

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

APR 29 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 #7 of the instructions.

Water Right/Claim No.	Split?	Leased to Water Supply Bank?	Water Right/Claim No.	Split?	Leased to Water Supply Bank?
	Yes ☐	Yes ☐	65-8917	Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Robert D. Hays
Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): Sylvia B. Hays
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or

795 E Ranch Drive
Mailing address

Eagle Idaho 83614
City State Zip

208-939-9245
Telephone

sbhays42@gmail.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: _____
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: Sylvia B. Hays Trustee 4.27-'22
Signature of new owner/claimant Title, if applicable Date
Sylvia B. Hays
Print name

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

Print name

SCANNED

MAY 23 2022

For IDWR Office Use Only:

Received by LE Date 04/29/2022 Receipt No. W050379 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 LE Processed by LE Date 11/14/2022

Instrument # 402823

VALLEY COUNTY, CASCADE, IDAHO

12-6-2016 10:38:14 AM No. of Pages: 2

Recorded for : EBERLE, BERLIN, KADING, TURNBOW

DOUGLAS A. MILLER

Fee: 13.00

Ex-Officio Recorder Deputy

Index to: DEEDS

WARRANTY DEED

FOR VALUE RECEIVED,

SYLVIA BOLES HAYS, as Trustee of the REVOCABLE TRUST AGREEMENT FOR ROBERT DENECKE HAYS dated October 4, 1994 ("Grantor"), does hereby grant, bargain, sell and convey unto SYLVIA BOLES HAYS, as Trustee of the MARITAL TRUST CREATED UNDER THE REVOCABLE TRUST AGREEMENT FOR ROBERT DENECKE HAYS dated October 4, 1994, with a mailing address of 795 Ranch Drive, Eagle, Idaho 83616 ("Grantee"), an undivided 80.47 interest as tenant-in-common in real property located in Valley County, Idaho, more particularly described as follows:

**Recorders Plat in Gov't. Lot 1, Lot 13, Block 1, S8, T18N, R3E,
McCall, Idaho.**

To have and to hold the said premises with their appurtenances unto the Grantee and Grantee's successors and assigns forever. And the Grantor does hereby covenant to and with the Grantee that Grantor is the owner in fee simple of said premises, that the premises are free and clear from all encumbrances, except current taxes and assessments, easements, rights-of-way, encumbrances, restrictions and reservations of record, and that Grantor will warrant and defend the quiet and peaceful possession of said premises by the Grantee and Grantee's successors and assigns forever, against all lawful claims whatsoever.

DATED This 3rd day of November, 2016.

GRANTOR:

**REVOCABLE TRUST AGREEMENT FOR
ROBERT DENECKE HAYS dated October 4, 1994**

By:

Sylvia Boles Hays
Sylvia Boles Hays, Trustee

STATE OF IDAHO)
) ss:
County of Ada)

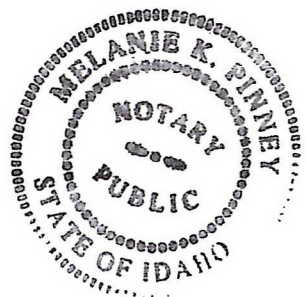
On this 3 day of NOVEMBER, 2016, before me, the undersigned, a notary public in and for said State, personally appeared SYLVIA BOLES HAYS, as Trustee of the **REVOCABLE TRUST AGREEMENT FOR ROBERT DENECKE HAYS dated October 4, 1994**, known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that she executed the same as such Trustee.

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



Notary Public for Idaho

My Commission Expires: 10-26-2018



Instrument # 402344

VALLEY COUNTY, CASCADE, IDAHO

11-8-2016 01:06:18 PM No. of Pages: 2

Recorded for : EBERLE BERLIN KADING TURNBOM

DOUGLAS A. MILLER

Fee: 13.00

Ex-Officio Recorder Deputy

Index to: DEEDS

WARRANTY DEED

FOR VALUE RECEIVED,

SYLVIA BOLES HAYS, as Trustee of the REVOCABLE TRUST AGREEMENT FOR SYLVIA BOLES HAYS dated October 4, 1994 ("Grantor"), does hereby grant, bargain, sell and convey unto SYLVIA BOLES HAYS, as Trustee of the REVOCABLE TRUST AGREEMENT FOR ROBERT DENECKE HAYS dated October 4, 1994, with a mailing address of 795 Ranch Drive, Eagle, Idaho 83616 ("Grantee"), an undivided 30.47% interest as tenant-in-common in real property located in Valley County, Idaho, more particularly described as follows:

**Recorders Plat in Gov't. Lot 1, Lot 13, Block 1, S8, T18N, R3E,
McCall, Idaho.**

To have and to hold the said premises with their appurtenances unto the Grantee and Grantee's successors and assigns forever. And the Grantor does hereby covenant to and with the Grantee that Grantor is the owner in fee simple of said premises, that the premises are free and clear from all encumbrances, except current taxes and assessments, easements, rights-of-way, encumbrances, restrictions and reservations of record, and that Grantor will warrant and defend the quiet and peaceful possession of said premises by the Grantee and Grantee's successors and assigns forever, against all lawful claims whatsoever.

Note: Grantor retains an undivided 19.53% interest as tenant-in-common in said premises.

DATED This 3rd day of November, 2016.

GRANTOR:

**REVOCABLE TRUST AGREEMENT FOR
SYLVIA BOLES HAYS dated October 4, 1994**

By:

Sylvia Boles Hays
Sylvia Boles Hays, Trustee

STATE OF IDAHO)
) ss:
County of Ada)

On this 3 day of NOVEMBER, 2016, before me, the undersigned, a notary public in and for said State, personally appeared **SYLVIA BOLES HAYS**, as Trustee of the **REVOCABLE TRUST AGREEMENT FOR SYLVIA BOLES HAYS** dated October 4, 1994, known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that she executed the same as such Trustee.

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





Notary Public for Idaho
My Commission Expires: 10-26-2018

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

11/14/2022

Water Right 65-8917

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	SYLVIA BOLES HAYS REVOCABLE TRUST 795 E RANCH DR EAGLE, ID 83616-5117 (208) 939-9245
Current Owner	ROBERT DENECKE HAYS MARITAL TRUST 795 E RANCH DR EAGLE, ID 83616-5117 (208) 939-9245
Original Owner	ROBERT D HAYS 795 RANCH DR EAGLE, ID 83616 (208) 939-9245
Trustee	SYLVIA B HAYS 795 E RANCH DR EAGLE, ID 83616-5117 (208) 939-9245

Priority Date: 7/1/1918

Basis: Decreed

Status: Active

Source
PAYETTE LAKE

Tributary

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
DOMESTIC	1/01	12/31	0.040 CFS	1.2 AF
	<u>Total Diversion</u>		0.040 CFS	1.2 AF

Source and Point(s) of Diversion:

PAYETTE LAKE L1(NWNW)

Sec. 8, Twp 18N, Rge 03E, VALLEY County

Place Of Use:

DOMESTIC within VALLEY 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	
18N	03E	8						X L1											

SCANNED

MAY 29 2023 65-8917

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

11/14/2022

Conditions of Approval:

- | | | |
|----|-----|---|
| 1. | | LOT 13, BLOCK 1, RECORDERS PLAT. |
| 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. | N11 | The quantity of water decreed for this water right is not a determination of historical beneficial use. |
| 4. | N13 | The quantity of water under this right shall not exceed 13,000 gallons per day. |

Dates and Other Information:

Decreed Date: 10/23/1998
Civil Case Number: 39576
Judicial District: FIFTH
State or Federal: S
Owner Name Connector: AND
Water District Number: 65
Mitigation Plan: False

Combined Use Limits:

N/A

SubCase:

N/A

Water Supply Bank:

N/A

SCANNED

MAY 23 2023
65-8917



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

November 14, 2022

SYLVIA BOLES HAYS REVOCABLE TRUST
ROBERT DENECKE HAYS MARITAL TRUST
795 E RANCH DR
EAGLE ID 83616-5117

Re: Change in Ownership for Water Right No(s): 65-8917

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) 334-2190.

Sincerely,

Lynne Evans
Office Specialist II

Enclosure(s)

SCANNED

MAY 23 2023