

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

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MAR 07 2014

SEP 27 2013

DEV

Notice of Change in Water Right Ownership

WATER RESOURCES
WESTERN REGIONWATER 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.

Water Right/Claim No.	Split?	Water Right/Claim No.	Split?	Water Right/Claim No.	Split?
PD 65-9540-B	Yes ☒ into	65-9540-B 65-23591	Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐

2. Previous Owner's Name: Antoinette S. Smith & William Jeff Smith

Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): Richard E McDowell Janet L McDowell

New owner(s) as listed on the conveyance document

Name connector

☒ and☐ or☐ and/or200 N. 3rd ST #904
39 Castle Meadow Dr.Garden ValleyBoise

Idaho

8362283702

Mailing address

City

State

ZIP

208.462.3786 or 208.871.0591

Rmcdowell39@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: October 19, 2012

6. If the water right described herein has been rented from the Water Supply Bank, rental proceeds will be disbursed in the following manner regardless of any arrangements between the buyer(s) and seller(s) to the contrary:

- Rental payments will go to the lessor(s) of record at the beginning of the rental season.
- If a change in ownership is processed by the Department during a rental season, rental payment will be made to the person or entity who is the lessor of record at the beginning of that rental season.
- New lessor(s) of record will receive payment after the following rental season.

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.

SUPPORT DATA

FILE # 65-9540B

8. Signature: [Signature]

Signature of new owner/claimant

Title, if applicable

Date

9/26/2013Signature: [Signature]

Signature of new owner/claimant

Title, if applicable

Date

9/26/2013

For IDWR Office Use Only:

Received by JA

Date

9/27/13

Receipt No.

W041542

Receipt Amt.

\$100.00

Approved by

Processed by

(W)

Date

7-16-74

RE-SUBMITTED WITH NEW FEE: CN 3/7/14 No. W041893

\$100



Pioneer Title Co.

8151 W. Rifleman Street
Boise, ID 83704

ELECTRONICALLY RECORDED-DO NOT
REMOVE THE COUNTY STAMPED FIRST
PAGE AS IT IS NOW INCORPORATED AS
PART OF THE ORIGINAL DOCUMENT

File No. 513862 SWJMA

Instrument # 237210

IDAHO CITY, BOISE COUNTY, IDAHO
10-19-2012 11:29:57 AM No. of Pages: 2
Recorded for: PIONEER TITLE COMPANY OF ADA
MARY T. PRISCO Fee: \$13.00
Ex-Officio Recorder Deputy Shirley George
Index to: DEEDS
Electronically Recorded by Simplifile

A

WARRANTY DEED

For Value Received

William Jeff Smith and Antoinette Smith, husband and wife

hereinafter referred to as Grantor, does hereby grant, bargain, sell, warrant and convey unto

Richard McDowell and Janet McDowell, husband and wife

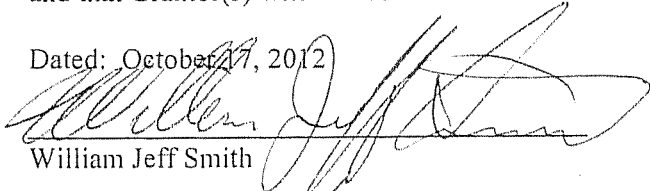
hereinafter referred to as Grantee, whose current address is 39 Castle Meadow Drive Garden Valley, ID 83622

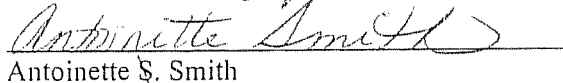
The following described premises, to-wit:

See Exhibit A attached hereto and made a part hereof.

To HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee(s), and Grantees(s) heirs and assigns forever. And the said Grantor(s) does (do) hereby covenant to and with the said Grantee(s), the Grantor(s) is/are the owner(s) in fee simple of said premises; that said premises are free from all encumbrances EXCEPT those to which this conveyance is expressly made subject and those made, suffered or done by the Grantee(s); and subject to U.S. Patent reservations, restrictions, dedications, easements, rights of way and agreements, (if any) of record, and current years taxes, levies, and assessments, includes irrigation and utility assessments, (if any) which are not yet due and payable, and that Grantor(s) will warrant and defend the same from all lawful claims whatsoever.

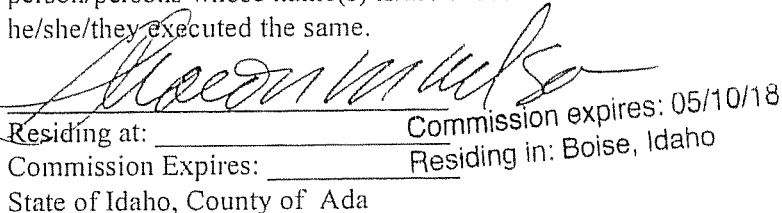
Dated: October 17, 2012

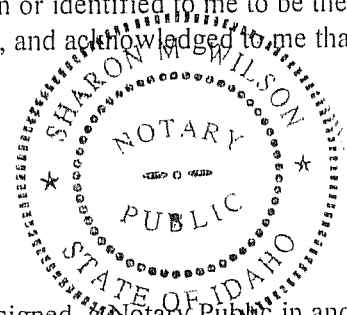

William Jeff Smith


Antoinette S. Smith

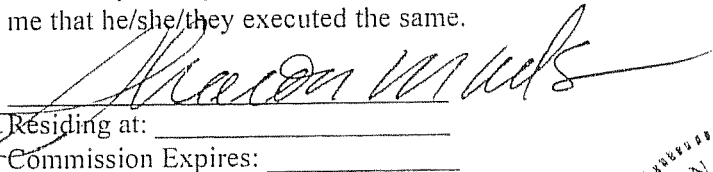
State of Idaho, County of Ada

On this 19th day of October in the year of 2012, before me, the undersigned, a Notary Public in and for said State, personally appeared William Jeff Smith known or identified to me to be the person/persons whose name(s) is/are subscribed to the within instrument, and acknowledged to me that he/she/they executed the same.


Residing at: _____ Commission expires: 05/10/18
Commission Expires: _____ Residing in: Boise, Idaho
State of Idaho, County of Ada



On this 17th day of October in the year of 2012, before me, the undersigned, a Notary Public in and for said State, personally appeared Antoinette Smith known or identified to me to be the person/persons whose name(s) is/are subscribed to the within instrument, and acknowledged to me that he/she/they executed the same.


Residing at: _____
Commission Expires: _____

Commission expires: 05/10/18
Residing in: Boise, Idaho

Commission expires: 05/10/18
Residing in: Boise, Idaho

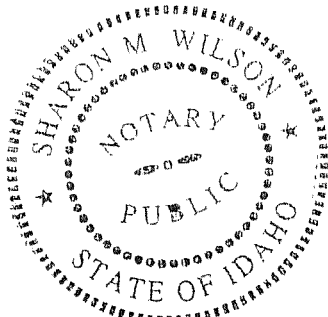


EXHIBIT A

That portion of the East One-Half of Section 34, Township 10 North, Range 4 East in the County of Boise, State of Idaho, described as follows:

Beginning at the Northeast corner of the Southeast One-Quarter of Section 34; thence
South $0^{\circ}02'28''$ West 954.93 feet along the Easterly line of the said Southeast One-Quarter of Section 34; thence
North $89^{\circ}26'19''$ West 220.32 feet; thence
North $88^{\circ}31'43''$ West 966.63 feet; thence
North $1^{\circ}43'46''$ East 736.96 feet to the TRUE POINT OF BEGINNING; thence
North $88^{\circ}31'43''$ West 607.92 feet along a line Southerly of and parallel to the centerline of a certain county road to
a point on the high water line of the Easterly bank of the middle fork of the Payette River; thence along the high
water line of the Easterly bank of the middle fork of the Payette River the following five courses:
North $4^{\circ}35'21''$ East 47.11 feet; thence
North $3^{\circ}40'24''$ West 92.34 feet; thence
North $12^{\circ}46'32''$ East 62.72 feet; thence
North $23^{\circ}14'09''$ East 95.99 feet; thence
North $22^{\circ}40'50''$ East 84.69 feet to a point on the Northerly right-of-way of a certain county road; thence
South $88^{\circ}31'43''$ East 536.84 feet along the said Northerly right-of-way of a certain county road; thence
South $1^{\circ}43'46''$ West 368.61 feet to the TRUE POINT OF BEGINNING.

EXCEPT that portion lying within county road.

ACCOMMODATION

WARRANTY DEED

B

FOR VALUE RECEIVED, **William Jeff Smith and Antoinette Smith, husband and wife**, the Grantor(s), do(es) hereby grant, bargain sell and convey unto Richard E McDowell and Janet L McDowell, the Grantee, whose current address is 39 Castle Meadow Dr, Garden Valley, ID 83622 the following described premises, in **Boise County, Idaho**, TO WIT:

See Attached Exhibit "A"

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, heirs and assigns forever. And the said Grantor(s) do(es) hereby covenant to and with the said Grantee(s), that (s)he is/are the owner(s) in fee simple of said premises; that they are free from all encumbrances EXCEPT: Subject to all existing patent reservations, easements, right(s) of way, protective covenants, zoning ordinances, and applicable building codes, laws and regulations, general taxes, assessments, including irrigation and utility easements (if any) for the current year, which are not due and payable, and that Grantor(s) will warrant and defend the same from all lawful claims whatsoever.

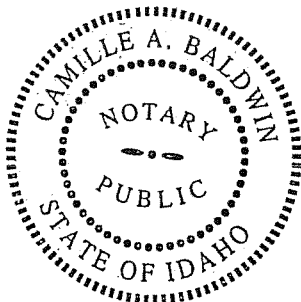
Dated: Dec 19 2013

William Jeff Smith
William Jeff Smith

Antoinette Smith
Antoinette Smith

State of Idaho)
County of Ada) S.S.

On this 19th day of December, in the year 20 13, before me Camille A. Baldwin, personally appeared William Jeff Smith & Antoinette Smith, proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is(are) subscribed to the within instrument, and acknowledged that he(he)(they) executed the same.



Camille A. Baldwin
Notary Public
My Commission Expires on 7.21.2015

Commission Expires: July 21, 2015
Residing in Middleton, ID

ACCOMMODATION

WARRANTY DEED

FOR VALUE RECEIVED, **William Jeff Smith and Antoinette Smith, husband and wife**, the Grantor(s), do(es) hereby grant, bargain sell and convey unto Richard E McDowell and Janet L McDowell, the Grantee, whose current address is 39 Castle Meadow Dr, Garden Valley, ID 83622 the following described premises, in **Boise** County, Idaho, TO WIT:

See Attached Exhibit "A"

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, heirs and assigns forever. And the said Grantor(s) do(es) hereby covenant to and with the said Grantee(s), that (s)he is/are the owner(s) in fee simple of said premises; that they are free from all encumbrances EXCEPT: Subject to all existing patent reservations, easements, right(s) of way, protective covenants, zoning ordinances, and applicable building codes, laws and regulations, general taxes, assessments, including irrigation and utility easements (if any) for the current year, which are not due and payable, and that Grantor(s) will warrant and defend the same from all lawful claims whatsoever.

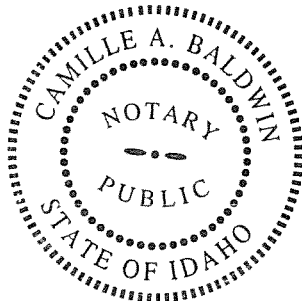
Dated: Dec 19 2013

William Jeff Smith
William Jeff Smith

Antoinette Smith
Antoinette Smith

State of Idaho)
County of Ada) S.S.

On this 19th day of December, in the year 20 13, before me Camille A. Baldwin personally appeared William Jeff Smith & Antoinette Smith proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is(are) subscribed to the within instrument, and acknowledged that he(she)(they) executed the same.



Camille A. Baldwin
Notary Public
My Commission Expires on 7.21.2015

Commission Expires: July 21, 2015
Residing in Middleton, ID

Exhibit A

THAT PORTION OF THE EAST ONE-HALF OF SECTION 34, TOWNSHIP 10 NORTH, RANGE 4 EAST IN THE COUNTY OF BOISE, STATE OF IDAHO, DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHEAST CORNER OF THE SOUTHEAST ONE-QUARTER OF SECTION 34; THENCE

SOUTH 0°02'28" WEST 954.93 FEET ALONG THE EASTERLY LINE OF THE SAID SOUTHEAST ONE-QUARTER OF SECTION 34; THENCE

NORTH 89°26'19" WEST 220.32 FEET; THENCE

NORTH 88°31'43" WEST 966.63 FEET; THENCE

NORTH 1°43'46" EAST 382.69 FEET TO THE TRUE POINT OF BEGINNING; THENCE

NORTH 88°31'43" WEST 594.26 FEET ALONG A LINE SOUTHERLY OF AND PARALLEL TO THE CENTERLINE OF A CERTAIN COUNTY ROAD TO A POINT ON THE HIGH WATER LINE OF THE EASTERLY BANK OF THE MIDDLE FORK OF THE PAYETTE RIVER; THENCE ALONG THE HIGH WATER LINE OF THE EASTERLY BANK OF THE MIDDLE FORK THE FOLLOWING TWO COURSES;

NORTH 3°33'35" WEST 221.37 FEET; THENCE

NORTH 4°35'21" EAST 133.95 FEET; THENCE

SOUTH 88°31'43" EAST 607.92 FEET ALONG A LINE SOUTHERLY OF AND PARALLEL TO THE CENTERLINE OF A CERTAIN COUNTY ROAD; THENCE SOUTH 1°43'46" WEST 354.27 FEET TO THE POINT OF BEGINNING.

