

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

DE AUG 07 2024

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?
65-2431-A	Yes ☒	Yes ☐		Yes ☐	Yes ☐
65-24329	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Stanley Erskine
Name of current water right holder/claimant

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

33 Lewis Lowman ID 83637
Mailing address City State Zip
208-860-2557 emil.hutton@icloud.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: 5/15/2019

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):

- 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: Emil Hutton owner 8/8/2024
Signature of new owner/claimant Title, if applicable Date
Emil Hutton
Print name

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

Received by CC Date 8-7-24 For IDWR Office Use Only: Receipt No. W052137 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 SH Processed by SH Date 10/21/24

SUPPORT DATA
IN FILE # 65-2431A



**ELECTRONICALLY RECORDED
STAMPED FIRST PAGE NOW
INCORPORATED AS PART OF
THE ORIGINAL DOCUMENT**

Instrument # 263421
IDAHO CITY, BOISE COUNTY, IDAHO
05-15-2019 15:41:52 PM No. of Pages: 2
Recorded for: TITLEONE BOISE
MARY T. PRISCO Fee: \$15.00
Ex-Officio Recorder Deputy Kristi Coffelt
Index to: DEEDS
Electronically Recorded by Simplifile

Order Number: 19333454

Warranty Deed

For value received,

Stanley N. Erskine, a single man

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

Emil M. Hutton and Anke S. Hutton, husband and wife

whose current address is 33 Lewis Dr Lowman, ID 83637

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

A parcel of land being a portion of Lot 18 of the Amended Plat of a portion of Joe Lewis Subdivision, as recorded in Instrument No. 71793, records of Boise County, Idaho, lying within Section 26, Township 9 North, Range 8 East, Boise Meridian, Boise County, Idaho, more particularly described as follows:

Beginning at a found 1/2 inch diameter iron pin, pulled and replaced with a set 5/8 inch diameter iron pin with plastic cap stamped CLS PLS 7732, marking the Southwest corner of said Lot 18; thence along the West boundary line of said Lot 18

North 00°27'51" West (formerly North 0°13' West) a distance of 220.32 feet to a set 5/8 inch diameter iron pin, stamped CLS PLS 7732, marking the Northwest corner of said Lot 18; thence along the Northerly boundary line of said Lot 18

North 89°32'09" East (formerly North 89°47' East) a distance of 35.00 feet to a set 5/8 inch diameter iron pin, stamped CLS PLS 7732; thence continuing along said Northerly boundary line

North 59°09'09" East (formerly North 59°24' East) a distance of 63.58 feet to a found 1/2 inch diameter iron pin, pulled and replaced with a set 5/8 inch diameter iron pin with plastic cap stamped CLS PLS 7732, marking the Northeast corner of said Lot 18; thence leaving said Northerly boundary line

South 11°02'51" East a distance of 160.97 feet to a set 1/2 inch diameter iron pin stamped CLS PLS 7732; thence South 11°32'49" East a distance of 79.30 feet to a found 5/8 inch diameter iron pin on the South boundary line of said Lot 18; thence along said South boundary line

South 82°34'51" West a distance of 135.66 feet (formerly south 82°45' West a distance of 135.93 feet) to the Point of Beginning.

Subject to a Water Line Easement:

A ten (10) foot wide for the purpose of a water line, being five (5) feet each side of the following described centerline, being a portion of Lot 18 of the Amended Plat of a portion of Joe Lewis Subdivision, as recorded in Instrument No. 71793, records of Boise County, Idaho, lying within Section 26, Township 9 North, Range 8 East, Boise Meridian, Boise County, Idaho, more particularly described as follows:

Commencing at a found 1/2 inch diameter iron pin, pulled and replaced with a set 5/8 inch diameter iron pin with plastic cap stamped CLS PLS 7732 marking the Northeast corner of said Lot 18; thence along the East line of the above described parcel

South 11°02'51" East a distance of 74.50 feet to the Point of Beginning lying on the centerline of said easement; thence along said centerline

North 73°29'46" West a distance of 89.90 feet to the West wall of the existing well house and the Point of Terminus of the centerline of said easement.

The sidelines of the above described parcel to elongate or truncate to meet the West wall of said well house and the east line of the above described parcel.

Also subject to Ingress/Egress Easement:

A twenty (20) foot wide easement for the purpose of ingress and egress, being ten (10) feet each side of the following described centerline, also being a portion of Lot 18 of the Amended Plat of a portion of Joe Lewis Subdivision, as

recorded in Instrument No. 71793, records of Boise County, Idaho, lying within Section 26, Township 9 North, Range 8 East, Boise Meridian, Boise County, Idaho, more particularly described as follows:

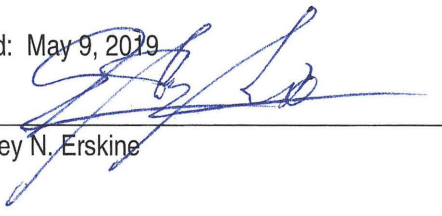
Commencing at a found 1/2 inch diameter iron pin, pulled and replaced with a set 5/8 inch diameter iron pin with plastic cap stamped CLS PLS 7732 marking the Northeast corner of said Lot 18; thence along the Northerly boundary line of said Lot 18

South 59°09'09" West a distance of 52.42 feet to the Point of Beginning, said point also being the centerline of said easement and the beginning of a non-tangent curve to the left; thence leaving said Northerly boundary line and 57.51 feet along the arc of said non-tangent curve, having a radius of 69.21 feet, a delta angle of 47°36'44", and a long chord which bears South 73°01'57" East a distance of 55.87 feet to the Point of Terminus of the centerline of said easement, lying on the Easterly boundary line of the above described parcel.

The side lines of the above described parcel to elongate or truncate to meet the boundary lines of the above described parcel.

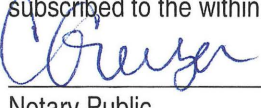
To have and to hold the said premises, with their appurtenances unto the said Grantee, its heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that Grantor is the owner in fee simple of said premises; that they are free from all encumbrances except those 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.

Dated: May 9, 2019


Stanley N. Erskine

State of Idaho, County of Ada, ss.

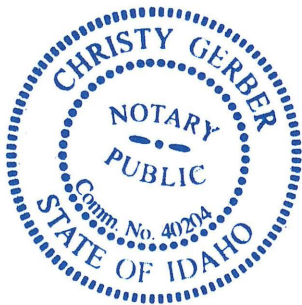
On this 14th day of May in the year of 2019, before me, the undersigned, a Notary Public in and for said State, personally appeared Stanley N. Erskine, known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same.


Notary Public

Residing In:

My Commission Expires:
(seal)

Christy Gerber
Residing: Meridian, ID
Commission Expires: 6/12/2021





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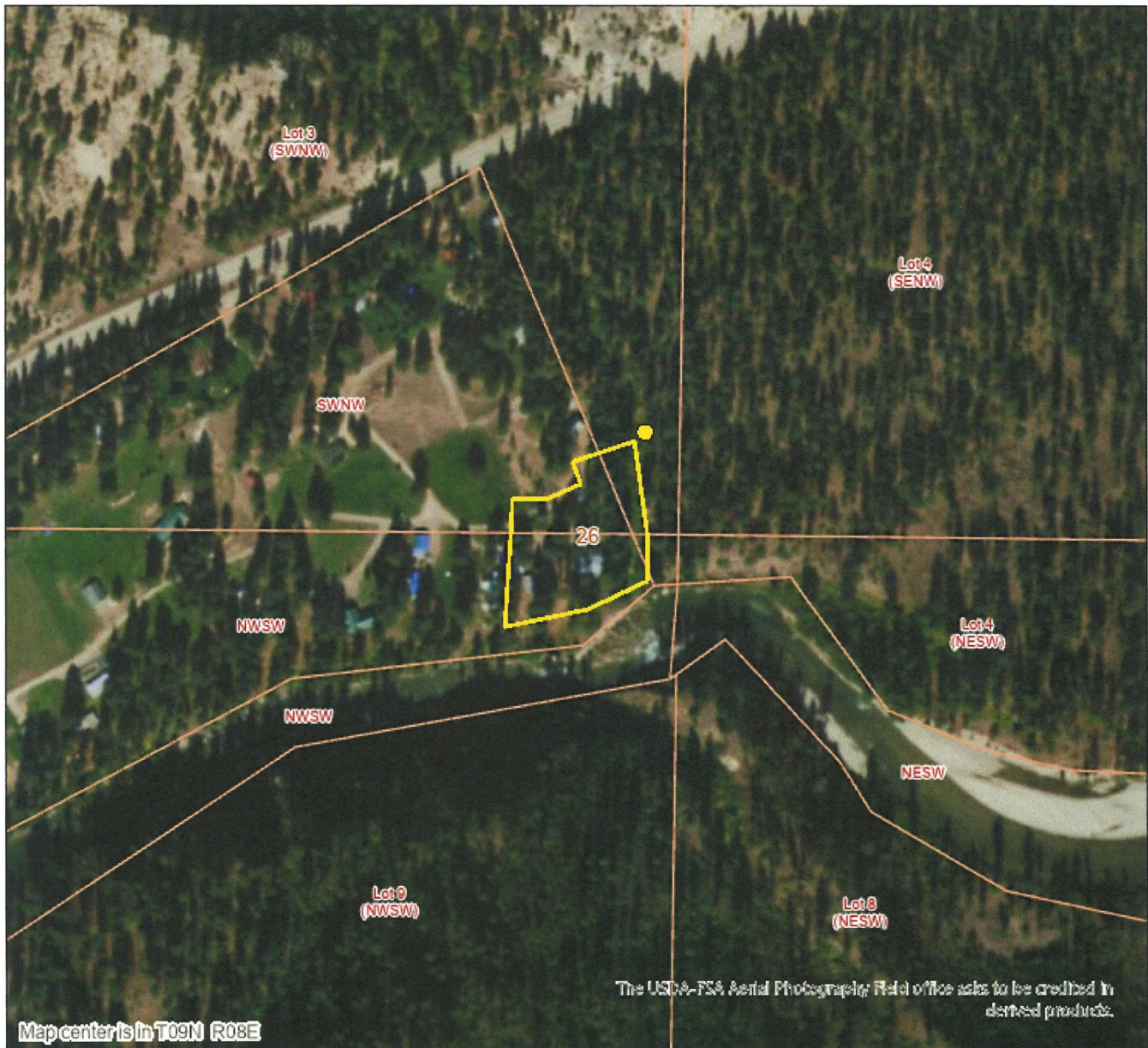
State of Idaho
Department of Water Resources

Water Right

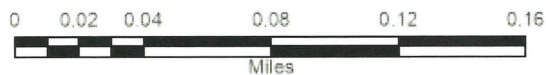
65-2431A

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.



Date created: 8/7/2024



Legend

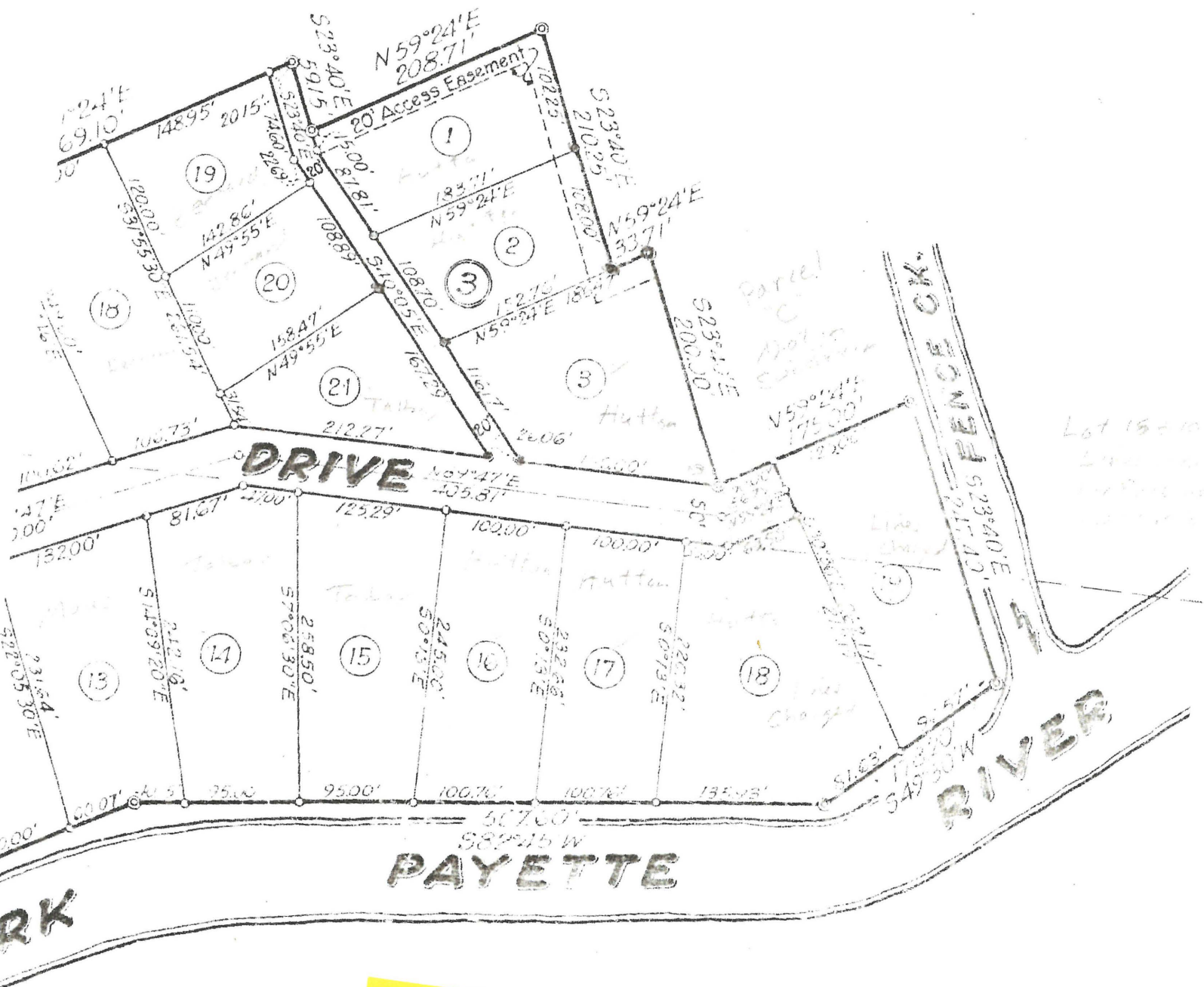
- Quarter Quarters
- PLS Sections
- Townships
- Place of Use Boundary
- Point of Diversion



VISION

27, T.9N., R.8E., B.M.
40.

NG ENGINEERS



7, 10, 11, 14
9, 10, 11, 12



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 Mathew Weaver

October 21, 2024

STANLEY N ERSKINE
PO BOX 9824
BOISE ID 83707

Re: Change in Water Right Ownership: 65-2431A (Split into 65-2431A A and 65-24329)

Dear Water Right Holder:

The Department of Water Resources (Department) acknowledges the receipt of correspondence changing ownership of a portion of the above referenced water right. The Department has modified its records based on the information received and has enclosed before/after reports for you.

The portion of the water right retained by you holds the original water right number. The Department is sending the new water right owner a similar letter and a report detailing their new water right.

All water rights have 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.

Updating the ownership record for a water right does not affirm 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, idwr.idaho.gov.

If you have any questions concerning the enclosed information, please contact me at 208-605-4631.

Sincerely,

Susan Hobson
Technical Records Specialist 1

Enclosures

c: Emil Hutton



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 Mathew Weaver

October 21, 2024

EMIL M HUTTON
33 LEWIS DR
LOWMAN ID 83637-7043

Re: Change in Water Right Ownership: 65-2431A (Split into 65-2431A A and 65-24329)

Dear Water Right Holder:

The Department of Water Resources (Department) acknowledges the receipt of correspondence changing ownership of a portion of the above referenced water right. The Department has modified its records based on the information received and has enclosed a report regarding your new water right.

The portion of the water right held by the original owner retains the original water right number. The Department is sending the original owner a similar letter with reports showing the changes to the right.

All water rights have 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.

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Sincerely,

Susan Hobson
Technical Records Specialist 1

Enclosure

c: STANLEY N ERSKINE