

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

MAY 26 2020

Department of Water Resources
Eastern 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?
34-14365	Yes <input checked="" type="checkbox"/>	Yes <input type="checkbox"/>	34-14365 McCl	Yes <input type="checkbox"/>	Yes <input type="checkbox"/>
	Yes <input type="checkbox"/>	Yes <input type="checkbox"/>	34-14796 Keller	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: McClatchie Enterprises

Name of current water right owner/claimant

3. New Owner(s)/Claimant(s): Jeffrey Keller Angela Keller

New owner(s) as listed on the conveyance document

Name connector ☐ and ☐ or ☒ and/or

365 Spring Meadows Dr Idaho Falls ID 83404

Mailing address City State ZIP

208-339-2677 cowb60@gmail.com

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: 07/21/2019
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] 5/20/2020

Signature of new owner/claimant Title, if applicable Date

Signature: [Signature] 05/18/2020

Signature of new owner/claimant Title, if applicable Date

For IDWR Office Use Only:

Received by _____ Date _____ Receipt No. _____ Receipt Amt. _____

Active in the Water Supply Bank? Yes ☐ No ☐ If yes, forward to the State Office for processing W-9 received? Yes ☐ No ☐

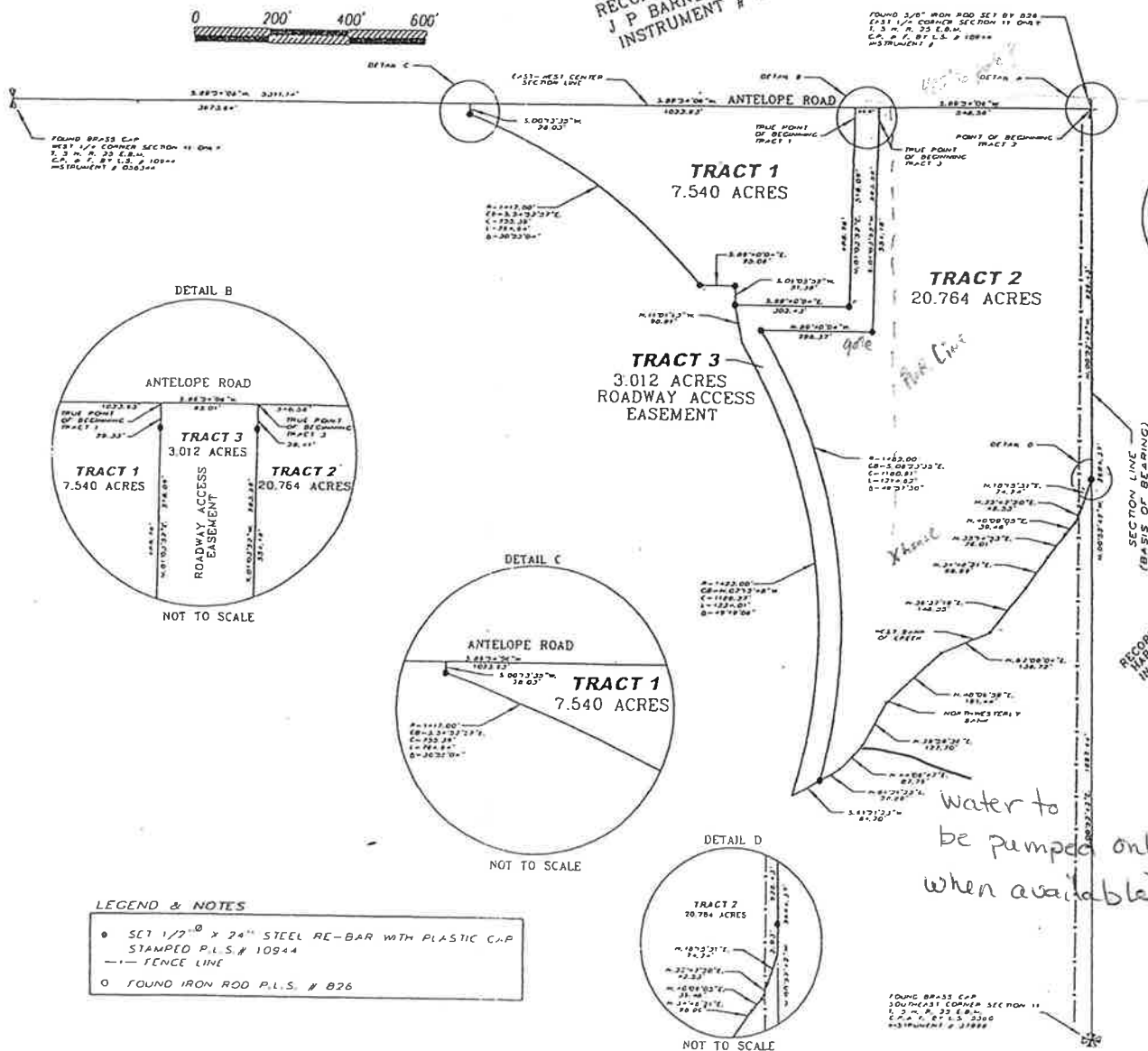
Name on W-9 _____ Approved by _____ Processed by _____ Date _____

Recorded Butte County
0000-056457
9-14-2018

RECORD OF SURVEY PART OF S.E. 1/4 SECTION 11, TOWNSHIP 5 NORTH RANGE 25 EAST OF THE BOISE MERIDIAN BUTTE COUNTY, IDAHO

RECORD OF SURVEY BY
J P BARNES & ASSOC.
INSTRUMENT # 20533

SCALE 1" = 200'



LEGEND & NOTES

- SET 1/2" x 24" STEEL RE-BAR WITH PLASTIC CAP STAMPED P.L.S. # 10944
- FENCE LINE
- FOUND IRON ROD P.L.S. # 826

PROPOSED DESCRIPTION

Tract 1

Commencing at East 1/4 corner of Section 11, Township 5 North, Range 25 East of the Boise Meridian, Butte County, Idaho; running thence S.89°34'06"W, along the East-West Center Section Line 613.57 feet to the TRUE POINT OF BEGINNING; running thence S.89°34'06"W, along said East-West Center Section Line 1023.93 feet; thence S.00°13'35"W, 78.63 feet to a point on a curve having a radius of 1417.00 feet and a chord that bears S.54°52'57"E, 755.39 feet; thence to the Right along said curve 764.64 feet through a central angle of 30°55'04"; thence S.89°40'04"E, 95.04 feet; thence S.01°03'52"W, 51.38 feet; thence S.89°40'04"E, 302.43 feet; thence N.01°03'52"E, 518.09 feet to the TRUE POINT OF BEGINNING. SUBJECT 10: County Road Right-of-Way and existing easement of record.

CONTAINING: 328,473 Sq. Ft. or 7.540 acres.

Tract 2

Beginning at East 1/4 corner of Section 11, Township 5 North, Range 25 East of the Boise Meridian, Butte County, Idaho; running thence S.89°34'06"W, along the East-West Center Section Line 548.56 feet; thence S.01°03'52"W, 583.59 feet; thence N.89°40'04"W, 796.37 feet to a point on a curve having a radius of 1482.00 feet and a chord that bears S.08°23'35"E, 1188.91 feet; thence to the Right along said curve 1214.62 feet through a central angle of 48°57'30" to a point on the Northwesterly Bank of a ditch; thence along said Northwesterly Bank of the ditch the following eleven (11) arcs: (1) thence N.81°21'23"E, 50.88 feet; (2) thence N.44°08'47"E, 87.78 feet; (3) thence N.29°59'20"E, 127.70 feet; (4) thence N.48°06'59"E, 191.44 feet; (5) thence N.34°46'21"E, 136.72 feet; (6) thence N.36°37'19"E, 146.55 feet; (7) thence N.34°46'21"E, 98.99 feet; (8) thence N.35°14'53"E, 76.01 feet; (9) thence N.40°09'05"E, 39.46 feet; (10) thence N.22°42'20"E, 47.53 feet; (11) thence N.18°15'31"E, 74.74 feet to the East line of said Section 11; thence N.00°52'47"W, along said Section line 966.93 feet to the POINT OF BEGINNING. SUBJECT 10: existing County Road Right-of-Way and easements of record.

CONTAINING: 904,459 Sq. Ft. or 20.764 acres.

Tract 3

A Non Exclusive Roadway Access Easement described as follows:

Commencing at East 1/4 corner of Section 11, Township 5 North, Range 25 East of the Boise Meridian, Butte County, Idaho; running thence S.89°34'06"W, along the East-West Center Section Line 548.56 feet to the TRUE POINT OF BEGINNING; running thence S.01°03'52"W, 583.59 feet; thence N.89°40'04"W, 796.37 feet to a point on a curve having a radius of 1482.00 feet and a chord that bears S.08°23'35"E, 1188.91 feet; thence to the Right along said curve 1214.62 feet through a central angle of 48°57'30" to a point on the Northwesterly Bank of a ditch; thence S.81°21'23"E, along said bank 84.70 feet to a point on a curve having a radius of 1422.00 feet and a chord that bears N.07°12'46"W, 1186.57 feet; thence to the Left along said curve 1274.01 feet through a central angle of 49°19'06"; thence N.11°01'13"W, 98.91 feet; thence S.89°40'04"E, 302.43 feet; thence N.01°03'52"E, 518.09 feet; thence N.89°54'06"E, 65.01 feet to the TRUE POINT OF BEGINNING. SUBJECT 10: County Road Right-of-Way and existing easements of record.

CONTAINING: 131,185 Sq. Ft. or 3.012 acres.

SURVEYOR'S CERTIFICATE

I, RODNEY L. ELLSWORTH, A LAND SURVEYOR LICENSED BY THE STATE OF IDAHO, HEREBY CERTIFY THAT THE TRACT OF LAND WAS SURVEYED UNDER MY SUPERVISION AND STAKED AS SHOWN HEREON.



RECORD OF SURVEY
BRIAN McCLATCHIE
PART OF S.E. 1/4 SEC. 11, T. 5 N. R. 25 E. B.M.
BUTTE COUNTY, IDAHO

Job No.
1601
Sh. 1 of 1

Scale: 1" = 200' Date: AUGUST 2018
Drawn By: J.J.S. Cadfile: 1601 ROS
208 522 5414 Fax 208 523 2614
253 1st Street, Idaho Falls, ID. 83401



July 12, 2018

LEGAL DESCRIPTION

TRACT 2

Beginning at Northeast corner of Section 11, Township 5 North, Range 25 East of the Boise Meridian, Butte County, Idaho; running thence S.00°52'42" E. along the Section line 2674.90 feet to the East ¼ of Section 11 being the TRUE POINT OF BEGINNING; running thence S.89°50'44"W. along the East-West Center Section line 551.17 feet; thence S.01°00'30"W. 583.59 feet; thence N.89°43'27"W. 296.37 feet to a point on a curve having a radius of 1482.00 feet and a chord that bears S.08°26'58"E. 1180.91 feet; thence to the Right along said curve 1214.62 feet through a central angle of 46°57'30" to a point on the Northwesternly Bank of a ditch; thence along said Northwesternly bank the following eleven (11) calls; (1) thence N.61°18'01"E. 58.89 feet; (2) thence N.44°03'25"E. 87.79 feet; (3) thence N.29°56'13"E. 127.70 feet; (4) thence N.48°03'36"E. 191.44 feet; (5) thence N.67°04'42"E. 136.72 feet; (6) thence N.36°33'57"E. 146.55 feet; (7) thence N.34°42'59"E. 98.99 feet; (8) thence N.35°11'31"E. 76.01 feet; (9) thence N.40°05'43"E. 39.46 feet; (10) thence N.22°43'58"E. 42.53 feet; (11) thence N.18°12'08"E. 79.83 feet to the East line of said Section 11; thence N.00°52'42"W. along said Section line 962.09 feet to the TRUE POINT OF BEGINNING
SUBJECT TO: existing County Road Rights-of-Way and easements of record

CONTAINING: 906,523 Sq. Ft. or 20.881 acres



Brian McClatchie

06/24/2019 1:21 PM EDT

Authentisign
Jeff Keller
6/24/2019 3:28:29 PM MDT

06/24/2019

Authentisign
Angela Keller
6/24/2019 3:28:13 PM MDT

06/24/2019

C:\Pllc\Legals\1601\Tract 2

Ellsworth & Associates, Pllc

253 1st Street P.O. Box 1822
Idaho Falls, Idaho 83403
(208) 522 5414 Fax (208) 523 2614
ellsworth@ida.net



TitleOne
a title & escrow co.
19337482 / 6030

BUTTE COUNTY

Recorded for:

TITLEONE ARCO

2:37:26 PM 07-03-2019

0000-057286

No. Pages:3 Fee: \$ 15.00

SHELLY BLACKNER

County Clerk

Deputy: KIM

Warranty Deed

For value received, McClatchie Enterprises, Inc., a Maryland corporation,

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

Jeffrey E. Keller and Angela M. Keller, husband and wife,

whose current address is **365 W. Spring Meadow Drive, Idaho Falls, ID 83404**


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


See attached Exhibit A

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 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.

Dated: July 1st, 2019

McClatchie Enterprises, Inc.


by Brian J. McClatchie, President/Vice-President



by Starr O. McClatchie, Secretary/Treasurer

State of Maryland

ss.

County of Frederick

On this 1st day of July in the year of 2019, before me, the undersigned, a Notary Public in and for said State, personally appeared Brian J. McClatchie, known or identified to me to be the President/Vice-President of the corporation and Starr O. McClatchie, known or identified to me to be the Secretary/Treasurer of the corporation that executed the instrument or the persons who executed the instrument on behalf of said corporation, and acknowledged to me that such corporation executed the same.



Notary Public
Residing In: Maryland
My Commission Expires: 09-29-2022
(seal)

HILLARY FIGURELLE
NOTARY PUBLIC
WASHINGTON COUNTY
MARYLAND
My Commission Expires 09-29-2022

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

6/19/2020

Water Right 34-14796

Owner Type **Name and Address**
Current Owner JEFFREY KELLER
 365 SPRING MEADOWS DR
 IDAHO FALLS, ID 83404-7695

Current Owner ANGELA KELLER
 365 SPRING MEADOWS DR
 IDAHO FALLS, ID 83404-7695

Priority Date: 5/15/1904

Basis: Decreed

Status: Active

Source
ANTELOPE CREEK

Tributary
BIG LOST RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
IRRIGATION	05/01	10/15	0.380 CFS
	<u>Total Diversion</u>		0.380 CFS

Source and Point(s) of Diversion

ANTELOPE CREEK NWSENE Sec. 21, Twp 05N, Rge 25E, CUSTER County

Place of Use

IRRIGATION within BUTTE County

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
05N	25E	11													18.0			1.0	19.0

POU Total Acres: 19.0

Conditions of Approval:

1. Water is delivered through the Hanrahan Ditch.
2. S34 The period of use for irrigation described above may be extended in seasons of unusual characteristics to a beginning date of 04-20 and an ending date of 10-31 at the discretion of the Director of the Idaho Department of Water Resources.
3. C05 Right includes accomplished change in place of use pursuant to Idaho Code § 42-1425.
4. T19 Pursuant to Idaho Code § 42-1412(6), this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

Water Right 34-14796 Place of Use

