

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

SEP 26 2019

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?
34-14493	Yes <input type="checkbox"/>	Yes <input type="checkbox"/>		Yes <input type="checkbox"/>	Yes <input type="checkbox"/>
34-14494	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"/>
34-14493 (Split into 34-14493 and 34-14777)				Yes <input type="checkbox"/>	Yes <input type="checkbox"/>
34-14494 (Split into 34-14494 and 34-14778)				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:

John Orfee

Name of current water right holder/claimant

3. New Owner(s)/Claimant(s):

Gordon Vaden

Peggy Vaden

New owner(s) as listed on the conveyance document

Name connector: ☐ and ☒ or ☐ and/or

P.O. Box 145

Mailing address

Mackay

City

Id

State

83251

ZIP

(208) 339-2297

Telephone

G.Vaden@ATCNet.Net

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: 09-17-2019

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.

SUPPORT DATA

IN FILE # 34-14493

8. Signature:

Gordon Vaden

Signature of new owner/claimant

Title, if applicable

9-24-2019

Date

- Signature:

Peggy Vaden

Signature of new owner/claimant

Title, if applicable

09-24-2019

Date

For IDWR Office Use Only:

Received by

CH

Date

9/26

Receipt No.

E045586
E045347

Receipt Amt.

\$150. -

\$50.00

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

JB

Processed by

JB

Date

2/6/2020

RECORDING REQUESTED BY
First American Title Company

AND WHEN RECORDED MAIL TO:
First American Title Company
670 South Woodruff
Idaho Falls, ID 83401

Instrument # 257077

CHALLIS, CUSTER, IDAHO
09-16-2019 03:18:43 No. of Pages: 2
Recorded for: FIRST AMERICAN TITLE - BLACKFOOT
Lura H. Baker Fee: \$15.00
Ex-Officio Recorder Deputy: TV

Space Above This Line for Recorder's Use Only

WARRANTY DEED

File No.: **852475-IF (mm)**

Date: **September 10, 2019**

For Value Received, **John Durfee and Barbara Durfee, husband and wife**, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **Gordon Vaden and Peggy Vaden, husband and wife**, hereinafter called the Grantee, whose current address is **P.O. Box 145, Mackay, ID 83251**, the following described premises, situated in **Custer County, Idaho**, to-wit:

Part of the S ½ of the SE ¼ of Section 17 and part of the N ½ of the NE ¼ of Section 20, Township 7 North, Range 24 East of the Boise Meridian, Custer County, Idaho, being more particularly described as follows:

Commencing at a the NE corner of said Section 20; thence, S. 89°33'11" W. 1338.22 feet along the north line of the NE ¼ of said Section 20 to the E 1/16 corner of said Section 20; thence S. 08°53'33" E. 56.75 feet to the centerline of Old Loop Road and the POINT OF BEGINNING; thence S. 08°53'33" E. 58.81 feet; thence S. 00°50'28" W. 427.83 feet; thence N. 88°18'53" W. 441.32 feet; thence N. 01°42'38" E. 265.23 feet; thence N. 33°31'28" E. 421.45 feet to the centerline of Old Loop Road; thence along said centerline the following 2 courses; (1) S. 56°28'32" E. 188.88 feet; (2) thence S. 45°42'21" E. 56.17 feet along said centerline 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: 09/10/2019

Warranty Deed
- continued

File No.: 852475-IF (mm)



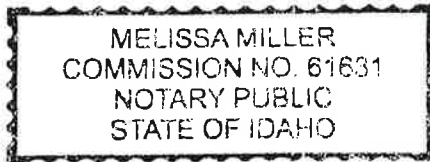
 John Durfee




 Barbara Durfee

STATE OF Idaho)
) ss.
 COUNTY OF Custer)

On this **16th day of September, 2019**, before me, a Notary Public in and for said State, personally appeared **John Durfee and Barbara Durfee**, 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: Idaho Falls, ID
 My Commission Expires: 5.20.2025

STATE OF IDAHO)
 COUNTY OF CUSTER) ss.
 I hereby certify that the foregoing is a full,
 true and correct copy of the original on file
 in this office.
 Date 10-4-19 8:43AM
Tonia Vangness
 Deputy Clerk





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

Brad Little
Governor

Gary Spackman
Director

February 05, 2020

GORDON VADEN
PEGGY VADEN
PO BOX 145
MACKAY ID 83251-0145

Re: Change in Water Right Ownership: 34-14493 (Split into 34-14493 and 34-14777), 34-14494 (Split into 34-14494 and 34-14778)

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: JOHN DURFEE
BARBARA DURFEE
WATER DISTRICT 34