

RECEIVED

JAN 02 2025

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

DEPT. OF WATER RESOURCES

NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

1. List the numbers of all water rights and/or adjudication claim records to be changed. If you only acquired a portion of the water right or adjudication claim, check "Yes" in the "Split?" column. If the water right is leased to the Water Supply Bank, check "Yes". If you are not sure if the water right is leased to the Water Supply Bank, see #7 of the instructions.

Water Right/Claim No.	Split?	Leased to Water Supply Bank?	Water Right/Claim No.	Split?	Leased to Water Supply Bank?
65-4057	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: WAYNE EUGENE STEPHENS
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): WILLIAM DANIEL PENN SILVER CREEK PLUMBE LLC
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or
- 2100 W VICTORY RD BOISE ID 83705
Mailing address City State Zip
- 405 642-2847 danjuliepenn@me.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: 5/13/2022
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.

8. Signature: W D Penn OWNER Silver Creek Plumb LLC 1/2/2025
 Signature of new owner/claimant Title, if applicable Date
WILLIAM D PENN
 Print name

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

 Print name

Received by KM Date 1.2.25 For IDWR Office Use Only: Receipt No. 2119149 Receipt Amt. \$25.00
 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 1-7-25



Instrument # 450145
VALLEY COUNTY, CASCADE, IDAHO
05-16-2022 15:09:36 No. of Pages: 2
Recorded for: AMERITITLE - PAYETTE
DOUGLAS A. MILLER Fee: \$16.00
Ex-Officio Recorder Deputy: AMF
Electronically Recorded by Simplifile

WARRANTY DEED

Order No.: 480230AM

FOR VALUE RECEIVED

Wayne E. Stephens and Julia Stephens aka Julia L. Stephens, husband and wife

the grantor(s), do(es) hereby grant, bargain, sell and convey unto

Silver Creek Plunge LLC, an Idaho limited liability company
whose current address is:
2100 W Victory Rd
Boise, ID 83705-4850

the grantee(s), the following described premises, in Valley County, Idaho, TO WIT:

Parcel 1:

A parcel of land located in Valley County, Idaho, more particularly described as follows:

Warm Springs Lode mining claim designated as Survey No. 3259, embracing a portion of Section 36, Township 12 North, Range 5 East, Boise Meridian, Valley County, Idaho Patent Number 1072706.

EXCEPTING THEREFROM a portion of Section 36, Township 12 North, Range 5 East, Boise Meridian, and is the southwesterly 1/3 of Warm Springs Lode Mining Claim which is recorded in Book 23, page 638, Recorder's Office, Valley County, Idaho, Patent Number 1072706 and designated as Survey No. 3259 and is more particularly described as follows:

Commencing at the East one quarter corner of said Section 36, Township 12 North, Range 5 East, Boise Meridian; thence North 61° 49' West a distance of 656.2 feet; thence South 32° 50' West along the southeasterly boundary of said Patent 1072706, a distance of 1000 feet to the True Point of Beginning; thence continuing South 32° 50' West a distance of 500 feet to the southeasterly corner of said Patent 1072706; thence North 57° 10' West along the southwesterly boundary of Patent 1072706, a distance of 600 feet to the southwesterly corner of corner of Patent 1072706; thence North 32° 50' East along the northwesterly boundary of Patent 1072706, a distance of 500 feet; thence South 57° 10' East a distance of 600 feet to the True Point of Beginning.

FURTHER EXCEPTING THEREFROM:

All that portion of the Southeast Quarter of Section 36, Township 12 North, Range 5 East of the Boise Meridian, Valley County, State of Idaho (also being a portion of the Warm Springs Lode Mining Claim designated as Mineral Survey No. 3259) described as follows:

Beginning at the most Easterly corner of the Silver Creek Plunge Plat No. 1 recorded in Book 10 of Miscellaneous Records at Page 237;

Thence North 32°50'00" East, along the Southeasterly line of said Warm Springs Lode Mining claim a distance of 261 feet;

Thence North 57°10'00" West a distance of 235 feet;

Thence South 32°50'00" West a distance of 261 feet, to a point on the Northeasterly boundary of said Silver Creek Plunge Plat No. 1 that bears Northwesterly a distance of 235 feet from the Point of Beginning;



This document has been recorded electronically.
Please see the attached Copy to view the County
Recorder's stamp as it now appears in the public
record.

Submitted by: AMERITITLE

WARRANTY DEED

Order No.: 480230AM

FOR VALUE RECEIVED

Wayne E. Stephens and Julia Stephens aka Julia L. Stephens, husband and wife

the grantor(s), do(es) hereby grant, bargain, sell and convey unto

Silver Creek Plunge LLC, an Idaho limited liability company

whose current address is:
2100 W Victory Rd
Boise, ID 83705-4850

the grantee(s), the following described premises, in Valley County, Idaho, TO WIT:

Parcel 1:

A parcel of land located in Valley County, Idaho, more particularly described as follows:

Warm Springs Lode mining claim designated as Survey No. 3259, embracing a portion of Section 36, Township 12 North, Range 5 East, Boise Meridian, Valley County, Idaho Patent Number 1072706.

EXCEPTING THEREFROM a portion of Section 36, Township 12 North, Range 5 East, Boise Meridian, and is the southwesterly 1/3 of Warm Springs Lode Mining Claim which is recorded in Book 23, page 638, Recorder's Office, Valley County, Idaho, Patent Number 1072706 and designated as Survey No. 3259 and is more particularly described as follows:

Commencing at the East one quarter corner of said Section 36, Township 12 North, Range 5 East, Boise Meridian; thence North 61° 49' West a distance of 656.2 feet; thence South 32° 50' West along the southeasterly boundary of said Patent 1072706, a distance of 1000 feet to the True Point of Beginning; thence continuing South 32° 50' West a distance of 500 feet to the southeasterly corner of said Patent 1072706; thence North 57° 10' West along the southwesterly boundary of Patent 1072706, a distance of 600 feet to the southwesterly corner of corner of Patent 1072706; thence North 32° 50' East along the northwesterly boundary of Patent 1072706, a distance of 500 feet; thence South 57° 10' East a distance of 600 feet to the True Point of Beginning.

FURTHER EXCEPTING THEREFROM:

All that portion of the Southeast Quarter of Section 36, Township 12 North, Range 5 East of the Boise Meridian, Valley County, State of Idaho (also being a portion of the Warm Springs Lode Mining Claim designated as Mineral Survey No. 3259) described as follows:

Beginning at the most Easterly corner of the Silver Creek Plunge Plat No. 1 recorded In Book 10 of Miscellaneous Records at Page 237;

Thence North 32°50'00" East, along the Southeasterly line of said Warm Springs Lode Mining claim a distance of 261 feet;

Thence North 57°10'00" West a distance of 235 feet;

Thence South 32°50'00" West a distance of 261 feet, to a point on the Northeasterly boundary of said Silver Creek Plunge Plat No. 1 that bears Northwesterly a distance of 235 feet from the Point of Beginning;

Thence Southeasterly, along the Northeasterly boundary of said Silver Creek Plunge Plat No. 1 to the Point of Beginning.

TOGETHER WITH easement recorded in the records of Valley County, Idaho, at page 367 in Book 9 of Miscellaneous Deeds.

Parcel 2:

All that portion of the Southeast Quarter of Section 36, Township 12 North, Range 5 East of the Boise Meridian, Valley County, State of Idaho (also being a portion of the Warm Springs Lode Mining Claim designated as Mineral Survey No. 3259) described as follows:

Beginning at the most Easterly corner of the Silver Creek Plunge Plat No. 1 recorded in Book 10 of Miscellaneous Records at Page 237;
Thence North 32°50'00" East, along the Southeasterly line of said Warm Springs Lode Mining claim a distance of 261 feet;
Thence North 57°10'00" West a distance of 235 feet;
Thence South 32°50'00" West a distance of 261 feet, to a point on the Northeasterly boundary of said Silver Creek Plunge Plat No. 1 that bears Northwesterly a distance of 235 feet from the Point of Beginning;
Thence Southeasterly, along the Northeasterly boundary of said Silver Creek Plunge Plat No. 1 to the Point of Beginning.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, heirs and assigns forever. And the said Grantor does 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: Current Year Taxes, conditions, covenants, restrictions, reservations, easements, rights and rights of way, apparent or of record. And that (s)he will warrant and defend the same from all lawful claims whatsoever.

Dated: May 11, 2022

Wayne E. Stephens
Wayne E. Stephens

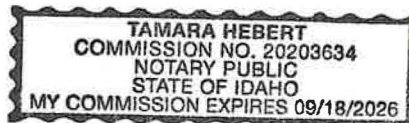
Julia L. Stephens
Julia L. Stephens

State of Idaho } ss
County of _____ } Canyon

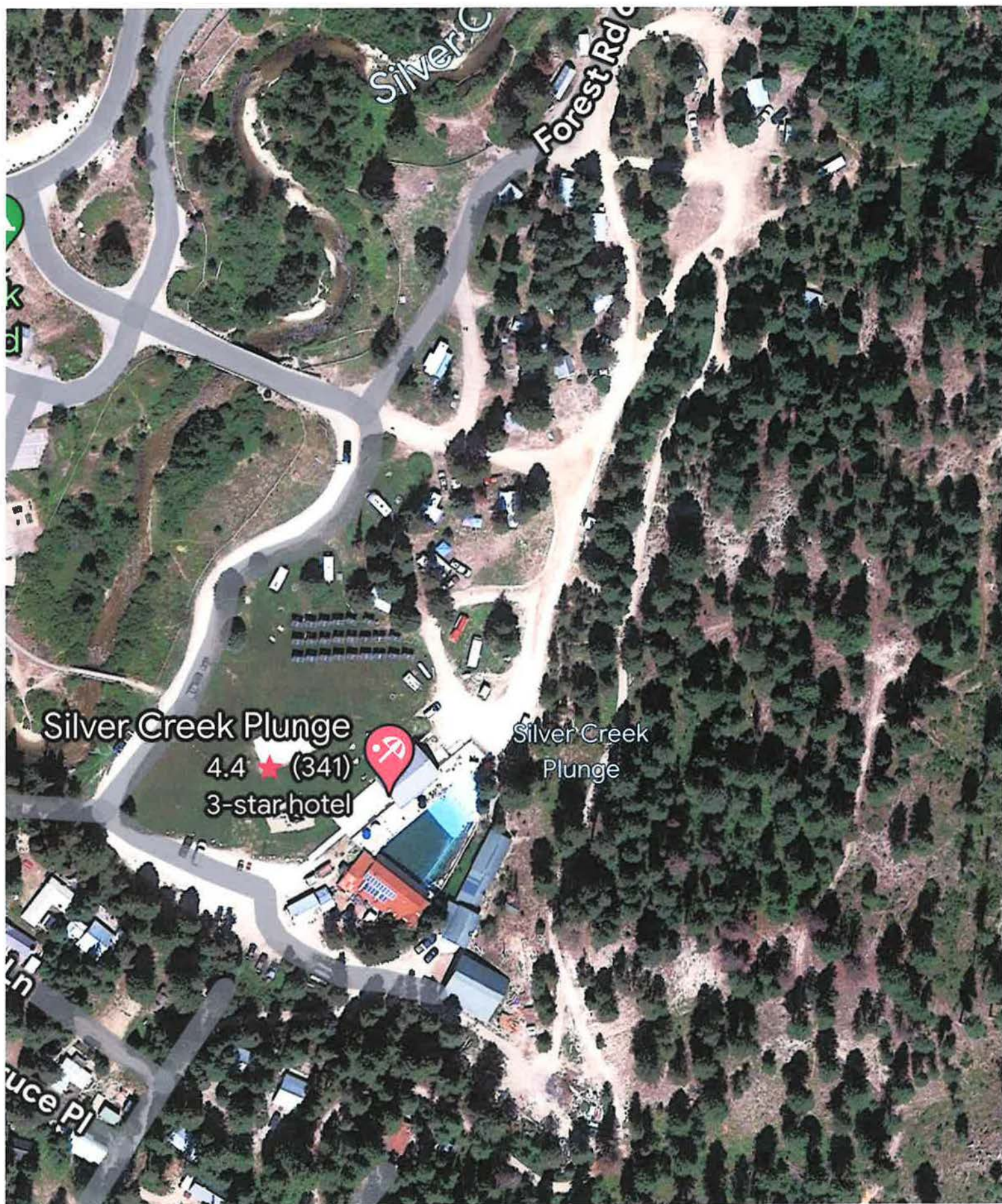
On this 13 day of May, 2022, before me, Tamara Hebert a Notary Public in and for said state, personally appeared Wayne E. Stephens and Julia L. Stephens, known or identified to me to be the person(s) whose name(s) is/are subscribed to the within Instrument and acknowledged to me that he/she/they executed 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.

Tamara Hebert
Notary Public for the State of Idaho
Residing at: _____
Commission Expires: _____



Residing in Caldwell, Idaho
Commission Expires 9/18/2026



Silver Creek Plunge

4.4 ★ (341)

3-star hotel

Silver Creek
Plunge

IDAHO DEPARTMENT OF WATER RESOURCES

6/27/2017

Proof Report

Water Right

65-4057

Spring (pool)

Owner Type **Name and Address**
 Current Owner WAYNE EUGENE STEPHENS
 24604 EMMETT RD
 CALDWELL, ID 83607
 2085853134

Current Owner JULIA STEPHENS
 24604 EMMETT RD
 CALDWELL, ID 83607
 2085853134

Original Owner RUTH E WITHERS
 2411 S COLLEGE AVE
 CALDWELL, ID 83605
 2084590939

Original Owner BUFORD H WITHERS
 2411 S COLLEGE AVE
 CALDWELL, ID 83605
 2084590939

Previous Owner JUDITH AREA
 2345 SILVER CREEK RD
 GARDEN VALLEY, ID 83622
 2083774396

Previous Owner RICHARD L AREA
 2345 SILVER CREEK RD
 GARDEN VALLEY, ID 83627
 2083774396

Priority Date: 8/1/1956**Basis:** Decreed**Status:** Active

Source
 SILVER SPRINGS

Tributary
 SILVER CREEK

Beneficial Use	From	To	Diversion Rate	Volume
RECREATION	1/01	12/31	1,200 CFS	
	Total Diversion		1,200 CFS	

Source and Point(s) of Diversion

SILVER SPRINGS NWNESE Sec. 36, Twp 12N, Rge 05E VALLEY County

Place Of Use

RECREATION within VALLEY County

IDAHO DEPARTMENT OF WATER RESOURCES

6/27/2017

Proof Report

			NE				NW				SW				SE				Totals
Twp	Rge	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
12N	05E	36														X			

Conditions of Approval:

1. RECREATION USE FOR SILVER CREEK PLUNGE SWIMMING POOL
2. C18 THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE

Dates and Other Information

Decreed Date: 11/3/2000

Civil Case Number: 39576

Judicial District: FIFTH

State or Federal: S

Owner Name Connector: OR

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

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

January 08, 2025

SILVER CREEK PLUNGE LLC
2100 W VICTORY RD
BOISE ID 83705-4850

Re: Change in Ownership for Water Right No(s): 65-4057

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

1/7/2025

Water Right 65-4057

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	SILVER CREEK PLUNGE LLC 2100 W VICTORY RD BOISE, ID 83705-4850 (405) 642-2847
Original Owner	RUTH E WITHERS 2411 S COLLEGE AVE CALDWELL, ID 83605 (208) 459-0939
Original Owner	BUFORD H WITHERS 2411 S COLLEGE AVE CALDWELL, ID 83605 (208) 459-0939
Previous Owner	WAYNE EUGENE STEPHENS 24604 EMMETT RD CALDWELL, ID 83607 (208) 585-3134
Previous Owner	JULIA STEPHENS 24604 EMMETT RD CALDWELL, ID 83607 (208) 585-3134

Priority Date: 8/1/1956

Basis: Decreed

Status: Active

Source
SILVER SPRINGS

Tributary
SILVER CREEK

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
RECREATION	1/01	12/31	1.200 CFS	
	<u>Total Diversion</u>		1.200 CFS	

Source and Point(s) of Diversion:

SILVER SPRINGS NWNESE

Sec. 36, Twp 12N, Rge 05E, VALLEY County

Place Of Use:

RECREATION within VALLEY County

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

1/7/2025

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
12N	05E	36													X				

Conditions of Approval:

1. RECREATION USE FOR SILVER CREEK PLUNGE SWIMMING POOL
2. C18 THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.

Dates and Other Information:

Decreed Date: 11/3/2000
Civil Case Number: 39576
Judicial District: FIFTH
State or Federal: S
Owner Name Connector: OR
Water District Number: 65
Mitigation Plan: False

Combined Use Limits:

N/A

SubCase:

N/A

Water Supply Bank:

N/A