

RECEIVED

JAN 30 2014

Department of Water Resources
Eastern Region

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.

Water Right/Claim No.	Split?	Water Right/Claim No.	Split?	Water Right/Claim No.	Split?
35-2446 <i>OK</i>	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐

2. Previous Owner's Name: Richard W. Schelske and Iris Schelske, Individually, and as Trustees of the Richard and Iris Schelske Living Trust
Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): Chana Duffin
Name of each new owner as listed on the conveyance document
Amber Giesbrecht
New owner continued ☐ Name connector ☒ and ☐ or ☐ and/or

Mailing address
PO Box 399 Aberdeen ID 83210
City State ZIP
208-397-4168 N/A
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: 12/28/12

6. 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.

7. Signature: *Chana Duffin* Chana Duffin 1-26-14
Signature of new owner/claimant Title, if applicable Date

Signature: _____ Title, if applicable _____ Date _____
Signature of new owner/claimant

For IDWR Office Use Only:

Received by *JB* Date 1/30/2014 Receipt No. E039486 Receipt Amt. \$100. -
Approved by *JB* Processed by *JB* Date 2/13/2014 \$25. for this app
Form 42-248/42-1409(6) Rev. 07/10

WARRANTY DEED

439943

For Value Received, **RICHARD SCHELSKE and IRIS SCHELSKE.**

Hereinafter called grantor, hereby grants, bargains, sells and conveys unto: **RICHARD W. SCHELSKE and IRIS SCHELSKE, Trustees, or their successors in trust, under the RICHARD AND IRIS SCHELSKE LIVING TRUST dated September 28, 1995, and any amendments thereto.**

Hereinafter called the grantee, whose current address is: P.O. Box 272 184 S. 2nd. W.
Aberdeen, ID 83219

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

Township 5 South, Range 30, East of the Boise Meridian, in Bingham County, Idaho.
Section 22: Southwest Quarter

Also, the water right represented by Idaho Water License No. G-26124135-2446, with priority of December 27, 1955, for 2.28 c.f.s

Also, one 150 H.P. electric motor with serial No. 1207720 and Layne & Bowler Pump with serial No. 1255.
Also, 1,320 feet of 8" buried steel mainline irrigation pipe.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees 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 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: **NOV 17 1995**

Richard Schelske
RICHARD SCHELSKE

Iris Schelske
IRIS SCHELSKE

STATE OF IDAHO, COUNTY OF BANNOCK

On this **NOV 17 1995** before
me, a notary public in and for said State, personally
appeared

RICHARD SCHELSKE
IRIS SCHELSKE

known to me to be the person(s) whose name(s)
is/are subscribed to the within instrument, and
acknowledged to me that they executed the
same.

Linda B. Kessler
Notary Public
Residing at Bozeman, Idaho
Comm. Expires 9-22-2001

STATE OF IDAHO, COUNTY OF

I hereby certify that this instrument was filed for

at the request of
at minutes past o'clock m.

this day of
19 , in my office, and duly recorded in Book of
Deeds at page

Ex-Officio Recorder

By _____
Deputy.

Fees \$
Mail to:



439943

RECORDED AT THE REQUEST OF
Aberdeen
302 SEP 27 1995
95 DEC 8 PM 1 55
NOTARY PUBLIC
LINDA B. KESSLER

Re-recorded to Correct Section
RECORDING REQUESTED BY:
Baker & Harris
266 W Bridge
Blackfoot, ID 83221

Instrument # 645367
BINGHAM COUNTY, IDAHO
2013-01-08 02:13:23 PM No. of Pages: 2
Recorded for: BAKER & HARRIS
SARA J. STAUB Fee: \$13.00
Ex-Officio Recorder Deputy CMiles
Index To: DEED
Electronically Recorded by Simplifile
space above this line for Recording use only

GRANT DEED

THIS INDENTURE, made this 28th day of December, 2012, between Richard W. Schelske, Trustee of the Richard and Iris Schelske Living Trust, dated September 28, 1996, Grantor, and Richard W. Schelske, a widower, of PO Box 272, Aberdeen, Idaho 83210, Grantee.

WITNESSETH: That the said Grantor, pursuant to the powers granted to said Trustee under the Richard and Iris Schelske Living Trust, dated September 28, 1996, and other good and valuable consideration, the receipt whereof is hereby acknowledged, does hereby grant, bargain, sell and convey unto the said Grantee, and to his heirs and assigns all the certain land situate, lying and being in the County of Bingham, State of Idaho, described as follows, to wit:

Parcel 1

A parcel of land in the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 32, Township 5 South, Range 31, E.B.M., Bingham County, Idaho described as:

Commencing at the Southeast corner of said Section 32; thence North 00°11'34" East, along the East line of said Section 32, a distance of 159.00 feet; thence, North 89°48'26" West leaving said East line, 25.00 feet, to the True Point of Beginning, monumented with a ½" rebar with plastic cap stamped PLS 843; thence continuing, North 89° 48'26" West, 218.00 feet, to a ½" rebar with plastic cap stamped PLS 843; thence, North 00°11'34" East, 280.00 feet, to a ½" rebar with plastic cap stamped PLS 843, said point also being the Southwest Corner of Jeff Duffin's property as shown on record of Survey Inst. No. 543786; thence South 89°48'26" East, along the South line of said Jeff Duffin's property, 218.00 feet, to a ½" rebar with plastic cap stamped PLS 843, said point also being on the Westerly right-of-way line of Powerline Road; thence, South 00°11'34" West, along said Westerly right-of-way line, 280.00 feet, to the True Point of Beginning.

Containing 1.401 acres, more or less

Parcel 2

Township 5 S, Range 31 EBM, Idaho, Section 33: Lots 1-6 Less W 20' of Block 82, Vacated Elmore/5th E St, Aberdeen Townsite, Bingham County, Idaho

Parcel 3

Township 5 S, Range 30 EBM., Bingham County, Idaho
Section 22: SW $\frac{1}{4}$

Together with any and all existing easements, rights-of-way, reservations, restrictions and encumbrances of record, to any existing tenancies, to all zoning laws and ordinances, and to any state of facts an accurate survey or inspection of the premises would show.

This conveyance shall include any and all estate, right, title, interest, appurtenances, tenements, hereditaments, reversions, remainders, easements, rents, issues, profits, rights-of-way and water rights in anywise appertaining to the property herein described as well in law as in equity.

IN WITNESS WHEREOF, the said Grantors hereunto subscribed their names to this instrument the day and year first above written.

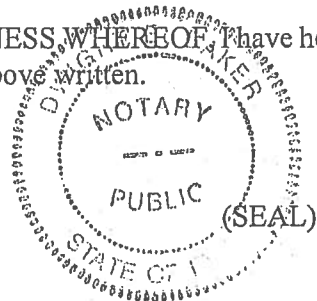
RICHARD AND IRIS SCHELKE LIVING TRUST

By: *Richard W. Schelske*
Richard W. Schelske, Trustee

STATE OF IDAHO)
County of Bingham) : ss.

On this 28th day of December, 2012, before me, the undersigned, a Notary Public in and for the State of Idaho, personally appeared Richard W. Schelske, known to me to be the person whose name is subscribed to the within instrument as Trustee of the Richard and Iris Schelske Living Trust, dated September 28, 1996, and acknowledged to me that he executed the same as such Trustee of the Richard and Iris Schelske Living Trust, dated September 28, 1996.

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



Daniel E. Baker
Notary Public for Idaho
Residing at: *Blackfoot*
My Commission Expires: 12-10-16

RECORDING REQUESTED

BY:

Baker & Harris
266 W Bridge
Blackfoot, ID 83221

Instrument # 645109

BINGHAM COUNTY, IDAHO
2012-12-31 09:39:35 AM No. of Pages: 1
Recorded for: BAKER & HARRIS
SARA J. STAUB Fee: \$10.00
Ex-Officio Recorder Deputy CMiles
Index To: DEED
Electronically Recorded by Simplifile

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GIFT DEED

THIS DEED is made this 28th day of December, 2012, between RICHARD W. SCHELKSKE, a widower, the Grantor, and CHANA DUFFIN, a married person as her sole and separate property, and AMBER GIESBRECHT, a married person as her sole and separate property, of PO Box 525, Aberdeen, ID 83210, the Grantees.

WITNESSETH:

That the said Grantor, for and in consideration of LOVE and AFFECTION, does by these presents give, convey and confirm unto the said Grantees, their heirs and assigns, forever, an undivided 80% interest in and to the following-described property lying and being in the County of Bingham, State of Idaho, and described as follows:

Township 5 S, Range 30 EBM., Bingham County, Idaho
Section 22: SW¹/₄

TO HAVE AND TO HOLD all and singular the said premises together with the appurtenances and privileges thereto belonging unto the said Grantees, their successors and assigns, forever.

WITNESS the hand of the Grantor the day and year first above written.

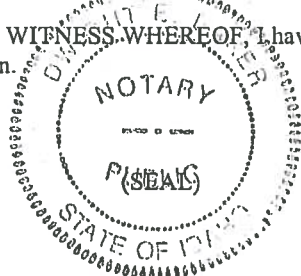


Richard W. Schelske

STATE OF IDAHO)
) : ss.
County of Bingham)

On this 28 day of December, 2012, before me, the undersigned, a Notary Public in and for the State of Idaho, personally appeared Richard W. Schelske, a widower, known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same.

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





Notary Public for Idaho
Residing at: Blackfoot
My Commission Expires: 12-31-16

RECORDING REQUESTED BY:
Baker & Harris
266 W Bridge
Blackfoot, ID 83221

Instrument # 655715

BINGHAM COUNTY, IDAHO
2014-01-13 04:30:27 PM No. of Pages: 2
Recorded for: BAKER & HARRIS
SARA J. STAUB Fee: \$13.00
Ex-Officio Recorder Deputy KSecrist
Index To: WARRANTY DEED
Electronically Recorded by Simplifile

space above this line for Recording use only

WARRANTY DEED

For Value Received, RICHARD W. SCHELSKE, a widower, the Grantor, does hereby grant, bargain, sell, and convey unto CHANA DUFFIN, a married person as her sole and separate property, and AMBER GIESBRECHT, a married person as her sole and separate property, of PO Box 399, Aberdeen, Idaho 83210 the Grantees, the following-described premises, to-wit:

An undivided twenty percent (20%) interest in and to Farm #8, described as:
Township 5 S, Range 30 EBM., Bingham County, Idaho Section 22: SW¼

Together with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining.

Subject to all existing rights-of-ways for public highways, protective covenants, utility lines, existing roadways, irrigation ditches and all building, zoning and other restrictions of use and all encumbrances of record.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said GRANTEES, their heirs and assigns forever. The said Grantors do hereby covenant to and with the said Grantees, that they are the owners in fee simple of said premises; that said premises are free from all encumbrances except as hereinabove set forth and that they will warrant and defend the same from all lawful claims whatsoever.

DATED this 28th day of December, 2012.

Richard W. Schelske

Richard W. Schelske

STATE OF IDAHO)

Ada : ss.

County of ~~Bingham~~)

On this 8 day of ~~December, 2013~~ *January, 2014*, before me, the undersigned, a Notary Public in and for the State of Idaho, personally appeared RICHARD W. SCHELSKE, a widower, known to me to be the persons whose name is subscribed to the within instrument, and acknowledged to me that he executed the same.

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



Tessa Price

Notary Public

Residing at ~~Blackfoot~~ *Meridian*

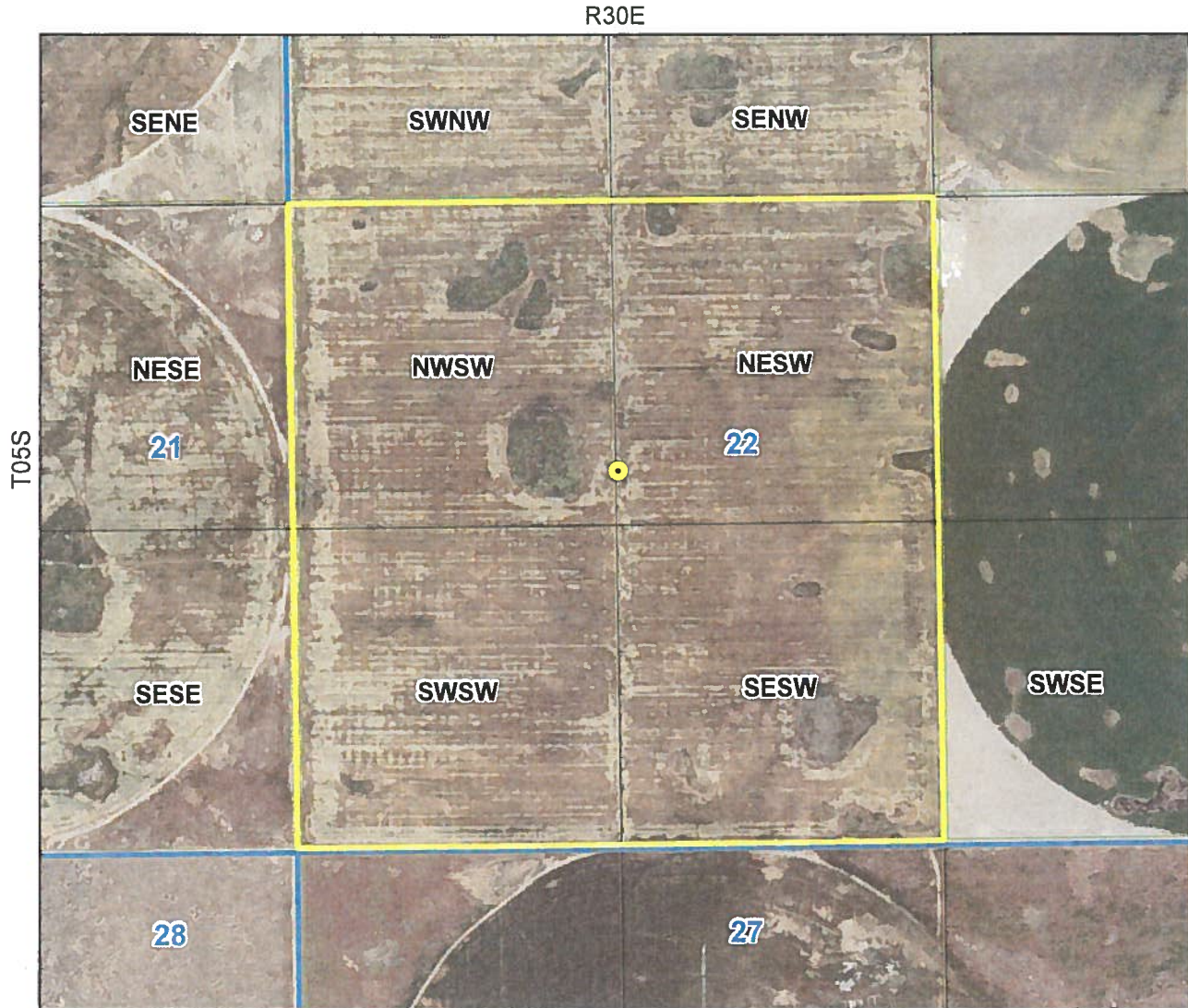
My Commission Expires 10/01/2014

State of Idaho
Department of Water Resources

Water Right 35-2446

IRRIGATION

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.



- Point of Diversion
- Place Of Use Boundary
- Townships
- PLS Sections
- Quarter Quarters
- Taxlots

0 0.075 0.15 0.3 Miles

