

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED
FEB 22 2021

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?
13-4320 OK	Yes ☒	Yes ☐	13-4320 (LLC)	Yes ☐	Yes ☐
Just - Domestic	Yes ☐	Yes ☐	13-8102 (Just)	Yes ☐	Yes ☐
LLC - Stockwater	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Chatterton's Lazy JC Ranch c/o Steve Chatterton
 Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Steven B. and Debra L. Chatterton Living Trust / Chatterton's Land & Livestock LLC
 New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or

5203 E Maple Creek Rd Franklin ID 83237
 Mailing address City State ZIP

Steven Chatterton 1-208-406-7915 dustyrchatt@gmail.com
 Telephone Email

Debra L. Chatterton 1-208-406-7926 dgchatt@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: House - April 9, 1975 / 2016
Trust - Mar 7, 2017 / Inst # 9787

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):
- ☐ \$25 per undivided water right.
 - ☐ \$100 per split water right.
 - ☐ 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 # 13-4320

8. Signature: Steven B. Chatterton member/owner 2-17-21
 Signature of new owner/claimant Title, if applicable Date
- Signature: Debra L. Chatterton member/owner 2-17-21
 Signature of new owner/claimant Title, if applicable Date

For IDWR Office Use Only:

Received by JB Date 2/22/2021 Receipt No. E046655 Receipt Amt. \$175.-

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 8/18/2021

IDAHO Department of Water Resources



IDWR offices are open to the public and following the CDC guidelines for wearing masks and observing social distancing. For in-person visits, we encourage you to call ahead for an appointment.

WATER RIGHT REPORT

1/30/2021

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report

WATER RIGHT NO. 13-4320

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	CHATTERTONS LAZY J C RANCH C/O STEVEN B CHATTERTON 5203 MAPLE CREEK RD FRANKLIN, ID 83237 2086462461

Priority Date: 08/15/1875

Basis: Statutory Claim

Status: Active

<u>Source</u>	<u>Tributary</u>
SPRING	MAPLE CREEK

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
STOCKWATER	1/01	12/31	0.01 CFS	
DOMESTIC	1/01	12/31	0.04 CFS	
Total Diversion			0.04 CFS	

Location of Point(s) of Diversion:

SPRING | NWSNW | Sec. 14 | Township 16S | Range 40E | FRANKLIN County

Place(s) of use:

Place of Use Legal Description: STOCKWATER FRANKLIN County

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>

16S

40E

14

| SENW |

Conditions of Approval:

1. Domestic use is for one home.

Dates:

Licensed Date:

Decreed Date:

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date:

Protest Deadline Date:

Number of Protests: 0

Other Information:

State or Federal:

Owner Name Connector:

Water District Number: TBD

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Cary Act Number:

Mitigation Plan: False

WARRANTY DEED

For Value Received C. WALLACE CHATTERTON and ALETHA B. CHATTERTON, husband and wife,

the grantors, do hereby grant, bargain, sell and convey unto
STEVEN B. CHATTERTON and DEBRA L. CHATTERTON, husband and wife,
Rt. 3, Preston, Idaho

the grantees, the following described premises, in Franklin County Idaho, to wit:

Township 16 South, Range 40 East of the Boise Meridian

Section 14: Commencing at a point 1887 feet East from the Northwest corner of the SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 14, and running thence South 27°12' West 556 feet; thence South 55° East 304 feet, more or less, to the TRUE POINT OF BEGINNING, said point being on the Westerly boundary line of the Maple Creek Road; thence North 55° West 190 feet; thence Northerly following parallel to road right of way 160 feet; thence Easterly 190 feet, more or less, to road right of way; thence Southerly following road right of way 160 feet to the point of beginning. Also, a RIGHT OF WAY EASEMENT 10 feet on each side of the following described center line: Commencing at a point 1887 feet East from the Northwest corner of the SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 14, and running thence South 27°12' West 556 feet; thence South 55° East 210 feet, more or less to the TRUE POINT OF BEGINNING, thence South 47° West 13 rods, more or less, to the center of a present water spring location. ALSO, $\frac{1}{2}$ interest to the said spring with adjoining lands for ingress and egress, to the said spring and water lines.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantees, that they are the owners in fee simple of said premises, that they are free from all incumbrances

and that they will warrant and defend the same from all lawful claims whatsoever.

Dated: April 9, 1975

C. Wallace Chatterton
Aletha B. Chatterton

STATE OF IDAHO, COUNTY OF FRANKLIN

On this 9th day of April, 1975, before me, a notary public in and for said State, personally appeared

C. WALLACE CHATTERTON and
ALETHA B. CHATTERTON, husband and wife,

known to me to be the persons, whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

James H. Hise
Notary Public
Residing at Preston, Idaho
Comm. Expires January 6, 1977

STATE OF IDAHO, COUNTY OF Franklin
I hereby certify that this instrument was the request of *Steve & Debbie House*

at 5 minutes past 4:00
this 9th day of
1975, in my office, and duly recorded in B of Deeds at page

Michael D. Henry
Ex-Officio Recorder
By *La Rae E. John*

Fees \$ 1.00
Mail to:

RECORDED
INDEXED

270247 1-2

When Recorded Mail To:

Hallock & Hallock, a professional corporation
40 West Cache Valley Blvd., Suite 9A
Logan, Utah 84341

Recorded at the request of
Hallock & Hallock
Time 10:58 Amount \$ 13.00

MAR 14 2017

Send Tax Notices To:

Steven B. and Debra L. Chatterton, Trustees
5203 East Maple Creek Road
Franklin, Idaho 83237

SHAUNA T. GEDDES, RECORDER
By C. Carter Deputy
Franklin County, Idaho

WARRANTY DEED

Steven B. Chatterton and Debra L. Chatterton, grantors, of 5203 East Maple Creek Road, Franklin, County of Franklin, Idaho, do hereby grant, bargain, sell, warrant and convey to **Steven B. Chatterton and Debra L. Chatterton, Trustees of the Steven B. and Debra L. Chatterton Living Trust dated March 7, 2017, and any amendments thereto**, grantee, of 5203 East Maple Creek Road, Franklin, County of Franklin, Idaho, for the sum of ONE DOLLAR, their undivided interest in the following described real estate in Franklin County, State of Idaho:

See Exhibit "A" attached hereto.

Together with all improvements, water, water rights, ditches, ditch rights, easements, hereditaments and appurtenances thereto.

Witness in the hands of said grantors this 7th day of March 2017.

Steven B. Chatterton
Steven B. Chatterton

Debra L. Chatterton
Debra L. Chatterton

STATE OF UTAH)
 :SS
COUNTY OF CACHE)

On the 7th day of March 2017, before me, the undersigned Notary, personally appeared Steven B. Chatterton and Debra L. Chatterton, who are personally known to me or who proved to me their identities through documentary evidence to be the persons who signed the preceding document in my presence and who swore to me that their signatures are voluntary and document truthful.

Rebecca J. Williams
Rebecca J. Williams, Notary Public
40 West Cache Valley Blvd. Suite 9A
Logan, Utah 84341
My commission expires: 08/11/2017



EXHIBIT "A"

Township 16 South, Range 40 East of the Boise Meridian

Section 14: Commencing at a point 1887 feet East from the Northwest corner of the SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 14, and running thence South 27°12' West 556 feet; thence South 55° East 304 feet, more or less, to the true point of beginning, said point being on the Westerly boundary line of the Maple Creek Road; thence North 55° West 190 feet; thence Northerly following parallel to road right of way 160 feet; thence Easterly 190 feet, more or less, to road right of way; thence Southerly following road right of way 160 feet to the point of beginning.

Also, a right of way easement 10 feet on each side of the following described center line: Commencing at a point 1887 feet East from the Northwest corner of the SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 14, and running thence South 27°12' West 556 feet; thence South 55° East 210 feet, more or less to the true point of beginning, thence South 47° West 13 rods, more or less, to the center of a present water spring location. Also, $\frac{1}{2}$ interest to the said spring with adjoining lands for ingress and egress, to the said spring and water lines.

No title search was performed on the subject property by the preparer. The preparer of this deed makes neither representation as to the status of the title nor property use or any zoning regulations concerning described property herein conveyed nor any matter except the validity of the form of this instrument. Information herein was provided to preparer by Grantor/Grantee and/or their agents; no boundary survey was made at the time of this conveyance.

Send Tax Notices, and
When recorded, return to:
Steven Chatterton, Member/Mgr.
CHATTERTON'S LAND & LIVESTOCK, LLC
5203 East Maplecreek Road
Franklin, Idaho 83237

QUIT-CLAIM DEED

STEVEN B. CHATTERTON of Franklin, Idaho, HOPE C. MYLROIE of Franklin, Idaho, JUDY C. DALY of Preston, Idaho, TERRY B. CHATTERTON of Richmond, Utah, WENDY C. PERRY of Hurricane, Utah, TAMMIE C. HOOPER of Toquerville, Utah, being all of the living children of C. WALLACE CHATTERTON and his wife ALETHA CHATTERTON, formerly of Franklin, Idaho; and JAY RAWLINGS of Franklin, Idaho, MARINNE ORR of American Fork, Utah, BRENT RAWLINGS of American Fork, Utah, DIANNE CLAYTON of Hurricane, Utah, and GREGG RAWLINGS of American Fork, Utah, being all of the children of PAULINE C. RAWLINGS (a deceased child of said C. WALLACE CHATTERTON and ALETHA CHATTERTON); and SHANE CHATTERTON of Soda Springs, Idaho, and ERIK CHATTERTON of Preston, Idaho, being all of the children of EDDIE B. CHATTERTON (a deceased child of said C. WALLACE CHATTERTON and ALETHA B. CHATTERTON), collectively being all of the living heirs of said C. WALLACE CHATTERTON and ALETHA CHATTERTON, Grantors, hereby each quit-claim to CHATTERTON'S LAND & LIVESTOCK, L.L.C., an Idaho limited liability company (sometimes also known of record as "CHATTERTON LAND & LIVESTOCK, L.L.C."), Grantee, c/o Steven B. Chatterton, 5203 East Maplecreek Road, Franklin, Idaho 83237, for the sum of Ten Dollars (\$10.00) and other good and valuable consideration, the following described tract of land in Franklin County, State of Idaho:

[See Exhibit A attached hereto and incorporated herein for Legal Descriptions.]

WITNESS, the hands of said Grantors, effective as of the dates set forth by their signatures that follow. This Quit Claim Deed may be executed in one or more counterparts, all of which, taken together, shall be and represent one and the same instrument.

[Signature Pages Follow.]

2016
Inst. # 97287
1. C Wallace Chatterton
heirs
2. Chatterton Land
and Livestock LLC
Feed lot price

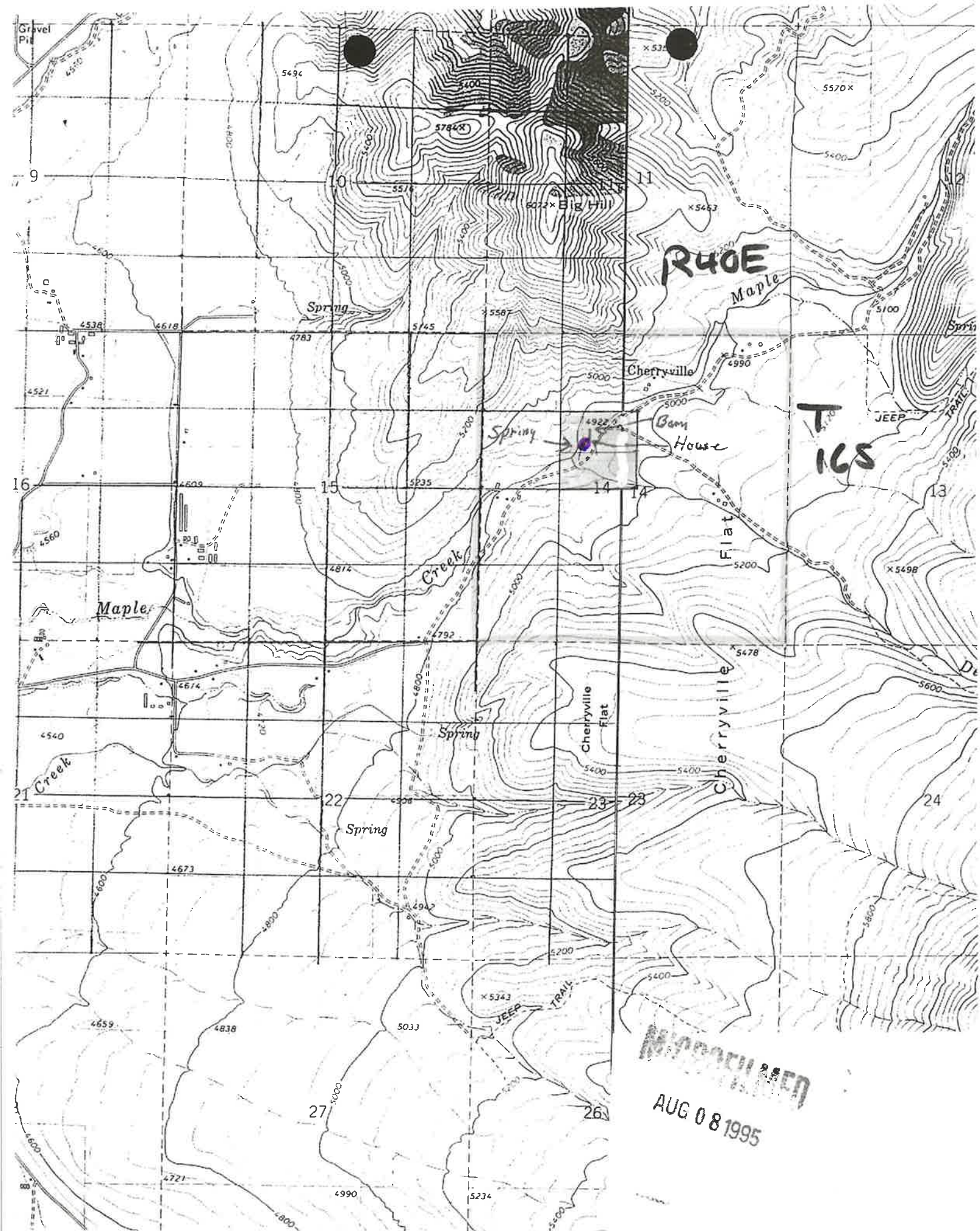
Exhibit A to Quit Claim Deed

Legal Description

As Described in Instrument No. 97287, Franklin County, Idaho:

Commencing at a point 1887 feet East from the Northwest corner of the Southwest quarter of the Northwest quarter of Section 14, Township 16 South, Range 40 East of the Boise Meridian, and running thence South 27°12' West 556 feet; thence South 55° East 304 feet; thence North 39°18' East 615 feet; thence South 60°06' East 420 feet; thence North 400 feet; thence West 753 feet to place of beginning.

Together with any and all water rights, water shares and rights thereunto appertaining.





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 Gary Spackman

August 18, 2022

CHATTERTON LAND & LIVESTOCK LLC
5203 E MAPLE CREEK RD
FRANKLIN ID 83237-5129

Re: Change in Water Right Ownership: 13-4320 (Split into 13-4320 and 13-8102)

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 Barg
Technical Records Specialist 1

Enclosure(s)

cc: STEVEN B AND DEBRA L CHATTERTON LIVING TRUST



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 Gary Spackman

August 18, 2022

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Jonie Barg
Technical Records Specialist 1

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cc: CHATTERTON LAND & LIVESTOCK LLC