

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Notice of Change in Water Right Ownership

RECEIVED
JUN 06 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. 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?
29-12191 <i>OK</i>	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: THOMAS T. CHATTERTON
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): JOHN E. BRENNAN
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or
- 12 CEDAR HILLS POCATELLO ID 83204
Mailing address City State ZIP
- 208-233-8918 jbrennan1@cableone.net
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: MARCH 13, 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.

8. Signature: *John E. Brennan* Title, if applicable: _____ Date: 6/4/2018
Signature of new owner/claimant

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

For IDWR Office Use Only:

Received by *JB* Date 6/6/2018 Receipt No. E044078 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 6/14/2018

WARRANTY DEED

Alliance Title & Escrow Corp. Order No.:386688

FOR VALUE RECEIVED

Thomas T. Chatterton and Michele Chatterton, husband and wife

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

John E Brennan, an unmarried man

whose current address is **12 Cedar Hills Dr., Pocatello, ID 83204**



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

Tract 1, 1st Addition, Mirabella Tracts, Section 1, Township 7 South, Range 34 East, Boise Meridian, Bannock County, Idaho.

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: March 13, 2018

Thomas T. Chatterton

Michele Chatterton

State of Idaho } ss
County of Bannock }

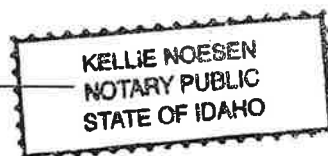
On this 14th day of March, 2018, before me, Kellie Noesen, a Notary Public in and for said state, personally appeared Thomas T. Chatterton and Michele Chatterton, known or identified to me to be the person(s) whose name(s) is/are subscribed to the within Instrument and acknowledged to me that he/she/they executed same.

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

Notary Public for the State of Idaho

Residing at: Pocatello, ID

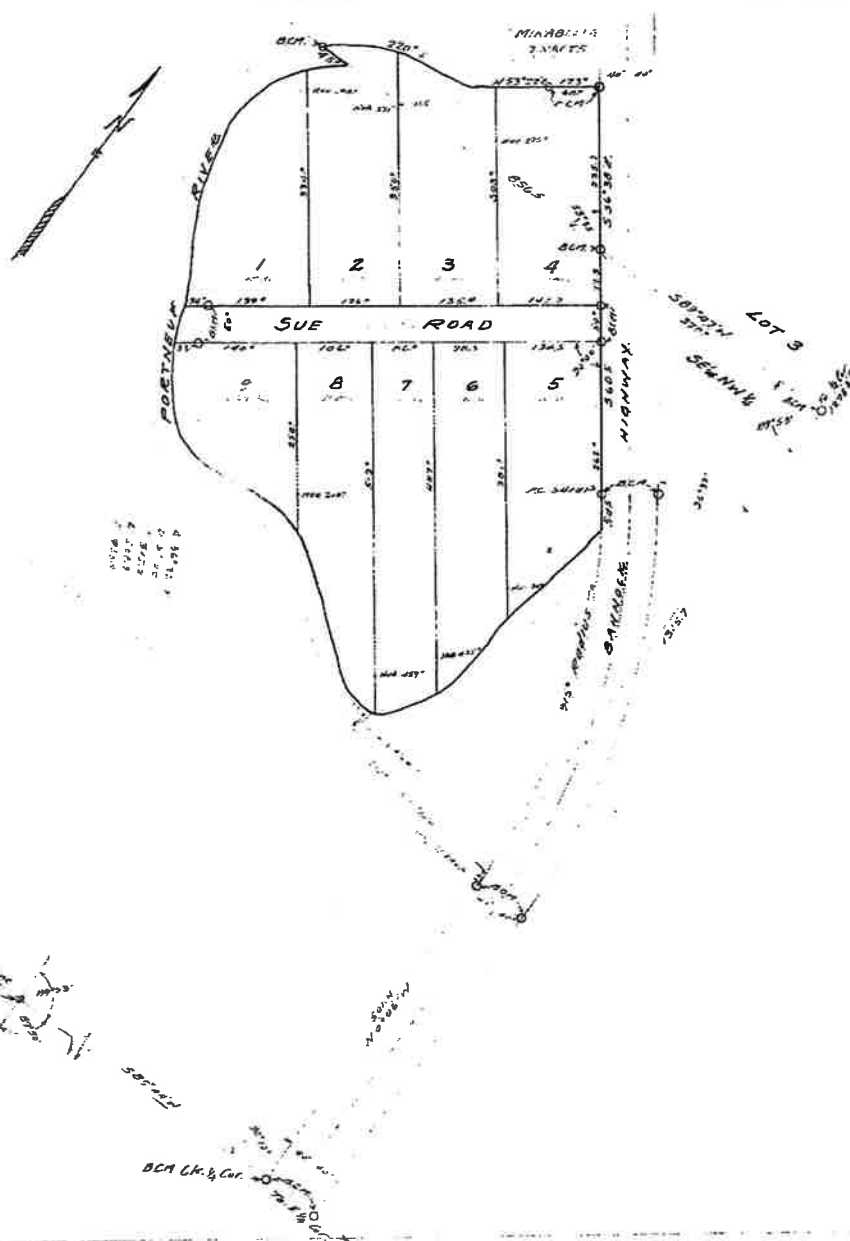
Commission Expires: 02-24-22





**FIRST ADDITION
TO
MIRABELLA TRACTS**
SUBDIVISION IN LOT 3 & SE 1/4 NW 1/4 SEC. 17, T. 34 N., R. 34 E., B.M.
Scale: 1" = 100'

210751
RECORDED
CLERK, AUDITOR & RECORDER
BANKS COUNTY, IDAHO
1st BOOK 2
of TENNESSEE PLATS PAGE
RECORDS of BANKS COUNTY
State of Idaho



State of Idaho }
County of Banks } S.S.
Know all men by these presents that
Emile Mirabella and Susan Mirabella, his wife, do hereby
certify that the following is a correct description of the
land included in FIRST ADDITION TO MIRABELLA TRACTS
Subdivision in Lot 3 & SE 1/4 NW 1/4 SEC. 17, T. 34 N., R. 34 E., B.M.
Beginning at the point of intersection of
the south boundary of lot 3, sec. 17, T. 34 N., R. 34 E., with the
left bank of the Portneux River, which point is 588.0 ft
55.0 ft distant from the south boundary of lot 3, sec. 17, T. 34 N., R. 34 E.,
lot 3, 1/2 sec. 17, T. 34 N., R. 34 E., the said lot 3, sec. 17, T. 34 N., R. 34 E.,
more or less to the southwest corner of Mirabella Tracts.
thence N 85° 22' E, 125.0 ft. to the southeast corner of
the said tracts which is a point in the westerly right
of way line of the Hannum Highway, thence following
the said right of way line, S 50° 38' E, 340.5 ft. thence
a curve to the right having a radius of 405.0 ft. more
or less to the center line of the Portneux River thence
following the said center line down stream southerly
then southeasterly then easterly to its intersection
with the south boundary of the said lot 3, sec. 17, T. 34 N., R. 34 E.,
55.0 ft. along the said south boundary 48.0 ft. more or
less to the point of beginning
and the said Emile Mirabella and
Susan Mirabella, his wife, do further state that it
is their intention to include the same and the whole
therein. These presents to be recorded in the
Subdivision in Lot 3 & SE 1/4 NW 1/4 SEC. 17, T. 34 N., R. 34 E., B.M.
and upon the filing of this plat with the Recorder
of Banks County, Idaho, the said Susan Mirabella is
declared to hold in fee simple forever
in witness whereof the said Emile
Mirabella and Susan Mirabella, his wife, have
hereunto set their hands and seals this 1st day
of

by _____
State of Idaho }
County of Banks } S.S.
On this _____ day of _____ 1948 before me
a Notary Public, and for
said county and state, personally appeared
Emile Mirabella and Susan Mirabella, his wife,
known to me to be the persons who executed the
foregoing instrument and each acknowledged to me
that they executed the same.

My Commission Expires: _____
Notary Public
Residing at _____, Idaho.

State of Idaho }
County of Banks } S.S.
W.D. Haver, being duly sworn, says
that he consents to be made a party of FIRST
ADDITION TO MIRABELLA TRACTS Subdivision in
Lot 3 & SE 1/4 NW 1/4 SEC. 17, T. 34 N., R. 34 E., B.M. for Emile
Mirabella and Susan Mirabella his wife, that
the accompanying plat accurately represents
the same as marked out upon the ground and
contains the land as hereinbefore described.

Subscribed and sworn to before me this
day of _____

My Commission Expires: _____
Notary Public
Residing at _____, Idaho.



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

C.L. "Butch" Otter
Governor

Gary Spackman
Director

June 15, 2018

JOHN BRENNAN
12 CEDAR HILLS DR
POCATELLO ID 83204-4400

Re: Change in Ownership for Water Right No(s): 29-12191

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 29D