

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

NOV 15 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?
45-2258	Yes ☐	Yes ☐	45-13597	Yes ☐	Yes ☐
45-2435	Yes ☐	Yes ☐	45-13598	Yes ☐	Yes ☐
45-2690	Yes ☐	Yes ☐	45-10219	Yes ☐	Yes ☐
45-10218	Yes ☐	Yes ☐		Yes ☐	Yes ☐
45-13596	Yes ☐	Yes ☐		Yes ☐	Yes ☐

- 2.** Previous Owner's Name: Peggy & Galen Myers

Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Rachel Benites, and Peggy & Galen Myers

New owner(s) as listed on the conveyance document	Name connector	☐ and	☐ or	☐ and/or
<u>3054 North 4400 East</u>	<u>Murtaugh</u>	ID	<u>83344</u>	
Mailing address	City	State	ZIP	
<u></u>	<u></u>	<u></u>	<u></u>	
Telephone	Email			
<u></u>	<u></u>			

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: 11-10-2021

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.

SUPPORT DATA

IN FILE # 45-2258

8. Signature:  Title, if applicable: _____ Date: 11/12/2021
- Signature: _____ Title, if applicable: _____ Date: _____

For IDWR Office Use Only:

Received by SG Date 1/13/21 Receipt No. 5038941 Receipt Amt. \$ 200.00
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 KA Date 12-10-21

Case No. 76135 LT

TitleFact, Inc.

163 Fourth Avenue North
P.O. Box 486
Twin Falls, Idaho 83303

TWIN FALLS COUNTY
RECORDED FOR:
TITLEFACT, INC.
03:46:43 PM 11-12-2021
2021026921
NO. PAGES 1 FEE: \$15.00
KRISTINA GLASCOCK
COUNTY CLERK
DEPUTY: CT
Electronically Recorded by Simplifile

**** SPACE ABOVE FOR RECORDER ****

WARRANTY DEED

FOR VALUE RECEIVED **MAGDALENO BENITES and EMMA C. BENITES, husband and wife**, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **RACHEL BENITES, an unmarried woman**, hereinafter called Grantee, whose address is: 3054 North 4400 East, Murtaugh, ID 83344, the following described premises in Twin Falls County, Idaho; to-wit:

Township 11 South, Range 19 East, Boise Meridian, Twin Falls County, Idaho

Section 25: Part of the SW $\frac{1}{4}$ NW $\frac{1}{4}$ described as follows:

BEGINNING at the West quarter section corner of said Section 25, said corner marked by a 5/8" rebar which shall be the POINT OF BEGINNING;

THENCE North 00°25'46" West along the West section line for a distance of 773.91 feet;

THENCE North 89°34'14" East for a distance of 25.00 feet to a 1/2" rebar;

THENCE North 89°34'14" East for a distance of 25.00 feet to a 1/2" rebar;

THENCE along a non-tangent curve to the left for a distance of 1,029.85 feet to a 1/2" rebar, said curve having a radius of 1,381.52 feet and a central angle of 42°42'39" and a long chord bearing of South 44°16'04" East for a distance of 1,006.17 feet;

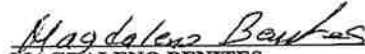
THENCE South 00°17'19" East for a distance of 50.00 feet to a 1/2" rebar on the South line of the NW $\frac{1}{4}$;

THENCE South 89°42'41" West along said line for a distance of 746.78 feet to the POINT OF BEGINNING.

SUBJECT TO a county road right of way along the West side.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee and 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 they are free from all encumbrances except as described above; and that Grantor will warrant and defend the same from all lawful claims whatsoever.

Dated: November 10, 2021


MAGDALENO BENITES

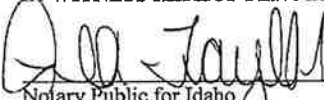

EMMA C. BENITES

* * * * *

STATE OF IDAHO
County of Twin Falls

On this 12th day of November 2021, before me, a Notary Public in and for said State, personally appeared **MAGDALENO BENITES and EMMA C. BENITES**, known or identified to me to be the persons whose names are subscribed to the foregoing instrument and acknowledged to me that they executed the same.

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


Notary Public for Idaho
Residing at Twin Falls
Commission expires 1/30/2025

LEA TAYLOR
COMMISSION NO. 20190327
NOTARY PUBLIC
STATE OF IDAHO



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 10, 2021

RACHEL BENITES
3054 N 4400 E
MURTAUGH ID 83344-5238

Re: Change in Ownership for Water Right No(s): 45-2258, 45-2435, 45-2690, 45-10218, 45-13596, 45-13597, 45-13598, and 45-10219

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.

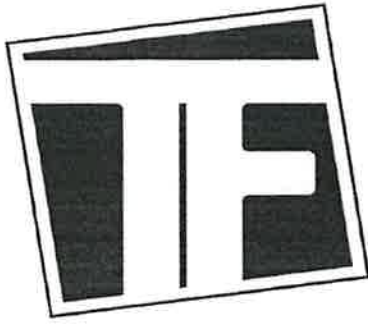
If you have any questions concerning the enclosed information, please contact me at (208) 736-3033.

Sincerely,

Kent Aasa
Water Resource Agent
Southern Region

Enclosure(s)

Cc: Peggy & Galen Myers, TitleFact Case No. 76135
Water District 140



TitleFact

a land title company

IDWR Southern Region
650 Addison Ave. W.
Suite 500
Twin Falls, ID 83301

RECEIVED

NOV 15 2021

DEPT OF WATER RESOURCES
SOUTHERN REGION

November 12, 2021

Case No. 76135
RE: Notice of Change in Water Right Ownership & WD

Enclosed, please find the following:

- Our check No. 94519 for the amount of \$200.00
- Copy of Notice of Change in Water Right Ownership & WD

If you have any questions, please contact Lea Taylor at TitleFact, Inc., at (208) 733-3821.

Sincerely,
TITLEFACT, INC.

Ange Trammell for
Lea Taylor
Escrow Officer

R. Todd Blass
Rudy Ashenbrener

163 Fourth Avenue North
P.O. Box 486
Twin Falls, Idaho 83303

Phone (208) 733-3821
Fax (208) 734-2940