

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

MAY 08 2017

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?
34-13751	Yes ☐	Yes ☐		Yes ☐	Yes ☐
34-13753	Yes ☐	Yes ☐		Yes ☐	Yes ☐
34-13755	Yes ☐	Yes ☐		Yes ☐	Yes ☐
34-13757	Yes ☐	Yes ☐		Yes ☐	Yes ☐
34-13759	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Lynn Rothwell
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Daniel James Branagan Kerry Branagan
New owner(s) as listed on the conveyance document Name connector ☒ and ☐ or ☐ and/or
- | | | | |
|----------------------------|-------------------------|-----------|--------------|
| <u>6854 E Sunnyside Rd</u> | <u>Idaho Falls</u> | <u>ID</u> | <u>83406</u> |
| Mailing address | City | State | ZIP |
| <u>1-208-716-1841</u> | <u>srvranch@msn.com</u> | | |
| 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 15th, 2017
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 # 34-13751

8. Signature: *Daniel Branagan* 5/7/17
Signature of new owner/claimant Title, if applicable Date
- Signature: *Kerry Branagan* 5/7/17
Signature of new owner/claimant Title, if applicable Date

For IDWR Office Use Only:

Received by *[Signature]* Date 5-8-2017 Receipt No. E042997 Receipt Amt. \$125.00

Active in the Water Supply Bank? Yes ☐ No ☐ If yes, forward to the State Office for processing W-9 received? Yes ☐ No ☐

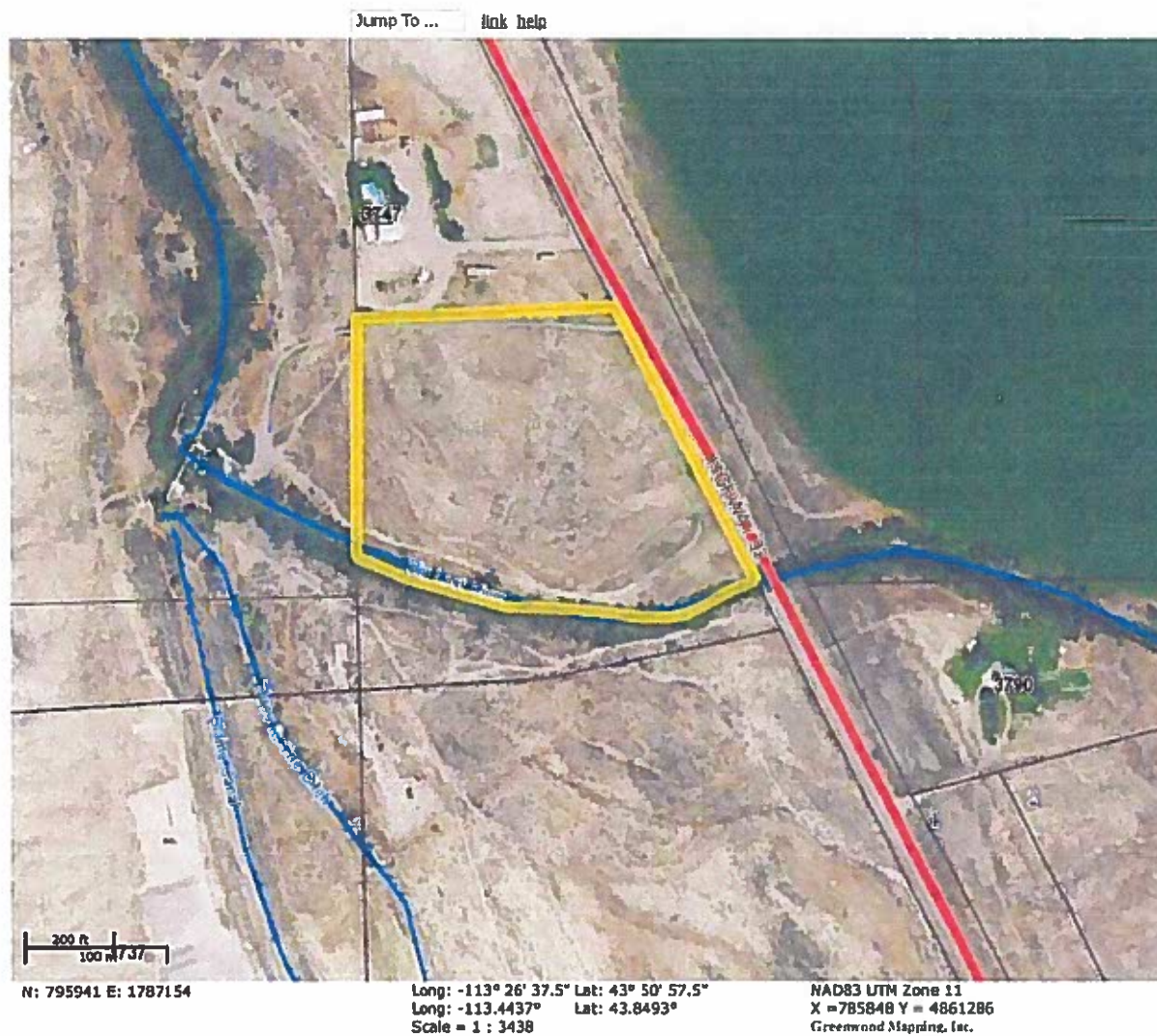
Name on W-9 _____ Approved by *MH* Processed by *MH* Date 5/9/2017

Jump To ... link help



- 1 Parcel(s) [Zoom to parcel\(s\)](#)
- Pidn: RP06N25E148201 [Property Detail](#)
 - Owner: ROTHWELL, LYNN & ROTHWELL, ARVELLA
 - Mail Addr: 3995 N 3700 W
 - Mail Addr: MOORE, ID 83255
 - Location: TRACT 00-58 SEC 14 T6N R25E
 - Tax Roll Acreage: 12.0250
 - Tax Code Area: 90000

N: 795763 E: 1787569
Long: -113° 26' 31.8" Lat: 43° 50' 55.7"NAD83 UTM Zone 11
Long: -113.4422° Lat: 43.8488° X = 785976 Y = 4861237
Scale = 1 : 2321 Greenwood Mapping, Inc.

**Foreground Layers:**

- Lot Numbers
- Street Address Numbers
- Roads, Streets, Highways
- Cities
- Ownership
- Record of Survey
- Public Land Survey
- FEMA Flood Zones
- Rivers & Creeks

District Layers:

- Commissioner Districts
- Tax Code Areas
- Ambulance District
- Fire Districts
- Highway Districts
- Hospital Districts
- Library Districts
- Mosquito Districts
- School Districts
- School Trustee Zones

Background Layer:

- 2015 Aerial Photography
- 2013 Aerial Photography
- 2011 Aerial Photography
- 2009 Aerial Photography
- 2004 Aerial Photography
- Voter Precincts
- Public Lands
- USGS topos
- Zoning Districts

RECORDING REQUESTED BY
First American Title Company

AND WHEN RECORDED MAIL TO:
First American Title Company
168 West Pacific Street/PO Box 868
Blackfoot, ID 83221

Instrument # 253057
CHALLIS, CUSTER, IDAHO
03-16-2017 02:45:24 No. of Pages: 3
Recorded for: FIRST AMERICAN TITLE - BLACKFOOT
Lura H. Baker Fee: \$16.00
Ex-Officio Recorder Deputy: CAC

Space Above This Line for Recorder's Use Only

WARRANTY DEED

File No.: **626048-B (Id)**

Date: **March 15, 2017**

For Value Received, **Lynn Rothwell and Arvella Rothwell, husband and wife**, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **Daniel James Branagan and Kerry Branagan, husband and wife**, hereinafter called the Grantee, whose current address is **6854 East Sunnyside Road, Idaho Falls, ID 83406**, the following described premises, situated in **Custer County, Idaho**, to-wit:

A PORTION OF THE NE $\frac{1}{4}$ SE $\frac{1}{4}$ SECTION 14, TOWNSHIP 6 NORTH, RANGE 25 E.B.M., CUSTER COUNTY, IDAHO, LYING SOUTHWESTERLY OF HIGHWAY NO. 93, DESCRIBED AS FOLLOWS: COMMENCING AT A REBAR WITH ALUMINUM CAP P.L.S. #3577 MARKING THE S $\frac{1}{4}$ CORNER OF SECTION 14, FROM WHICH A REBAR WITH ALUMINUM CAP P.L.S. #827 MARKING THE NE CORNER OF SECTION 14 BEARS N. 89°13'23" E. 2,674.60 FEET, THENCE N. 44°23'55" E. 1,889.71 FEET TO THE SW CORNER OF THE NE $\frac{1}{4}$ SE $\frac{1}{4}$ (SE 1/16 CORNER) OF SECTION 14 AND THE POINT OF BEGINNING, THENCE N. 0°38'50" W. 1,332.13 FEET ALONG THE WEST LINE OF THE NE $\frac{1}{4}$ SE $\frac{1}{4}$ TO THE NW CORNER OF THE NE $\frac{1}{4}$ SE $\frac{1}{4}$ (THE C-C EAST 1/16 CORNER) SECTION 14; THENCE N. 89°07'09" E. 296.20 FEET ALONG THE NORTH LINE OF THE NE $\frac{1}{4}$ SE $\frac{1}{4}$ SECTION 14 TO A POINT LYING ON OR ALONG THE SOUTHWESTERLY RIGHT-OF-WAY LINE OF HIGHWAY NO. 93; THENCE S. 27°05'47" E. 1,485.83 FEET ALONG SAID LINE TO A POINT LYING ON OR ALONG THE SOUTH LINE OF THE NE $\frac{1}{4}$ SE $\frac{1}{4}$ SECTION 14; THENCE S. 89°10'16" W. 957.99 FEET ALONG SAID LINE TO THE POINT OF BEGINNING,

EXCEPT THEREFROM THE NORTHERLY 673 FEET.

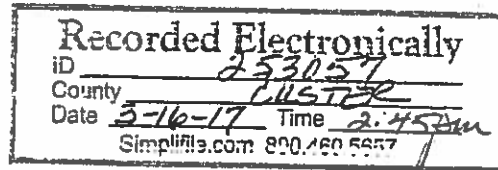
ALSO INCLUDING:

A PORTION OF THE SE $\frac{1}{4}$ SE $\frac{1}{4}$ OF SECTION 14, TOWNSHIP 6 NORTH, RANGE 25 EAST, BOISE MERIDIAN, COUNTY OF CUSTER, STATE OF IDAHO, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

**COMMENCING AT THE QUARTER CORNER COMMON TO SECTIONS 14 AND 23, SAID CORNER BEING FURTHER DESCRIBED IN CP&FR INSTRUMENT NUMBER 197879 AS FILED IN THE CUSTER COUNTY RECORDER'S OFFICE, SAID CORNER BEARS S 89°13'35" W A DISTANCE OF 2674.64 FEET FROM THE CORNER COMMON TO SECTIONS 13, 14, 23, AND 24, SAID CORNER BEING FURTHER DESCRIBED IN CP&FR INSTRUMENT NUMBER 197878 AS FILED IN THE CUSTER COUNTY RECORDER'S OFFICE, THENCE ALONG THE SOUTH LINE OF THE SE OF SAID SECTION 14 N 89°13'35" E A DISTANCE OF 1337.32 FEET TO THE SOUTHWEST CORNER OF SAID SE $\frac{1}{4}$ SE $\frac{1}{4}$, THENCE LEAVING SAID SOUTH LINE AND ALONG THE WEST LINE OF SAID SE $\frac{1}{4}$ SE $\frac{1}{4}$ N 00°38'59" W A DISTANCE OF 1108.36 FEET TO A POINT IN AN EXISTING FENCE LINE, SAID POINT BEING THE POINT OF BEGINNING, THENCE LEAVING SAID WEST LINE AND ALONG SAID FENCE LINE THE FOLLOWING COURSES:
N 86°59'06" E A DISTANCE OF 451.09 FEET;
N78°36'51" E A DISTANCE OF 568.08 FEET TO A POINT ON THE WESTERLY RIGHT OF WAY LINE OF US HIGHWAY NO 93;**

RECORDING REQUESTED BY
First American Title Company

AND WHEN RECORDED MAIL TO:
First American Title Company
168 West Pacific Street/PO Box 868
Blackfoot, ID 83221



Space Above This Line for Recorder's Use Only

WARRANTY DEED

File No.: **626048-B (Id)**

Date: **March 15, 2017**

For Value Received, **Lynn Rothwell and Arvella Rothwell, husband and wife**, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **Daniel James Branagan and Kerry Branagan, husband and wife**, hereinafter called the Grantee, whose current address is **6854 East Sunnyside Road, Idaho Falls, ID 83406**, the following described premises, situated in **Custer County, Idaho**, to-wit:

A PORTION OF THE NE $\frac{1}{4}$ SE $\frac{1}{4}$ SECTION 14, TOWNSHIP 6 NORTH, RANGE 25 E.B.M., CUSTER COUNTY, IDAHO, LYING SOUTHWESTERLY OF HIGHWAY NO. 93, DESCRIBED AS FOLLOWS: COMMENCING AT A REBAR WITH ALUMINUM CAP P.L.S. #3577 MARKING THE S $\frac{1}{4}$ CORNER OF SECTION 14, FROM WHICH A REBAR WITH ALUMINUM CAP P.L.S. #827 MARKING THE NE CORNER OF SECTION 14 BEARS N. 89°13'23" E. 2,674.60 FEET, THENCE N. 44°23'55" E. 1,889.71 FEET TO THE SW CORNER OF THE NE $\frac{1}{4}$ SE $\frac{1}{4}$ (SE 1/16 CORNER) OF SECTION 14 AND THE POINT OF BEGINNING, THENCE N. 0°38'50" W. 1,332.13 FEET ALONG THE WEST LINE OF THE NE $\frac{1}{4}$ SE $\frac{1}{4}$ TO THE NW CORNER OF THE NE $\frac{1}{4}$ SE $\frac{1}{4}$ (THE C-C EAST 1/16 CORNER) SECTION 14; THENCE N. 89°07'09" E. 296.20 FEET ALONG THE NORTH LINE OF THE NE $\frac{1}{4}$ SE $\frac{1}{4}$ SECTION 14 TO A POINT LYING ON OR ALONG THE SOUTHWESTERLY RIGHT-OF-WAY LINE OF HIGHWAY NO. 93; THENCE S. 27°05'47" E. 1,485.83 FEET ALONG SAID LINE TO A POINT LYING ON OR ALONG THE SOUTH LINE OF THE NE $\frac{1}{4}$ SE $\frac{1}{4}$ SECTION 14; THENCE S. 89°10'16" W. 957.99 FEET ALONG SAID LINE TO THE POINT OF BEGINNING,

EXCEPT THEREFROM THE NORTHERLY 673 FEET.

ALSO INCLUDING:

A PORTION OF THE SE $\frac{1}{4}$ SE $\frac{1}{4}$ OF SECTION 14, TOWNSHIP 6 NORTH, RANGE 25 EAST, BOISE MERIDIAN, COUNTY OF CUSTER, STATE OF IDAHO, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

**COMMENCING AT THE QUARTER CORNER COMMON TO SECTIONS 14 AND 23, SAID CORNER BEING FURTHER DESCRIBED IN CP&FR INSTRUMENT NUMBER 197879 AS FILED IN THE CUSTER COUNTY RECORDER'S OFFICE, SAID CORNER BEARS S 89°13'35" W A DISTANCE OF 2674. 64 FEET FROM THE CORNER COMMON TO SECTIONS 13, 14, 23, AND 24, SAID CORNER BEING FURTHER DESCRIBED IN CP&FR INSTRUMENT NUMBER 197878 AS FILED IN THE CUSTER COUNTY RECORDER'S OFFICE, THENCE ALONG THE SOUTH LINE OF THE SE OF SAID SECTION 14 N 89°13'35" E A DISTANCE OF 1337.32 FEET TO THE SOUTHWEST CORNER OF SAID SE $\frac{1}{4}$ SE $\frac{1}{4}$, THENCE LEAVING SAID SOUTH LINE AND ALONG THE WEST LINE OF SAID SE $\frac{1}{4}$ SE $\frac{1}{4}$ N 00°38'59" W A DISTANCE OF 1108.36 FEET TO A POINT IN AN EXISTING FENCE LINE, SAID POINT BEING THE POINT OF BEGINNING, THENCE LEAVING SAID WEST LINE AND ALONG SAID FENCE LINE THE FOLLOWING COURSES:
N 86°59'06" E A DISTANCE OF 451.09 FEET;
N78°36'51" E A DISTANCE OF 568.08 FEET TO A POINT ON THE WESTERLY RIGHT OF WAY LINE OF US HIGHWAY NO 93;**

THENCE LEAVING SAID FENCE LINE AND ALONG SAID RIGHT OF WAY LINE N 27°05'38" W A DISTANCE OF 114.08 FEET TO A POINT ON THE NORTH LINE OF SAID SE $\frac{1}{4}$ SE $\frac{1}{4}$, THENCE LEAVING SAID RIGHT OF WAY AND ALONG SAID NORTH LINE S 89°10'42" W A DISTANCE OF 958.04 FEET TO THE NORTHWEST CORNER OF SAID SE SE , THENCE LEAVING SAID NORTH LINE AND ALONG SAID WEST LINE S 00°38'59" E A DISTANCE OF 223.71 FEET TO THE POINT OF BEGINNING.

ALSO EXCEPTING THEREFROM:

PORTIONS OF THE NE $\frac{1}{4}$ SE $\frac{1}{4}$ AND THE SE $\frac{1}{4}$ SE $\frac{1}{4}$ OF SECTION 14, TOWNSHIP 6 NORTH, RANGE 25 EAST, BOISE MERIDIAN, COUNTY OF CUSTER, STATE OF IDAHO, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE CORNER COMMON TO SECTIONS 14, 13, 23 AND 24, SAID CORNER BEING FURTHER DESCRIBED IN CP&FR INSTRUMENT NO. 197878 AS FILED IN THE CUSTER COUNTY RECORDER'S OFFICE; SAID CORNER BEARS S 00°41'38" E A DISTANCE OF 5333.49 FEET FROM THE CORNER COMMON TO SECTIONS 11, 12, 14, AND 13, SAID CORNER BEING FURTHER DESCRIBED IN CP&FR INSTRUMENT NO. 141733 AS FILED IN THE CUSTER COUNTY RECORDER'S OFFICE; THENCE ALONG THE EAST LINE OF SAID SECTION 14 N 00°41'38" W A DISTANCE OF 570.36 FEET TO A POINT ON THE SOUTHWESTERLY RIGHT OF WAY LINE OF U.S. HIGHWAY 93; THENCE LEAVING SAID SECTION LINE AND ALONG SAID RIGHT OF WAY LINE N 27°05'38" W A DISTANCE OF 736.63 FEET TO A POINT ON THE INTERSECTION OF AN EXISTING FENCE LINE AND SAID RIGHT OF WAY LINE, SAID POINT BEING THE POINT OF BEGINNING; THENCE LEAVING SAID RIGHT OF WAY LINE AND ALONG SAID FENCE LINE S 78°36'51" W A DISTANCE OF 568.08 FEET TO AN ANGLE POINT IN SAID FENCE LINE; THENCE CONTINUING ALONG SAID FENCE LINE S 86°59'06" W A DISTANCE OF 451.09 FEET TO A POINT ON THE INTERSECTION OF SAID FENCE LINE AND THE WEST LINE OF SE $\frac{1}{4}$ SE $\frac{1}{4}$ OF SAID SECTION 14; THENCE LEAVING SAID FENCE LINE AND ALONG SAID WEST LINE N 00°38'59" W A DISTANCE OF 223.71 FEET TO THE NORTHWEST CORNER OF SAID SE $\frac{1}{4}$ SE $\frac{1}{4}$; THENCE ALONG THE WEST LINE OF NE $\frac{1}{4}$ SE $\frac{1}{4}$ OF SAID SECTION 14 N 00°38'35" W A DISTANCE OF 93.18 FEET TO THE THREAD OF BIG LOST RIVER; THENCE LEAVING SAID WEST LINE AND ALONG SAID THREAD OF BIG LOST RIVER THE FOLLOWING COURSES:

S 65°46'43" E A DISTANCE OF 126.49 FEET;

S 73°34'37" E A DISTANCE OF 246.72 FEET;

S 87°37'40" E A DISTANCE OF 118.52 FEET;

S 84°47'49" E A DISTANCE OF 106.42 FEET;

S 82°30'53" E A DISTANCE OF 110.67 FEET;

N 89°12'24" E A DISTANCE OF 61.77 FEET;

N 79°11'19" E A DISTANCE OF 39.37 FEET;

N 62°54'53" E A DISTANCE OF 59.91 FEET;

N 61°40'04" E A DISTANCE OF 59.62 FEET;

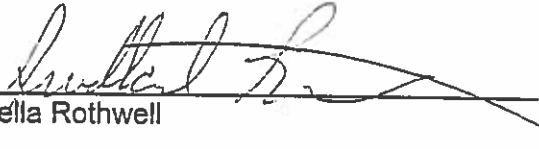
N 69°14'12" E A DISTANCE OF 63.04 FEET TO A POINT ON THE SOUTHWESTERLY RIGHT OF WAY LINE OF U.S. HIGHWAY 93;

THENCE LEAVING SAID THREAD AND ALONG SAID RIGHT OF WAY LINE S 27°05'38" E A DISTANCE OF 130.90 FEET TO THE POINT OF BEGINNING.

SUBJECT TO all easements, right of ways, covenants, restrictions, reservations, applicable building and zoning ordinances and use regulations and restrictions of record, and payment of accruing present year taxes and assessments as agreed to by parties above.

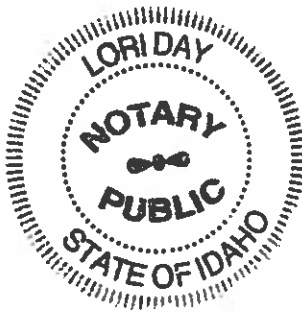
TO HAVE AND TO HOLD the said premises, with its appurtenances, unto the said Grantee, and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that said premises are free from 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.

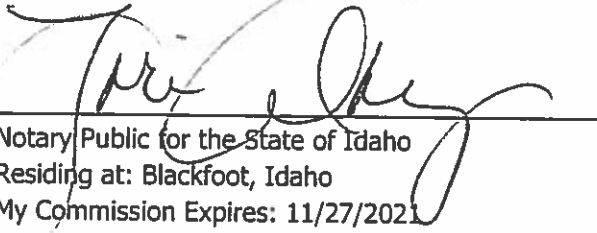

Lynn Rothwell


Arvella Rothwell

STATE OF Idaho)
SS.
COUNTY OF Bingham)

On this **16th day of March, 2017**, before me, a Notary Public in and for said State, personally appeared **Lynn Rothwell and Arvella Rothwell**, 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: Blackfoot, Idaho
My Commission Expires: 11/27/2021



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

May 12, 2017

C.L. "BUTCH" OTTER
Governor

Daniel Branagan
Kerry Branagan
6854 E Sunnyside Rd
Idaho Falls ID 83406

GARY SPACKMAN
Director

RE: Change of Ownership for Water Right No(s). 34-13751, 34-13753, 34-13755, 34-13757 & 34-13759

Dear Water Right Holder(s):

The department acknowledges receipt of correspondence changing ownership of the above referenced water right(s) to you. The department has modified its records to reflect the change in ownership and has enclosed computer-generated reports for your records.

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.

Also, 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

Enclosure(s)

cc: Water District 34
Big Lost River Ground Water District