

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

MAR 26 2024

Department of Water Resources
Eastern 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 #6](#) of the instructions.

Water Right/Claim No.	Split?	Leased to Water Supply Bank?	Water Right/Claim No.	Split?	Leased to Water Supply Bank?
34-569D <i>OK</i>	Yes ☒	Yes ☐	34-569 D (Split into 34-569 D and 34-14935) 34-608A (Split into 34-608A and 34-14936) 34-609A (Split into 34-609A and 34-14937) 34-2437A (Split into 34-2437A and 34-14938)		
34-608A <i>OK</i>	Yes ☒	Yes ☐			
34-609A <i>OK</i>	Yes ☒	Yes ☐			
34-2489	Yes ☐	Yes ☐			
<i>34-2437A OK</i>	Yes ☒	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Eleanor Fullmer and Albert W. Fullmer Jr.
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Brett T. Williams and Trudy S. Williams
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or
- 3962 N 3580 W Moore ID 83155
Mailing address City State ZIP
208-589-1324 bretttrudy@gmail.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: December 1, 2023
6. If the water right is leased to the Water Supply Bank changing ownership of a water right will reassign to the new owner any Water Supply Bank leases associated with the water right. Payment of revenue generated from any rental of a leased water right requires a completed [IRS Form W-9](#) for payment to be issued to an owner. A new owner for a water right under lease shall supply a W-9. Water rights with multiple owners must specify a designated lessor, using a completed [Lessor Designation](#) form. Beginning in the calendar year following an acknowledged change in water right ownership, compensation for any rental will go to the new owner(s).
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 # 34-569D

8. Signature: Brett T. Williams Title, if applicable 3-26-24
Signature of new owner/claimant Date
- Signature: Trudy S. Williams Title, if applicable 3-26-24
Signature of new owner/claimant Date

For IDWR Office Use Only:

Received by JB Date 3/26/2024 Receipt No. E049906 Receipt Amt. \$100. -

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 JB Processed by JB Date 3/29/2024

E049916 \$500. - / \$300. - for this app.

264888
Custer County Reg. of
Elaine Higginson
Time 3:11 P.M. Date 12/18/2023
Lura H. Baker, Clerk
Shampadia \$15.⁰⁰
Deputy

WARRANTY DEED

For Value Received, ELAINE HIGGINSON AND KENNETH FULLMER being General Co-Personal Representatives of the estate of Albert Whiting Fullmer Jr. and Eleanor Crawford Fullmer, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto BRETT T. WILLIAMS AND TRUDY S WILLIAMS husband and wife, hereinafter called the Grantees, whose current address is 3962 N. 3580 W. MOORE, ID. 83255 the following described premises in Custer County, Idaho, to-wit:

See attached EXHIBIT "A" (Custer County) and EXHIBIT "B" (Butte County)

SUBJECT TO all easements, right of ways, covenants, restrictions, reservations, applicable building and zoning ordinances and use regulations and restrictions of record, and payment of accruing present year taxes and assessments are agreed to by parties above.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees, its successors and assigns forever. And the said Grantor do hereby covenant to and with the said Grantees, that it is the owner in fee simple of said premises; that the Grantor is free from all encumbrances save and excepting therefrom all covenants, conditions and restrictions of record and all easements of sight and of record as recorded in the records of Butte / Custer County, Idaho, and that it will warrant and defend the same from all lawful claims whatsoever.

By: Elaine Higginson Ken Fullmer

Dated: This 1st day of December, 2023

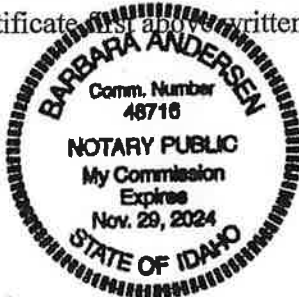
State of Idaho

County of Butte SS:

Instrument # 61500 # Pages: 3
BUTTE COUNTY, Idaho
Dec 01, 2023 12:06:26 pm Fee: \$ 15.00
For: ELAINE HIGGINSON
SHELLY BLACKNER, Recorder
KIM, Deputy

On this 1st day of December, in the year 2023, before me, a Notary Public in and for said State, personally appeared Elaine Higginson / Kenneth Fullmer, known or identified to me to be the person whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

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



Barbara Andersen
Notary Public for the State of Idaho
Residing at: Moore, Idaho
Commission Expires: 11-29-2024

EXHIBIT "A" (Custer County)

175567

Township 6 North, Range 26 East, Boise Meridian, Custer County, Idaho.
Section 18: Lot 3

Township 6 North, Range 25 East, Boise Meridian, Custer County, Idaho.
Section 13:

The South Half Northeast Quarter; The Northeast Quarter Southeast Quarter.

An undivided 1/2 interest in a well site located in the Northeast Quarter Southwest Quarter described as:

Beginning at a point which is 30 feet South and 3481 feet West of the East Quarter corner of said Section 13, said point being 35 feet North of a Well Casing Center; thence 35 Feet East; thence 70 feet South; thence 70 feet West; thence 70 feet North; thence 35 feet East, to the Point of Beginning.

Excepting therefrom the following 2 parcels:

Parcel I:

Part of the Southwest Quarter Northeast Quarter, Section 13, Township 6 North, Range 25 East, Boise Meridian, Custer County, Idaho, described as:

Commencing at the Northwest corner of Section 13; thence N. 89° 18' 27" E., 2673.87 feet to the north quarter corner; thence S. 00° 35' 30" E., 2214.43 feet along the west line of the northeast quarter to the POINT OF BEGINNING. Thence N. 89° 17' 25" E., 393.44 feet; thence S. 00° 33' 37" E., 451.52 feet to a point on the south line of the northeast quarter; thence S. 89° 17' 25" W., 393.19 feet to the southwest corner of the northeast quarter; thence N. 00° 35' 30" W., 451.52 feet along the west line of the northeast quarter to the POINT OF BEGINNING.

Subject to a County Road Right of way along the west side.

Parcel II:

Part of the Southeast Quarter Northeast Quarter, Section 13, Township 6 North, Range 25 East, Boise Meridian, Custer County, Idaho, described as:

Commencing at the northeast corner of Section 13; thence S. 00° 18' 40" E., 1332.60 feet along the section line to the northeast corner of the southeast quarter northeast quarter and the POINT OF BEGINNING. Thence S. 00° 18' 40" E., 330.01 feet along the east line of said southeast quarter northeast quarter; thence S. 89° 17' 56" W., 330.01 feet parallel with the north line of the southeast quarter northeast quarter; thence N. 00° 18' 40" W., 330.01 feet parallel with the east line of the southeast quarter northeast quarter to a point on the north line of the southeast quarter northeast quarter; thence N. 89° 17' 56" E. 330.01 feet along said north line to the POINT OF BEGINNING;

Subject to a county road right of way for 3980 North.

264888

EXHIBIT "B" (Butte County)

Township 6 North, Range 26 East of the Boise Meridian, Butte County, Idaho

Section 8: SE1/4SW1/4; S1/2SE1/4, and the South 882.75 feet of the N1/2S1/2, LESS that portion of the South 882.75 feet of the N1/2S1/2 lying West of the Burnett Canal Right-of-Way.

TOGETHER WITH an existing 40 foot wide roadway for access, along the South boundary of the N1/2S1/2, lying West of the Burnett Canal.

Section 17: NE1/4; NE1/4NW1/4

* Burnett Canal Right of Way *

12

7

8

25E 26E

13

18

17

3/26/2024

Scale: 1 inch= 2000 feet

File: Williams, Brett.ndp

Tract 1: 40.0000 Acres, Closure: n00.0000e 0.00 ft. (1/999999), Perimeter=5280 ft.
 Tract 2: 80.0000 Acres, Closure: n00.0000e 0.00 ft. (1/999999), Perimeter=7920 ft.
 Tract 3: 40.0000 Acres, Closure: n00.0000e 0.00 ft. (1/999999), Perimeter=5280 ft.
 Tract 4: 4.0769 Acres (177589 Sq. Feet), Closure: n00.0000e 0.00 ft. (1/624968), Perimeter=1690 ft.
 Tract 5: 2.5001 Acres (108904 Sq. Feet), Closure: n00.0000e 0.00 ft. (1/999999), Perimeter=1320 ft.
 Tract 6: 40.0000 Acres, Closure: n00.0000e 0.00 ft. (1/999999), Perimeter=5280 ft.
 Tract 7: 80.0000 Acres, Closure: n00.0000e 0.00 ft. (1/999999), Perimeter=7920 ft.
 Tract 8: 107.0000 Acres, Closure: n00.0000e 0.00 ft. (1/999999), Perimeter=12326 ft.
 Tract 9: 160.0000 Acres, Closure: n00.0000e 0.00 ft. (1/999999), Perimeter=10560 ft.
 Tract 10: 40.0000 Acres, Closure: n00.0000e 0.00 ft. (1/999999), Perimeter=5280 ft.



IDAHO DEPARTMENT OF
WATER RESOURCES

Eastern Region • 900 N Skyline Drive, Suite A • Idaho Falls, ID 83402-1718

Phone: 208-525-7161 • Fax: 208-525-7177 • Email: easterninfo@idwr.idaho.gov • Web: idwr.idaho.gov

Governor Brad Little

Director Mathew Weaver

March 29, 2024

BRETT WILLIAMS
TRUDY WILLIAMS
3962 N 3580 W
MOORE ID 83255-8740

Re: Change in Water Right Ownership: 34-569 D (Split into 34-569 D and 34-14935), 34-608A (Split into 34-608A and 34-14936), 34-609A (Split into 34-609A and 34-14937), 34-2437A (Split into 34-2437A and 34-14938)

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.

Your portion of each water right(s) has 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 at this time.

The portion of the water right retained by the original right holder retains the original water right number. The Department is sending the original right holder a copy of this letter and a computer-generated report showing the changes to the original water right.

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) 497-3787.

Sincerely,

Jonie Baily
Technical Records Specialist 1

Enclosure(s)

cc: ELEANOR FULLMER
WATER DISTRICT 34
BIG LOST RIVER GROUND WATER DISTRICT
ROCKY MOUNTAIN ENVIRONMENTAL

From: [Baily, Jonie](#)
To: [Kristin Moore](#)
Subject: Ownership Change for Brett Williams
Date: Wednesday, March 27, 2024 8:31:00 AM
Attachments: [34-569D, 34-608A, 34-609A Map.pdf](#)
[34-2489 Map.pdf](#)

RE: Change in Ownership Water Right No. 34-569D, 34-608A, 34-609A, 34-2489

Dear Sir/Madam:

The Department of Water Resources acknowledges receipt of your Notice of Change in Water Right Ownership.

Our review of your notice indicates that additional information is required before we can process the change. The information required is indicated below:

****** Evidence of Ownership/Additional Filing Fee:** Please review the map attached there is a parcel of property covered by the legal description on instrument number 264888 that is an exception. If Brett Williams did not purchase that parcel the ownership change will result in a split of water rights 34-569D, 34-608A and 34-609A. If a split is required, an additional filing fee of \$225.00 will be required. If they did purchase those parcels, a copy of the deed is required. Also, for water right 34-2489, the deed we received did not cover the place of use of that property. Deed number 264888 is for property located in In sections 8, 18 and 17 Township 6 North Range 26 East and section 13 Township 6 North Range 35 East. The water right is located in Sections 18 and 19 Township 6 North Range 26 East, a map is attached. Please supply a copy of the deed.

Because the Department cannot process the ownership change without proper documentation/fees, we will hold any action on your notice pending receipt of the necessary information/fees. **If we do not receive the necessary information/fees within 30 days we will return your notice and all attachments and your notice will not be processed.**

Please note that Section 42-248, Idaho Code, requires you or the owner of this water right to maintain current ownership and address records on file with the department. Forms to file a change of ownership of a water right and/or a change in the address of the water right owner are available from any department office, or at the department's website at: www.idwr.idaho.gov.

Please feel free to contact the Department if you have any questions.

Sincerely,



IDAHO DEPARTMENT OF
WATER RESOURCES

Jonie Baily | Technical Records Specialist

900 N Skyline Drive Ste. A, Idaho Falls, ID 83402

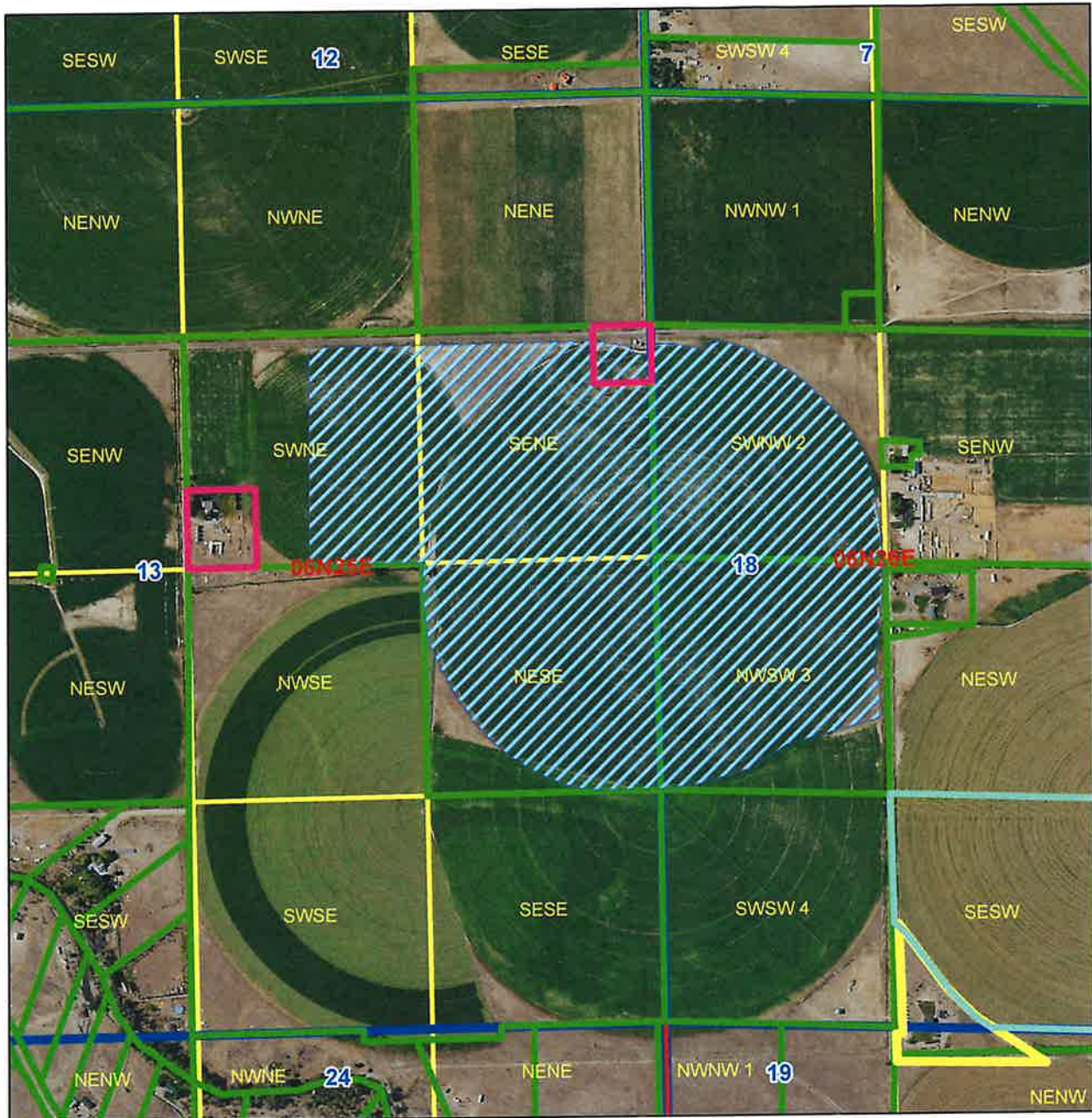
Phone number: (208) 525-7161

Fax number: (208) 525-7177

Email: jonie.baily@idwr.idaho.gov

Website: www.idwr.idaho.gov

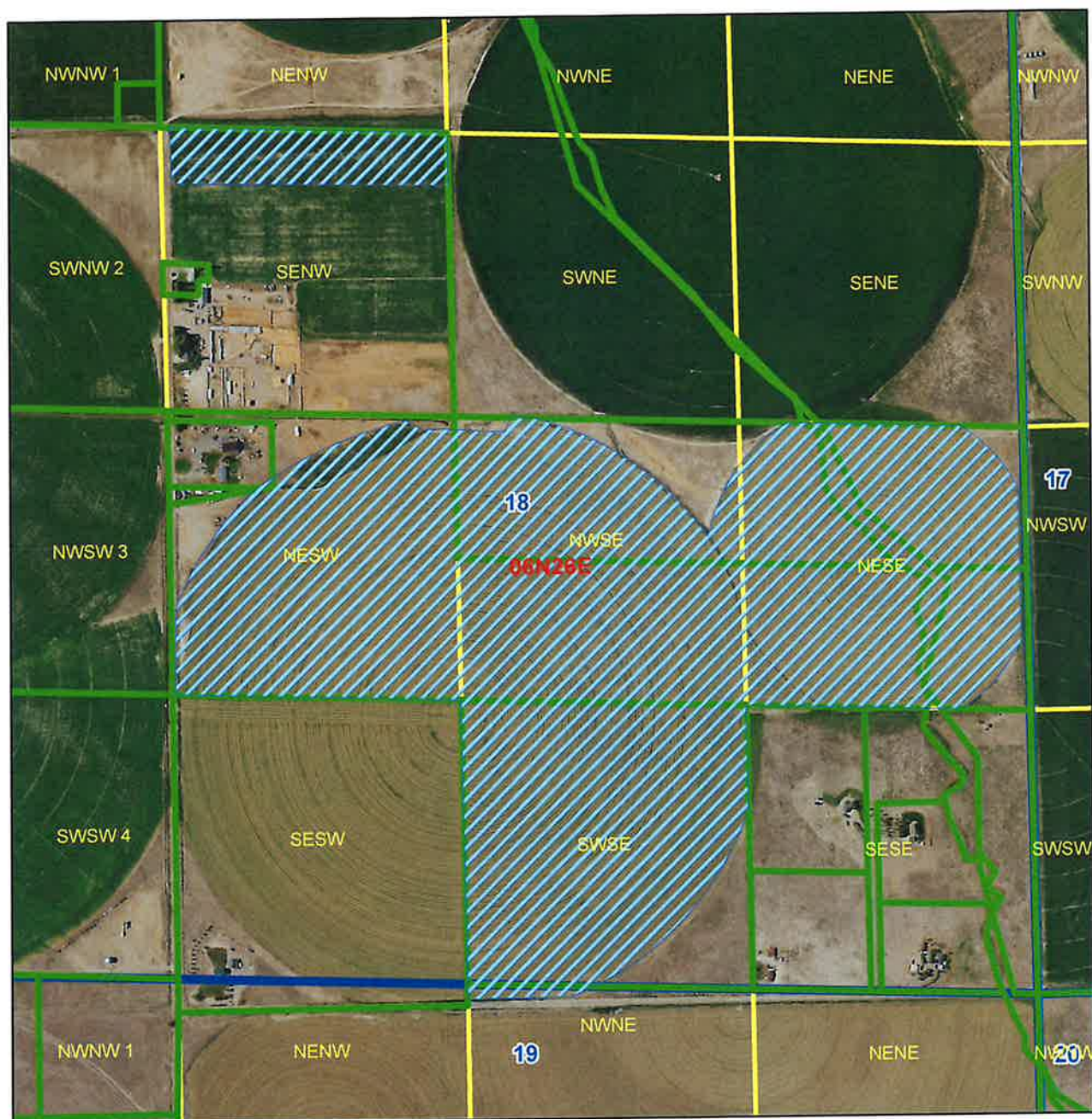
Idaho Department of Water Resources



Legend

-  Exceptions Instrument number 264888 Exhibit A
-  34-569D, 34-608A, 34-609A POU
-  Parcels
-  Township/Range
-  Sections
-  QQ

Idaho Department of Water Resources



Legend

-  34-2489 POU
-  Parcels
-  Township/Range
-  Sections
-  QQ