECT TO the following Building Permit Restrictions.

BUILDING PERMIT RESTRICTIONS: Under the County Code of Washington County, Idaho, Section 5-4-1(Ordinance 51, 9-2-2003), an "Original Parcel", as that term is defined in the County Code of Washington County, Idaho, Section 5-2-1(Ordinance 51, 9-2-2003), may have up to four splits that are eligible for building permits. The existing residence on the above described premises counts as a split under said Code and Ordinance. Grantor hereby retains two such splits that will be eligible for building permits, to be used exclusively on the property described on Exhibit A, which is attached hereto and incorporated herein by reference. Grantee shall take no action that reduces, below two, the residential splits that are available to Grantor, for the property described on the attached Exhibit A, under Washington County, Idaho, Ordinance 51, 9-2-2003, or any successor ordinance or Code provision of Washington County, Idaho. This restriction shall be for the benefit of the property described on the attached Exhibit A, and shall run with the land and be binding on Grantee and its successors and assigns.

B. The following assets are hereby awarded to Gary:

(1) The real property located at 3555 S. Rustler Place, Meridian, Ada County, Idaho, subject to the debt in the approximate amount of [REDACTED] secured thereby. *This debt shall be refinanced within 3 years.*

(2) The real property referred to by the parties as the Weiser Farm, located in Washington County, Idaho, including all equipment, vehicles, crops, and inventory, subject to the debt in the approximate amount of [REDACTED] secured thereby. *This debt shall be refinanced within 1 year.*

(3) All the parties' right, title and interest in the [REDACTED] and business interests therein.



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 11, 2015

GARY F SUTTON
3555 S RUSTLER PL
MERIDIAN ID 83642

RE: Notice of Ownership Change in Water Right No's:

67-14700, 67-14897, 67-14901 & 67-14909

Dear Applicant,

The Department acknowledges the receipt of correspondence changing ownership of the above referenced water rights to you. The Department has modified its records to reflect the change in ownership and has enclosed computer-generated reports 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.

Thank you for your patience and cooperation. Please call me if you have any questions concerning the enclosed information.

Sincerely,

Chad Jones
Office Specialist II
Western Regional Office
208-334-2190

Enclosures