

RECEIVED 

APR 24 2015

WATER RESOURCES
WESTERN REGIONSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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?
D 63-7074	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: William N. BARNHILL
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): BBR32 DBA Eagle Point Community
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or
- PO Box 2321 Eagle ID 83616
Mailing address City State ZIP
- (208) 867-7600 SCOTT.RAYMOND@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: MARCH 16, 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: [Signature] Member 4-9-2015
Signature of new owner/claimant Title, if applicable Date

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

For IDWR Office Use Only:

Received by Brenda S. Date 4/24/2015 Receipt No. W043038 Receipt Amt. \$25.-

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 5/29/15

State of Idaho
Department of Water Administration

LICENSE OF WATER RIGHT

License of Water Right No. 63-7074 Priority March 5, 1968 Amount 0.22 cfs

THIS IS TO CERTIFY, that Otis A. Young -dba- Mobile Manor
of Eagle, Idaho, has complied with the terms and conditions of Permit
No. 63-7074 issued pursuant to Application for Permit dated March 5, 1968,
and has submitted proof to the Department of Water Administration on February 26, 1973,
that he has applied water to a beneficial use; an examination by the Department indicates that the
works have a capacity of 0.22 cfs, and that the water has in fact been applied to a
beneficial use; a right to the use of water from a ground water source
tributary of _____, is hereby confirmed in the following amounts:

Amount 0.22 cfs for Domestic from Jan. 1 to Dec. 31 (both dates inclusive)

Amount _____ for _____ from _____ to _____ (both dates inclusive)

Amount _____ for _____ from _____ to _____ (both dates inclusive)

Subject, however, to the condition that no more than 0.22 cfs of water be diverted at
any one time, said waters to be diverted within the _____

SE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 9, Twp. 4 N, Rge. 1 E, B.M.

in the county of Ada; and that the amount of water so diverted and to which such
right is entitled and confirmed is for the purposes aforesaid and is limited to the amount which can
actually be beneficially used and shall not exceed 21 acre feet per year ~~or~~

~~as to the amount~~

Description and location of place of use:

TWP.	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
4 N	1 E	9												X					

Total number of acres irrigated _____

DON SAMUELSON
GOVERNOR



R. KEITH HIGGINSON
State Reclamation Engineer

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

107 STATE HOUSE

BOISE, IDAHO 83701

April 16, 1968

Re: Permit 63-7074

Otis A. Young
Mobile Manor
P. O. Box 175
Eagle, Idaho 83616

Dear Mr. Young:

We enclose a copy of your approved application for permit 63-7074 in which we direct your attention to the limitations and conditions as given on the fourth page under approval of the State Reclamation Engineer.

Very truly yours,

A handwritten signature in cursive script, reading "C. Stephen Allred".

C. Stephen Allred, Assistant
State Reclamation Engineer

CSA:kd

Enclosures: Copy of application
Receipt No. 611 for \$10.00

05/31/2005

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 63-7074

NAME AND ADDRESS: WILLIAM N BARNHILE
EAGLE POINT COMMUNITY
172 S YOUNG LN
EAGLE ID 83616

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.220 CFS
21.00 AFY

PRIORITY DATE: 03/05/1968

POINT OF DIVERSION:
T04N R01E S9 NWSESW Within ADA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
DOMESTIC	01/01 12/31	0.220 CFS 21.00 AFY
Domestic use is for 35 homes.		

PLACE OF USE: DOMESTIC Within ADA County

T04N R01E S09	SWSW	T04N R01E S09	SESW
---------------	------	---------------	------

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License
PROPERTY IS ALSO KNOWN AS EAGLE POINT COMMUNITY
RP S0509346700

RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.

EXHIBIT A

LEGAL DESCRIPTION: Real property in the County of Ada, State of Idaho, described as follows:

Parcel I:

Beginning at the Section corner common to Sections 8, 9, 16 and 17, Township 4 North, Range 1 East, Boise-Meridian; thence
North 89°55' East along the section line 612.6 feet to a point; thence
North 0°48' East 703.0 feet to a point; thence
North 86°30' East 393.0 feet to THE REAL POINT OF BEGINNING; thence
North 238.38 feet to a steel pin; thence
South 80°30' East 534.90 feet to a steel pin; thence
North 9°30' East 150.00 feet to a steel pin; thence
South 80°30' East 40.0 feet to a steel pin; thence
South 9°30' West 575.97 feet to a point in the drain ditch; thence
North 57°15' West along the drain ditch 518.19 feet to a point; thence
South 86°30' West 61.0 feet to THE REAL PLACE OF BEGINNING.

PARCEL II:

Beginning at the Section corner common to Sections 8, 9, 16 and 17, Township 4 North, Range 1 East, Boise Meridian; thence
North 89°55' East along the section line 612.6 feet to a point; thence
North 0°48' East 703.0 feet to a point; thence
North 86°30' East 393.0 feet to a point; thence
North 238.38 feet to a point; thence
South 80°30' East 414.90 feet to THE REAL POINT OF BEGINNING; thence
South 80°30' East 120.0 feet to a steel pin; thence
North 9°30' East 150.0 feet to a steel pin; thence
North 80°30' West 120.0 feet to a point; thence
South 9°30' West 150.0 feet to THE REAL POINT OF BEGINNING.

APN: S0509346700

APN: S0509346700

Warranty Deed
- continued

File No.: 4102-2381878 (KY)
Date: 03/13/2015

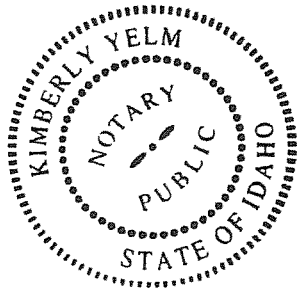
Betty Joyce Anderson, Successor Trustee of
The Barnhill Family Trust, under Trust
Agreement dated November 15, 2006

Betty Joyce Anderson Successor Trustee
Betty Joyce Anderson, Successor Trustee

STATE OF Idaho)
SS.
COUNTY OF Ada)

On this 13th day of **March, 2015**, before me, a Notary Public in and for said State, personally appeared **Betty Joyce Anderson**, known or identified to me to be the person whose name is subscribed to the within instrument as the **Successor Trustee of The Barnhill Family Trust**, and acknowledged to me that he/she/they executed the same as such **Betty Joyce Anderson**

In witness whereof, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.



Kimberly Yelm
Notary Public for the State of Idaho
Residing at: Meridian, ID
My Commission Expires: 6/15/2019

AFTER RECORDING MAIL TO:

BBR32 LLC
5645 N. Hondo Ln
Eagle, ID 83616

READ AND APPROVED:

BY: _____

BY: Patricia A. Raymoe

DATE: _____

WARRANTY DEED

File No.: **4102-2381878 (KY)**

Date: **March 13, 2015**

For Value Received, **Betty Joyce Anderson, Successor Trustee of The Barnhill Family Trust, under Trust Agreement dated November 15, 2006**, hereinafter referred to as Grantor, does hereby grant, bargain, sell and convey unto **BBR32 LLC, an Idaho limited liability company**, hereinafter referred to as Grantee, whose current address is **5645 N. Hondo Ln, Eagle, ID 83616**, the following described premises, situated in **Ada County, Idaho**, to wit:

Legal Description attached hereto as Exhibit A, and by this referenced incorporated herein.

TO HAVE AND TO HOLD the said premises, with their appurtenances, unto 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.



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

May 29, 2015

BBR32 DBA EAGLE POINT COMMUNITY
PO BOX 2321
EAGLE ID 83616

RE: Notice of Ownership Change in Water Right No. 63-7074

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,

A handwritten signature in black ink, appearing to read 'Chad Jones', is written over a horizontal line.

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

Enclosures