

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

MAR 16 2016

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?
35-7971	Yes ☒	Yes ☐		Yes ☐	Yes ☐
35-8111	Yes ☒	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name:

Michael Heaney
Name of current water right holder/claimant

3. New Owner(s)/Claimant(s):

Prospector Farms LLC

New owner(s) as listed on the conveyance document

Name connector ☐ and ☐ or ☐ and/or

2841 W 1700 S.
Mailing address

Aberdeen
City

ID
State

83201
ZIP

208-317-6333
Telephone

klassenstephen@gmail.com
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: _____

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

8. Signature:

Steph R. [Signature]
Signature of new owner/claimant

member, Prospector Farms LLC
Title, if applicable

3/16/17
Date

Signature:

Signature of new owner/claimant

Title, if applicable

Date

For IDWR Office Use Only:

Received by JB

Date

4/24/2017
3/16/2017

Receipt No.

E042959
E042820

Receipt Amt.

\$150. -
\$50. -

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 9/14/2017

RECORDING REQUESTED BY
First American Title Company

AND WHEN RECORDED MAIL TO:
First American Title Company
223 North 15th Avenue
Pocatello, ID 83201

Instrument # 672677
BINGHAM COUNTY, IDAHO
2015-12-15 12:00:03 PM No. of Pages: 3
Recorded for: FIRST AMERICAN TITLE - BLACKFO
PAMELA W. ECKHARDT Fee: \$16.00
Ex-Officio Recorder Deputy JPulley
Index To: WARRANTY DEED
Electronically Recorded by Simplifile

Space Above This Line for Recorder's Use Only

WARRANTY DEED

File No.: 570103-P (cl)

Date: December 14, 2015

For Value Received, **Michael E. Heaney, an unmarried man, who also appears of record as Michael Heaney**, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **Prospector Farms, LLC**, hereinafter called the Grantee, whose current address is **2841 W 1700 S, Aberdeen, ID 83210**, the following described premises, situated in **Bingham County, Idaho**, to-wit: SK

TRACT A:
TOWNSHIP 4 SOUTH, RANGE 31 E.B.M, BINGHAM COUNTY, IDAHO
SECTION 22: NW¼; NW¼SW¼; SW¼SW¼; ALSO A STRIP OF LAND 300 FEET IN WIDTH OFF THE N. SIDE OF THE NE¼SW¼ AND 10 ACRES IN THE SW CORNER OF THE NE¼SW¼ SO MEASURED THAT IT WILL JOIN UP WITH THE 300 FOOT STRIP OFF THE NORTH SIDE OF SAID NE¼SW¼ AND ALSO A STRIP OF LAND 40 FEET IN WIDTH OFF FROM THE WEST SIDE OF THE SE¼SW¼.

EXCEPTING THEREFROM: BEGINNING AT THE INTERSECTION OF THE NORTH LINE OF A COUNTY ROAD AND THE EAST LINE OF THE SW¼SW¼ OF SAID SECTION 22, AND RUNNING THENCE NORTH 150 FEET; THENCE WEST 400 FEET; THENCE SOUTH 150 FEET TO THE NORTH LINE OF SAID COUNTY ROAD; THENCE EAST ALONG THE NORTH LINE OF SAID COUNTY ROAD 400 FEET, TO THE PLACE OF BEGINNING.

ALSO EXCEPTING: A PARCEL OF LAND IN THE NE¼NW¼ OF SECTION 22, TOWNSHIP 4 SOUTH, RANGE 31 E.B.M., BINGHAM COUNTY, IDAHO, DESCRIBED AS FOLLOWS: BEGINNING AT THE N¼ CORNER OF SAID SECTION 22; THENCE S. 00°10'32" E. ALONG THE NORTH-SOUTH CENTERLINE OF SAID SECTION 1055.73 FEET TO A ½" REBAR AND PLASTIC CAP STAMPED PLS 843, BURIED 18 INCHES; THENCE FROM A TANGENT BEARING OF N. 47°14'57" W. ALONG A CURVE TO THE RIGHT, HAVING A RADIUS OF 1415.00 FEET, THROUGH A CENTRAL ANGLE OF 48°01'58", FOR AN ARC LENGTH OF 1186.24 FEET TO A POINT ON THE NORTH LINE OF SAID SECTION 22, SAID POINT BEING MONUMENTED WITH A ½" REBAR AND PLASTIC CAP STAMPED PLS 843, BURIED 18 INCHES; THENCE S. 89°39'34" E. ALONG SAID NORTH LINE 451.12 FEET TO THE TRUE POINT OF BEGINNING.

ALSO EXCEPTING: PART OF THE NE¼ OF THE SW¼ OF SECTION 22, TOWNSHIP 4 SOUTH, RANGE 31 EAST, BOISE MERIDIAN, BINGHAM COUNTY, IDAHO, DESCRIBED AS: COMMENCING AT THE SW CORNER OF SECTION 22; THENCE SOUTH 89°29'59" EAST 1331.04 FEET ALONG THE SOUTH LINE OF SAID SECTION 22 TO THE SW CORNER OF THE SE¼SW¼; THENCE NORTH 00°25'13" EAST 1326.05 FEET ALONG THE WEST LINE OF THE

SAID SE $\frac{1}{4}$ SW $\frac{1}{4}$ TO THE NW CORNER OF THE SE $\frac{1}{4}$ SW $\frac{1}{4}$ AND THE POINT OF BEGINNING; THENCE NORTH 00°25'13" EAST 290.00 FEET ALONG THE WEST LINE OF THE NE $\frac{1}{4}$ SW $\frac{1}{4}$; THENCE SOUTH 89°18'28" EAST 427.00 FEET TO A POINT ON THE WEST LINE OF WARRANTY DEED INSTRUMENT NO. 639045; THENCE SOUTH 00°25'13" WEST 290.00 FEET ALONG SAID WEST LINE; THENCE NORTH 89°18'28" WEST 427.00 FEET ALONG SAID DEED TO THE POINT OF BEGINNING.

TRACT B:

A PARCEL OF LAND IN THE NW $\frac{1}{4}$ SE $\frac{1}{4}$ OF SECTION 22, TOWNSHIP 4 SOUTH, RANGE 31 E.B.M., BINGHAM COUNTY, IDAHO, DESCRIBED AS FOLLOWS:

COMMENCING AT THE E $\frac{1}{4}$ CORNER OF SAID SECTION 22, THENCE N. 89°33'03" W. ALONG THE EAST-WEST CENTERLINE OF SAID SECTION, 2081.39 FEET TO THE POINT OF INTERSECTION WITH THE CENTERLINE OF THE HIGH LINE CANAL, THE TRUE POINT OF BEGINNING; THENCE S. 38°21'10" W. ALONG SAID CANAL CENTERLINE 950.27 FEET TO THE POINT OF INTERSECTION WITH THE NORTH-SOUTH CENTERLINE OF SAID SECTION; THENCE N. 00°10'32" W. ALONG SAID NORTH-SOUTH CENTERLINE 749.85 FEET TO THE CENTER $\frac{1}{4}$ CORNER OF SAID SECTION AND MONUMENTED WITH A 5/8" REBAR AND PLASTIC CAP STAMPED PLS 843, BURIED 18 INCHES; THENCE S. 89°33'03" E. ALONG THE EAST-WEST CENTERLINE OF SAID SECTION 591.96 FEET TO THE TRUE POINT OF BEGINNING.

RESERVING AN EASEMENT FOR INGRESS AND EGRESS OVER PART OF THE SE OF THE SW OF SECTION 22, TOWNSHIP 4 SOUTH, RANGE 31 EAST, BOISE MERIDIAN, BINGHAM COUNTY, IDAHO, DESCRIBED AS:

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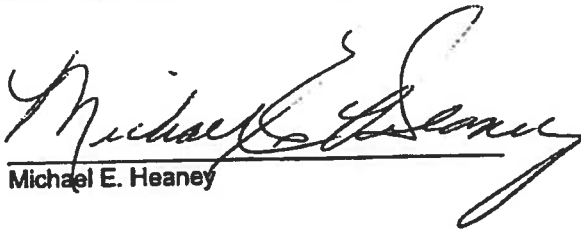
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TOGETHER WITH ALL WATER AND WATER RIGHTS APPURTENANT TO SAID LANDS, INCLUDING BUT NOT LIMITED TO THE FOLLOWING:

FORTY (40) CANAL SHARES OF STOCK IN ABERDEEN-SPRINGFIELD CANAL COMPANY AS EVIDENCED UNDER CERTIFICATE #5157 .

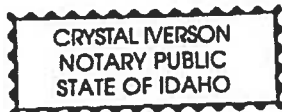
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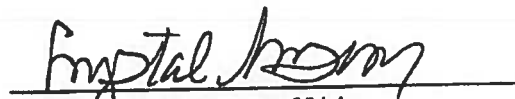
TO HAVE AND TO HOLD the said premises, with its appurtenances, unto the said Grantee, and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U.S. Patent reservations, restrictions, easements of record and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.


Michael E. Heaney

STATE OF Idaho)
ss.
COUNTY OF Bannock)

On this 14 day of December, 2015, before me, a Notary Public in and for said State, personally appeared **Michael E. Heaney**, 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.




Notary Public for the State of Idaho
Residing at: Pocatello, ID
My Commission Expires: 4/23/16

RECORDING REQUESTED BY
First American Title Company

AND WHEN RECORDED MAIL TO:
First American Title Company
223 North 15th Avenue
Pocatello, ID 83201

Space Above This Line for Recorder's Use Only

WARRANTY DEED

File No.: **570103-P (ci)**

Date: **December 14, 2015**

For Value Received, **Michael E. Heaney, an unmarried man, who also appears of record as Michael Heaney**, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **Prospector Farms, LLC**, hereinafter called the Grantee, whose current address is **2841 W 1700 S, Aberdeen, ID 83210**, the following described premises, situated in **Bingham County, Idaho**, to-wit:

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OF THE SE $\frac{1}{4}$ SW $\frac{1}{4}$.**

**EXCEPTING THEREFROM: BEGINNING AT THE INTERSECTION OF THE NORTH LINE OF A
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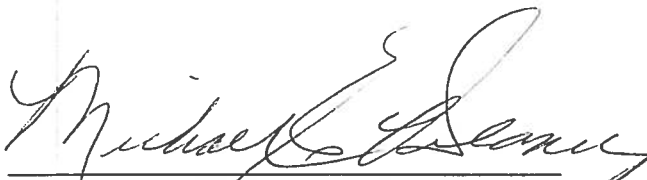
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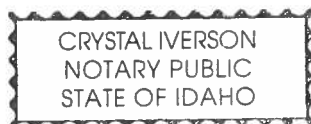
TO HAVE AND TO HOLD the said premises, with its appurtenances, unto the said Grantee, and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U.S. Patent reservations, restrictions, easements of record and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.

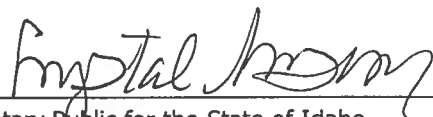


Michael E. Heaney

STATE OF Idaho)
SS.
COUNTY OF Bannock)

On this 14 day of December, 2015, before me, a Notary Public in and for said State, personally appeared **Michael E. Heaney**, 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.





Notary Public for the State of Idaho
Residing at: Pocatello, ID
My Commission Expires: 4/23/16



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N Skyline Dr., Ste A, Idaho Falls, Idaho 83402-1718

Phone: (208) 525-7161 FAX: (208) 525-7177 www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

September 15, 2017

Prospector Farms LLC
2841 W 1700 S
Aberdeen ID 83201

RE: Change of Ownership for Water Rights 35-7971 (Split into 35-7971 & 35-14547) and 35-8111 (Split into 35-8111 & 35-14548)

Dear Water Right Holder:

The department acknowledges receipt of correspondence changing ownership and splitting the above referenced water right. The department has modified its records to reflect the changes and has enclosed computer-generated reports for your records.

Your portion of the water right has a specified point of diversion, nature of use and place of use. If you plan on changing any of these, including adding a new point of diversion, then an Application for Transfer on your portion of this right is required. 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 deliberately abandoned or 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.

Please note that Section 42-248, Idaho Code, requires you or the owner of this water right to maintain current ownership and address records on file with the department. Forms to file a change of ownership of a water right and/or a change in the address of the water right owner are available from any department office, or at the department's website at: www.idwr.idaho.gov.

Please feel free to contact this office if you have any questions regarding this matter.

Sincerely,

Jonie Barg
Technical Records Specialist

Enclosures

cc: Michael Heaney
Water District 120
Aberdeen American Falls Ground Water District