

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

MAR 29 2023

WATER RESOURCES
WESTERN REGION

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 #6 of the instructions.

Water Right/Claim No.	Split?	Leased to Water Supply Bank?	Water Right/Claim No.	Split?	Leased to Water Supply Bank?
63-7965	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: Jo anne allen
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Michael Herron
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or
- 311 E. 46th Garden City ID 83714
Mailing address City State ZIP
- 208-869-6335 muddinmike@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: 9-11-17

6. If the water right is leased to the Water Supply Bank changing ownership of a water right will reassign to the new owner any Water Supply Bank leases associated with the water right. Payment of revenue generated from any rental of a leased water right requires a completed IRS Form W-9 for payment to be issued to an owner. A new owner for a water right under lease shall supply a W-9. Water rights with multiple owners must specify a designated lessor, using a completed Lessor Designation form. Beginning in the calendar year following an acknowledged change in water right ownership, compensation for any rental will go to the new owner(s).

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: Michael Herron 11-8-17
Signature of new owner/claimant Title, if applicable Date
- Signature: _____
Signature of new owner/claimant Title, if applicable Date

For IDWR Office Use Only:

Received by DM Date 3-29-23 Receipt No. W651106 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 4-4-23

PERSONAL REPRESENTATIVE'S DEED

THIS DEED is made and executed by Kelli L. Randolph , as Personal Representative of the Estate of Joanne Allen , deceased,

hereinafter referred to as the "Grantor," to Michael J. Herron, an unmarried man hereinafter referred to as the "Grantee,

" whose address is 311 E 46th St, Garden City, ID 83714.

WHEREAS, Grantor is the qualified personal representative of said estate, filed as Probate Case Number CV01-17-07945 wherein is appointed Personal Representative of said estate Ada County, Idaho.

NOW, THEREFORE, in accordance with the provisions of Uniform Probate Code as set forth in Title 15 of the Idaho Code, Grantor hereby grants, sells, transfers, and conveys to Grantee all of the Grantor's right, title and interest in that certain real property located at 311 E 46th St, Garden City, ID 83714 records of Ada County, Idaho, and more particularly described as follows:

Lot 20 in Block 1 of Fairview Acres Subdivision No. 1, According to the official Plat thereof, Filed in Book 10 of Plats at Page 532, Records of Ada County, Idaho.

SUBJECT, HOWEVER, to taxes and assessments, easements, rights-of-way, encumbrances, restrictions and reservations.

This conveyance shall include any and all appurtenances, tenements, hereditaments, revisions, remainders, easements, rights-of-way and water rights in anywise appertaining to the property herein described.

DATED 11th day of September, 2017

The Estate of Joanne Allen, deceased

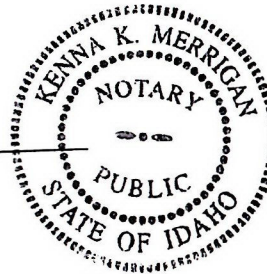
Kelli L. Randolph
Kelli L. Randolph
Personal Representative

STATE OF: Idaho)
COUNTY OF Ada)

On this 11th day of September, in the year of 2017, before me the undersigned Notary Public in and for said State, personally appeared Kelli L. Randolph, known or identified to me (or proved to me on the oath of), to be the person whose name is subscribed to the within instrument as Personal Representative, and acknowledged to me that he/she/they executed the same as such Personal Representative.

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

Kenna K. Merrigan
Notary Public for _____
Residing at: _____
My commission expires: _____



Residing in: Eagle, Idaho
Commission Expires: 10/16/2018

RECEIVED

APR 03 2023

WATER RESOURCES
WESTERN REGION

SCANNED

MAY 03 2023

PERSONAL REPRESENTATIVE'S DEED

THIS DEED is made and executed by Kelli L. Randolph , as **Personal Representative of the Estate of Roger Lee Allen , deceased,**

hereinafter referred to as the "Grantor," to **Michael J. Herron, an unmarried man** hereinafter referred to as the "Grantee,

" whose address is 311 E 46th St, Garden City, ID 83714.

WHEREAS, Grantor is the qualified personal representative of said estate, filed as Probate Case Number CV01-17-07940 wherein is appointed Personal Representative of said estate Ada County, Idaho.

NOW, THEREFORE, in accordance with the provisions of Uniform Probate Code as set forth in Title 15 of the Idaho Code, Grantor hereby grants, sells, transfers, and conveys to Grantee all of the Grantor's right, title and interest in that certain real property located at 311 E 46th St, Garden City, ID 83714 records of Ada County, Idaho, and more particularly described as follows:

Lot 20 in Block 1 of Fairview Acres Subdivision No. 1, According to the official Plat thereof, Filed in Book 10 of Plats at Page 532, Records of Ada County, Idaho.

SUBJECT, HOWEVER, to taxes and assessments, easements, rights-of-way, encumbrances, restrictions and reservations.

This conveyance shall include any and all appurtenances, tenements, hereditaments, revisions, remainders, easements, rights-of-way and water rights in anywise appertaining to the property herein described.

DATED 11th day of September, 2017

The Estate of Roger Lee Allen, deceased

By:

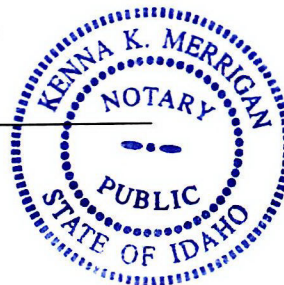
Kelli L. Randolph
Kelli L. Randolph
Personal Representative

STATE OF: Idaho)
COUNTY OF Ada)

On this 11th day of September, in the year of 2017, before me the undersigned Notary Public in and for said State, personally appeared Kelli L. Randolph, known or identified to me (or proved to me on the oath of), to be the person whose name is subscribed to the within instrument as Personal Representative, and acknowledged to me that he/she/they executed the same as such Personal Representative.

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

Kenna K. Merrigan
Notary Public for _____
Residing at: _____
My commission expires: _____



Residing in: Eagle, Idaho
Commission Expires: 10/16/2018

SCANNED

MAY 03 2023

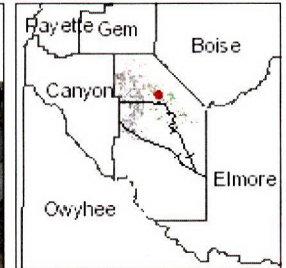
Michael Herron
(208) 869-6335

311 E 46th St.
Garden City, ID. 83714

"Place of use & point of
diversion for water
right."

Ada County Assessor

This map is a user generated static output from an Internet mapping site and is for general reference only. Data layers that appear on this map may or may not be accurate, current, or otherwise reliable. THIS MAP IS NOT TO BE USED FOR NAVIGATION OR LEGAL PURPOSES.



Legend

- Railroad
- Roads (<2,000 scale)
 - <all other values>
 - Interstate
 - Ramp
 - Principal Arterial
 - Collector
 - Minor Arterial
 - Local
 - Parks
 - Alley
 - Driveway
- Parks
- Address
- Townships
- Sections
- Condos
- Parcels

raster.DBO.AdaOrthos:

- Red: Band_1
- Green: Band_2
- Blue: Band_3

raster.DBO.AdaOrthos:

- Red: Band_1
- Green: Band_2
- Blue: Band_3

SCANNED

MAY 03 2023

3/26/2023



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

April 04, 2023

MICHAEL HERRON
311 E 46TH ST
GARDEN CITY ID 83714-4712

Re: Change in Ownership for Water Right No(s): **63-7965**

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)605-4631.

Sincerely,

Debra Mansfield
Office Specialist II

Enclosure(s)

SCANNED

MAY 03 2023

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

4/4/2023

Water Right 63-7965

Owner Type **Name and Address**
Current Owner MICHAEL HERRON
311 E 46TH ST
GARDEN CITY, ID 83714-4712
(208) 869-6335

Original Owner JO ANNE ALLEN
311 E 46TH ST
GARDEN CITY, ID 83714
(208) 376-4445

Original Owner ROGER LEE ALLEN
311 E 46TH ST
GARDEN CITY, ID 83714
(208) 376-4445

Priority Date: 4/12/1974

Basis: Decreed

Status: Active

Source
GROUND WATER

Tributary

Beneficial Use	From	To	Diversion Rate	Volume
IRRIGATION	03/15	11/15	0.040 CFS	4.5 AF
	Total Diversion		0.040 CFS	4.5 AF

Source and Point(s) of Diversion:

GROUND WATER L12(NESE) Sec. 31, Twp 04N, Rge 02E, 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	
04N	02E	31													L12				0.0
04N	02E	31													L13				1.0

POU Total Acres: 1.0

Conditions of Approval:

- J01 PROPERTY IS ALSO KNOWN AS LOT 20, BLK 1, FAIRVIEW ACRES SUBDIVISION #1.
- W48 Use of this right is combined with water from Fairview Acres Water Users

SCANNED

MAY 03 2023

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

4/4/2023

3. C18 Association Inc.
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.
4. S39 THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS EARLY AS MARCH 1, PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE OF WATER BEFORE MARCH 15 UNDER THIS REMARK IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO SUBORDINATED EARLY IRRIGATION USE AND A PRIORITY DATE EARLIER THAN THE DATE A PARTIAL DECREE IS ENTERED FOR THIS RIGHT.

Dates and Other Information:

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

Combined Use Limits:

N/A

SubCase:

N/A

Water Supply Bank:

N/A

SCANNED

MAY 03 2023



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

March 29, 2023

MICHAEL HERRON
311 E 46TH ST
GARDEN CITY ID 83714-4712

RE: Notice of Change in Water Right Ownership for Water Right No: **63-7965**

Dear Interested Parties:

The Department of Water Resources (Department) acknowledges receipt of your Notice of Change in Water Right Ownership.

Our review of your Notice indicates that additional information is required before the Department can process the change. The information required is indicated below:

- Evidence of Water Right Ownership: copy of Deed, Title Policy, Contract of Sale, or other legal document indicating your ownership of the property and/or water rights in question

During our review of the notice you submitted we found that there are two listed owners for this Water Right. The department has this Water right under the ownership of Rodger Lee Allen AND Jo Anne Allen. The supporting Personal Representative's deed you submitted shows conveyance from Roger Lee Allen but not from Jo Anne. We will need documentation showing the conveyance from Jo Anne Allen as well.

Because the Department cannot process the Notice without proper documentation, we will hold any action on your notice pending receipt of the necessary information. If we do not receive the necessary information 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)605-4620.

Sincerely,

Debra Mansfield
Office Specialist II

Enclosure(s)

SCANNED

MAY 03 2023