

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?
45-11035	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: Lynn N. Mitchell and Jan Mitchell
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Brad 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: [Signature] Title, if applicable: _____ Date: 9/29/20
 Signature of new owner/claimant

Signature: _____ Title, if applicable: _____ Date: _____
 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

RECORDING REQUESTED BY
First American Title Company

AND WHEN RECORDED MAIL TO:
First American Title Company
417 N. Overland Ave.
Burley, ID 83318

CASSIA COUNTY
RECORDED FOR:
FIRST AMERICAN TITLE - BURLEY
08:34:35 AM 07-02-2020
2020-003198
NO. PAGES: 3 FEE: \$15.00
JOSEPH W. LARSEN
COUNTY CLERK
DEPUTY: CVELASQUEZ
Electronically Recorded by Simplifile

Space Above This Line for Recorder's Use Only

WARRANTY DEED

File No.: **900898RU (kw)**

Date: **June 30, 2020**

For Value Received, **Lynn N. Mitchell and Jan D. Mitchell, who acquired title as Jan R. Mitchell, husband and wife as community property with right of survivorship**, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **Brad Mitchell, a married man as his sole and separate property**, hereinafter called the Grantee, whose current address is **992 East 300 North, Declo, ID 83323**, the following described premises, situated in **Cassia County, Idaho**, to-wit: **Legal Description attached hereto as Exhibit A, and by this referenced incorporated herein.**

SUBJECT TO all easements, right of ways, covenants, restrictions, reservations, applicable building and zoning ordinances and use regulations and restrictions of record, and payment of accruing present year taxes and assessments as agreed to by parties above.

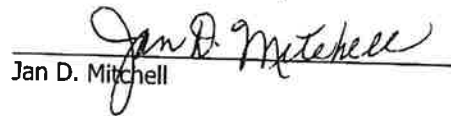
TO HAVE AND TO HOLD the said premises, with its appurtenances, unto the said Grantee, and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U.S. Patent reservations, restrictions, easements of record and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.

Date: 06/30/2020

Warranty Deed
- continued

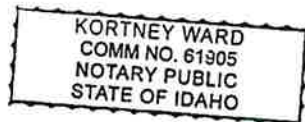
File No.: 900898RU (kw)

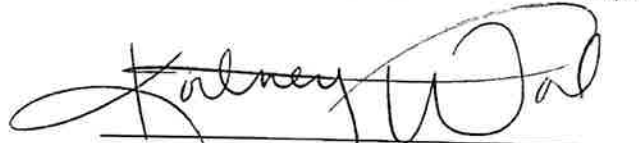

Lynn N. Mitchell


Jan D. Mitchell

STATE OF Idaho)
COUNTY OF Minidoka)
SS.

On this 1st day of July, 2020, before me, a Notary Public in and for said State, personally appeared **Lynn N. Mitchell and Jan D. Mitchell**, known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged to me that he/she/they executed the same.




Notary Public for the State of Idaho
Residing at: Hydrex ID
My Commission Expires: July 17, 2025

Date: 06/30/2020

Warranty Deed
- continued

File No.: 900898RU (kw)

EXHIBIT A

Part of the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 1 in Township 10 South, Range 24 East of the Boise Meridian, Cassia County, State of Idaho.

Beginning at the South $\frac{1}{4}$ Corner of Section 1 in T.10 S., R.24 E., B.M. said corner marked by a 5/8" rebar with 3" aluminum cap on top; Thence North 89 degrees 27 minutes 09 seconds West along the south line of Section 1 for a distance of 230.00 feet to the Point of Beginning;

THENCE North 89 degrees 27 minutes 09 seconds West along said line for a distance of 220.01 feet;

THENCE North 02 degrees 57 minutes 08 seconds East for a distance of 25.03 feet to a $\frac{1}{2}$ " rebar;

THENCE North 02 degrees 57 minutes 08 seconds East for a distance of 410.95 feet to a $\frac{1}{2}$ " rebar;

THENCE South 89 degrees 27 minutes 09 seconds East (East, Rec.) for a distance of 200.00 feet;

THENCE South 00 degrees 19 minutes 17 seconds West (South Rec.) for a distance of 435.60 feet to the Point of Beginning.



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 09, 2021

BRAD MITCHELL
992 E 300 N
DECLO ID 83323-5000

Re: Change in Ownership for Water Right No(s): 45-11035

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) 293-9909.

Sincerely,

Jim Bitzenburg
Senior Water Resource Agent

Enclosure(s)

CC: TitleOne, Burley- File #20383794