

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

DEC 10 2024

NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

DEPT. OF WATER RESOURCES

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 #7 of the instructions.

Water Right/Claim No.	Split?	Leased to Water Supply Bank?	Water Right/Claim No.	Split?	Leased to Water Supply Bank?
78-7304	Yes ☐	Yes ☐		Yes ☐	Yes ☐
78-7328	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Richard M. McNulty and Helen M. McNulty
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Richard E Roeder and Rebecca L. Roeder
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or
883 W South Slope Rd Emmett ID 83617
Mailing address City State Zip
208-794-2528 or 208-514-7649 idwapiti@gmail.com or broeder1957@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: _____
6. Do you own the land identified as the water right place of use? Yes ☒ No ☐
o If no, attach evidence that written notice of the change of water right ownership has been delivered to the landowner of record.
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 #

78-7304

8. Signature: Richard E Roeder 12/4/2024
Signature of new owner/claimant Title, if applicable Date
Richard E Roeder
Print name
- Signature: Rebecca L. Roeder 12/4/2024
Signature of new owner/claimant Title, if applicable Date
Rebecca L. Roeder
Print name

Received by BM Date 12-10-24 For IDWR Office Use Only: Receipt No. C119584 Receipt Amt. \$50.00
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 DM Date 12-19-24

Prepared By

Name: Timberline Title & Escrow
Address: 104 Industrial Avenue, PO BOX 6, Council, ID
83612
Escrow #: 24-1336

Instrument # 547341

IDAHO COUNTY, IDAHO
12-06-2024 11:22:58 AM No. of Pages: 4
Recorded for: TIMBERLINE TITLE & ESCROW, INC.
Kathy M Ackerman Fee: \$15.00
Ex-Officio Recorder Deputy: Js

Space Above This Line for Recorder's Use

WARRANTY DEED

STATE OF IDAHO
IDAHO COUNTY

FOR VALUE RECEIVED

Stephen McNulty and Theresa McNulty, husband and wife, and Mary Kohnke and Bob Kohnke, wife and husband

GRANTOR(S), does (do) hereby GRANT, BARGAIN, SELL AND CONVEY unto:

Richard E. Roeder and Rebecca L. Roeder, husband and wife

GRANTEE(S), whose current address is: 983 West South Slope Road, Emmett, ID 83617

the following described real property in Idaho County, Idaho, more particularly described as follows, to wit:

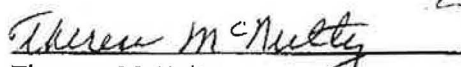
SEE ATTACHED EXHIBIT 'A' MADE A PART HEREOF:

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said heirs and assigns forever. And the said Grantor(s) does(do) hereby covenant to and with the said Grantee(s) that 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 reservations, restrictions, dedications, easements, rights of way and agreements, (if any) of record, and general taxes and assessments, (including irrigation and utility assessments, if any) for the current year, which are not yet due and payable and that Grantor(s) will warrant and defend the same from all lawful claims whatsoever.

Executed this 22 day of ^{November} ~~December~~, 2024

Grantor:


Stephen McNulty


Theresa McNulty

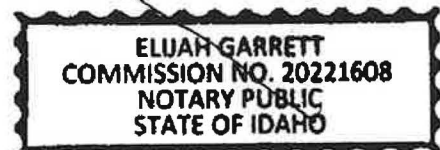
Mary Kohnke
Mary Kohnke
Bob Kohnke
Bob Kohnke

STATE OF Idaho
COUNTY OF Ada

On this 22 day of December, 2024, before me, a notary public, personally appeared Stephen McNulty and Theresa McNulty, personally known or identified to me to be the person(s) whose name(s) is (are) subscribed to the within instrument, and acknowledged to me that he (she) (they) executed the same.

[Signature]
Notary Public

My Commission Expires on 3/28/2028

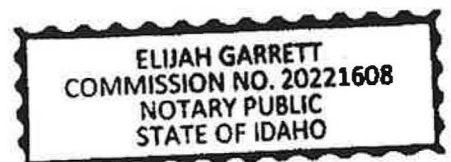


STATE OF Idaho
COUNTY OF Ada

On this 22 day of ~~December~~ ^{November}, 2024, before me, a notary public, personally appeared Mary Kohnke and Bob Kohnke, personally known or identified to me to be the person(s) whose name(s) is (are) subscribed to the within instrument, and acknowledged to me that he (she) (they) executed the same.

[Signature]
Notary Public

My Commission Expires on 3/28/2028



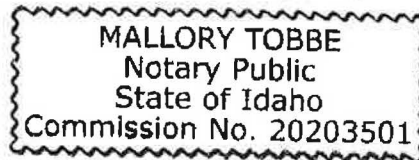
Mary Kohnke

Bob Kohnke

STATE OF Idaho
COUNTY OF Ada

On this 22 ^{November} day of ~~December~~, 2024, before me, a notary public, personally appeared Stephen McNulty and Theresa McNulty, personally known or identified to me to be the person(s) whose name(s) is (are) subscribed to the within instrument, and acknowledged to me that he (she) (they) executed the same.

Mallory Tobbe
Notary Public



My Commission Expires on 9/16/2026

STATE OF _____
COUNTY OF _____

On this _____ day of December, 2024, before me, a notary public, personally appeared Mary Kohnke and Bob Kohnke, personally known or identified to me to be the person(s) whose name(s) is (are) subscribed to the within instrument, and acknowledged to me that he (she) (they) executed the same.

Notary Public

My Commission Expires on _____

Exhibit 'A'

Township 22 North, Range 1 East, Boise Meridian, Idaho County, Idaho

Section 26: A parcel of land situated in the SW $\frac{1}{4}$ NW $\frac{1}{4}$, more particularly described as follows:

Beginning at a 1/2x48 inch rebar set on the southerly side of a County Road, from which point the West 1/4 Corner of said Section 26 bears South 1020 feet and West 500 feet;
thence S 40°16' E, 158.8 feet to the center of Elk Creek, from which point a 2 inch diameter Iron pipe bears N 40°16' W, 28 feet;
thence N 27°56' E, 207.1 feet along the center of said Elk Creek to the southerly side of said County Road;
thence S 79°33' W, 220.7 feet to the Place of Beginning.

Sometimes known as Assessor's Tax No. 58

Including the right to take water for domestic purposes by the existing $\frac{3}{4}$ " pipeline from the spring on the Given's land, across Elk Creek, approximately 250 feet South of the premises with the right of access for the maintenance of the pipeline.

Subject to the easements of use and of record.

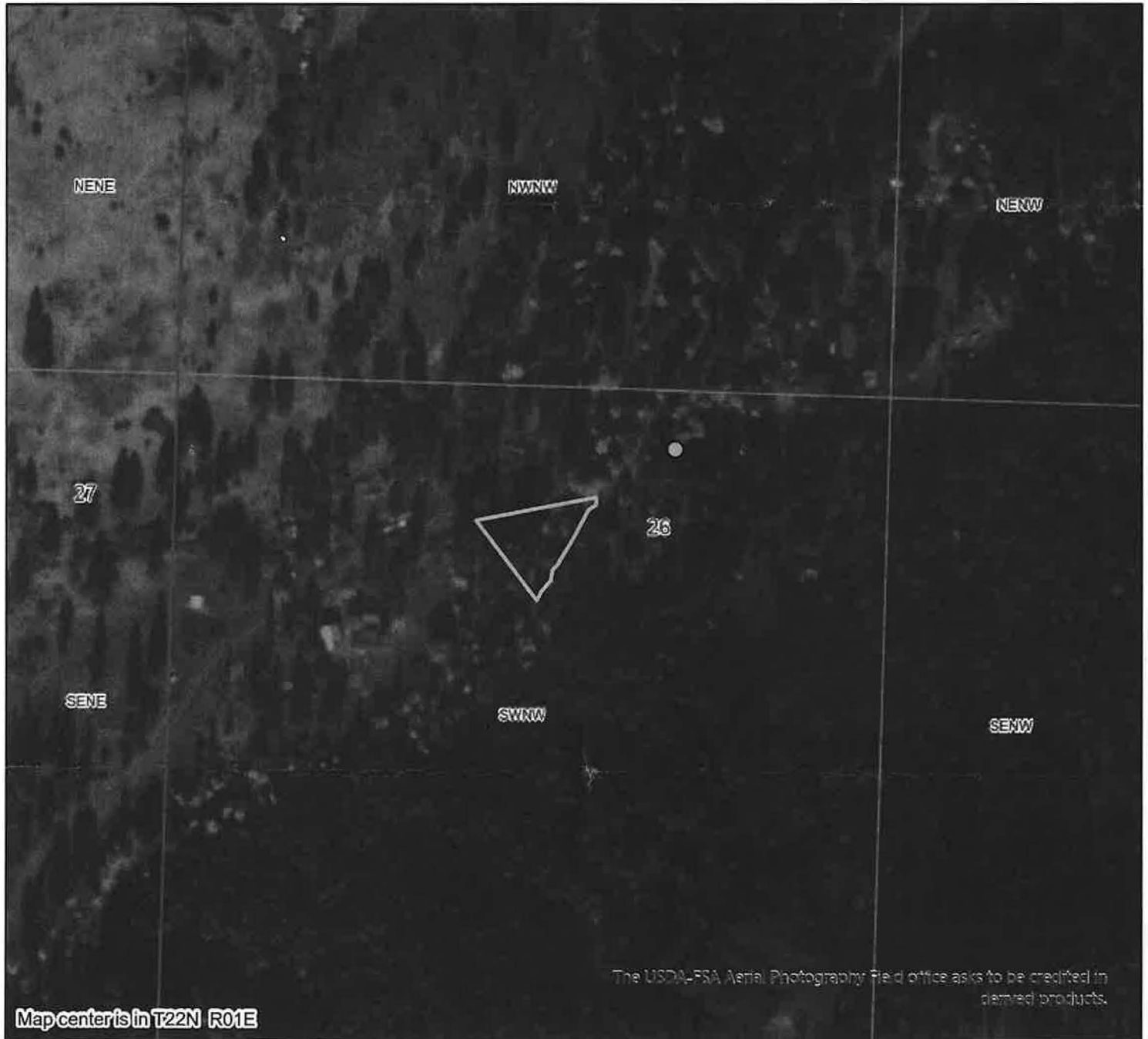
State of Idaho
Department of Water Resources

Water Right

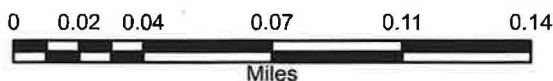
78-7304

DOMESTIC

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.



Date created: 12/6/2024



Legend

- Quarter Quarters
- PLS Sections
- Townships
- Place of Use Boundary
- Point of Diversion



State of Idaho
Department of Water Resources
Water Right

78-7328

IRRIGATION

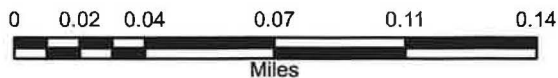
The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.



Map center is in T22N R01E



Date created: 12/6/2024



Legend

- Quarter Quarters
- PLS Sections
- Townships
- Place of Use Boundary
- Point of Diversion

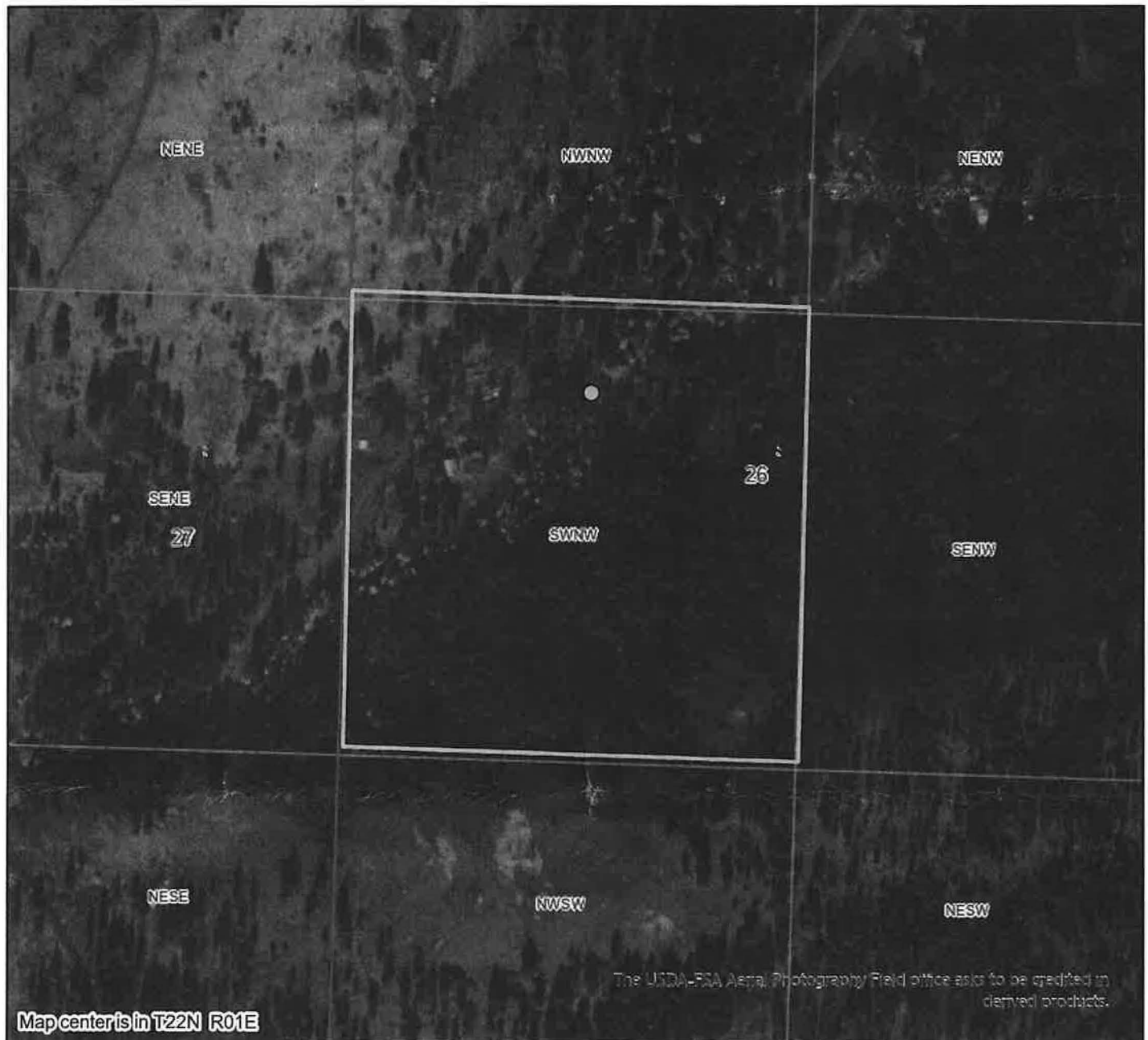


State of Idaho
Department of Water Resources
Water Right

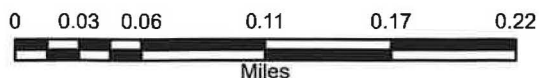
78-7328

DOMESTIC

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.



Date created: 12/6/2024



Legend

- Quarter Quarters
- PLS Sections
- Townships
- Place of Use Boundary
- Point of Diversion





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 20, 2024

RICHARD E ROEDER
REBECCA L ROEDER
983 W SOUTH SLOPE RD
EMMETT ID 83617-9031

Re: Change in Ownership for Water Right No(s): **78-7304, 78-7328**

Dear Water Right Holder(s):

The Department of Water Resources (Department) acknowledges the receipt of correspondence changing ownership of the above referenced water right(s) to you. The Department has modified its records and has enclosed a computer-generated report for you.

Updating the ownership record for a water right does not reconfirm the validity of the right. When processing a Notice of Change in Water Right Ownership, the Department does not review the history of water use to determine if the right has been forfeited or deliberately abandoned 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 Idaho Code §§ 42-222 and 42-223.

Please note, water right owners are required to report any change of water right ownership and any change of mailing address to the Department within 120 days of the change. Reporting forms are available from any office of the Department, or from the Department's website.

If you have any questions concerning the enclosed information, please contact me at (208)287-4921.

Sincerely,

Debra Mansfield
Technical Records Specialist 1

Enclosure(s)

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

12/19/2024

Water Right 78-7304

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	RICHARD E ROEDER 983 W SOUTH SLOPE RD EMMETT, ID 83617-9031 (208) 794-2528
Current Owner	REBECCA L ROEDER 983 W SOUTH SLOPE RD EMMETT, ID 83617-9031 (208) 794-2528
Original Owner	JACKIE D COCUS PO BOX 246 POLLOCK, ID 83547 (208) 628-3359
Original Owner	MARY K COCUS PO BOX 246 POLLOCK, ID 83547 (208) 628-3359
Previous Owner	RICHARD M MC NULTY 1801 N 18TH ST BOISE, ID 83702 (208) 389-1387
Previous Owner	HELEN M MC NULTY 1801 N 18TH ST BOISE, ID 83702 (208) 389-1387

Priority Date: 9/2/1988

Basis: License

Status: Active

Source
SPRING

Tributary
ELK CREEK

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
DOMESTIC	01/01	12/31	0.020 CFS	0.6 AF
	<u>Total Diversion</u>		0.020 CFS	0.6 AF

Source and Point(s) of Diversion:

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

12/19/2024

SPRING

NESWNW

Sec. 26, Twp 22N, Rge 01E, IDAHO County

Place Of Use:

DOMESTIC within IDAHO 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	
22N	01E	26							X										

Conditions of Approval:

1. WB5 Domestic use is for 1 home and does not include lawn, garden, landscape, or other types of irrigation.
2. X35 Rights 78-7304 and 78-7328 when combined shall not exceed 1 home and the annual diversion volume of 0.6 afa for domestic use.
3. 004 This right does not grant any right-of-way or easement across the land of another.

Dates and Other Information:

Licensed Date: 6/23/2011

Owner Name Connector: And

Water District Number: NWD

Mitigation Plan: False

Combined Use Limits:

N/A

SubCase:

N/A

Water Supply Bank:

N/A

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

12/19/2024

Water Right 78-7328

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	REBECCA L ROEDER 983 W SOUTH SLOPE RD EMMETT, ID 83617-9031 (208) 794-2528
Current Owner	RICHARD E ROEDER 983 W SOUTH SLOPE RD EMMETT, ID 83617-9031 (208) 794-2528
Original Owner	RICHARD M MC NULTY 1801 N 18TH ST BOISE, ID 83702 (208) 389-1387
Original Owner	HELEN M MC NULTY 1801 N 18TH ST BOISE, ID 83702 (208) 389-1387

Priority Date: 4/3/1992

Basis: License

Status: Active

Source
ELK CREEK

Tributary
LITTLE SALMON RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	10/31	0.020 CFS	1.5 AF
DOMESTIC	01/01	12/31	0.020 CFS	0.6 AF
	<u>Total Diversion</u>		0.020 CFS	2.1 AF

Source and Point(s) of Diversion:

ELK CREEK SWNW Sec. 26, Twp 22N, Rge 01E, IDAHO County

Place Of Use:

DOMESTIC within IDAHO 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	
22N	01E	26							X										

IRRIGATION within IDAHO County

IDAHO DEPARTMENT OF WATER RESOURCES

12/19/2024

Proof Report

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
22N	01E	26							0.5										0.5

POU Total Acres: 0.5

Conditions of Approval:

1. 132 Domestic use is for 1 home. Irrigation of lawn, garden and landscaping associated with the home is authorized under the irrigation component of this right.
2. R66 This right when combined with all other rights shall provide no more than 0.02 cfs nor more than 1.5 afa at the field headgate for irrigation of the place of use.
3. X35 Rights 78-7304 and 78-7328 when combined shall not exceed 1 home and the annual diversion volume of 0.6 afa for domestic use.

Dates and Other Information:

Licensed Date: 6/23/2011
 Owner Name Connector: And
 Water District Number: NWD
 Generic Max Rate Per Acre: 0.030
 Generic Max Volume Per Acre: 3.0
 Mitigation Plan: False

Combined Use Limits:

N/A

SubCase:

N/A

Water Supply Bank:

N/A