



IDAHO DEPARTMENT OF
WATER RESOURCES

322 E Front Street, Suite 648, Boise ID 83702 • PO Box 83720, Boise ID 83720-0098
Phone: 208-287-4800 • Fax: 208-287-6700 • Email: idwrinfo@idwr.idaho.gov • Website: idwr.idaho.gov

Governor Brad Little

Director Mathew Weaver

December 12, 2024

ROONEY FAMILY TRUST
C/O SEAN ROONEY
6150 ALFALFA PL
NAMPA ID 83686-8764

RE: Change in Ownership No(s): 65-4921,65-12598,65-11367,65-12579,65-6533,65-12717,

Dear Interested Parties:

The Idaho Department of Water Resources (Department) received a Notice of Change in Water Right Ownership (Notice) from you on December 01, 2021 for the above referenced water rights. The Notice was not processed because you would like to update the ownership of these rights when you have your documentation finalized for Rooney Properties.

On December 09, 2024, you authorized the Department to return this process via email. The Department is returning your Notice of Change in Water Right Ownership and the attachments. A refund of \$300 has been requested and will be mailed to TITLE ONE under separate cover from the Idaho State Controller's Office. You may re-submit your request with the appropriate documents and fees.

If you have any questions regarding this matter, please contact me at (208)287-4921.

Sincerely,

Debra Mansfield
Technical Records Specialist 1

Enclosure(s)

c: DARREN K VAUGHN
JENNIFER VAUGHN
LORRIE MAE TRACY

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

DEC 01 2021

WATER RESOURCES
WESTERN REGION

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?
65-11367	Yes ☒	Yes ☐	65-12598	Yes ☐	Yes ☐
65-12579	Yes ☒	Yes ☐		Yes ☐	Yes ☐
65-4921	Yes ☐	Yes ☐		Yes ☐	Yes ☐
65-6533	Yes ☐	Yes ☐		Yes ☐	Yes ☐
65-12717	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: The Leeroy and Lorrie Tracy Trust under Trust Agreement dated September 22, 1997
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Debra A. Rooney, Trustee of the Rooney Family Trust dated March 12, 2004
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or

c/o Sean Rooney 6150 Alfalfa Place, Nampa, ID 83686
Mailing address City State ZIP

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.

SUPPORT DATA

IN FILE # 65-4921

8. Signature: Debra A. Rooney, Trustee 11/23/2021
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 LE Date 12/01/2021 Receipt No. W049964 Receipt Amt. \$300.00

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 _____ Approved by _____ Processed by _____ Date _____

TRUE
COPY OF THE
ORIGINAL



COPY

Order Number: 21432802

Warranty Deed

For value received,

The LeeRoy and Lorrie Tracy Trust under trust agreement dated March 12, 2004, Co-Trustees LeeRoy D. Tracy and Lorrie M. Tracy

the grantor, does hereby grant, bargain, sell, and convey unto

Debra A. Rooney, Trustee of the Rooney Family Trust dated September 22, 1997

whose current address is c/o Sean Rooney, 6150 Alfalfa Place Nampa, ID 83686

the grantee, the following described premises, in Payette County, Idaho, to wit:

See Exhibit A, attached hereto and incorporated herein.

To have and to hold the said premises, with their appurtenances unto the said Grantee, its heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that Grantor is the owner in fee simple of said premises; that they are free from all encumbrances except those to which this conveyance is expressly made subject and those made, suffered or done by the Grantee; and subject to all existing patent reservations, easements, right(s) of way, protective covenants, zoning ordinances, and applicable building codes, laws and regulations, general taxes and assessments, including irrigation and utility assessments (if any) for the current year, which are not due and payable, and that Grantor will warrant and defend the same from all lawful claims whatsoever. Whenever the context so requires, the singular number includes the plural.

Remainder of page intentionally left blank.

Dated: November 12, 2021

The LeeRoy and Lorrie Tracy Trust under trust agreement dated March 12, 2004

By LeeRoy D. Tracy
LeeRoy D. Tracy, Co-Trustee

BY Lorrie M. Tracy
Lorrie M. Tracy, Co-Trustee

COPY

State of Idaho, County of Payette, ss.

On this 12th day of November in the year of 2021, before me, the undersigned, a notary public in and for said state personally appeared LeeRoy D. Tracy and Lorrie M. Tracy, known or identified to me to be the persons whose names are subscribed to the within instrument, as co- trustees of The LeeRoy and Lorrie Tracy Trust under trust agreement dated March 12, 2004 and acknowledged to me that they executed the same as co- trustees.

Laura Davis
Notary Public

Residing In:

My Commission Expires:

(seal)

Residing in: Notus, ID

Commission Expires: 02/06/2026

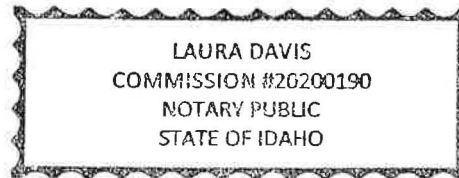


EXHIBIT A
LEGAL DESCRIPTION OF THE PREMISES

That portion of Section 2, Township 7 North, Range 4 West, Boise Meridian, Payette County, Idaho, being more particularly described as follows:

Commencing at the East quarter corner of said Section 2, from which the Southeast corner of said Section 2 bears South 01°42'37" West, 2626.16 feet; Thence; along the South line of the North half of said Section 2, South 89°27'33" East, 535.78 feet to the Westerly Right of Way line of U.S. Highway 52; Thence, along said Westerly Right of Way line, North 24°30'22" West, 53.08 feet to the POINT OF BEGINNING;

Thence, continuing along said Westerly Right of Way line, North 24°30'22" West, 868.74 feet;
Thence, departing from said Westerly Right of Way line, North 83°02'40" West, 240.69 feet;
Thence, South 08°02'53" West, 571.57 feet;
Thence, North 61°16'01" West, 3021.25 feet;
Thence, North 00°48'14" West, 398.91 feet;
Thence, North 35°52'53" East, 215.63 feet;
Thence, North 88°52'02" West, 124.20 feet to the West line of the East half of the Northwest quarter of said Section 2;
Thence, along said East line, South 01°41'07" West, 981.70 feet to the Southwest corner Northeast quarter of the Northwest quarter;
Thence, continuing along said East line, South 01°41'07" West, 1317.42 feet to the Southwest corner of said East half of the Northwest quarter;
Thence, along the West line of the Northeast quarter of the Southwest quarter, South 01°26'29" West, 360.41 feet to the Northeasterly Right of Way line of the Payette Valley Extension of the Union Pacific Railroad;
Thence, along said Right of Way line, South 68°13'44" East, 2184.29 feet;
Thence, North 17°02'14" West, 893.61 feet;
Thence, South 79°22'22" East, 558.81 feet;
Thence, North 86°56'39" East, 223.81 feet;
Thence, North 87°02'54" East, 507.68 feet;
Thence, North 00°42'28" West, 127.96 feet;
Thence, North 77°58'50" East, 166.36 feet;
Thence, North 07°55'37" East, 172.42 feet;
Thence, North 70°15'04" East, 188.39 feet to the Point of Beginning.

COPY

0413988

Instrument # 413988
STATE OF IDAHO, PAYETTE COUNTY
4-16-2018 11:52:21 AM No. of Pages: 3
Recorded for: LEAH SOUDERS
BETTY J DRESSSEN
Ex-Officio Recorder Deputy
Index to: QUITCLAIM DEED - DREOS

QUITCLAIM DEED

COPY

FOR VALUE RECEIVED,

Lorrie Mae Tracy, a married woman, as her sole and separate property

do(es) hereby convey, release, remise and forever quitclaim unto

The LeeRoy and Lorrie Tracy Trust under trust agreement dated March 12, 2004

whose current address is: 8144 Estates Blvd
Fruitland ID 83619

the following described premises:

See description attached

TO HAVE AND TO HOLD the said premises, unto the said grantees, heirs and assigns forever.

Dated: 4-6-18

Lorrie Mae Tracy
Lorrie Mae Tracy

State of Idaho } ss
County of Payette }

On this 6th day of April, 2018, before me, a Notary Public in and for said state, personally appeared Lorrie Mae Tracy, 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 same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

Kathi Blamires
Notary Public for the State of Idaho
Residing at: Emmett, ID
Commission Expires: 5/4/22

KATHI BLAMIRE
NOTARY PUBLIC
STATE OF IDAHO

0413988

Instrument # ~~405027~~



Unlimited Boundaries, Inc. dba ALS
LAND SURVEYING & PLANNING
1103 W. Main St.
Middleton, Idaho 83644
208-585-5858 866-716-5253 fax

**DESCRIPTION FOR
LORRIE TRACY
PARCEL 3**

COPY

That portion of Section 2, Township 7 North, Range 4 West, Boise Meridian, Payette County, Idaho, being more particularly described as follows:

Commencing at the East Quarter Corner of said Section 2, from which the Southeast Corner of said Section 2 bears South $01^{\circ}42'37''$ West, 2626.16 feet; Thence; along the south line of the North Half of said Section 2, South $89^{\circ}27'33''$ East, 535.78 feet to the westerly right of way line of U.S. Highway 52; Thence, along said westerly right of way line, North $24^{\circ}30'22''$ West, 53.08 feet to the **POINT OF BEGINNING**;

Thence, continuing along said westerly right of way line, North $24^{\circ}30'22''$ West, 868.74 feet;

Thence, departing from said westerly right of way line, North $83^{\circ}02'40''$ West, 240.69 feet;

Thence, South $08^{\circ}02'53''$ West, 571.57 feet;

Thence, North $61^{\circ}16'01''$ West, 3021.25 feet;

Thence, North $00^{\circ}48'14''$ West, 398.91 feet;

Thence, North $35^{\circ}52'53''$ East, 215.63 feet;

Thence, North $88^{\circ}52'02''$ West, 124.20 feet to the west line of the East Half of the Northwest Quarter of said Section 2;

Thence, along said east line, South $01^{\circ}41'07''$ West, 981.70 feet to the southwest corner Northeast Quarter of the Northwest Quarter;

Thence, continuing along said east line, South $01^{\circ}41'07''$ West, 1317.42 feet to the southwest corner of said East Half of the Northwest Quarter;

Thence, along the west line of the Northeast Quarter of the Southwest Quarter, South $01^{\circ}26'29''$ West, 360.41 feet to the northeasterly right of way line of the Payette Valley Extension of the Union Pacific Railroad;

Thence, along said right of way line, South $68^{\circ}13'44''$ East, 2184.29 feet;

Thence, North $17^{\circ}02'14''$ West, 893.61 feet;

0413988

Instrument # 405027

Thence, South 79°22'22" East, 558.81 feet;

Thence, North 86°56'39" East, 223.81 feet;

Thence, North 87°02'54" East, 507.68 feet;

Thence, North 00°42'28" West, 127.96 feet;

Thence, North 77°58'50" East, 166.36 feet;

Thence, North 07°55'37" East, 172.42 feet;

Thence, North 70°15'04" East, 188.39 feet to the **POINT OF BEGINNING**, containing 115.144 acres, more or less and is subject to all easements and reservations.



COPY

338333

PERSONAL REPRESENTATIVE'S DEED

THIS DEED, made by Lorrie Tracy, as personal representative of the estate of Robert Smith, deceased, Grantor to, Lorrie Tracy grantee, whose current address is 8144 Estates blvd. Fruitland ID 83619.

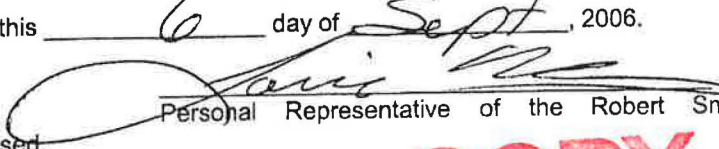
WHEREAS, Grantor is the qualified personal representative of said estate, filed as Case No. CV2006-406, in Payette County, Idaho;

THEREFORE, for valuable consideration received, Grantor quitclaims, transfers, and conveys to Grantee the following described real property in Payette County, Idaho:

PROPERTY DESCRIBED ON THE ATTACHED EXHIBIT "A"

with all appurtenances.

EXECUTED this 6 day of Sept, 2006.


Personal Representative of the Robert Smith,
deceased.

COPY

STATE OF IDAHO)

: ss)

COUNTY OF Payette)

On this 6th day of September 2006, before me, the undersigned, a notary public in and for said state, personally appeared, Lorrie Tracy, known or identified to me to be the person whose name is subscribed to the within instrument, as Personal Representative of the Estate of Robert Smith, deceased, and acknowledged to me that (s)he executed the same as such Personal Representative.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year first above written.




NOTARY PUBLIC
Residing at ~~Nampa~~ Fruitland, ID
My Commission Expires: 9-17-07

Instrument # 338333

PAYETTE COUNTY

2006-09-06

10:00:00 No. of Pages: 4

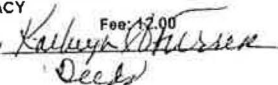
Recorded for : LORRIE TRACY

BETTY J DRESSEN

Ex-Officio Recorder Deputy

Index to: PERSONAL REPR. DEED

Fee: 12.00


Deeds

338333

LORRIE and LEEROY LEGAL

Parcel 1:

In Township 7 North, Range 4 West, Boise Meridian, Payette County, Idaho:

In Section 2: Government Lot 3, SE1/4 NW1/4,

EXCEPTING THEREFROM a parcel of land being on the southwesterly side of the southwesterly right of way boundary of existing State Highway No. 52, Project No. BR-RS-3856(5), ST-3856(507) R/W, Highway Survey as shown on the plans thereof now on file in the office of the Idaho Transportation Department, Division of Highways, and being a portion of the S1/2NE1/4, SE1/4NW1/4, and Government Lots 2 and 3 of Section 2, Township 7 North, Range 4 West, Boise Meridian, described as follows, to-wit:

Commencing at the Northwest corner of Section 2, Township 7 North, Range 4 West, Boise Meridian;

thence South 75°41'27" East, a distance of 1478.77 feet to the Real Point of Beginning; thence South 35°52'40" West, a distance of 215.65 feet;

thence South 0°48'23" East, a distance of 398.91 feet;

thence South 61°16'10" East, a distance of 3021.25 feet;

thence North 8°02'53" East, a distance of 571.57 feet to a point that bears North 87°57'21" West, a distance 240.60 feet from Right of Way Monument that bears South 64°48'26" West, a distance of 70.0 feet from Highway Station 586+52 of said State Highway No. 52, Project NO. BR-RS-3856(5), ST-3856(507) R/W, Highway Survey;

thence North 71°02'41" West, a distance of 438.37 feet;

thence North 50°35'48" West, a distance of 500.31 feet;

thence North 39°37'59" West, a distance of 355.58 feet;

thence North 58°55'32" West, a distance of 1072.12 feet;

thence North 75°22'57" West, a distance of 684.45 feet to the Real Point of Beginning.

FURTHER EXCEPTING THEREFROM any portion lying South of the Payette River and any portion lying North of the North line of the First described exception.

COPY

Parcel 2:

In Township 7 North, Range 4 West, Boise Meridian, Payette County, Idaho:

In Section 2: NW1/4SE1/4 and the NE1/4SW1/4.

EXCEPTING THEREFROM that portion conveyed to the Payette Valley Extension Railroad Company by Deed recorded December 3, 1913 in Book J. Page 591, Official Records of Payette County, Idaho.

FURTHER EXCEPTING THEREFROM any portion lying within the following two (2) parcels:

Commencing at the Northwest corner of the N1/2SW1/4 of Section 2, Township 7 North, Range 4 West, Boise Meridian, Payette County, Idaho;

thence South 68°25'47" East, a distance of 1265.07 feet to the True Point of Beginning, which point bears North 29°59'29" East, a distance of 2507.83 feet from the Southwest corner of said Section 2;

thence South 00°38'10" West, a distance of 272.95 feet;

thence South 1°26'48" East, a distance of 156.58 feet to a point which is South 52°35'14" East, a distance of 1472.40 feet from the Northwest corner of said N1/2SW1/4 and bears North 35°34'46" East, a distance of 2142.56 feet from the Southwest corner of said Section 2;

thence South 86°14'03" East, a distance of 481.90 feet;

thence North 160 feet;

Continued

thence North 57°34'01" West, a distance of 561.45 feet, more or less, to the True Point of Beginning.

AND

Commencing at the Northwest corner of the N1/2SW1/4 of Section 2, Township 7 North, Range 4 West, Boise Meridian, Payette County, Idaho;

thence South 52°35'14" East, a distance of 1472.40 feet to the True Point of Beginning, which point bears North 35°34'46" East, a distance of 2142.56 feet from the Southwest corner of said Section 2;

thence South 86°14'03" East, a distance of 481.90 feet;

thence South 15°50'08" West, a distance of 421.4 feet, more or less, to a point on the South line of said N1/2SW1/4;

thence North 89°31'29" West, 393.5 feet, more or less, along the South line of said N1/2SW1/4;

thence North 03°38'30" East, a distance of 434.6 feet, more or less, to the True Point of Beginning.

ALSO EXCEPTING THEREFROM the following described parcel:

A parcel of land in the N1/2 SW1/4 of Section 2, Township 7 North, Range 4 West, Boise Meridian, Payette County, Idaho, more particularly described as follows:

Commencing at the Northwest corner of the N1/2SW1/4 of said Section 2;

thence South 68°25'47" East, a distance of 1265.07 feet to the True Point of Beginning, which point bears North 29°59'29" East, a distance of 2507.83 feet from the Southwest corner of said Section 2;

thence South 00°38'10" West, a distance of 272.95 feet;

thence South 57° 34' 01" East a distance of 561.45 feet to a point;

thence North 15° 50' 08" East, to a point on the Southerly right of way of the Payette Valley Extension Railroad Company as described in Deed recorded December 3, 1913 in Book J, Page 591 Official records of Payette County, Idaho;

thence along said right of way in a Northwesterly direction to the True Point of Beginning,

Parcel 3:

In Township 7 North, Range 4 West, Boise Meridian, Payette County, Idaho:

In Section 2: All that part of the NE1/4 lying South of the present channel of the Payette River and West of Highway No. 52.

EXCEPTING THEREFROM all that portion conveyed to the State of Idaho in Deed recorded December 22, 1982 as Instrument No. 196907, Official Records.

FURTHER EXCEPTING THEREFROM any portion lying South of the following described parcel:

Beginning at the point of intersection of the Northerly right of way of the Payette Valley Extension Railroad Company, as recorded in Book J of Deeds at Page 586, Official Records, with the West line of the SW1/4NW1/4 of Section 2, Township 7 North, Range 4 West, Boise Meridian, Payette County, Idaho;

thence Southeasterly along said Northerly right of way line, a distance of 625 feet; thence North parallel with the West line of said Section 2, a distance of 135 feet;

thence Northwesterly to the Northeast corner of a Cemetery as described in Book L of Deeds at Page 127, Official Records;

thence Southerly 225 feet along said Cemetery boundary to the SE corner of said Cemetery, which point is 20 feet North of the right of way of the Payette Valley Extension Railroad Company;

Continued

338333

thence Westerly along the Southerly boundary of said Cemetery, also being North and 20 feet from the said Railroad right of way, a distance of 175 feet, more or less, to the West line of said SW1/4NW1/4;

thence South along the said West line, a distance of 20 feet to the True Point of Beginning.

Parcel 4:

In Township 7 North, Range 4 West, Boise Meridian, Payette County, Idaho:

In Section 2: A parcel of land in the NE1/4 SE1/4 described as follows:

That portion of the NE1/4 SE1/4 of said Section 2, the following described parcel:

Beginning at a point of intersection of the North line of the NE1/4 SE1/4 of said Section 2 with the West line of Highway No. 52;

thence West along said North line of the NE1/4 SE1/4, a distance of 250 feet to the TRUE POINT OF BEGINNING;

thence South parallel to the East line of said SE1/4, a distance of 280 feet;

thence West parallel to the South line of said SE1/4, a distance of 165 feet;

thence South parallel to the East line of said SE1/4, a distance of 189 feet;

thence West parallel to the South line of said SE1/4, a distance of 489 feet more or less to a point on the West line said SE1/4;

thence North along the West line of said SE1/4 to the Northwest corner of said SE1/4;

thence East along the North line of said SE1/4 to the True Point of Beginning.

245867

QUITCLAIM DEED

For Value Received Sharon R. Smith, a married woman

do hereby convey, release, remise and forever quitclaim unto Robert A. Smith, a married man as his sole and separate property

whose current address is P.O. 505 New Plymouth, Idaho 83655

the following described premises, to-wit:

See Attached Exhibit "A"

Together with 141 shares of the Noble Ditch Co. Ltd. and together with all water rights associated with fish and aquiculture.

COPY

together with their appurtenances.

Dated: August 23, 1993

Sharon R. Smith
Sharon R. Smith

STATE OF IDAHO, COUNTY OF Payette
On this 24th day of August, 1993,
before me, a notary public in and for the said State, personally appeared

Sharon R. Smith

known to me to be the person whose name is
attested to the within instrument, and acknowledged to
be the same she executed the same.

Sharon R. Smith
Notary Public

Residing at Fruitland
Comm. Expires 01/25/94

STATE OF IDAHO, COUNTY OF Payette
I hereby certify that this instrument was filed for record at
the request of FIRST AMERICAN TITLE CO.

at 20 minutes past 4:00 o'clock P.M.
this 12 day of Oct.
1993, in my office, and duly recorded in Book 48
of Deeds at Page 245867

LAURA L. STIGILE

Ex-Officio Recorder

By Debra J. Smith Deputy.

Fees \$ 15.00
Mail to:

INSTRUMENT NO. 245867

245867
Exhibit "A"

COPY

Bob Smith legal

In Township 7 North, Range 4 West, Boise Meridian, Payette County, Idaho:

Section 2: Government Lot 3, SE1/4NW1/4, all that part of the NE1/4 lying South of the present channel of the Payette River and West of Highway #52, SAVE AND EXCEPT all that portion conveyed to the State of Idaho in Deed recorded December 22, 1902 as Instrument No. 196307, Official Records.

All that portion of the NW1/4SE1/4 and of the NE1/4SW1/4 lying North of the right of way of Payette Valley Extension Railroad Company, as described in Deed recorded December 3, 1913 in Book J, page 588, Deed Records of said County, save and except that portion of said NW1/4SW1/4 lying West of the drain ditch as the same now crosses said NE1/4SW1/4.

E1/2SE1/4, save and except the right of way of Highway #52, and further excepting that portion of the SE1/4SE1/4 conveyed to Payette Valley Extension Railroad Company by deed recorded December 3, 1913 in Book J, page 591, Deed Records of said County, also excepting that portion lying East of Highway #52.

All that portion of the NE1/4SW1/4 and NW1/4SE1/4 lying South of the right of way of the Payette Valley Extension Railroad. ALSO all that part of the NE1/4SW1/4 lying North of the Payette Valley Extension Railroad and West of the Drain Ditch as same now crosses said NE1/4SW1/4. ALSO the SW1/4NW1/4 Save and Excepting therefrom the right of way of the Payette Valley Extension Railroad; and further excepting one square acre in the Southwest corner thereof as described in Deed recorded January 4, 1915 in Book L, Page 127, Deed Records of Payette County, Idaho.

Save and except the following two parcels:

245867

COPY

Bob Smith legal

In Township 7 North, Range 4 West, Boise Meridian, Payette County, Idaho:

Section 2: Government Lot 3, SE1/4NW1/4, All that portion of the NW1/4SE1/4 and of the NE1/4SW1/4 lying North of the right of way of Payette Valley Extension Railroad Company, as described in Deed recorded December 3, 1913 in Book J, page 586, Deed Records of said County, save and except that portion of said NE1/4SW1/4 lying West of the drain ditch as the same now crosses said NE1/4SW1/4. E1/2SE1/4, save and except the right of way of Highway #52, and further excepting that portion of the SE1/4SE1/4 conveyed to Payette Valley Extension Railroad Company by deed recorded December 3, 1913 in Book J, page 591, Deed Records of said County, also excepting that portion lying East of Highway #52. All that part of the NE1/4 lying South of the present channel of the Payette River and West of Highway #52. *SAVE AND EXCEPT* All that portion of the NE1/4SW1/4 and NW1/4SE1/4 lying South of the right of way of the Payette Valley Extension Railroad. ALSO all that part of the NE1/4SW1/4 lying North of the Payette Valley Extension Railroad and West of the Drain Ditch as same now crosses said NE1/4SW1/4. ALSO the SW1/4NW1/4 Save and Excepting therefrom the right of way of the Payette Valley Extension Railroad; and further excepting one square acre in the Southwest corner thereof as described in Deed recorded January 4, 1915 in Book L, Page 127, Deed Records of Payette County, Idaho.

Save and except the following two parcels:

245867

COPY

SOUTH PARCEL

A parcel of land situated within the N1/2SW1/4 of Section 2, Township 7 North, Range 4 West, Boise Meridian, more particularly described as follows:

Commencing at the northwest corner of the N1/2SW1/4 of Section 2, T 7N., R. 4W., B.M.:

Thence S 52°35'4"E - 1472.40 feet to the TRUE POINT OF BEGINNING, which point bears N 35°34'46"E - 2142.50 feet from the southwest corner of said Section 2;

Thence S 88°4'03"E - 481.90 feet;

Thence S 15°50'08"W - 421.4 feet, more or less, to a point on the south line of said N1/2SW1/4;

Thence N 83°31'29"W - 393.5 feet, more or less, along the south line of said N1/2SW1/4;

Thence N 3°36'30"E - 434.6 feet, more or less, to the TRUE POINT OF BEGINNING.

TOGETHER WITH AND SUBJECT TO a 20.00 foot wide ingress-egress easement along the existing private driveway running from the intersection of Idaho Street and Blaine Road to the northerly boundary of the above described parcel of land.

245867

COPY

EXISTING HOUSE PARCEL

A P land situated within the N1/2SW1/4 of Section 2.
To th. Range 4 West, Boise Meridian, more particularly
follows:

Commencing at the northwest corner of the N1/2SW1/4 of Section
2, T.7N., R.4W., B.M.:

Thence S 68°25'47"E - 1265.97 feet to the TRUE POINT OF
BEGINNING, which point bears N 29°59'29"E - 2507.83 feet from the
southwest corner of said Section 2:

Thence S 54°55'36"E - 277.91 feet:

Thence S 1°56'52"E - 87.20 feet:

Thence N 83°09'24"W - 105.80 feet:

Thence S 2°18'16"W - 51.00 feet:

Thence N 84°27'24"W - 126.04 feet:

Thence N 0°38'10"E - 272.95 feet to the TRUE POINT OF BEGINNING.

TOGETHER WITH AND SUBJECT TO a 20.00 foot wide ingress-egress
easement along the northeasterly boundary of the above described
parcel of land, the southwesterly boundary of which is described
as S 54°55'36"E - 277.91 feet:

ALSO TOGETHER WITH AND SUBJECT TO a 20.00 foot wide ingress-
egress easement along the easterly boundary of the above
described parcel of land, the centerline of which is described as
S 1°56'52"E - 87.20 feet:

ALSO TOGETHER WITH AND SUBJECT TO a 20.00 foot wide ingress-
egress easement along the existing private driveway running from
the intersection of Idaho Street and Blaine Road to the
northwesterly corner of the above described parcel of land.

196906

WARRANTY DEED

For Value Received ELDON DAVIS and DOROTHY M. DAVIS,
husband and wife,

the grantors, do hereby grant, bargain, sell and convey unto

ROBERT A. SMITH and SHARON R. SMITH, husband and wife,
of P. O. Box 586, New Plymouth, Idaho 83655
the grantees, the following described premises, to-wit:

In Payette County, Idaho: Township 7 North, Range 4 West of
the Boise Meridian:

Section 2: Government Lot 3, SE4/NW4;

All that portion of the NW4/SE4 and of the NE4/SW4
lying North of the right of way of Payette Valley
Extension Railroad Company, as described in Deed
recorded December 3, 1913 in Book J, Page 586, Deed
Records of said County, save and EXCEPT that portion
of said NE4/SW4 lying West of the drain ditch as
the same now crosses said NE4/SW4,

E2/SE4, save and EXCEPT the right of way of Highway #52,
and further EXCEPTING that portion of the SE4/SE4
conveyed to Payette Valley Extension Railroad Company
by deed recorded December 3, 1913 in Book J, Page 591,
Deed Records of said County, ALSO EXCEPTING that
portion lying East of Highway #52.
All that part of the NE4 lying South of the present
channel of the Payette River and West of Highway #52.

Together with ninety-seven (97) shares of stock in the Noble Ditch
Company.

Together with all corrals, feed bunks, loading chutes and pens.

SUBJECT TO THE FOLLOWING:

Regulations of LOWER PAYETTE and NOBLE DITCH COMPANY Irrigation
District, within which the above property lies, including levies,
LEGAL DESCRIPTION CONTINUED ON ATTACHED PAGE:

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees,
their heirs and assigns forever. And the said Grantors do hereby covenant to and
with the said Grantees, that they the owner in fee simple of said premises; that said
premises are free from all incumbrances

and that they will warrant and defend the same from all lawful claims whatsoever.

Dated: 9/18/81

Eldon Davis
Dorothy M. Davis

STATE OF IDAHO, COUNTY OF PAYETTE

On this 18th day of September 1981,
before me, a notary public in and for said State, personally
appeared

ELDON DAVIS and DOROTHY M.
DAVIS, husband and wife,

known to me to be the person or persons whose names are
subscribed to the within instrument, and acknowledged to
me that they executed the same.

Carl L. Smith
Notary Public
Residing at New Plymouth, Idaho
Expiring 11/1/85

STATE OF IDAHO, COUNTY OF Payette

I hereby certify that this instrument was filed for record at
the request of Land Title Insurance Company

at 22 minutes past 3:00 o'clock p.m.,
this 22nd day of November
1981, in my office, and duly recorded in Book 48
of Deeds at page 196906.

Notary Public

Ex-Officio Recorder

By *Carl L. Smith*
Fees \$2.00
Mail to: Deputy.

INSTRUMENT NO.

196906

196906

LEGAL DESCRIPTION CONTINUED FROM WARRANTY DEED DAVIS/SMITH:

assessments, water and irrigation rights and easements for ditches and canals.

An Easement over said land in favor of MOUNTAIN STATES TELEPHONE & TELEGRAPH COMPANY, for pole lines and incidental purposes as set forth in an instrument recorded July 31, 1944 in Book 3 of Miscellaneous at Page 422, Official Records. (NWSW, NESW, E2SE)

Right of Way Deed to the STATE OF IDAHO over a portion of the NE4/SE4, recorded April 14, 1938 in Book 14 of Deeds at Page 452, Official Records.

An Easement over said land in favor of IDAHO POWER COMPANY, for pole lines and incidental purposes as set forth in an instrument recorded February 8, 1954, in Book 6 of Miscellaneous at Page 274, Official Records. (SWNESE)

Right of way Deed to the STATE OF IDAHO over SE4/NE4 and Lot 2, recorded December 13, 1937 in Book 14 of Deeds at Page 349, Official Records.

Right of Way Deed to the STATE OF IDAHO over Lots 1 and 2, and the SE4NE4, recorded October 8, 1940 in Book 16 of Deeds at Page 413, Official Records.

Any claim arising from the difference in the mean high water line of the Payette River and the meander line as shown by the Government Survey.

COPY

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

12/12/2024

Water Right 65-4921

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	DARREN K VAUGHN 6250 BLAINE RD NEW PLYMOUTH, ID 83655-5074 (208) 631-4203
Current Owner	JENNIFER VAUGHN 6250 BLAINE RD NEW PLYMOUTH, ID 83655-5074 (208) 631-4203
Original Owner	C ALFRED RUSSELL RT 2 NEW PLYMOUTH, ID 83655
Previous Owner	LORRIE MAE TRACY 8144 ESTATES BLVD FRUITLAND, ID 83619 (208) 739-2288

Priority Date: 4/1/1913

Basis: Decreed

Status: Active

Source
GROUND WATER

Tributary

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
STOCKWATER	1/01	12/31	0.070 CFS	4.1 AF
DOMESTIC	1/01	12/31	0.040 CFS	1.2 AF
	Total Diversion		0.040 CFS	5.3 AF

Source and Point(s) of Diversion:

GROUND WATER NESW Sec. 2, Twp 07N, Rge 04W, PAYETTE County

Place Of Use:

STOCKWATER within PAYETTE County

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
07N	04W	2									X								

DOMESTIC within PAYETTE County

IDAHO DEPARTMENT OF WATER RESOURCES

12/12/2024

Proof Report

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
07N	04W	2									X								

Conditions of Approval:

1. N13 THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.
2. N11 THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
3. STOCKWATER, 200 RANGE CATTLE PARCEL NO. 367 25

Dates and Other Information:

Decreed Date: 9/4/1998

Civil Case Number: 39576

Judicial District: FIFTH

State or Federal: S

Water District Number: EXC

Mitigation Plan: False

Combined Use Limits:

N/A

SubCase:

N/A

Water Supply Bank:

N/A

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

12/12/2024

Water Right 65-6533

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	LORRIE MAE TRACY 8144 ESTATES BLVD FRUITLAND, ID 83619 (208) 739-2288
Original Owner	C ALFRED RUSSELL RT 2 NEW PLYMOUTH, ID 83655
Previous Owner	ROBERT A SMITH PO BOX 586 NEW PLYMOUTH, ID 83655 (208) 278-3743
Previous Owner	SHARON T SMITH PO BOX 586 NEW PLYMOUTH, ID 83655 (208) 278-3743

Priority Date: 4/1/1895

Basis: Decreed

Status: Active

Source
GROUND WATER

Tributary

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
DOMESTIC	1/01	12/31	0.040 CFS	1.2 AF
	<u>Total Diversion</u>		0.040 CFS	1.2 AF

Source and Point(s) of Diversion:

GROUND WATER

NESW

Sec. 2, Twp 07N, Rge 04W, PAYETTE County

Place Of Use:

DOMESTIC within PAYETTE County

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
07N	04W	2									X								

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

12/12/2024

Conditions of Approval:

1. N13 THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.
2. N11 THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
3. PARCEL NO. 367 25

Dates and Other Information:

Decreed Date: 9/25/1998
Civil Case Number: 39576
Judicial District: FIFTH
State or Federal: S
Water District Number: EXC
Mitigation Plan: False

Combined Use Limits:

N/A

SubCase:

N/A

Water Supply Bank:

N/A

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

12/12/2024

Water Right 65-12579

Owner Type **Name and Address**
Current Owner SHARON R SMITH
 PO BOX 586
 NEW PLYMOUTH, ID 83655
 (208) 278-3743

Current Owner ROBERT A SMITH
 PO BOX 586
 NEW PLYMOUTH, ID 83655
 (208) 278-3743

Priority Date: 10/15/1982

Basis: License

Status: Active

Source
SPRINGS
UNNAMED DRAIN

Tributary
UNNAMED DRAIN
PAYETTE RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	3/15	11/15	1.240 CFS	279.0 AF
STOCKWATER	1/01	12/31	0.020 CFS	1.3 AF
FISH PROPAGATION	1/01	12/31	6.000 CFS	4,343.8 AF
POWER	1/01	12/31	6.000 CFS	4,343.9 AF
	<u>Total Diversion</u>		6.000 CFS	8,968.0 AF

Source and Point(s) of Diversion:

SPRINGS	SWNW	Sec. 2, Twp 07N, Rge 04W, PAYETTE County
SPRINGS	SWSE	Sec. 2, Twp 07N, Rge 04W, PAYETTE County
UNNAMED DRAIN	NESW	Sec. 2, Twp 07N, Rge 04W, PAYETTE County
SPRINGS	NWSW	Sec. 2, Twp 07N, Rge 04W, PAYETTE County

Place Of Use:

POWER within PAYETTE County

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
07N	04W	2								X									

IRRIGATION within PAYETTE County

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
07N	04W	2							33.0		26.0	3.0							62.0

POU Total Acres: 62.0

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

12/12/2024

FISH PROPAGATION within PAYETTE County

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
07N	04W	2			X	X	X			X	X					X			

STOCKWATER Same as FISH PROPAGATION

Conditions of Approval:

1. The diversion and use of water under this right is subject to review by the Director on January 1, 2017. Upon appropriate findings relative to the interest of the public, the Director may cancel all or any part of the use authorized herein and may revise, delete or add conditions under which the right may be exercised. This right is used for fish propagation and power uses in combination with Right Nos. 65-12598 and 65-12717. The total fish propagation facility volume under these rights is 15,211,152 cubic feet. Stockwater use is for 100 range cattle.
2. R08 Return flow discharged to a surface water system shall meet Idaho Water Quality Standards.
3. R23 The water right confirmed in this license for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this license and shall not give rise to any right or claim against any future rights to the use of water, other than hydropower, within the State of Idaho initiated later in time than the priority of this license.
4. R32 This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.5 afa per acre for irrigation of the lands above.
5. R04 Use of water under this water right will be regulated by the watermaster of State Water District No. &DISTRICT.

Dates and Other Information:

Licensed Date: 2/8/1993
Water District Number: 65
Mitigation Plan: False

Combined Use Limits:

N/A

SubCase:

N/A

Water Supply Bank:

N/A

12/12/2024

Proof Report

1. R23 The water right confirmed in this license for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this license and shall not give rise to any right or claim against any future rights to the use of water, other than hydropower, within the State of Idaho initiated later in time than the priority of this license.
2. R08 Return flow discharged to a surface water system shall meet Idaho Water Quality Standards.
3. R04 Use of water under this water right will be regulated by the watermaster of State Water District No. &DISTRICT.
4. The diversion and use of water under this right is subject to review by the Director on January 1, 2018. Upon appropriate findings relative to the interest of the public, the Director may cancel all or any part of the use authorized herein and may revise, delete or add conditions under which the right may be exercised. This right is used for fish propagation and power uses in combination with Right Nos. 65-12717 and 65-12579. The total fish propagation facility volume under these rights is 15,211,152 cubic feet.

Dates and Other Information:

Licensed Date: 2/8/1993

Water District Number: 65

Mitigation Plan: False

Combined Use Limits:

N/A

SubCase:

N/A

Water Supply Bank:

N/A

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

12/12/2024

Water Right 65-12717

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	LORRIE MAE TRACY 8144 ESTATES BLVD FRUITLAND, ID 83619 (208) 739-2288
Original Owner	ROBERT A SMITH PO BOX 586 NEW PLYMOUTH, ID 83655 (208) 278-3743

Priority Date: 6/13/1984

Basis: License

Status: Active

<u>Source</u>	<u>Tributary</u>
UNNAMED DRAIN SPRINGS	PAYETTE RIVER UNNAMED DRAIN

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
FISH PROPAGATION	1/01	12/31	24.000 CFS	17,375.1 AF
POWER	1/01	12/31	24.000 CFS	17,375.5 AF
	<u>Total Diversion</u>		24.000 CFS	34,750.6 AF

Source and Point(s) of Diversion:

UNNAMED DRAIN	NESW	Sec. 2, Twp 07N, Rge 04W, PAYETTE County
SPRINGS	NWSW	Sec. 2, Twp 07N, Rge 04W, PAYETTE County
SPRINGS	SWNW	Sec. 2, Twp 07N, Rge 04W, PAYETTE County
SPRINGS	SWSE	Sec. 2, Twp 07N, Rge 04W, PAYETTE County

Place Of Use:

FISH PROPAGATION within PAYETTE County

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
07N	04W	2			X	X	X			X	X						X		

POWER within PAYETTE County

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
07N	04W	2								X									

Conditions of Approval:

Proof Report

1. R08 Return flow discharged to a surface water system shall meet Idaho Water Quality Standards.
2. R23 The water right confirmed in this license for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this license and shall not give rise to any right or claim against any future rights to the use of water, other than hydropower, within the State of Idaho initiated later in time than the priority of this license.
3. The diversion and use of water under this right is subject to review by the Director on January 1, 2019. Upon appropriate findings relative to the interest of the public, the Director may cancel all or any part of the use authorized herein and may revise, delete or add conditions under which the right may be exercised. This right is used for fish propagation and power uses in combination with Right Nos. 65-12579 and 65-12598. The total fish propagation facility volume under these rights is 15,211,152 cubic feet.
4. R04 Use of water under this water right will be regulated by the watermaster of State Water District No. &DISTRICT.

Dates and Other Information:

Licensed Date: 2/8/1993

Water District Number: 65

Mitigation Plan: False

Combined Use Limits:

N/A

SubCase:

N/A

Water Supply Bank:

N/A

Mansfield, Debra

From: Mansfield, Debra
Sent: Thursday, December 12, 2024 9:18 AM
To: IdwrPayable
Subject: REFUND: Rooney Family Trust

TO: Sascha Marston, Susan Steed

FROM: Debra Mansfield

DATE: December 12, 2024

RE: Refund: Ownership Change

ROONEY FAMILY TRUST submitted a change in ownership for water right(s) 65-4921, 65-12598, 65-11367, 65-12579, 65-6533 AND 65-12717 on December 01, 2021 but they have decided to halt this process for now and will re-submit in the future under a different name.

Please issue a refund of \$300.00 to:

TITLEONE
1101 W RIVER ST STE 201
BOISE ID 83702

RECEIPT #

W049964

Thank you,

Debra Mansfield | Technical Records Specialist 1
IDWR – State Office
322 E Front St, Boise ID 83702-7371
(208) 287-4921 | Debra.Mansfield@idwr.idaho.gov

Mansfield, Debra

From: Colin Rooney <crooney08@gmail.com>
Sent: Tuesday, December 10, 2024 11:27 AM
To: Mansfield, Debra
Subject: Re: RE: Change in Water Right Ownership for Rooney Family Trust

CAUTION: This email originated outside the State of Idaho network. Verify links and attachments BEFORE you click or open, even if you recognize and/or trust the sender. Contact your agency service desk with any concerns.

Good morning Debra,

I think we will need to start this process over and make sure all water rights are under Rooney Properties and Investments.

On Mon, Dec 9, 2024 at 2:44 PM Mansfield, Debra <Debra.Mansfield@idwr.idaho.gov> wrote:

Hello Collin,

The Department has not received any response to my last email sent on 11/22/2024. If the Department does not receive a response in 4 days regarding your change in ownership, we will process the ownership change splits for water rights 65-11367 & 65-12579, in the name of Rooney Family Trust, and we will refund the fees that were submitted for the other requested rights that require additional filing fees.

Thank you,

Debra Mansfield | Technical Records Specialist 1

IDWR – State Office

322 E Front St, Boise ID 83702-7371

(208) 287-4921 | Debra.Mansfield@idwr.idaho.gov

From: Mansfield, Debra
Sent: Friday, November 22, 2024 9:18 AM
To: Colin Rooney <crooney08@gmail.com>
Subject: FW: RE: Change in Water Right Ownership for Rooney Family Trust

Hi Colin,

Please see our past emails below for the details of these splits, if needed. I previously explained these fees in my email sent on 11/04/2024 at 2:41pm.

We will need the processing fee of \$225. This fee includes the processing of splits for water rights 65-4921, 65-12717, & 65-12598 as well as the full change of ownership for the water right 65-4810.

I also need to know if you want to withhold 65-12579 from this process. The documentation we currently have for water right 65-12579 does not include your new parcel (PIN **07N04W023611**). If I process this split as it currently is, then we cannot include your new parcel in the split acreage and the ownership of the split right will fall under The Rooney Family Trust.

If any of these rights need to be under Rooney Properties then we will need to withhold them from this ownership change and start again. The Notice the Department received is a request to change these rights to the Ownership of the Rooney Family Trust.

Please let me know how you would like to proceed.

Debra Mansfield | Technical Records Specialist 1

IDWR – State Office

322 E Front St, Boise ID 83702-7371

(208) 287-4921 | Debra.Mansfield@idwr.idaho.gov

From: Colin Rooney <crooney08@gmail.com>

Sent: Wednesday, November 20, 2024 2:52 PM

To: Mansfield, Debra <Debra.Mansfield@idwr.idaho.gov>

Subject: Re: RE: Change in Water Right Ownership for Rooney Family Trust

CAUTION: This email originated outside the State of Idaho network. Verify links and attachments BEFORE you click or open, even if you recognize and/or trust the sender. Contact your agency service desk with any concerns.

Thanks Debra. I will make sure to get all that info in as soon as possible. Can you remind me exactly what you need from me? Ownership form change, deed showing change of title from Rooney Family Trust to Rooney Properties, deed for the 40 acre parcel to the west that we purchased?

On Wed, Nov 20, 2024 at 1:19 PM Mansfield, Debra <Debra.Mansfield@idwr.idaho.gov> wrote:

Hi Colin,

The Ownership change could take 1-2 months to process once we receive everything. It depends on the workload of the Department at the time we receive it.

I am sorry about the late reply to this inquiry. I didn't initially see your question about the processing time.

Thank you,

Debra Mansfield | Technical Records Specialist 1

IDWR – State Office

322 E Front St, Boise ID 83702-7371

(208) 287-4921 | Debra.Mansfield@idwr.idaho.gov

From: Colin Rooney <crooney08@gmail.com>

Sent: Friday, November 8, 2024 1:43 PM

To: Mansfield, Debra <Debra.Mansfield@idwr.idaho.gov>

Subject: Re: RE: Change in Water Right Ownership for Rooney Family Trust

CAUTION: This email originated outside the State of Idaho network. Verify links and attachments BEFORE you click or open, even if you recognize and/or trust the sender. Contact your agency service desk with any concerns.

Ok I will confirm with my family what they want to do. How long would it take if we started over? From when we turn in all needed documentation?

On Fri, Nov 8, 2024 at 1:02 PM Mansfield, Debra <Debra.Mansfield@idwr.idaho.gov> wrote:

Hi Colin,

I think that may be the best route for you if we need all the rights under Rooney Properties.

With the documents we have now they would be listed under the Rooney Family Trust and you would have to go through this process again to change it to Rooney Properties.

Once the new deeds are available available you can resubmit the process and we can start again. Would you like me to return and refund this process for now?

Thank you,

Debra Mansfield | Technical Records Specialist 1

IDWR – State Office

322 E Front St, Boise ID 83702-7371

(208) 287-4921 | Debra.Mansfield@idwr.idaho.gov

From: Colin Rooney <crooney08@gmail.com>

Sent: Friday, November 8, 2024 9:42 AM

To: Mansfield, Debra <Debra.Mansfield@idwr.idaho.gov>

Subject: Re: RE: Change in Water Right Ownership for Rooney Family Trust

CAUTION: This email originated outside the State of Idaho network. Verify links and attachments BEFORE you click or open, even if you recognize and/or trust the sender. Contact your agency service desk with any concerns.

Good morning Debra,

Do you see any benefit in starting the whole process over considering we want the water rights to be under Rooney Properties and since we have the other parcel that is connected to water right 65-12579?

It sounds like trying to get everything done now and at the same time is not possible correct? Would rather do this all right even if we have to start over. Just not sure if there are any consequences going that route.

On Wed, Nov 6, 2024 at 9:20 AM Mansfield, Debra <Debra.Mansfield@idwr.idaho.gov> wrote:

Hi Colin,

That is correct these rights were not split with the last ownership change that took place for Lorrie Mae Tracy. The Ownership Change that was processed for Lorrie Mae Tracy on 9/29/2016 should have addressed split concerns. Unfortunately, one of my colleagues did not catch it.

That is correct \$225 is the total for this change.

~

I apologize, I didn't respond to your inquiry about your new parcel!

To ensure ownership of the right falls under Rooney Properties & Investments LLC we will need a chain of title linking the property to that entity. If the current deeds that the Department has of file show the property was granted to Rooney family Trust then we will need another deed that shows Rooney Family Trust granting the property with its appurtenances to Rooney Properties & Investments LLC. It would be another ownership change form and process to update the name from Rooney Family Trust to Rooney Properties & Investments LLC.

You could save some filing fees holding off on changing water right 65-12579 until the department has your deed for PIN **07N04W023611**. The new deed will show us that you own more property and are therefore entitled to a larger portion of the split. If we process it now then we cannot recognize your new parcel and it would be another \$100 fee to change it again, later. Just something to consider. Please let me know what you would like to do.

Sincerely,

Debra Mansfield | Technical Records Specialist 1

IDWR – State Office

322 E Front St, Boise ID 83702-7371

(208) 287-4921 | Debra.Mansfield@idwr.idaho.gov

From: Colin Rooney <crooney08@gmail.com>

Sent: Tuesday, November 5, 2024 2:53 PM

To: Mansfield, Debra <Debra.Mansfield@idwr.idaho.gov>

Subject: Re: RE: Change in Water Right Ownership for Rooney Family Trust

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Ok so that would mean that they were never split in 2016 when the previous owners acquired ownership of these rights? Just want to make sure I am tracking with you and understanding this process. And just to confirm the final payment is \$225 correct?

On Tue, Nov 5, 2024 at 9:36 AM Mansfield, Debra <Debra.Mansfield@idwr.idaho.gov> wrote:

Hello Colin,

Yes, these rights will need to be split. The Department records show that the place of use for these rights is not owned entirely by the Rooney Family Trust. Water rights are tied to the property they are written for, and we must split them when that property has been split.

I apologize for the information you received previously. Your ownership change had not been fully reviewed at that time and not everyone in the Department knows a lot about Ownership Changes as only a handful of our employees process them.

Water rights 65-11367 and 65-12579 are still figured into this process. They were submitted as splits and were paid in full. I will split them when I process your Notice.

Thank you,

Debra Mansfield | Technical Records Specialist 1

IDWR – State Office

322 E Front St, Boise ID 83702-7371

(208) 287-4921 | Debra.Mansfield@idwr.idaho.gov

From: Colin Rooney <crooney08@gmail.com>

Sent: Monday, November 4, 2024 4:22 PM

To: Mansfield, Debra <Debra.Mansfield@idwr.idaho.gov>

Subject: Re: RE: Change in Water Right Ownership for Rooney Family Trust

CAUTION: This email originated outside the State of Idaho network. Verify links and attachments BEFORE you click or open, even if you recognize and/or trust the sender. Contact your agency service desk with any concerns.

Hi Debra,

Thank you for all these details. I do have a few more questions. My apologies on making this a bit more complicated but this all just came to mind and is important before getting everything finalized.

If the previous owners (Lorrie Tracy) already had acquired ownership of these water rights then is an additional split still necessary? When we were purchasing the property, Aaron Olson was our IDWR water resources agent, and he had mentioned that these should not have to be split. Here is what he had told us on November 10, 2021, "**So from my understanding since those 5 rights that successfully had the ownership changed to Lorrie Mae Tracy in 2016 they should be able to be changed again to the new owners with deeds from Lorrie Mae Tracy to them. If this parcel that we are currently looking at is the same as it was in 2016 when the change was approved (no parcels split off and sold in the meantime) then those rights would not need to be split.**"

Also I did not see any explanation for water right **65-11367 & 65-12579**. Just want to make sure those are still included as they seem pretty important.

Lastly, we also purchased parcel **07N04W023611**, which is 40 acres directly to the west. Water right **65-12579** has an irrigation right that includes this 40 acre parcel as well as the current parcel. Both these parcels hold title under Rooney Properties & Investments, LLC. How do we go about making sure our water rights are under Rooney Properties instead of Rooney Family Trust? And is it worth it to include that 40 acre parcel while we are getting this all finalized?

Again my apologies on these additional details coming up. But thank you for all you have done so far!!

On Mon, Nov 4, 2024 at 2:41 PM Mansfield, Debra <Debra.Mansfield@idwr.idaho.gov> wrote:

Hello Colin,

Thank you for waiting so patiently for my email. If you have any questions following this explanation, please let me know. I have written out the reason for splitting each water right below.

65-12598 & 65-12717: Each of these water rights is for Fish Propagation & Power. The Fish Propagation component of these rights will need to be split. The place of use for the Fish Propagation is located on the full SW1/4NE1/4, SE1/4NE1/4, NE1/4NW1/4, SE1/4NW1/4, NE1/4SW1/4 & the NW1/4SE1/4 of T07N R04W, Sec 2.

Because the Rooney Family Trust's property does not cover the full place of use for this portion of the rights, the Department will split the Fish Propagation use for each right proportionally to reflect Rooney family Trust's owned portion.

Please note that the Beneficial Use of Power for both water rights 65-12598 & 65-12717 are located entirely on Rooney family Trust property and the ownership of these portions of the rights will go to Rooney Family Trust.

65-4921: This water right is for Domestic & Stockwater, located on the NE1/4SE1/4 T07N R04W in Sec 2. The Rooney Family Trust owns part of this quarter quarter, but not the whole thing. The Stockwater component of this right needs to be split. We will split the appropriate Stockwater portion of this right to reflect your ownership.

Please note the Domestic component of this right must transfer with the dwelling it was created for and cannot be split. The Domestic portion of the water right is an appurtenance of Parcel PIN 07N04W025520, which is currently owned by Darren K Vaughn & Jennifer L Vaughn.

65-6533: After another review of this water right I found that it is not an appurtenance of the Rooney Family Trust's property. This right is for Domestic use only, located on the NE1/4SE1/4 T07N R04W in Sec 2. *I thought this right also included beneficial use for Stockwater but it does not.* This Domestic right is an appurtenance of PIN 07N04W025520, currently owned by Darren K Vaughn & Jennifer L Vaughn.

The Department will apply the submitted \$25 fee for water right 65-6533 to your remaining ownership change balance. This would make the remaining balance due \$225. This \$225 includes the remaining split fees for water rights 65-4921 (\$75), 65-12717 (\$75) & 65-12598 (\$75).

65-4810: Lastly, per your request, Water right 65-4810 has been added to your change in water right ownership. This right was not originally included with the other rights on your Notice. The \$25 fee for this right has been calculated into the total amount due of **\$225**.

Thank you,

Debra Mansfield | Technical Records Specialist 1

IDWR – State Office

322 E Front St, Boise ID 83702-7371

(208) 287-4921 | Debra.Mansfield@idwr.idaho.gov

From: Colin Rooney <crooney08@gmail.com>

Sent: Thursday, October 31, 2024 1:13 PM

To: Mansfield, Debra <Debra.Mansfield@idwr.idaho.gov>

Subject: Re: RE: Change in Water Right Ownership for Rooney Family Trust

CAUTION: This email originated outside the State of Idaho network. Verify links and attachments BEFORE you click or open, even if you recognize and/or trust the sender. Contact your agency service desk with any concerns.

No problem at all. Thank you so much Debra!

On Thu, Oct 31, 2024 at 12:07 PM Mansfield, Debra <Debra.Mansfield@idwr.idaho.gov> wrote:

Hi Colin,

I wanted to let you know that I received your messages and inquiry regarding your ownership change. I have been out of the office unexpectedly this week, I apologize for the delayed response.

I will gather the specifics regarding the split and let you know why a split is needed. I will send an email so you can have the details in writing. This may take me another day or two to get to, I appreciate your patience.

Please let me know if there are any other inquiries and I will do my best to address all of your concerns in my next email.

Thank you,

Debra Mansfield | Technical Records Specialist 1

IDWR – State Office

322 E Front St, Boise ID 83702-7371

(208) 287-4921 | Debra.Mansfield@idwr.idaho.gov

From: Colin Rooney <crooney08@gmail.com>

Sent: Wednesday, October 30, 2024 2:59 PM

To: Mansfield, Debra <Debra.Mansfield@idwr.idaho.gov>

Subject: Re: RE: Change in Water Right Ownership for Rooney Family Trust

CAUTION: This email originated outside the State of Idaho network. Verify links and attachments BEFORE you click or open, even if you recognize and/or trust the sender. Contact your agency service desk with any concerns.

Hi Debra,

I just tried calling you. I'll get that payment in asap just had a couple more questions. Would like to know why our water rights are being split? Maybe you can help me understand why this is the case. We had IDWR agent helping us when we were buying the parcel and he had told us that splits are only required when there has been a change in the parcel since the previous owners

owned it? I will also respond to the other email you had sent in regards to the other domestic water right that you had found so that can be included as well. Thanks for all your help!

On Tue, Oct 29, 2024 at 2:52 PM Mansfield, Debra <Debra.Mansfield@idwr.idaho.gov> wrote:

Hello,

I am writing to let you know that the Department has not received a payment for the additional filing fees for your Notice of Change in Water Right Ownership. If the Department does not receive the appropriate filing fees within **14 days** we will return your Change in Ownership with the attachments and request a refund for the fees that were received.

Please let me know if you have any other questions.

Sincerely,

Debra Mansfield | Technical Records Specialist 1

IDWR – State Office

322 E Front St, Boise ID 83702-7371

(208) 287-4921 | Debra.Mansfield@idwr.idaho.gov

From: Mansfield, Debra

Sent: Thursday, October 17, 2024 1:07 PM

To: crooney08@gmail.com

Subject: RE: RE: Change in Water Right Ownership for Rooney Family Trust

Hello Collin,

I was able to research all the water rights that are appurtenant to your parcel (PIN 07N04W024352) and I found one water right that was not included on your submitted Notice. The water right is a domestic right, currently under the ownership of Robert A Smith and Sharon R

Smith. I have attached the Department's report for this right for your reference. If you would like to claim this right, please respond to this email and add \$25 to your filing fee. The total in filing fees would be \$325.

Please let me know if you have any other questions.

Sincerely,

Debra Mansfield | Technical Records Specialist 1

IDWR – State Office

322 E Front St, Boise ID 83702-7371

(208) 287-4921 | Debra.Mansfield@idwr.idaho.gov

From: Mansfield, Debra

Sent: Friday, October 4, 2024 2:13 PM

To: crooney08@gmail.com

Subject: RE: Change in Water Right Ownership for Rooney Family Trust

Hello,

Thank you again, for taking the time to speak with me this afternoon regarding the fee for your change in water right ownership. Attached is a copy of the letter mailed by the Department on 9/10/2024 requesting the necessary filing fees.

The remaining \$300 filing fee may be mailed to:

IDAHO WATER CENTER

322 E FRONT ST, STE 648

BOISE, ID 83702-7371

You will receive a mailed copy of your receipts with your confirmation letter once the Department has finished processing the change. I will gladly email you a copy of these as well.

If you have any other questions regarding this matter, feel free to reply to this email or reach me at my direct line, (208)287-4921.

Thank you,

Debra Mansfield | Technical Records Specialist 1

IDWR – State Office

322 E Front St, Boise ID 83702-7371

(208) 287-4921 | Debra.Mansfield@idwr.idaho.gov

--
Thank you,

Colin Rooney

Rooney Properties & Investments

714-609-2092

"Show us the brevity of life so that we may develop wisdom in our hearts." -Psalms 90:12



IDAHO DEPARTMENT OF
WATER RESOURCES

322 E Front Street, Suite 648, Boise ID 83702 • PO Box 83720, Boise ID 83720-0098

Phone: 208-287-4800 • Fax: 208-287-6700 • Email: idwrinfo@idwr.idaho.gov • Website: idwr.idaho.gov

Governor Brad Little

Director Mathew Weaver

September 10, 2024

ROONEY FAMILY TRUST
C/O SEAN ROONEY
6150 ALFALFA PL
NAMPA ID 83686-8764

RE: Change in Ownership for Water Right No(s): **65-4921, 65-6533, 65-11367, 65-12579, 65-12717, 65-12598**

Dear Interested Parties:

The Department of Water Resources (Department) acknowledges receipt of your Notice of Change in Water Right Ownership (Notice).

Our review of your Notice indicates that additional information is required before the Department can process the change. The information required is indicated below:

- Filing Fee of \$300 for changes resulting from division of water rights

During our review of your received documentation and the above water rights, we found that all listed water rights will need to be split to complete the ownership change.

Effective July 1, 2000, the legislature enacted House Bill No. 545 requiring a filing fee for a change in water right ownership. The fee is \$25 per water right, except for ownership changes resulting in the division of a water right, which is \$100 per water right. All ownership change notices received after June 30, 2000 must include the appropriate filing fees in order to be processed. We have determined that the filing fee for your notice will be **\$300**.

Because the Department cannot process the Notice without proper fees, we will hold any action on your notice pending receipt of the necessary fees. If we do not receive the necessary fees within 30 days we will return your notice and all attachments and your notice will not be processed.

Also, please note that permit holders are required to report any change of ownership and/or mailing address to the Department within 120 days of the change. Forms to assign ownership or update your address are available from any office of the Department or on the Department's website.

If you have any questions regarding this matter, please contact me at (208)287-4800.

Sincerely,

Debra Mansfield
Technical Records Specialist 1

Enclosure(s)