

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

**Notice of Change in Water Right Ownership**

RECEIVED  
APR 26 2018  
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.

| Water Right/Claim No. | Split?                                  | Water Right/Claim No.                  | Split?                       | Water Right/Claim No. | Split?                       |
|-----------------------|-----------------------------------------|----------------------------------------|------------------------------|-----------------------|------------------------------|
| 1-10535 <i>OK</i>     | Yes <input checked="" type="checkbox"/> |                                        | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> |
| 1-10537 <i>OK</i>     | Yes <input checked="" type="checkbox"/> | 1-10535 (Split into 1-10535 & 1-10676) |                              |                       | Yes <input type="checkbox"/> |
| 1-10539 <i>OK</i>     | Yes <input checked="" type="checkbox"/> | 1-10537 (Split into 1-10537 & 1-10677) |                              |                       | Yes <input type="checkbox"/> |
|                       | Yes <input type="checkbox"/>            | 1-10539 (Split into 1-10539 & 1-10678) |                              |                       | Yes <input type="checkbox"/> |
|                       | Yes <input type="checkbox"/>            |                                        | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> |

2. Previous Owner's Name: R Gene Scott  
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Nathaniel Arthur Rowe  
New owner(s) as listed on the conveyance document      Name connector      ☐ and      ☐ or      ☐ and/or
- 167 N 4700 E      Rigby      ID      83442  
Mailing address      City      State      ZIP
- 208-521-4188      \_\_\_\_\_  
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: 4/17/2018
6. If the water right described herein has been rented from the Water Supply Bank, rental proceeds will be disbursed in the following manner regardless of any arrangements between the buyer(s) and seller(s) to the contrary:
- Rental payments will go to the lessor(s) of record at the beginning of the rental season.
  - If a change in ownership is processed by the Department during a rental season, rental payment will be made to the person or entity who is the lessor of record at the beginning of that rental season.
  - New lessor(s) of record will receive payment after the following rental season.
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.

8. Signature: *Nathaniel Arthur Rowe*      \_\_\_\_\_      4/17/2018  
Signature of new owner/claimant      Title, if applicable      Date

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

For IDWR Office Use Only:

Received by *JB*      Date 4/26/2018      Receipt No. E043989      Receipt Amt. \$225. -  
Approved by *JB*      Processed by *JB*      Date 10/16/2018      E043937      \$75. -

OCT 19 2018

**RECORDING REQUESTED BY**  
First American Title Company

**AND WHEN RECORDED MAIL TO:**  
First American Title Company  
110 N. Clark Street/PO Box 405  
Rigby, ID 83442

Instrument # 436457

RIGBY, JEFFERSON, IDAHO  
04-17-2018 03:12:31 PM No. of Pages: 4  
Recorded for: FIRST AMERICAN TITLE - RIGBY  
COLLEEN C POOLE Fee: \$15.00  
Ex-Officio Recorder Deputy: LK  
Index To: WARRANTY DEED  
Electronically Recorded by Simplifile

Space Above This Line for Recorder's Use Only

## WARRANTY DEED

File No.: **670015-RI (ss)**

Date: **April 04, 2018**

*NR*

For Value Received, **R. Gene Scott, a married man as his sole and separate property**, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **Nathaniel Arthur Rowe, a married man as his sole and separate property**, hereinafter called the Grantee, whose current address is **167 North 4700 East, Rigby, ID 83442**, the following described premises, situated in **Jefferson County, Idaho**, to-wit:

**Township 4 North, Range 40 E.B.M., Jefferson County, Idaho**

**Section 28: N $\frac{1}{2}$ S $\frac{1}{2}$  lying North of the centerline of the Harrison Canal and West of the railroad right-of-way;**

**NW $\frac{1}{4}$  lying South of the Great Feeder Canal, also known as the dry bed**

**EXCEPTING THEREFROM:**

**Beginning at the Southwest corner of the NW $\frac{1}{4}$ SW $\frac{1}{4}$  of said Section 28,**

**thence North along the West section line for a distance of 259.50 feet;**

**thence East 255.50 feet to the tributary of the Steele Ditch;**

**thence Southeasterly along said tributary for a distance of 166.50 feet to a point where the said tributary meets the Steele Ditch;**

**thence Southwesterly along the Steele Ditch for a distance of 122.00 feet;**

**thence West for a distance of 255.50 feet to the true point of beginning.**

**ALSO EXCEPTING THEREFROM:**

**Commencing at the Southwest corner of the SE $\frac{1}{4}$ NW $\frac{1}{4}$  of said Section 28, thence East 50 feet to the point of beginning.**

**thence East 144 feet;**

**thence North 144 feet;**

**thence West 144 feet;**

**thence South 144 feet to the point of beginning.**

**ALSO EXCEPTING THEREFROM:**

**Commencing at the Southwest corner of the SE $\frac{1}{4}$ NW $\frac{1}{4}$  of said Section 28, and running thence East 194 feet to the point of beginning.**

**thence East 600 feet;**

**thence North 720 feet;**

**thence West 600 feet;**

**thence South 720 feet to the point of beginning.**

**ALSO EXCEPTING THEREFROM:**

**Beginning at a point on the West section line that is 510.27 feet S. 00°00'00" W. of the Northwest corner of said Section 28, and running thence along the South side of the Dry bed canal the following six courses:**

**S. 90°00'00" E. 32.78 feet;**

thence S. 55°58'34" E. 86.88 feet;  
thence S. 48°25'50" E. 280.92 feet;  
thence S. 46°40'57" E. 405.77 feet;  
thence S. 61°15'54" E. 306.54 feet;  
thence S. 53°37'58" E. 277.55 feet;  
thence S. 11°37'06" E. 174.02 feet;  
thence N. 76°20'02" W. 1170.64 feet along an existing fence line to the West section line of said Section 28;  
thence along said section line N. 00°00'00" W. 719.20 feet to the point of beginning.

**ALSO EXCEPTING THEREFROM:**

Commencing at the Southwest corner of the SE¼NW¼ of said Section 28,  
thence East 50 feet;  
thence North 144 feet;  
thence East 144 feet;  
thence North 60 feet;  
thence West 194 feet;  
thence South 204 feet to the point of beginning.

**ALSO EXCEPTING THEREFROM:**

Beginning at the Southwest corner of said Section 28,  
thence N. 00°12'57" W. along the West line of Section 28 for a distance of 1312.55 feet,  
thence N. 89°47'03" E. for a distance of 180.00 feet to the True Point of Beginning.  
thence N. 89°47'03" E. for a distance of 75.50 feet to a point on the Steele Ditch;  
thence N. 30°22'53" E. for a distance of 122.00 feet, more or less, to a point where said Steele Ditch meets a tributary for the Steel Ditch;  
thence N. 22°06'51" W. along said tributary for a distance of 166.50 feet, more or less;  
thence S. 89°47'03" W. for a distance of 255.50 feet to the West line of Section 28;  
thence N. 00°12'57" W. along said West line for a distance of 50.00 feet;  
thence N. 89°47'03" E. for a distance of 1318.34 feet to a point on the East line of the NW¼SW¼ of said Section 28;  
thence S. 00°09'39" E. along said East line for a distance of 131.76 feet to the centerline of the Harrison Canal;  
thence S. 38°55'10" W. along said centerline for a distance of 26.74 feet;  
thence S. 56°44'15" W. along said centerline for a distance of 129.97 feet;  
thence S. 75°42'38" W. along said centerline for a distance of 138.13 feet;  
thence S. 80°50'17" W. along said centerline for a distance of 261.83 feet;  
thence S. 80°33'54" W. along said centerline for a distance of 50.38 feet;  
thence S. 80°33'28" W. along said centerline for a distance of 118.38 feet;  
thence S. 66°31'10" W. along said centerline for a distance of 131.03 feet;  
thence S. 51°31'43" W. along said centerline for a distance of 236.94 feet; thence S. 68°52'04" W. along said centerline for a distance of 82.27 feet;  
thence N. 89°38'10" W. along said centerline for a distance of 68.68 feet;  
thence N. 00°30'19" W. along said centerline for a distance of 242.42 feet to the True Point of Beginning.

**ALSO EXCEPTING THEREFROM:**

Beginning at the Northwest corner of said Section 28,  
thence S. 00°13'04" E. for a distance of 1707.07 feet along the West line of Section 28 to the True Point of Beginning.  
thence S. 85°46'00" E. for a distance of 102.00 feet;  
thence S. 77°28'00" E. for a distance of 168.00 feet;  
thence S. 01°59'17" E. for a distance of 144.07 feet;

**thence S. 89°46'56" W. for a distance of 270.00 feet to the West line of said Section 28;  
thence N. 00°13'04" W. for a distance of 189.00 feet to the True Point of Beginning.**

**ALSO EXCEPTING THEREFROM:**

**Beginning at the Northwest corner of said Section 28,  
thence S. 00°13'04" E. for a distance of 1896.07 feet along the West line of Section 28,  
thence N. 89°46'56" E. for a distance of 270.00 feet to the True Point of Beginning.  
thence N. 01°59'17" W. for a distance of 144.07 feet;  
thence S. 75°53'02" E. for a distance of 248.18 feet;  
thence S. 00°13'04" E. for a distance of 206.00 feet;  
thence S. 89°58'00" W. for a distance of 136.00 feet;  
thence N. 00°13'04" W. for a distance of 123.00 feet;  
thence S. 89°46'56" W. for a distance of 100.00 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 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: 04/04/2018

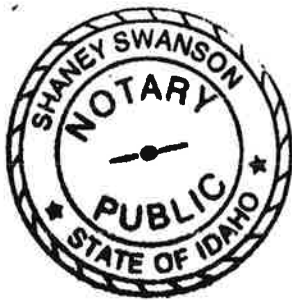
Warranty Deed  
- continued

File No.: 670015-RI (ss)

  
R. Gene Scott

STATE OF Idaho )  
COUNTY OF Jefferson )  
ss.

On this 9<sup>th</sup> day of April, 2018, before me, a Notary Public in and for said State, personally appeared **R. Gene Scott**, 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: 1-3-21



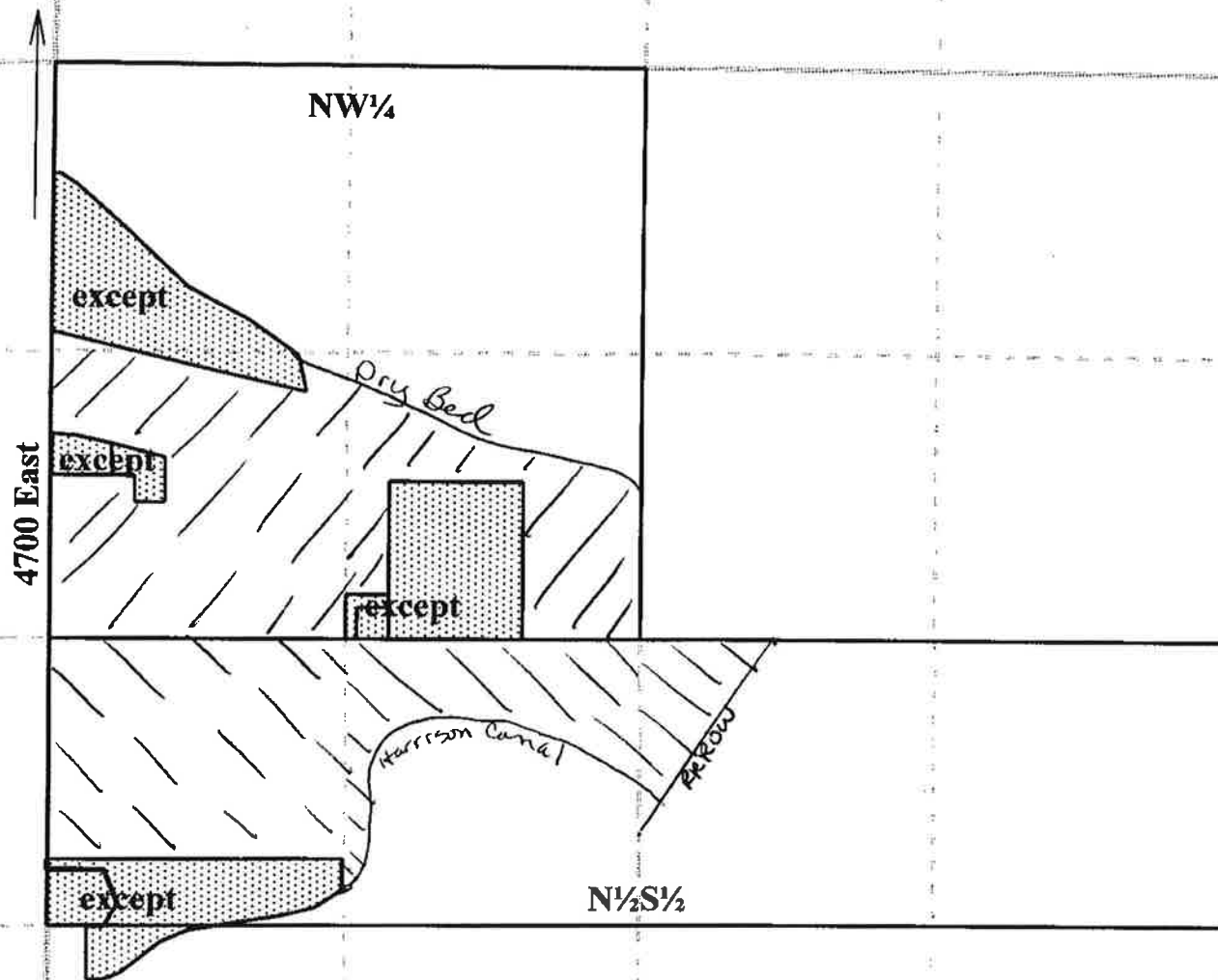
**USDA** United States Department of Agriculture  
Farm Service Agency

**Farm 1511  
Tract 10094**



Digital Orthophotography  
Not to Scale  
April 19, 2018

Disclaimer: Wetland identifiers do not represent the size, shape or specific determination of the area. Refer to your original determination (CPA-026 and attached maps) for exact wetland boundaries and determinations, or contact NRCS.



28-4N-40EBM, Jefferson Co., ID

2/26/2018

Scale: 1 inch= 800 feet

File: 670015.ndp

This map is solely for the purpose of assisting  
locating the premises and the company  
assumes no liability for variations if any, with  
actual survey.

**First American Title Company**

SCANNED

OCT 19 2018



## State of Idaho

### DEPARTMENT OF WATER RESOURCES

900 N Skyline Dr., Ste A, Idaho Falls, Idaho 83402-1718

Phone: (208) 525-7161 FAX: (208) 525-7177 [www.idwr.idaho.gov](http://www.idwr.idaho.gov)

C.L. "BUTCH" OTTER  
Governor

GARY SPACKMAN  
Director

October 19, 2018

Nathaniel A Rowe  
167 N 4700 E  
Rigby ID 83442

RE: Change of Ownership for Water Rights 1-10535 (Split into 1-10535 & 1-10676), 1-10537 (Split into 1-10537 & 1-10677) and 1-10539 (Split into 1-10539 & 1-10678)

Dear Water Right Holder:

The department acknowledges receipt of correspondence changing ownership and splitting the above referenced water right. The department has modified its records to reflect the changes and has enclosed computer-generated reports for your records.

Your portion of the water right has a specified point of diversion, nature of use and place of use. If you plan on changing any of these, including adding a new point of diversion, then an Application for Transfer on your portion of this right is required. If you do not plan on changing any items on your water right, then no further action is required at this time.

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.

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

Enclosures

cc: R Gene Scott  
Water District 01



RECEIVED

APR 26 2018

Department of Water Resources  
Eastern Region

April 18, 2018

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

RE: Nathaniel Arthur Rowe  
Water Right No.'s: #1-10535; #1-10537; and #1-10539

To Whom It May Concern:

We are requesting that Change of Water Right Ownership be processed using the following documents:

1. Notice of Change In Water Right ownership signed by Nathaniel Arthur Rowe.
2. Warranty Deed recorded 4/17/2018, Instrument #436457 from R Gene Scott to Nathaniel Arthur Rowe.
3. Maps: USDA Map with Point of of Diversion, and a Plat map
4. Cashier's Check No. 067772 for \$75.00 to transfer three water rights.

Your assistance in this transfer is greatly appreciated.

If you have any questions, please do not hesitate to contact our office.

Sincerely,

Linda Grover  
Loan Assistant

Enclosures