

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

MAR 18 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?
57-10217	Yes ☐	Yes ☐		Yes ☐	Yes ☐
57-12083	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Nicholas S. Scotto Arilda Scotto
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): John R. Vance, Heather A. Vance
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or
- 8929 State Highway 78 Marsing ID 83639
Mailing address City State Zip
208-866-0775 johnrichardvance@yahoo.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: 05/05/2023
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.

8. Signature: [Signature] John R Vance 03/12/2024
Signature of new owner/claimant Title, if applicable Date
Print name
- Signature: [Signature] Heather Vance 3/12/2024
Signature of new owner/claimant Title, if applicable Date
Print name

Received by CC Date 3-18-24 For IDWR Office Use Only: Receipt No. W051825 Receipt Amt. 50.00

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 _____ Date _____



Instrument # 314983
MURPHY, OWYHEE, IDAHO
2023-05-08 10:02:10 No. of Pages: 3
Recorded for: TITLEONE BOISE
ANGELA BARKELL Fee: \$15.00
Ex-Officio Recorder Deputy: map
Index To: DEED WARRANTY
Electronically Recorded by Simplifile

Order Number: 23473452

Warranty Deed

For value received,

Nicholas S. Scotto and Arilda Scotto, husband and wife

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

Heather Allene Vance and John Richard Vance, a married couple

whose current address is 8929 State Hwy 78 Marsing, ID 83639

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

See Exhibit A, attached hereto and incorporated herein.

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.

Remainder of page intentionally left blank.

Order Number: 23473452

Warranty Deed - Page 1 of 3
314983

Dated: ~~April 17, 2023~~ 5/2/2023

Nicholas S. Scotto

Nicholas S. Scotto

Arilda Scotto 5/2/2023

Arilda Scotto

State of Idaho, County of Canyon, ss.

On this ~~14th~~ ^{2nd} day of ~~April~~ ^{May} the year of 2023, before me, the undersigned, a Notary Public in and for said State, personally appeared Nicholas S. Scotto and Arilda Scotto, known or identified to me to be the persons whose names are subscribed to the within instrument and acknowledged to me that they executed the same.

Karey Bull

Notary Public

Residing In:

My Commission Expires:

(seal)

Idaho

Nampa

8/28/25

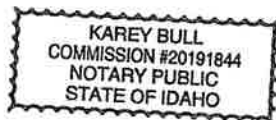


EXHIBIT A
LEGAL DESCRIPTION OF THE PREMISES

Tract I

The Southwest quarter of the Southwest quarter in Section 36, Township 2 North, Range 4 West, Boise Meridian, Owyhee County, Idaho.

Excepting therefrom the following described 3 parcels:

Parcel 1

Beginning at a point on the North line 602 feet East of the Northwest corner of said Southwest quarter of the Southwest quarter; thence
South 32°57' East 946.6 feet; thence
to the left on a curve of 1146.3 feet radius, 303.4 feet to a point on the East line 292 feet North of the Southeast corner; thence
North on the East line 1028 feet to the Northeast corner;
thence West on the North line 718 feet to the Point of Beginning.

Parcel 2

Commencing at the Southwest corner of Section 36, Township 2 North, Range 4 West of the Boise Meridian; thence
South 88°53'09" East 667.78 feet along the South boundary of said Section 36; thence
North 02°27'27" East 283.41 feet to the Initial Point of this description; thence continuing
North 02°27'27" East 179.50 feet; thence
South 87°32'33" East 450.00 feet to a point on the right of way of State Highway No. 78; thence along a circular curve to the left 251.44 feet, whose central angle is 12°13'13", radius is 1178.91 feet and whose long chord bears South 40°56'20" East 250.97 feet; thence
North 87°16'46" West 622.43 feet to the Initial Point of this description.

Parcel 3

The North 562 feet of that portion of the Southwest quarter of the Southwest quarter of Section 36, Township 2 North, Range 4 West, Boise Meridian, Owyhee County, Idaho, lying West of the Southwesterly line of State Highway 78 as existed February 10, 1994.

Tract II

That part of the Southeast quarter of the Southwest quarter of Section 36, Township 2 North, Range 4 West, Boise Meridian, described as follows:

Beginning at the Southwest corner of the Southeast quarter of the Southwest quarter; thence
North on the West line a distance of 292 feet; thence
East on a curve of 1146.3 feet radius 837.3 feet; thence
West along the Township line 762 feet to the Point of Beginning.

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A**

Current Water Right No.: 57-12083

Current Owner: NICHOLAS S SCOTTO
ARILDA SCOTTO

Priority Date: 4/4/1974

Origin: Water Right

Status: Active

Basis: Decreed

Source

SQUAW CREEK

Tributary

SNAKE RIVER

Beneficial Use

From To

Diversion Rate

Annual Volume

IRRIGATION

3/15 to 11/15

0.16 CFS

36 AF

STOCKWATER

1/01 to 12/31

0.01 CFS

0.09 AF

Total Diversion

0.17 CFS

36 AF

Location of Point(s) of Diversion

SQUAW CREEK

SW1/4SW1/4SW1/4

Sec. 36, Twp 02N, Rge 04W B.M.

OWYHEE County

Place of Use

IRRIGATION Within OWYHEE County

T02N R04W S36

SWSW

8.00

Total Acres: 8

STOCKWATER Within OWYHEE County

T02N R04W S36

SWSW

Total Acres: 8

Conditions of Approval:

1. W06 USE OF THIS RIGHT IS COMBINED WITH WATER FROM OPALINE IRRIGATION DISTRICT.
2. THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS EARLY AS MARCH 1 AND MAY CONTINUE TO AS LATE AS NOVEMBER 15, 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 OR LATE IRRIGATION USE AND A PRIORITY DATE EARLIER THAN THE DATE A PARTIAL DECREE IS ENTERED FOR THIS RIGHT.
3. N05 THE QUANTITY OF WATER UNDER THIS RIGHT FOR STOCKWATER USE SHALL NOT EXCEED 13,000 GALLONS PER DAY.
4. STOCKWATER, 15 RANGE CATTLE AND HORSES
5. The actual diversion rate for stockwater purposed is 0.009 cfs. The actual volume for stockwater purposes is 0.09 acre feet.
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.
7. N08 THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR STOCKWATER USE IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.

Decreed Date: 2/4/1998

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A**

Current Water Right No.: 57-10217

Current Owner: ARILDA SCOTTO
NICHOLAS S SCOTTO

Priority Date: 1/1/1976

Origin: Water Right

Status: Active

Basis: Decreed

Source

Tributary

GROUND WATER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
STOCKWATER	1/01 to 12/31	0.02 CFS	
DOMESTIC	1/01 to 12/31	0.04 CFS	
	<u>Total Diversion</u>	0.06 CFS	

Location of Point(s) of Diversion

GROUND WATER

SW1/4SW1/4SW1/4

Sec. 36, Twp 02N, Rge 04W B.M.

OWYHEE County

Place of Use

STOCKWATER Within OWYHEE County

T02N R04W S36 SWSW

DOMESTIC Within OWYHEE County

T02N R04W S36 SWSW

Conditions of Approval:

1. N13 THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.
2. STOCKWATER, 30 RANGE CATTLE, 10 HORSES PARCEL NO. RP0066501.
3. N11 THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.

Decreed Date: 11/15/1996

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

4/7/2022

Water Right 57-12083

Owner Type **Name and Address**
Current Owner NICHOLAS S SCOTTO
5964 WHISPERING HILLS DR
MARSING, ID 83639-8185
(925) 382-5046

Current Owner ARILDA SCOTTO
5964 WHISPERING HILLS DR
MARSING, ID 83639-8185
(925) 382-5046

Priority Date: 4/4/1974

Basis: Decreed

Status: Active

Source
SQUAW CREEK

Tributary
SNAKE RIVER

Beneficial Use	From	To	Diversion Rate	Volume
IRRIGATION	3/15	11/15	0.160 CFS	36.0 AF
STOCKWATER	1/01	12/31	0.010 CFS	0.1 AF
	Total Diversion		0.170 CFS	36.0 AF

Source and Point(s) of Diversion:

SQUAW CREEK

SWSWSW

Sec. 36, Twp 02N, Rge 04W, OWYHEE County

Place Of Use:

STOCKWATER within OWYHEE County

STOCKWATER within OWYHEE County																							
			NE		NW		SW		SE					NE		NW		SW		SE		Totals	
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
02N	04W	36												X									
IRRIGATION within OWYHEE County																							
			NE		NW		SW		SE					NE		NW		SW		SE		Totals	
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
02N	04W	36											8.0										8.0
																							POU Total Acres: 8.0

POU Total Acres: 8.0

Conditions of Approval:

1. 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.
2. N05 THE QUANTITY OF WATER UNDER THIS RIGHT FOR STOCKWATER USE SHALL NOT EXCEED 13,000 GALLONS PER DAY.

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

4/7/2022

3. THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS EARLY AS MARCH 1 AND MAY CONTINUE TO AS LATE AS NOVEMBER 15, 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 OR LATE IRRIGATION USE AND A PRIORITY DATE EARLIER THAN THE DATE A PARTIAL DECREE IS ENTERED FOR THIS RIGHT.
4. N08 THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR STOCKWATER USE IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
5. W06 USE OF THIS RIGHT IS COMBINED WITH WATER FROM OPALINE IRRIGATION DISTRICT.
6. STOCKWATER, 15 RANGE CATTLE AND HORSES
7. The actual diversion rate for stockwater purposed is 0.009 cfs. The actual volume for stockwater purposes is 0.09 acre feet.

Comments:

- | | | | |
|--|-------|----------|-------------|
| 1 | djudd | 4/4/2022 | Split Right |
| This right is the result of split from 57-7115 due to change in ownership. | | | |
| 2 | djudd | 4/4/2022 | POU |
| Updated Shape | | | |

Dates and Other Information:

Decreed Date: 2/4/1998
Civil Case Number: 39576
Judicial District: FIFTH
State or Federal: S
Owner Name Connector: AND
Water District Number: 57E
Mitigation Plan: False

Combined Use Limits:

N/A

SubCase:

N/A

Water Supply Bank:

N/A



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

June 12, 2024

JOHN VANCE & HEATHER VANCE
8929 STATE HIGHWAY 78
MARSING ID 83639-8206

Re: Change in Water Right Ownership: 57-10217,57-12083

Dear Water Right Holder(s):

The Department of Water Resources (Department) acknowledges the receipt of correspondence changing ownership of a portion of the above referenced water right(s) to you. The Department has modified its records based on the information received 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)287-4920.

Sincerely,

Catalina Beck

Catalina Beck
Technical Records Specialist 1

Enclosure(s)

c: JOHN VANCE
HEATHER VANCE

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

6/12/2024

Water Right 57-10217

Owner Type

Current Owner
Current Owner
Original Owner
Original Owner
Previous Owner
Previous Owner

Name

JOHN VANCE
HEATHER VANCE
JUDITH K WIDMYER
DELBERT W WIDMYER
NICHOLAS S SCOTTO
ARILDA SCOTTO

Priority Date: 1/1/1976

Basis: Decreed

Status: Active

Source

GROUND WATER

Tributary

Beneficial Use

STOCKWATER
DOMESTIC

From

1/01

To

12/31

Diversion Rate

0.020 CFS

Volume

0.040 CFS

Total Diversion

0.060 CFS

Source and Point(s) of Diversion:

GROUND WATER

SWSWSW

Sec. 36, Twp 02N, Rge 04W, OWYHEE County

Place Of Use:

STOCKWATER within OWYHEE County

T02N R04W S36

SWSW

DOMESTIC within OWYHEE County

T02N R04W S36

SWSW

Conditions of Approval:

1. N13 THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.
2. N11 THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
3. STOCKWATER, 30 RANGE CATTLE, 10 HORSES PARCEL NO. RP0066501.

Combined Use Limits:

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

6/12/2024

N/A

SubCase:

N/A

Water Supply Bank:

N/A

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

6/12/2024

Water Right 57-12083

Owner Type

Current Owner
Current Owner
Previous Owner
Previous Owner
Previous Owner
Previous Owner
Previous Owner
Previous Owner

Name

JOHN VANCE
HEATHER VANCE
DELBERT W WIDMYER
JUDITH K WIDMYER
JUDITH K LEFFLER
LEWIS BLAINE LEFFLER
NICHOLAS S SCOTTO
ARILDA SCOTTO

Priority Date: 4/4/1974

Basis: Decreed

Status: Active

Source

SQUAW CREEK

Tributary

SNAKE RIVER

Beneficial Use

IRRIGATION
STOCKWATER

From

3/15

To

11/15

Diversion Rate

0.160 CFS

Volume

36.0 AF

1/01

12/31

0.010 CFS

0.1 AF

Total Diversion

0.170 CFS

36.0 AF

Source and Point(s) of Diversion:

SQUAW CREEK

SWSWSW

Sec. 36, Twp 02N, Rge 04W, OWYHEE County

Place Of Use:

STOCKWATER within OWYHEE County

T02N R04W S36

SWSW

IRRIGATION within OWYHEE County

T02N R04W S36

SWSW

8.0

POU Total Acres

8.00

Conditions of Approval:

1. 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.
2. N05 THE QUANTITY OF WATER UNDER THIS RIGHT FOR STOCKWATER USE

Proof Report

3. SHALL NOT EXCEED 13,000 GALLONS PER DAY.
THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS EARLY AS MARCH 1 AND MAY CONTINUE TO AS LATE AS NOVEMBER 15, 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 OR LATE IRRIGATION USE AND A PRIORITY DATE EARLIER THAN THE DATE A PARTIAL DECREE IS ENTERED FOR THIS RIGHT.
4. N08 THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR STOCKWATER USE IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
5. W06 USE OF THIS RIGHT IS COMBINED WITH WATER FROM OPALINE IRRIGATION DISTRICT.
6. STOCKWATER, 15 RANGE CATTLE AND HORSES
7. The actual diversion rate for stockwater purposed is 0.009 cfs. The actual volume for stockwater purposes is 0.09 acre feet.

Combined Use Limits:

N/A

SubCase:

N/A

Water Supply Bank:

N/A