

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

NOV 05 2021

DEPT OF WATER RESOURCES
SOUTHERN 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?
45-11034	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: Lynn N. Mitchell
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Dell N. Mitchell and Susan L. Mitchell
New owner(s) as listed on the conveyance document
- 99 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):
- ☐ \$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: [Signature] Title, if applicable: _____ Date: 9/25/2020
Signature of new owner/claimant
- Signature: [Signature] Title, if applicable: _____ Date: 9/25/2020
Signature of new owner/claimant

For IDWR Office Use Only:

Received by SG Date 11/5/21 Receipt No. 5038924 Receipt Amt. \$225.00

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 12-9-21

- RETURNED -

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



Quitclaim Deed

For value received, **Lynn N. Mitchell and Jan Mitchell, husband and wife**

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

Dell N. Mitchell and Susan L. Mitchell, husband and wife

whose current address is 999 East 300 North, Declo, ID 83323,

Idaho Department of Water Resources Water Right No. 45-11034

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, **Lynn N. Mitchell and Jan Mitchell, husband and wife**

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

Dell N. Mitchell and Susan L. Mitchell, husband and wife

whose current address is 999 East 300 North, Declo, ID 83323,

Idaho Department of Water Resources Water Right No. 45-11034

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

Lynn N. Mitchell
Lynn N. Mitchell

Jan Mitchell
Jan Mitchell

State of Idaho, County of Cassia, ss.

On this 29th day of September in the year of 2020, before me, the undersigned, a Notary Public in and for said State, personally appeared Lynn N. Mitchell and Jan 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

DELL N & SUSAN L MITCHELL
999 E 300 N
DECLO ID 83323

Re: Change of Ownership for Right 45-11034

Dear Water Right Holder(s):

The change in ownership for water right 45-11034, 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 do 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 Lynn and Jan Mitchell conveying the right. In order to change ownership of the right with a Quitclaim Deed naming the right, the conveyer would need to be Dell and Lynn 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