



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

June 26, 2015

Juel Aikele
90 Crystal Lake Dr
Carey ID 83213

RE: Notice of Change in Water Right Ownership
Water Rights: 34-14175, 34-14173, 34-14177, 34-14179

Dear Sir/Madam:

On January 7, 2015, you filed a Notice of Change in Water Right Ownership (ownership change) with the Idaho Department of Water Resources (IDWR), seeking to update the ownership records for the water rights listed above. After an initial review, we determined that you needed to provide additional filing fee, specifically a filing fee of \$400.00 for the division of 4 water rights. On January 9, 2015 we sent a letter requesting the additional information. The additional information was to be provided within 30 days.

IDWR has never received a response to the request for additional information. Without the requested documents, we cannot verify ownership of the water right and cannot complete the ownership change. We are therefore returning your original ownership change and have initiated a refund of your filing fee (\$25.00). The refund from the state of Idaho will arrive at the address listed above within a couple of weeks.

Please feel free to re-file your ownership change any time in the future when you have collected the requested documentation of ownership. Because your filing fee is being refunded, you will need to determine and provide the proper filing fee at the time you re-file the ownership change.

If you have any questions, feel free to contact me at (208) 525-7161.

Respectfully submitted,

Jonie Barg
Technical Records Specialist

Enclosure(s)

SUPPORT DATA
IN FILE # 34-14173

RECEIVED

JAN 07 2015

Department of Water Resources
Eastern Region

Don Deig IDWR

Idaho Falls 83402

900 N Skyline Rm A

Juel Aikele 208 201 2370

90 Crystal Lake Drive

Carey Idaho 83320

Cindy Smyer. Water dist 34

12/31/2014

A long time ago^(April 1962) I purchased land from my father (Andrews Aikele). This purchase included an old house & potato cellar and some corns.

Don purchased the farm land around the farmstead.

In 1991 Don wanted to put a pivot on the land and needed ownership of the land involved in the farmstead I owned.

We agree to trade for the same acreage in the corner of the pivot, that had road frontage.

Both land parcels are in the same $\frac{1}{2}$ - $\frac{1}{4}$ section, (the same 40 A.)

At the same time I decided $\frac{1}{2}$ of the ^{approx} 2.25 A to Steven (SON) for a building lot (about 1.13 A.)

I guess maybe that would be where a split of the water right might have happened. I cannot see where trading land in the same 40 A between Don & I would be a split.

Don, I need your help
ON THIS.

If you want me to send this to the IDWR. Please return all of it. and I would like an address. It would be good to have a name & ph # of the person that will handle it.

Thank you
Juel Aikele

RECEIVED

JAN 07 2015

Juel Aikele

90 Crystal Lake Drive

Carey Idaho 83320

STATE OF IDAHO
Department of Water Resources
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?
34-14175	Yes ☒	Yes ☐		Yes ☐	Yes ☐
34-14173	Yes ☒	Yes ☐		Yes ☐	Yes ☐
34-14177	Yes ☒	Yes ☐		Yes ☐	Yes ☐
34-14179	Yes ☒	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Don Aikele

Name of current water right holder/claimant

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

New owner(s) as listed on the conveyance document

Name connector ☐ and ☐ or ☐ and/or90 Crystal Lake Dr.CareyId.83213

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: _____

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: Juel Aikele

Signature of new owner/claimant

Title, if applicable

Date Jan 4 2015

Signature: _____

Signature of new owner/claimant

Title, if applicable

Date

For IDWR Office Use Only:

Returned 6/29/2015

Received by _____ Date _____

Receipt No. _____

Receipt Amt. _____

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 _____

Processed by _____

Date _____

10/15/14 only signed
34 prepared this

Juel Aikele
90 Crystal Lake Dr.
Carey Idaho 83320

WARRANTY DEED

Don to Juel

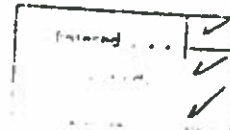
For Value Received

DON AIKELE and CAROLINE AIKELE, Husband and Wife,

the grantors, do hereby grant, bargain, sell and convey unto
JUEL AIKELE and MARY ANN AIKELE, Husband and Wife,

the grantee, the following described premises, in Butte County, Idaho,
to-wit:

A parcel of land more particularly described as follows:
Beginning at the Southeast Corner of the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 17,
Township 4 North, Range 26 East of the Boise Meridian, which
is the real point of beginning; Thence North along the East
boundary of said SW $\frac{1}{4}$ SE $\frac{1}{4}$, 220 feet to a point; Thence at a right
angle West 500 feet to a point; Thence at a right angle south
220 feet to a point on the South boundary of said SW $\frac{1}{4}$ SE $\frac{1}{4}$; Thence
East along said South boundary 500 feet to the true point of
beginning. Together with all water and ditch rights appurtenant
thereto, including, but not limited to 2.5 miner's inches from
Big Lost River, with a priority date of 3/27/1889, Decree No.
42] together with the allocated storage right in Mackay reservoir,
which passes with said Decree.



TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee S,
their heirs and assigns forever. And the said Grantor S do hereby covenant to and
with the said Grantees, that they are the owner in fee simple of said premises; that they are
free from all incumbrances

and that they will warrant and defend the same from all lawful claims whatsoever.

Dated: March 6, 1991

Don Aikele
DON AIKELE
Caroline Aikele
CAROLINE AIKELE

STATE OF IDAHO, COUNTY OF Butte
On this 6th day of March, 1991,
before me, a notary public in and for said State personally appeared
DON AIKELE and CAROLINE
AIKELE, husband and wife,

known to me to be the persons whose names are
subscribed to the within instrument, and acknowledged
to me that they executed the same.

Lynn Watchow
Notary Public
Residing at Arco, Idaho
Comm. Expires 4-28-92

STATE OF IDAHO, COUNTY OF
I hereby certify that this instrument was filed for record
at the request of WILLIAM G CARLSON

at 10 minutes past 10 o'clock a.m.
this 8 day of MARCH
1991, in my office, and duly recorded in Book
of Deeds at Page

NONA FARMER
Ex-Officio Recorder
By Mona Farmer
Deputy.

Fees \$ 2.00
Mail to:

24619

Juel Aikele

90 Crystal Lake Drive
Carey Idaho 83320

WARRANTY DEED

Juel & Don

For Value Received

JUEL AIKELE AND MARY ANN AIKELE, Husband and Wife,

the grantor ^s, do hereby grant, bargain, sell and convey unto
DON AIKELE AND CAROLINE AIKELE, Husband and Wife.

the grantee ^s, the following described premises, in Butte County, Idaho,
to-wit:

Township 4 North Range 26 East of Boise Meridian.
A parcel of land more particularly described as follows:

Beginning at a point on the South Line of Section Seventeen (17), 650 feet East of the Southwest Corner of the Southwest Quarter (SW¹/₄) of the Southeast Quarter (SE¹/₄) Seventeen (17); thence North 500 feet, to the true point of beginning; thence West 220 feet; thence North 500 feet; thence East 220 feet; thence South 500 feet, to the true point of beginning, together with the dwelling house, potato cellar, and other buildings located thereon.

Together with all water and ditch rights appurtenant thereto.

Grantors further relinquish to Grantees an easement for ingress and egress to said property, previously given by Grantees herein to Grantors herein.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee ^s, their heirs and assigns forever. And the said Grantor ^s do hereby covenant to and with the said Grantees, that they are the owners in fee simple of said premises; that they are free from all incumbrances

and that they will warrant and defend the same from all lawful claims whatsoever.

Dated: *March 6, 1991*

JUEL AIKELE *3/6/91*

MARY ANN AIKELE *3-7-91*

STATE OF IDAHO, COUNTY OF BUTTE

On this *6th* day of *March*, 19 *91*
before me, a notary public in and for said State personally appeared

JUEL AIKELE and MARY ANN AIKELE,
Husband and Wife,

known to me to be the person ^s whose name ^s
subscribed to the within instrument, and acknowledged
that they executed the same.

W. A. [Signature]
Notary Public
Idaho
Commission Expires *4-23-92*

STATE OF IDAHO, COUNTY OF BUTTE

I hereby certify that this instrument was filed for record
at the request of WILLIAM G. CARLSON

at 15 minutes past 10 o'clock p. m.,
this 8 day of MARCH,
19 91, in my office, and duly recorded in Book
of Deeds at Page

RONA [Signature]
Ex-Officio Recorder

By *[Signature]* Deputy.
Fees \$ 6.00
Mail to:

* SEE BACK FOR NOTARY FOR MARY ANNE AIKELE

22620

Juel Aikele

90 Crystal Lake Drive
Carey Idaho 83320

WARRANTY DEED

Juel to Steven

For Value Received

JUEL AIKELE AND MARY ANN AIKELE, Husband and Wife,

the grantor s, do hereby grant, bargain, sell and convey unto

STEVEN AIKELE and PEGGY AIKELE, Husband and Wife,

the grantee s, the following described premises, in Butte County, Idaho,
to-wit:

A parcel of land more particularly described as follows:
Beginning at the Southeast Corner of the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 17,
Township 4 North, Range 26 East of the Boise Meridian, which
is the real point of beginning; Thence North along the East
boundary of said SW $\frac{1}{4}$ SE $\frac{1}{4}$, 220 feet to a point; Thence at a right
angle West 250 feet to a point; Thence at a right angle south
220 feet to a point on the South boundary of said SW $\frac{1}{4}$ SE $\frac{1}{4}$; Thence
East along said South boundary 250 feet to the true point of
beginning. Together with all water and ditch rights appurtenant
thereto, including, but not limited to 1.25 miner's inches from
Big Lost River, with a priority date of 3/27/1889, Decree No.
421 together with the allocated storage right in Mackay Reservoir,
which passes with said Decree.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees,
their heirs and assigns forever. And the said Grantor^s do hereby covenant to and
with the said Grantee s, that they are the owner in fee simple of said premises; that they are
free from all incumbrances.

and that they will warrant and defend the same from all lawful claims whatsoever.

Dated: *March 6, 1991*

Juel Aikele - 3/6/91
JUEL AIKELE
Mary Anne Aikele 3-7-91
MARY ANN AIKELE

STATE OF IDAHO, COUNTY OF Butte *1991*
On this *6th* day of *March*,
before me, a notary public in and for said State personally appeared JUEL AIKELE and MARY ANN
AIKELE, Husband and Wife

known to me to be the person s whose names are
subscribed to the within instrument, and acknowledged
to me that they executed the same.

L. A. Wartchow
Notary Public
Residing at *Idaho*, Idaho
Comm. Expires *4-28-92*

STATE OF IDAHO, COUNTY OF
I hereby certify that this instrument was filed for record
at the request of WILLIAM G CARLSON

at 16 minutes past 10 o'clock *a.m.*
this 8 day of MARCH
1991, in my office, and duly recorded in Book
of Deeds at Page

NONA FARMER
Ex-Officio Recorder
By *Nona Farmer* Deputy.

Fee \$ 6.00
Mail to: