

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED
AUG 18 2023
DEPARTMENT OF WATER RESOURCES
WESTERN REGION
AUG 16 2023

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?
61-2196-B	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: Tracy J and Monte P. Stephens
Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): Tamara L + Matthew L O'Neal
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or

12005 Airbase Road
Mailing address

Mountain Home 83047
City State Zip

208-590-6259
Telephone

oneallmatthew@gmail.com
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: 8-9-2023
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: [Signature] Title, if applicable: _____ Date: 20250809
 Signature of new owner/claimant
Tamara O'Neal
 Print name

Signature: [Signature] Title, if applicable: _____ Date: 9 Aug 23
 Signature of new owner/claimant
Matthew O'Neal
 Print name

For IDWR Office Use Only:

Received by: DM Date: 8-16-23 Receipt No. W051473 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: DM Processed by: DM Date: 8-30-23



Instrument # 0000506527
ELMORE COUNTY, ID
02:33:51 PM
For ALLIANCE TITLE - MTN. HOME OI
No. of Pages: 2
SHELLEY ESSL, Recorder
KC, Deputy
Electronically Recorded by Simplifile
Aug 09, 2023
Fee: \$15.00

WARRANTY DEED

Alliance Title & Escrow, LLC Order No.:643148

FOR VALUE RECEIVED

Monte P. Stephens and Tracy J. Stephens, husband and wife as community property with right of survivorship

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

Tamara L. O'Neal and Matthew L. O'Neal, wife and husband as community property with right of survivorship

whose current address is

**12005 Airbase Road
Mountain Home, ID 83647**

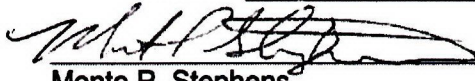
the grantee(s), the following described premises, in Elmore County, Idaho, TO WIT:

See attached Exhibit 'A'

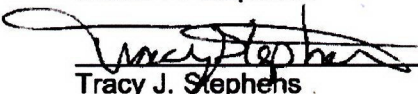
TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee(s), that (s)he is/are the owner(s) in fee simple of said premises; that they are free from all encumbrances Except: 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: August 8, 2023



Monte P. Stephens



Tracy J. Stephens

State of Idaho } ss
County of Elmore }

On this 9th day of August, 2023, before me, the undersigned, a Notary Public in and for said state, personally appeared Monte P. Stephens and Tracy J. Stephens, known or identified to me to be the person(s) whose name(s) is/are subscribed to the within Instrument.

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



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

JAMIE L. SPRINGER
COMMISSION #42167
NOTARY PUBLIC
STATE OF IDAHO

Residing In: Mountain Home, Idaho
My commission expires: 05/19/2028

Exhibit 'A'

Tract I

A portion of the Northeast Quarter of the Northeast Quarter Section 10, Township 4 South, Range 5 East, Boise Meridian, Elmore County, Idaho, more particularly described as follows:

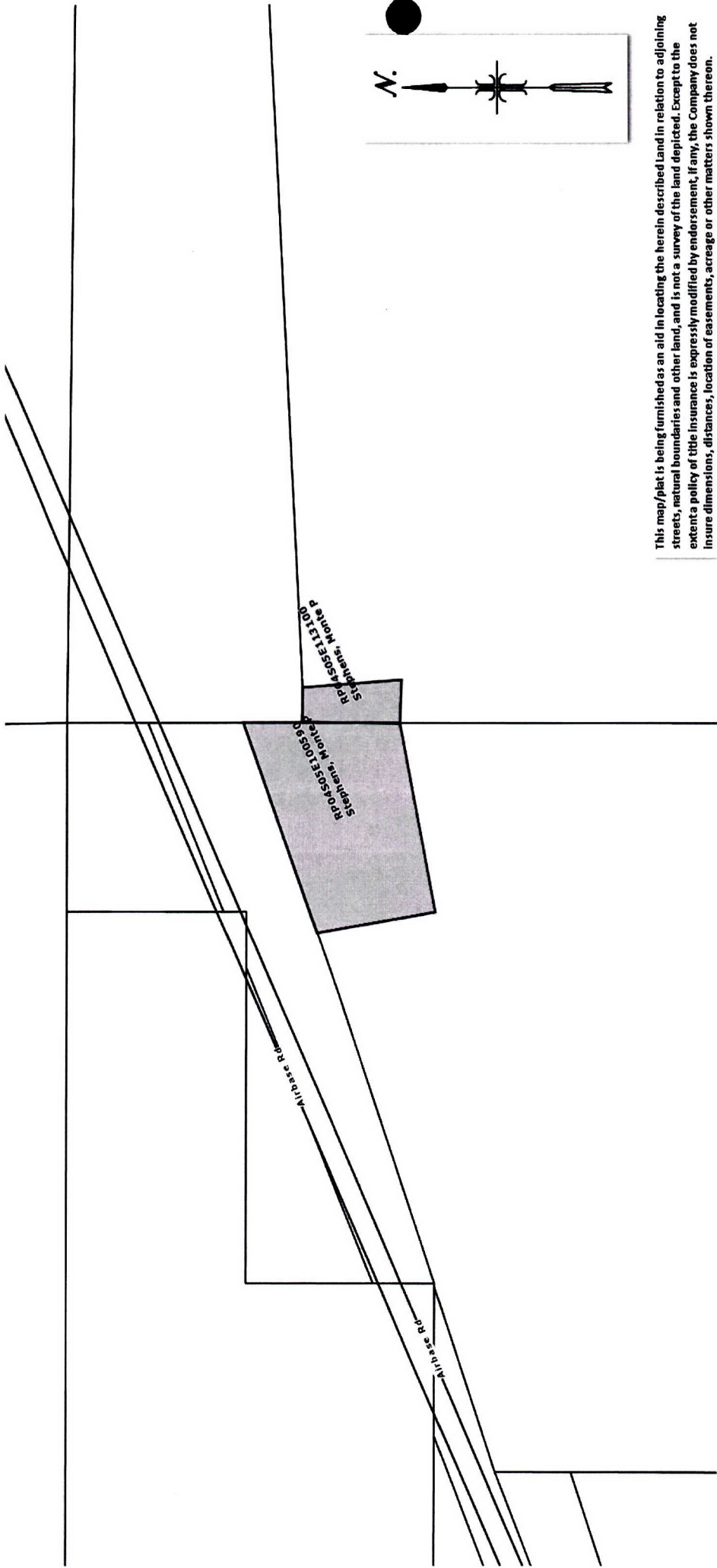
Commencing at the Northeast corner of said Section 10, a set stone;
thence South 0°07'18" East along the East section line of said Section 10, 331.54 feet to a steel pin which is a point on the South Right of Way line of Idaho State Highway 67 and the REAL POINT OF BEGINNING; thence continue
South 0°07'18" East along the East section line 251.00 feet to a steel pin; thence
North 89°36'18" West 305.80 feet to a steel pin; thence
North 15°02'18" West 108.65 feet to a steel pin which is set on the South Right of Way line of Idaho State Highway 67; thence
North 66°38'57" East along the highway Right of Way line 363.20 feet to a steel pin which is the REAL POINT OF BEGINNING.

AND

Tract II

A 30 foot wide strip of land in the Northwest Quarter of the Northwest Quarter Section 11, Township 4 South, Range 5 East, Boise Meridian, Elmore County, Idaho, described as follows:

Commencing at the Northwest corner of said Section 11, (a set stone); thence South 0°07'18" East along the Section line 402.00 feet to THE REAL POINT OF BEGINNING; Thence continue
South 0°07'18" East along the Section line 180.54 feet to a point; thence
South 89°36'18" East to a point 30 feet East of the Section line;
thence parallel to the Section line
North 0°07'18" West 182.26 feet to a point; thence
South 87°06'42" West 30.03 feet to THE REAL POINT OF BEGINNING.



This map/plat is being furnished as an aid in locating the herein described land in relation to adjoining streets, natural boundaries and other land, and is not a survey of the land depicted. Except to the extent a policy of title insurance is expressly modified by endorsement, if any, the Company does not insure dimensions, distances, location of easements, acreage or other matters shown thereon.



IDAHO DEPARTMENT OF
WATER RESOURCES

Western Region • 2735 W Airport Way • Boise, ID 83705-5082

Phone: 208-334-2190 • Fax: 208-334-2348 • Email: westerninfo@idwr.idaho.gov • Web: idwr.idaho.gov

Governor Brad Little

Director Gary Spackman

August 30, 2023

MATTHEW L ONEAL & TAMARA L ONEAL
12005 AIRBASE RD
MOUNTAIN HOME ID 83647-5406

Re: Change in Ownership for Water Right No(s): **61-2196B**

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.

During the ownership change process, **Water Right No. 61-10374** was found to match the property described in the submitted deed. If you would like to claim ownership of this water right, please submit another Notice of Change in Water Right Ownership to the Department with the appropriate fee. There is no need to submit another deed, as the Department can use the one already on file for Water Right No. **61-2196B**.

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)605-4620.

Sincerely,

Debra Mansfield
Office Specialist II

Enclosure(s)

SCANNED

AUG 30 2023

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

8/30/2023

Water Right 61-2196B

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	TAMARA L ONEAL 12005 AIRBASE RD MOUNTAIN HOME, ID 83647-5406 (208) 590-6259
Current Owner	MATTHEW L ONEAL 12005 AIRBASE RD MOUNTAIN HOME, ID 83647-5406 (208) 590-6259
Original Owner	GEORGE A GAILEY 12410 AIR BASE RD MOUNTAIN HOME, ID 83647 (208) 832-7628
Previous Owner	TRACY J STEPHENS 12005 AIRBASE RD MOUNTAIN HOME, ID 83647
Previous Owner	MONTE P STEPHENS 12005 AIRBASE RD MOUNTAIN HOME, ID 83647

Priority Date: 6/17/1966

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>
IRRIGATION	4/01	10/15	0.030 CFS	5.2 AF
	<u>Total Diversion</u>		0.030 CFS	5.2 AF

Source and Point(s) of Diversion:

GROUND WATER	SWSW	Sec. 11, Twp 04S, Rge 05E, ELMORE County
GROUND WATER	NWNW	Sec. 11, Twp 04S, Rge 05E, ELMORE County

Place Of Use:

IRRIGATION within ELMORE County

NE	NW	SW	SE
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IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

8/30/2023

Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
04S	05E	10	1.3																1.3

POU Total Acres: 1.3

Conditions of Approval:

1. 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.
2. RIGHT NO. 61-02193B IS ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE.
3. THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS EARLY AS MARCH 15 AND MAY CONTINUE TO AS LATE AS NOVEMBER 15, PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE OF WATER BEFORE APRIL 1 AND AFTER OCTOBER 15 UNDER THIS REMARK IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO SUBORDINATED EARLY OR LATE IRRIGATION USE AND A PRIORITY DATE EARLIER THAN THE DATE A PARTIAL DECREE IS ENTERED FOR THIS RIGHT.
4. C15 THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER IN BASIN 61 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER RIGHTS IN BASIN 61: WATER RIGHT NO. SOURCE NONE NONE THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER IN BASIN 61 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER RIGHTS IN THE SNAKE RIVER BASIN: WATER RIGHT NO. SOURCE NONE NONE ALL WATER RIGHTS WITHIN BASIN 61 ARE FROM CONNECTED SOURCES OF WATER IN THE SNAKE RIVER BASIN AND SHALL BE ADMINISTERED CONJUNCTIVELY.

Dates and Other Information:

Decreed Date: 10/26/2000
Civil Case Number: 39576
Judicial District: FIFTH
State or Federal: S
Owner Name Connector: And
Water District Number: 161
Mitigation Plan: False

Combined Use Limits:

N/A

SubCase:

N/A

Water Supply Bank:

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

8/30/2023

N/A

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

8/30/2023

Water Right 61-10374

Owner Type **Name and Address**
Current Owner GEORGE A GAILEY
12410 AIR BASE RD
MOUNTAIN HOME, ID 83647
(208) 832-7628

Priority Date: 3/29/1976

Basis: Decreed

Status: Active

Source
GROUND WATER

Tributary

Beneficial Use	From	To	Diversion Rate	Volume
DOMESTIC	1/01	12/31	0.040 CFS	
	Total Diversion		0.040 CFS	

Source and Point(s) of Diversion:

GROUND WATER NWNW Sec. 11, Twp 04S, Rge 05E, ELMORE County

Place Of Use:

DOMESTIC within ELMORE 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	
04S	05E	10	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. PARCEL NO. 04S05E100590

Dates and Other Information:

Decreed Date: 1/30/1998
Civil Case Number: 39576
Judicial District: FIFTH
State or Federal: S
Water District Number: EXC
Mitigation Plan: False

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

8/30/2023

Combined Use Limits:

N/A

SubCase:

N/A

Water Supply Bank:

N/A



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082

Phone: (208) 334-2190 FAX: (208) 334-2348 www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Interim Director

August 20, 2009

TRACY J And MONTE P STEPHENS
12005 AIRBASE RD
MOUNTAIN HOME, ID 83647

Re: Change of Ownership for Water Right No(s). 61-2196B

Dear Water Right Holder(s):

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

Please note that as of July 1, 1996, water right owners are required to report any change of water right ownership and any change of mailing address of the owner of a water right, to the Department. Notice of the change must be provided to the Department within 120 days of the change. Change reporting forms are available from any office of the Department, or at www.idwr.idaho.gov.

Thank you again for your patience and cooperation. If you have any questions concerning the enclosed information, please feel free to contact this office.

Sincerely,

A handwritten signature in black ink that reads "Jean Hersley".

Jean Hersley
Office Specialist II
Western Regional Office

Enclosures

An electronic signature using the AuthentiSIGN system, showing a stylized signature in black ink.

07/14/23

An electronic signature using the AuthentiSIGN system, showing the name "Tamara L O'Neal" in black ink.

07/15/23

SCANNED

AUG 30 2023

Water Right Report : 61-2196-B (Decreed/Active)

Water Right Owners

Owner Type	Name	Address	City	State	Postal Code
Current Owner	STEPHENS, MONTE P	12005 AIRBASE RD	MOUNTAIN HOME	ID	83647
Current Owner	STEPHENS, TRACY J	12005 AIRBASE RD	MOUNTAIN HOME	ID	83647
Original Owner	GAILEY, GEORGE A	12410 AIR BASE RD	MOUNTAIN HOME	ID	83647
Previous Owner	ROBERTSON, FENNA N	12410 AIRBASE RD	MOUNTAIN HOME	ID	83647
Previous Owner	ROBERTSON, JAMES H	12410 AIRBASE RD	MOUNTAIN HOME	ID	83647

Water Right Status

Priority Date : 6/17/1966

Basis : Decreed

Status : Active

Water Source

Source **Source Qualifier** **Tributary** **Tributary Qualifier**

GROUND WATER

Points Of Diversion (Location)

Source	Township	Range	Section	Govt. Lot	QQQ	QQ	Q	County	Diversion Type
GROUND WATER	04S	05E	11	0		NW	NW	ELMORE	
GROUND WATER	04S	05E	11	0		SW	SW	ELMORE	

Water Uses

Beneficial Use	From	To	Diversion Rate	Volume
IRRIGATION	4/01	10/15	0.03 CFS	5.20 AFA
TOTAL			0.03 CFS	5.20 CFS

Places of Use

Printable View

Paged View

Place of Use Legal Description : IRRIGATION (ELMORE county)

Township	Range	Section	Lot	QQQ	QQ	Q	Acres
04S	05E	10			NE	NE	1.3

Irrigation Totals

Total Acres Acre Limit

1.30

Conditions

Code Conditions

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.

RIGHT NO. 61-02193B IS ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE.

SCANNED

AUG 30 2023

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- C15 THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER IN BASIN 61 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER RIGHTS IN BASIN 61: WATER RIGHT NO. SOURCE NONE NONE THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER IN BASIN 61 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER RIGHTS IN THE SNAKE RIVER BASIN: WATER RIGHT NO. SOURCE NONE NONE ALL WATER RIGHTS WITHIN BASIN 61 ARE FROM CONNECTED SOURCES OF WATER IN THE SNAKE RIVER BASIN AND SHALL BE ADMINISTERED CONJUNCTIVELY.

Dates

Licensed Date :
Decreed Date : 10/26/2000
Permit Proof Due Date :
Permit Proof Made Date :
Permit Approved Date :
Permit Moratorium Expiration Date :
Enlargement Use Priority Date :
Enlargement Statute Priority Date :
Application Received Date:
Protest Deadline Date:

Other Information

State or Federal : S
Water District Number : 161
Generic Max Rate Per Acre : 0
Generic Max Volume Per Acre : 0
Civil Case Number :
Decree Plaintiff :
Decree Defendant :
Swan Falls Trust or Nontrust :
Swan Falls Dismissed :
DLE Act Number :
Cary Act Number :
Mitigation Plan: False

IDAHO DEPARTMENT OF WATER RESOURCES

7/18/2023