

RECEIVED

JUL 19 2021

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Department 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. *WD 1201 Aberdeen American Falls GWR*

Water Right/Claim No.	Split?	Leased to Water Supply Bank?	Water Right/Claim No.	Split?	Leased to Water Supply Bank?
29-14368 <i>OK</i>	Yes ☐	Yes ☐		Yes ☐	Yes ☐
29-14370 <i>OK</i>	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Adriane Isaak and Conrad Isaak
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Power County, Idaho
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or
543 Bannock Ave American Falls ID 83211
Mailing address City State ZIP
208-226-7611 Email
Telephone
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: July 1, 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):
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: Ronald Lusk Title, if applicable: _____ Date: 7/12/2021
Signature of new owner/claimant

Signature: _____ Title, if applicable: _____ Date: _____
Signature of new owner/claimant

For IDWR Office Use Only:

Received by M. Petter Date 7-19-21 Receipt No. E047189 Receipt Amt. 50.00
Active in the Water Supply Bank? Yes ☐ No ☐ If yes, forward to the State Office for processing
Name on W-9 _____ Approved by JB Processed by MW Date 7/29/2021
W-9 received? Yes ☐ No ☐

RECORDING REQUESTED BY AND
WHEN RECORDED RETURN TO:

Anson L. Call, II, Power County Prosecuting Attorney
543 Bannock Ave.
American Falls, Idaho 83211

Instrument # 218327

POWER COUNTY, IDAHO

7-1-2021 01:04:16 PM No. of Pages: 2

Recorded for : POWER COUNTY COMMISSIONERS

SHAREE SPRAGUE

Ex-Officio Recorder Deputy

Fee: 0.00

Cheryl Jenninger

(Space Above for Recorder's Use)

SPECIAL WARRANTY DEED FOR WATER RIGHTS

Conrad and Adriane Isaak, a married couple (hereinafter "Grantor") do, for value received, hereby grant, bargain, sell, assign, and convey unto **Power County Board of Commissioners**, whose address is c/o Ron Funk, Power County Commission Chairman, 543 Bannock Ave., American Falls, Idaho 83211 (hereinafter "Grantee"), and to Grantee's heirs and assigns forever, all of Grantor's right title and interest in the below described water rights.

All of water right 29-14368 priority date 2/28/1977, 0.24 cfs and 16.6 acres of irrigation water. The 16.6 acres of irrigation is within a 28.3 acre permissible place of use.

All of water right 29-14370 priority date 2/28/1977, 0.21 cfs and 13.4 acres of irrigation water.

Grantor hereby covenants and warrants to Grantee as follows:

- (A) Grantor is the owner of the Purchased Water Rights;
- (B) Grantor has not conveyed any of the Purchased Water Rights to anyone other than Grantee;
- (C) The Purchased Water Rights are free from all liens, claims, or encumbrances; and
- (D) Grantor has the authority to convey the Purchased Water Rights to Grantee.

Grantor makes no other covenants or warranties as to the Purchased Water Rights. No land is included in this conveyance.

IN WITNESS WHEREOF, the undersigned has caused his name to be hereunto subscribed.

DATED this 1st day of July, ²⁰²¹~~2020~~. CI

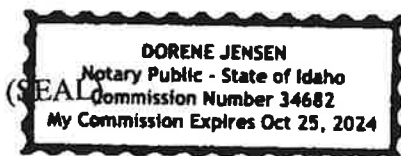
Conrad Isaak
CONRAD ISAAK

DATED this 1st day of July, ²⁰²¹~~2020~~. AI

Adriane Isaak
ADRIANE ISAAK

STATE OF IDAHO)
) ss.
County of Power)

This record was acknowledged before me on this 1 day of July, 2021, by Conrad Isaak and Adriane Isaak.



Dorene Jensen
NOTARY PUBLIC FOR IDAHO
My Commission Expires: 10/25/2024



IDWR offices are open to the public and following the CDC guidelines for wearing masks and observing social distancing. For in-person visits, we encourage you to call ahead for an appointment.

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WATER RIGHT REPORT

6/25/2021

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report

WATER RIGHT NO. 29-14368

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	ADRIANE ISAAK
Current Owner	CONRAD ISAAK 3202 HEDSTROM LN AMERICAN FALLS, ID 83211 2082410005
Original Owner	VIRGIL JAHNKE , ID
Original Owner	HAROLD WHITTIER 221 FORT HALL AVE AMERICAN FALLS, ID 83211 2082212261
Original Owner	NAOMI CHRISTENSEN C/O RENN CHRISTENSEN 909 E 1000 N SHELLEY, ID 83274 2083577830
Security Interest	IDAHO AGCREDIT FLCA 2883 HIGHWAY 39 AMERICAN FLS, ID 83211-5347 2082265251

Priority Date: 02/28/1977

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	10/31	0.24 CFS	58.1 AFA
Total Diversion			0.24 CFS	58.1 AFA

Location of Point(s) of Diversion:

GROUND WATER|SENE Lt 2|Sec. 31|Township 07S|Range 31E|POWER County

IRRIGATION Use:

Acre Limit: 16.6

Place(s) of use:

Place of Use Legal Description: IRRIGATION POWER County

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
07S	31E	31	2	SENE	27									
				NESE	1.3									

Total Acres: 28.3

Conditions of Approval:

1. 206 This right is limited to the irrigation of a specific 16.6 acres within the 28.3 acre place of use authorized by this right in a single irrigation season. The specific 16.6 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 16.6 acres to be irrigated within the 28.3 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
2. R02 A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
3. R05 Use of water under this right may be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 120.
4. 213 Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized point(s) of diversion in accordance with Department specifications.

5. 214 Prior to the diversion and use of water under Transfer approval 84797, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.
6. R64 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the place of use.
7. T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
8. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
9. T19 Pursuant to Idaho Code § 42-1412(6), this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

Dates:

Licensed Date:

Decreed Date: 03/22/2004

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: 120

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

State of Idaho
Department of Water Resources

Water Right
29-14368

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.



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

0 0.035 0.07 0.14 Miles



IDAHO Department of Water Resources



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WATER RIGHT REPORT

6/25/2021

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report

WATER RIGHT NO. 29-14370

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	ADRIANE ISAAK
Current Owner	CONRAD ISAAK 3202 HEDSTROM LN AMERICAN FALLS, ID 83211 2082410005
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GROUND WATER	

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	10/31	0.21 CFS	46.9 AFA
Total Diversion			0.21 CFS	46.9 AFA

Location of Point(s) of Diversion:

GROUND WATER|SWNW|Sec. 22|Township 07S|Range 31E|POWER County

Place(s) of use:

Place of Use Legal Description: IRRIGATION POWER County

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
07S	31E	22		SWNE	4.8									
				SENE	3.1									
				NESW	5.5									

Total Acres: 13.4

Conditions of Approval:

1. R02 A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
2. R05 Use of water under this right may be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 120.
3. 213 Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized point(s) of diversion in accordance with Department specifications.
4. 214 Prior to the diversion and use of water under Transfer approval 84802, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.
5. R64 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the place of use.
6. T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
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Application Received Date:

Protest Deadline Date:

Number of Protests: 0

Other Information:

State or Federal: S

Owner Name Connector:

Water District Number: 120

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

State of Idaho
Department of Water Resources

Water Right
29-14370

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31E



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

0 0.05 0.1 0.2 Miles





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

Gary Spackman
Director

Brad Little
Governor

July 28, 2021

POWER COUNTY BOARD OF COMMISSIONERS
543 BANNOCK AVE
AMERICAN FLS ID 83211-1200

Re: Change in Ownership for Water Right No(s): 29-14368 & 29-14370

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) 497-3787.

Sincerely,

Jonie Barg
Technical Records Specialist 1

Enclosure(s)

cc: WATER DISTRICT 120
ABERDEEN AMERICAN FALLS GWD
IDAHO AGCREDIT FLCA

RECEIVED

JUL 19 2021

Department of Water Resources
Eastern Region



BROCKWAY
ENGINEERING
P.L.L.C.

Hydraulics

Hydrology

Water Resources

July 15, 2021

James Cefalo
Idaho Department of Water Resources
900 North Skyline Drive, Suite A
Idaho Falls, ID 83402-1718

Re: Water Rights 29-14368 and 29-14370

Dear Mr. Cefalo:

Conrad Isaak and Adriane Isaak have deeded the ownership of water rights 29-14368 and 29-14370 to Power County of Idaho. The Special Warranty Deed for Water Rights, IDWR water right reports and IDWR water right maps are attached to this letter. The deed was signed July 1, 2021.

Please copy our office on all correspondence regarding these water rights.

Sincerely,

Greg Sullivan, M.S., Engineer

Cc: Power County (Attention Anson Call), Conrad Isaak

Enc: Water Right Change of Ownership Form, Special Warranty Deed, Water Right Reports,
Aerial Maps, Brockway Engineering Check # 16508 for \$50.00

CHARLES E.
BROCKWAY,
PH.D., P.E.

CHARLES G.
BROCKWAY,
PH.D., P.E.

2016 NORTH
WASHINGTON
STREET • SUITE 4

TWIN FALLS,
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FAX: 736•8506