

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

RECEIVED

DEC 07 2020

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DEPARTMENT OF  
WATER RESOURCES

## 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? |
|-----------------------|------------------------------|------------------------------|-----------------------|------------------------------|------------------------------|
| 11-7029               | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |
|                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |
|                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |
|                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |
|                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |

2. Previous Owner's Name: A. LA DELL PORTER  
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): WALTER D KUCHLER, BEVERLY KUCHLER  
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or
- 397 OLD OREGON RD SODA SPRINGS ID 83276  
Mailing address City State ZIP
- 951-303-4112  
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: \_\_\_\_\_
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: Walter Kuchler Title, if applicable \_\_\_\_\_ Date 11-25-2020  
 Signature: Beverly Kuchler Title, if applicable \_\_\_\_\_ Date 12-4-2020

### For IDWR Office Use Only:

Received by KM Date 12.7.2020 Receipt No. C109579 Receipt Amt. \$ 25 -

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 [Signature] Date 12-7-2020

**RECORDING REQUESTED BY**  
First American Title Company

**AND WHEN RECORDED MAIL TO:**  
First American Title Company  
469 Washington St  
Montpelier, ID 83254

**Instrument # 232923**

BEAR LAKE COUNTY  
10-01-2020 02:52:23 No. of Pages: 2  
Recorded for: FIRST AMERICAN TITLE - MONTPELIER  
Cindy Garner Fee: \$15.00  
Ex-Officio Recorder Deputy: JH  
Index to: WARRANTY DEED

Space Above This Line for Recorder's Use Only

**WARRANTY DEED**

File No.: **914786-MON (ab)**

Date: **August 06, 2020**

For Value Received, **Louis Mitchell Porter and Carolyn A Pratt, as Co-Trustees under the Mary Ellen Porter Family Trust by Trust Agreement dated the 19th day of December, 2013,** hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **Walter D Kuchler and Beverly Ann Kuchler, husband and wife as community property with right of survivorship,** hereinafter called the Grantee, whose current address is **397 Old Oregon Road, Soda Springs, ID 83276,** the following described premises, situated in **Bear Lake County, Idaho,** to-wit:

**Lots 12, 13, 14, 15, and 16, Block 3, First Addition to Bailey Creek Acres Subdivision, according to the official plat thereof, as recorded in the office of the county Recorder of Bear Lake County, Idaho, under recorder's Instrument No. 90163.**

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 its 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.

Date: 08/06/2020

Warranty Deed  
- continued

File No.: 914786-MON (ab)

Mary Ellen Porter Family Trust by Trust  
Agreement dated the 19th day of December,  
2013

Louis Mitchell Porter

Louis Mitchell Porter, Co-Trustee

Carolyn A Pratt

Carolyn A Pratt, Co-Trustee

STATE OF Idaho

)  
ss.

COUNTY OF Caribou

)

On this **30th day of September, 2020**, before me, a Notary Public in and for said State, personally appeared **Louis Mitchell Porter and Carolyn A Pratt**, known or identified to me to be the person(s) whose name(s) are subscribed to the within Instrument as Co-Trustees of the **Mary Ellen Porter Family Trust by Trust Agreement dated the 19th day of December, 2013** Trust, and acknowledged to me that they executed the same as such Co-Trustees.



Carla Hale

Notary Public of Idaho  
Residing at: Soda Springs, Idaho  
Commission Expires: 12/12/2020

Date: 08/06/2020

Warranty Deed  
- continued

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Carla Hale

Notary Public of Idaho  
Residing at: Soda Springs, Idaho  
Commission Expires: 12/12/2020

State of Idaho  
Department of Water Resources

## Water Right

11-7029

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: 11/2/2020



Legend

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





State of Idaho

## DEPARTMENT OF WATER RESOURCES

322 E FRONT ST STE 648 PO BOX 83720 • BOISE, ID 83720-0098

Phone: (208)287-4800 • Fax: (208)287-6700 • Website: [www.idwr.idaho.gov](http://www.idwr.idaho.gov)

Brad Little  
Governor

Gary Spackman  
Director

December 07, 2020

WALTER D KUCHLER  
BEVERLY ANN KUCHLER  
397 OLD OREGON RD  
SODA SPRINGS ID 83276-5632

Re: Change in Ownership for Water Right No(s): 11-7029

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) 287-4942.

Sincerely,

Jean Hersley  
Technical Records Specialist 2

Enclosure(s)