

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

APR 18 2018

Notice of Change in Water Right Ownership

DEPT OF WATER RESOURCES
SOUTHERN 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?
45-07728	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: Larry or Patricia Metts
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Mitchell C. or Cydnee L. Clark
New owner(s) as listed on the conveyance document Name connector ☐ and ☒ or ☐ and/or
- | | | | |
|-----------------|------------------|-------|-------|
| PO Box 122 | Declo | ID | 83323 |
| Mailing address | City | State | ZIP |
| 208-431-0326 | ccmc90@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: 3/20/2018
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.

8. Signature: Cydnee L. Clark owner 4/13/18
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 Am Date 4-18-2018 Receipt No. 5036694 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 _____ Processed by _____ Date _____



Instrument # 2018001116

BURLEY, CASSIA, IDAHO

3-20-2018 03:00:20 PM No. of Pages: 2

Recorded for : LTE

RECORDER

Fee: 15.00

Ex-Officio Recorder Deputy

Index to: DEED

C.V.

Order Number: 18307635

Warranty Deed

For value received,

Larry A. Metts and Patricia A. Metts, husband and wife

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

Mitchell C. Clark and Cydnee L. Clark, husband and wife, as community property with right of survivorship

whose current address is P.O. Box 122 Declo, ID 83323

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

PARCEL NO. 1:

Part of Lots 4, 5, and 6 of the MARSH CREEK RIDGE SUBDIVISION, Cassia County, Idaho, as the same is platted in the official plat thereof, recorded February 18, 2005 as Instrument No. 300524, records of Cassia County, Idaho.

Beginning at the Northwest corner of the E $\frac{1}{2}$ NW $\frac{1}{4}$ of Section 12, said corner marked by a 5/8 inch rebar;
Thence South 00°23'14" West along the West line of the E $\frac{1}{2}$ NW $\frac{1}{4}$ and along the West line of the Marsh Creek Ridge Subdivision for a distance of 589.68 feet to a 1/2 inch rebar at the Northwest corner of Lot 5 in said subdivision which shall be THE POINT OF BEGINNING;

Thence North 89°01'23" East along the North line of Lot 5 for a distance of 229.41 feet to a 1/2 inch rebar at the Northeast corner of Lot 5;

Thence North 89°01'00" East along the North line of Lot 4 for a distance of 491.60 feet to a 5/8 inch rebar on the centerline of Parke Lane and the Easterly line of the Marsh Creek Ridge Subdivision;

Thence South 22°25'01" West along said line for a distance of 764.82 feet to a 5/8 inch rebar;

Thence South 26°49'39" West along said line for a distance of 23.27 feet;

Thence North 63°01'05" West for a distance of 32.36 feet to a 1/2 inch rebar;

Thence North 63°01'05" West for a distance of 441.33 feet to a 5/8 inch rebar on the West line of the E $\frac{1}{2}$ NW $\frac{1}{4}$ and the West line of the Marsh Creek Ridge Subdivision;

Thence North 00°23'14" East along said line for a distance of 500.54 feet to THE POINT OF BEGINNING.

EXCEPTING THEREFROM the county road right-of-way known as Parke Lane.

PARCEL NO. 2:

Part of Lots 4, 5 and 6 of the MARSH CREEK RIDGE SUBDIVISION, Cassia County, Idaho, as the same is platted in the official plat thereof, recorded February 18, 2005 as Instrument No. 300524, records of Cassia County, Idaho.

Beginning at the Northwest corner of the E½NW¼ of Section 12, said corner marked by a 5/8 inch rebar;
Thence South 00°23'14" West along the West line of the E½NW¼ and along the West line of the Marsh Creek Ridge Subdivision for a distance of 1090.22 feet to a 5/8 inch rebar which shall be THE POINT OF BEGINNING;
Thence South 63°01'05" East for a distance of 441.33 feet to a ½ inch rebar;
Thence South 63°01'05" East for a distance of 32.36 feet to the centerline of Parke Lane and the Easterly line of the Marsh Creek Ridge Subdivision;
Thence South 26°49'39" West along said line for a distance of 355.69 feet to a 5/8 inch rebar;
Thence South 35°05'13" West along said line for a distance of 282.11 feet to a 5/8 inch rebar;
Thence South 42°09'34" West along said line for a distance of 133.60 feet to a 5/8 inch rebar;
Thence South 59°02'34" West along said line for a distance of 18.26 feet to a 5/8 inch rebar on the West line of the E½NW¼ and the West line of the Marsh Creek Ridge Subdivision;
Thence North 00°23'14" East along said line for a distance of 30.36 feet to a ½ inch rebar;
Thence North 00°23'14" East along said line for a distance of 841.26 feet to THE POINT OF BEGINNING.

EXCEPTING THEREFROM the county road right-of-way known as Parke Lane.

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 20, 2018

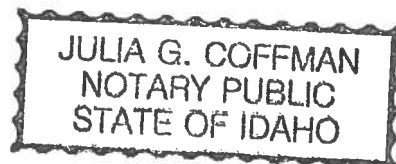
Larry A. Metts
Larry A. Metts

Patricia A. Metts
Patricia A. Metts

State of Idaho, County of Cassia, ss.

On this 20th day of March in the year of 2018, before me, the undersigned, a Notary Public in and for said State, personally appeared Larry A. Metts and Patricia A. Metts, 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.

Julia G. Coffman
Notary Public
Residing In: Rupert, Idaho
My Commission Expires: 6-20-2020
(seal)





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 19, 2018

MITCHELL C CLARK
CYDNEE L CLARK
PO BOX 122
DECLO ID 83323-0122

Re: Change in Ownership for Water Right No(s): 45-7728

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) 736-3033.

Sincerely,

Trish Fawcett
Technical Records Specialist I

Enclosure(s)