

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

SEP 28 2021

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 #7 of the instructions. DEV

Water Right/Claim No.	Split?	Leased to Water Supply Bank?	Water Right/Claim No.	Split?	Leased to Water Supply Bank?
✓ 29-2406 <u>OK</u>	Yes ☒	Yes ☒	29-2406	Yes ☐	Yes ☐
~~29-274A~~ <u>NOT VALID</u>	Yes ☒	Yes ☐	29-14407 (Anthony)	Yes ☐	Yes ☐
	Yes ☐	Yes ☐	29-14408 (Stewart)	Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Cherry Hill Orchard LLC James Campbell
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Robert or Kelly Anthony
New owner(s) as listed on the conveyance document Name connector ☐ and ☒ or

1157 Emerald Dr
Mailing address
480-330-8676 602-820-5762
Telephone

Pocatello ID 83202
City State Zip
yellek77@hotmail.com
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: 4/26/21
6. Do you own the land identified as the water right place of use? Yes ☒ No ☐
 o If no, attach evidence that written notice of the change of water right ownership has been delivered to the landowner of record.
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]
Signature of new owner/claimant
Print name: Kelly Anthony

Signature: [Signature]
Signature of new owner/claimant
Print name: Robert Anthony

Title, if applicable _____ Date 9-24-21

Title, if applicable _____ Date 9-24-21

Received by JB Date 9/28/2021 For IDWR Office Use Only: Receipt No. E047404 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 10/13/2021



OFFICIAL RECORD BK# 0
BANNOCK COUNTY IDAHO

FEE 15.00 DEPUTY VH
RECORDED AT REQUEST OF

AmeriTitle - Pocatello

22109364

2021 Apr 26 AM 11:27

Electronically Recorded by Simulfile

WARRANTY DEED

Order No.: 458006AM

FOR VALUE RECEIVED

Cherry Hill Orchards, LLC

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

Robert Anthony and Kelly Anthony, husband and wife

whose current address is:
3301 E Center St
Pocatello, ID 83201

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

A parcel of land located in the Southeast 1/4 of Section 30, Township 7 South, Range 35 East, Boise Meridian, Bannock County, Idaho, being a portion Parcel 3 of the land described in deed instrument 20718013 described as follows:

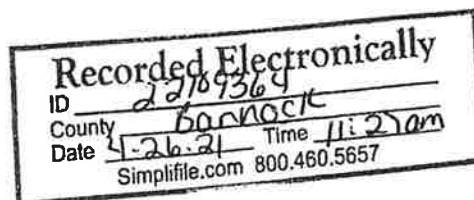
COMMENCING at the East 1/4 corner Section 30, Township 7 South, Range 35 East, Boise Meridian, being marked with a 2" diameter aluminum cap, stamped LS-4440 and described in corner perpetuation and filing record instrument 94003957, Thence South 00°06'06" East, along the East line of Section 30, a distance of 349.20 feet, said point being marked by a 1/2" diameter iron pin with a plastic cap inscribed LS-10342, THE TRUE POINT OF BEGINNING; Thence South 00°06'06" East, continuing along the East line of Section 30, a distance of 312.61 feet, said point being marked by a 1/2" diameter iron pin with a plastic cap inscribed LS-10342; Thence South 89°53'54" West, a distance of 573.93 feet to the approximate centerline of Mink Creek; Thence following the approximate centerline of Mink Creek for the next (7) seven courses:

1. North 04°32'28" East, a distance of 30.04 feet;
2. North 43°54'42" West, a distance of 52.13 feet;
3. North 07°26'12" West, a distance of 33.08 feet;
4. North 21°10'32" East, a distance of 66.62 feet;
5. North 31°49'39" East, a distance of 111.34 feet;
6. North 08°14'29" East, a distance of 36.51 feet;
7. North 18°49'19" East, a distance of 20.65 feet;

Thence North 89°53'54" East, leaving said centerline of Mink Creek, a distance of 516.77 feet to, THE TRUE POINT OF BEGINNING.

COMPRISING 4.10 ACRES MORE OR LESS

TOGETHER WITH; A 24.00 foot wide access and utility easement over, across and under a strip of land, being 12.00 feet perpendicular distance, on each side of the following described centerline, located in the Southeast 1/4 of Section 30, Township 7 South, Range 35 East, Boise Meridian, Bannock County Idaho being a portion of the lands described in deed instruments, 21005625, 20615988, and 20718013 of the records of Bannock County, more particularly described as follows:



AmérTitle

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COMMENCING at the East 1/4 corner Section 30, Township 7 South, Range 35 East, Boise Meridian, being marked with a 2" diameter aluminum cap, stamped LS-4440 and described in corner perpetuation and filing record instrument 94003957, Thence South 00°06'06" East, along the East line of Section 30, a distance of 349.20 feet, said point being marked by a 1/2" diameter iron pin with a plastic cap inscribed LS-10342, THE TRUE POINT OF BEGINNING; Thence South 00°06'06" East, continuing along the East line of Section 30, a distance of 312.61 feet, said point being marked by a 1/2" diameter iron pin with a plastic cap inscribed LS-10342; Thence South 89°53'54" West, a distance of 573.93 feet to the approximate centerline of Mink Creek; Thence following the approximate centerline of Mink Creek for the next (7) seven courses:

1. North 04°32'28" East, a distance of 30.04 feet;
2. North 43°54'42" West, a distance of 52.13 feet;
3. North 07°26'12" West, a distance of 33.08 feet;
4. North 21°10'32" East, a distance of 66.62 feet;
5. North 31°49'39" East, a distance of 111.34 feet;
6. North 08°14'29" East, a distance of 36.51 feet;
7. North 18°49'19" East, a distance of 20.65 feet;

Thence North 89°53'54" East, leaving said centerline of Mink Creek, a distance of 516.77 feet to, THE TRUE POINT OF BEGINNING.

COMPRISING 4.10 ACRES MORE OR LESS

TOGETHER WITH; A 24.00 foot wide access and utility easement over, across and under a strip of land, being 12.00 feet perpendicular distance, on each side of the following described centerline, located in the Southeast 1/4 of Section 30, Township 7 South, Range 35 East, Boise Meridian, Bannock County Idaho being a portion of the lands described in deed instruments, 21005625, 20615988, and 20718013 of the records of Bannock County, more particularly described as follows:

COMMENCING at the Northwest corner of Lot 1 Block 2, Apple Orchard Subdivision, a subdivision recorded in the records of Bannock County, Idaho as instrument 20827293; Thence North 84°52'05" East along the north line of Apple Orchard Subdivision, a distance of 242.97 feet, to a point on the centerline intersection of Apple Orchard Drive and the north boundary line of said subdivision, to the centerline being described, **THE TRUE POINT OF BEGINNING**; Thence North 03°44'03" West, along the approximate centerline of an existing graveled road a distance of 175.00 feet; Thence North 05°52'24" West, continuing along said centerline a distance of 145.00 feet; Thence North 11°28'02" West, along said centerline a distance of 140.00 feet; Thence North 04°01'45" West along said centerline a distance of 71.55 feet, to a point on the south boundary line of the land described in deed instrument 20718013; Thence continuing North 04°01'45" West along said centerline a distance of 94.64 feet, to a point of tangency of a 90.00 foot radius curve concave to the southeast; Thence northeasterly, easterly and southeasterly along said curve, through a central angle of 109°37'34", and an arc distance of 172.20 feet, to a point of tangency; Thence South 74°24'10" East a distance of 89.51 feet, to a point of tangency of a 35.00 foot radius curve, concave to the northwest; Thence easterly and northeasterly along said curve, through a central angle of 71°55'22", and an arc distance of 43.94 feet, to a point of tangency; Thence North 33°40'28" East a distance of 105.56 feet, to a point of tangency of a 150.00 foot radius curve concave to the northwest; Thence northeasterly along said curve, through a central angle of 21°08'00", and an arc distance of 55.33 feet to a point of tangency; Thence North 12°32'28" East a distance of 41.96 feet to a point of tangency of a 30.00 foot radius curve concave to the southeast; Thence northeasterly, easterly and southeasterly along said curve, through a central angle of 131°14'06", and an arc distance of 68.71 feet, to a point of tangency; Thence South 36°13'26" East a distance of 33.72 feet, to a point in the centerline of Mink Creek, also being a point on the West boundary line of the lands described in Parcel 3, of deed instrument 20718013, the same being a point on the northeasterly boundary line of the land described in deed instrument 21607851;

Thence continuing south 36°13'26" East, a distance of 4.35 feet to a point of tangency of a 60.00 foot radius curve, concave to the north; Thence southeasterly and easterly, along said curve, through a central angle of 68°46'54", and an arc distance of 72.03 feet, to a point of compound curvature of a 50.00 foot radius curve, from said point the center bears, North 15°00'20" West; Thence easterly and northeasterly along said curve, through a central angle of 66°44'02", and an arc distance of 58.24 feet, to a point of tangency;

Thence North 08°15'38" East, a distance of 83.70 feet to a point of tangency of a 125.00 foot radius curve; Thence northwesterly along said curve, through a central angle of 18°31'28", and an arc distance of 40.41 feet, to a point of tangency of a 75.00 foot radius curve concave to the East;

Thence northwesterly, northerly, and northeasterly along said curve, through a central angle of 35°03'26", and an arc distance of 45.89 feet, to a point of tangency;

Thence North 24°47'36" East, a distance of 191.51 feet to the

THE TERMINUS OF THE EASEMENT BEING DESCRIBED;

The side lines of the aforementioned strip of land are to be shortened or lengthened to terminate on the North line of Apple Orchard Subdivision and the north boundary line of the land described in the aforementioned boundary description.

ALSO

A 60.00 wide access and utility easement over, across and under a strip of land, located in the Southeast 1/4 of Section 30, Township, 7 South, Range 35 East, Boise Meridian, Bannock County Idaho described as follows:

ALL of the land as depicted as Apple Orchard Drive (a private drive) on the official plat of Apple Orchard Subdivision, a subdivision recorded in the records of Bannock County and Instrument 20827293

SUBJECT TO: Right of Way, Ingress/Egress, and Access Easement, and Shared Road and Shared Gate Maintenance Agreement, recorded instrument 2190616

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 22, 2021

Cherry Hill Orchards, LLC

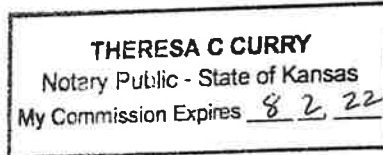
By: [Signature]
Joe D. Dobbins, Manager

State of Kansas } ss
County of Johnson }

On this 22nd day of April, 2021, before me, Theresa C. Curry a Notary Public in and for said state, personally appeared Joe D. Dobbins known or identified to me to be the Managing Member in the Limited Liability Company known as Cherry Hill Orchards, LLC who executed the foregoing instrument, and acknowledged to me that he/she executed the same in said LLC name.

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

[Signature]
Notary Public for the State of Kansas
Residing at: UMB Bank
Commission Expires: 8/2/22



IDAHO DEPARTMENT OF WATER RESOURCES

WATER RIGHT REPORT

9/15/2021

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report

WATER RIGHT NO. 29-2406

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	CHERRY HILL ORCHARD LLC 1268 N MINK CREEK RD POCATELLO, ID 83204 2089040479
Original Owner	FURNISS INVESTMENTS LLC 480 W SUNNYSIDE #4 IDAHO FALLS, ID 83402
Original Owner	J V FRAZIER 480 W SUNNYSIDE #4 POCATELLO, ID
Original Owner	FRAZIER INC C/O DENNIS FRAZIER 1270 N MINK CREEK RD POCATELLO, ID 83204 2082327891
Original Owner	JILL A MATKIN PO BOX 4885 POCATELLO, ID 83205 2082344436

Priority Date: 02/23/1959

Basis: Decreed

Status: Active

Source	Tributary
GROUND WATER	

Beneficial Use	From	To	Diversion Rate	Volume
IRRIGATION	04/01	10/31	0.2 CFS	47.6 AFA
Total Diversion			0.2 CFS	47.6 AFA

Location of Point(s) of Diversion:

GROUND WATER|SENESE|Sec. 30|Township 07S|Range 35E|BANNOCK County

Place(s) of use:

Place of Use Legal Description: IRRIGATION BANNOCK County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
07S	35E	30		NESE	11.9									

Total Acres: 11.9

Conditions of Approval:

1. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

Dates:

Licensed Date:

Decreed Date: 03/22/2004

Permit Proof Due Date:

Permit Proof Made Date:

Permit Approved Date:

Permit Moratorium Expiration Date:

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date:

Protest Deadline Date:

Number of Protests: 0

Other Information:

State or Federal: S

Owner Name Connector:

Water District Number: EXC

Generic Max Rate per Acre: 0.02

Generic Max Volume per Acre: 4

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Cary Act Number:

Mitigation Plan: False

RECORD OF SURVEY

A MINOR LAND DIVISION & SURVEY OF
WARRANTY DEED INSTRUMENTS
20718013 AND 21607851

LOCATED IN THE

SE 1/4 OF SECTION 30
T. 7 S., R. 35 E., B.M.
BANNOCK COUNTY IDAHO

NOTE

ALL ROADWAY ACCESSES, FLOOD PLAIN AREAS AND AREAS DEPICTED ARE TO BE CONSIDERED OPEN SPACE AREAS AND MAKE UP 50% OF THE TOTAL AREA REQUIRED TO BE DESIGNATED AS OPEN SPACE AREA PER BANNOCK COUNTY REQUIREMENTS

NOTE

- THE BANNOCK COUNTY OFFICE OF PLANNING AND DEVELOPMENT SERVICES APPROVED THE DIVISION OF THE LAND AS A ONE TIME MINOR LAND DIVISION/COMBINATION. STABILITY OF THE PROPERTY FOR BUILDING PURPOSES WILL BE EVALUATED AT THE TIME OF BUILDING PERMIT APPLICATION. FURTHER DIVISION OF THE PARCELS SHOWN IN THIS SURVEY WILL REQUIRE A SUBDIVISION PLAT.
- DEVELOPMENT OF ALL LOTS SHALL COMPLY WITH THE CURRENT BANNOCK COUNTY FLOOD DAMAGE PREVENTION ORDINANCE 1987-4. REQUIREMENTS WILL BE DETERMINED AT THE TIME OF DEVELOPMENT.
- NO DEVELOPMENT IS ALLOWED WITHIN 100 FEET OF THE EXISTING RIPARIAN AREAS, OR OTHER WETLAND AREAS OR DRAINAGE WAY, UNLESS A VARIANCE FROM SETBACKS IS APPLIED FOR. FOR MORE INFORMATION PLEASE CONTACT THE OFFICE OF BANNOCK COUNTY PLANNING & DEVELOPMENT.
- IN OPEN SPACE DESIGNED SUBDIVISIONS, ANY ROAD THAT SERVICES MORE THAN TWO RESIDENCES OR NON-AGRICULTURAL BUILDINGS MUST BE DESIGNED AND CONSTRUCTED TO MEET COUNTY STANDARDS. AS GIVEN IN THE COUNTY ORDINANCES FOR MORE INFORMATION CONTACT THE OFFICE OF BANNOCK COUNTY PLANNING & DEVELOPMENT.
- ALL OF THE PARCELS SHOWN HEREON THIS MAP ARE RESTRICTED FROM ANY CONSTRUCTION WITHIN THE BOUNDARIES OF THE FLOOD HAZARD ZONE, AND THIS AREA SHALL BE CONSIDERED OPEN SPACE AREA DESIGNATED PER BANNOCK COUNTY REQUIREMENTS. ALL PARCELS SHALL DESIGNATE A MINIMUM OF 50% OPEN SPACE (UNDEVELOPED AREA) PER COUNTY REQUIREMENTS. DETERMINATION OF OPEN SPACE SHALL BE DETERMINED AT TIME OF CONSTRUCTION AND BUILDING PERMIT APPLICATION.

SCALE 1" = 100'

BASIS OF BEARING

PER CENTRAL MERIDIAN OF THE IDAHO STATE PLANE COORDINATE SYSTEM EAST ZONE

SURVEYORS CERTIFICATE:

I, GERALD V. EVANS, A REGISTERED PROFESSIONAL LAND SURVEYOR IN THE STATE OF IDAHO, DO HEREBY CERTIFY THAT THIS MAP CORRECTLY REPRESENTS A SURVEY MADE BY ME, IN CONFORMANCE WITH THE REQUIREMENTS OF CHAPTER 19, TITLE 55, IDAHO CODE.



LEGEND

- FOUND BRASS CAP MONUMENT IN CONCRETE STAMPED STATE OF IDAHO PUBLIC WORKS
- FOUND 1/2" IRON PIN WITH PLASTIC CAP INSCRIBED LS-10342 OR AS OTHERWISE NOTED
- SET 1/2" x 24" IRON PIN WITH PLASTIC CAP INSCRIBED LS-10342

- (A) --- BEAR/DIST PER DEED INST. 99001889
- (B) --- BEAR/DIST PER DEED INST. 20615988
- (C) --- BEAR/DIST PER DEED INST. 97013530
- (D) --- BEAR/DIST PER DEED INST. 20718010/13
- (E) --- BEAR/DIST PER RECORD OF SURVEY MAP RECORDED INST. 21114343
- DESIGNATED OPEN SPACE AREA

COUNTY RECORDER

INSTRUMENT NO. 2111721

DATE NOV 21, 2019

TIME 12:46 P.M. PAGE 1

RECORDED IN THE RECORDS OF BANNOCK COUNTY, STATE OF IDAHO. FEE \$5.00

COUNTY RECORDER

A SURVEY FOR

G.V. DRAFTING AND LAND SURVEYING
936 NOTGATE DRIVE
POCATELLO IDAHO 83201
237-8582 HOME
241-8582 CELL

JOE & LEANN DOBBINS
OF
WARRANTY DEEDS
INSTRUMENT 20718013
INSTRUMENT 21607851

DATE OCTOBER 28, 2019 JOB NO. 201912
DWG FILE DOBBINS/MATKIN DRAWN BY G. V. E.

NARRATIVE

THE SURVEY WAS CONDUCTED TO DETERMINE THE BOUNDARIES OF PARCEL 1, PARCEL 2, PARCEL 3A AND PARCEL 4 AS DEPICTED ON THIS RECORD OF SURVEY MAP. THE BOUNDARIES WERE ESTABLISHED FROM EXISTING MONUMENTS FOUND IN PLACE, FROM PRIOR SURVEY MAPS WHICH INCLUDES RECORD OF SURVEY MAPS INSTRUMENTS 21608664, 21114343, 21907847 AND APPLE ORCHARD SUBDIVISION RECORDED INSTRUMENT 20827293. PORTION OF PROPERTY ARE LOCATED WITHIN AN "A" FLOOD ZONE WITH A 1% ANNUAL CHANCE OF FLOOD. SEE FEMA FLOOD HAZARD MAP NO. 16005C 03700 PANEL 03700 EFFECTIVE DATE 7/7/2009

NUMBER	DELTA ANGLE	CHORD DIRECTION	TANGENT	RADIUS	ARC LENGTH	CHORD LENGTH
C1	109°37'34"	N 50°47'03" E	127.65	90.00	172.20	147.11
C2	71°55'22"	N 69°38'09" E	25.39	35.00	43.94	41.11
C3	21°00'00"	N 27°06'28" E	27.98	150.00	55.33	55.01
C4	137°14'06"	N 18°09'51" E	56.19	30.00	58.31	24.65
C5	88°48'54"	N 70°38'53" W	41.07	60.00	72.03	67.78
C6	86°44'02"	S 41°37'39" W	32.93	50.00	58.24	55.00
C7	18°31'28"	S 01°00'06" E	20.38	125.00	40.41	40.24
C8	35°03'26"	S 07°15'53" W	23.88	75.00	45.89	45.18

NUMBER	DIRECTION	DISTANCE
(R-14)	N 18°28'32" E	34.99'
(R-15)	N 19°19'14" W	50.60'
(R-16)	N 70°09'03" E	43.22'
(R-17)	N 42°40'59" E	27.20'
(R-18)	N 68°52'08" E	35.18'
(R-19)	N 53°02'11" E	49.78'
(R-20)	N 13°00'00" E	18.50'
(R-21)	N 22°24'57" W	79.49'
(R-22)	N 84°51'46" E	38.72'
(R-23)	N 80°56'37" E	30.03'
(R-24)	S 79°53'20" E	49.83'
(R-25)	N 31°21'49" E	81.24'
(R-26)	N 03°58'51" W	40.73'

NUMBER	DIRECTION	DISTANCE
L14	N 17°22'54" E	41.31'
L15	N 50°25'21" E	44.89'
L16	N 00°00'00" E	39.93'
L17	N 22°08'50" W	62.29'
L18	N 05°15'03" E	44.78'
L19	N 83°38'16" W	58.92'
L20	S 77°18'33" W	54.62'
L21	N 78°22'55" W	47.19'
L22	S 69°38'25" W	125.76'
L23	N 90°00'00" W	27.62'
L24	N 18°17'53" W	65.30'
L25	N 06°12'28" E	48.72'
L26	N 17°42'19" W	103.38'
L27	N 09°30'43" E	53.27'
L28	N 11°58'09" W	80.48'



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 13, 2021

ROBERT ANTHONY
1557 EMERALD DR
POCATELLO ID 83202-2718

Re: Change in Water Right Ownership: 29-2406 (Split into 29-2406, 29-14407-Anthony and 29-14408-Stewart)

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: CHERRY HILL ORCHARD LLC
EIJAH STEWART