

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

APR 27 2015

RECEIVED

APR 21 2015

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?
35-13283	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: _____

Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): _____

New owner(s) as listed on the conveyance document

Name connector

☐ and☐ or☐ and/or

1193 West 600 South

Pineville

ID

83262

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):
☐ \$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 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 DM Date 4.21.2015Receipt No. 5034705Receipt Amt. \$25-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 JBProcessed by JBDate 5/6/15

Close

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

3/26/2015

WATER RIGHT NO. 35-13283

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	DONNA RAE CLAYSON
Current Owner	GAYLEN W CLAYSON
	710 E 600 N
	FIRTH, ID 83236
	(208) 346-6035
Original Owner	RICHARD V WILLIAMS
	RT 1 BOX 63
	PINGREE, ID 83262

Priority Date: 02/23/1972

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	11/01	1.66 CFS	480 AFA
Total Diversion			1.66 CFS	

Location of Point(s) of Diversion:

GROUND WATER	NWSE	Sec. 16	Township 03S	Range 33E	BINGHAM County
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Place(s) of use:

Place of Use Legal Description: IRRIGATION BINGHAM County

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
03S	33E	16		NESE	30		NWSE	32		SWSE	32		SESE	26

Total Acres: 120

Conditions of Approval:

1.	C18	THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.
2.	P21	THIS RIGHT IS A SPLIT FROM FORMER RIGHT 35-7212A
3.	067	The right holder shall measure and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code.
4.	R64	This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.

Dates:

Licensed Date:

Decreed Date: 01/31/2002

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date:

Protest Deadline Date:

Number of Protests: 0

Other Information:

State or Federal: S

Owner Name Connector: And/Or

Water District Number: 120

Generic Max Rate per Acre: 0.02

Generic Max Volume per Acre: 4

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Cary Act Number:

Mitigation Plan: False

Close

AFTER RECORDING MAIL TO:

Steve Shotwell
4030 Canyon Ridge
Twin Falls, ID 83301

Instrument # 657606
BINGHAM COUNTY, IDAHO
2014-04-04 04:09:32 PM No. of Pages: 2
Recorded for: FIRST AMERICAN TITLE - BLACKFO
SARA J. STAUB Fee: \$13.00
Ex-Officio Recorder Deputy KSecrist
Index To: WARRANTY DEED
Electronically Recorded by Simplifile

WARRANTY DEED

File No.: **4102-2215473 (KY)**

Date: **April 03, 2014**

For Value Received, **Cedar Arch Dairies, LLC**, as debtor in possession pursuant to Bankruptcy proceedings pending in the Bankruptcy Court of Idaho of the U.S. District Court, Idaho, Case No. **13-40256-JDP**, hereinafter referred to as Grantor, does hereby grant, bargain, sell and convey unto **Steve Shotwell, a married man**, hereinafter referred to as Grantee, whose current address is **4030 Canyon Ridge, Twin Falls, ID 83301**, the following described premises, situated in **Bingham County, Idaho**, to wit:

LEGAL DESCRIPTION: Real property in the County of Bingham, State of Idaho, described as follows:

Township 3 South, Range 33 East of the Boise Meridian, Bingham County, Idaho Section 16: SE 1/4

APN:

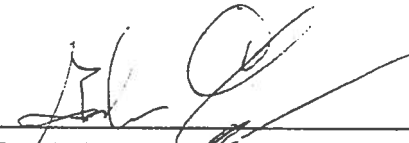
TO HAVE AND TO HOLD the said premises, with their appurtenances, unto said Grantee, and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that said premises are free from all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

APN:

Warranty Deed
- continued

File No.: **4102-2215473 (KY)**
Date: **04/03/2014**

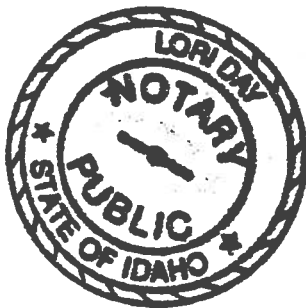
Cedar Arch Dairies, LLC, as debtor in possession pursuant to Bankruptcy proceedings pending in the Bankruptcy Court of Idaho of the U.S. District Court, Idaho, Case No. 13-40256-JDP

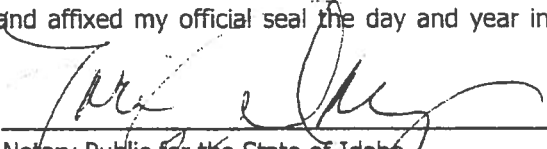

By: Galen Clayson, Member

STATE OF Idaho)
COUNTY OF Blaine) ss. Gaylen Clayson

On this 4th day of **April, 2014**, before me, a Notary Public in and for said State, personally appeared **Gaylen Clayson**, known or identified to me to be the person whose name is subscribed to the within instrument as **Member** of the **Cedar Arch Dairies, LLC**, limited liability company, and acknowledged to me that such limited company executed same.

In witness whereof, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.




Notary Public for the State of Idaho
Residing at: Blaine ID
My Commission Expires: 11/27/2015

Case No. 66953SM

TitleFact, Inc.

163 Fourth Avenue North
P.O. Box 486
Twin Falls, Idaho 83303

ELECTRONICALLY RECORDED - DO NOT
REMOVE THE COUNTY STAMPED FIRST
PAGE AS IT IS NOW INCORPORATED AS
PART OF THE ORIGINAL DOCUMENT.

Instrument # 666535

BINGHAM COUNTY, IDAHO
2015-04-21 09:42:09 AM No. of Pages: 1
Recorded for: TITLEFACT, INC.
PAMELA W. ECKHARDT Fee: \$10.00
Ex-Officio Recorder Deputy JPulley
Index To: WARRANTY DEED
Electronically Recorded by Simplifile

**** SPACE ABOVE FOR RECORDER ****

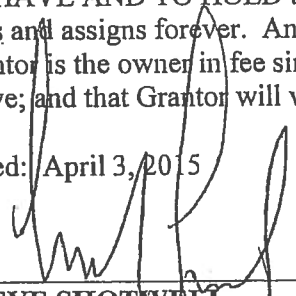
WARRANTY DEED

FOR VALUE RECEIVED **STEVE SHOTWELL, a married man**, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **JAKE HOWE a married man dealing with his sole and separate property, CASSIDY HOWE, a single man**, hereinafter called Grantee, whose address is: 1193 West 600 South, Pingree, Idaho 83262, the following described premises in Bingham County, Idaho; to-wit:

Township 3 South, Range 33 East of the Boise Meridian, Bingham County, Idaho
Section 16: SE1/4

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee and 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 they are free from all encumbrances except as described above; and that Grantor will warrant and defend the same from all lawful claims whatsoever.

Dated: April 3, 2015



STEVE SHOTWELL

* * * * *

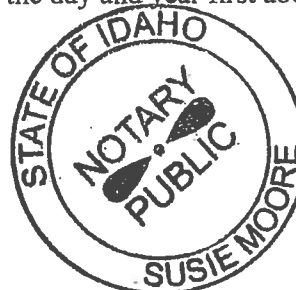
STATE OF IDAHO
County of Twin Falls

On this 3rd day of April, 2015, before me, a Notary Public in and for said State, personally appeared Steve Shotwell, known or identified to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that he executed the same.

IN WITNESS WHEREOF I have hereunto set my hand and official seal the day and year first above written.



Notary Public for Idaho
Residing at Twin Falls
Commission expires 11-28-2020



Case No. 66953SM

RECORDED ELECTRONICALLY	
ID <u>666535</u>	County <u>Bingham</u>
Date <u>4/21/15</u>	Time <u>9:42 am</u>
simplifile www.simplifile.com 800.460.5657	

TitleFact, Inc.

163 Fourth Avenue North

P.O. Box 486

Twin Falls, Idaho 83303

**** SPACE ABOVE FOR RECORDER ****

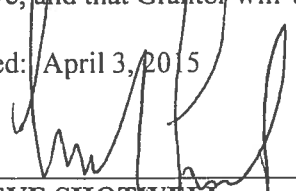
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Dated: April 3, 2015



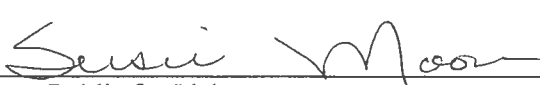
STEVE SHOTWELL

* * * * *

STATE OF IDAHO
County of Twin Falls

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Notary Public for Idaho

Residing at Twin Falls

Commission expires 11-28-2020

