

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

RECEIVED

JUL 26 2018

**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? |
|-----------------------|------------------------------|------------------------------|-----------------------|------------------------------|------------------------------|
| 11-7074 <i>OK</i>     | 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:    |  | A La Dell Porter (Porter Family Trust)            |                                                                                                         |
|                              |  | Name of current water right holder/claimant       |                                                                                                         |
| 3. New Owner(s)/Claimant(s): |  | Playa Investments LLC                             |                                                                                                         |
|                              |  | New owner(s) as listed on the conveyance document | Name connector <input type="checkbox"/> and <input type="checkbox"/> or <input type="checkbox"/> and/or |
| 900 E 300 N                  |  | Declo                                             | ID 83323                                                                                                |
| Mailing address              |  | City                                              | State                                                                                                   |
| 208-431-1053                 |  | sallen@safelink.net                               | ZIP                                                                                                     |
| 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: 07/20/2018

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.

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: Kal W Allen Member 7-20-18  
Signature of new owner/claimant Title, if applicable Date
- Signature: Susan Allen member 7-20-18  
Signature of new owner/claimant Title, if applicable Date

**For IDWR Office Use Only:**

Received by JB Date 7/26/2018 Receipt No. L044223 Receipt Amt. \$25 -  
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 7/30/2018

## WARRANTY DEED

Alliance Title & Escrow Corp. Order No.:397808

### FOR VALUE RECEIVED

**Louis Mitchell Porter and Carolyn A. Pratt, as Co-Trustees, or their successors in trust, under the Mary Ellen Porter Family Trust by Trust Agreement dated the 19th day of December, 2013**

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

**Playa Investments LLC**

whose current address is

**900 E 300 N  
Declo, ID 83323**

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

**Real Property Located in Caribou County, Idaho**

**Township 9 South, Range 42 East of the Boise Meridian:**

**Section 18: Beginning at the South Quarter corner of said Section 18, and running:  
thence**

**East 620 feet; thence**

**North 425 feet; thence**

**East 365 feet, more or less, to the Westerly right of way line of a County road;  
thence**

**North 30°44' West 1012 feet, more or less, to an existing fence line; thence Westerly  
along said existing fence line 387 feet, more or less, to a point on the Easterly right  
of way line of a road; thence**

**Southwesterly 264 feet, more or less, along said Easterly right of way line to a point  
264 feet South of the Northwest Corner of the Southwest Quarter Southeast Quarter  
of said Section 18; thence**

**South 0°06' West 1061.6 feet, more or less, to the POINT OF BEGINNING.**

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: July 16, 2018

Louis Mitchell Porter and Carolyn A. Pratt, as Co-Trustees, or their successors in trust, under the Mary Ellen Porter Family Trust by Trust Agreement dated the 19th day of December, 2013

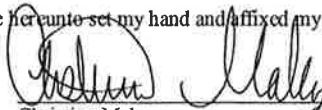
  
Louis Mitchell Porter/Co-Trustee

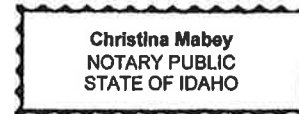
  
Carolyn A. Pratt/Co-Trustee

State of ID} ss.  
County of Caribou}

On this 16<sup>th</sup> day of July, 2018, before me, the undersigned, a Notary Public in and for said state, personally appeared Louis Mitchell Porter and Carolyn A. Pratt, known or identified to me to be the person whose name is subscribed to the foregoing instrument as trustee of the Mary Ellen Porter Family Trust by Trust Agreement dated the 19<sup>th</sup> day of December, 2013 , and acknowledged to me that they executed the same as Trustee.

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

  
Christina Mabey  
Notary Public for the State of ID  
Residing at: Bancroft, ID  
Commission Expires: 02/09/2021





IDAHO DEPARTMENT OF WATER RESOURCES  
Water Right Report

4/25/2018

WATER RIGHT NO. 11-7074

| <u>Owner Type</u> | <u>Name and Address</u>                               |
|-------------------|-------------------------------------------------------|
| Current Owner     | A LA DELL PORTER<br>STAR RT<br>SODA SPRINGS, ID 83276 |

Priority Date: 11/12/1974

Basis: License

Status: Active

| <u>Source</u> | <u>Tributary</u> |
|---------------|------------------|
| GROUND WATER  |                  |

| <u>Beneficial Use</u> | <u>From</u> | <u>To</u> | <u>Diversion Rate</u> | <u>Volume</u> |
|-----------------------|-------------|-----------|-----------------------|---------------|
| IRRIGATION            | 4/01        | 10/15     | 0.18 CFS              | 42 AFA        |
| STOCKWATER            | 1/01        | 12/31     | 0.02 CFS              | 0.4 AFA       |
| Total Diversion       |             |           | 0.2 CFS               |               |

Location of Point(s) of Diversion:

GROUND WATER|SWSE|Sec. 18|Township 09S|Range 42E|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> |
|-----------------|--------------|----------------|------------|--------------|--------------|------------|--------------|--------------|------------|--------------|--------------|------------|--------------|--------------|
| 09S             | 42E          | 18             |            | SWSE         | 14           |            |              |              |            |              |              |            |              |              |

Place of Use Legal Description: STOCKWATER same as IRRIGATION

Total Acres: 14

Dates:

Licensed Date: 08/01/1983

Decreed Date:

Permit Proof Due Date: 12/1/1979

Permit Proof Made Date: 1/1/1900

Permit Approved Date: 12/24/1974

Permit Moratorium Expiration Date:

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:

Water District Number:

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Cary Act Number:

Mitigation Plan: False

Close

RECEIVED

## WELL DRILLER'S REPORT

State law requires that this report be filed with the Director, Department of Water Administration within 30 days after the completion or abandonment of the well.

MAY 8 1975

Department of Water Resources  
Eastern District Office

## 1. WELL OWNER

Name LA Dell Porter  
Address Soda Springs, Idaho  
Owner's Permit No. 11-7074

## 7. WATER LEVEL

Static water level 50 feet below land surface  
Flowing? ☐ Yes ☒ No G.P.M. flow \_\_\_\_\_  
Temperature 48° F. Quality Good  
Artesian closed-in pressure \_\_\_\_\_ p.s.i.  
Controlled by ☐ Valve ☐ Cap ☐ Plug

## 2. NATURE OF WORK

☒ New well ☐ Deepened ☐ Replacement  
☐ Abandoned (describe method of abandoning)

## 8. WELL TEST DATA

☐ Pump ☐ Bailor ☒ Other

| Discharge G.P.M. | Draw Down | Hours Pumped |
|------------------|-----------|--------------|
| <u>50</u>        |           | <u>3</u>     |
|                  |           |              |
|                  |           |              |

## 3. PROPOSED USE

☒ Domestic ☒ Irrigation ☐ Test ☐ Other (specify type)  
☐ Municipal ☐ Industrial ☐ Stock ☐ Waste Disposal or Injection

## 9. LITHOLOGIC LOG

47220

| Hole Diam. | Depth |     | Material          | Water |    |
|------------|-------|-----|-------------------|-------|----|
|            | From  | To  |                   | Yes   | No |
| 12 1/4"    | 0     | 10  | Overburden        |       | X  |
| "          | 10    | 18  | Hard massive lava |       | X  |
| 7 1/2"     | 18    | 40  | " "               |       | X  |
| "          | 40    | 61  | Brn. clay         |       | X  |
| "          | 61    | 63  | Hard massive lava |       | X  |
| "          | 63    | 73  | " Broken "        |       | X  |
| "          | 73    | 76  | Med. " "          | X     |    |
| "          | 76    | 91  | Hard massive "    | X     |    |
| "          | 91    | 98  | Med. porous "     | X     |    |
| "          | 98    | 100 | Hard massive "    | X     |    |
| "          | 100   | 106 | Hard porous "     | X     |    |
| "          | 106   | 119 | " Massive "       |       | X  |
| "          | 119   | 139 | sand + mud        |       | X  |
| "          | 139   | 143 | Broken Lava       | X     |    |
| "          | 143   | 144 | Hard massive "    | X     |    |
| 6"         | 144   | 150 | " "               | X     |    |
| "          | 150   | 151 | Creviced "        | X     |    |
| "          | 151   | 155 | Hard massive "    | X     |    |
| "          | 155   | 159 | Creviced Lava     | X     |    |
| "          | 159   | 162 | Hard massive "    | X     |    |
| "          | 162   | 165 | Creviced "        | X     |    |

## 4. METHOD DRILLED

☐ Cable ☒ Rotary ☐ Dug ☐ Other

## 5. WELL CONSTRUCTION

Diameter of hole 7 1/2 inches Total depth 165 feet  
Casing schedule: ☒ Steel ☐ Concrete  

| Thickness          | Diameter              | From          | To              |
|--------------------|-----------------------|---------------|-----------------|
| <u>.250</u> inches | <u>8" I.D.</u> inches | <u>1</u> feet | <u>18</u> feet  |
| <u>.250</u> inches | <u>6" I.D.</u> inches | <u>4</u> feet | <u>144</u> feet |
| _____ inches       | _____ inches          | _____ feet    | _____ feet      |
| _____ inches       | _____ inches          | _____ feet    | _____ feet      |
| _____ inches       | _____ inches          | _____ feet    | _____ feet      |

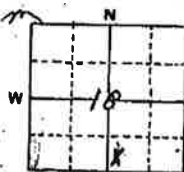
Was a packer or seal used? ☐ Yes ☒ No  
Perforated? ☒ Yes ☐ No  
How perforated? ☒ Factory ☐ Knife ☐ Torch  
Size of perforation 3/16 inches by 3 inches  

| Number                  | From           | To              |
|-------------------------|----------------|-----------------|
| <u>480</u> perforations | <u>74</u> feet | <u>114</u> feet |
| _____ perforations      | _____ feet     | _____ feet      |
| _____ perforations      | _____ feet     | _____ feet      |

Well screen installed? ☐ Yes ☒ NoManufacturer's name \_\_\_\_\_  
Type \_\_\_\_\_ Model No. \_\_\_\_\_  
Diameter \_\_\_\_\_ Slot size \_\_\_\_\_ Set from \_\_\_\_\_ feet to \_\_\_\_\_ feet  
Diameter \_\_\_\_\_ Slot size \_\_\_\_\_ Set from \_\_\_\_\_ feet to \_\_\_\_\_ feetGravel packed? ☐ Yes ☒ No Size of gravel \_\_\_\_\_  
Placed from \_\_\_\_\_ feet to \_\_\_\_\_ feetSurface seal depth 18 Material used in seal ☒ Cement grout  
☐ Pudding clay ☐ Well cuttingsSealing procedure used ☐ Sherry pit ☒ ~~Sherry~~ surface casing  
☒ Overbore to seal depth

## 6. LOCATION OF WELL

Sketch map location must agree with written location



Subdivision Name \_\_\_\_\_

Lot No. \_\_\_\_\_ Block No. \_\_\_\_\_

County CaribouSW 1/4 Sec. 10 T. 9 N. R. 42 E.

## 10.

Work started 3-16-75 finished 5-4-75

## 11. DRILLERS CERTIFICATION

Firm Name Nelson Drilling Firm No. 215Address Box 344, Soda Springs, Id. Date 5-5-75Signed by (Firm Official) Ray Nelsonand  
(Operator) Ray Nelson



**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](http://www.idwr.idaho.gov)

C.L. "Butch" Otter  
Governor

Gary Spackman  
Director

August 3, 2018

PLAYA INVESTMENTS LLC  
900 E 300 N  
DECLO ID 83323-5000

Re: Change in Ownership for Water Right No(s): 11-7074

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,

Jonie Barg  
Technical Records Spec I

Enclosure(s)

cc: Water District 11