

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

NOV 05 2021

Notice of Change in Water Right Ownership

OF WATER RESOURCES
SOUTHERN REGION

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?
45-11035	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: Dell N. Mitchell
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Lynn N. Mitchell and Jan Mitchell
New owner(s) as listed on the conveyance document
- 992 East 300 North Declo ID 83323
Mailing address City State ZIP
- 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. 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: Lynn N. Mitchell _____ Title, if applicable _____ Date 9/29/2020
 Signature: Jan Mitchell _____ Title, if applicable _____ Date 9/29/2020

For IDWR Office Use Only:

Received by Sq Date 11-8-2021 Receipt No. 5038924 Receipt Amt. \$225-
 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 _____ Processed by JB Date 11-9-21

— RETURNED —

CASSIA COUNTY
RECORDED FOR:
TITLEONE - TWIN FALLS
11:21:38 AM 09-29-2020
2020-005051
NO. PAGES: 2 FEE: \$15.00
JOSEPH W. LARSEN
COUNTY CLERK
DEPUTY: CVELASQUEZ
Electronically Recorded by Simplifile

ELECTRONICALLY RECORDED
STAMPED FIRST PAGE NOW
INCORPORATED AS PART OF
THE ORIGINAL DOCUMENT



Quitclaim Deed

For value received, **Dell N. Mitchell and Susan L. Mitchell, husband and wife**

Does hereby convey, release, remise, and forever quit claim unto

Lynn N. Mitchell and Jan Mitchell, husband and wife

whose current address is 992 East 300 North, Declo, ID 83323,

Idaho Department of Water Resources Water Right No. 45-11035

To have and to hold the said premises, unto the said grantees, heirs and assigns forever.

Remainder of this page intentionally left blank.



Quitclaim Deed

For value received, **Dell N. Mitchell and Susan L. Mitchell, husband and wife**

Does hereby convey, release, remise, and forever quit claim unto

Lynn N. Mitchell and Jan Mitchell, husband and wife

whose current address is 992 East 300 North, Declo, ID 83323,

Idaho Department of Water Resources Water Right No. 45-11035

To have and to hold the said premises, unto the said grantees, heirs and assigns forever.

Remainder of this page intentionally left blank.

Date: September 18, 2020

Dell N. Mitchell

Susan L. Mitchell

State of Idaho, County of Cassia, ss.

On this 25th day of September in the year of 2020, before me, the undersigned, a Notary Public in and for said State, personally appeared Dell N. Mitchell and Susan L. Mitchell 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.

Megan L. Martinez
Notary Public

Residing at: Burley, ID

My Commission Expires: 5/27/2026
(seal)





IDAHO DEPARTMENT OF
WATER RESOURCES

Southern Region • 650 Addison Ave W, Suite 500 • Twin Falls, ID 83301-5858

Phone: 208-736-3033 • Fax: 208-736-3037 • Email: southerninfo@idwr.idaho.gov • Web: idwr.idaho.gov

Governor Brad Little

Director Gary Spackman

December 9, 2021

LYNN N & JAN MITCHELL
75 PELICAN DR
RUPERT ID 83350

Re: Change of Ownership for Right 45-11035

Dear Water Right Holder(s):

The change in ownership for water right 45-11035, which was listed on the *Notice of Change in Water Right Ownership* (Notice) received in our office on November 5, 2021, cannot be processed because the names on the Quitclaim Deed submitted with the Notice did not match the owner(s) of record for the water right. The owners of record on the right when we received the Notice were Dell and Lynn Mitchell, and the deed listed Susan and Dell Mitchell conveying the right. We also received, on the same day, a Notice with a Warranty Deed conveying the property to which right 45-11035 is appurtenant to Brad Mitchell. We were able to process that Notice, so the current owner of record for the right is Brad Mitchell. In order to change ownership of the right with a Quitclaim Deed naming the right, the conveyer would need to be Brad Mitchell.

Because we cannot process the change in ownership, we are returning the Notice and accompanying documents. The fee will be applied to other *Notices of Change in Water Right Ownership* submitted in the same package.

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) 293-9909.

Sincerely,

Jim Bitzenburg
Senior Water Resource Agent

Enclosure(s)

CC: TitleOne, Burley- File #20383794