

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

OCT 12 2021

Notice of Change in Water Right Ownership

Department of Water Resources
Eastern 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. DE✓

Water Right/Claim No.	Split?	Leased to Water Supply Bank?	Water Right/Claim No.	Split?	Leased to Water Supply Bank?
✓ 13-7401 <u>OK</u>	Yes ☒	Yes ☐	13-7401	Yes ☐	Yes ☐
	Yes ☐	Yes ☐	13-8089	Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: BRUCE NAYLOR
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): THE CHURCH OF JESUS CHRIST OF LATTER-DAY SAINTS, a Utah corporation sole, formerly known as Corporation of the Presiding Bishop of The Church of Jesus Christ of Latter-day Saints, a Utah corporation sole
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or
- 50 EAST NORTH TEMPLE STREET SALT LAKE CITY UTAH 84150
Mailing address City State ZIP
801-240-0516 waterresources@churchofjesuschrist.org
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: January 23, 2002
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: Rex Burgener Authorized Agent Sep 30, 2021
Signature of new owner/claimant Title, if applicable Date
- Signature: _____ Title, if applicable Date

For IDWR Office Use Only:

Received by JB Date 10/12/2021 Receipt No. E047449 Receipt Amt. \$100. -
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 JC Date 10/28/2021

V-1301

RECEIVED

OCT 12 2021

LAND TRANSACTION SUMMARY
ID Dayton - Water Right Ownership Update
September 28, 2021

Department of Water Resources
Eastern Region

TRANSACTION:

Re-file a "Notice of Change in Water Right Ownership" form (**Exhibit A**) with the State of Idaho Department of Water Resources (IDWR) for Water Right 13-7401.

BACKGROUND:

In January 2002, Bruce Naylor sold a farm parcel and associated water right to the Church. The parcel became a portion of ID Dayton Crops (see Church Property 567-3208 and Water Right 13-7401).

In July 2021, we filed a "Notice of Change in Water Right Ownership" form (see **previous Land Transaction Summary at Exhibit B**) with the State of Idaho Department of Water Resources (IDWR). The original application was rejected as the Church of Jesus Christ of Latter-day Saints does not own the entire place of use. The right requires a \$100 fee to split ownership, rather than the \$25 fee. The split was approved by the farm manager, Kirk Housley (**Exhibit C**). When the conveyance document does not specifically address water rights, it will be assumed that the water rights are to be split proportionate to the amount of land acquired.

According to Section 3.c.i of the Delegation of Authority table, applications to change water right attributes require a Land Transaction Summary.

AUTHORIZATION:

<u>Rex Burgener</u> Rex Burgener (Sep 30, 2021 15:09 MDT)	Sep 30, 2021
Land VP	Date
<u>Ray Woolston</u>	Sep 30, 2021
HQ Finance	Date
<u>Matt Cox</u> Matt Cox (Sep 30, 2021 12:49 PDT)	Sep 30, 2021
Operations (Matt Cox, Welfare)	Date
<u>Stacy Hay</u>	Sep 29, 2021
Land & Govt Affairs	Date

WARRANTY DEED

216124¹⁻³

For Value Received David J. Naylor and Lillian A. Naylor, Trustees of the Naylor Family Revocable Trust dated March 28, 1985

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto

CORPORATION OF THE PRESIDING BISHOP OF THE CHURCH OF JESUS CHRIST OF LATTER-DAY SAINTS,
whose address is: A UTAH CORPORATION SOLE.
50 EAST NORTH TEMPLE STREET, SALT LAKE CITY, UTAH 84150-3620

Hereinafter called the Grantee, the following described premises situated in Franklin County, , to-wit

See Attached Legal

Recorded at the request of

FIRST AMERICAN TITLE

a.m. FEB 04 2002 3:05 p.m.

V. ELLIOTT LARSEN, RECORDER
By Camille [Signature] Deputy
FRANKLIN COUNTY, IDAHO

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.

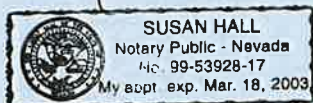
TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that said premises are free from 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.

Dated: January 18, 2002

Naylor Family Revocable Trust

Lillian A. Naylor

Susan Hall



A parcel of land located in Section 2, Township 15 South, Range 38 East, Boise Meridian, Franklin County, Idaho and more particularly described as follows:

Commencing at the Southwest corner of said Section 2, from which the South quarter corner of Section 2 bears South 89° 47' 22" East 2638.87 feet;

Thence South 89° 47' 22" East 51.22 feet along the South boundary of Section 2 to a point on the Easterly right of way line of the West Side Highway (F.A.P. S-1739(4)), said point monumented with a 5/8" rebar and cap labeled "BRIAN ALLEN, PLS 9163" and being on a 5694.58 foot radius non-tangent curve concave to the East whose center bears South 89° 31' 56" East, and being the True Point of Beginning.

Thence Northerly along said right of way line through a central angle of 00° 22' 22" a distance of 37.04 feet to a 5/8" rebar and cap (chord = North 00° 39' 28" East 37.04 feet) set on the Northerly right of way line of 2400 North, a County road, said point being on a 305.00 foot radius non-tangent curve concave to the Southeast whose center bears South 22° 50' 34" East;

Thence Northeasterly along said curve (right of way line) through a central angle of 23° 05' 04" a distance of 122.88 feet to the point of tangency, monumented with a 5/8" rebar and cap (chord = North 78° 41' 58" East 122.06 feet);

Thence South 89° 45' 30" East 532.39 feet along said right of way line to a 5/8" rebar and cap set 3.00 feet West of an existing irrigation line;

Thence North 00° 01' 31" West 705.66 feet along a line parallel with and 3.00 feet West of said irrigation line to a 5/8" rebar and cap;

Thence North 89° 40' 01" West 258.59 feet to the centerline of the Twin Lakes Canal, said point being on a 462.50 foot radius non-tangent curve concave to the West, whose center bears South 88° 04' 02" West;

Thence Northerly along said curve (centerline) through a central angle of 03° 00' 10" a distance of 24.24 feet to the point of tangency (chord = North 03° 26' 03" West 24.24 feet);

Thence North 04° 56' 08" West 278.11 feet along said centerline;

Thence North 89° 46' 04" East 29.65 feet to a 5/8" rebar and cap set 3.00 feet West of an existing irrigation line;

Thence along a line parallel with and 3.00 feet Westerly of said irrigation line the following three (3) courses:

Thence North 06° 58' 37" West 35.35 feet to a 5/8" rebar and cap;

Thence North 00° 03' 31" East 849.04 feet to a 5/8" rebar and cap;

Thence North 00° 16' 41" East 872.30 feet to a 5/8" rebar and cap set at a point being 187.40 feet Northerly from the North boundary of the South one-half of Section 2;

Thence South 89° 55' 03" East 3080.36 feet along a line parallel with and 187.40 feet Northerly of said North boundary of the South one-half to a 5/8" rebar and cap set on the Westerly right of way line of the Oregon Short Line Railroad;

Thence South 03° 22' 12" East 1757.35 feet along said Westerly right of way line to a 5/8" rebar and cap;

Thence North 89° 47' 22" West 50.10 feet to a 5/8" rebar and cap;

Thence South 03° 22' 12" East 629.73 feet to a 5/8" rebar and cap;

Thence South 89° 47' 22" East 50.10 feet to a 5/8" rebar and cap set at said Westerly right of way line;

Thence South 03° 22' 12" East 450.46 feet along said Westerly right of way line to a 5/8" rebar and cap set at the South boundary of said Section 2;

Thence North 89° 47' 22" West 3645.87 feet along the South boundary of said Section 2 to the True Point of Beginning.

Subject to a County roadway and utility easement described as follows:

Commencing at the Southwest corner of said Section 2, from which the South quarter corner of Section 2 bears South 89° 47' 22" East 2638.87 feet;

Thence South 89° 47' 22" East 51.22 feet along the South boundary of Section 2 to a point on the Easterly right of way line of the West Side Highway (F.A.P. S-1739(4)), said point monumented with a 5/8" rebar and cap labeled "BRIAN ALLEN, PLS 9163" and being on a 5694.58 foot radius non-tangent curve concave to the East whose center bears South 89° 31' 56" East, and being the True Point of Beginning of this easement.

Thence Northerly along said right of way line through a central angle of 00° 22' 22" a distance of 37.04 feet to a 5/8" rebar and cap (chord = North 00° 39' 28" East 37.04 feet) set on the Northerly right of way line of 2400 North, a County road, said point being on a 305.00 foot radius non-tangent curve concave to the Southeast whose center bears South 22° 50' 34" East;

Thence Northeasterly along said curve (right of way line) through a central angle of 23° 05' 04" a distance of 122.88 feet to the point of tangency, monumented with a 5/8" rebar and cap (chord = North 78° 41' 58" East 122.06 feet);

Thence South 89° 45' 30" East 3522.26 feet along said right of way line to a 5/8" rebar and cap set at the Westerly right of way line of the Oregon Short Line Railroad;

Thence South 03° 22' 12" East 59.59 feet along said Westerly right of way line to a 5/8" rebar and cap set at the South boundary of said Section 2;

Thence North 89° 47' 22" West 3645.86 feet along the South boundary of said Section 2 to the True Point of

Beginning.

Also subject to and together with a 13.00 foot wide irrigation line use and maintenance easement, being 3.00 feet Westerly of and 10.00 foot Easterly of and parallel with the existing irrigation line located near the Westerly boundary of the above described parcel.

Also subject to a canal use and maintenance easement being 40.00 feet Easterly of and parallel with the existing centerline of the Twin Lakes Canal.

ALSO:

A parcel of land located in the Southwest quarter of the Southwest quarter of Section 2, Township 15 South, Range 38 East, Boise Meridian, Franklin County, Idaho and more particularly described as follows:

Commencing at the Southwest corner of said Section 2, from which the South quarter corner of Section 2 bears South 89° 47' 22" East 2638.87 feet;

Thence North 19° 52' 02" East 1042.17 feet to a 5/8" rebar and cap labeled "BRIAN ALLEN, PLS 9163", the True Point of Beginning.

Thence North 04° 56' 08" West 86.85 feet to a 5/8" rebar and cap;

Thence North 89° 46' 04" East 72.74 feet to the centerline of the Twin Lakes Canal;

Thence South 04° 56' 08" East 80.88 feet along the centerline of said canal;

Thence South 85° 03' 52" West 72.50 feet to the True Point of Beginning.

Together with an access easement described as follows:

Commencing at the Southwest corner of said Section 2, from which the South quarter corner of Section 2 bears South 89° 47' 22" East 2638.87 feet;

Thence North 19° 52' 02" East 1042.17 feet to a 5/8" rebar and cap labeled "BRIAN ALLEN, PLS 9163";

Thence North 04° 56' 08" West 86.85 feet to a 5/8" rebar and cap, the True Point of Beginning of this easement.

Thence North 04° 56' 08" West 16.05 feet;

Thence North 89° 46' 04" East 101.82 feet to a point being 3.00 feet West of a irrigation line.

Thence South 06° 58' 37" East 16.11 feet along a line parallel with and 3.00 feet West of said irrigation line to a 5/8" rebar and cap;

Thence South 89° 46' 04" West 102.39 feet to the True Point of Beginning.

Subject to a 65.00 foot wide canal access and maintenance easement, 25.00 feet on the Westerly side of the centerline of the Twin Lakes Canal, and 40.00 feet on the Easterly side of said centerline.

WARRANTY DEED

For Value Received **Bruce David Naylor and Sharon Naylor, husband and wife**

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto

Corp. of the Presiding Bishop ^{Church} of the ~~Church~~ of Jesus Christ of LATTER-DAY SAINTS,
 A UTAH CORPORATION SOLE.

whose address is: 50 EAST NORTH TEMPLE STREET, SALT LAKE CITY, UTAH 84150-3620

Hereinafter called the Grantee, the following described premises situated in Franklin County, , to-wit:

See Legal Attached

Recorded at the request of

FIRST AMERICAN TITLE

10:20
 a.m. FEB 01 2002 p.m.

V. ELLIOTT LARSEN, RECORDER
 By Sharon Naylor Deputy
 FRANKLIN COUNTY, IDAHO

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 their 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.

Dated: January 23, 2002

Bruce David Naylor
 Bruce David Naylor

Sharon Naylor
 Sharon Naylor

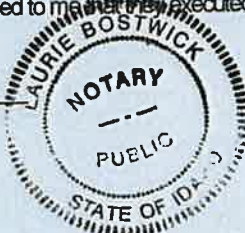
STATE OF Idaho

),ss.

COUNTY OF FRANKLIN

On this ^{23rd} 22nd day of January, 2002, before me Laurie Bostwick, personally appeared Bruce David Naylor and Sharon Naylor, known or identified to me (or proved to me on the oath of), to be the person(s) whose name(s) are subscribed to the within instrument, and acknowledged to me that they executed the same.

Laurie Bostwick
 Notary Public of Idaho
 Residing at Preston, Idaho
 Commission Expires: 12/16/02



A parcel of land located in the Southwest quarter of the Southwest quarter of Section 2, Township 15 South, Range 38 East, Boise Meridian, Franklin County, Idaho and more particularly described as follows:
Commencing at the Southwest corner of said Section 2, from which the South quarter corner of Section 2 bears South 89° 47' 22" East 2638.87 feet;

Thence South 89° 47' 22" East 51.22 feet along the South boundary of said Section 2 to a point on the Easterly right of way line of the West Side Highway (F.A.P. S-1739(4)), said point monumented with a 5/8" rebar and cap labeled "BRIAN ALLEN, PLS 9163" and being on a 5694.58 foot radius non-tangent curve concave to the East whose center bears South 89° 31' 56" East;

Thence Northerly along said right of way line through a central angle of 00° 40' 32" a distance of 67.13 feet to a 5/8" rebar and cap (chord = North 00° 48' 27" East 67.13 feet) set on the Westerly bank of the Twin Lakes Canal, the True Point of Beginning.

Thence along said Westerly bank the following three (3) courses:

Thence North 47° 53' 02" East 365.42 feet to the beginning of a 150.00 foot radius curve concave to the Northwest;

Thence Northeasterly along said curve through a central angle of 36° 27' 52" a distance of 95.46 feet to the point of tangency (chord = North 29° 29' 06" East 93.86 feet);

Thence North 11° 25' 09" East 50.02 feet to a 5/8" rebar and cap;

Thence South 89° 50' 04" East 12.74 feet to the centerline of said canal;

Thence North 11° 25' 09" East 220.32 feet along said centerline to the beginning of a 462.50 foot radius curve concave to the Northwest;

Thence Northeasterly along said curve (centerline) through a central angle of 13° 21' 07" a distance of 107.78 feet (chord = North 04° 44' 36" East 107.54 feet);

Thence South 89° 40' 01" East 258.59 feet to a 5/8" rebar and cap set 3.00' West of an existing irrigation line;

Thence South 00° 01' 31" East 705.66 feet along a line being 3.00 feet West of and parallel with said irrigation line to a 5/8" rebar and cap set on the North right of way line of 2400 North, a County road;

Thence North 89° 45' 30" West 532.39 feet along said right of way line to the beginning of a 305.00 foot radius curve concave to the Southeast;

Thence Southwesterly along said curve (right of way line) through a central angle of 23° 05' 04" a distance of 122.88 feet to a 5/8" rebar and cap set at the Easterly right of way line of said West Side Highway (chord = South 78° 41' 58" West 122.06 feet), said point being on a 5694.58 foot radius non-tangent curve concave to the East whose center bears South 89° 09' 35" East;

Thence Northeasterly along said right of way line through a central angle of 00° 18' 10" a distance of 30.09 feet to the True Point of Beginning, (chord = North 00° 59' 30" East 30.09 feet);

Subject to a 65.00 foot wide canal access and maintenance easement, being 25.00 feet Westerly of the centerline of the Twin Lakes Canal, and 40.00 feet on the Easterly side of said centerline.

Together with a 13.00 foot wide irrigation line use, access, and maintenance easement being Easterly of and coincident with the East boundary of the above described parcel.

Also subject to a 10.00 foot wide water line use and maintenance easement being 5.00 feet of each side of the following described centerline:

Commencing at the Southeast corner of the above described parcel;

Thence North 00° 01' 31" West 422.42 feet along the West boundary of said parcel to the True Point of Beginning of the centerline of this easement.

Thence South 85° 22' 04" West 269.20 feet;

Thence South 50° 24' 47" West 23.47 feet;

Thence North 82° 17' 11" West 24.04 feet to the West boundary of said parcel.

The sidelines of this easement are to lengthen or shorten as required to begin and/or terminate on the East and West boundaries of the above described parcel.

State of Idaho
Department of Water Resources
Water Right

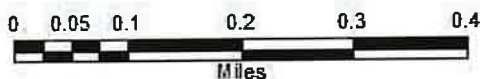
13-7401

IRRIGATION

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.



Date created: 4/30/2021



Legend

- Point of Diversion
- Place of Use Boundary
- Townships
- PLS Sections
- Quarter Quarters



13-7401

R38E

T14S

T15S

D-518
Lynn Atkinson

C-231
Kent Howell

D-513
Claude Howell

D-528
Karl Kee

T303
1 37.3-624
Cluff Kend

Ray

D-557
Bruce Waylor

T309
21.5 D-594
Delmon
Griffeth

POINT OF DIVERSION

PLACE OF USE

13-7401

NOT TO SCALE



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

October 28, 2021

THE CHURCH OF JESUS CHRIST OF LATTER DAY SAINTS
50 E NORTH TEMPLE FL WW-4
SALT LAKE CTY UT 84150-0304

Re: Change in Water Right Ownership: 13-7401 (Split into 13-7401 and 13-8089),

Dear Water Right Holder(s):

The Department of Water Resources (Department) acknowledges the receipt of correspondence changing ownership of a portion of the above referenced water right(s) to you. The Department has modified its records based on the information received and has enclosed a computer-generated report for you.

Your portion of each water right(s) has a specified point of diversion, nature of use and place of use. If you plan to change the authorized point of diversion, nature of use, or place of use, including adding a new point of diversion, you must file an Application for Transfer of Water Right. If you do not plan to change any elements of your water right, then no further action is required at this time.

The portion of the water right retained by the original right holder retains the original water right number. The Department is sending the original right holder a copy of this letter and a computer-generated report showing the changes to the original water right.

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: DAVID NAYLOR
BRUCE NAYLOR