

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Notice of Change in Water Right Ownership

RECEIVED
JAN 10 2020
DEPT. OF WATER RESOURCES
SOUTHERN REGION

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?
36-12823	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: Etcheverry Sheep Co.
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Forrest Arthur and Crystal Arthur
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☒ and/or
- 1290 West 5 Lane North Paul ID 83347
Mailing address City State ZIP
208-431-6298
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: May 13, 2014
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] 12-9-19
Signature of new owner/claimant Title, if applicable Date

Signature: [Signature] 12-9-19
Signature of new owner/claimant Title, if applicable Date

For IDWR Office Use Only:

Received by SG Date 1/10/20 Receipt No. 5037692 Receipt Amt. Total 1100.00

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 DM Date 3/26/2020

WARRANTY DEED

#25485

For Value Received

Instrument # 527308

MINIDOKA COUNTY, RUPERT, IDAHO

6-13-2014 04:14:13 No. of Pages: 3

Recorded for : RUPERT LAND TITLE

PATTY TEMPLE Fee: 16.00

Ex-Officio Recorder Deputy *[Signature]*

Etcheverry Sheep Company, an Idaho corporation

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

Forrest Arthur and Crystal Arthur, husband and wife as community property with right of survivorship

Address: 1290 West 5 Lane North, Paul, ID 83347

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

PARCEL NO 1:

**TOWNSHIP 9 SOUTH, RANGE 23 EAST OF THE BOISE MERIDIAN,
MINIDOKA COUNTY, IDAHO**

Section 11: Part of the W $\frac{1}{2}$ SE $\frac{1}{4}$, more particularly described as follows:

Commencing at the East quarter corner of said Section 11 Monumented by an aluminum cap;
Thence North 89°59'19" West 1324.80 feet to the Northwest corner of the E $\frac{1}{2}$ SE $\frac{1}{4}$ and
the True Point of Beginning;
Thence South 0°06'30" East 210.34 feet to a $\frac{1}{2}$ inch rebar and LS 7920 cap set on the North
bank of the B-2 canal;
Thence South 0°06'30" East 20.00 feet to the centerline of the B-2 canal;
Thence along said B-2 canal centerline;
South 55°50'05" West 127.26 feet;
South 40°04'55" West 321.39 feet;
South 57°37'34" West 204.84 feet;
South 86°12'49" West 209.23 feet;
North 73°42'40" West 656.87 feet to the west line of the W $\frac{1}{2}$ SE $\frac{1}{4}$;
Thence North 0°05'08" West 487.23 feet to a $\frac{5}{8}$ inch rebar and LS 7920 cap set at the
Northwest corner of the W $\frac{1}{2}$ SE $\frac{1}{4}$;
Thence South 89°59'19" East 1324.80 feet to the True Point of Beginning

Section 11: Part of the E $\frac{1}{2}$ SW $\frac{1}{4}$, more particularly described as follows:

Commencing at the West quarter corner of said Section 11 monumented by an aluminum cap;
Thence South 89°59'19" East 1325.20 feet to the Northwest corner of the E $\frac{1}{2}$ SW $\frac{1}{4}$
monumented by a $\frac{5}{8}$ inch rebar and LS cap 7920 and the True Point of Beginning;
Thence South 89°59'19" East 1325.19 feet to a $\frac{5}{8}$ inch rebar and LS cap set at the Northeast
corner of the E $\frac{1}{2}$ SW $\frac{1}{4}$;
Thence South 0°05'08" East for 487.23 feet to the centerline of the B-2 canal;
Thence along the centerline of the B-2 Canal North 73°42'40" West 784.34 feet;
Thence continuing along the centerline of the B-2 canal South 88°25'34" West for 572.38 feet to
a point on the west line of the E $\frac{1}{2}$ SW $\frac{1}{4}$;
Thence North 0°10'55" West 15.00 feet to a $\frac{1}{2}$ inch rebar and LS cap 7920;
Thence North 0°10'55" West 268.23 feet to the True Point of Beginning.

PARCEL NO 2:

**TOWNSHIP 9 SOUTH, RANGE 23 EAST OF THE BOISE MERIDIAN,
MINIDOKA COUNTY, IDAHO**

Section 11: Part of the NE¼, more particularly described as follows:

**Commencing at the East quarter corner of said Section 11 monumented by an aluminum cap,
and the True Point of Beginning;
Thence North 89°59'19" West 2649.60 feet to the Southwest corner of the NE¼ monumented
by a 5/8 inch rebar and LS cap 7920;
Thence North 0°05'08" West 50.00 feet to a ½ inch rebar and LS cap set;
Thence South 89°59'19" East 2649.57 feet to a ½ inch rebar and LS cap 7920 set on the East
Section line;
Thence South 0°07'52" East 50.00 feet to the True Point of Beginning.**

**TOGETHER WITH all water and water rights, ditches and ditch rights used thereon or appurtenant
thereto**

SUBJECT TO:

All reservations in patents or deeds in the chain of title.

Taxes for 2014 and subsequent years.

**Assessments of the Minidoka Irrigation District and the rights and powers of said District as by law
provided.**

Assessments levied, or to be levied, by Magic Valley Ground Water District.

**Easement for Erection and Maintenance of Power Line from Jean P. and Louise A. Etcheverry, husband
and wife, to Rural Electric Company dated August 2, 1976, recorded August 10, 1976 as Instrument No.
262633, records of Minidoka County, Idaho. (Covers the S½NE¼ and W½SE¼ North of the B-2 Canal
and portion of E½SW¼ North of B-2 Canal)**

TO HAVE AND TO HOLD, the said premises, with their appurtenances unto the said Grantee and to the successors heirs and assigns
of the Grantee forever. The Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of
said premises; that they are free from all incumbrances except as above described and that Grantor will warrant and defend the same
from all lawful claims whatsoever.

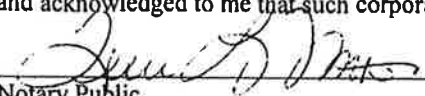
Dated: May 12, 2014

Etcheverry Sheep Company, an Idaho corporation

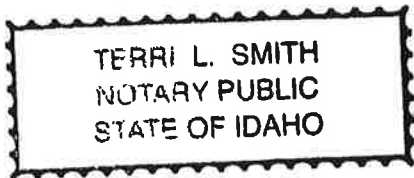
By: Henry Etcheverry, Pres.
Henry Etcheverry, President

STATE OF IDAHO)
) ss.
COUNTY OF MINIDOKA)

On this 12 day of May, 2014, before me, the undersigned, a Notary Public in and for said State, personally appeared **Henry Etcheverry**, known or identified to me to be the President 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.



Notary Public
Residing at: Burley, ID
My Commission expires: 08/02/14



NW CORNER E1/2 SW1/4
SECTION 11
SET 5/8" REBAR & CAP

WEST QUARTER CORNER,
SECTION 11
FOUND ALUMINUM SURVEY
C.P.REC. 31 AUG 90, INST.
No. 393140, M.C.R.

S89°59'19"E
1325.20'

1/2" REBAR & CAP.
SET 15.00' N OF
PROPERTY CORNER
IN C/L OF CANAL

NW CORNER
SECTION 14
ALUMINUM CAP FND.
C.P. REC. 6-31-90
INSTR. NO. 393146

NW CORNER W1/2 SE1/4
SECTION 11
SET 5/8" REBAR & CAP

PARCEL "1"
WARRANTY DEED
INST. No. 269943, M.C.R.
16.63± ACRES

SOUTH 1/4 CORNER,
SECTION 11:
FOUND 5/8" REBAR
G.P.REC.230CT90,
INST.No.383928, M.C.R.

PARCEL "2"
WARRANTY DEED
INST. No. 269943, M.C.R.
3.04± ACRES

EAST QUARTER
SECTION 11
ALUMINUM CAP FND.
C.P. REC. 15MAR12
INSTR. NO. 516231

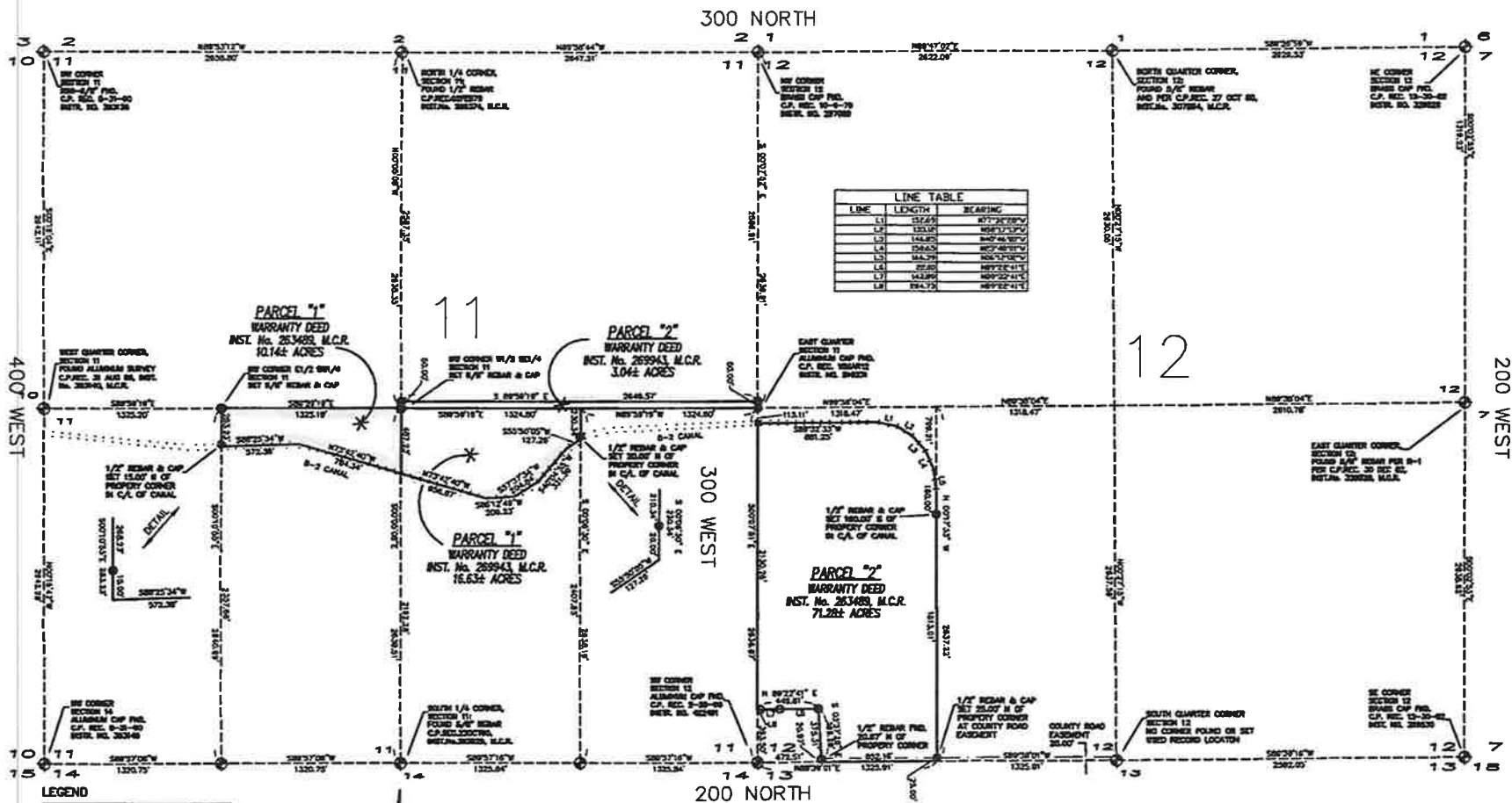
1/2" REBAR @
SET 160.00' S
PROPERTY COR
IN C/L OF CA

PARCEL "2"
WARRANTY DEED
INST. No. 263489, 1
71.28± ACRES

SW CORNER
SECTION 12
ALUMINUM CAP FND.
C.P. REC. 2-20-98
INSTR. NO. 422491

N 89°22'41" E
449.61
S 03°37'28" E
396.28
1/2"
20.97
PROPE
857
375.31
20.97
393.50
472.51

A PART OF SECTIONS 11 & 12
TOWNSHIP 9 SOUTH, RANGE 23 EAST, BOISE MERIDIAN,
MINIDOKA COUNTY, IDAHO



- LEGEND**
- = 1/2" REBAR WITH U.S. CAP SET
 - = P.V. NAIL SET
 - = 5/8" REBAR WITH U.S. CAP SET
 - ◊ = REBAR FOUND AS INDICATED
 - ◆ = SECTION CORNER FOUND OR SET AS INDICATED
 - M.C.R. = MINIDOKA COUNTY RECORDS
 - = SUBJECT PROPERTY LINE
 - - - = SECTION OR SECTION SUBDIVISION LINE
 - - - = 20' COUNTY ROAD EASEMENT LINE
 - - - = TIE OF CANAL BANK

GPS BASIS OF BEARING
THE BASIS OF BEARINGS OF THIS MAP IS GRID NORTH ON THE BOISE STATE PLANE COORDINATE SYSTEM OF 1983. COORDINATE DATA AS DETERMINED BY GLOBAL POSITIONING SYSTEM METHODS BASED ON NAD83 POINT MATHIAS. ALL DISTANCES SHOWN ARE HORIZONTAL GROUND DISTANCES IN U.S. SURVEY MEASUREMENT FEET.

0 200 400 600 800
SCALE: 1"=500'

REFERENCES

- B-1: WARRANTY DEED JEAN & LOUISE ETCHEVERRY TO ETCHEVERRY SHEEP COMPANY, RECORDED 07/25/96 AS INSTRUMENT No. 263489, M.C.R.
- B-2: WARRANTY DEED JEAN & LOUISE ETCHEVERRY TO ETCHEVERRY SHEEP COMPANY, RECORDED 02/07/97 AS INSTRUMENT No. 263489, M.C.R.
- B-3: RECORD OF SURVEY FOR ETCHEVERRY SHEEP COMPANY RECORDED 17/01/91 AS INSTRUMENT No. 215229, M.C.R.
- B-4: RECORD OF SURVEY FOR JOSE SANCHEZ RECORDED 10/20/93 AS INSTRUMENT No. 624306, M.C.R.
- B-5: RECORD OF SURVEY FOR DAK JOHNSON RECORDED 07/04/94 AS INSTRUMENT No. 472528, M.C.R.

SURVEYOR'S CERTIFICATION

I, DARR MOON, A REGISTERED PROFESSIONAL ENGINEER AND LAND SURVEYOR, BOISE LICENSE NO. 7902, DO HEREBY ATTEST THAT THE PLAT DEPICTED HEREON WAS SURVEYED BY ME OR UNDER MY DIRECT SUPERVISION AND IS A TRUE AND CORRECT REPRESENTATION THEREOF, REQUESTED BY HENRY ETCHEVERRY.



MOON & ASSOCIATES, INC.
ENGINEERING & LAND SURVEYING
525 F. STREET RUPERT, IDAHO 83350
PHONE (208) 436-3714

RECORD OF SURVEY
OF THE LANDS OF
ETCHEVERRY SHEEP COMPANY
OF RECORD
INST. No. 263489 & 269943, M.C.R.

DRAWN BY: D.E.M. DATE: 17BARI4
CHECKED BY: D. MOON JOB NO.: 14011
DRAWING: 14011RELDG 8232--11 & 12

State of Idaho
Department of Water Resources

Water Right
36-12823

DOMESTIC

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.

23E



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

0 0.045 0.09 0.18 Miles







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

March 26, 2020

FORREST ARTHUR
CRYSTAL ARTHUR
1290 W 5 LN N
PAUL ID 83347-8750

Re: Change in Ownership & Notice of Security Interest for Water Right No(s): 36-12823, 36-15308

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 also acknowledges receipt of correspondence adding security interest of the above referenced water right(s) to Idaho AgCredit FLCA. The Department has modified its records and has enclosed a computer-generated report for you.

Please note, we were not able to update the ownership on water right 36-15308. The Warranty Deed provided does not cover the Place of Use for this water right. This water right is located in the SE ¼, SE ¼, Section 28, Twp. 9S, Rge. 22E; which is not conveyed on the Warranty Deed provided. If you have additional information or another deed conveying this property, you may submit that information to the Department. If we do not receive the information within 30 days, we will refund the \$25.00 filing fee to Idaho AgCredit FLCA.

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
Administrative Assistant 1

Enclosure(s)

c: IDAHO AGCREDIT FLCA