

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

MAR 12 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?
35-9017	Yes <input checked="" type="checkbox"/>	Yes <input type="checkbox"/>		Yes <input type="checkbox"/>	Yes <input type="checkbox"/>
<u>35-9017</u>	Yes <input type="checkbox"/>	Yes <input type="checkbox"/>		Yes <input type="checkbox"/>	Yes <input type="checkbox"/>
<u>35-9017 35-14672</u>	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: Arlen Clement
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): James + Tracy Steele
New owner(s) as listed on the conveyance document Name connector ☒ and ☒ or ☐ and/or
- 1524 W 800 S Pingree ID 83262
Mailing address City State ZIP
- 208-242-9825 feedthertwolf@aol.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: 2015-04-30
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: Tracy Steele Title, if applicable: _____ Date: 13 MAR 2020
 Signature of new owner/claimant

Signature: _____ Title, if applicable: _____ Date: _____
 Signature of new owner/claimant

For IDWR Office Use Only:

Received by JB Date 3/12/2020 Receipt No. E045725 Receipt Amt. \$100.-
 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 JB Processed by JB Date 4/9/2020

36866
2w

Warranty Deed 453216

For Value Received **RALPH S. HALL and ROZELLA L. HALL, husband and wife**

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto
ARLEN CLEMENT and PATRICIA CLEMENT, husband and wife
whose address is: 1524 W. 800 S., PINGREE, ID, 83262

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

Portions of the S $\frac{1}{2}$ SE $\frac{1}{4}$ of Section 9, Township 4 South, Range 33 E.B.M., Bingham County, Idaho, described as

Beginning at the Iron Pin marking the SE corner of said Section 9, thence S. 89°47'44" W. 1665.64 feet along said Southerly Section line to a point, said point being the true point of beginning, thence S. 89°47'44" W. 333.13 feet; thence N. 00°14'29" E. 1321.46 feet; thence N. 89°48'27" E. 333.40 feet; thence S. 00°15'12" W. 1321.39 feet to the true point of beginning.

ALSO, beginning at the Iron Pin marking the SE corner of said Section 9, thence S. 89°47'44" W. 1332.52 feet along said Southerly Section line to a point, said point being the true point of beginning, thence S. 89°47'44" W. 333.13 feet; thence N. 00°15'12" E. 1321.39 feet; thence N. 89°48'27" E. 333.40 feet; thence S. 00°15'12" W. 1321.32 feet to the true point of beginning.

TOGETHER WITH all and singular the tenements, hereditaments, and appurtenances thereunto belonging or in anywise appertaining, including 23 SHARES ABERDEEN-SPRINGFIELD CANAL CO.

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: APRIL 16, 1997

Ralph S. Hall
RALPH S. HALL

Rozella L. Hall
ROZELLA L. HALL

STATE OF IDAHO)
: ss.
COUNTY OF BINGHAM)

On this 16TH day of APRIL, 1997, before me the undersigned, a Notary Public in and for the said county and state, personally appeared RALPH S. HALL AND ROZELLA L. HALL, known or proved to me to be the persons who executed the foregoing instrument, and acknowledged to me that they executed the same.

BINGHAM COUNTY RECORDER
BLACKFOOT, IDAHO
FEE
97 APR 16 PM 11:27
RECORDED AT THE REQUEST OF

FIRST AMERICAN TITLE
RECORDED AT THE REQUEST OF

97 APR 16 PM 4:27

FEE 3.00 DEP
BINGHAM COUNTY RECORDER
BLACKFOOT, IDAHO

453216

Shirley Peterson
Notary Public for Idaho
Residing at: BLACKFOOT IDAHO
My Commission Expires: 4-11-2000



512362 WARRANTY DEED

For Value Received **Arlen Clement and Patricia Clement, husband and wife**

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

Phillip J. Whitmore and Sheri Whitmore, husband and wife

whose address is: **1524 West 800 south, Pingree, Id 83262**

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

Portions of the S½SE¼ of Section 9, Township 4 South, Range 33 E.B.M., Bingham County, Idaho, described:

Beginning at the Iron Pin marking the SE corner of said Section 9, thence S. 89°47'44" W. 1665.64 feet along said Southerly Section line to a point, said point being the true point of beginning, thence S. 89°47'44" W. 333.13 feet; thence N. 00°14'29" E. 1321.46 feet; thence N. 89°48'27" E. 333.40 feet; thence S. 00°15'12" W. 1321.39 feet to the true point of beginning.

ALSO, beginning at the Iron Pin marking the SE corner of said Section 9, thence S. 89°47'44" W. 1332.52 feet along said Southerly Section line to a point, said point being the true point of beginning, thence S. 89°47'44" W. 333.13 feet; thence N. 00°15'12" E. 1321.39 feet; thence N. 89°48'27" E. 333.40 feet; thence S. 00°15'12" W. 1321. 32 feet to the true point of beginning.

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: May 2, 2002

Arlen Clement
Arlen Clement

Patricia Clement
Patricia Clement

STATE OF Idaho)
)ss.
COUNTY OF BINGHAM)

On this 3rd day of May, 2002, before me Michelle Kofoed, personally appeared Arlen Clement and Patricia Clement, known or identified to me (or proved to me on the oath of), to be the person(s) whose name(s) are subscribed to the within instrument, and acknowledged to me that they executed the same.

Michelle Kofoed
Notary Public of Idaho
Residing at: Blackfoot, Idaho
Commission Expires: 04/14/06



BINGHAM COUNTY RECORDER
 BLACKFOOT, IDAHO
 2002 MAY -3 PM 4:37
 RECORDED AT THE REQUEST OF
 FIRST AMERICAN TITLE COMPANY

512362

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

Instrument # 666789

BINGHAM COUNTY, IDAHO
2015-04-30 03:10:51 PM No. of Pages: 3
Recorded for: FIRST AMERICAN TITLE - BLACKFO
PAMELA W. ECKHARDT Fee: \$16.00
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.: **521451-B (vb)**

Date: **April 27, 2015**

For Value Received, **Phillip J. Whitmore and Sheri Whitmore, husband and wife**, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **James Anthony Steele and Tracy L Steele, husband and wife**, hereinafter called the Grantee, whose current address is **1524 West 800 South, Pingree, ID 83262**, the following described premises, situated in **Bingham County, Idaho**, to-wit:

PORTIONS OF THE S $\frac{1}{2}$ SE $\frac{1}{4}$ OF SECTION 9, TOWNSHIP 4 SOUTH, RANGE 33 E.B.M., BINGHAM COUNTY, IDAHO, DESCRIBED: BEGINNING AT THE IRON PIN MARKING THE SE CORNER OF SAID SECTION 9, THENCE S. 89°47'44" W. 1665.64 FEET ALONG SAID SOUTHERLY SECTION LINE TO A POINT, SAID POINT BEING THE TRUE POINT OF BEGINNING, THENCE S. 89°47'44" W. 333.13 FEET; THENCE N. 00°14'29" E. 1321.46 FEET; THENCE N. 89°48'27" E. 333.40 FEET; THENCE S. 00°15'12" W. 1321.39 FEET TO THE TRUE POINT OF BEGINNING.

ALSO, BEGINNING AT THE IRON PIN MARKING THE SE CORNER OF SAID SECTION 9, THENCE S. 89°47'44" W. 1332.52 FEET ALONG SAID SOUTHERLY SECTION LINE TO A POINT, SAID POINT BEING THE TRUE POINT OF BEGINNING, THENCE S. 89°47'44" W. 333.13 FEET; THENCE N. 00°15'12" E. 1321.39 FEET; THENCE N. 89°48'27" E. 333.40 FEET; THENCE S. 00°15'12" W. 1321.32 FEET TO THE TRUE POINT OF BEGINNING.

EXCEPTING THEREFROM: PART OF THE SOUTHWEST QUARTER OF THE SOUTHEAST QUARTER (SW $\frac{1}{4}$ SE $\frac{1}{4}$) OF SECTION 9, TOWNSHIP 4 SOUTH, RANGE 33 EAST OF THE BOISE MERIDIAN, BINGHAM COUNTY, IDAHO, DESCRIBED AS FOLLOWS: BEGINNING AT A POINT ON THE WEST LINE OF THE PROPERTY AS DESCRIBED IN WARRANTY DEED INSTRUMENT NO. 512362 THAT IS NORTH 89°51'06" EAST 668.35 FEET ALONG THE SECTION LINE AND NORTH 00°17'51" EAST 523.58 FEET FROM THE SOUTH QUARTER CORNER OF SAID SECTION 9 AND RUNNING THENCE ALONG THE BOUNDARY OF SAID WARRANTY DEED THE FOLLOWING TWO COURSES: (1) NORTH 00°17'51" EAST 797.88 FEET; THENCE (2) NORTH 89°51'50" EAST 611.25 FEET TO A POINT ON A CURVE; THENCE 1035.09 FEET ALONG SAID CURVE TO THE RIGHT, CURVE DATA: RADIUS = 1320.06 FEET, DELTA = 44°55'37", CHORD BEARING = SOUTH 37°35'32" WEST 1008.77 FEET TO THE POINT OF BEGINNING.

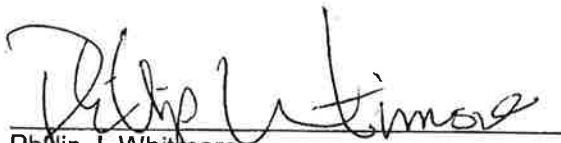
SUBJECT TO all easements, right of ways, covenants, restrictions, reservations, applicable building and zoning ordinances and use regulations and restrictions of record, and payment of accruing present year taxes and assessments as agreed to by parties above.

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: 04/27/2015

Warranty Deed
- continued

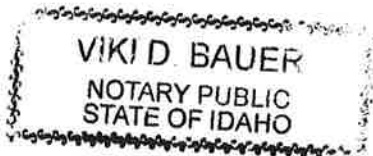
File No.: 521451-B (vb)



Phillip J. Whitmore


Sheri Whitmore

STATE OF Idaho)
COUNTY OF Bingham)
SS.

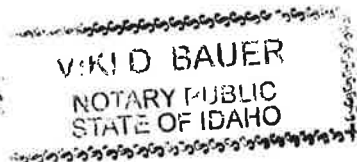
On this 29 day of April, 2015, before me, a Notary Public in and for said State, personally appeared **Sheri Whitmore**, known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged to me that he/she/they executed the same.





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

STATE OF Idaho)
COUNTY OF Bingham)
SS.

On this 30 day of April, 2015, before me, a Notary Public in and for said State, personally appeared **Phillip J Whitmore**, known or identified to me to be the person(s) whose name(s) is subscribed to the within instrument, and acknowledged to me that he executed the same.




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



Brad Little
Governor

State of Idaho

DEPARTMENT OF WATER RESOURCES

Eastern Region • 900 N SKYLINE DR STE A • IDAHO FALLS, ID 83402-1718

Phone: (208)525-7161 • Fax: (208)525-7177 • Website: www.idwr.idaho.gov

Gary Spackman
Director

April 09, 2020

JAMES STEELE
1524 W 800 S
PINGREE ID 83262-1222

Re: Change in Water Right Ownership: 35-9017 (Split into 35-9017 and 35-14672),

Dear Water Right Holder(s):

The Department of Water Resources (Department) acknowledges the receipt of correspondence changing ownership of a portion of the above referenced water right(s) to you. The Department has modified its records based on the information received and has enclosed a computer-generated report for you.

Your portion of each water right(s) has a specified point of diversion, nature of use and place of use. If you plan to change the authorized point of diversion, nature of use, or place of use, including adding a new point of diversion, you must file an Application for Transfer of Water Right. If you do not plan to change any elements of your water right, then no further action is required at this time.

The portion of the water right retained by the original right holder retains the original water right number. The Department is sending the original right holder a copy of this letter and a computer-generated report showing the changes to the original water right.

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) 497-3787.

Sincerely,

Jonie Barg
Technical Records Specialist 1

Enclosure(s)

cc: ARLEN CLEMENT
Bingham Ground Water District
Water District 120