

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

OCT 16 2015

Notice of Change in Water Right Ownership

DEPT OF WATER RESOURCES
SOUTHERN 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.

Water Right/Claim No.	Split?	Water Right/Claim No.	Split?	Water Right/Claim No.	Split?
43-11213	Yes ☐		Yes ☐		Yes ☐
43-11214	Yes ☐		Yes ☐		Yes ☐
43-11134	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐

2. Previous Owner's Name: Michael J. Mitten, Jr.
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Alvin Carpenter and Mary Joyce Carpenter
New owner(s) as listed on the conveyance document Name connector ☒ and ☐ or ☐ and/or
- 2079 E 1700 S Malta, ID 83342
Mailing address City State ZIP
- _____
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: October ____, 2015
6. If the water right described herein has been rented from the Water Supply Bank, rental proceeds will be disbursed in the following manner regardless of any arrangements between the buyer(s) and seller(s) to the contrary:
- Rental payments will go to the lessor(s) of record at the beginning of the rental season.
 - If a change in ownership is processed by the Department during a rental season, rental payment will be made to the person or entity who is the lessor of record at the beginning of that rental season.
 - New lessor(s) of record will receive payment after the following rental season.
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.

SUPPORT DATA

IN FILE # 43-11134

8. Signature: Alvin Carpenter _____ 10/13/15
Signature of new owner/claimant Title, if applicable Date
- Signature: Mary Joyce Carpenter _____ 10/13/15
Signature of new owner/claimant Title, if applicable Date

For IDWR Office Use Only:

Received by DM Date 10-16-2015 Receipt No. SD35058 Receipt Amt. \$75-
 Approved by _____ Processed by _____ Date _____



TitleOne
a title & escrow co.

ELECTRONICALLY RECORDED
STAMPED FIRST PAGE NOW
INCORPORATED AS PART OF
THE ORIGINAL DOCUMENT.

CASSIA COUNTY
RECORDED FOR:
TITLEONE - BURLEY
11:44:51 AM 10-14-2015
2015-004522
NO. PAGES: 3 FEE: \$16.00
JOSEPH W. LARSEN
COUNTY CLERK
DEPUTY: HYoung
Electronically Recorded by Simplifile

Order Number: 15259530

WARRANTY DEED

For Value Received,

Michael J Mitten Jr. a single man, the Grantor, does hereby grant, bargain sell and convey unto, Alvin Carpenter and Mary Joyce Carpenter, husband and wife as community property with rights of survivorship, whose current address is 2079 E 1700 S, Malta, Idaho 83342, the Grantee, the following described premises, in Cassia County, Idaho, To Wit:

**TOWNSHIP 14 SOUTH, RANGE 25 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO**

**Section 8: Beginning 14.72 rods South of the Northeast corner of the SE $\frac{1}{4}$ SW $\frac{1}{4}$, Running
thence South 65.28 rods;
Thence West 80 rods; thence North 65.28 rods;
Thence East 80 rods to the Point of Beginning.**

Section 17: NW $\frac{1}{4}$

EXCEPTING from said Sections 8 and 17, the following described tract:

**Beginning at the North quarter corner of said Section 17, said corner marked by a U.S. B.L.M. iron pipe with brass cap on top which shall be the Point of Beginning;
Thence South 00°22'24" East along the East line of the NW $\frac{1}{4}$ of Section 17 for a distance of 566.87 feet;
Thence South 89°49'46" West for a distance 462.39 feet to the centerline of the Elba-Almo Road;
Thence North 00°10'04" East along said centerline of the Elba-Almo Road for a distance of 1645.20 feet;
Thence North 89°49'46" East for a distance of 446.53 feet to a 5/8 inch rebar on the East line of the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 8;
Thence South 00°23'26" East (South 00°31'03" East, rec.) for a distance of 1078.31 feet to the Point of Beginning.**

ALSO EXCEPTING the following described tracts:

Tract No. 1:

**Beginning at the North quarter section corner of said Section 17, said corner marked by a U.S.B.L.M. iron pipe with brass cap on top; Thence South 00°22'24" East along the East line of the NW $\frac{1}{4}$ for a distance of 1333.97 feet to a ½ inch rebar which shall be the Point of Beginning;
Thence South 00°22'24" East continuing along said line for a distance of 1309.21 feet to the Center ¼ section corner marked by a 5/8 inch rebar;**



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Michael J Mitten Jr. a single man, the Grantor, does hereby grant, bargain sell and convey unto, Alvin Carpenter and Mary Joyce Carpenter, husband and wife as community property with rights of survivorship, whose current address is 2079 E 1700 S, Malta, Idaho 83342, the Grantee, the following described premises, in Cassia County, Idaho, To Wit:

**TOWNSHIP 14 SOUTH, RANGE 25 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO**

**Section 8: Beginning 14.72 rods South of the Northeast corner of the SE¼SW¼, Running
thence South 65.28 rods;
Thence West 80 rods; thence North 65.28 rods;
Thence East 80 rods to the Point of Beginning.**

Section 17: NW¼

EXCEPTING from said Sections 8 and 17, the following described tract:

**Beginning at the North quarter corner of said Section 17, said corner marked by a U.S. B.L.M. iron pipe with brass cap on top which shall be the Point of Beginning;
Thence South 00°22'24" East along the East line of the NW¼ of Section 17 for a distance of 566.87 feet;
Thence South 89°49'46" West for a distance 462.39 feet to the centerline of the Elba-Almo Road;
Thence North 00°10'04" East along said centerline of the Elba-Almo Road for a distance of 1645.20 feet;
Thence North 89°49'46" East for a distance of 446.53 feet to a 5/8 inch rebar on the East line of the SE¼SW¼ of Section 8;
Thence South 00°23'26" East (South 00°31'03" East, rec.) for a distance of 1078.31 feet to the Point of Beginning.**

ALSO EXCEPTING the following described tracts:

Tract No. 1:

**Beginning at the North quarter section corner of said Section 17, said corner marked by a U.S.B.L.M. iron pipe with brass cap on top; Thence South 00°22'24" East along the East line of the NW¼ for a distance of 1333.97 feet to a ½ inch rebar which shall be the Point of Beginning;
Thence South 00°22'24" East continuing along said line for a distance of 1309.21 feet to the Center ¼ section corner marked by a 5/8 inch rebar;**

Thence South 89°41'50" West along the South line of the NW¼ for a distance of 689.89 feet to a ½ inch rebar;
Thence South 89°41'50" West continuing along said line for a distance of 57.17 feet to the centerline of the Elba-Almo Road;
Thence North 37°46'31" East along said centerline for a distance of 177.06 feet;
Thence continuing along said centerline along a tangent curve to the left for a distance of 459.92 feet, said curve having a radius of 755.54 feet and a central angle of 37°36'27" and a long chord bearing of North 18°58'17" East for a distance of 487.06 feet;
Thence North 00°10'04" East continuing along said centerline for a distance of 755.58 feet;
Thence South 84°45'59" East for a distance of 25.89 feet to a ½ inch rebar;
Thence South 84°45'59" East for a distance of 445.57 feet to the Point of Beginning.

Tract No. 2:

Beginning at the North quarter section corner of said Section 17, said corner marked by a U.S.B.L.M. iron pipe with brass cap on top; Thence South 00°22'24" East along the East line of the NW¼ for a distance of 566.87 feet which shall be the Point of Beginning;
Thence South 00°22'24" East along the East line of the NW¼ for a distance of 767.10 feet to a ½ inch rebar;
Thence North 84°45'59" West for a distance of 445.57 feet to a ½ inch rebar;
Thence North 84°45'59" West for a distance of 25.89 feet to the centerline of the Elba-Almo Road;
Thence North 00°10'04" East along said centerline for a distance of 722.69 feet;
Thence North 89°49'46" East for a distance of 462.39 feet to the Point of Beginning.

Tract No. 3:

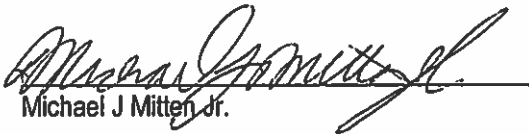
EXCEPTING THEREFROM, those portions deeded to Cassia County, a political subdivision, by Warranty Deed dated September 1, 2006 and recorded September 14, 2006 as Instrument No. 310873, records of Cassia County, Idaho.

Section 18: SE¼NE¼, Lots 2 and 3, N¼NE¼, SW¼NE¼, SE¼NW¼ and NE¼SW¼

THE GRANTOR RESERVES A LIFE ESTATE IN THE RESIDENCE INCLUDING A BUNK HOUSE AND SURROUNDING YARD LOCATED ON THE CONVEYED REAL PROPERTY FOR HIS LIFETIME PROVIDED THAT HE PAYS THE CASUALTY INSURANCE PREMIUM AND LISTS ALVIN CARPENTER AND MARY JOYCE CARPENTER AS THEIR SUCCESSOR IN INTEREST AS ADDITIONAL INSURED AND FURNISH EVIDENCE OF COVERAGE. THE GRANTOR AGREES TO PAY FOR THE MAINTENANCE OF THE RESIDENCE OF THE RESIDENCE AND BUNK HOUSE LOCATED ON THE CONVEYED REAL PROPERTY DURING HIS LIFE TIME. THE GRANTOR ALSO RESERVES FOR HIS SIGNIFICANT OTHER THE RIGHT TO LIVE IN THE RESIDENCE FOR UP TO SIX (6) MONTHS AFTER HIS DEATH UNDER THE SAME CONDITIONS FOR COVERAGE OF THE CASUALTY INSURANCE AND MAINTENANCE.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantees, that Grantor is the owner in fee simple of said premises; that they are free from all encumbrances EXCEPT those to which this conveyance is expressly made subject and those made, suffered or done by the Grantees; and subject to all existing patent reservations, easements, right(s) of way, protective covenants, zoning ordinances, and applicable building codes, laws and regulations, general taxes and assessments, including irrigation and utility assessments (if any) for the current year, which are not due and payable, and that Grantor will warrant and defend the same from all lawful claims whatsoever. Whenever the context so requires, the singular number includes the plural.

Dated: 10/12/2015


Michael J Mitten Jr.

State of Idaho, County of Cassia, ss.

On this 14TH October 2015 day of in the year of, before me, the undersigned, a Notary Public in and for said State, personally appeared Michael J Mitten Jr., known or identified to me to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same.


Notary Public

Residing In: Turn Falls, ID

My Commission Expires:

(seal) 6-30-21

Larry Roberts
Notary Public
State of Idaho



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region • 650 Addison Ave W, Suite 500 • Twin Falls, Idaho 83301-5858

Phone: (208) 736-3033 • Fax: (208) 736-3037 • Website: www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

October 19, 2015

ALVIN CARPENTER
MARY J CARPENTER
2079 E 1700 S
MALTA ID 83342

RE: Change of Ownership for Water Right Nos. 43-11134, 43-11213 and 43-11214

Dear Water Right Holder(s):

The department acknowledges receipt of correspondence changing ownership of the above referenced water right(s). 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 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,

Trish Fawcett
Technical Records Specialist

Enclosure(s)

Cc: TitleOne (File No. 15259530)



TitleOne
a title & escrow co.

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DEPT OF WATER RESOURCES
SOUTHERN REGION

October 14, 2015

Trish Fawcett
ID Dept. of Water Resources
650 Addison Ave. West, Suite 500
Twin Falls, ID 83301

RE: TitleOne File No. 15259530
Alvin Carpenter and Mary Joyce Carpenter

Dear Trish:

Please find enclosed the following documents:

1. The original executed Notice of Change in Water Right Ownership showing new owner as Alvin Carpenter and Mary Joyce Carpenter.
2. A copy of the recorded Warranty Deed.
3. Land Title and Escrow, Inc. dba TitleOne's check no. 4286 payable to Idaho Department of Water Resources in the amount of \$75.00 for the transfer fee.

Would you please make the necessary changes to show Carpenters as the new owner.
Please send a receipted copy to this office.

Thank you.

Very truly yours,
TITLEONE

Nancy Garrett
Administrative Assistant

AR/nrg
Enc.