

RECEIVED

SEP 13 2017

DEPARTMENT OF
WATER RESOURCESSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

APR 27 2017

WATER RESOURCES
WESTERN 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?
57-10539	Yes ☐	Yes ☐		Yes ☐	Yes ☐
2-4026	Yes ☐	Yes ☐		Yes ☐	Yes ☐
2-2279 <u>2-10543</u>	Yes ☒	Yes ☐		Yes ☐	Yes ☐
2-7012 <u>2-10542</u>	Yes ☒	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Mechele and Robert G. Dirks
Name of current water right holder/claimant Mechele and Robert G. Dirks
3. New Owner(s)/Claimant(s): Kenton G Dirks and Michelle R Dirks
New owner(s) as listed on the conveyance document Name connector ☒ and ☐ or ☐ and/or
- 33386 Mud Flat Rd. Grandview Id. 83824
Mailing address City State ZIP
- 208 834 2034 m and kd 202@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: 10-15-10
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.

SUPPORT DATA

IN FILE # 2-2279

8. Signature: Kenton G Dirks Farm 4-26-17
Signature of new owner/claimant Title, if applicable Date
- Signature: Michelle R. Dirks 4-26-17
Signature of new owner/claimant Title, if applicable Date

For IDWR Office Use Only:

Received by [Signature] Date 4-27-17 Receipt No. W045224 Receipt Amt. 250

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 [Signature] Processed by [Signature] Date 10-31-17

RERECORDED TO CORRECT LEGAL DESCRIPTION



100 10th Avenue South / Nampa, Idaho
83651 / (208) 466-6100

ELECTRONICALLY RECORDED
By: Pioneer Title Company Fee: \$5.00

Instrument # 270868

Date: 4-13-10 Time: 12:06:36 PM
County: Owyhee, Idaho

201001974

WARRANTY DEED

For Value Received Robert G. Dirks and Mechelle Dirks, also shown of record as Mechelle J. Dirks
and Michelle J. Dirks, husband and wife

hereinafter referred to as Grantor, does hereby grant, bargain, sell, warrant and convey unto

Kenton G. Dirks and Michelle R. Dirks, husband and wife

, hereinafter referred to as Grantee, whose current address is PO Box 565 Grandview Id
the following described premises, to-wit: 83624

SEE EXHIBIT A ATTACHED HERETO AND MADE A PART HEREOF

To HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee(s), and Grantees(s) heirs and assigns forever. And the said Grantor(s) does (do) hereby covenant to and with the said Grantee(s), the Grantor(s) is/are the owner(s) in fee simple of said premises; that said premises are free from all encumbrances EXCEPT those to which this conveyance is expressly made subject and those made, suffered or done by the Grantee(s); and subject to U.S. Patent reservations, restrictions, dedications, easements, rights of way and agreements, (if any) of record, and current years taxes, levies, and assessments, including irrigation and utility assessments, (if any) which are not yet due and payable, and that Grantor(s) will warrant and defend the same from all lawful claims whatsoever.

Dated: April 6, 2010

Robert G Dirks
Robert G Dirks

Mechelle Dirks
Mechelle Dirks

Robert G Dirks 10-15-10 Mechelle Dirks -10-15-10

ELECTRONICALLY RECORDED
By: Pioneer Title Company Fee: \$5.00

Instrument # 272702

Date: 10-15-10 Time: 4:10:29 PM
County: Owyhee, Idaho



100 10th Avenue South / Nampa, Idaho
83651 / (208) 466-6100

ELECTRONICALLY RECORDED

By: Pioneer Title Company Fee: \$5.00

Instrument # 270868

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and Michelle J. Dirks, husband and wife

hereinafter referred to as Grantor, does hereby grant, bargain, sell, warrant and convey unto

Kenton G. Dirks and Michelle R. Dirks, husband and wife

, hereinafter referred to as Grantee, whose current address is PO Box 565 Grand View Td
the following described premises, to-wit: 8362

SEE EXHIBIT A ATTACHED HERETO AND MADE A PART HEREOF

To HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee(s), and Grantees(s) heirs and assigns forever. And the said Grantor(s) does (do) hereby covenant to and with the said Grantee(s), the Grantor(s) is/are the owner(s) in fee simple of said premises; that said premises are free from all encumbrances EXCEPT those to which this conveyance is expressly made subject and those made, suffered or done by the Grantee(s); and subject to U.S. Patent reservations, restrictions, dedications, easements, rights of way and agreements, (if any) of record, and current years taxes, levies, and assessments, including irrigation and utility assessments, (if any) which are not yet due and payable, and that Grantor(s) will warrant and defend the same from all lawful claims whatsoever.

Dated: April 6, 2010

Robert G Dirks
Robert G Dirks

Mechelle Dirks
Mechelle Dirks

10-15-10 Mechelle Dirks - 10-15-10

Instrument # 272702

MURPHY, OWYHEE, IDAHO

2010-10-15 04:10:29 PM No. of Pages: 6

Recorded for: PIONEER TITLE COMPANY/OWY

CHARLOTTE SHERBURN

Fee: 25.00

Ex-Officio Recorder Deputy mpeterson

Index To: DEED WARRANTY

Electronically Recorded by Simplifile



Instrument # 270868
MURPHY, OWYHEE, IDAHO
2010-04-13 12:06:36 PM No. of Pages: 4
Recorded for: PIONEER TITLE COMPANY/OWY
CHARLOTTE SHERBURN Fee: 12.00
Ex-Officio Recorder Deputy mpeterson
Index To: DEED WARRANTY
Electronically Recorded by Simplifile

100 10th Avenue South / Nampa, Idaho
83651 / (208) 466-6100

201001974

WARRANTY DEED

For Value Received Robert G. Dirks and Mechelle Dirks, also shown of record as Mechelle J. Dirks
and Michelle J. Dirks, husband and wife

hereinafter referred to as Grantor, does hereby grant, bargain, sell, warrant and convey unto

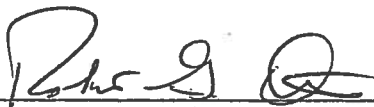
Kenton G. Dirks and Michelle R. Dirks, husband and wife

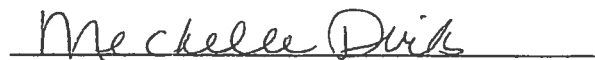
, hereinafter referred to as Grantee, whose current address is PO Box 565 Grandview Id
the following described premises, to-wit: 83624

SEE EXHIBIT A ATTACHED HERETO AND MADE A PART HEREOF

To HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee(s), and Grantees(s) heirs and assigns forever. And the said Grantor(s) does (do) hereby covenant to and with the said Grantee(s), the Grantor(s) is/are the owner(s) in fee simple of said premises; that said premises are free from all encumbrances EXCEPT those to which this conveyance is expressly made subject and those made, suffered or done by the Grantee(s); and subject to U.S. Patent reservations, restrictions, dedications, easements, rights of way and agreements, (if any) of record, and current years taxes, levies, and assessments, including irrigation and utility assessments, (if any) which are not yet due and payable, and that Grantor(s) will warrant and defend the same from all lawful claims whatsoever.

Dated: April 6, 2010


Robert G Dirks


Mechelle Dirks

State of Idaho

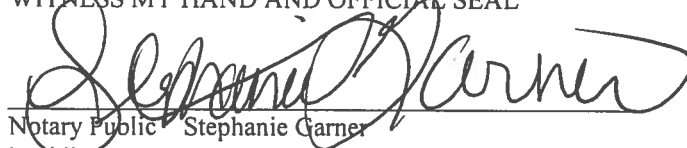
ss.

County of Canyon

On this _____ day of April, 2010, before me, the undersigned, a Notary Public, in and for said State, personally appeared Robert G. Dirks and mechelle Dirks known to me, and/or identified to me on the basis of satisfactory evidence, to be the person(s) whose name is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same.

WITNESS MY HAND AND OFFICIAL SEAL

(SEAL)


Notary Public Stephanie Garner
Residing at: Nampa, Idaho
Commission Expires: 7-31-12



File No. 201001974

EXHIBIT A

R.D. M.D.
K.D. M.D.

That portion of Government Lot 1 which lies South of the centerline of the Bybee Lateral, all of Government Lots 2 and 3, all of the SENW and SWNE, and a portion of the SENE, all in Section 3, and that portion of the W ½ NW of Section 2 which lies West of the centerline of Mud Flat Road and South of the centerline of the Bybee Lateral, all in Township 6 South, Range 3 East, Boise Meridian, Owyhee County, Idaho, and being more particularly described as follows:

Commencing at the Northwest corner of said Section 3; thence

North 89° 22'34" East, 1323.72 feet along the North line of said Section 3 to a 2 inch aluminum cap set at the Northwest corner of said Government Lot 3 and the POINT OF BEGINNING; thence

North 89° 22'34" East, 1323.72 feet along the North line of said Section 3 to the Northeast corner of said Government Lot 3; thence

North 89° 22'34" East, 1413.97 feet continuing along said North line to a 5/8 inch rebar set at the point of intersection of said North line with the centerline of the Bybee Lateral; thence

South 11° 45'36" East, 41.68 feet along the centerline of said Bybee Lateral to a point of curvature; thence

Southeasterly, along said lateral centerline, along a curve to the left having a radius of 15.00 feet, an arc length of 20.41 feet, a central angle of 77° 56'31", a chord bearing of South 50° 43'51" East, and a chord distance of 18.87 feet to a point of tangency; thence

South 89° 42'07" East, 223.93 feet along said lateral centerline to a point of curvature; thence

Southeasterly, along said lateral centerline, along a curve to the right having a radius of 130.00 feet, an arc length of 115.96 feet, a central angle of 51° 06'26", a chord bearing of South 64° 08'54" East, and a chord distance of 112.15 feet to a point of tangency; thence

South 38° 35'41" East, 442.22 feet along said lateral centerline to a point of curvature; thence

Southeasterly, along said lateral centerline, along a curve to the left having a radius of 600.00 feet, an arc length of 552.13 feet, a central angle of 52° 43'29", a chord bearing of South 64° 57'25" East, and a chord distance of 532.86 feet to a point of tangency; thence

North 88° 40'50" East, 144.65 feet along said lateral centerline; thence

North 80° 06'11" East, 175.57 feet along said lateral centerline to the point of intersection of same with the centerline of the Mud Flat Road; thence

South 00° 39'47" West, 1128.17 feet along said Mud Flat Road centerline; thence

South 00° 02'03" West, 1210.11 feet along said centerline ~~to the Northeast corner of Revised Tax 1~~; thence

North 89° 30'00" West, 527.47 feet ~~along the North line of said Revised Tax 1~~ to a ½ inch rebar; thence

South 01° 02'01" West, 121.46 feet ~~along the West line of said Revised Tax 1~~ to a ½ inch rebar set in the South line of said SENE; thence

North 89° 30'00" West, 2212.48 feet along the South line of said SENE and along the South line of said SWNE to the Southeast corner of said SENW; thence

North 89° 30'00" West, 1329.83 feet along the South line of said SENW to a 2 inch aluminum cap set at the Southwest corner of same; thence

North 01° 26'09" West, 3035.78 feet along the West line of said SENW and along the West line of said Government Lot 3 to the POINT OF BEGINNING.

R.D.
M.D.

Reserving to the Grantor the following described easement:

File No. 201001974

RESERVING THEREFROM a 30 foot wide easement, for Ingress/Egress access across the SW1/4NW1/4 of Section 2 and across the SE1/4NE1/4 of Section 3, all in Township 6 South, Range 3 East, B.M., Owyhee County, Idaho described as follows:

COMMENCING at the Northwest corner of said Section 2 (Northeast corner of said Section 3); thence

North 89°21'20" East, 198.35 feet along the North line of said Section 2 to the intersection of same with the centerline of Mud Flat Road; thence

South 00°39'47" West, 1784.37 feet along said centerline of Mud Flat Road; thence

South 00°02'03" West, 1210.11 feet along said centerline to the Northeast corner of Revised Tax 1; thence

North 89°30'00" West, 30.00 feet along the North line of said Revised Tax 1 to the intersection of same with the West right of way line of Mud Flat Road and the POINT OF BEGINNING; thence

North 89°30'00" West, 497.47 feet along said North line of Revised Tax 1 to a ½ inch rebar; thence

South 01°02'01" West, 121.46 feet along the West line of said Revised Tax 1 to a ½ inch rebar set in the South line of said SE1/4NE1/4 of Section 3; thence

North 89°30'00" West, 30.00 feet along said South line of said SE1/4NE1/4; thence

North 01°02'01" East, 151.46 feet along a line parallel with and 30 feet West of said West line of said Revised Tax 1; thence

South 89°30'00" East, 526.95 feet along a line parallel with and 30 feet North of said North line of said Revised Tax 1 to a point in the West right of way line of said Mud Flat Road; thence

South 00°02'03" West, 30.00 feet along said West right of way line to the POINT OF BEGINNING.

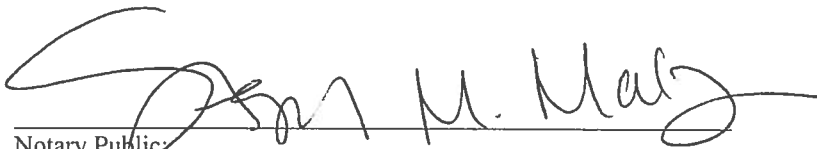
State of Idaho

SS.

County of Canyon

On this 15th day of October 2010, before me, the undersigned, a Notary Public, in and for said State, personally appeared Robert G. Dirks and Mechelle Dirks known to me, and/or identified to me on the basis of satisfactory evidence, to be the person(s) whose name is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same.

WITNESS MY HAND AND OFFICIAL SEAL



Notary Public:

Residing at:

Commission Expires:

My Commission Expires: 7-27-16
Residing in Nampa, Idaho



Owyhee County, Idaho



Image Year 2015

1 inch = 571 feet

Common Land Unit

	Non-Cropland		Tract Boundary
	Cropland		PLSS

Wetland Determination Identifiers

- Restricted Use ▽ Limited Restrictions
- Exempt from Conservation Compliance Provisions

Kenton & Michelle Dinks property

Tract Cropland Total: 263.57 acres

2017 Program Year

Map Created March 29, 2017

Farm 2307
Tract 1944

United States Department of Agriculture (USDA) Farm Service Agency (FSA) maps are for FSA Program administration only. This map does not represent a legal survey or reflect actual ownership; rather it depicts the information provided directly from the producer and/or National Agricultural Imagery Program (NAIP) imagery. The producer accepts the data 'as is' and assumes all risks associated with its use. USDA-FSA assumes no responsibility for actual or consequential damage incurred as a result of any user's reliance on this data outside FSA programs. 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 boundaries and determinations or contact USDA Natural Resources Conservation Service (NRCS).



United States
Department of
Agriculture

Owyhee County, Idaho



Common Land Unit

	Non-Cropland		Tract Boundary
	Cropland		PLSS

Wetland Determination Identifiers

● Restricted Use ▽ Limited Restrictions

□ Exempt from Conservation Compliance Provisions

Tract Cropland Total: 129.83 acres

Robert & Michelle Dinks Property

2017 Program Year

Map Created March 29, 2017

Farm 2308

Tract 1945

United States Department of Agriculture (USDA) Farm Service Agency (FSA) maps are for FSA Program administration only. This map does not represent a legal survey or reflect actual ownership; rather it depicts the information provided directly from the producer and/or National Agricultural Imagery Program (NAIP) Imagery. The producer accepts the data 'as is' and assumes all risks associated with its use. USDA-FSA assumes no responsibility for actual or consequential damage incurred as a result of any user's reliance on this data outside FSA Programs. 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 boundaries and determinations or contact USDA Natural Resources Conservation Service (NRCS).



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street • P.O. Box 83720 • Boise, Idaho 83720-0098

Phone: (208) 287-4800 • Fax: (208) 287-6700 • Web Site: www.idwr.idaho.gov

GARY SPACKMAN
Director

C.L. "BUTCH" OTTER
Governor

October 31, 2017

KENTON G DIRKS
MICHELLE R DIRKS
33386 MUD FLAT RD
GRANDVIEW ID 83624

Re: Change in Water Right Ownership: 2-2279 (Split into 2-2279 and **2-10543**), 2-7012 (Split into 2-7012 and **2-10542**), 2-4026 & 57-10539

Dear Water Right Holder(s):

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

Your portion of these water rights has a specified point of diversion, nature of use and place of use. If you plan on changing the nature of use, place of use, or point of diversion under this right, including adding a new point of diversion, then an Application for Transfer on your portion of this right is required. Please contact this office for further information on the Application for Transfer form or you can find the forms at www.idwr.idaho.gov. 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 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.

Also note that as of July 1, 1996, water right owners are required to report any change of water right ownership and any change of mailing address of the owner of a water right, to the Department. Notice of the change must be provided to the Department within **120 days** of the change.

Please feel free to contact me at 208-287-4942 if you have any questions concerning the enclosed information or this letter.

Sincerely,

Jean Hersley
Technical Records Specialist II

Enclosure

c: Water District No. 2



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street • P.O. Box 83720 • Boise, Idaho 83720-0098

Phone: (208) 287-4800 • Fax: (208) 287-6700 • Web Site: www.idwr.idaho.gov

GARY SPACKMAN
Director

C.L. "BUTCH" OTTER
Governor

October 31, 2017

MECHELLE DIRKS
ROBERT G DIRKS
24762 A & A RD
GRAND VIEW ID 83624

Re: Change in Water Right Ownership: 2-2279 (Split into **2-2279** and 2-10543), 2-7012 (Split into **2-7012** and 2-10542),

Dear Water Right Holder(s):

We have received and processed a Change of Ownership for a portion of your original Water Right as referenced above. This change of ownership resulted in a split of your original water right.

When a portion of the original water right has been conveyed to another and the original right has been split, a new water right number is issued to the new owner representing their portion of the original water right. Each water right contains only the portion of the original right for each separate owner. The original water right number reflects your remaining portion of the water right, after the change of ownership. Enclosed is a copy of this water right for your records. Please refer to your water right number when corresponding with our office.

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 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.

If you have any questions concerning this ownership change, or the enclosed information, please contact me at 208-287-4942.

Sincerely,

Jean Hersley
Technical Records Specialist II

Enclosure

c: Water District No. 2
Zions First National Bank