

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

OCT 26 2022

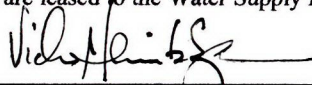
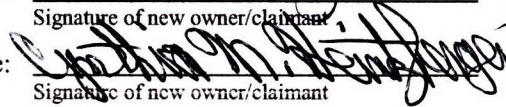
WATER RESOURCES
WESTERN REGION

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 -8298	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: Lawrence and Katherine Eckert
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Cynthia and Victor Heintzberger
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☒ and/or
- 795 W River Heights Drive Meridian Id 83646
Mailing address City State ZIP
- 831-594-9338 lettuceseed@gmail.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: _____
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:  OWNER 10/25/2022
Signature of new owner/claimant Title, if applicable Date
- Signature:  OWNER 10/25/2022
Signature of new owner/claimant Title, if applicable Date

For IDWR Office Use Only:

Received by CE Date 10/26/2022 Receipt No. W050560 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 3-28-23

Heintzberger Family Trust
795 West River Heights Drive
Meridian, ID 83646

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

WARRANTY DEED

File No.: 4106-3388138 (SH)

Date: February 27, 2020

For Value Received, **Lawrence Eckert and Katharine Eckert, Trustees of the Lawrence and Katharine Eckert Living Trust dated May 20, 2005, and any amendments thereto**, hereinafter referred to as Grantor, does hereby grant, bargain, sell and convey unto **Victor C. Heintzberger and Cynthia M. Heintzberger, Trustees of the Heintzberger Family Trust**, hereinafter referred to as Grantee, whose current address is **795 West River Heights Drive, Meridian, ID 83646**, the following described premises, situated in **Ada County, Idaho**, to wit:

LEGAL DESCRIPTION: Real property in the County of Ada, State of Idaho, described as follows:

PARCEL A

A PORTION OF LOT 4 IN BLOCK 2 OF WINWARD RIVER HEIGHTS SUBDIVISION, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

A TRACT OF AND SITUATED IN THE NORTH HALF OF SECTION 24, TOWNSHIP 4 NORTH, RANGE 1 WEST, BOISE MERIDIAN, ADA COUNTY, IDAHO, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHWEST CORNER OF LOT 4, BLOCK 2 OF WINWARD RIVER HEIGHTS SUBDIVISION, ACCORDING TO THE PLAT THEREOF ON FILE IN BOOK 28 OF PLATS AT PAGE 1763, RECORDS OF ADA COUNTY, IDAHO, BEING THE REAL POINT OF BEGINNING; THENCE

SOUTH 85°00'00" EAST ALONG THE SOUTHERLY RIGHT-OF-WAY OF RIVER HEIGHTS DRIVE, A DISTANCE OF 150.00 FEET TO AN IRON PIN; THENCE

SOUTH 10°29'44" EAST A DISTANCE OF 301.35 FEET TO AN IRON PIN; THENCE

NORTH 85°00'00" WEST A DISTANCE OF 150.00 FEET TO AN IRON PIN IN THE WESTERLY BOUNDARY OF SAID LOT 4, BLOCK 4; THENCE

NORTH 10°29'44" WEST ALONG SAID WESTERLY BOUNDARY, A DISTANCE OF 301.35 FEET TO THE REAL POINT OF BEGINNING.

PARCEL B

LOT 4 IN BLOCK 2 OF WINWARD RIVER HEIGHTS SUBDIVISION, ACCORDING TO THE PLAT THEREOF, FILED IN BOOK 28 OF PLATS AT PAGES 1763 AND 1764, AND AS AMENDED BY

SCANNED

MAY 22 2023

Heintzberger Family Trust
795 West River Heights Drive
Meridian, ID 83646

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LEGAL DESCRIPTION: Real property in the County of Ada, State of Idaho, described as follows:

PARCEL A

A PORTION OF LOT 4 IN BLOCK 2 OF WINWARD RIVER HEIGHTS SUBDIVISION, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

A TRACT OF AND SITUATED IN THE NORTH HALF OF SECTION 24, TOWNSHIP 4 NORTH, RANGE 1 WEST, BOISE MERIDIAN, ADA COUNTY, IDAHO, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHWEST CORNER OF LOT 4, BLOCK 2 OF WINWARD RIVER HEIGHTS SUBDIVISION, ACCORDING TO THE PLAT THEREOF ON FILE IN BOOK 28 OF PLATS AT PAGE 1763, RECORDS OF ADA COUNTY, IDAHO, BEING THE REAL POINT OF BEGINNING; THENCE

SOUTH 85°00'00" EAST ALONG THE SOUTHERLY RIGHT-OF-WAY OF RIVER HEIGHTS DRIVE, A DISTANCE OF 150.00 FEET TO AN IRON PIN; THENCE

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PARCEL B

LOT 4 IN BLOCK 2 OF WINWARD RIVER HEIGHTS SUBDIVISION, ACCORDING TO THE PLAT THEREOF, FILED IN BOOK 28 OF PLATS AT PAGES 1763 AND 1764, AND AS AMENDED BY

SCANNED

MAY 22 2023

RECORDED PLAT, AMENDED WINWARD RIVER HEIGHTS SUBDIVISION, FILED IN BOOK 68 AT PAGES 6988 AND 6989, RECORDS OF ADA COUNTY, IDAHO.

EXCEPTING THEREFROM, A PORTION OF LOT 4 IN BLOCK 2 OF WINWARD RIVER HEIGHTS SUBDIVISION, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

A TRACT OF LAND SITUATED IN THE NORTH HALF OF SECTION 24, TOWNSHIP 4 NORTH, RANGE 1 WEST, BOISE MERIDIAN, ADA COUNTY, IDAHO, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHWEST CORNER OF LOT 4, BLOCK 2 OF WINWARD RIVER HEIGHTS SUBDIVISION, ACCORDING TO THE PLAT THEREOF ON FILE IN BOOK 28 OF PLATS AT PAGE 1763, RECORDS OF ADA COUNTY, IDAHO, BEING THE REAL POINT OF BEGINNING; THENCE

SOUTH 85°00'00" EAST ALONG THE SOUTHERLY RIGHT-OF-WAY OF RIVER HEIGHTS DRIVE, A DISTANCE OF 150.00 FEET TO AN IRON PIN; THENCE

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NORTH 10°29'44" WEST ALONG SAID WESTERLY BOUNDARY, A DISTANCE OF 301.35 FEET TO THE REAL POINT OF BEGINNING.

APN: R9474510200

TO HAVE AND TO HOLD the said premises, with their appurtenances, unto said Grantee, and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U.S. Patent reservations, restrictions, easements of record and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.

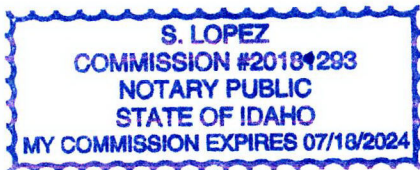
Lawrence Eckert and Katharine Eckert Living
Trust, dated May 20, 2005

Lawrence Eckert
Lawrence Eckert, Trustee

Katharine Eckert
Katharine Eckert, Trustee

STATE OF Idaho)
COUNTY OF Ada)
ss.

This record was acknowledged before me on 3-4-2020 by Lawrence Eckert and Katharine Eckert as Trustees of The Lawrence and Katharine Eckert Living Trust dated May 20, 2005, and any amendments thereto.



S. Lopez
Signature of Notary Public
My Commission Expires: 7-18-24

State of Idaho
Department of Water Resources

Water Right
63-8298

IRRIGATION

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.

01W



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

0 0.035 0.07 0.14 Miles

SCANNED

MAY 22 2023



State of Idaho
Department of Water Resources

Water Right
63-8298

DOMESTIC

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.

01W



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

0 0.035 0.07 0.14 Miles

SCANNED

MAY 22 2023



IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

3/28/2023

Water Right 63-8298

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	CYNTHIA HEINTZBERGER 795 W RIVER HEIGHTS DR MERIDIAN, ID 83646-5123 (831) 594-9338
Current Owner	VICTOR HEINTZBERGER 795 W RIVER HEIGHTS DR MERIDIAN, ID 83646-5123 (831) 594-9338
Original Owner	JEFFREY A SADLER 795 RIVER HEIGHTS DR MERIDIAN, ID 83642
Original Owner	NORMA J SADLER 795 RIVER HEIGHTS DR MERIDIAN, ID 83642 (208) 888-6290
Previous Owner	LAWRENCE F ECKERT 795 W RIVER HEIGHTS DR MERIDIAN, ID 83642
Previous Owner	KATHARINE M ECKERT 795 W RIVER HEIGHTS DR MERIDIAN, ID 83642

Priority Date: 4/7/1976

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	03/15	11/15	0.050 CFS	11.3 AF
DOMESTIC	01/01	12/31	0.040 CFS	1.2 AF
	<u>Total Diversion</u>		0.080 CFS	12.5 AF

Source and Point(s) of Diversion:

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

3/28/2023

GROUND WATER

L7(SWSWNE)

Sec. 24, Twp 04N, Rge 01W, ADA County

Place Of Use:

DOMESTIC 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	01W	24			X L7														

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	01W	24			3.0 L7														3.0

POU Total Acres: 3.0

Conditions of Approval:

1. J01 PROPERTY IS ALSO KNOWN AS PAR #0200 & #0205 OF LOT 4, BLK 2, WINWARD RIVER HEIGHTS SUBDIVISION.
2. X01 Domestic use is for 1 home.
3. PARCEL NO: R9474510200 & R9474510205.
4. W54 Use of this right is combined with water from Settlers Irrigation District.
5. 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.
6. 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.

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

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

3/28/2023

Water Supply Bank:

N/A



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

March 28, 2023

VICTOR HEINTZBERGER & CYNTHIA HEINTZBERGER
795 W RIVER HEIGHTS DR
MERIDIAN ID 83646-5123

Re: Change in Ownership for Water Right No(s): **63-8298**

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 22 2023