

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

RECEIVED  
MAY 28 2019  
Department of Water Resources  
Division of Water Rights

## 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? |
|-----------------------|------------------------------|------------------------------|-----------------------|------------------------------|------------------------------|
| 13-7714               | 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: Janice A Lowder  
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Douglas E Flagg Sherie Ann Flagg  
New owner(s) as listed on the conveyance document      Name connector ☒ and ☐ or ☐ and/or
- 2253 Lago-Liberty Rd      Grace      Id      83241  
Mailing address      City      State      ZIP
- 435-864-7353      dougflagg58@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: April 9, 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):  
     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: Douglas C. Flagg      Title, if applicable \_\_\_\_\_      Date 5/6/2019  
 Signature: Sherie Ann Flagg      Title, if applicable \_\_\_\_\_      Date 5/6/2019

**For IDWR Office Use Only:**

Received by JB      Date May 28 2019      Receipt No. E045024      Receipt Amt. \$25. - for this app.  
 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/PC      Processed by PC      Date 6/4/2019

Instrument # 202578

CARIBOU COUNTY

4-16-2019 10:20:08 AM No. of Pages: 1

Recorded for : DOUGLAS FLAGG

DENISE HORSLEY

Ex-Officio Recorder Deputy

Index to: QUITCLAIM DEED

*Janice A. Lowder*

Recording Requested by and  
When Recorded Return to:

Janice A. Lowder  
2270 Bench Lago Rd  
Grace Idaho 83241

(Space above for Recorder's Use)

QUITCLAIM DEED

FOR VALUE RECEIVED, **Janice A. Lowder**, whose address is 2270 Bench Lago Rd., Grace, Idaho 83241 (Grantor), does hereby quitclaim unto **Douglas E. Flagg and Sherie Ann Flagg**, whose address is 2253 Lago Liberty Rd, Grace, Idaho 83241 (Grantee), any and all interest in the water right registered with the State of Idaho, Department of Water Resources: No. 13-7714.

Dated: April 9, 2019

*Janice A. Lowder*

Janice A. Lowder

State of Idaho )  
:ss.

County of Caribou )

On this 9 day of April, 2019, before me, a Notary Public in and for said State, personally appeared Janice A Lowder, known or identified to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.



*Tom McBride*

NOTARY PUBLIC FOR State of Idaho

Residing at: Lava Hot Springs ID

Commission Expires: 8/21/20

# IDAHO Department of Water Resources



## WATER RIGHT REPORT

5/6/2019

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report

WATER RIGHT NO. 13-7714

| <u>Owner Type</u> | <u>Name and Address</u>                                                |
|-------------------|------------------------------------------------------------------------|
| Current Owner     | BRENT SMITH LOWDER                                                     |
| Current Owner     | JANICE A LOWDER<br>4475 VISTA DR<br>OGDEN, UT 84403-3044<br>8014025911 |

Original Owner W H MEACHAM

Priority Date: 05/01/1871

Basis: Decreed

Status: Active

| <u>Source</u>           | <u>Tributary</u> |
|-------------------------|------------------|
| MIDDLE FORK TROUT CREEK | TROUT CREEK      |

| <u>Beneficial Use</u> | <u>From</u> | <u>To</u> | <u>Diversion Rate</u> | <u>Volume</u> |
|-----------------------|-------------|-----------|-----------------------|---------------|
| IRRIGATION            | 04/20       | 09/30     | 0.16 CFS              |               |
| Total Diversion       |             |           | 0.16 CFS              |               |

Location of Point(s) of Diversion:

|             |         |              |              |                |
|-------------|---------|--------------|--------------|----------------|
| TROUT CREEK | Sec. 16 | Township 11S | Range 41E    | CARIBOU County |
| TROUT CREEK | Sec. 17 | Township 11S | Range 41E    | CARIBOU County |
| TROUT CREEK | NESE    | Sec. 17      | Township 11S | Range 41E      |
| TROUT CREEK | SESE    | Sec. 17      | Township 11S | Range 41E      |
| TROUT CREEK | Sec. 21 | Township 11S | Range 41E    | CARIBOU County |

Place(s) of use:

Place of Use Legal Description: IRRIGATION CARIBOU County

| <u>Township</u> | <u>Range</u> | <u>Section</u> | <u>Lot</u> | <u>Tract</u> | <u>Acres</u> | <u>Lot</u> | <u>Tract</u> | <u>Acres</u> | <u>Lot</u> | <u>Tract</u> | <u>Acres</u> | <u>Lot</u> | <u>Tract</u> | <u>Acres</u> |
|-----------------|--------------|----------------|------------|--------------|--------------|------------|--------------|--------------|------------|--------------|--------------|------------|--------------|--------------|
| 11S             | 41E          | 17             |            | NESE         | 2            |            | NWSE         | 10           |            |              |              |            |              |              |

Total Acres: 12

Conditions of Approval:

1. X35 Rights 13-7714 and 13-7718 when combined shall not exceed the irrigation of 12 acres.
2. P/D NUMEROUS DITCHES SEC. 16, 17 & 21 T. 11S, R.41E. P/D THREE SPRINGS E1/2SE1/4 17, T. 11S. R. 41E.

Dates:

Licensed Date:

Decreed Date: 07/14/1920

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date:

Protest Deadline Date:

Number of Protests: 0

Other Information:

State or Federal:

Owner Name Connector: And

Water District Number: 13Q

Generic Max Rate per Acre: 0.02

Generic Max Volume per Acre: 3.5

Combined Acres Limit: 12

Combined Volume Limit:

Combined Rate Limit:

Civil Case Number:

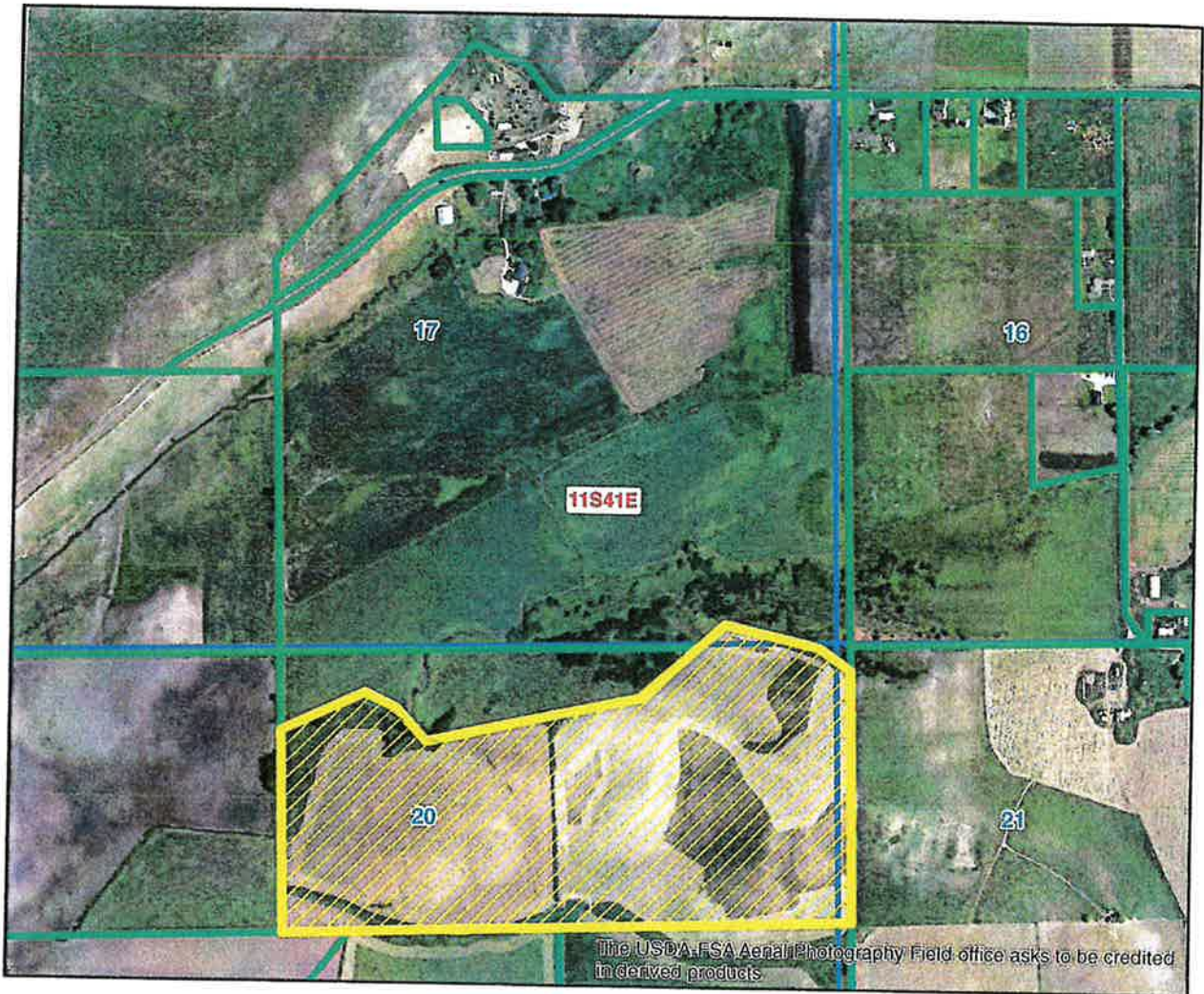
Old Case Number:

Decree Plaintiff:

Decree Defendant:

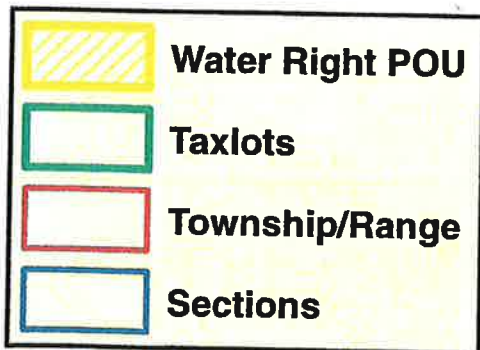
Swan Falls Trust or Nontrust:

# NEW PLACE OF USE



2015 Aerial Photo

0 1,000 2,000 Feet





**State of Idaho**

**DEPARTMENT OF WATER RESOURCES**

Eastern Region • 900 N Skyline Drive, Suite A • Idaho Falls ID 83402-1718

Phone: (208) 525-7161 • Fax: (208) 525-7177

Website: [idwr.idaho.gov](http://idwr.idaho.gov) • Email: [easterninfo@idwr.idaho.gov](mailto:easterninfo@idwr.idaho.gov)

**BRAD LITTLE**  
Governor

**GARY SPACKMAN**  
Director

June 11, 2019

Douglas E Flagg  
Sherie Ann Flagg  
2253 Lago Liverty Rd  
Grace ID 83241

RE: Change of Ownership for Water Right No(s). 13-781, 13-782, 13-783, 13-7714, 13-7718, 13-8008, 13-8009 and 13-8010

Dear Water Right Holder(s):

The department acknowledges receipt of correspondence changing ownership of the above referenced water right(s) to you. The department has modified its records to reflect the change in ownership and has enclosed computer-generated reports for your records.

Updating the ownership record for a water right does not reconfirm the validity of the right. When processing an ownership change notice, the department does not review the history of water use to determine if the right has been deliberately abandoned or forfeited 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 Sections 42-222 and 42-223, Idaho Code.

Also, please note that Section 42-248, Idaho Code, requires you or the owner of this water right to maintain current ownership and address records on file with the department. Forms to file a change of ownership of a water right and/or a change in the address of the water right owner are available from any department office, or at the department's website at: [www.idwr.idaho.gov](http://www.idwr.idaho.gov).

Please feel free to contact this office if you have any questions regarding this matter.

Sincerely,

Jonie Barg  
Technical Records Specialist

Enclosure(s)

cc: Janice Lowder  
Water District 13Q