

RECEIVED

APR 27 2018

DEPT OF WATER RESOURCES
SOUTHERN REGIONSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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?
36-7382	Yes ☒	Yes ☐		Yes ☐	Yes ☐
Split # 36-17128	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Toni Jackson
Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): Kurt Markley
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or

750 15th Ave E Jerome ID 83338
Mailing address City State ZIP

208-731-9471 Kurt.Markley@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: 3-2-18

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.

SUPPORT DATA

IN FILE # 36-7382

8. Signature: [Signature] N/A 4-19-18
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 [Signature] Date 4-27-2018 Receipt No. 5036714 Receipt Amt. \$100-

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 _____ Processed by _____ Date _____



ELECTRONICALLY RECORDED
STAMPED FIRST PAGE NOW
INCORPORATED AS PART OF
THE ORIGINAL DOCUMENT.

Instrument # 2180974

JEROME COUNTY, JEROME, IDAHO
03-09-2018 01:50:53 PM No. of Pages: 2
Recorded for: TITLEONE - JEROME
MICHELLE EMERSON Fee: \$15.00
Ex-Officio Recorder Deputy: jw
Electronically Recorded by Simplifile

Order Number: 18307830-LC

Warranty Deed

For value received,

Toni Jackson and Jeremy S. Jackson, wife and husband, as community property with right of survivorship

the grantor, does hereby grant, bargain, sell, and convey unto

Kurt Merkley and Jennifer Merkley, husband and wife, as community property with right of survivorship

whose current address is 750 15th Avenue East Jerome, ID 83338

the grantee, the following described premises, in Jerome County, Idaho, to wit:

See Attached legal description

To have and to hold the said premises, with their appurtenances unto the said Grantee, its heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that Grantor is the owner in fee simple of said premises; that they are free from all encumbrances except those to which this conveyance is expressly made subject and those made, suffered or done by the Grantee; and subject to all existing patent reservations, easements, right(s) of way, protective covenants, zoning ordinances, and applicable building codes, laws and regulations, general taxes and assessments, including irrigation and utility assessments (if any) for the current year, which are not due and payable, and that Grantor will warrant and defend the same from all lawful claims whatsoever. Whenever the context so requires, the singular number includes the plural.

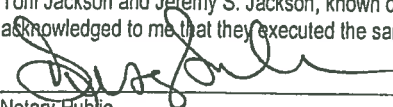
Dated: March 2, 2018


Toni Jackson


Jeremy S. Jackson

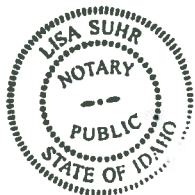
State of Idaho, County of Jerome, ss.

On this 2nd day of March in the year of 2018, before me, the undersigned, a Notary Public in and for said State, personally appeared Toni Jackson and Jeremy S. Jackson, known or identified to me to be the person(s) whose name(s) are subscribed to the within instrument and acknowledged to me that they executed the same.


Notary Public

Residing In: Wendell Idaho

My Commission Expires: 09/21/2021(seal)





Order Number: 18307830-LC

Warranty Deed

For value received,

Toni Jackson and Jeremy S. Jackson, wife and husband, as community property with right of survivorship

the grantor, does hereby grant, bargain, sell, and convey unto

Kurt Merkley and Jennifer Merkley, husband and wife, as community property with right of survivorship

whose current address is 750 15th Avenue East Jerome, ID 83338

the grantee, the following described premises, in Jerome County, Idaho, to wit:

See Attached legal description

To have and to hold the said premises, with their appurtenances unto the said Grantee, its heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that Grantor is the owner in fee simple of said premises; that they are free from all encumbrances except those to which this conveyance is expressly made subject and those made, suffered or done by the Grantee; and subject to all existing patent reservations, easements, right(s) of way, protective covenants, zoning ordinances, and applicable building codes, laws and regulations, general taxes and assessments, including irrigation and utility assessments (if any) for the current year, which are not due and payable, and that Grantor will warrant and defend the same from all lawful claims whatsoever. Whenever the context so requires, the singular number includes the plural.

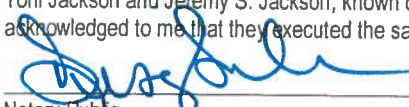
Dated: March 2, 2018


Toni Jackson


Jeremy S. Jackson

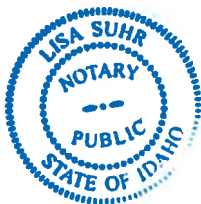
State of Idaho, County of Jerome, ss.

On this 2th day of March in the year of 2018, before me, the undersigned, a Notary Public in and for said State, personally appeared Toni Jackson and Jeremy S. Jackson, known or identified to me to be the person(s) whose name(s) are subscribed to the within instrument and acknowledged to me that they executed the same.


Notary Public

Residing In: Wendell Idaho

My Commission Expires: 09/21/2021(seal)



A parcel of land located in the part of the Northwest Quarter of the Northwest Quarter of Section 16, Township 9 South, Range 17 East, Boise Meridian, Jerome County, Idaho, and more particularly described as follows:

Commencing at the Northwest corner of said Section 16, from which the West Quarter corner of said Section 9 bears North 00° 48' 18" West, 2631.70 feet;

THENCE North 86°58'42" East along the northerly boundary of the NW4 NW4 of said Section 16 for a distance of 25.04 feet to a found 1/2 inch rebar & cap and being the POINT OF BEGINNING;

THENCE North 86°58'42" East along the northerly boundary of the NW4 NW4 of Section 16 for a distance of 157.99 feet to a found 1/2 inch rebar & cap;

THENCE North 86°58'42" East along the northerly boundary of the NW4 NW4 of Section 16 for a distance of 242.01 feet to a set 5/8 inch rebar & cap;

THENCE South 03°01'18" East for a distance of 125.54 feet to a set 5/8 inch rebar & cap;

THENCE South 72°52'43" West for a distance of 163.31 feet to a found 5/8 inch rebar & cap;

THENCE South 84°17'48" West for a distance of 251.68 feet to a found 1/2 inch rebar & cap;

THENCE North 00°08'37" East parallel with the west boundary of the NW4 NW4 for a distance of 177.37 feet to the POINT OF BEGINNING.

Said parcel contains 1.50 acres, more or less and subject to other easements, covenants and restrictions of record.



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region • 650 ADDISON AVE W STE 500 • TWIN FALLS, ID 83301-5858
Phone: (208)736-3033 • Fax: (208)736-3037 • Website: www.idwr.idaho.gov

C.L. "Butch" Otter
Governor

Gary Spackman
Director

April 30, 2018

KURT MERKLEY
JENNIFER MERKLEY
750 15TH AVE E
JEROME ID 83338-2107

Re: Change in Water Right Ownership: 36-7382 (Split into 36-7382 and **36-17128**)

Dear Water Right Holder(s):

The Department of Water Resources (Department) acknowledges the receipt of correspondence changing ownership of a portion of the above referenced water right(s) to you. The Department has modified its records based on the information received and has enclosed a computer-generated report for you.

Your portion of each water right(s) has a specified point of diversion, nature of use and place of use. If you plan to change the authorized point of diversion, nature of use, or place of use, including adding a new point of diversion, you must file an Application for Transfer of Water Right. If you do not plan to change any elements of your water right, then no further action is required at this time.

The portion of the water right retained by the original right holder retains the original water right number. The Department is sending the original right holder a copy of this letter and a computer-generated report showing the changes to the original water right.

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) 736-3033.

Sincerely,

Trish Fawcett
Technical Records Specialist I

Enclosure(s)

c: TONI JACKSON