

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

DEC 17 2020

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?
43-10075	Yes ☐	Yes ☐		Yes ☐	Yes ☐
43-2233	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Gibb Smith and Becki Smith
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Dustin C Yourend and Catherine Leeta Miller
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or
- 1754 Pete Kriger Road Midvale ID 83645
Mailing address City State ZIP
- (208) 462-3586
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: 12-7-2020
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: Dustin C. Yourend Title, if applicable: _____ Date: 12/7/2020
 Signature: Catherine Leeta Miller Title, if applicable: _____ Date: 12/7/2020

For IDWR Office Use Only:

Received by SG Date 12/17/20 Receipt No. 5038303 Receipt Amt. \$50.00
 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 KA Date 1-21-2021

SUPPORT DATA
IN FILE # 43-2233

ELECTRONICALLY RECORDED
STAMPED FIRST PAGE NOW
INCORPORATED AS PART OF
THE ORIGINAL DOCUMENT

CASSIA COUNTY
RECORDED FOR:
TITLEONE - TWIN FALLS
10:50:31 AM 12-11-2020
2020-006357
NO. PAGES: 3 FEE: \$15.00
JOSEPH W. LARSEN
COUNTY CLERK
DEPUTY: EV
Electronically Recorded by Simplifile



Order Number: 20383191-2

Warranty Deed

For value received,

Gibb Smith and Rebecca Smith, husband and wife

the grantor, does hereby grant, bargain, sell, and convey unto

Catherine Leeta Miller and Dustin C. Youren wife and husband as community property with right of survivorship

whose current address is 1754 Pete Kriger Rd Midvale, ID 86345

the grantee, the following described premises, in Cassia County, Idaho, to wit:

PARCEL NO. 1:
TOWNSHIP 14 SOUTH, RANGE 26 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 17: S½SE¼ SAVE AND EXCEPT the following described parcel:

Beginning at the Southeast corner of said Section 17, said corner marked by a U.S. General land Office iron pipe with brass cap dated 1919; Thence North 15°41'42" West for a distance of 637.66 feet to a ½ inch rebar which shall be the Point of Beginning;
Thence North 88°04'05" West for a distance of 317.46 feet to a ½ inch rebar;
Thence North 23°06'51" West for a distance of 345.78 feet to a ½ inch rebar;
Thence North 87°49'39" East for a distance of 350.40 feet to a ½ inch rebar;
Thence South 01°12'34" East for a distance of 159.84 feet to a ½ inch rebar;
Thence North 84°59'10" East for a distance of 102.38 feet to a ½ inch rebar;
Thence South 00°44'37" West for a distance of 191.17 feet to a ½ inch rebar, which is the Point of Beginning.

Order Number: 20383191-2

Warranty Deed - Page 1 of 3

PARCEL NO. 2:
TOWNSHIP 14 SOUTH, RANGE 26 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 17: Part of the SE¼, more particularly described as follows:

Beginning at the Southeast corner of said Section 17, said corner marked by a U.S. General land Office iron pipe with brass cap dated 1919; Thence North 15°41'42" West for a distance of 637.66 feet to a ½ inch rebar which shall be the Point of Beginning;
Thence North 88°04'05" West for a distance of 317.46 feet to a ½ inch rebar;
Thence North 23°06'51" West for a distance of 345.78 feet to a ½ inch rebar;
Thence North 87°49'39" East for a distance of 350.40 feet to a ½ inch rebar;
Thence South 01°12'34" East for a distance of 159.84 feet to a ½ inch rebar;
Thence North 84°59'10" East for a distance of 102.38 feet to a ½ inch rebar;
Thence South 00°44'37" West for a distance of 191.17 feet to a ½ inch rebar, which is the Point of Beginning.

To have and to hold the said premises, with their appurtenances unto the said Grantee, their 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 and those made, suffered or done by the Grantee; and subject to all existing patent reservations, easements, right(s) of way, protective covenants, zoning ordinances, and applicable building codes, laws and regulations, 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.

Remainder of page intentionally left blank.

Dated: December 7, 2020

Gibb Smith

Gibb Smith

Rebecca Smith

Rebecca Smith

State of Idaho, County of Cassia, ss.

On this 7th day of December in the year of 2020, before me, the undersigned, a Notary Public in and for said State, personally appeared Gibb Smith and Rebecca Smith, known or identified to me to be the persons whose names are subscribed to the within instrument and acknowledged to me that they executed the same.

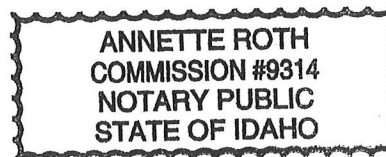
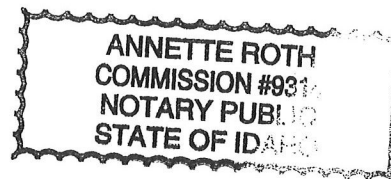
Annette Roth

Notary Public

Residing In: Rupert Id

My Commission Expires: 8-4-2023

(seal)





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

January 21, 2021

DUSTIN C YOUREN & CATHERINE LEETA MILLER
1754 PETE KRIGER RD
MIDVALE ID 83645-5350

Re: Change in Ownership for Water Right No(s): 43-10075, 43-2233

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) 293-9916.

Sincerely,

Kent Aasa
Water Resource Agent, Senior

Enclosure(s)
Cc: WD 43B
TitleOne Burley Escrow No 20383191-2



TitleOne
a title & escrow co.

Date: December 14, 2020

211 West 13th Street
Burley, ID 83318
Ph. (208) 881-0087
Fx. (866) 582-7546
www.titleonecorp.com

Idaho Department of Water Resources
650 Addison Ave. W.
Ste 500
Twin Falls, ID 83301

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DEC 17 2020

DEPT OF WATER RESOURCES
SOUTHERN REGION

Escrow No. 20383191-2

Greetings,

Enclosed please find the following:

- TitleOne Check No. 31885 in the amount of \$50.00 for Transfer IDWR Water Right 43-10075/43-2233
- Original executed Notice of Change in Water Right Ownership
- Copy of Warranty Deed recorded on 12/11/20 as Instrument No. 2020-006357, records of Cassia Co., ID

Please make the necessary changes to your records to reflect new owner. Please send a receipted copy to TitleOne, P.O. Box 177, Burley, ID 83318 Attn: Ashley Martinkus.

Please feel free to contact us at the number above if you have any questions.

Best regards,
TITLEONE


Ashley Martinkus
Ag Escrow Assistant

AR/am
Enc.