

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED DE

SEP 08 2020

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?
35-7271	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Doug Williams

Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): Nevitt Farms, LLP.

New owner(s) as listed on the conveyance document

22128 E. Cloud Rd.

Mailing address

480-264-2267

Telephone

Queen Creek

City

Name connector

☐ and ☐ or ☐ and/or

AZ

State

85142

ZIP

christian@mannaag.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: May 18, 2015

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):
- ☐ \$25 per undivided water right.
 - ☐ \$100 per split water right.
 - ☐ 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

Partner

Title, if applicable

8/31/2020

Date

Signature: _____

Signature of new owner/claimant

Title, if applicable

Date

For IDWR Office Use Only:

Received by ICM Date 9-8-2020

Receipt No. C109 226

Receipt Amt. \$ 25.00

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 _____

Date _____

RETURNED 11/20/2020

RECORDING REQUESTED BY
First American Title Company

AND WHEN RECORDED MAIL TO:
First American Title Company
223 North 15th Avenue
Pocatello, ID 83201

Instrument # 667311

BINGHAM COUNTY, IDAHO
2015-05-20 03:59:13 PM No. of Pages: 4
Recorded for: FIRST AMERICAN TITLE - BLACKFO
PAMELA W. ECKHARDT Fee: \$19.00
Ex-Officio Recorder Deputy JPulley
Index To: WARRANTY DEED
Electronically Recorded by Simplifile

Space Above This Line for Recorder's Use Only

WARRANTY DEED

File No.: **546737-P (ci)**

Date: **May 18, 2015**

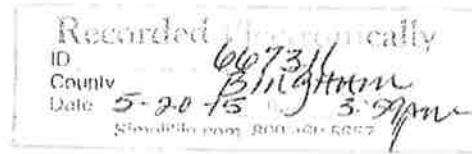
For Value Received, **Lance Funk and Lisa Funk, husband and wife**, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **Nevitt Farms, LLLP**, hereinafter called the Grantee, whose current address is **22128 E Cloud Rd., Queen Creek, AZ 85142**, the following described premises, situated in **Bingham County, Idaho**, to-wit: **Legal Description attached hereto as Exhibit A, and by this referenced incorporated herein.**

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.

RECORDING REQUESTED BY
First American Title Company

AND WHEN RECORDED MAIL TO:
First American Title Company
223 North 15th Avenue
Pocatello, ID 83201



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* Lance Funk
Lance Funk

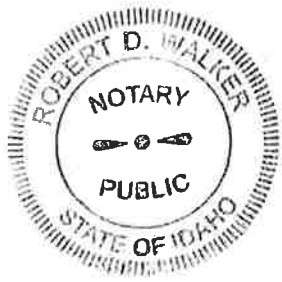
* Lisa Funk
Lisa Funk

STATE OF Idaho)
ss

COUNTY OF Bingham)

Notary

On this **20TH** day of **May, 2015**, before me, a Notary Public in and for said State, personally appeared **Lance Funk and Lisa Funk**, known or identified to me to be the person(s) whose name(s) is/are subscribed to the within Instrument, and acknowledged to me that he/she/they executed the same.



Robert D. Walker
Notary Public for the State of Idaho
Residing at: IDAHO FALLS
My Commission Expires: 11-7-2017

EXHIBIT A

Part of the West ½ Section 3 Township 5 South Range 31 East B.M. Bingham County, Idaho
Described as:

Commencing at the Southwest corner of Section 3; thence N 00°06'01" E 549.35 feet along the Section line to the point of beginning, Thence N 00°06'00" E 2104.72 feet along the section line to the West ¼ corner; thence N 00°06'00" E 1157.10 continuing along the section line to the southwest corner of deed instrument 617282; thence S 89°54'00" E 400.00 feet to the southeast corner of said deed; thence N 00°06'00" E 320.00 feet to the northeast corner of said deed; thence N 89°54'00" W 400.00 feet to the northwest corner of said deed; thence N 00°06'00" E 397.80 feet Along the section line to a point on the bank of the High Line Canal; thence along said bank the following courses S 64°08'02" E 145.00 feet; thence S 59°25'36" E 58.04 feet; thence S 45°43'58" E 54.34 feet; thence S 39°55'17" E 77.44 feet; thence S 32°00'15" E 136.32 feet; thence S 32°00'38" E 109.44 feet; thence S 30°18'23" E 179.03 feet; thence S 30°40'31" E 416.19 feet; thence S 26°11'39" E 73.53 feet; thence S 12°03'32" E 44.32 feet; thence S 04°36'54" W 32.84 feet; thence S 16°01'53" W 63.61 feet; thence S 29°29'09" W 61.76 feet; thence S 41°51'03" W 498.34 feet; thence S 32°17'07" W 44.27 feet; thence S 09°50'46" W 68.26 feet; thence S 11°44'40" E 111.93 feet; thence S 32°50'20" E 65.18 feet; thence S 49°34'49" E 47.85 feet; thence S 61°04'29" E 63.92 feet; thence S 61°38'10" E 73.49 feet; thence S 65°02'47" E 91.46 feet; thence S 67°16'54" E 25.25 feet; thence leaving said canal bank S 00°12'34" W 327.34 feet; thence S 23°09'35" W 49.49 feet; thence S 13°35'46" W 20.58 feet; thence S 02°53'38" W 165.91 feet; thence S 18°34'09" W 84.54 feet; thence S 01°31'14" E 20.84 feet; thence S 21°45'58" E 17.13 feet; thence S 29°29'31" E 64.74 feet; thence S 38°20'28" E 20.33 feet; thence S 57°57'18" E 20.32 feet; thence S 76°11'20" E 20.86 feet; thence N 85°34'43" E 20.74 feet; thence N 79°26'55" E 63.35 feet; thence S 86°59'26" E 31.28 feet; thence S 72°07'14" E 30.85 feet; thence S 54°44'01" E 31.38 feet; thence S 41°50'34" E 21.89 feet; thence S 36°14'34" E 93.71 feet; thence S 31°47'45" E 21.22 feet; thence S 21°50'48" E 21.14 feet; thence S 08°27'42" E 20.25 feet; thence S 01°13'55" W 30.79 feet; thence S 08°50'16" W 31.77 feet; thence S 18°46'44" W 31.98 feet; thence S 69°56'39" E 64.57 feet to a point on the Westerly bank of the Highline Canal; thence along said bank the following courses S 20°03'21" W 81.44 feet; thence S 23°08'42" W 72.83 feet; thence S 28°26'58" W 70.47 feet; thence S 31°15'34" W 73.10 feet; thence S 34°27'37" W 102.51 feet; thence S 30°17'13" W 94.42 feet; thence S 27°06'01" W 121.86 feet; thence S 17°44'42" W 147.74 feet; thence S 10°42'39" W 120.20 feet; thence S 07°41'03" W 106.46 feet; thence S 05°49'07" W 76.44 feet to the northeast corner of deed instrument 594990; thence N 89°58'26" W 609.15 feet along the extension of the North line of said deed to the point of beginning.

Subject to:

A 20 foot wide Ingress-egress easement described as being 10 feet each side of the following described centerline:

Commencing at the southwest corner of Section 3; thence N 00°06'00" E 2626.78 feet along the section line; thence N 79°02'32" E 25.47 feet to a point on the easterly right of way line of a county road and the point of beginning of said centerline; thence N 79°02'32" E 64.71 feet; thence

N 89°30'26" E 148.98 feet; thence S 78°06'44" E 78.56 feet; thence S 61°41'49" E 68.49 feet; thence

S 54°01'14" E 69.47 feet; thence S 64°23'30" E 181.73 feet; thence S 49°51'21" E 72.33 feet to the point of terminus of said centerline.

**TOGETHER WITH ALL WATER AND WATER RIGHTS APPURTENANT TO SAID LANDS,
INCLUDING BUT NOT LIMITED TO THE FOLLOWING:**

**THOSE CERTAIN WATER RIGHTS DESCRIBED AND CONTAINED IN THE LICENSES
NUMBERED 35-7271 ISSUED BY THE DERPARTMENT OF WATER RESOURCES OF THE STATE
OF IDAHO.**

**ALSO THIRTY (30) SHARES OF CANAL WATER IN THE ABERDEEN-SPRINGFILED CANAL
COMPANY.**

RECORDING REQUESTED BY
First American Title Company

AND WHEN RECORDED MAIL TO:
First American Title Company
223 North 15th Avenue
Pocatello, ID 83201

Space Above This Line for Recorder's Use Only

WARRANTY DEED

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Accepted & Approved

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Accepted & Approved

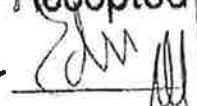

Lance Funk

Lias Funk

STATE OF Idaho)
 ss.
COUNTY OF)

On this **day of May, 2015**, before me, a Notary Public in and for said State, personally appeared **Lance Funk and Lias Funk**, known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged to me that he/she/they executed the same.

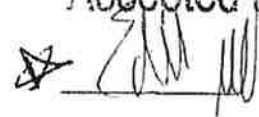
Notary Public for the State of Idaho
Residing at:
My Commission Expires:

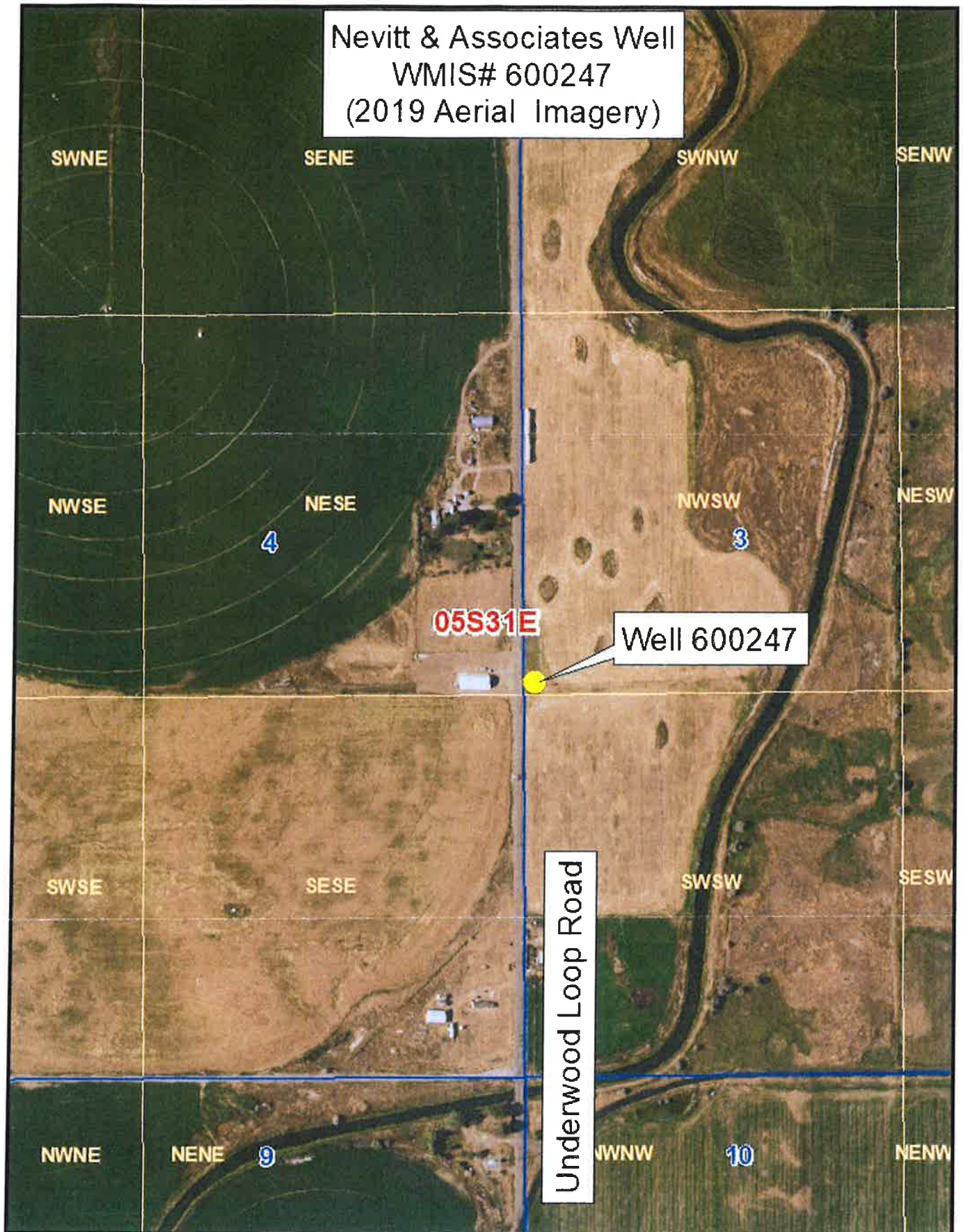
Accepted & Approved
★  _____

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COMPANY.**

Accepted & Approved
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Satellite image from 2019



RECEIVED

SEP 08 2020

DEPARTMENT OF
WATER RESOURCES

August 31, 2020

Tom Callmeyer
Water Compliance Bureau
Idaho Dept. of Water Resources
322 E. Front St.
Boise, ID 83720

RE: Irrigation Well on Underwood Loop Road

Dear Tom,

Enclosed please find the Notice of Change in Water Right Ownership for water right 35-7271. Also enclosed is the warranty deed and a map showing the place of use. Please feel free to contact me if you have any questions.

Sincerely,

Christian Ramirez
Nevitt & Associates
(480) 710-2997
Christian@mannaaag.com



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 E Front St, Ste 648 • PO Box 83720 • Boise ID 83720 • www.idwr.idaho.gov
P: (208) 287-4800 • F: (208) 287-6700 • Email: idwrinfo@idwr.idaho.gov

BRAD LITTLE
Governor

GARY SPACKMAN
Director

August 24, 2020

NEVITT & ASSOCIATES
22128 EAST CLOUD ROAD
QUEEN CREEK, AZ 85142
ATTENTION: CHRISTIAN RAMIREZ

RE: Irrigation Well on Underwood Loop Road

Dear Mr. Ramirez:

Thanks for taking my call today regarding the well on Underwood Loop Road near Aberdeen Idaho, WMIS# 600247 (see attached map). The Idaho Department of Water Quality (Department) has been attempting to identify who owns this well and any associated water rights. The flow meter there also has some maintenance issues.

Current Department records indicate that there are two water rights at this well, 35-14475 (Ron Inskeep) and 35-7271 (Doug Williams). Mr. Inskeep is moving the point of diversion for water right 35-14475 from well 600247 to another well owned by Mr. Inskeep. Water right 35-7271 is still associated with this well, but it remains under Doug Williams' name. Mr. Williams assures us he no longer owns the well or water right 35-7271. It may have been transferred to Nevitt & Associates when the property was purchased. Nevitt & Associates may have a deed or other private record showing the transfer of that water right to their possession.

Ownership of water right 35-7271 can be reassigned to Nevitt & Associates in Department records by submitting a completed Notice of Change in Water Right Ownership form, (<https://idwr.idaho.gov/files/forms/notice-of-change-of-water-right-ownership.pdf>). Any changes to water uses at that well might require a transfer <https://idwr.idaho.gov/forms/water-rights.html>. Please submit the necessary forms to the Department.

The initial reason the Department was trying to reach the owner of this well that was the flow meter was not properly grounded when the Department inspected it on October 11, 2019. The Department was also not able to get the meter to display a totalizer reading, just a flow reading. Please have the meter properly grounded and verify that the totalizer reading can be read. Make repairs if needed.

Thanks for your time and attention to this matter. You may contact me directly at 208-287-4847, via email at Tom.Callmeyer@idwr.idaho.gov, or by mail at 322 E Front St, Boise, ID 83720. Your help in clarifying this issue is appreciated.

Respectfully,

Tom Callmeyer
Water Compliance Bureau
Idaho Dept. of Water Resources
322 E Front St, Boise, ID 83720
208-287-4847
tom.callmeyer@idwr.idaho.gov



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

Brad Little
Governor

Gary Spackman
Director

November 20, 2020

NEVITT FARMS LLLP
22128 E. CLOUD RD
QUEEN CREEK AZ 85142

RE: Change in Ownership: 35-7271,

Dear Interested Parties:

The Idaho Department of Water Resources (Department) received a Notice of Change in Water Right Ownership (Notice) from you on September 8, 2020 for the above referenced water rights. The Notice could not be processed because the deeds supplied did not provide a clear chain of title from the current water right owner of record to the new water right owner.

On September 23, 2020 and October 20, 2020 the Department requested a clear chain of title from the current water right owner to the new water right owner from you. As of the date of this letter, the Department has not received the requested information.

The Department is returning your Notice of Change in Water Right Ownership> and the attachments. A refund of \$25.00 has been requested and will be mailed to Nevitt Farms under separate cover from the Idaho State Controller's Office. You may re-submit your request with the appropriate documents and fees.

If you have any questions regarding this matter, please contact me at Amanda.veibell@idwr.idaho.gov or (208) 287-4945.

Sincerely,

Amanda Johnson-Veibell
Technical Records Specialist 1

Enclosure(s)

c: DOUGLAS WILLIAMS

Veibell, Amanda

From: Veibell, Amanda
Sent: Friday, November 20, 2020 9:02 AM
To: IdwrPayable
Subject: C109226 Refund

Good Morning.

I am returning an ownership change for 35-7271, Nevitt Farms, due to lack of documentation. If we can please refund receipt C109226 for \$25.00 and send it to:

NEVITT FARMS
22128 E CLOUD RD
QUEEN CREEK, AZ 85142

Thank you.

Amanda Johnson-Veibell

Technical Records Specialist I
Idaho Dept Water Resources
PO Box 83720 Boise ID 83720-0098
208-287-4945



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

Brad Little
Governor

Gary Spackman
Director

October 20, 2020

NEVITT FARMS LLLP
22128 E. CLOUD RD
QUEEN CREEK AZ 85142

SECOND ATTEMPT RE: Change in Ownership: 35-7271

Dear Interested Parties:

The Department of Water Resources (Department) acknowledges receipt of your Notice of Change in Water Right Ownership (Notice).

Our review of your Notice indicates that additional information is required before the Department can process the change. The information required is indicated below:

 X Chain of Title

The current owner of record for water right 35-7271 is Doug Williams. The individuals who sold you the property and water right were Lance Funk and Lisa Funk. Please provide conveyance documents with the property being sold from Doug Williams to Lance and Lisa Funk.

Because the Department cannot process the Notice without proper documentation, we will hold any action on your notice pending receipt of the necessary information. If we do not receive the necessary information fees within **30 days** we will return your notice and all attachments and your notice will not be processed.

Also, please note that permit holders are required to report any change of ownership and/or mailing address to the Department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee. Forms to assign ownership or update your address are available from any office of the Department or on the Department's website.

If you have any questions regarding this matter, please contact me at Amanda.veibell@idwr.idaho.gov or (208) 287-4945.

Sincerely,

Amanda Johnson-Veibell
Technical Records Specialist 1

Enclosure(s)

c: DOUGLAS WILLIAMS

Veibell, Amanda

From: Veibell, Amanda
Sent: Wednesday, September 23, 2020 9:37 AM
To: 'christian@mannaag.com'
Subject: Change in Ownership: 35-7271

Dear Interested Parties:

The Department of Water Resources (Department) acknowledges receipt of your Notice of Change in Water Right Ownership (Notice).

Our review of your Notice indicates that additional information is required before the Department can process the change. The information required is indicated below:

 X Chain of Title

The current owner of record for water right 35-7271 is Doug Williams. The individuals who sold you the property and water right were Lance Funk and Lisa Funk. Please provide conveyance documents with the property being sold from Doug Williams to Lance and Lisa Funk.

Because the Department cannot process the Notice without proper documentation, we will hold any action on your notice pending receipt of the necessary information. If we do not receive the necessary information fees within 30 days we will return your notice and all attachments and your notice will not be processed.

Also, please note that permit holders are required to report any change of ownership and/or mailing address to the Department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee. Forms to assign ownership or update your address are available from any office of the Department or on the Department's website.

If you have any questions regarding this matter, please contact me at Amanda.veibell@idwr.idaho.gov or (208) 287-4945.

Sincerely,

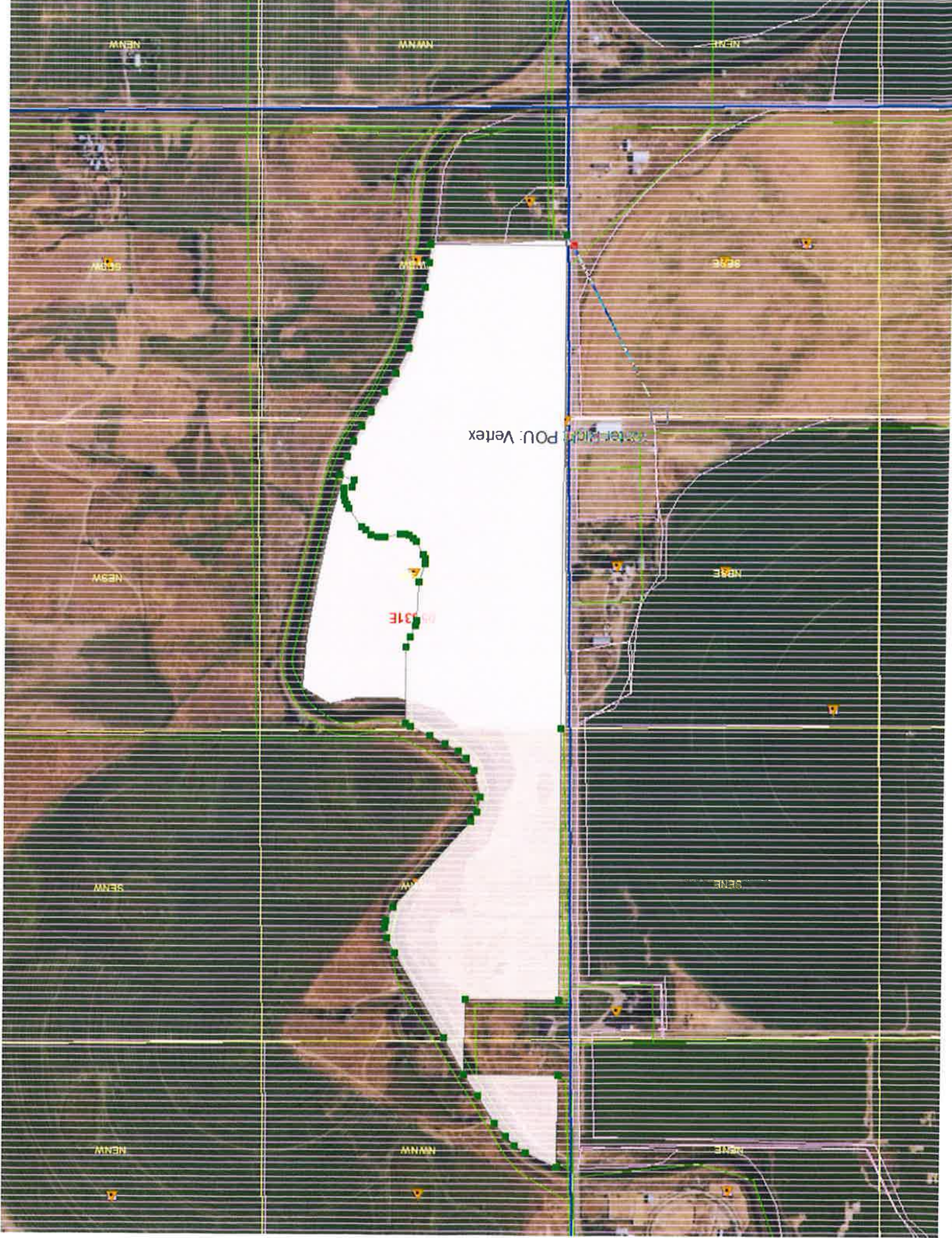
Amanda Johnson-Veibell

Technical Records Specialist I

Idaho Dept Water Resources

PO Box 83720 Boise ID 83720-0098

208-287-4945



Water Right POU: Vertex

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