

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

APR 05 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?
~~37-01227B~~	Yes ☐	Yes ☐		Yes ☐	Yes ☐
~~37-01228A~~	Yes ☐	Yes ☐		Yes ☐	Yes ☐
37-1227B	Yes ☐	Yes ☐		Yes ☐	Yes ☐
37-1228A	Yes ☐	Yes ☐		Yes ☐	Yes ☐
37-11541	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Lawrence Warner
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Edmond C Kelly & Sharmon R Kelly
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or
- P O Box 342 Dublin NH 03444
Mailing address City State ZIP
603-283-8986 edk@rockisland.com (please email)
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: 3/31/21
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.

SUPPORT DATA

IN FILE # 37-1227B

8. Signature: Edmond C Kelly 3/30/2021 2:19 PM PDT
Signature of new owner/claimant Title, if applicable Date
- Signature: Sharmon R Kelly 3/30/2021 5:20 PM EDT
Signature of new owner/claimant Title, if applicable Date

For IDWR Office Use Only:

Received by SG Date 4/5/21 Receipt No. 5038506 Receipt Amt. 1875.00

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 DM Date 4-14-2021

Instrument # 680975

HAILEY, BLAINE, IDAHO
03-31-2021 2:52:01 PM No. of Pages: 2
Recorded for: BLAINE COUNTY TITLE
JOLYNN DRAGE Fee: \$15.00
Ex-Officio Recorder Deputy: GWB
Electronically Recorded by Simplifile



WARRANTY DEED

FOR VALUE RECEIVED

Lawrence W. Warner, a single man

GRANTOR(S), hereby grants, bargains, sells, conveys and warrants unto

Edmond C. Kelly and Sharmon R. Kelly, husband and wife

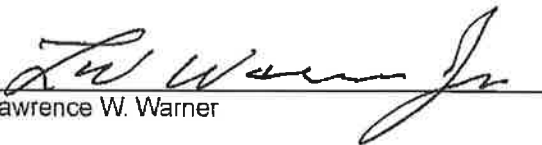
GRANTEE(S) whose current address is: P.O. Box 342, Dublin, NH 03444

the following described premises, to-wit:

Lot 1A and Parcel "A" of TOWNSEND RANCH SUBDIVISION LOT 1A & PARCEL "A", as shown on the official plat thereof, recorded as Instrument NO. 481004, records of Blaine County, Idaho.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, its heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that Grantor is the owner in fee simple of said premises; that they are free from all encumbrances except those to which this conveyance is expressly made subject to and those made, suffered or done by the Grantee; and subject to all existing patent reservations; restrictions in railroad deeds of record; easements and rights of way established and of record; protective covenants of record; zoning ordinances and applicable building codes, use restrictions, ordinances, laws and regulations of any governmental unit; general taxes and assessments, including irrigation and utility assessments (if any) for the current year, which are not due and payable; and that Grantor will warrant and defend the same from all lawful claims whatsoever. Whenever the context so requires, the singular number includes the plural.

Dated this 31 day of MARCH, 2021


Lawrence W. Warner

State of Idaho
County of Blaine

This record was acknowledged before me on 31 day of March, 2021, by
Lawrence W. Warner.



Notary Public _____
My Commission Expires: 7-26-2023

(STAMP)

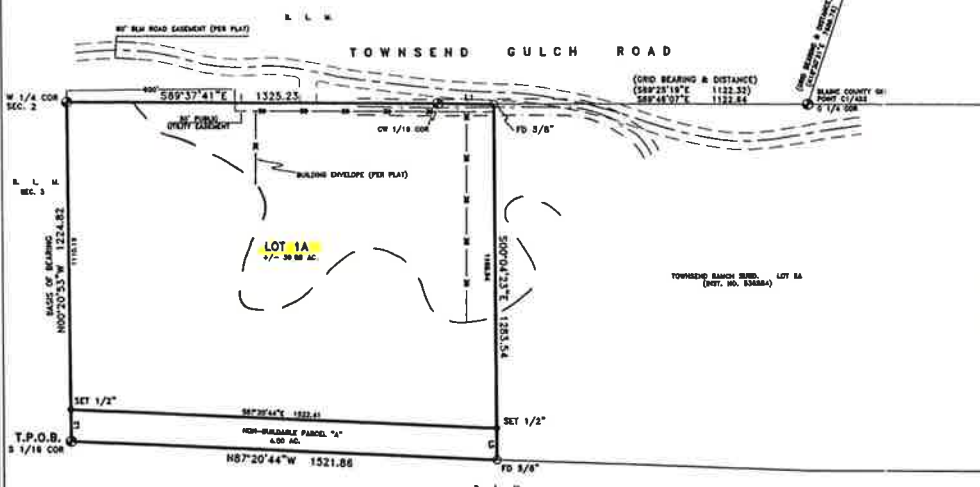




TOWNSEND RANCH SUBDIVISION
LOT 1A & PARCEL "A"
A RESUBDIVISION OF LOT 1, TOWNSEND RANCH SUBDIVISION.
LOCATED WITHIN NORTH 1/2, SOUTH 1/2, SECTION 2, T. 1 N., R. 18 E., B.M.,
BLAINE COUNTY, IDAHO
MARCH 2003



0' 200' 400' 600'



LINE TABLE

No.	Description	Length
1	NE 1/4 1/2	500.04
2	NE 1/4 1/2	114.50
3	NE 1/4 1/2	114.50

LEGEND:

- 1/2" x 34" REBAR SET
- 6/8" REBAR FOUND
- BRASS CAP FOUND
- BUILDING ENVELOPE PER ORIGINAL PLAT
- 6' EASEMENT PER ORIGINAL PLAT
- INTERMITTENT STREAM PER ORIGINAL PLAT
- 2% SLOPE LINE PER ORIGINAL PLAT
- 6' R/W ROAD EASEMENT PER ORIGINAL PLAT
- () 200 BEARINGS & DISTANCES BASED ON 1983 BLAINE COUNTY ZONE

NOTES:

- 1) Lots 1A & Parcel "A" may not be further subdivided. Parcel "A" shall remain a non-buildable lot and shall remain in the same ownership as Lot 1A in perpetuity. No building permits will be issued for Parcel "A" nor shall any structures including agriculture-related structures be placed on Parcel "A" for any purpose. The existing perimeter fence may remain.
- 2) Construction of any kind, except fences, shall be allowed only in the established building envelopes and will require a building permit.
- 3) No buildings shall be constructed within 30 feet of the centerline of the stream channel. Any narrowing or widening of a water course, or construction of driveways or other impediments to stream flow shall be engineered and constructed, including the use of suitably sized culverts, so that there is no permanent obstruction of the water course.
- 4) Due to the width and condition of Townsend Gulch Road, approval of this plat does not obligate Blaine County to improve the road, nor to provide services beyond what is currently provided.
- 5) Roads within Townsend Ranch Subdivision shall be built to meet private road specifications, as outlined within Section 9.17.1 of Blaine County Subdivision Ordinance 77-6, to wit: "The purchaser and/or owner of this lot or parcel understands and agrees that private road construction and snow removal shall be the obligation of the owner, his successors in interest, or the homeowners association, and that Blaine County is in no way obligated to accept, maintain or improve these roads until the roads are brought up to County standards, dedicated and accepted by the County, and that each owner shall notify in writing any successor in interest of these facts."
- 6) See Instrument Numbers 268857, 268859 and 416978 for Declarations, Conditions, Covenants, and Restrictions pertaining to all lots within Townsend Ranch Subdivision. The Third Amendment to the CC&R's is recorded under Instrument No. 480358.

HEALTH CERTIFICATE

Sanitary restrictions as required by Idaho Code Title 50, Chapter 13, have been satisfied. Sanitary restrictions may be reimposed, in accordance with Idaho Code Title 50, Chapter 13, Section 50-1216, by the issuance of a certificate of disapproval.
Date: 2-24-2003
Robert J. Warner
South Central District Health Dept., 505

TOWNSEND RANCH SUBDIVISION
LOT 1A & PARCEL "A"
LOCATED WITHIN
NORTH 1/2, SOUTH 1/2, SECTION 2, T. 1 N., R. 18 E., B.M.,
BLAINE COUNTY, IDAHO
PREPARED FOR: WARNER & ASSOCIATES
FINAL PLAT
PROJECT NO. 03337
DATE: 03/03/03
SHEET 1 OF 2

LEGISLATIVE INSTRUMENT
Instrument No. 480358
Filed for Record March 11, 2003
Blaine County, Idaho
Recorded March 11, 2003
Blaine County Clerk's Office

TOWNSEND RANCH SUBDIVISION
LOT 1A & PARCEL "A"
SHEET 1 OF 2
WJW:JWS
March 11, 2003

BER

TOWNSEND RANCH SUBDIVISION
LOT 1A & PARCEL "A"

SHEET 2 OF 2

OWNER'S CERTIFICATE

KNOW ALL MEN BY THESE PRESENTS that LAWRENCE W. WARNER does hereby certify that he is the owner of a certain parcel of land described as follows:
A parcel of land within Section 2, Township 1 North, Range 18 East, Boise Meridian, Blaine County, Idaho, more particularly described as follows:

Lot 1 of Townsend Ranch Subdivision, recorded as Instrument No. 268558, records of Blaine County, Idaho.

The easements shown herein are not dedicated to the public, but the right to use said easements for the intended purposes is hereby reserved forever. No structures other than for such utility and other designated uses are to be erected within the lines of said easements.

Pursuant to Idaho Code 50-1334, the undersigned, as owner, further certifies that the lots on this plat will be served by a private well.

It is the intention of the undersigned to include said land in this plat.

IN WITNESS THEREOF, I have hereunto set my hand this 7 day of MARCH, 2003.

Lawrence W. Warner
LAWRENCE W. WARNER

ACKNOWLEDGEMENT

COUNTY OF BLAINE }
STATE OF IDAHO }

On this 7 day of MARCH, 2003 before me, the undersigned, a Notary Public in and for said State, personally appeared LAWRENCE W. WARNER, known or identified to me to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same.

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

My commission expires: 2/15/03

Residing at: KETCHUM, IDAHO

Notary Public: [Signature]



SURVEYOR'S CERTIFICATE

I, JAMES F. ROBINSON, a duly Registered Land Surveyor in the State of Idaho, do hereby certify that the foregoing plat is a true and accurate map of the land surveyed under my direct supervision and that it is in accordance with Idaho State Code relating to plats and surveys.

James E. Robinson, P.L.S.
4345
2/26/03

COUNTY SURVEYOR'S APPROVAL

This is to certify that I, Jim V. Koonce, County Surveyor for Blaine County, Idaho, have checked the foregoing plat and computations for making the same and have determined that they comply with the laws of the State of Idaho relating thereto.

Jim V. Koonce
Jim V. Koonce
2/26/03

COUNTY PLANNING & ZONING APPROVAL

The foregoing plat was approved and accepted this 12 day of MARCH, 2003, by the Blaine County Planning & Zoning Administrator.

[Signature]

COUNTY COMMISSIONER'S APPROVAL

The foregoing plat was approved and accepted this 17 day of MARCH, 2003, by the County Commissioners, Blaine County, Idaho.

[Signature]

COUNTY TREASURER'S CERTIFICATE

On this 22 day of MARCH, 2003 the foregoing plat was approved and accepted by the Blaine County Treasurer, Blaine County, Idaho.

Kellie England For Vicki St. Dick

COUNTY RECORDER'S CERTIFICATE

I hereby certify that this instrument was filed at the request of _____ of _____ minutes past _____ o'clock _____ m., on this _____ day of _____, 20____ A.D., in my office and duly recorded in Book _____ of plats at page _____.

Instrument No. _____ Fee: \$ _____

By: [Signature]
Instrument # 481004
Notary Public for Blaine County, Idaho
Notary Public for LAWRENCE W. WARNER
Notary Public for Blaine County, Idaho
Notary Public for Blaine County, Idaho



TOWNSEND RANCH SUBDIVISION
LOT 1A & PARCEL "A"
LOCATED WITHIN
NORTH 1/2, SOUTH 1/2, SEC. 2,
T1N. 18S. 2E., BLAINE COUNTY, IDAHO
FINAL PLAT
PLAT NO. 268558
DATE 2/26/03
CO-ORD. FILE 021377-000

DRAWING NUMBER
TOWNSEND RANCH SUBDIVISION
LOT 1A & PARCEL "A"
PLAT NO. 268558
DATE 2/26/03
NOTARY PUBLIC FOR BLAINE COUNTY, IDAHO

TOWNSEND RANCH SUBDIVISION
LOT 1A & PARCEL "A"
PLAT NO. 268558
DATE 2/26/03
NOTARY PUBLIC FOR BLAINE COUNTY, IDAHO

48ER



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region • 650 ADDISON AVE W STE 500 • TWIN FALLS, ID 83301-5858

Phone: (208)736-3033 • Fax: (208)736-3037 • Website: www.idwr.idaho.gov

Brad Little
Governor

Gary Spackman
Director

April 14, 2021

EDMOND C KELLY
SHARMON R KELLY
PO BOX 342
DUBLIN NH 03444-0342

Re: Change in Ownership for Water Right No(s): 37-1227B, 37-1228A & 37-11541

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. You will notice that attorney James P Speck has been copied on this letter, as he is listed as attorney of record for the Warner's on 37-1228A. The Department can remove Mr. Speck from the water right record with written authorization from either you or Mr. Speck.

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) 293-9908.

Sincerely,

Denise Maline

Denise Maline
Administrative Assistant 1

Enclosure(s)

c: Jeannie Kiel
Water District 37
James P Speck, attorney