

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

2/17/2023

Water Right 63-10462
BEFORE SPLIT

Owner Type
Current Owner

Name and Address
F J FAZZIO
2802 N TEN MILE RD
KUNA, ID 83634
(208) 321-8600

Priority Date: 4/29/1987

Basis: Decreed

Status: Active

Source
GROUND WATER

Tributary

Beneficial Use	From	To	Diversion Rate	Volume
IRRIGATION	03/15	11/15	0.720 CFS	328.5 AF
	Total Diversion		0.720 CFS	328.5 AF

Source and Point(s) of Diversion:

GROUND WATER NWNW Sec. 14, Twp 02N, Rge 01W, ADA County

Place Of Use:

IRRIGATION within ADA 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	
02N	01W	14					40.0	33.0											73.0

POU Total Acres: 73.0

Conditions of Approval:

1. 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.
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. 01G Prior to the diversion of water under this right a flow measurement port or other device as specified by the Department shall be installed to provide for the installation of measuring equipment and the determination of the rate of diversion by the Department.
4. The right holder shall fully use all surface water rights appurtenant to the lands identified above prior to using water under this right
5. W45 Use of this right is combined with water from Boise-Kuna Irrigation District

Dates and Other Information:

SCANNED

JUN 16 2023

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

2/17/2023

Decreed Date: 2/16/2007
Civil Case Number: 39576
Judicial District: FIFTH
State or Federal: S
Water District Number: TBD
Mitigation Plan: False

Combined Use Limits:

N/A

SubCase:

N/A

Water Supply Bank:

N/A

SCANNED

JUN 16 2023

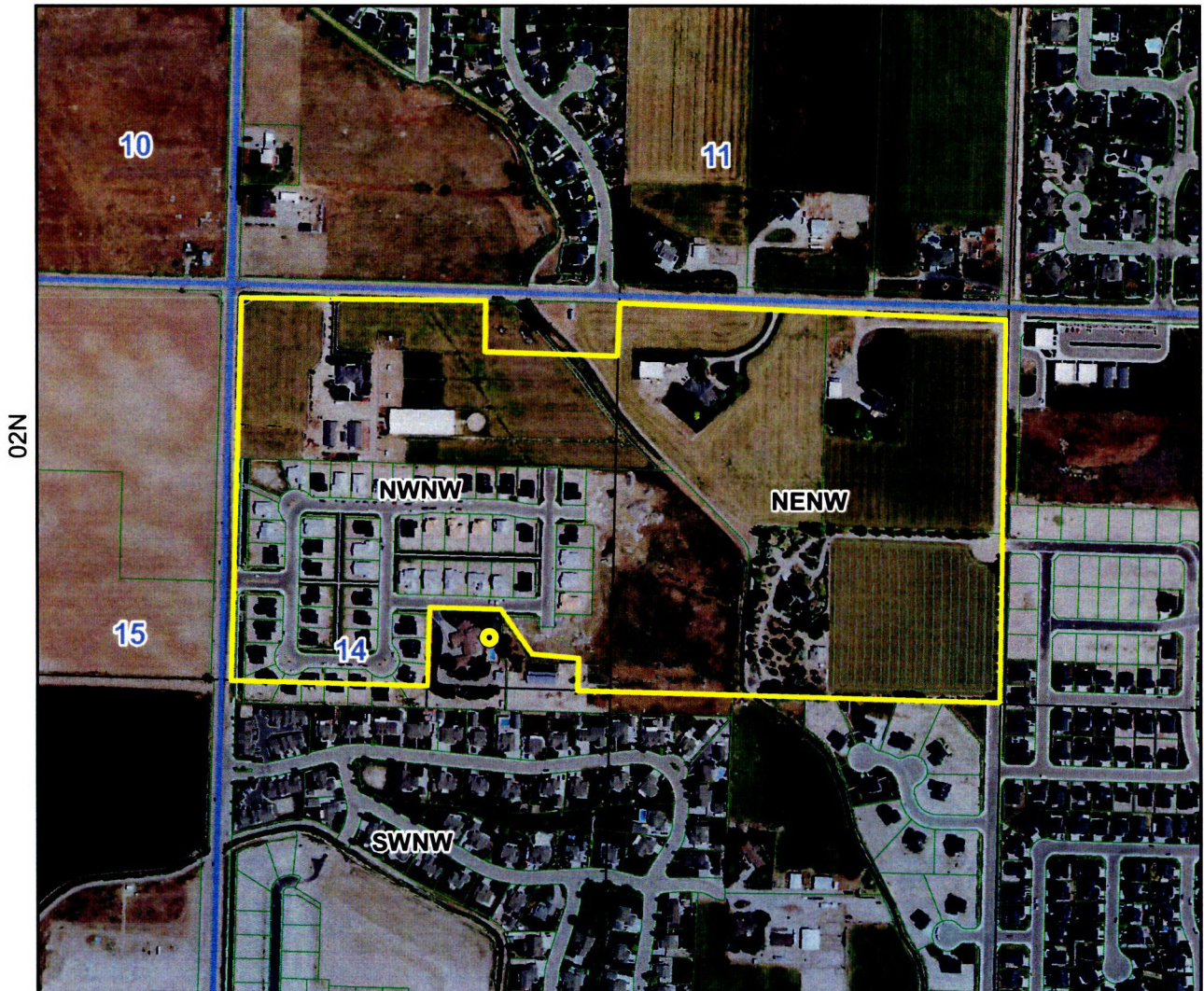
State of Idaho
Department of Water Resources
Attachment to Water Right

63-10462

BEFORE SPLIT

This map depicts the IRRIGATION place of use boundary for this water right at the time of this approval and is attached to the approval document solely for illustrative purposes.

01W



0 0.075 0.15 0.3 Miles

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

SCANNED
JUN 16 2023

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Proof Report

2/17/2023

Water Right 63-10462

AFTER SPLIT

Owner Type **Name and Address**
Current Owner F J FAZZIO
2802 N TEN MILE RD
KUNA, ID 83634
(208) 321-8600

Priority Date: 4/29/1987

Basis: Decreed

Status: Active

Source
GROUND WATER

Tributary

Beneficial Use	From	To	Diversion Rate	Volume
IRRIGATION	03/15	11/15	0.580 CFS	263.7 AF
	Total Diversion		0.580 CFS	263.7 AF

Source and Point(s) of Diversion:

GROUND WATER NWNW Sec. 14, Twp 02N, Rge 01W, ADA County

Place Of Use:

IRRIGATION within ADA 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	
02N	01W	14					39.6	19.0											58.6

POU Total Acres: 58.6

Conditions of Approval:

1. R65 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the place of use.
2. The right holder shall fully use all surface water rights appurtenant to the lands identified above prior to using water under this right
3. 01G Prior to the diversion of water under this right a flow measurement port or other device as specified by the Department shall be installed to provide for the installation of measuring equipment and the determination of the rate of diversion by the Department.
4. W45 Use of this right is combined with water from Boise-Kuna Irrigation District.
5. 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.

SCANNED

JUN 16 2023

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

2/17/2023

Dates and Other Information:

Decreed Date: 2/16/2007
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

SCANNED

JUN 16 2023

State of Idaho
Department of Water Resources
Attachment to Water Right

63-10462

AFTER SPLIT

This map depicts the IRRIGATION place of use boundary for this water right at the time of this approval and is attached to the approval document solely for illustrative purposes.

01W



0 0.075 0.15 0.3 Miles

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

SCANNED

JUN 16 2023



OCT 24 2022

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?
63-10462	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: F J Fazio
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Marilynn M. Robertson
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or
- 3081 W. Hubbard Road Kuna ID 83634
Mailing address City State Zip
208-887-0060 jmhorses44@hotmail.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: 10/27/2022
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: Marilynn M. Robertson 10/20/2022
Signature of new owner/claimant Title, if applicable Date
Marilynn M. Robertson
Print name
- Signature: _____
Signature of new owner/claimant Title, if applicable Date
Print name

For IDWR Office Use Only:

Received by CE Date 10/24/2022 Receipt No. W050851 Receipt Amt. \$100.00
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 [Signature] Processed by [Signature] Date 2.17.23



Warranty Deed

For value received,

Paul Leibman and Ruth Anne Leibman, husband and wife

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

Marilynn M. Robertson, an unmarried woman

whose current address is 3081 W Hubbard Road, Kuna, ID 83634

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

See Attached Exhibit A

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.

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JUN 16 2023

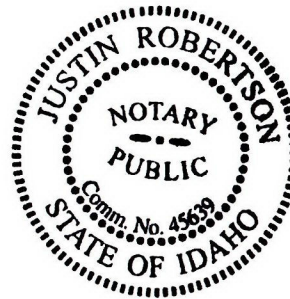
Dated: September 12, 2022

Paul Leib
Paul Leibman

State of Idaho,
County of Ada, ss:

This record was signed or acknowledged before me on this 22nd day of September 2022,
by Paul Leibman.

Justin Robertson
Notary Public
Residing In: Mendota, IL
My Commission Expires: 10/28/23
(seal)



Ruth Anne Leib

Ruth Anne Leibman

State of Idaho,

County of Ada, ss:

This record was signed or acknowledged before me on this 22nd day of September 2022,
by Ruth Anne Leibman.

Justin Robertson

Notary Public

Residing In: Mendota, IL

My Commission Expires: 10/28/23
(seal)

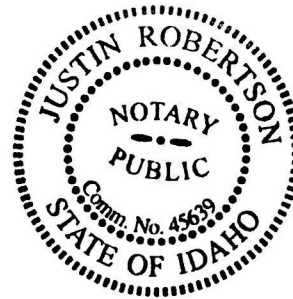


Exhibit A

Legal Description of the Premises

Lot 1 in Block 1 of Hubbard Estates Subdivision, according to the official plat thereof, filed in Book 70 of Plats at Page(s) 7150 and 7151, records of Ada County, Idaho.



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

February 17, 2023

MARILYNN M ROBERTSON
3081 W HUBBARD RD
KUNA ID 83634-1205

Re: Change in Water Right Ownership: 63-10462 (Split into 63-10462 and **63-35376**),

Dear Water Right Holder(s):

The Department of Water Resources (Department) acknowledges the receipt of correspondence changing ownership of a portion of the above referenced water right(s) 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(s) 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) 605-4633.

Sincerely,

Laura McSherry
Water Resource Agent
Enclosure(s): Proof Report, Map

SCANNED

JUN 16 2023



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

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Governor Brad Little

Director Gary Spackman

February 17, 2023

F J FAZZIO
2802 N TEN MILE RD
KUNA, ID 83634-5275

Re: Change in Water Right Ownership: 63-10462 (Split into 63-10462 and **63-35376**),

Dear Water Right Holder(s):

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

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Water Resource Agent
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JUN 16 2023