

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Notice of Change in Water Right Ownership

RECEIVED
FEB 1 2017
Department of Water Resources
Eastern 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?
27-07115	Yes ☒	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
27-7115 27-12284	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: DJC Investments
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): City of Shelley, Idaho an Idaho Municipal Corp.
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☒ and/or
- 101 S. Emerson Ave. Shelley ID 83274
Mailing address City State ZIP
- (208) 357-3390 sandyrg@cableone.net
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: January 29, 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 # 27-7115

8. Signature: [Signature] Mayor 1-24-2017
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 JB Date 2/1/2017 Receipt No. E042729 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 JB Processed by JB Date 2/22/2017

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 # 683494
BINGHAM COUNTY, IDAHO
2017-01-20 02:54:40 PM No. of Pages: 5
Recorded for: FIRST AMERICAN TITLE - BLACKFO
PAMELA W. ECKHARDT Fee \$22.00
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.: 605646-B (Id)

Date: January 20, 2017

For Value Received, DJC Investments, LLC, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto The City of Shelley, Idaho, an Idaho Municipal Corporation, hereinafter called the Grantee, whose current address is 101 South Emerson Avenue, Shelley, ID 83274, the following described premises, situated in Bingham County, Idaho, to-wit:

PART OF THE SW1/4 OF SECTION 31, TOWNSHIP 1 NORTH, RANGE 37 EAST, B.M., BINGHAM COUNTY, IDAHO DESCRIBED AS:

COMMENCING AT THE SW CORNER OF SAID SECTION 31 THENCE ALONG THE WEST LINE OF SAID SECTION N00°16'32"E 2609.13 FEET TO THE RIGHT OF WAY OF SHELLEY WEST ROAD (FAP RS-1874(4)) SAID POINT BEING S00°16'32"W 45.49 FEET FROM THE W1/4 CORNER OF SAID SECTION; THENCE ALONG SAID RIGHT OF WAY THE FOLLOWING THREE (3) COURSES, (1) S87°46'05"E 34.00 FEET; THENCE (2) S88°43'46"E 965.06 FEET; THENCE (3) S88°51'49"E 394.13 FEET; THENCE S01°00'06"W 1152.44 FEET; MORE OR LESS TO THE WESTERLY RIGHT OF WAY OF THE RESERVATION CANAL; THENCE ALONG SAID RIGHT OF WAY THE FOLLOWING NINE (9) COURSES, (1) S29°38'29"W 142.31 FEET; THENCE (2) S30°32'29"W 250.99 FEET; THENCE (3) S37°18'31"W 35.31 FEET; THENCE (4) S44°29'04"W 44.48 FEET; THENCE (5) S39°54'36"W 136.22 FEET TO A POINT OF A NON-TANGENT CURVE THENCE (6) ALONG SAID CURVE TO THE LEFT 306.66 FEET (CURVE DATA: RADIUS=475.41 FEET, DELTA=36°57'29", CHORD BEARS S14°40'48"W 301.37 FEET); THENCE (7) S12°56'37"E 315.63 FEET; THENCE (8) S21°12'44"E 226.54 FEET TO A POINT OF CURVE; THENCE (9) ALONG SAID CURVE TO THE RIGHT 120.36 FEET (CURVE DATA: RADIUS=630.31 FEET, DELTA= 10°56'27", CHORD BEARS S15°44'30"E 120.18 FEET) TO THE SOUTH LINE OF SAID SECTION 31; THENCE ALONG SAID SOUTH LINE N89°48'32"W 1156.26 FEET TO THE POINT OF COMMENCEMENT.

TOGETHER WITH: IDAHO DEPARTMENT OF WATER RESOURCES - WATER RIGHT #-27-07115.

RESERVING UNTO THE GRANTORS, THEIR HEIRS, ASSINEES, AND OR SUCCESSORS IN INTEREST:

An ingress/egress access easement along the west 50 feet of above described parcel.

A 50 foot Ingress/egress access and utility easement as described in in deed instrument# 611969.

The following described 50 foot ingress/egress access, utility & irrigation easement:

Part of the SW ¼ of Section 31, Township 1 North, Range 37 East, B.M., Bingham County,

Date: 01/17/2017

Warranty Deed
- continued

File No.: 605646-B (1d)

Idaho described as:

Commencing at the SW Corner of said Section 31 thence along the west line of said Section N00°16'32"E 2609.13 feet to the right of way of Shelley West Road (FAP RS-1874(4)) said point

being S00°16'32"W 45.48 feet from the W ¼ corner of said Section; thence along said right of

way the following three (3) courses, (1) S87°46'05"E 34.00 feet; thence (2) S88°43'46"E 965.06

feet; thence (3) S88°51'49"E 344.24 feet to the true point of beginning; thence continuing along

said right of way S88°51'49"E 463.47; thence S0°15'49"E 50.01 feet; thence S88°51'49"E

414.58; thence, S01°00'27"W 1102.44 feet; thence, S29°38'29"W 142.31 feet; thence,

N01°00'27"E 1244.13 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.

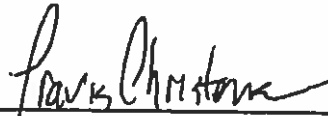
TO HAVE AND TO HOLD the said premises, with its appurtenances, unto the said Grantee, and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that said premises are free from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

Date: 01/17/2017

Warranty Deed
- continued

File No.: 605646-B (Id)

DJC Investments, LLC

By: 
Name: Travis Chrisensen
Title: Manager

DJC Investments, LLC

By: 
Name: Travis Chrisensen
Title: Manager

STATE OF Idaho)
ss.
COUNTY OF Bingham)

On this _____ day of January, 2017, before me, a Notary Public in and for said State, personally appeared **Stacy Pascoe**, known or identified to me, to be the **Mayor** of the Corporation that executed the instrument or the person who executed the instrument on behalf of said Corporation, and acknowledged to me that such Corporation executed the same.

Notary Public of Idaho
Residing at: _____
Commission Expires: _____

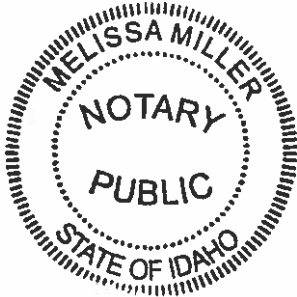
Date: 01/17/2017

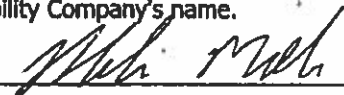
Warranty Deed
- continued

File No.: 605646-B (1d)

STATE OF Idaho)
COUNTY OF Bingham Bonanza) ss.

On this 20th day of January, 2017, before me, a Notary Public in and for said State, personally appeared **Travis Christensen**, known or identified to me to be the person whose name is subscribed to the within Instrument as one of the Managers/Members of the **DJC Investments, LLC**, which is known or identified to me to be the entity whose name is subscribed to the within Instrument and acknowledged to me that he executed the same in said Limited Liability Company's name.





Notary Public of Idaho
Residing at: Letaho Falls, ID
Commission Expires: May 20, 2019

Date: 01/17/2017

Warranty Deed
- continued

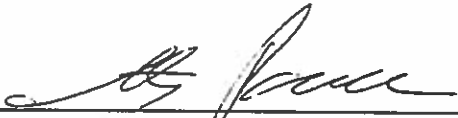
File No.: 605646-B (Id)

DJC Investments, LLC

By: _____

Name: Travis Chrisensen

Title: Manager



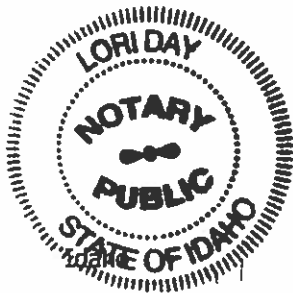
City of Shelley, Stacy Pascoe, Mayor

STATE OF Idaho)

ss.

COUNTY OF Bingham)

On this 17th day of January, 2017, before me, a Notary Public in and for said State, personally appeared **Stacy Pascoe**, known or identified to me, to be the **Mayor** of the Corporation that executed the instrument or the person who executed the instrument on behalf of said Corporation, and acknowledged to me that such Corporation executed the same.



Notary Public of Idaho

Residing at: _____

Commission Expires: 7/27/2021

STATE OF Idaho)

ss.

COUNTY OF Bingham)

On this _____ day of January, 2017, before me, a Notary Public in and for said State, personally appeared **Travis Christensen**, known or identified to me to be the person whose name is subscribed to the within Instrument as one of the Managers/Members of the **DJC Investments, LLC**, which is known or identified to me to be the entity whose name is subscribed to the within instrument and acknowledged to me that he executed the same in said Limited Liability Company's name.

Notary Public of Idaho

Residing at: _____

Commission Expires: _____

**PART OF THE N 1/2 OF THE SW 1/4 OF
SECTION 31, T. 1 N., R. 37 E.B.M.
BINGHAM COUNTY, IDAHO**

RECORDER'S CERTIFICATE

W 1/4 COR SEC 31
FOUND IRON ROD SPIKE
CPAF INST. NO. 271367

HANKS LN (600 EAST)

BASIS OF BEARING (ISPC EAST ZONE)

73.24 ACRES

SHELLY WEST RIVER ROAD (1250 NORTH)

NEW 50' EASEMENT
50.00' INGRESS/EGRESS
ACCESS, UTILITY & IRRIGATION
EASEMENT

50' EXISTING EASEMENT

NEW 50' INGRESS/EGRESS
EASEMENT

Irrigation Pump

0 100 200 400
SCALE: 1" = 200'
@ 18" X 24" ONLY

LEGEND

- Section Corner Control
- Placed 1/2" X 24" Iron
rod with cap marked
P.L.S. 12224
- Found 1/2" Iron Rod
P.L.S. 3435

SURVEYORS CERTIFICATE

I, Chris G. Street, a Registered Professional Land
Surveyor in the State of Idaho do hereby certify
that this plat is an accurate representation of
the survey completed under my supervision.



Chris G. Street License No. 12224 Date 3/1
BASELINE ROAD (1200 NORTH)

SW COR SEC 31
FOUND ALUMINUM CAP
CPAF INST. NO. 271368

Christensen to City of Shelley

Part of the SW 1/4 of Section 31, Township 1 North, Range 37
East, B.M., Bingham County, Idaho described as:

Commencing at the SW Corner of said Section 31 thence along the
west line of said Section N00°16'32"E 2609.13 feet to the right of
way of Shelly West Road (FAP RS-1874(4)) said point being
S00°16'32"W 45.48 feet from the W1/4 corner of said Section; thence
along said right of way the following three (3) courses,
(1) S87°46'05"E 34.00 feet; thence (2) S88°43'46"E 965.06 feet;
thence (3) S88°51'49"E 394.13 feet; thence S01°00'06"W 1152.44 feet;
more or less to the westerly right of way of the reservation
canal; thence along said right of way the following
nine (9) courses, (1) S29°38'29"W 142.31 feet; thence
(2) S30°32'29"W 250.89 feet; thence (3) S37°18'31"W 35.31 feet;
thence (4) S44°29'04"W 44.48 feet; thence (5) S39°54'36"W 136.22 feet
to a point of a non-tangent curve thence (6) along said curve to the
left 308.66 feet (Curve Data: Radius=475.41 feet, Delta=36°57'29",
chord bears S14°40'48"W 301.37 feet); thence
(7) S12°56'37"E 315.63 feet; thence (8) S21°12'44"E 226.54 feet
to a point of curve; thence (9) along said curve to the
right 120.36 feet (Curve
Data: Radius= 630.31 feet, Delta= 10°56'27", chord bears
S15°44'30"E 120.18 feet) to the south line of said Section 31; thence
along said south line N89°48'32"W 1156.26 feet to the
Point of Commencement.

Parcel Contains 73.24 Acres more or less

Subject to the Reservation Canal right of way.

Also subject to an ingress/egress access easement along the west
50 feet of above described parcel.

Also subject to a 50 foot ingress/egress access and utility
easement as described in deed instrument 611969.

Also subject the following described 50 foot ingress/egress access,
utility & irrigation easement:

Part of the SW 1/4 of Section 31, Township 1 North, Range 37
East, B.M., Bingham County, Idaho described as:

Commencing at the SW Corner of said Section 31 thence along the
west line of said Section N00°16'32"E 2609.13 feet to the right of
way of Shelly West Road (FAP RS-1874(4)) said point being
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along said right of way the following three (3) courses,

(1) S87°46'05"E 34.00 feet; thence (2) S88°43'46"E 965.06 feet;
thence (3) S88°51'49"E 394.13 feet to the true point of beginning;
thence continuing along said right of way S88°51'49"E 483.47;
thence S01°15'49"E 50.01 feet; thence S88°51'49"E 414.58;
thence, S01°00'27"W 1102.44 feet; thence, S29°38'29"W 142.31 feet;
thence, N01°00'27"E 1244.13 feet to the point of beginning.

Parcel Contains 1.85 Acres more or less

LAND SURVEYING DESIGN & SURVEYING
CIVIL AND STRUCTURAL ENGINEERING
800 W. Judicial Street • Bldg. 100 • Boise, Idaho 83721 • Office Phone: 208-785.2977 • Fax: 208-785.2990
908 W. Capital Avenue • Bldg. 100 • Boise, Idaho 83725 • Office Phone: 208-554.0213 • Fax: 208-554.0229
480 Lemmon Street • Aberdeen, Idaho 83411 • Office Phone: 208-236.5764
Consent to print and all report included.

**RECORD OF SURVEY
CITY OF SHELLEY**
SEC. 31, T. 1 N., R. 37 E.B.M.
BINGHAM COUNTY, IDAHO

1
1
SHEET



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

February 22, 2017

City of Shelley
101 S Emerson Ave
Shelley ID 83274

RE: Change of Ownership for Water Rights 27-7115 (Split into 27-7115 & 27-12284)

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: DJC Investments LLC
Water District 120
Bingham Ground Water District