

RECEIVED

JUN 07 2021

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESDepartment 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?
29-2372 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: Douglas W. Madden
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Kevin and Ann Loveland
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or
- Mailing address: 101 E. Sheepskin Rd City: Pocatello State: Id ZIP: 83202
- Telephone: 208-251-9999 Email: kevin.spud@hotmail.com

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: 12 April 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.

8. Signature: Kevin H. Loveland Title, if applicable: Owner Date: 3 June 2021
Signature of new owner/claimant
- Signature: Ann Loveland Title, if applicable: owner Date: 3 June 2021
Signature of new owner/claimant

For IDWR Office Use Only:

Received by: JB Date: 6/8/2021 Receipt No. E047056 Receipt Amt. \$25 -

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: 12/7/2021



Instrument # 217870
POWER COUNTY, IDAHO
04-27-2021 03:53:23 PM No. of Pages: 3
Recorded for: AMERITITLE - POCATELLO
SHAREE SPRAGUE Fee: \$15.00
Ex-Officio Recorder Deputy: Flor Cardona
Electronically Recorded by Simplifile

WARRANTY DEED

Order No.: 457857AM

FOR VALUE RECEIVED

Douglass W. Madden and Cheri Madden, husband and wife

the grantor(s), do(es) hereby grant, bargain, sell and convey unto

Kevin Loveland and Ann Loveland, husband and wife

whose current address is:

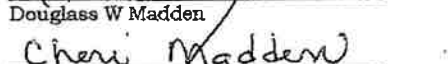
101 E Sheepskin Rd, Pocatello, ID 83202
~~POCATELLO, ID 83202~~

the grantee(s), the following described premises, in Power County, Idaho,
TO WIT:

See attached Exhibit 'A'

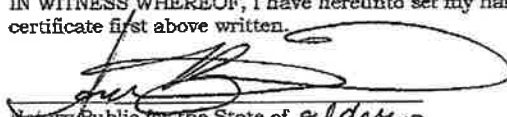
TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee(s), that (s)he is/are the owner(s) in fee simple of said premises; that they are free from all encumbrances Except: Current Year Taxes, conditions, covenants, restrictions, reservations, easements, rights and rights of way, apparent or of record. And that (s)he will warrant and defend the same from all lawful claims whatsoever.

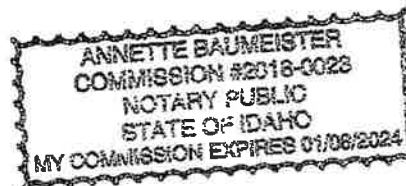
Dated: April 12, 2021


Douglass W. Madden

Cheri Madden

State of Idaho
County of Bonneville

On this 15 day of April, 2021, before me, the undersigned a Notary Public in and for said state, personally appeared Douglass W. Madden 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 same.
IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.


Notary Public for the State of Idaho
Residing at: Chubbuck
Commission Expires: 1-8-24



State of NC ss
County of Buncombe

On this 13 day of April, 2021, before me, the undersigned a Notary Public in and for said state, personally appeared Cheri Madden 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 same.
IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.


Notary Public for the State of NC
Residing at: Buncombe Co.
Commission Expires: 11/26/2022



EXHIBIT "A"

457857AM

A parcel of property located in Power County, Idaho, more particularly described as:

Township 6 South, Range 33 EBM,

Section 19: All that part and only that part of the NE1/4, lying North of the Northerly right- of- way of U.S. Highway 30N, as said Highway crosses said NE1/4.

Excepting therefrom the following:

Parcel 1:

A parcel of land located in the Southeast Quarter of the Northeast Quarter and the Southwest Quarter of the Northeast Quarter of Section 19, Township 6 South, Range 33 East, Boise Meridian, more particularly described as follows: Beginning at the East Quarter corner Section 19, Township 6 South, Range 33 East, Boise Meridian: thence North $1^{\circ}33'58''$ West, 959.23 feet to Highway right- of- way monument stationed 414+ 38.40, the true point of beginning; thence North $62^{\circ}36'45''$ West. 215.34 feet; thence South $78^{\circ}20'32''$ West. 18.38.72 East, 169.61 feet; thence North $72^{\circ}47'47''$ East, 1938.48 feet, more or less to the true point of beginning

Parcel 2:

A parcel of land being on both sides of the centerline of Interstate 15W, Project No. 1-15W-4(12)81 Highway Survey as shown on the plans thereof now on file in the office of the Department of Highways of the state of Idaho, and being a portion of the S1/2NE1/4 and the NE1/4NE1/4 of Section 19, Township 6 South, Range 33 East, Boise Meridian, described as follows, to-wit: Beginning at the Southwest corner of the SW1/4NE1/4 of Section 19, Township 6 South, Range 33 East, Boise Meridian; thence North $0^{\circ}16'38''$ East along the West line of said SW1/4NE1/4, a distance of 713.0 feet, more or less, to a line and opposite Station 388+73.83 of said Interstate 15W, Project No. I-15W-4(12)81 Highway Survey; thence North $66^{\circ}24'08''$ East along said parallel line 326.17 feet to a point opposite Station 392+00 of said Highway Survey; thence South $89^{\circ}22'12''$ East- 109.66 feet to a point that bears North $23^{\circ}35'52''$ West - 260.0 feet from Station 393+ 00 of said Highway Survey; thence North $69^{\circ}51'53''$ East - 328.68 feet to a point that bears North $23^{\circ}35'52''$ West - 248.0 feet from Station 396+28.39 of said Highway Survey; thence North $65^{\circ}41'10''$ East - 141.72 feet to a point in a line parallel with an 60.0 feet Northwesterly from the centerline and opposite Station 397+71.61 of Frontage Road No. 1 Survey as shown on the plans of last parallel line 428.39 feet to a point opposite Station 402.00 of said point in a line parallel with an 50.0 feet Northwesterly from the centerline and opposite Station 404+08 of said Frontage Road No. 1 Survey; thence along said last parallel line as follows: North

64°58' " East- 254.48 feet to a point opposite Station 406+54.48 of said Frontage Road No. 1 Survey; Northwestery along a 1,995.91 foot radius curve left 463.31 feet to a point opposite Station 411+38.93 of said Frontage Road No. 1 Survey North 40°44'51" East - 495.24 feet to a point that bears North 39°5' West- 42.25 feet from Station 3+50 of Road D-B Survey of the Bannock Creek Interchange as shown on the plans of said Interstate 15W, Highway Survey; thence North 0°52'39" East - 150.02 feet to a point that bears North 89°59'42" East - 40.0 feet to a point in the East line of Section 19; thence South 0°17'08" West along said East 1,347.0 feet, more or less, to a point in the Northwestery right of way line of existing U.S. Highway No. 30N thence South 72°45'52" West along said existing Northwestery right of way line 42.0 feet, more or less to a point that bears South 17°50'28" East - 516.88 feet from Station 413.96.17 of said Interstate 15W, Highway Survey; thence North 60°47'47" West - 208.82 feet to a point that bears South 21°05'52" East - 360.30 feet from Station 412+33.34 of said Highway Survey; thence South 78°20'32" West 1,039.74 feet to a point in a line parallel with and 150.0 feet Southeasterly from the centerline and opposite Station 402+00 of said Highway Survey; thence South 66°24'08" West along said last parallel line 1,130.0 feet to a point opposite Station 390+70 of said Highway Survey; thence South 17°15'04" East - 124.70 feet to a point in a line parallel with and 70.0 feet Northwestery from the centerline and opposite Station 391+70 of Frontage Road No. 2 Survey as shown on the plans of said Interstate 15W, Highway Survey and also being said Northwestery right of way line of U.S. Highway No. 30 N; thence North 72°41'28" East (shown of record to be North 72°27' East) along said last parallel line and said Northwestery right of way line 350.0 feet to a point opposite Station 395.20 of said Frontage Road No. 2 Survey; thence South 17°18'32" East - 180.0 feet, more or less to a point in the Southeasterly right of way line of said existing U.S. Highway 30N and also being the Northwestery right of way line of the Oregon Short Line Railroad; thence Southwestery along said last existing right of way line 635.0 feet, more or less, to a point in the South line of said SW1/4NE1/4; thence North 89°33'52" West along said South line 196.0 feet, more or less, to the PLACE OF BEGINNING.

EXCEPTING THEREFROM all that portion of the parcel of land as described in that certain Warranty Deed dated March 6, 1967, recorded March 24, 1967 in Book Drawer No. 1 of Deeds at Drawer No. 1 as Instrument No. 90531 records of Power County, Idaho.

The area conveyed by this Instrument contains a portion of a public road. The bearings as shown in the above land description, unless otherwise noted, are from the Idaho Plane Coordinate System, based on the transverse Mercator projection for the East Zone of Idaho. To convert to geodetic bearings, a correction of 0°19'17" must be subtracted from all Northeast and Southwest bearing and added to all Northwest and Southeast bearings, together with 1.56 cfs water rights as filed by the Department of Water Resources, State of Idaho.



WARRANTY DEED

Order No.: 457857AM

FOR VALUE RECEIVED

Douglass W. Madden and Cheri Madden, husband and wife

the grantor(s), do(es) hereby grant, bargain, sell and convey unto

Kevin Loveland and Ann Loveland, husband and wife

whose current address is:

101 E Sheepskin Rd, Pocatello, ID 83202
~~Pocatello, ID 83202~~

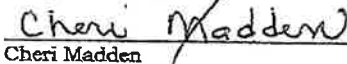
the grantee(s), the following described premises, in Power County, Idaho,
TO WIT:

See attached Exhibit 'A'

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee(s), that (s)he is/are the owner(s) in fee simple of said premises; that they are free from all encumbrances Except: Current Year Taxes, conditions, covenants, restrictions, reservations, easements, rights and rights of way, apparent or of record. And that (s)he will warrant and defend the same from all lawful claims whatsoever.

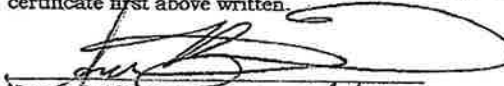
Dated: April 12, 2021


Douglass W. Madden


Cheri Madden

State of Idaho
County of Bannock

On this 15 day of April, 2021, before me, the undersigned a Notary Public in and for said state, personally appeared Douglass W. Madden 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 same.
IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

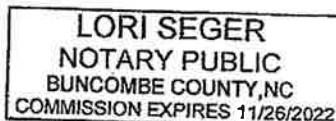

Notary Public for the State of Idaho
Residing at: Chubbuck
Commission Expires: 1-8-24

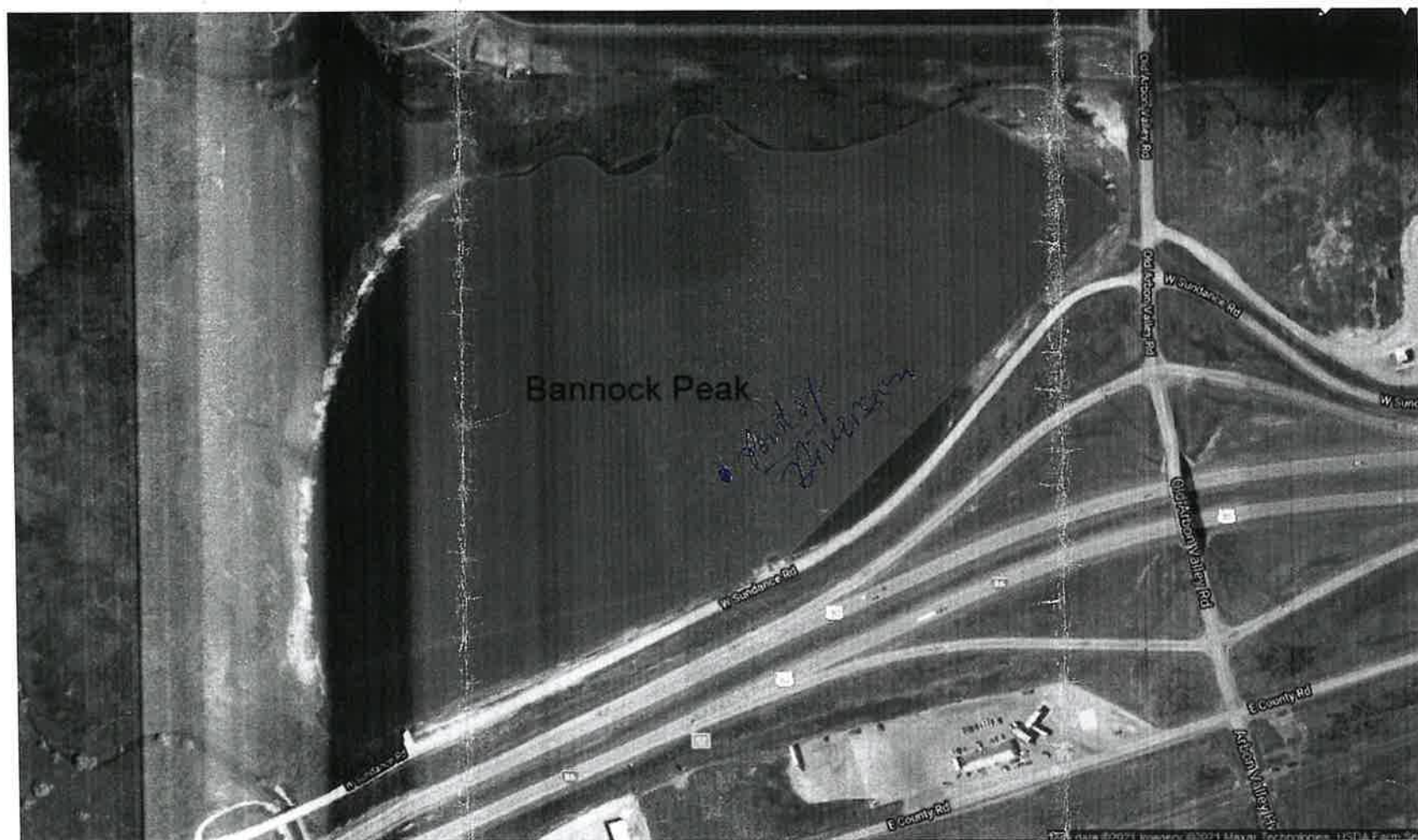


State of NC
County of Buncombe

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IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.


Notary Public for the State of NC
Residing at: Buncombe Co.
Commission Expires: 11/26/2022





29-2372 Water Right



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

December 07, 2021

KEVIN LOVELAND
ANN LOVELAND
101 E SHEEPSKIN RD
POCATELLO ID 83202-7092

Re: Change in Ownership for Water Right No(s): 29-2372

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.

Please note on July 7, you received a letter requesting an additional filing. That request was in error. On July 15, 2021 you submitted the additional fee of \$25.00, because the additional filing fee was not required you are entitled to a \$25.00 refund of receipt number E047175. The refund has been initiated and should arrive from the state office in a couple of weeks.

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)

cc: ZIONS BANCORPORATION NA

Barg, Jonie

From: Barg, Jonie
Sent: Tuesday, December 7, 2021 11:23 AM
To: IdwrPayable
Subject: Refund Request
Attachments: Receipt.PDF

Good afternoon!

I have a refund request as follows:

Receipt number: E047175
Amount: \$25.00
Payable to: KEVIN LOVELAND
101 E SHEEPSKIN RD
POCATELLO ID 83202

Reason: Ownership change submitted for 1 water right. Additional fee requested in error. Fee of \$25.00 paid twice, totalling \$50.00. The applicant is entitle to a full refund of the duplicate filing fee under receipt number E047175 in the amount of \$25.00.

Thank you so much for your time. Let me know if you have any questions.

Have a great day!!!



IDAHO DEPARTMENT OF
WATER RESOURCES

Jonie Barg | Technical Records Specialist

900 N Skyline Drive Ste. A, Idaho Falls, ID 83402

Phone number: (208) 525-7161

Fax number: (208) 525-7177

Email: jonie.barg@idwr.idaho.gov

Website: www.idwr.idaho.gov



State of Idaho

DEPARTMENT OF WATER RESOURCES

Eastern Region • 900 N SKYLINE DR STE A • IDAHO FALLS, ID 83402-1718
Phone: (208)525-7161 • Fax: (208)525-7177 • Website: www.idwr.idaho.gov

Brad Little
Governor

RECEIVED

Gary Spackman
Director

July 7, 12021

JUL 15 2021

KRVIN LOVELAND
ANN LOVELAND
101 E SHEEPSKIN RD
POCATELLO ID 83202

Department of Water Resources
Eastern Region

RE: Water Right Change in Ownership No(s). 29-2372

*I didn't realize
it was 2
water rights →
Sony
Lebecca*

Dear Interested Parties:

The Department of Water Resources (Department) acknowledges receipt of your Notice of Change in Water Right Ownership (Notice).

Our review of your Notice indicates that additional information is required before the Department can process the change. The information required is indicated below:

****** Filing Fee:** The filing fee for an ownership change is \$25.00 per water right that will not result in a split or \$100.00 per water right if it will be split. On June 10, 2021 you submitted an ownership change for a non-split ownership change for 2 water rights and supplied \$25.00. However because there are 2 water right \$50.00 is required. (2 water rights X \$25.00 per water right = \$50.00). Please supply the additional \$25.00.

Effective July 1, 2000, the legislature enacted House Bill No. 545 requiring a filing fee for a change in water right ownership. The fee is \$25 per water right, except for ownership changes resulting in the division of a water right, which is \$100 per water right. All ownership change notices received after June 30, 2000 must include the appropriate filing fees in order to be processed.

Because the Department cannot process the Notice without proper documentation/fees, we will hold any action on your notice pending receipt of the necessary information/fees. If we do not receive the necessary information/fees within 30 days we will return your notice and all attachments and your notice will not be processed.

Also, please note that permit holders are required to report any change of ownership and/or mailing address to the Department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee. Forms to assign ownership or update your address are available from any office of the Department or on the Department's website.

If you have any questions regarding this matter, please contact me at (208) 497-3787.

Sincerely,

Jonie Barg
Jonie Barg
Technical Records Specialist 1



State of Idaho

DEPARTMENT OF WATER RESOURCES

Eastern Region • 900 N SKYLINE DR STE A • IDAHO FALLS, ID 83402-1718

Phone: (208)525-7161 • Fax: (208)525-7177 • Website: www.idwr.idaho.gov

Brad Little
Governor

Gary Spackman
Director

July 7, 12021

KRVIN LOVELAND
ANN LOVELAND
101 E SHEEPSKIN RD
POCATELLO ID 83202

RE: Water Right Change in Ownership No(s). 29-2372

Dear Interested Parties:

The Department of Water Resources (Department) acknowledges receipt of your Notice of Change in Water Right Ownership (Notice).

Our review of your Notice indicates that additional information is required before the Department can process the change. The information required is indicated below:

****** Evidence of Ownership:** Please supply a copy of the 'full' recorded vesting deed or other legal document indicating your ownership in the property or water right listed above. A copy of the deed can be requested at the local county recorder or from your title co. The department acknowledges receipt of a partial copy of the unrecorded Warranty Deed. Please supply a full copy of the recorded Warranty Deed.

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