

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

JUN 06 2022

Department of Water Resources
Eastern Region

1. List the numbers of all water rights and/or adjudication claim records to be changed. If you only acquired 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" in the "Leased to Water Supply Bank?" column. 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?
34-14856 <i>OK</i>	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: Jennie and Orville Smith

Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): Rafter J., LLC

New owner(s) as listed on the conveyance document

Name connector ☐ and ☐ or

997 East Presto Road

Shelley

ID

83274

Mailing address

City

State

Zip

208 206 1208

jkjolley@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: _____
6. Do you own the land identified as the water right place of use? Yes ☐ No ☐
- ☐ 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):
- ☐ \$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.

8. Signature: *Jacob Jolley* *Owner* *6/6/22*

Signature of new owner/claimant

Title, if applicable

Date

Print name

- Signature: _____

Signature of new owner/claimant

Title, if applicable

Date

Print name

For IDWR Office Use Only:

Received by *CKH* Date *6/6/22* Receipt No. *E048213* Receipt Amt. *\$25.00 (\$25 check)*

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

Name on W-9 _____ Approved by *JK/JB* Processed by *JB* Date *8/18/2022*

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WATER RIGHT DEED

For VALUABLE consideration, the receipt and sufficiency whereof is hereby acknowledged, Orville E. Smith Personal Representative of the Estate of Orville E. Smith, and Jennie Marie Smith Personal Representative of the Estate of Jennie Marie Smith, Grantors, do hereby warrant, grant, sell and convey unto Rafier J LLC, all of those certain water rights described as:

Water Right No. 34-14856, as 2.680 cubic feet per second, with the current point of diversion in the SENE of Section 3, Township 6 North, Range 25 E., B.M. in Custer County.

Grantor warrants and guarantees that Grantor is the owner of Water Right No. 34-14856 and has the right to transfer said water right.

TO HAVE AND TO HOLD all and singular the herein described property, together with all appurtenances unto the said Grantee and their heirs, successors, and assigns forever.

DATED this 13 day of January, 2022

Orville E. Smith
Personal Representative
of the Estate of Orville E. Smith

Jennie Marie Smith
Personal Representative
of the Estate of Jennie Marie Smith

STATE OF IDAHO }
County of Blaine }

On this 12 day of January, 2022, before me, the undersigned, a Notary Public in and for the State of Idaho, personally appeared Orville E. Smith, known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he/she executed the same.

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



Michelle Lord
Notary Public for Idaho
Residing at Blaine, Idaho
My Commission Expires 11/19/27

STATE OF IDAHO }
County of Blaine }

On this 12 day of January, 2022, before me, the undersigned, a Notary Public in and for the State of Idaho, personally appeared Jennie Marie Smith, known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he/she executed the same.

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



Michelle Lord
Notary Public for Idaho
Residing at Blaine, Idaho
My Commission Expires 11/19/27

202033

Notary Public for the State of Idaho
My Comm. Expires 12/31/2022

space above this line for recording use only

WATER RIGHT DEED

For VALUABLE consideration, the receipt and sufficiency whereof is hereby acknowledged, *in presence of* *Notary Public for the State of Idaho* Personal Representative of the Estate of Orville E. Smith, and *Notary Public for the State of Idaho* Personal Representative of the Estate of Jeanne Marie Smith, Grantors, do hereby warrant, grant, sell and convey unto *Water Right No. 34-14836*, all of those certain water rights described as:

Water Right No. 34-14836, as 2.600 cubic feet per second, with the current point of diversion in the SE1/4 of Section 2, Township 6 North, Range 23 E., B.M. in Cassia County.

Grantor warrants and guarantees that Grantor is the owner of Water Right No. 34-14836 and has the right to transfer said water right.

TO HAVE AND TO HOLD all and singular the herein described property together with all appurtenances unto the said Grantee and their heirs, successors, and assigns forever.

DATED on *13th day of January*, 2022.

Notary Public for the State of Idaho
My Comm. Expires 12/31/2022
Personal Representative
of the Estate of Orville E. Smith

Notary Public for the State of Idaho
My Comm. Expires 12/31/2022
Personal Representative
Estate of Jeanne Marie Smith

RECEIPT	No. 429594
DATE	1/13/2022
BY	<i>Notary Public for the State of Idaho</i>
FOR	<i>Water Right No. 34-14836</i>
AMOUNT	<i>Five thousand dollars</i>
PAID TO	<i>Water Right No. 34-14836</i>

STATE OF IDAHO
County of Blaine

On this 13th day of January, 2022, before me, the undersigned, a Notary Public in and for the State of Idaho, personally appeared *Orville E. Smith*, a Person whose name is subscribed to the within instrument, and acknowledged to me that he is the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same for the purposes and consideration therein expressed.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal, this 13th day of January, 2022.



Orville E. Smith
Personal Representative
of the Estate of Orville E. Smith

STATE OF IDAHO
County of Blaine

On this 13th day of January, 2022, before me, the undersigned, a Notary Public in and for the State of Idaho, personally appeared *Orville E. Smith*, a Person whose name is subscribed to the within instrument, and acknowledged to me that he is the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same for the purposes and consideration therein expressed.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal, this 13th day of January, 2022.



Orville E. Smith
Personal Representative
of the Estate of Orville E. Smith



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

RAFTER J LLC
997 E PRESTO RD
SHELLEY ID 83274-5353

Re: Change in Ownership for Water Right No(s): 34-14856

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) 497-3787.

Sincerely,

Jonie Barg
Technical Records Specialist 1

Enclosure(s)

cc: WATER DISTRICT 34
BIG LOST RIVER GROUND WATER DISTRICT

Cefalo, James

From: Cefalo, James
Sent: Friday, July 15, 2022 12:13 PM
To: 'jkjolley@gmail.com'
Subject: Ownership Change for Water Right 34-14856

Jacob,

In June of this year, you filed an ownership change for water right 34-14856. This ground water right was recently moved to your property through Transfer 85479. The ownership change included a copy of a Water Right Deed from the Estate of Jennie Marie Smith to Rafter J LLC. The copy of the deed had not been recorded with Custer County. Please record the deed with the county and send me a copy of the recorded deed (with the county recorder's stamp in the top right corner). I will get the ownership change completed once the recorded deed is sent. Feel free to call with any questions.

James

 IDAHO DEPARTMENT OF
WATER RESOURCES
James Cefalo | Regional Manager
900 N Skyline Drive, Idaho Falls, ID 83402
(208) 525-7161 | www.idwr.idaho.gov