



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 11, 2024

RODRIC SMITH
3777 S JOHNS AVE
EMMETT ID 83617-9010

RE: Change in Ownership for Water Right No(s): **65-1695**

Dear Interested Parties:

The Idaho Department of Water Resources (Department) received a Notice of Change in Water Right Ownership (Notice) from you on October 09, 2024, for the above referenced water right. The Notice could not be processed because water right 65-1695 is not an appurtenance to your property. This right is an appurtenance of Parcel RP06N01W197275 also known as 3815 S Johns Ave, Emmett ID 83617.

The Department is returning your Notice of Change in Water Right Ownership and the attachments. A refund of \$25 has been requested and will be mailed to RODRIC JOHN SMITH under separate cover from the Idaho State Controller's Office.

If you have any questions regarding this matter, please contact me at (208)287-4800.

Sincerely,

Debra Mansfield
Technical Records Specialist 1

Enclosure(s)

RECEIVED

OCT 09 2024

Form 42-248/42-1409(6) Rev. 6/22

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

DEPT. 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?
65-1695	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: (S) Robert Ruy Hosoda (see Warranty Deed)
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Rodric Smith and Cynthia Smith
New owner(s) as listed on the conveyance document Name connector ☒ and ☐ or
- 3777 S. Johns Ave. Emmett ID. 83617
Mailing address City State Zip
- (208) 365-5947 rodric@e.g.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: 5-30-2002
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: Rodric Smith 10/4/2024
Signature of new owner/claimant Title, if applicable Date
Rodric Smith
Print name
- Signature: Cynthia Smith 10/4/2024
Signature of new owner/claimant Title, if applicable Date
Cynthia Smith
Print name

Received by KM Date 10.9.24 For IDWR Office Use Only: Receipt No. CU19048 Receipt Amt. \$ 25.

Active in the Water Supply Bank? Yes ☐ No ☐ If yes, forward to the State Office for processing W-9 received? Yes ☐ No ☐

COPY

FOR VALUE RECEIVED

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

whose current address is

3777 South Johns Avenue Emmett, ID 83617

the grantees, the following described premises, in Gem County, Idaho, TO WTT:

A tract of land in the NE ¼ of the SE ¼ of Section 19, Township 6 North, Range 1 West, B.M., Gem County, Idaho, more particularly described as follows:

BEGINNING at the East quarter section corner of said Section 19; thence South along the section line, 327.00 feet to a point; thence North 88°01'40" West, 46.03 feet to an iron pin on the Westerly right of way line of the Highway, the **REAL POINT OF BEGINNING**; thence North 88°01'40" West, 140.08 feet to an iron pin; thence South 138.79 feet to an iron pin; thence South 89°02' East, 140.02 feet to an iron pin on said right of way line; thence North along said right of way line, 136.33 feet to the **REAL POINT OF BEGINNING**.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantees, that he is the owner 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 he will warrant and defend the same from all lawful claims whatsoever.

Dated: Nov 30, 2007

Robert W. MacLachlan

State of Idaho }
County of Gem }ss

On this 30th day of May, 02, before me, a Notary Public in and for said state, personally appeared Robert W. MacLachlan known or identified to me to be the person whose name is subscribed to the within Instrument and acknowledged to me that he 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: Emmett, Idaho
Commission Expires: 04/19/2006

Instrument # 222706

EMMETT, GEM, IDAHO
2002-05-31 04:16:00 No. of Pages: 1
Recorded for : ALLIANCE TITLE & ESCROW
SUSAN K. HOWARD Fee: 3.00
Ex-Officio Recorder Deputy *[Signature]*
Index to: DFD

3-19088

WARRANTY DEED

FOR VALUE RECEIVED RUY HOSODA, a single man

COPY

THE GRANTOR, do es hereby grant, bargain, sell and convey unto ROBERT W. McFACHIAN, a single person

THE GRANTEE is, whose current address is 3777 So. Johna Avenue
Bunnett, Idaho 83617

the following described premises, in GEM
to wit:

County, Idaho,

A tract of land in the NE 1/4 of the SE 1/4 of Section 19, Township 6 North, Range 1 West, B.M., Gem County, Idaho, more particularly described as follows:

Beginning at the East 1/4 section corner of said Section 19, thence

South along the section line, 327.00 feet to a point; thence

North 88°01'40" West, 46.03 feet to an iron pin on the Westerly right of way line of the highway, THE REAL POINT OF BEGINNING; thence

North 88°01'40" West, 140.08 feet to an iron pin; thence

South 138.79 feet to an iron pin; thence

South 89°02" East, 140.02 feet to an iron pin on said right of way line; thence

North along said right of way line, 136.33 feet to THE REAL POINT OF BEGINNING.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, their heirs and assigns forever; and the said Grantor does hereby covenant to and with the said Grantee, that he is the owner in fee simple of said premises; 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 he will warrant and defend the same from all lawful claims whatsoever.

WITNESSED: February 1, 1996


RUY HOSODA

STATE OF IDAHO, COUNTY OF GEM

On this 1st day of February, 1996, before me, a notary public in and for the said State, personally appeared RUY HOSODA

known & identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same.

Residing at: Bunnett
Commission Expires: 03/14/99

Idaho


Notary Public

COPY

188353

Cern County, IDAHO) as
Recorded at request of
Alliance Title & Escrow
Time 3:56 PM
Date February 1, 1996
Instru. No. 188353
Recorded as a Deed
Thelma R. Kolodziej, Clerk
Ex-officio Recorder
By: *Gail Chapman*
Deputy
Fees \$ 3.00

Mansfield, Debra

From: Mansfield, Debra
Sent: Thursday, October 10, 2024 12:23 PM
To: IdwrPayable
Subject: REFUND: RODRIC JOHN SMITH

TO: Sascha Marston, Susan Steed

FROM: Debra Mansfield

DATE: October 10, 2024

RE: Refund: Ownership Change

Rodric Smith & Cynthia Smith submitted a change in ownership for water right 65-1695 on 10/09/2024, but water right 65-1695 is not an appurtenance to their property.

Please issue a refund of \$25.00 to:

RODRIC JOHN SMITH
3777 S JOHNS AVE
EMMETT ID 83617

RECEIPT #

C119048

Thank you,

Debra Mansfield | Technical Records Specialist 1
IDWR – State Office
322 E Front St, Boise ID 83702-7371
(208) 287-4921 | Debra.Mansfield@idwr.idaho.gov