

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

JAN 09 2023

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?
A63-15403	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: Phyllis Giron-Weiss
Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): Johanna K. Payne and Jason R. Giron
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or

962 E. Shadow Creek Ln
Mailing address

Eagle ID 83616
City State Zip

208-412-1042
Telephone

shesapayne@msn.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: 12-24-2019
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):
- ☐ \$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: Johanna Payne owner 1-9-23
Signature of new owner/claimant Title, if applicable Date
- Johanna Payne
Print name

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

Print name

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JAN 10 2023

Received by KU Date 1.9.23 For IDWR Office Use Only: Receipt No. C115072 Receipt Amt. \$ 25

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 Jmk Date 1-10-23

Susan Lynn Mimura
V. Renee Karel
SUSAN LYNN MIMURA & ASSOCIATES, PLLC
Attorneys at Law
3451 E. Copper Point Drive, Suite 106
Meridian, Idaho 83642
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Handling Attorney email: team1@idahoattys.com
Idaho State Bar No. 3033, 9050
Attorneys for Applicant, Johanna Payne

**IN THE DISTRICT COURT OF THE FOURTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF ADA**

In the Matter of the Estate of

PHYLLIS ANNE GIRON,

deceased.

Case No. CV01-19-12445

**STATEMENT OF INFORMAL
PROBATE AND APPOINTMENT
OF PERSONAL
REPRESENTATIVE**

Upon consideration of the Application for Informal Probate and Appointment of Personal Representative filed by JOHANNA PAYNE, the Court finds that:

1. The application is complete.
2. Applicant has made an oath or affirmation that the statements contained in the application are true to the best of applicant's knowledge and belief.
3. Applicant appears to be an interested person as defined by I.C. § 15-1-201(25).
4. The decedent died on June 20, 2019, at the age of 86 years.
5. On the basis of the statements in the application, venue is proper.
6. Any required notice has been given or waived.
7. On the basis of the statements in the application, no personal representative has been appointed in this state or elsewhere.

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JAN 10 2023

8. It appears from the application that the time limit for informal probate and appointment has not expired.
9. An original, duly executed and apparently unrevoked will is in the registrar's possession.
10. Based on the statements in the application, the person whose appointment as personal representative is sought is qualified to act as personal representative and has priority entitling said person to the appointment.
11. Bond is not required.
12. In accordance with I.C. § 15-3-307, at least 120 hours have passed since the Decedent's death, and thus the time period within which no action can be taken on an application for informal appointment has elapsed.

THEREFORE, IT IS ORDERED THAT:

1. JOHANNA PAYNE is appointed Personal Representative of the estate of the decedent, to act without bond.
2. Upon qualification and acceptance, letters testamentary shall be issued.
3. Notice shall be given in accordance with I.C. § 15-3-705.
4. The decedent's will, dated August 14, 2017, is hereby informally probated.

DATED Signed: 8/6/2019 03:24 PM, 2019


Hon. Christopher Bieter
Magistrate Judge



Pioneer Title Co.
GOING BEYOND

775 S. Rivershore Ln., Ste. 120
Eagle, ID 83616

ELECTRONICALLY RECORDED-DO NOT
REMOVE THE COUNTY STAMPED FIRST
PAGE AS IT IS NOW INCORPORATED AS
PART OF THE ORIGINAL DOCUMENT

ACCOMMODATION

Instrument # 266158

IDAHO CITY, BOISE COUNTY, IDAHO

12-30-2019 11:43:12 AM No. of Pages: 1

Recorded for : JOHANNA PAYNE

MARY T. PRISCO

Fee: 15.00

Ex-Officio Recorder Deputy

Index to: DEEDS

QUITCLAIM DEED

For Value Received Johanna Payne as Personal Representative of the Estate of Phyllis Anne Giron, deceased under Probate Case No. CV01-19-12445 records of Ada County, who is also known of record as Phyllis A. Giron-Weiss

do hereby convey, release, remise and forever quit claim unto

Johanna K. Payne, an unmarried woman, whose address is 962 E. Shadow Creek Lane, Eagle, ID 83616 ,
an undivided 50% interest as tenant in common and Jason R. Giron, a married man, who address is 2157
Cattle St. Celina, TX 75009 , an undivided 50% interest as tenant in common,

the following described premises, to-wit:

Property located at: 29 Doaka Court, Star Ranch, Idaho 83631; and more fully described as:

Lot 2 of Giron Subdivision, Star Ranch # 5, more particularly described in Instrument No.
171578, Records of Boise County, Idaho.

together with their appurtenances.

Dated: December 24, 2019

The Estate of Phyllis Anne Giron

Johanna Payne
By: Johanna Payne, Personal Representative

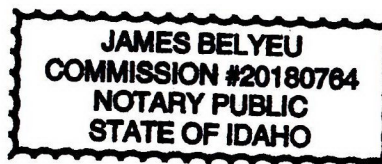
State of Idaho, County of Ada

This record was acknowledged before me on December 24, 2019 by Johanna Payne, as Personal Representative
of The Estate of Phyllis Anne Giron.

[Signature]
Signature of notary public

Commission Expires:

04-27-2024



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JAN 10 2023

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA)
) PARTIAL DECREE PURSUANT TO
) I.R.C.P. 54(b) FOR
Case No. 39576)
) Water Right 63-15403

NAME AND ADDRESS: PHYLLIS GIRON WEISS
728 PALMETTO DR
EAGLE, ID 83616

SOURCE: GROUNDWATER

QUANTITY: 0.04 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
GALLONS PER DAY.

PRIORITY DATE: 10/20/1977

POINT OF DIVERSION: T07N R04E S27 NWSNW Within Boise County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Domestic 1 HOME	01-01 TO 12-31	0.04 CFS

PLACE OF USE: Domestic Within Boise County
T07N R04E S27 SWNW

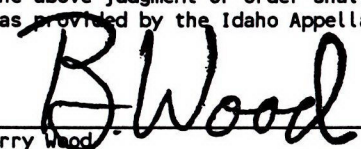
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.

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. I.C. SECTION 42-1412(6).

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.


Barry Wood
Administrative District Judge
Presiding Judge of the
Snake River Basin Adjudication

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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

January 10, 2023

JOHANNA K PAYNE
962 E SHADOW CREEK LN
EAGLE ID 83616-2750

JASON R GIRON
2157 CATTLE ST
CELINA TX 75009-0890

Re: Change in Ownership for Water Right No(s): 63-15403

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) 287-4942.

Sincerely,

Jean Hersley
Technical Records Specialist 2

Enclosure(s)

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JAN 10 2023