

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Notice of Change in Water Right Ownership

RECEIVED
MAR 07 2019
Department of Water Resources
Eastern 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?
29-11021 <i>OK</i>	Yes ☐	Yes ☐		Yes ☐	Yes ☐
29-11022 <i>OK</i>	Yes ☐	Yes ☐		Yes ☐	Yes ☐
29-417A <i>OK</i>	Yes ☐	Yes ☐		Yes ☐	Yes ☐
29-418A <i>OK</i>	Yes ☐	Yes ☐		Yes ☐	Yes ☐
29-13989 <i>OK</i>	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Karen Armstrong, Leland B Armstrong
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Kyle Wheatley, Melanie D. Wheatley
New owner(s) as listed on the conveyance document Name connector ☒ and ☐ or ☐ and/or
- 2321 W. Arimo Rd. Arimo Id. 83214
Mailing address City State ZIP
- 208-251-7850 keeler_rw@live.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: 6-1-2011
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 # 29-417A

8. Signature: Kyle Wheatley 3-5-19
Signature of new owner/claimant Title, if applicable Date
- Signature: Melanie D. Wheatley 3-5-19
Signature of new owner/claimant Title, if applicable Date

For IDWR Office Use Only:

Received by JB Date 3/7/2019 Receipt No. E044758 Receipt Amt. \$125.-

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 CK Date 3/11/19

Alliance Title - Pocatello

21108183

2011 Jun 03 PM 03:15:00

Electronically Recorded by Simplifile

STATE OF IDAHO }
County of Bannock }

I hereby certify that the foregoing is a full, true and correct copy of an instrument as the same now remains on file and of record in my office. WITNESS my hand and official seal hereto affixed

this 4th day of March, 2011

CLERK OF THE DISTRICT COURT,
EX OFFICIO AUDITOR AND RECORDER

By Deputy

WARRANTY DEED

Order No.: 3011118907KF

FOR VALUE RECEIVED

LeLand B. Armstrong and Karen Armstrong, Husband and Wife

the grantor(s), do(es) hereby grant, bargain, sell and convey unto

Kyle Ross Wheatley and Melanie D. Wheatley, Husband and Wife
aka Kyle R. Wheatley

whose current address is

2321 W. Arimo Road Arimo, ID 83214

the grantee(s), the following described premises, in Bannock County, Idaho, TO WIT:

That part of the Southwest ¼ of the Southeast ¼ of Section 5, Township 10 South, Range 36 East, Boise Meridian, Bannock County, Idaho, lying and being situate Southerly of the Southerly right-of-way line of West Arimo Road also known as Robin Road.

Except for that part described in Instrument No. 91002886 of record in the Office of the Recorder of Bannock County, Idaho, more particularly described as follows:

COMMENCING at a point 36 rods South of the Northeast corner of the Southwest ¼ of the Southeast ¼ of Section 5, Township 10 South, Range 35 East, Boise Meridian, above point being on the East 1/16th Section line in the middle of an established road;
Thence South along said East 1/16th section line 20 rods;
Thence West 7 rods;
Thence West of the North 16 rods to the above mentioned established road;
Thence East 17 rods along said road to the PLACE OF BEGINNING, situated in the County of Bannock, State of Idaho.

Also except:

A 66.0 foot strip of ground, 33.0 feet on each side of the following described center line:

COMMENCING at the South ¼ corner of Section 5, Township 10 South, Range 36 East, Boise Meridian, Bannock County, Idaho;
Thence North along the meridional center line of said Section 5, 103.0 feet to the intersection with the center line of road (FAP-S-231 3) the stationing of which is 116-80, the POINT OF BEGINNING.
Thence in a Northeasterly direction along a 3° curve to the left having a radius of 1909.9 feet, a distance of 270.0 feet, which point being P.T. of said curve;
Thence North 62°13' East, 471.0 feet.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee(s), that (s)he is/are the owner(s) in fee simple of said premises; that they are free from all encumbrances Except: Current Year Taxes, conditions, covenants, restrictions, reservations, easements, rights and rights of way, apparent or of record.

And that (s)he will warrant and defend the same from all lawful claims whatsoever.

Dated: 6/01/2011

7-2

Leland B. Armstrong
Leland B. Armstrong

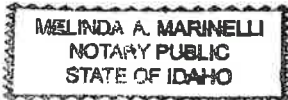
Karen Armstrong
Karen Armstrong

State of ID }
County of Bannock } ss.

On this 1st day of June, in the year 2011 before me, a Notary Public in and for said state, personally appeared Leland B. Armstrong and Karen Armstrong known or identified to me to be the person whose name is subscribed to the within instrument and acknowledged to me that they executed the same.

IN WITNESS WHEREOF I have hereunto set my hand and affixed my official seal the day and year first above written.

Melinda A. Marinelli
Notary Public for the State of Idaho
Residing at: Pocatello
Commission Expires: 3/03/2017





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

March 11, 2019

KYLE & MELANIE D WHEATLEY
2321 W ARIMO RD
ARIMO ID 83214-1504

Re: Change in Ownership for Water Right No(s): 29-11021, 29-11022, 29-417A, 29-418A, 29-13989

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) 525-7161.

Sincerely,

Cher Ramos
Technical Records Specialist 1

Enclosure(s)

cc: Water District 29B