

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

FEB 22 2021

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?
13-4321 OK	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:

Chattertons Lazy J C Ranch/Co Steven Chatterton
Name of current water right holder/claimant

3. New Owner(s)/Claimant(s):

Chatterton 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 - 1-208-406-7925
Telephone

Debbie 1-208-406-7926
Telephone

dustrodchatt@gmail.com
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: July 31, 1995

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.

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

Signature: Debbie Chatterton Title, if applicable: member Date: 2-17-21
Signature of new owner/claimant

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 8/17/2022

Recorded at the request of
Merrill & Merrill

194158 1-6

10:25 A.M. AUG 28 1995 -P.M.

Grant Deed

A. ELLIOTT LARSEN, RECORDER
by Camille Larsen
FRANKLIN COUNTY, IDAHO

For Value Received, Aletha Chatterton, an unmarried woman, Steven B. Chatterton and Debbie Lee G. Chatterton, husband and wife, and Terry B. Chatterton and Sharon A. Chatterton, husband and wife, as Grantors, do hereby grant, bargain, sell and convey unto Chatterton Land & Livestock, L.L.C. whose address is

5203 Maple Creek Rd.
Franklin, Idaho 83237

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

Legal Description is attached as Exhibit A.

This conveyance is made together with any and all tenements, hereditaments, and appurtenances thereto belonging or in any way appertaining, and the rents, issues and profits thereof. This conveyance is also made subject to all liens and encumbrances of record.

DATED this 31 day of July, 1995.

7 31 95

Dated

Steven B. Chatterton

Steven B. Chatterton

7 31 95

Dated

Debbie Lee G. Chatterton

Debbie Lee G. Chatterton

7-31-95

Dated

Terry B. Chatterton

Terry B. Chatterton

7-31-95

Dated

Sharon A. Chatterton

Sharon A. Chatterton

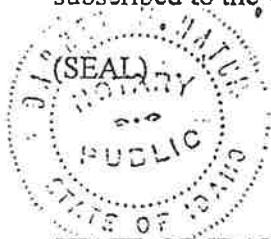
194158 2-6

7-31-95
Dated

Althea B Chatterton
Althea Chatterton

STATE OF IDAHO)
: ss.
COUNTY OF Franklin)

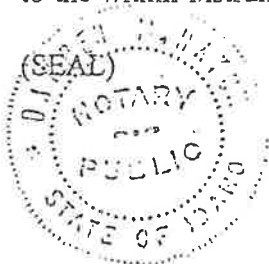
On this 31 day of July, 1995, a Notary Public in and for said State, personally appeared STEVEN B. CHATTERTON and DEBBIE LEE G. CHATTERTON, known or identified to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.



Steven B. Chatterton
NOTARY PUBLIC STATE OF IDAHO
Residing at: Franklin, Id
Commission expires: 1 May 1999

STATE OF IDAHO)
: ss.
COUNTY OF Franklin)

On this 31 day of July 95, 1995, a Notary Public in and for said State, personally appeared TERRY B. CHATTERTON and SHARON A. CHATTERTON, 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.



Terry B. Chatterton
NOTARY PUBLIC STATE OF IDAHO
Residing at: Franklin Id
Commission expires: 1 May 1999

194158 3-6

STATE OF IDAHO)
COUNTY OF Franklin : ss.

On this 31 day of July, 1995, a Notary Public in and for said State, personally appeared ALETHA CHATTERTON, known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that she executed the same.



Daniel M. Hatch
NOTARY PUBLIC STATE OF IDAHO

Residing at: Franklin, Idaho

Commission expires: 1 May 1999

194158 4-6

WR#4321
WR#13-53

Flat -4092
Canyon

Township 16 South, Range 40 East of the Boise Meridian

Section 14: SW $\frac{1}{4}$, S4SW $\frac{1}{4}$.

Section 11: Commencing at the SW corner of SW $\frac{1}{4}$ said Section 11, thence North 80 rods; thence East 62 rods; thence South 80 rods; thence West 62 rods to the place of beginning.

Section 22: N4SW $\frac{1}{4}$, N4SE $\frac{1}{4}$.

EXCEPT: Beginning at the NW corner of SW $\frac{1}{4}$ said Section 22, running thence West 620 feet; thence South 675 feet; thence Southwesterly 830 feet, more or less, to point 1142 feet West of South-east corner NE $\frac{1}{4}$ SW $\frac{1}{4}$ said section 22; thence East 1142 feet; thence North 80 rods to place of beginning.

Beginning at the NW corner of SW $\frac{1}{4}$ said Section 22; thence running East 103 rods; thence Southwest 494 rods; thence West 544 rods; thence Northwest 23 rods; thence running 11 rods to section line; thence 15 rods North to place of beginning.

Beginning 15 rods South from Northwest corner SW $\frac{1}{4}$ said Section 22; thence running East 11 rods; thence Southeast 23 rods; thence East 544 rods; thence Southeast 36 rods to point 25 rods 15 links North of point 60 rods West of Southeast corner, NE $\frac{1}{4}$ SW $\frac{1}{4}$ of said Section 22; thence continue running Southeast 62 rods; more or less, to point 10 rods North of said Southeast corner of NE $\frac{1}{4}$ SW $\frac{1}{4}$ of said Section 22; thence South 10 rods; thence West 160 rods; thence North 65 rods to place of beginning.

Beginning at a point 431.10 feet East of point 2083.60 feet North of the South Quarter corner of said Section 22, running thence North 72°36' West 107.00 feet; thence North 17°24' East 100.00 feet; thence South 72°36' East 107.00 feet; thence South 17°24' West 100.00 feet to place of beginning.

Beginning at Northeast corner SW $\frac{1}{4}$ Section 22, thence South 520 feet; more or less, to creek, thence following said creek Northwest to point 50 feet, more or less South and 950 feet, more or less, West of point of beginning, thence Northeast 55 feet, more or less to latitudinal center line of said Section 22, thence East to point of beginning.

Section 23: N4.

PARCEL 2: Township 16 South, Range 40 East of the Boise Meridian.

Section 14: Commencing at the Southeast corner of the Northwest Quarter of Section 14, running thence North 110 feet; thence North 75°58' West 297 feet; thence North 84°25' West 250 feet; thence North 47°27' West 200 feet; thence North 54°25' West 74 feet; thence South 85°35' West 702 feet; thence South 68°17' West 500 feet; thence South 46°47' West 212 feet; thence South 69°58' West 285 feet; thence South 24°10' West 756 feet to the West boundary of said Section 14; thence South 496 feet; thence East 80 rods; thence North 80 rods; thence East 80 rods to beginning.

EXCEPTING therefrom the following described tract, to-wit: Commencing at a point 426 feet North of the Southwest corner of the Northwest Quarter of the Southwest Quarter of Section 14, running thence North 24°10' East 756 feet; thence North 69°58' East 285 feet to the West side of county road; thence Southwesterly along West side of county road to a point 180 feet, more or less, South of the place of beginning; thence North 180 feet, more or less, to the place of beginning.

Also, the Northeast Quarter of the Southwest Quarter of Section 14.

WR#13-53

EXHIBIT

EXHIBIT
Page 2
WR# 13-53

WR# 4320

194158 5-6

ALSO, commencing at a point 122 feet East and South 27°12' West 556 feet from the Northwest corner of the Southwest Quarter of the Northwest Quarter of Section 14, and running thence South 27°12' West 630 feet; thence East bearing to the South 225 feet, more or less, thence North 39°18' East 360 feet; thence North 55° West 304 feet, to place of beginning.

original
Lowe

EXCEPT: Commencing at a point 1887 feet East from the Northwest corner of the SW¼ 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.

Trust

Steve & Debra

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 SW¼ 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, ½ interest to the said spring with adjoining lands for ingress and egress, to the said spring and water lines.

PARCEL 3:
Township 16 South, Range 40 East of the Boise Meridian
Section 22:

WR# 4092
Flat Canyon

WR# 7637
Spring

Commencing at a point 16 rods West of the Southeast corner of the Northwest Quarter of Section 22, thence North 87 rods, more or less, to the South boundary line of Amy Leah Morrison; thence following South boundary line of Amy Leah Morrison and running Westerly 2 rods; thence bearing slightly Southward along boundary line 16 rods, more or less, to a point 82 rods North of the South line of said Northwest Quarter said section; thence Northwest 16 rods to a point 97 rods North of the South line of said Quarter Section; thence Southeast 40 rods to a point 54 rods North of the South line of said Quarter section; thence Southwest 9 rods to a point 45.5 rods of the South line of said Quarter section; thence West 45 rods; thence South 2 rods; thence West 6 rods; thence South 21 rods; thence Eastward and bearing slightly to the North and following Spring Creek 64 rods to a point 28 rods North of the South line of said Quarter Section; thence Southwest 30 rods to the South line of said Quarter Section; thence East 44 rods and 20 links to the place of beginning.

Beginning at a point 28 rods North of the South line of the Northwest Quarter of said Section 22, and 47 rods West of the East line of said Quarter section to the true place of beginning; thence in a Southwesterly direction about 17 rods, more or less, to Ox-Killer Creek; (being the Easterly boundary line of Robert G. Lowe) thence in a Northwesterly direction following the middle of said Ox-Killer Creek to a point where said Ox-Killer Creek flows into Spring Creek; thence in an Easterly direction following up the middle of said Spring Creek about 23 rods to the place of beginning.

A right of way one rod wide from a point 44 rods North of the South line of said Quarter Section and 54 rods East of the West line of said Quarter section; thence West 50 rods; thence North 73 rods to the county road, said description being the South and West line of said right of way.

194158 66

EXHIBIT
page 3

Commencing at the Southeast Corner of the NW 1/4 of said Section 22; thence running West 16 rods; thence North 110 rods, more or less, the South property line of Victor Porter; thence East 16 rods; thence South to the place of beginning.

Commencing at the Northeast corner of the SW 1/4 of said Section 22, running thence South 42 rods; thence in a Northwesterly direction to a point 59 rods West of the place of beginning; thence East 59 rods to the place of beginning.

EXCEPT: Commencing at a point 360 feet North, more or less, and 792 feet East of the Southwest corner of the Northwest Quarter of Section 22, said point being on the North bank of Creek and ALSO BEING THE TRUE PLACE OF BEGINNING, thence running Easterly following said Creek 175 feet; thence North 275 feet; thence West 175 feet, more or less, to a point directly North of the place of beginning; thence South to the place of beginning. ALSO, the Southeast Quarter of the Southwest Quarter of Section 22,

Also, beginning at the Southwest corner of the Southeast Quarter of Section 22, and running thence East 905 feet; thence North 1320 feet; thence West 905 feet; thence South 1320 feet to the place of beginning.

Also, beginning at the Southeast corner of the North half of the Southwest Quarter of Section 22, thence running North 10 rods; thence Northwest 48 rods; thence Southwest 25 rods and 15 links; thence East 60 rods to the place of beginning.

SUBJECT TO ALL MORTGAGES.

WR#
8040

Dairy House

Water Right
4092
Flat Canyon

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. 13-4321

<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: 04/01/1883

406-7915

Basis: Statutory Claim

Status: Active

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

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
STOCKWATER	1/01	12/31	0.04 CFS	
DOMESTIC	1/01	12/31	0.04 CFS	
Total Diversion			0.08 CFS	

Location of Point(s) of Diversion:

SPRING|SWNENE|Sec. 24|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

NESE

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:

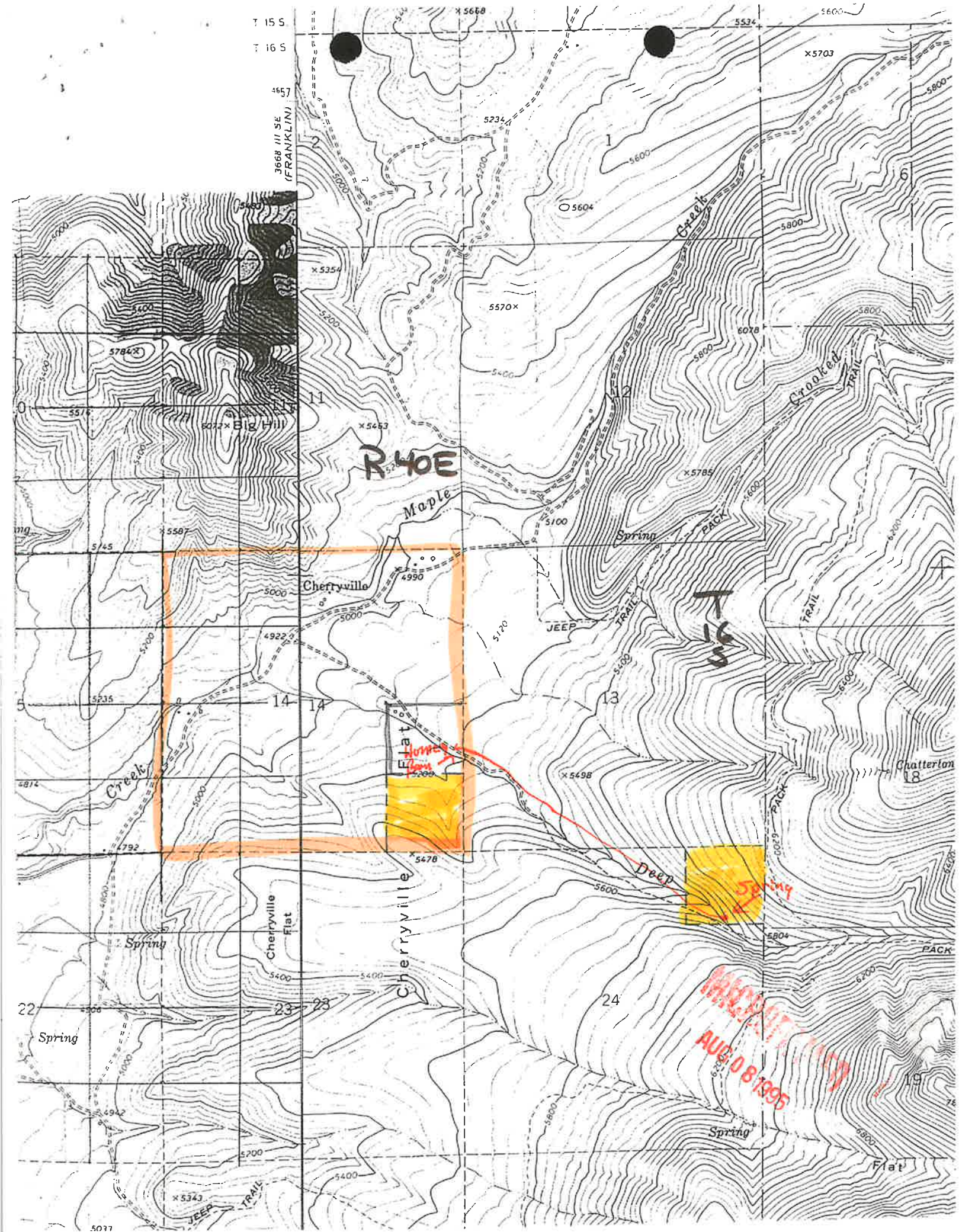
Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Cary Act Number:

Mitigation Plan: False



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
CLAIM TO A WATER RIGHT

Section 42-243, Idaho Code, authorizes the filing of a claim to a water right established by diversion and application of water to beneficial use for domestic uses as defined in Section 42-111, Idaho Code. The filing of this claim does not confirm the water right claimed.

Notice is hereby given that Chatterton Lazy J-C Ranch
(Name of Claimant)
5203 Maple Creek Rd. Franklin, ID 83237 Telephone No: (208) 646-2461
(Mailing Address) (Zip Code)

claims a right to the diversion and beneficial use of the surface or ground water. The extent and nature of said claim is as follows:

1. Date of Priority: (When the water was first applied to beneficial use) April 1, 1883
A claim is not acceptable on a surface water source with a priority later than May 20, 1971.

2. Describe the source of water: (Name of stream, lake, spring, etc., or ground water)
- Spring tributary to Deep Creek

3. Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:

Quantity	(cfs, af)	Use	(Domestic, Stock, Etc.)	Period of Use From	(Both dates inclusive) (Mo., Day)	to	(Mo., Day)
Quantity	0.04 cfs	Use	Domestic	Period of Use From	1-1	to	12-31
Quantity	0.04 cfs	Use	Stockwater	Period of Use From	1-1	to	12-31
Quantity		Use		Period of Use From		to	

4. 0.08 cfs TOTAL QUANTITY USED.
(cfs, af)

5. A) Location of point of diversion is SW $\frac{1}{4}$ of NE $\frac{1}{4}$ of NE $\frac{1}{4}$, Govt. Lot _____
Sec. 24 Township 16S Range 40E B.M. Franklin County; additional points of diversion
if any: _____

B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch etc.). Give sizes and capacities; be as specific as possible. Describe any changes in the system and give the date of the change.

Gravity Pipeline; 1 1/4 miles of 1" pipe. Pipe was originally steel + changed to plastic in early 1960's.

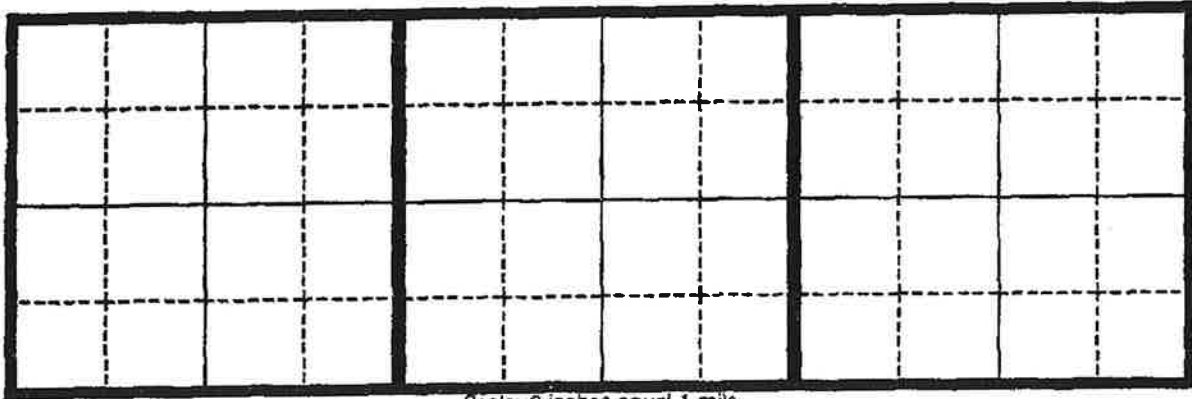
6. A) Describe place of use within each 40-acre tract in the appropriate box using the following symbols in the appropriate tract. D - domestic, S - stockwater, X - other

T	R	Sec	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SE	SW	
16S	40E	14																	

B) Fully describe the use, being as specific as possible: This provides water for a home & approximately 165 hd of stock.

NOTE: Include here the type and number of stock watered: Dairy (adults) 50hd, (Juniors) 112hd, Horses 8hd

7. Remarks: Water has been used for domestic & stock use since Great grandfather Joseph Chatterton came to the valley. I used the same priority date as water right 13-00053.



Scale: 2 inches equal 1 mile

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system. Attach an aerial photograph of the place of use if available.

State of Idaho)
County of FRANKLIN) ss.

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiant's knowledge.

Chatterton's Lazy V Ranch, LLC

by Steven B. Chatterton

Claimant's Signature (and title if claim is for an organization)

Sworn to before me this 28th day of APRIL, 1995.

Shanna T. Geddes

Notary Public

Residing at:

PRESTON

My commission expires: 11-3-2000

FOR DEPARTMENT USE ONLY

Received by WM
Prelim. check by RAW
\$100.00 receipted by HUT
Receipt # E070990

Date 5/4/95
Date 5/15/95
Date 5-5-91

Published in

Preston Citizen

June 18-95

Exceptions filed by

Dates

AUG 08 1995



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 17, 2022

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

Re: Change in Ownership for Water Right No(s): 13-4321

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)