

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Notice of Change in Water Right Owners

RECEIVED
OCT 06 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?
65-12023	~~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: JACK FRISK & SHARON / F. R. OR CAROLYN SEELEY
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): MIKE & Jodi ANDREAS / MONT & CYNTHIA SHULEY
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☒ and/or

Mailing address

SEE ATTACHED

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: _____
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: Mont & Cynthia Shuley Title, if applicable: _____ Date: 10/2/15
- Signature: Michael J. Gandy Title, if applicable: _____ Date: 10/2/15
- Signature: Eden Andrews Title, if applicable: _____ Date: _____

For IDWR Office Use Only:

Received by: [Signature] Date: 10/6/15 Receipt No. W043578 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: X Approved by: [Signature] Processed by: [Signature] Date: 10/27/15

Michael and/or Jodeen Andreas
P.O. Box 243
Cascade, ID 83611
208-382-3329 andreasjodeen@yahoo.com

Mont Tolman

Cynthia Tolman

1342 ~~STERLING Dr~~ Cascade Id

12050 W Deep Canyon Dr

STAR Idaho 83669

208-861-3517

208-861-3619

Montcyn@ymail.com

QUITCLAIM DEED

For Value Received Michael J. Andreas and Jodeen L. Dalton, now known as Jodeen Andreas

hereby conveys, releases, remises and forever quits claim unto Michael J. Andreas and Jodeen L. Andreas, husband and wife

whose address is : P.O. Box 243 Cascade, Id. 83611

the following premises, to wit:

All that certain lot, piece or parcel of land situated in Valley County, Idaho and shown as Lot 54, Crown Point Subdivision No. 6, a plat of which is recorded in the office of the Recorder of Valley County, Idaho.

Crown Point Subdivision No. 6
Lot 54 1989
Michael J. Andreas

together with their appurtenances.

Dated: 12/22/88

Michael J. Andreas Jodeen L. Dalton now known as Jodeen L. Andreas
Michael J. Andreas Jodeen L. Dalton now known as Jodeen L. Andreas

State of Idaho)
County of Valley) ss

On this 22nd day of Dec., 1988, before me, a notary public in and for said State, personally appeared Michael J. Andreas and Jodeen L. Andreas known to me to be the person whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

Colleen J. Boh
Notary Public

Cascade, Idaho

Commission Expires 6/6/93

RECORDING REQUESTED BY
First American Title Company

AND WHEN RECORDED MAIL TO:
First American Title Company
415 Railroad
McCall, ID 83638

Instrument # 324042

VALLEY COUNTY, CASCADE, IDAHO

2007-08-08 01:51:56 No. of Pages: 3

Recorded for : FIRST AMERICAN TITLE

ARCHIE N. BANBURY

Fee: 9.00

Ex-Officio Recorder Deputy *J. N. Banbury*

Space Above This Line for Recorder's Use Only

WARRANTY DEED

File No.: 221691-MC (ap)

Date: July 19, 2007

For Value Received, **Michael Virden and Micki Virden, husband and wife**, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **Mont B. Tolman and Cynthia M. Tolman, husband and wife**, hereinafter called the Grantee, whose current address is **4376 Red Grass Court, Meridian, ID 83642**, the following described premises, situated in **Valley County, Idaho**, to-wit:

PARCEL 1:

A PARCEL OF LAND BEING A PORTION OF LOTS 56 AND 57, CROWN POINT SUBDIVISION NO. 6 ACCORDING TO THE OFFICIAL PLAT IN THE OFFICE OF THE RECORDER, VALLEY COUNTY, IDAHO, RECORDED OCTOBER 15, 1970 AS INSTRUMENT NO. 72918 IN BOOK 3 OF PLATS, AT PAGE 38 AND LOCATED IN THE SE $\frac{1}{4}$ OF SECTION 14, TOWNSHIP 14 NORTH, RANGE 3 EAST, BOISE MERIDIAN, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS: COMMENCING AT THE SOUTHEAST CORNER OF SAID LOT 56, A SET 5/8 INCH REBAR, BEING THE TRUE POINT OF BEGINNING:

THENCE, A BEARING OF N. 0° 10' 00" E., A DISTANCE OF 121.98 FEET ON THE EAST BOUNDARY OF SAID LOT 56 TO A SET 5/8 INCH REBAR;

THENCE, A BEARING OF N. 89° 42' 18" W., A DISTANCE OF 239.82 FEET TO A SET 5/8 INCH REBAR ON THE WEST BOUNDARY OF LOT 57;

THENCE, A BEARING OF S. 0° 03' 50" W., A DISTANCE OF 121.98 FEET, ON THE WEST BOUNDARY OF SAID LOT 57, TO A FOUND $\frac{1}{2}$ INCH REBAR BEING THE SOUTHWEST CORNER OF SAID LOT 57;

THENCE, A BEARING OF S. 88° 13' 56" E., A DISTANCE OF 29.90 FEET ON THE SOUTH BOUNDARY OF SAID LOT 57 TO A FOUND $\frac{1}{2}$ INCH REBAR BEING THE NORTHEAST CORNER OF LOT 50 OF SAID CROWN POINT SUBDIVISION NO. 6;

THENCE, A BEARING OF S. 88° 13' 33" E., A DISTANCE OF 88.57 FEET, ON SAID SOUTH BOUNDARY OF LOT 57, TO A SET 5/8 INCH REBAR BEING THE CORNER COMMON TO SAID LOTS 56 AND 57;

THENCE, A BEARING OF S. 88° 13' 33" E., A DISTANCE OF 40.65 FEET ON THE SOUTH BOUNDARY OF SAID LOT 56 TO A FOUND $\frac{1}{2}$ INCH REBAR BEING THE NORTHEAST CORNER OF LOT 51 OF SAID CROWN POINT SUBDIVISION NO. 6;

THENCE, A BEARING OF S. 87° 55' 31" E., A DISTANCE OF 10.77 FEET ON SAID SOUTH BOUNDARY OF LOT 57 TO A FOUND $\frac{1}{2}$ INCH REBAR;

THENCE, A BEARING OF N. 86° 39' 17" E., A DISTANCE OF 69.91 FEET ON SAID SOUTH BOUNDARY TO THE POINT OF BEGINNING.

PARCEL 2:

TOGETHER WITH A 30-FOOT WIDE EASEMENT FOR INGRESS AND EGRESS BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT SAID SOUTHEAST CORNER OF LOT 56, A SET 5/8 INCH REBAR;

*LOT 56 & 57
LOT 6*

*Monty B
Tolman*

**THENCE, A BEARING OF N. 0° 10' 00" E., A DISTANCE OF 121.98 FEET ON THE EAST BOUNDARY OF SAID LOT 56 TO A SET 5/8 INCH REBAR BEING THE TRUE POINT OF BEGINNING OF SAID EASEMENT;
THENCE, A BEARING OF N. 89° 42' 18" W., A DISTANCE OF 30.00 FEET TO A POINT;
THENCE, A BEARING OF N. 0° 10' 00"E., A DISTANCE OF 127.81 FEET ON THE WEST BOUNDARY OF SAID EASEMENT TO A POINT ON THE SOUTHERLY RIGHT-OF-WAY BOUNDARY OF STERLING DRIVE;
THENCE, A BEARING OF S. 75° 53' 02" E., A DISTANCE OF 30.91 FEET ON THE SOUTHERLY RIGHT-OF-WAY BOUNDARY OF SAID STERLING DRIVE TO A SET 5/8 INCH REBAR BEING THE NORTHEAST CORNER OF SAID LOT 56 ;
THENCE, A BEARING OF S. 0° 10' 00" W., A DISTANCE OF 120.42 FEET ON THE EAST BOUNDARY OF SAID LOT 56 TO THE POINT OF BEGINNING.**

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.

Date: 07/19/2007

Warranty Deed
- continued

File No.: 221691-MC (ap)

Michael Virden
Michael Virden

Micki Virden
Micki Virden

STATE OF FLORIDA)
COUNTY OF ORANGE)
SS.



Ross T. Feezel
My Commission DD344298
Expires August 05, 2008

On this 31st day of July, 2007, before me, a Notary Public in and for said State, personally appeared **Michael Virden and Micki Virden**, 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.

Ross T. Feezel
Notary Public for the State
of Florida
Residing at: County of Seminole
My Commission Expires: AUG 5, 2008



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

October 27, 2015

MICHAEL & JODEEN ANDREAS
PO BOX 243
CASCADE ID 83611

MONT & CYNTHIA TOLMAN
12050 W DEEP CANYON DR
STAR ID 83669

RE: Notice of Ownership Change in Water Right No. 65-12023

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

Enclosures