

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

3/27/2023

Water Right 67-291A After Split

Owner Type **Name and Address**
Current Owner HUBERT V WARD
3561 WARD RD
CAMBRIDGE, ID 83610
(208) 257-3554

Current Owner BETTY J WARD
3561 WARD RD
CAMBRIDGE, ID 83610
(208) 257-3554

Priority Date: 5/1/1896

Basis: Decreed

Status: Active

Source
RUSH CREEK

Tributary
WEISER RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15	10/31	0.060 CFS	
	<u>Total Diversion</u>		0.060 CFS	

Source and Point(s) of Diversion:

RUSH CREEK	SWSWSW	Sec. 27, Twp 16N, Rge 03W, WASHINGTON County
RUSH CREEK	SENWSW	Sec. 34, Twp 16N, Rge 03W, WASHINGTON County

Place Of Use:

IRRIGATION within WASHINGTON 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	
15N	03W	3									10.0			12.0					22.0

Right Acre Limit: 5.10
POU Total Acres: 22.0

Conditions of Approval:

1. C05 Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.
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.
3. E56 The rights listed below are limited to the irrigation of a combined total of 22.0

SCANNED
MAR 29 2023

IDAHO DEPARTMENT OF WATER RESOURCES
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3/27/2023

- acres in a single irrigation season. Combined Right Nos.: 67-291A, 67-269, and 67-4586.
4. K06 This right is limited to the irrigation of 5.1 acres within the place of use described above in a single irrigation season.

Comments:

- 1 csaxton 7/18/2006 Ownership
Needs change of ownership to Greenman according to tax lot data.
- 2 csaxton 7/18/2006 PPU
Claimed and recommended as PPU with 67-291A, 67-296, 67-4586.
- 3 djudd 3/27/2023 Split Right
Split into 67-291A and 67-15455 due to change in ownership.
- 4 djudd 3/27/2023 POU
Updated Shape

Dates and Other Information:

Decreed Date: 10/20/2008
Civil Case Number: 39576
Judicial District: FIFTH
State or Federal: S
Owner Name Connector: AND
Water District Number: 67
Mitigation Plan: False

Combined Use Limits:

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>	<u>Water Rights</u>
		22.0	67-291A ,67-296 ,67-4586

SubCase:

N/A

Water Supply Bank:

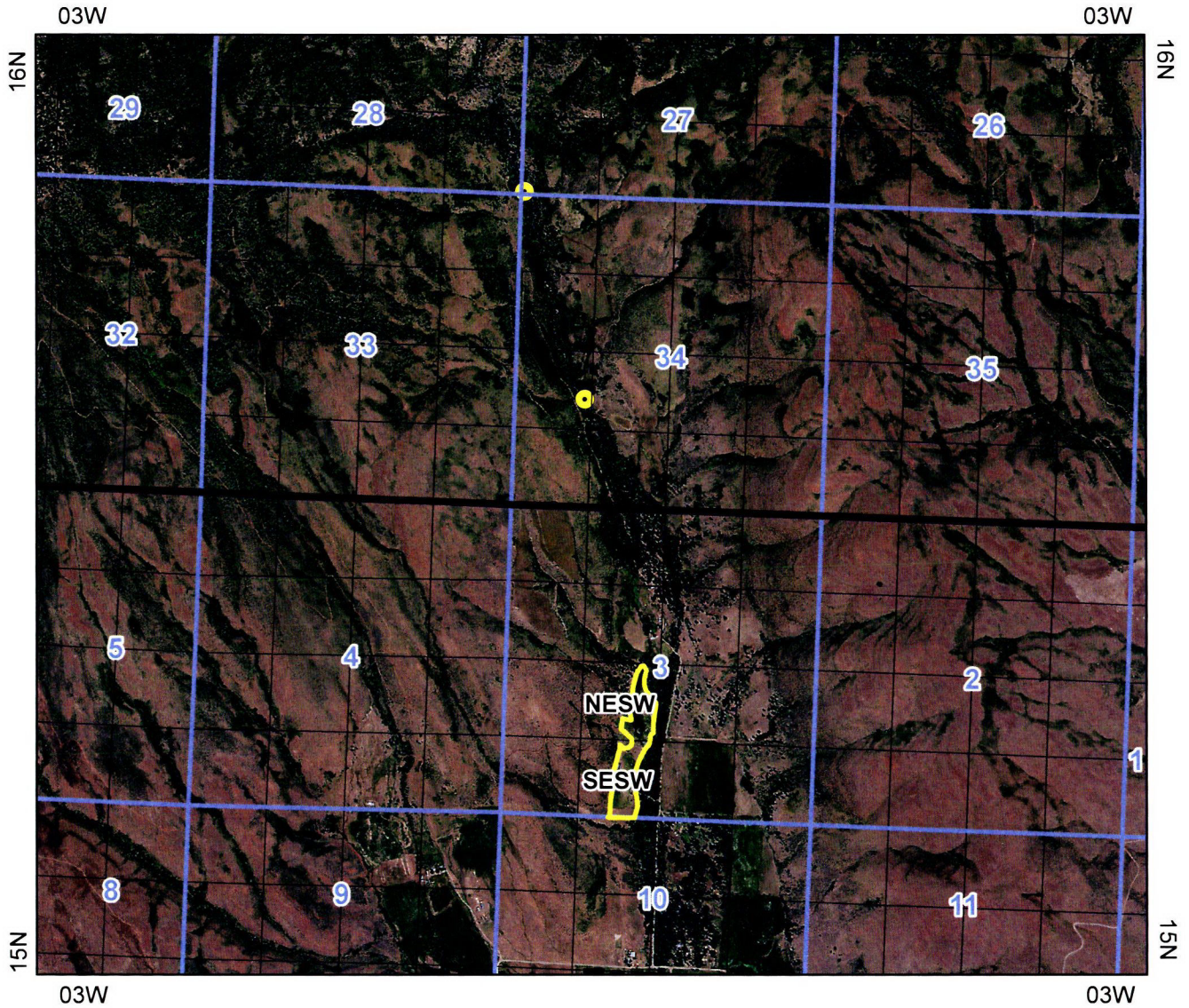
N/A

State of Idaho
Department of Water Resources

Water Right

67-291A

After Split



0 0.35 0.7 1.4 Miles

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

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MAR 7 9 2023



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3/27/2023

Water Right 67-291A Before Split

Owner Type **Name and Address**
Current Owner HUBERT V WARD
3561 WARD RD
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(208) 257-3554

Current Owner BETTY J WARD
3561 WARD RD
CAMBRIDGE, ID 83610
(208) 257-3554

Priority Date: 5/1/1896

Basis: Decreed

Status: Active

Source
RUSH CREEK

Tributary
WEISER RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15	10/31	0.200 CFS	
	<u>Total Diversion</u>		0.200 CFS	

Source and Point(s) of Diversion:

RUSH CREEK	SWSWSW	Sec. 27, Twp 16N, Rge 03W, WASHINGTON County
RUSH CREEK	SENWSW	Sec. 34, Twp 16N, Rge 03W, WASHINGTON County

Place Of Use:

IRRIGATION within WASHINGTON 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	
15N	03W	3					0.8 L3	21.0 L4	11.0	14.0	10.0			12.0					68.8

Right Acre Limit: 16.00
POU Total Acres: 68.8

Conditions of Approval:

1. C05 Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.
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.

IDAHO DEPARTMENT OF WATER RESOURCES
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3/27/2023

3. E56 The rights listed below are limited to the irrigation of a combined total of 68.8 acres in a single irrigation season. Combined Right Nos.: 67-291A, 67-269, and 67-4586.
4. K06 This right is limited to the irrigation of 16.0 acres within the place of use described above in a single irrigation season.

Comments:

1 csaxton 7/18/2006 Ownership
Needs change of ownership to Greenman according to tax lot data.

2 csaxton 7/18/2006 PPU
Claimed and recommended as PPU with 67-291A, 67-296, 67-4586.

Dates and Other Information:

Decreed Date: 10/20/2008
Civil Case Number: 39576
Judicial District: FIFTH
State or Federal: S
Owner Name Connector: AND
Water District Number: 67
Mitigation Plan: False

Combined Use Limits:

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>	<u>Water Rights</u>
		68.8	67-291A ,67-296 ,67-4586

SubCase:

N/A

Water Supply Bank:

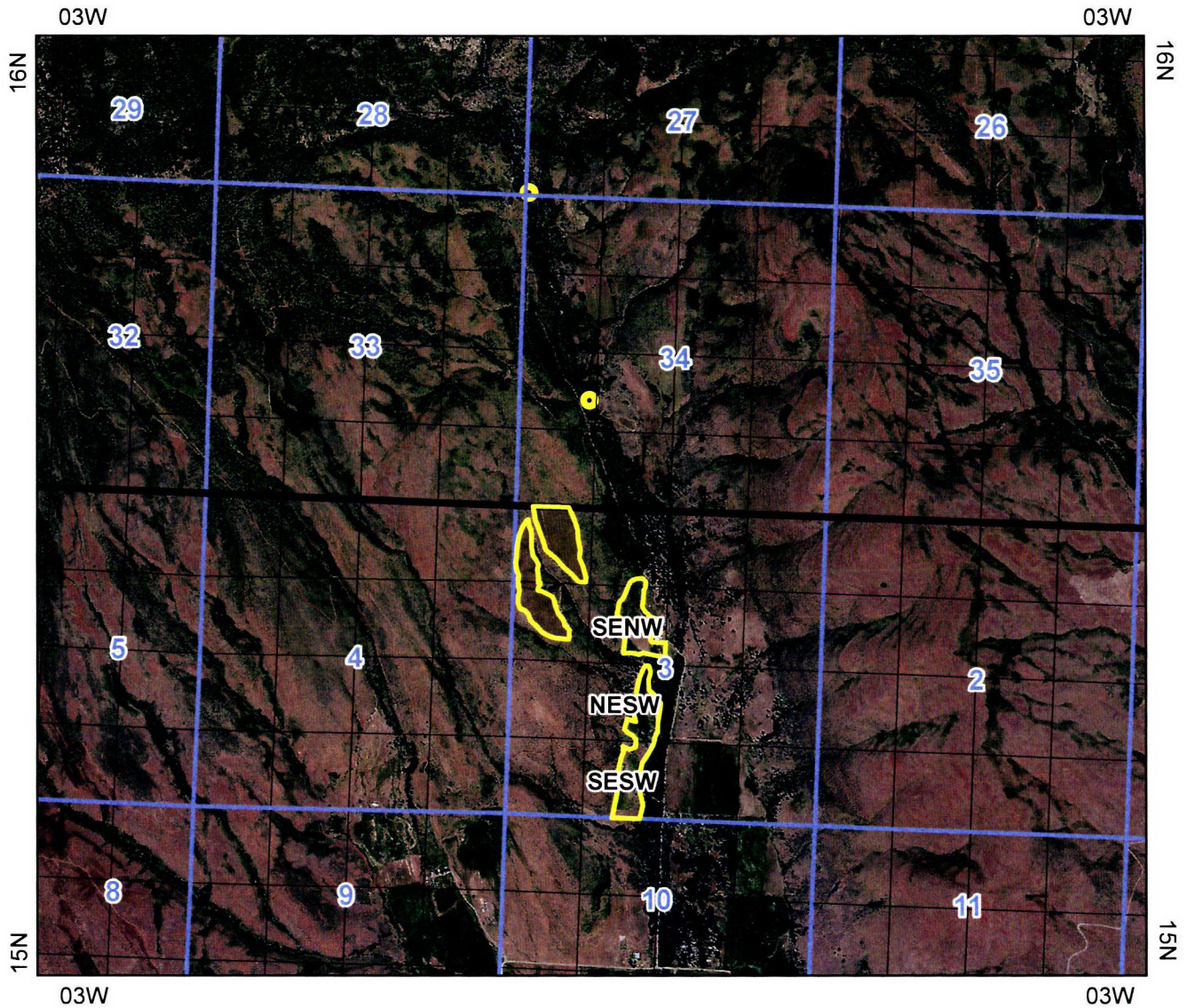
N/A

State of Idaho
Department of Water Resources

Water Right

67-291A

Before Split



0 0.35 0.7 1.4 Miles

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

SCANNED
MAR 29 2023



FEB 23 2023

WATER RESOURCES
WESTERN REGIONSTATE OF IDAHO
DEPARTMENT 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?
67-291A <u>67-15455</u>	Yes ☐	Yes ☐	67-294	Yes ☐	Yes ☐
67-295	Yes ☐	Yes ☐	67-296 <u>67-15456</u>	Yes ☐	Yes ☐
67-4585 <u>67-15457</u>	Yes ☐	Yes ☐	67-4586	Yes ☐	Yes ☐
67-10576	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Betty J. Ward & Hubert V. Ward
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Fourward Enterprises, LLC
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or
- P.O. Box 77 Indian Valley ID 83632
Mailing address City State Zip
208-741-0377 vlward@ctcweb.net
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: 11/29/2008
6. Do you own the land identified as the water right place of use? Yes ☒ No ☐
☐ 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):
☐ \$25 per *undivided* water right.
☐ \$100 per *split* water right.
☐ 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: Victor L. Ward Member 2-7-2023
Signature of new owner/claimant Title, if applicable Date
Victor L. Ward
Print name

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

For IDWR Office Use Only:
Received by DM Date 2-23-23 Receipt No. WOS1033 Receipt Amt. \$175.00

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 d Date 2/23/23

SCANNED
MAR 7 9 2023

WARRANTY DEED

For Value Received, CLAUDIA GREENMAN, a married person dealing with her sole and separate property, and MILTON WARD, a married person dealing with his sole and separate property, and VICTOR WARD, a married person dealing with his sole and separate property

the grantors, do hereby grant, bargain, sell and convey unto FOURWARD ENTERPRISES, L.L.C., an Idaho limited liability company

the grantee, whose current address is P.O. Box 77, Indian Valley, ID 83632

the following described premises, in Washington County, Idaho, to-wit:

SEE ATTACHED EXHIBIT 'A' MADE A PART HEREOF

Instrument # 250395

STATE OF IDAHO, COUNTY OF WASHINGTON

2023-02-13 02:12:20 PM No. of Pages: 3

Recorded for: TIMBERLINE TITLE & ESCROW, INC

DONNA ATWOOD Fee: \$15.00

Ex-Officio Recorder Deputy MMcConnell

Index To: DEED

Electronically Recorded by Simplifile

TO HAVE AND TO HOLD THE said premises, with their appurtenances unto the said Grantee, its heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantee, that they are the owners in fee simple of said premises; that they are free from all encumbrances excepting for all easements of record, rights of way, matters visible, and all matters of record and title and that they will warrant and defend the same from all lawful claims whatsoever.

Date: November 28, 2008

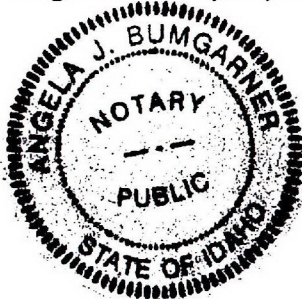
Claudia Greenman
CLAUDIA GREENMAN

Milton Ward
MILTON WARD

Victor Ward
VICTOR WARD

STATE OF ID)
COUNTY OF Washington) : ss

On this 28th day of November, in the year of 2008, before me, a Notary Public in and for said State, personally appeared CLAUDIA GREENMAN known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged to me he/she/they executed the same.

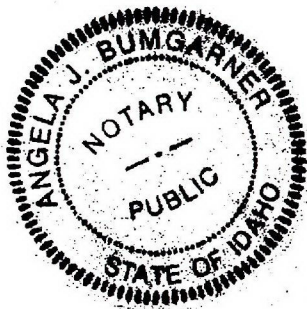


Angela Bumgarner
Notary Public
Residing at: Cambridge, ID
Commission expires: 5-5-09

SCANNED
MAR 29 2023

STATE OF ID)
 : ss
 COUNTY OF Washington)

On this 29th day of November, in the year of 2008, before me, a Notary Public in and for said State, personally appeared MILTON WARD
 known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument,
 and acknowledged to me he/she/they executed the same.



Angela J. Bumgarner
 Notary Public
 Residing at: Cambridge, ID
 Commission expires: 5-8-09

STATE OF ID)
 : ss
 COUNTY OF Washington)

On this 29th day of November, in the year of 2008, before me, a Notary Public in and for said State, personally appeared VICTOR WARD
 known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument,
 and acknowledged to me he/she/they executed the same.



Angela J. Bumgarner
 Notary Public
 Residing at: Cambridge, ID
 Commission expires: 5-8-09

#08-

SCANNED
 MAR 29 2023

EXHIBIT A

IN WASHINGTON COUNTY, IDAHO:

IN TOWNSHIP 15 NORTH, RANGE 3 WEST, BOISE MERIDIAN, WASHINGTON
COUNTY, IDAHO:

Section 3: Lots 1, 2, 3 and 4, S1/2NW1/4

IN TOWNSHIP 16 NORTH, RANGE 3 WEST, BOISE MERIDIAN, WASHINGTON
COUNTY, IDAHO:

Section 27: W1/2SE1/4, SE1/4SW1/4, E1/2SW1/4SW1/4;

Section 34: NW1/4, NW1/4NE1/4, N1/2SW1/4, SE1/4SW1/4, W1/2SE1/4, SE1/4SE1/4

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MAR 7 9 2023

Instrument # 250394

STATE OF IDAHO, COUNTY OF WASHINGTON
2023-02-13 02:12:20 PM No. of Pages: 3
Recorded for: TIMBERLINE TITLE & ESCROW, INC
DONNA ATWOOD Fee: \$15.00
Ex-Officio Recorder Deputy MMcConnell
Index To: DEED
Electronically Recorded by Simplifile

WARRANTY DEED

For Value Received Hubert V. Ward and Betty J. Ward, husband and wife, herein referred to as Grantors, do hereby convey and warrant unto CLAUDIA GREENMAN, a married person dealing with her sole and separate property; B.J.W. H.V. W.

MILTON WARD, a married person dealing with his sole and separate property; and VICTOR WARD, a married person dealing with his sole and separate property, herein collectively referred to as Grantees, with each grantee to receive a one fourth undivided interest, the following described premises located in Washington County, Idaho, to-wit:

SEE ATTACHED EXHIBIT A

Together with all tenements, hereditaments, and appurtenances thereunto belonging or in anywise appertaining to the property.

The above described premises, and any profits or income therefrom, to be the sole and separate property of the grantees.

To have and to hold the said premises, with their appurtenances unto the said grantees, heirs and assigns forever. And the said grantors do hereby covenant to and with the said grantees that they are the owners in fee simple of said premises; that they are free from all encumbrances, excepting reservations, easements, encumbrances, restrictions and rights of way appearing of record and/or existing and that they will warrant and defend the same from all lawful claims whatsoever.

DATED this 24th day of Jan, 2003.

Hubert V. Ward
Hubert V. Ward

Betty J. Ward
Betty J. Ward

SCANNED
MAR 29 2023

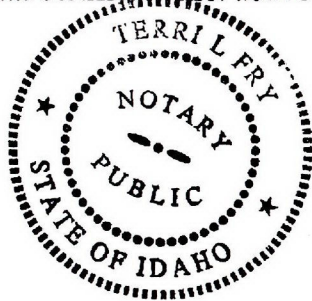
STATE OF IDAHO)

COUNTY OF Washington)

SS:

On this, the 24th day of Jan, 2003, before me a Notary Public, personally appeared HUBERT V. WARD and BETTY J. WARD, husband and wife, known or identified to me to be the persons whose name is subscribed to the within instrument and acknowledged to me that they executed the 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.



Terril Fry
Notary Public of Idaho
Residing at Cambridge, Id
My Commission expires: 4/16/08

EXHIBIT A

IN WASHINGTON COUNTY, IDAHO:

IN TOWNSHIP 15 NORTH, RANGE 3 WEST, BOISE MERIDIAN, WASHINGTON
COUNTY, IDAHO:

Section 3: Lots 1, 2, 3 and 4, S1/2NW1/4

IN TOWNSHIP 16 NORTH, RANGE 3 WEST, BOISE MERIDIAN, WASHINGTON
COUNTY, IDAHO:

Section 27: W1/2SE1/4, SE1/4SW1/4, E1/2SW1/4SW1/4;

Section 34: NW1/4, NW1/4NE1/4, N1/2SW1/4, SE1/4SW1/4, W1/2SE1/4, SE1/4SE1/4

SCANNED
MAR 7 9 2023

Rush Pk

20

U.S.



21

U.S.

22

U.S.

23

U.S.

Twp 15N

Weiser Valley Title

THIS SKETCH IS FURNISHED TO ASSIST IN PROPERTY LOCATION AND THE COMPANY DOES NOT GUARANTEE

28

U.S.

27

U.S.

26

U.S.

ORSON & BERGIE SMITH

KATHLEEN SMITH

JC HOLC

HAR

CHAS. N. HALL Et al.

32

U.S.

L. SEBA KESTER

33

J. L. WARREN

FRANK D. PETTIT

L.H. BUHL

L SEBA KESTER

5

U.S.

CHARLES J. THOMPSON

HARRY H. HAWTHORNE

NINA J. HAWTHORN

8

U.S.

9

U.S.

EVERETT J. EVANS

Falls

P.W. HSE

GEO. GIBSON

ELMHU W. HINSHAW

34

CARRIE FORD

CARRIE FORD

GRACE GRAY

ORSON & BERGIE SMITH

35

THERESA EDMUNDSON

THERESA EDMUNSON

2

TWP 15N
ANNA W. BLACK

ANNA W. BLACK

ANNA BLACK

NEATA CARRICK

H.G. GUINEA

HARRY HAWTHORN

JOHN A. KESTER

W. & F. JENKINS

SCANNED

MAR 29 2023

HENRY JENSEN



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 Gary Spackman

March 28, 2023

FOURWARD ENTERPRISES LLC
PO BOX 77
INDIAN VALLEY ID 83632-0077

Re: Change in Water Right Ownership: 67-291A (Split into 67-291A and **67-15455**), 67-296 (Split into 67-296 and **67-15456**), 67-4586 (Split into 4586 and **67-15457**), 67-294, 67-295, 67-4585, & 67-10576

Dear Water Right Holder:

The Department of Water Resources (Department) acknowledges the receipt of correspondence changing ownership of a portion of the above referenced water rights to you. The Department has modified its records based on the information received and has enclosed a computer-generated report for you.

Your portion of each water right has a specified point of diversion, nature of use and place of use. If you plan to change the authorized point of diversion, nature of use, or place of use, including adding a new point of diversion, you must file an Application for Transfer of Water Right. If you do not plan to change any elements of your water right, then no further action is required at this time.

The portion of the water right retained by the original right holder retains the original water right number. The Department is sending the original right holder a copy of this letter and a computer-generated report showing the changes to the original water right.

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) 287-4920 or debbi.judd@idwr.idaho.gov.

Sincerely,

Debbi Judd

Technical Records Specialist

Enclosures

c. Hubert & Betty Ward
Water District 67 – via email

SCANNED
MAR 29 2023



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 Gary Spackman

March 10, 2023

FOURWARD ENTERPRISES LLC
PO BOX 77
INDIAN VALLEY ID 83632-0077

RE: Change in Ownership Water Right Nos: 67-291A, 67-296, & 67-10576

Dear Interested Party:

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:

 X Filing Fee of \$100 per water right for changes resulting from division of a water right

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 **\$225**.

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) 287-4920 or debby.judd@idwr.idaho.gov.

Sincerely,

Debby Judd
Technical Records Specialist

SCANNED

MAR 13 2023