

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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?
22-7323 OK	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: Madison School Dist 321
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Roger and/or Susan Todd, Justin Riley
New owner(s) as listed on the conveyance document
- Mailing address: 7833 South 200 West City: Rexburg State: ID ZIP: 83440
- Telephone: (208) 435 757 2481 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: 4/15/14
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: [Signature] Title, if applicable: owner Date: 11-19-15
Signature of new owner/claimant
- Signature: _____ Title, if applicable: _____ Date: _____
Signature of new owner/claimant

For IDWR Office Use Only:

Received by: [Signature] Date: 11-19-2015 Receipt No. E041632 Receipt Amt. \$25.00

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: [Signature] Processed by: [Signature] Date: 12/9/15

RECORDING REQUESTED BY
First American Title Company

AND WHEN RECORDED MAIL TO:
First American Title Company
535 First American Circle
Rexburg, ID 83440

Microfile No. 388414
15 DAY Apr 2014
At 04 O'Clock 30 PM
KIM H. MUIR
MADISON CO RECORDER
Fee \$16.00
SRindlsbacher Deputy
Recorded at Request of
FIRST AMERICAN TITLE - REXBURG

Space Above This Line for Recorder's Use Only

WARRANTY DEED

File No.: 486878-RX (ns)

Date: April 15, 2014

For Value Received, Madison School District# 321 formerly known as Independent Class "A" School District #321 and Common School District Number Forty-Three and Madison School District Number A-321, a body politic of Madison County, Idaho and School District No. 43, Madison County, Idaho and School District No. 43 of Burton and School District numbered forty-three (43), hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto Roger H. Riley and Susan Riley, husband and wife and Judd Riley, a married man as his sole and separate property and Juston Riley, a married man as his sole and separate property, hereinafter called the Grantee, whose current address is 7833 South 200 West, Rexburg, ID 83440, the following described premises, situated in Madison County, Idaho, to-wit:

PARCEL 1:

COMMENCING AT A POINT 220 FEET NORTH OF THE SOUTHWEST CORNER OF THE NW¼SW¼ OF SECTION 34, TOWNSHIP 6 NORTH, RANGE 39 E.B.M., MADISON COUNTY, IDAHO, AND RUNNING THENCE EAST 231 FEET; THENCE SOUTH 220 FEET; THENCE EAST 124 FEET; THENCE NORTH 335 FEET; THENCE WEST 355 FEET; AND THENCE SOUTH 115 FEET TO THE POINT OF BEGINNING.

PARCEL 2:

BEGINNING AT A POINT TWO (2) RODS EAST OF THE SOUTHWEST CORNER OF THE NW¼SW¼ OF SECTION 34, TOWNSHIP 6 NORTH, RANGE 39 E.B.M., MADISON COUNTY, IDAHO, AND RUNNING THENCE EAST 12 RODS; THENCE NORTH THIRTEEN AND ONE-THIRD (13 1/3) RODS; THENCE WEST TWELVE (12) RODS; THENCE SOUTH THIRTEEN AND ONE-THIRD (13 1/3) RODS TO THE POINT OF BEGINNING.

PARCEL 3:

BEGINNING AT THE SOUTHWEST CORNER OF SECTION 34, TOWNSHIP 6 NORTH, RANGE 39 EAST, BOISE MERIDIAN, MADISON COUNTY, IDAHO; THENCE N. 00°00'00" E. FOR A DISTANCE OF 1312.95 FEET; THENCE S. 89°38'27" E. FOR A DISTANCE OF 355.00 FEET ALONG THE 1/16 LINE TO THE TRUE POINT OF BEGINNING; THENCE N. 00°00'00" E. FOR A DISTANCE OF 318.50 FEET; THENCE S. 89°38'27" E. FOR A DISTANCE OF 136.77 FEET; THENCE S.00°00'00"W. FOR A DISTANCE OF 318.50 FEET TO THE 1/16 LINE; THENCE N. 89°38'27" W. FOR A DISTANCE OF 136.77 FEET TO THE TRUE POINT OF BEGINNING.

PARCEL 4:

COMMENCING AT A POINT 33 FEET EAST OF THE SOUTHWEST CORNER OF THE NW¼SW¼ OF SECTION 34, TOWNSHIP 6 NORTH, RANGE 39 E.B.M., MADISON COUNTY, IDAHO; THENCE EAST 322 FEET; THENCE SOUTH 33 FEET; THENCE WEST 322 FEET; THENCE NORTH 33 FEET TO THE POINT OF BEGINNING.

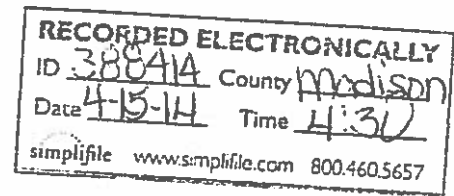
PARCEL 5:

LOT 2, BLOCK 4, BURTON TOWNSITE, MADISON COUNTY, IDAHO, AS SHOWN ON THE PLAT RECORDED JULY 27, 1898 IN BOOK A OF PLATS, PAGE 9.

388414

RECORDING REQUESTED BY
First American Title Company

AND WHEN RECORDED MAIL TO:
First American Title Company
535 First American Circle
Rexburg, ID 83440



Space Above This Line for Recorder's Use Only

WARRANTY DEED

File No.: 486878-RX (ns)

Date: April 15, 2014

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PARCEL 1:

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PARCEL 5:

LOT 2, BLOCK 4, BURTON TOWNSITE, MADISON COUNTY, IDAHO, AS SHOWN ON THE PLAT RECORDED JULY 27, 1898 IN BOOK A OF PLATS, PAGE 9.

Date: 04/15/2014

Warranty Deed
- continued

File No.: 486878-RX (ns)

PARCEL 6:

**LOT 3, BLOCK 4, BURTON TOWNSITE, MADISON COUNTY, IDAHO, AS SHOWN ON THE PLAT
RECORDED JULY 27, 1898 IN BOOK A OF PLATS, PAGE 9.**

PARCEL 7:

**LOT 6, BLOCK 4, BURTON TOWNSITE, MADISON COUNTY, IDAHO, AS SHOWN ON THE PLAT
RECORDED JULY 27, 1898 IN BOOK A OF PLATS, PAGE 9.**

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: 04/15/2014

Warranty Deed
- continued

File No.: 486878-RX (ns)

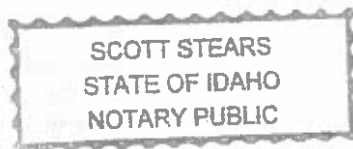
Madison School District# 321



By: Kevin Howell, Board Chairman

STATE OF Idaho)
ss.
COUNTY OF Madison)

On this **04/15/2014**, before me, a Notary Public in and for said State, personally appeared **Kevin Howell**, known or identified to me, to be the **Board Chairman** of Madison School District #321 that executed the instrument or the person who executed the instrument on behalf of Madison School District #321, and acknowledged to me that such Madison School District #321 executed the same.



Residing at: Rexburg, Idaho
My Commission Expires: 04/14/2018

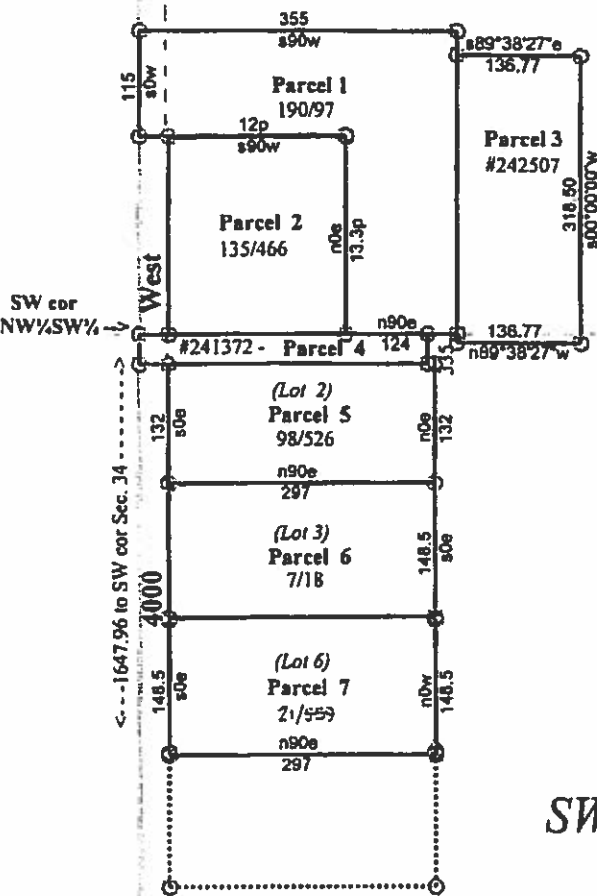


Notary Public of Idaho
Residing at: Rexburg, ID
Commission Expires: 4-14-2018



Burton School

NW¹/₄SW¹/₄



SW¹/₄SW¹/₄

Ptn. W¹/₂SW¹/₄ Sec 34-6N-39E & L 2,3,6, B 4 Burton Tst.

12/3/2013

Scale: 1 inch= 200 feet

File: 486878.ndp

Tract 1: Closure: n00.0000e 0.00 ft. (1/999999), Perimeter=1380 ft.
 Tract 2: Closure: n00.0000e 0.00 ft. (1/999999), Perimeter=835 ft.
 Tract 3: Closure: n00.0000e 0.00 ft. (1/999999), Perimeter=911 ft.
 Tract 4: Closure: n00.0000e 0.00 ft. (1/999999), Perimeter=710 ft.
 Tract 5: Closure: s90.0000w 297.00 ft. (1/2), Perimeter=561 ft.
 Tract 6: Closure: n90.0000e 297.00 ft. (1/2), Perimeter=594 ft.
 Tract 7: Closure: s90.0000w 297.00 ft. (1/2), Perimeter=594 ft.

This map is solely for the purpose of assisting in locating the premises and the company assumes no liability for variations if any, with an actual survey.

First American Title Company



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

December 9, 2015

C.L. "BUTCH" OTTER
Governor

Roger and Susan Riley
Judd Riley
Juston Riley
7833 South 200 W
Rexburg ID 83440

GARY SPACKMAN
Director

RE: Change of Ownership for Water Right No(s). 22-7323

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 100