

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

SEP 05 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?
65-3184F	Yes ☐	Yes ☐		Yes ☐	Yes ☐
65-4202	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Gordon Valdez
Name of current water right notice claimant

3. New Owner(s)/Claimant(s): Franz Witte-McCabe, LLC
New owner(s) as listed on the conveyance document

PO Box 609 McCabe ID 83638
Mailing address City State Zip
208 634-1001 dave.jc.franzwitte.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: 2-27-2023

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.

SUPPORT DATA

IN FILE # 65-3184F

8. Signature: [Signature] Member 8/31/23
Signature of new owner claimant Title, if applicable Date
Dave Tedry
Print name

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

For IDWR Office Use Only:

Received by KM Date 9-5-23 Receipt No. C117011 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 _____ Processed by [Signature] Date 10-12-23



WARRANTY DEED

Order No.: 579895AM

FOR VALUE RECEIVED

Franz Witte Jr. and Vicki J Witte, husband and wife

the grantor(s), do(es) hereby grant, bargain, sell and convey unto

Franz Witte - McCall, LLC, an Idaho Limited Liability Company

whose current address is:

20005 11th Ave.
Nampa, ID 83687

the grantee(s), the following described premises, in Valley County, Idaho, TO WIT:

A parcel of land situate in the SE1/4 of Section 10, T. 17 N., R. 3 E., B.M., Valley County, Idaho, more particularly described as follows:

Commencing at a 5/8" rebar marking the quarter corner common to Sections 10 and 15, T. 17 N., R. 3 E., B.M., Valley County, Idaho; thence, N. 00°21'09" E., 363.00 feet along the westerly boundary of the SE1/4 of said Section 10; thence, S. 89°11'39" E., 31.59 feet to a 1/2" rebar on the easterly right-of-way of State Highway 55, the REAL POINT OF BEGINNING:

Thence, N. 00°20'50" E., 187.00 feet along said easterly right-of-way to a 5/8" rebar, as shown on that particular Record of Survey recorded as Instrument No. 342233, in Book 11, on Page 17 of Surveys, in the Office of the Recorder of Valley County, Idaho,

thence, S. 89°11'39" E., 300.51 feet to a 5/8" rebar,

thence, N. 00°20'50" E., 145.00 feet to a 5/8" rebar,

thence, S. 89°11'39" E., 135.49 feet to a 1/2" rebar as shown on that particular Record of Survey on file in Book 7, on Page 134 of Records of Survey, as Instrument No. 267081, in the Office of the Recorder of Valley County, Idaho,

thence, continuing S. 89°11'39" E., 567.43 feet to a 1/2" rebar,

thence, continuing S. 89°11'39" E., 57.00 feet to a 1/2" rebar,

thence, S. 00°21'09" W., 200.00 feet to a 1/2" rebar,

thence, N. 89°11'39" W., 697.42 feet to a 1/2" rebar,

thence, S. 00°20'50" W., 132.00 feet to a 1/2" rebar,

thence, N. 89°11'39" W., 363.00 feet to the Point of Beginning.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee(s), that (s)he is/are the owner(s) in fee simple of said premises; that they are free from all encumbrances Except: Current Year Taxes, conditions, covenants, restrictions, reservations, easements, rights and rights of way, apparent or of record. And that (s)he will warrant and defend the same from all lawful claims whatsoever.

Dated: 2-27-23

Franz Witte Jr.

Vicki J Witte

State of IDAHO } ss
County of Ada }

On this 27 day of FEB, 2023, before me, the undersigned a Notary Public in and for said state, personally appeared Franz Witte Jr and Vicki J Witte, 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 same. IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

Notary Public for the State of IDAHO

Residing at: _____

Commission Expires: _____

**Residing In Caldwell, Idaho
My Commission Expires 1/18/2024**



State of Idaho
Department of Water Resources

Water Right

65-4202

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.



Date created: 9/1/2022



Legend

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



State of Idaho
Department of Water Resources

Water Right

65-3144F

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.



The USDA-FSA Aerial Photography Field office asks to be credited in derived products.



Date created: 9/1/2022



Legend

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





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 Mathew Weaver

October 12, 2023

FRANZ WITTE MCCALL LLC
PO BOX 609
MCCALL ID 83638-0609

COPY

Re: Change in Ownership for Water Right No(s): 65-3184F & 65-4202

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)

c: Water District No. 65K