

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

APR 20 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?
37-21395	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: GARY N. Nelson & Co
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): JAMES F. ENGLE
New owner(s) as listed on the conveyance document
- Name connector ☐ and ☐ or ☐ and/or
- Mailing address: P.O. Box 652 City: Shoshone State: ID ZIP: 83352
- Telephone: 208-290-0532 Email: Engleidaho@gmail.com
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: 12/17/2002
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.

* Signature: James F. Engle Title, if applicable: _____ Date: 13 April 2020
Signature of new owner/claimant

Signature: SEE Quit Claim Deed For Second Signature Title, if applicable: _____ Date: _____
Signature of new owner/claimant

For IDWR Office Use Only:

Received by: DM Date: 4-20-2020 Receipt No.: 5037880 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: DM Date: 7/22/2020

LINCOLN COUNTY
Recorded for:
FIRST AMERICAN TITLE - JEROME
10:42:19 AM 12-22-2017
0000199293
No. Pages 2 Fee: \$15.00
BRENDA FARNWORTH
County Clerk
Deputy: CS
Electronically Recorded by Simplifile

AFTER RECORDING MAIL TO:

James F. Engle
499 West 470 North
Shoshone, ID 83352

QUITCLAIM DEED

File No.: 660600-J (tc)

Date: December 08, 2017

For Value Received, **Jammie Engle, an unmarried woman**, do(es) hereby convey, release, remise, and forever quit claim unto **James F. Engle, an unmarried man**, whose address is **499 West 470 North Shoshone, ID 83352**, herein after called the Grantee, the following described premises situated in Lincoln County, Idaho, to-wit: **Legal Description attached hereto as Exhibit A, and by this referenced incorporated herein.**

together with its appurtenances.

Dated: 12-14-17

Jammie Engle
Jammie Engle

STATE OF Washington)
COUNTY OF Benton)
SS.

On this 14th day of December, 2017, before me, a Notary Public in and for said State, personally appeared **Jammie Engle**, known or identified to me to be the person(s) whose name(s) is subscribed to the within instrument, and acknowledged to me that she executed the same.



Vanessa Paz
Notary Public of Washington
Residing at: 401 N Kalama St Kennewick, WA 99336
Commission Expires: March 20, 2018

EXHIBIT A**PARCEL 1**

Township 5 South, Range 16 East, Boise Meridian, Lincoln County, Idaho

Section 12: A parcel of land located in the NW $\frac{1}{4}$ SE $\frac{1}{4}$ more particularly described as follows:

COMMENCING at the East One Quarter (E $\frac{1}{4}$) corner of said Section 12, from which the West One Quarter (W $\frac{1}{4}$) corner of said Section 12 bears North 89°02'03" West 5,339.20 feet; THENCE North 89°02'03" West along the North boundary of the SE $\frac{1}{4}$ of said Section 12 for a distance of 1,988.70 feet to the TRUE POINT OF BEGINNING;

THENCE South 00°08'26" East for a distance of 1,326.71 feet to a point on the South boundary of the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of said Section 12;

THENCE North 88°55'46" West along the South boundary of the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of said Section 12 for a distance of 547.40 feet;

THENCE North 00°14'28" West parallel with the West boundary of the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of said Section 12 for a distance of 675.42 feet to a point in the center of the Charles Smiley Wilcox Ditch;

THENCE along the center of the Charles Smiley Wilcox Ditch on the following courses:

South 44°57'28" West 25.04 feet;

South 42°39'20" West 64.57 feet;

South 31°28'46" West 25.91 feet;

South 26°11'58" West 50.05 feet;

South 30°31'13" West 30.69 feet;

South 45°42'14" West 3.65 feet;

North 79°28'00" West 10.36 feet to a point on the West boundary of the SE $\frac{1}{4}$ of said Section 12;

THENCE North 00°14'28" West along the West boundary of the SE $\frac{1}{4}$ of said Section 12 for a distance of 811.50 feet to the Northwest corner of the SE $\frac{1}{4}$ of said Section 12;

THENCE South 89°02'03" East along the North boundary of the SE $\frac{1}{4}$ of said Section 12 for a distance of 675.70 feet to the TRUE POINT OF BEGINNING.

PARCEL 2

Township 5 South, Range 16 East, Boise Meridian, Lincoln County, Idaho

Section 12: A parcel of land located in the W $\frac{1}{2}$ SE $\frac{1}{4}$ more particularly described as follows;

COMMENCING at the East One Quarter (E $\frac{1}{4}$) corner of said Section 12, from which the West One Quarter (W $\frac{1}{4}$) corner of said Section 12 bears North 89°02'03" West 5,339.20 feet; THENCE North 89°02'03" West along the North boundary of the SE $\frac{1}{4}$ of said Section 12 for a distance of 2,664.40 feet to the Northwest corner of the SE $\frac{1}{4}$ of said Section 12; THENCE South 00°14'28" East along the West boundary of the SE $\frac{1}{4}$ of said Section 12 for a distance of 811.50 feet to a point in the center of the Charles Smiley Wilcox Ditch and being the TRUE POINT OF BEGINNING;

THENCE along the center of the Charles Smiley Wilcox Ditch on the following courses:

South 79°28'00" East 10.36 feet;

North 45°42'14" East 3.65 feet;

North 30°31'13" East 30.39 feet;

North 26°11'58" East 50.05 feet;

North 31°28'46" East 25.91 feet;

North 42°39'20" East 64.57 feet;

North 44°57'28" East 25.04 feet;

THENCE leaving the center of the Charles Smiley Wilcox Ditch and parallel with the West boundary of the SE $\frac{1}{4}$ of said Section 12 on a bearing of South 00°14'28" East for a distance of 675.42 feet to a point on the South boundary of the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of said Section 12;

THENCE continuing South 00°14'28" East for a distance of 300.00 feet;

THENCE North 88°55'46" West parallel with the South boundary of the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of said Section 12 for a distance of 126.00 feet to a point on the West boundary of the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of said Section 12;

THENCE North 00°14'28" West along said West boundary of the SW $\frac{1}{4}$ SE $\frac{1}{4}$ 300.00 feet to the Southwest corner of the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of said Section 12;

THENCE continuing North 00°14'28" West along the West boundary of the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of said Section 12 for a distance of 514.02 feet to the TRUE POINT OF BEGINNING.

TF33146

1020113

WARRANTY DEED

For Value Received Gary N. Nelson & Co., an Idaho Corporation

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto

James F. Engle and Jammie Engle, husband and wife

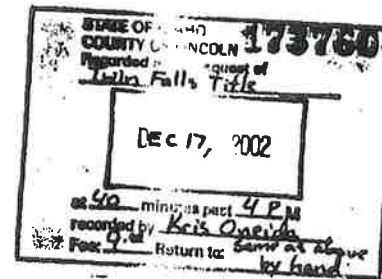
whose address is: 485 4 Mile Road, Shoshone, ID 83352

Hereinafter called the Grantee, the following described premises situated in Lincoln County, Idaho, to-wit:

SEE ATTACHED LEGAL DESCRIPTION

TOGETHER WITH 14 inches (.28 cfs) of the Big Wood river decreed water right #37-4513/ and 6.9 shares of the supplemental American Falls Water.

Superseded by Decree. See 37-21395



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 their 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.

Dated: December 10, 2002

Gary N. Nelson & Co., an Idaho Corporation

BY: Gary N. Nelson
Gary N. Nelson, President

STATE OF Idaho

), ss.

COUNTY OF JEROME

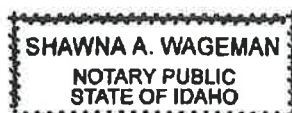
On this 10 day of December, 2002, before me Shawna A. Wageman, personally appeared Gary N. Nelson, known or identified to me (or proved to me on the oath of), to be the president, or vice president, or secretary or assistant secretary, of the corporation that executed the instrument or the person who executed the instrument on behalf of said corporation, and acknowledged to me that such corporation executed the same.

Shawna A. Wageman

Notary Public of Idaho

Residing at Jerome, Idaho

Commission Expires: 03/07/03



PARCEL 1

Township 5 South, Range 16 East, Boise Meridian, Lincoln County, Idaho

Section 12: A parcel of land located in the NW¼SE¼ more particularly described as follows:

COMMENCING at the East One Quarter (E¼) corner of said Section 12, from which the West One Quarter (W¼) corner of said Section 12 bears North 89°02'03" West 5,339.20 feet;

THENCE North 89°02'03" West along the North boundary of the SE¼ of said Section 12 for a distance of 1,988.70 feet to the TRUE POINT OF BEGINNING;

THENCE South 00°08'26" East for a distance of 1,328.71 feet to a point on the South boundary of the NW¼SE¼ of said Section 12;

THENCE North 88°55'46" West along the South boundary of the NW¼SE¼ of said Section 12 for a distance of 547.40 feet;

THENCE North 00°14'28" West parallel with the West boundary of the NW¼SE¼ of said Section 12 for a distance of 675.42 feet to a point in the center of the Charles Smiley Wilcox Ditch;

THENCE along the center of the Charles Smiley Wilcox Ditch on the following courses:

South 44°57'28" West 25.04 feet;

South 42°39'20" West 64.57 feet;

South 31°28'46" West 25.91 feet;

South 26°11'58" West 50.05 feet;

South 30°31'13" West 30.69 feet;

South 45°42'14" West 3.65 feet;

North 79°28'00" West 10.36 feet to a point on the West boundary of the SE¼ of said

Section 12;

THENCE North 00°14'28" West along the West boundary of the SE¼ of said Section 12 for a distance of 811.50 feet to the Northwest corner of the SE¼ of said Section 12;

THENCE South 89°02'03" East along the North boundary of the SE¼ of said Section 12 for a distance of 675.70 feet to the TRUE POINT OF BEGINNING.

SUBJECT TO a 25.0 foot wide county road easement along the North boundary of the before described parcel.

ALSO SUBJECT TO a 40.0 foot wide access and utility easement, said easement being adjacent to and on the East side of the West boundary of the NW¼SE¼ of said Section 12.

ALSO SUBJECT TO an easement for the use and maintenance of irrigation ditches that lie within and/or adjacent to the boundaries of the before described parcel.

PARCEL 2

Township 5 South, Range 16 East, Boise Meridian, Lincoln County, Idaho

Section 12: A parcel of land located in the W $\frac{1}{4}$ SE $\frac{1}{4}$ more particularly described as follows:

COMMENCING at the East One Quarter (E $\frac{1}{4}$) corner of said Section 12, from which the West One Quarter (W $\frac{1}{4}$) corner of said Section 12 bears North 89°02'03" West 5,339.20 feet;
THENCE North 89°02'03" West along the North boundary of the SE $\frac{1}{4}$ of said Section 12 for a distance of 2,664.40 feet to the Northwest corner of the SE $\frac{1}{4}$ of said Section 12;
THENCE South 00°14'28" East along the West boundary of the SE $\frac{1}{4}$ of said Section 12 for a distance of 811.50 feet to a point in the center of the Charles Smiley Wilcox Ditch and being the TRUE POINT OF BEGINNING;

THENCE along the center of the Charles Smiley Wilcox Ditch on the following courses:

South 79°28'00" East 10.36 feet;
North 45°42'14" East 3.65 feet;
North 30°31'13" East 30.39 feet;
North 26°11'58" East 50.05 feet;
North 31°28'46" East 25.91 feet;
North 42°39'20" East 64.57 feet;
North 44°57'28" East 25.04 feet;

THENCE leaving the center of the Charles Smiley Wilcox Ditch and parallel with the West boundary of the SE $\frac{1}{4}$ of said Section 12 on a bearing of South 00°14'28" East for a distance of 675.42 feet to a point on the South boundary of the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of said Section 12;

THENCE continuing South 00°14'28" East for a distance of 300.00 feet;

THENCE North 88°55'46" West parallel with the South boundary of the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of said Section 12 for a distance of 126.00 feet to a point on the West boundary of the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of said Section 12;

THENCE North 00°14'28" West along said West boundary of the SW $\frac{1}{4}$ SE $\frac{1}{4}$ 300.00 feet to the Southwest corner of the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of said Section 12;

THENCE continuing North 00°14'28" West along the West boundary of the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of said Section 12 for a distance of 514.02 feet to the TRUE POINT OF BEGINNING.

TOGETHER WITH a 40.0 foot wide access and utility easement, said easement being adjacent to and on the East side of the West boundary of the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of said Section 12.

SUBJECT TO a 40.0 foot wide access and utility easement along the West boundary of the before described parcel #2.

ALSO SUBJECT TO an easement for the use and maintenance of the existing ditches that lie within and/or adjacent to the boundaries of the before described parcel.



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

July 22, 2020

STEVEN A MOHR
WENDY A MOHR
503 W 470 N
SHOSHONE ID 83352-5420

Re: Change in Ownership for Water Right No(s): 37-21395

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) 293-9908.

Sincerely,

Denise Maline

Denise Maline
Administrative Assistant 1

Enclosure(s)

c: James F Engle, previous owner
First American Title Company, Jerome (File #871964J)
Water District 37



First American Title Company
199 Country Lane, Jerome, ID 83338
Phone (208)324-6822 Fax (208)324-6823

RECEIVED

APR 20 2020

DEPT OF WATER RESOURCES
SOUTHERN REGION

IDWR
650 Addison Ave West, Suite 500
Twin Falls, ID 83301

April 17, 2020
File No.: 871964-J (tc)

Attn:

Re: **Water Right# 37-21395 Ownership Change/Seller & Buyer**
Property: **499 W 470 N Shoshone, ID 83352**
Buyer: **Steven A. Mohr and Wendy A. Mohr**
Seller: **James F. Engle**

Our Check No. **5944 & 5947** in the amount of **\$25.00 & 25.00**, representing **Water Right# 37-21395 Ownership Change/Seller & Buyer**.

Sincerely,

Pamela Beauchamp, Assistant for
Tracy Cox, Escrow Officer

pb/tc