

DE ✓

STATE OF IDAHO
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?
34-377D	Yes <input type="checkbox"/>	Yes <input type="checkbox"/>	34-841	Yes <input type="checkbox"/>	Yes <input type="checkbox"/>
34-2379C	Yes <input type="checkbox"/>	Yes <input type="checkbox"/>		Yes <input type="checkbox"/>	Yes <input type="checkbox"/>
34-840	Yes <input type="checkbox"/>	Yes <input type="checkbox"/>		Yes <input type="checkbox"/>	Yes <input type="checkbox"/>
34-673B	Yes <input type="checkbox"/>	Yes <input type="checkbox"/>		Yes <input type="checkbox"/>	Yes <input type="checkbox"/>
34-65A	Yes <input type="checkbox"/>	Yes <input type="checkbox"/>		Yes <input type="checkbox"/>	Yes <input type="checkbox"/>

2. Previous Owner's Name: Richard L Cole & Yvonne S. Cole

Name of current water right holder claimant

3. New Owner(s) Claimant(s): Shane Lee Dirks & Tanya Marie Dirks

New owner(s) as listed on the conveyance document

Name connector ☒ and ☐ or ☐ and/or

3592 W 3600 N

Moore

ID

83255

Mailing address

City

State

ZIP

208-731-1824

dirksshane@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: March 16, 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):
☐ \$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.

**I CERTIFY THAT THIS IS A TRUE
AND CORRECT COPY OF THE
ORIGINAL DOCUMENT**

8. Signature: [Signature] Title, if applicable: _____ Date: March 16, 2020

Signature of new owner claimant

Title, if applicable

Date

Signature: [Signature] Title, if applicable: _____ Date: March 16, 2020

Signature of new owner claimant

Title, if applicable

Date

For IDWR Office Use Only:

Received by: KM Date: 4-16-2020 Receipt No. C108550 Receipt Amt. \$ 300.00

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: AV Date: 4-14-2020

RECORDING REQUESTED BY
First American Title Company

AND WHEN RECORDED MAIL TO:
First American Title Company
168 West Pacific Street/PO Box 868
Blackfoot, ID 83221

BUTTE COUNTY
Recorded for:
First American Title - Blackfo
01:50:25 PM 03-16-2020
0000-057918
No. Pages: 3 Fee: \$15.00
SHELLY SHAFFER
County Clerk
Deputy: KG

I CERTIFY THAT THIS IS A TRUE
AND CORRECT COPY OF THE
ORIGINAL DOCUMENT

Space Above This Line for Recorder's Use Only

WARRANTY DEED

File No.: 873558-B (vb)

Date: March 06, 2020

For Value Received, **Richard L. Cole and Yvonne S. Cole, husband and wife**, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **Shane Lee Dirks and Tanya Marie Dirks, husband and wife**, hereinafter called the Grantee, whose current address is **3592 West 3600 North, Moore, ID 83255**, the following described premises, situated in **Butte County, Idaho**, to-wit:

SLD
TMD

Parcel 1:

Part of Gov't Lot 1 of Section 31 in Township 6 North, Range 26 East of the Boise Meridian, Butte County, State of Idaho.

Beginning at the Northwest Corner of Section 31 in T. 6 N., R. 26 E., B.M. said corner marked by a 1/2" rebar; thence South 00°13'17" East (S 00°15'00" E, Rec.) along the West line of Section 31 for a distance of 775.00 feet to a 1/2" rebar which shall be the Point of Beginning;

Thence South 89°54'13" East (S 89°38'19" E, Rec.) for a distance of 24.95 feet (25.00', Rec.) to a 1/2" rebar; thence North 00°12'53" West (N 00°15'00" W, Rec.) for a distance of 135.27 feet (135.29', Rec.) to a 1/2" rebar; thence North 89°27'15" East (N 89°25'45" E, Rec.) for a distance of 477.55 feet (477.53', Rec.) to a 1/2" rebar; thence North 89°38'56" East (N 89°26'26" E, Rec.) for a distance of 46.18 feet (46.11', Rec.) to a 1/2" rebar; thence South 27°16'56" East (S 27°05'00" E, Rec.) for a distance of 9.51 feet (9.49', Rec.) to a 1/2" rebar; thence South 11°10'19" East (N 11°16'12" E, Rec.) for a distance of 12.13 feet to a 1/2" rebar; thence North 88°17'10" East (N 88°16'30" E, Rec.) for a distance of 108.49 feet (108.30', Rec.) to a 1/2" rebar on the Southwesterly right of way of State Highway 93; thence South 27°00'10" East along said right of way for a distance of 315.95 feet to a 1/2" rebar; thence South 89°56'12" West for a distance of 806.14 feet to a 1/2" rebar on the West line of Section 31; thence North 00°13'17" West along said Section line for a distance of 159.44 feet to the Point of Beginning.

Parcel 2:

Part of the W 1/2 of Section 31, in Township 6 North, Range 26 East of the Boise Meridian, Butte County, State of Idaho.

Beginning at the Northwest Corner of Section 31 in T. 6 N., R. 26 E., B.M. said corner marked by a 1/2" rebar; thence South 00°13'17" East along the West line of Section 31 for a distance of 934.44 feet to a 1/2" rebar which shall be the Point of Beginning;

Thence North 89°56'12" East for a distance of 806.14 feet to a 1/2" rebar on the Southwesterly right of way of State Highway 93; thence South 27°03'38" East along said right of way for a distance of 3453.07 feet to a 1/2" rebar on the South line of the NE 1/4 SE 1/4; thence North 89°48'55" West along the South line of the NE 1/4 SE 1/4 and the South line of Gov't Lot 3 for a distance of 2363.47 feet to a 1/2" rebar at the Southwest Corner of Gov't Lot 3; thence North 00°17'49" West along the West line of Section 31 for a distance of 1329.35 feet to a U.S. G.L.O. iron pipe with brass cap at the West 1/4 Corner of Section 31; thence North 00°13'17" West along the West line of Section 31 for a distance of 1737.22 feet to the Point of Beginning.

Together With:

Water Right #34-65A, Decreed, Big Lost River, 08/01/1887 Priority Date, 0.8 CFS over 40 acres

Water Right #34-377D, Decreed, Big Lost River, 06/01/1885 Priority Date, 0.8 CFS over 40 acres

Water Right #34-673B, Decreed, Big Lost River, 05/01/1885 Priority Date, 0.5 CFS over 25 acres

Water Right #34-840, Decreed, Big Lost River, 06/01/1894 Priority Date, 1.1 CFS over 111 acres

Water Right #34-841, Decreed, Big Lost River, 05/10/1897 Priority Date, 1.24 CFS over 111 acres

Water Right #34-2379C, Decreed, Ground Water, 08/08/1960 Priority Date, 2.02 CFS, 333 AF, over 111 acres

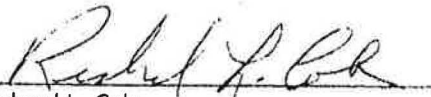
SUBJECT TO all easements, right of ways, covenants, restrictions, reservations, applicable building and zoning ordinances and use regulations and restrictions of record, and payment of accruing present year taxes and assessments as agreed to by parties above.

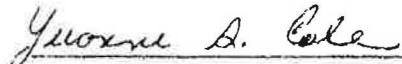
TO HAVE AND TO HOLD the said premises, with its appurtenances, unto the said Grantee, and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that said premises are free from 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: 03/06/2020


Warranty Deed
- continued

File No.: 873558-B (vb)


Richard L. Cole


Yvonne S. Cole

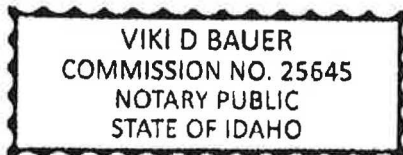
BUYER(S):



Shane Lee Dirks


Tanya Marie Dirks

STATE OF Idaho)
SS.
COUNTY OF Bingham)

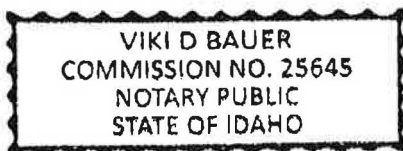
On this **Sixteenth day of March, 2020**, before me, a Notary Public in and for said State, personally appeared **Richard L. Cole and Yvonne S. Cole**, known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged to me that he/she/they executed the same.





Notary Public for the State of Idaho
Residing at: Blackfoot, ID
My Commission Expires: 3/29/20

STATE OF Idaho)
SS.
COUNTY OF Bingham)

On this **Sixteenth day of March, 2020**, before me, a Notary Public in and for said State, personally appeared **Shane Lee Dirks and Tanya Marie Dirks**, 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.



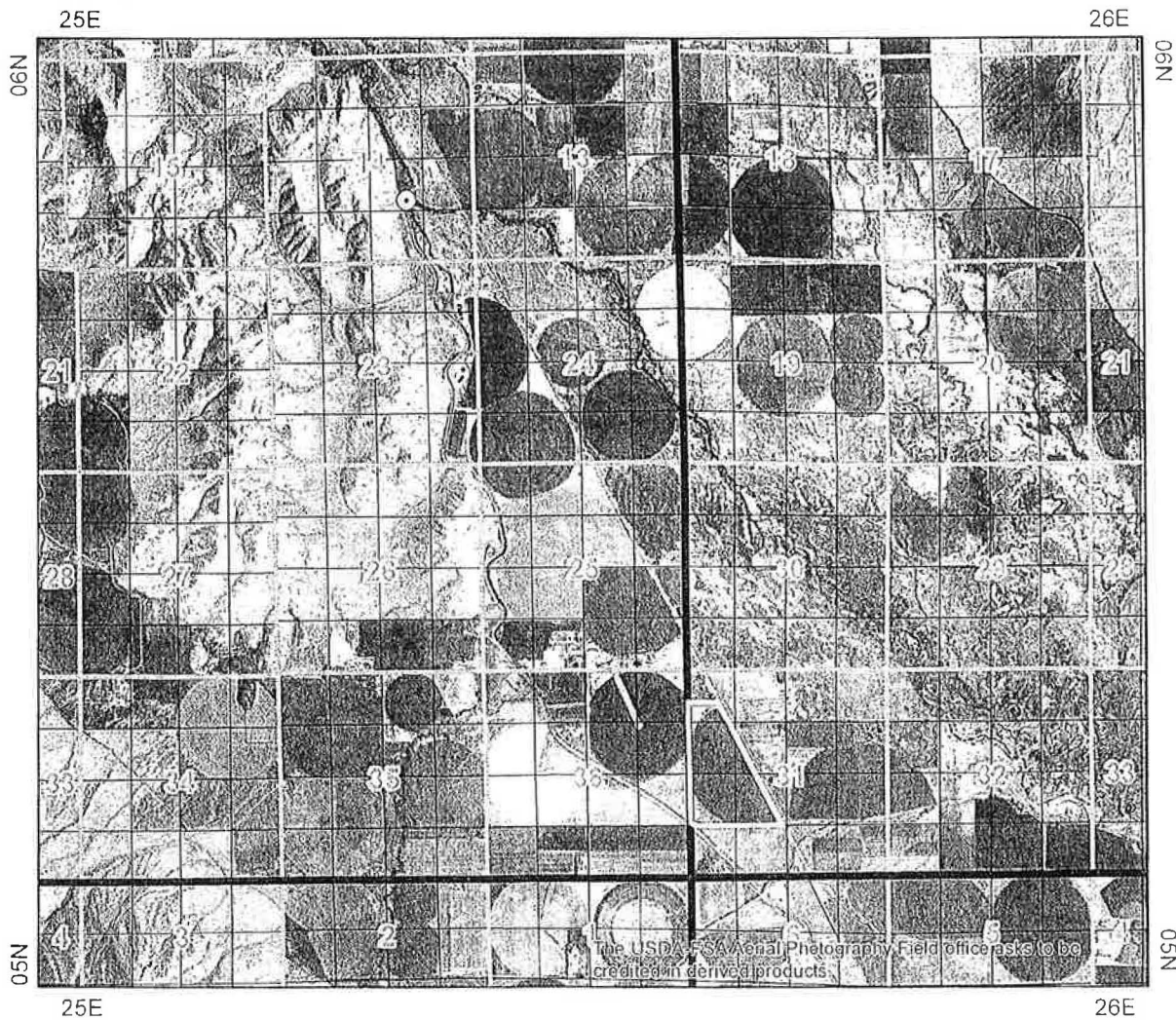

Notary Public for the State of Idaho
Residing at: Blackfoot, ID
My Commission Expires: 3/29/20

State of Idaho
Department of Water Resources

Water Right
34-377D

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.



- Point of Diversion
- Place Of Use Boundary

- Townships
- PLS Sections
- Quarter Quarters

0 0.5 1 2 Miles

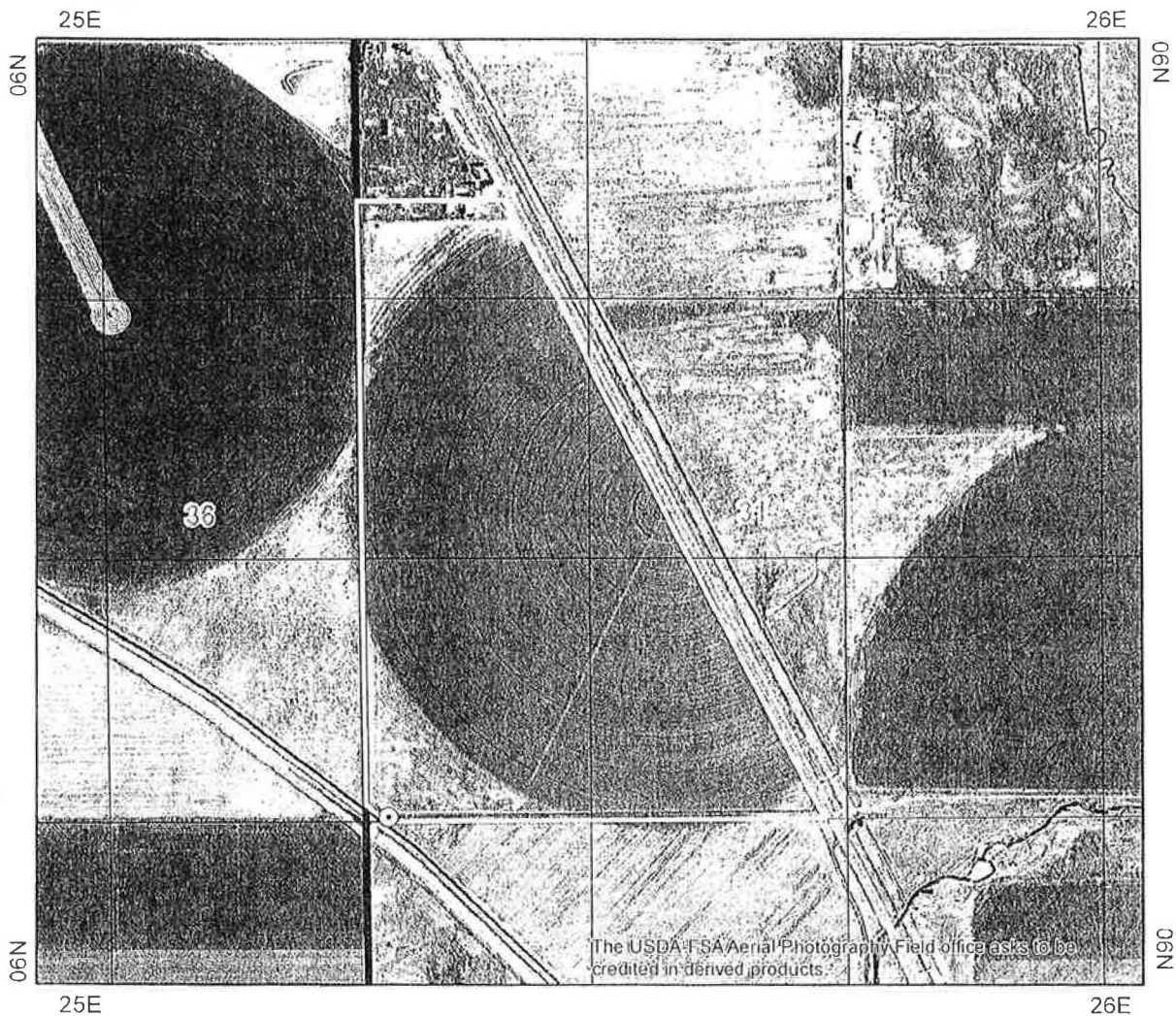


State of Idaho
Department of Water Resources

Water Right
34-2379C

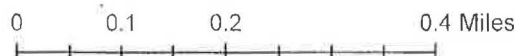
IRRIGATION

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.



- Point of Diversion
- Place Of Use Boundary

- Townships
- PLS Sections
- Quarter Quarters



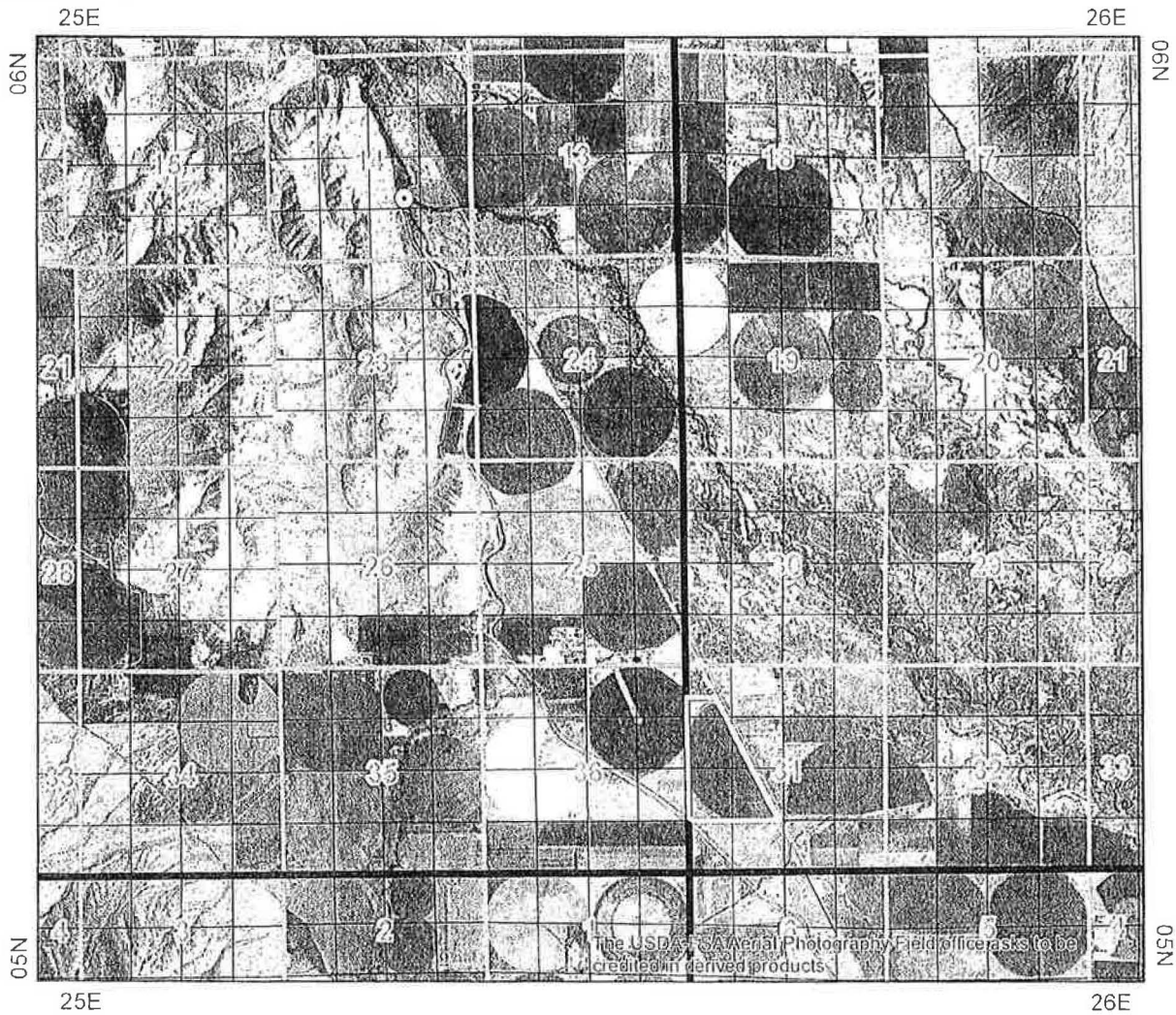
State of Idaho
Department of Water Resources

Water Right

34-840

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.



- Point of Diversion
- Place Of Use Boundary

- Townships
- PLS Sections
- Quarter Quarters

0 0.5 1 2 Miles

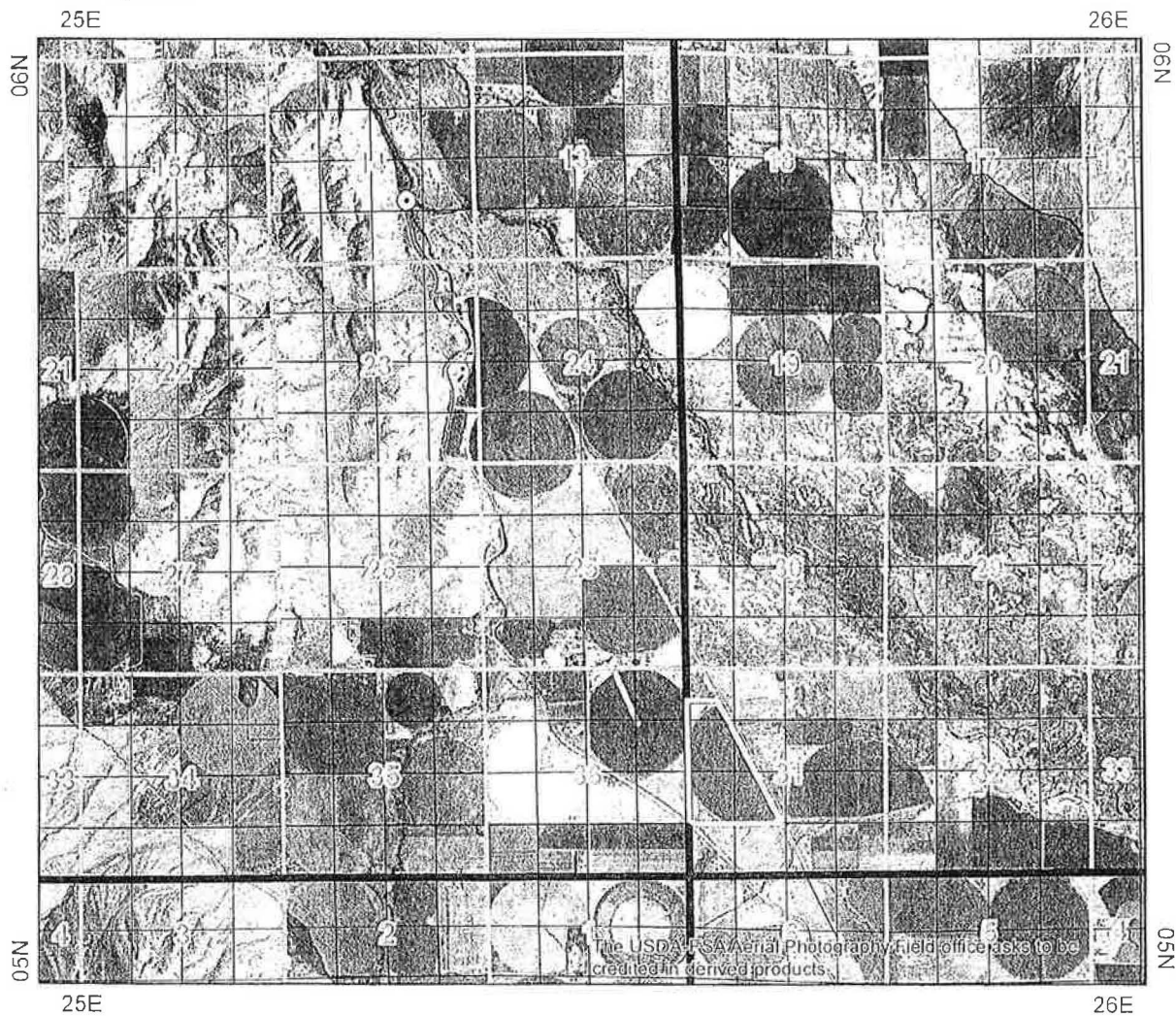




State of Idaho
Department of Water Resources

Water Right
34-673B

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.



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

0 0.5 1 2 Miles

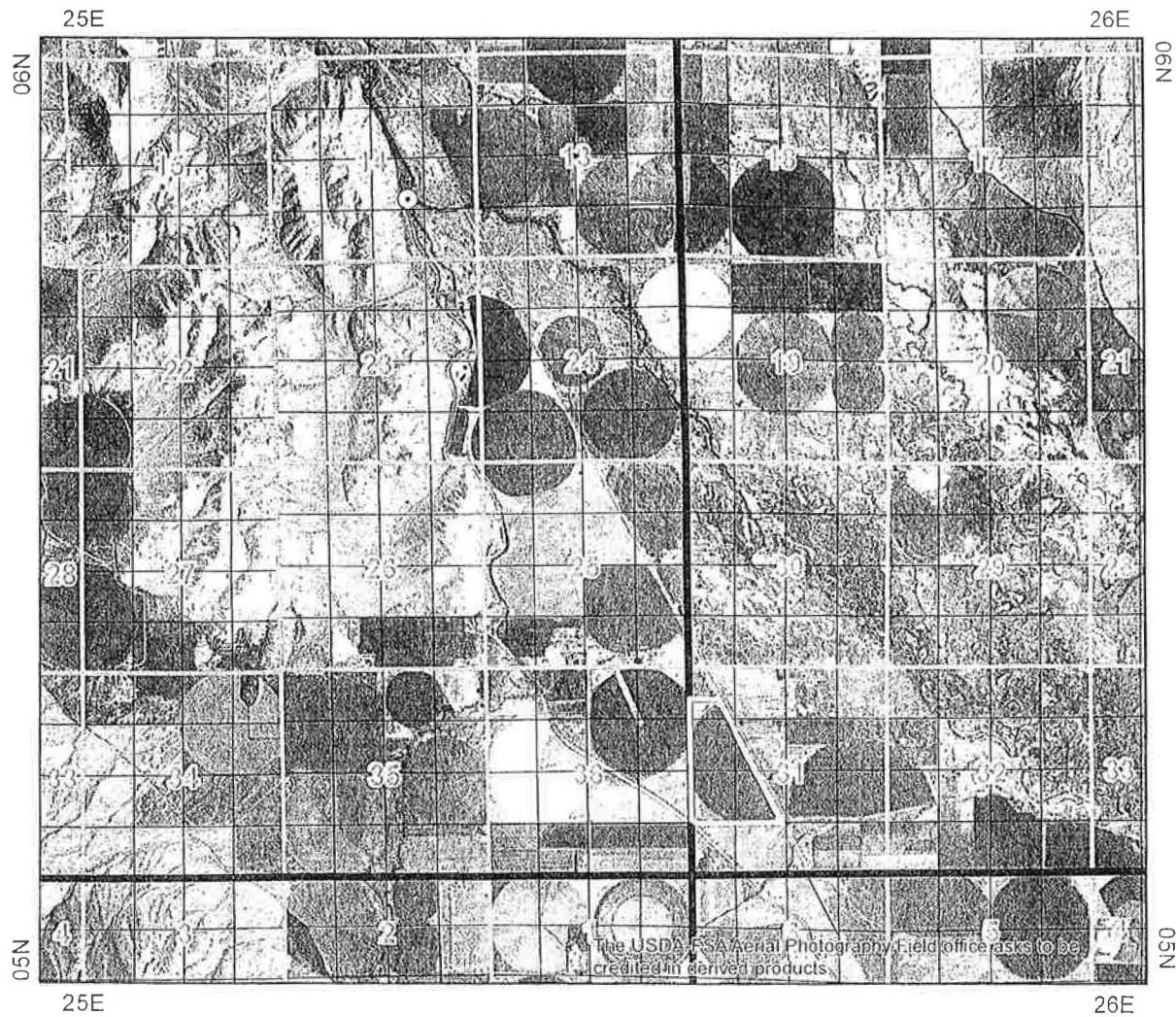


State of Idaho
Department of Water Resources

Water Right 34-65A

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.



- Point of Diversion
- Place Of Use Boundary

- Townships
- PLS Sections
- Quarter Quarters

0 0.5 1 2 Miles

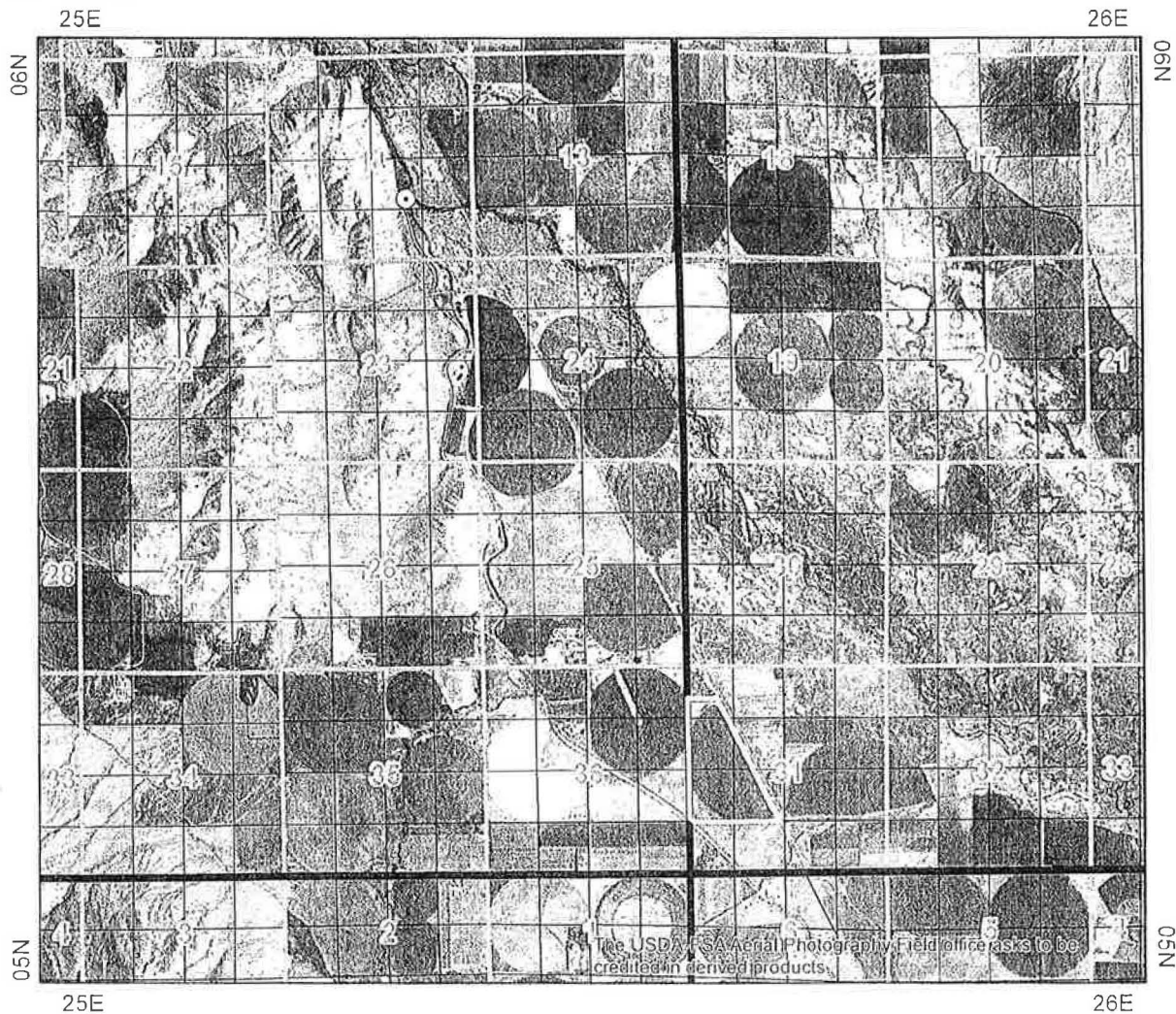


State of Idaho
Department of Water Resources

Water Right 34-841

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.





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

April 15, 2020

SHANE LEE DIRKS
TANYA MARIE DIRKS
3592 W 3600 N
MOORE ID 83255-8731

Re: Change in Ownership for Water Right No(s): 34-65A, 34-377D, 34-840, 34-841, 34-673B & 34-2379C

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,

A handwritten signature in cursive script that reads 'Jean Hersley'.

Jean Hersley
Technical Records Specialist 2

Enclosure(s)

C: Water District No. 34