

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Notice of Change in Water Right Ownership

RECEIVED
OCT 15 2013
Department of Water Resources
Eastern 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?
13-4276	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐

2. Previous Owner's Name: Bryce K. Egley or Carlene T. Egley

Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): Jared K. Egley or Julianna Egley

New owner(s) as listed on the conveyance document Name connector ☐ and ☒ or ☐ and/or

4747 E Hwy 36 Preston ID 83263

Mailing address City State ZIP

208-852-2436 jared.egley@yahoo.com

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: 1 Apr 2013
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.

8. Signature: [Signature] Title, if applicable 10 Oct 2013

Signature: [Signature] Title, if applicable 10 Oct 2013

Signature of new owner/claimant Title, if applicable Date

For IDWR Office Use Only:

Received by [Signature] Date 10/15/2013 Receipt No. E039212 Receipt Amt. \$25

Approved by [Signature] Processed by [Signature] Date 1/30/2014

RECEIVED

JAN 27 20260636 1-4

Department of Water Resources
Eastern Region

Recorded at the request of
Jared Egley
Time 10:55 Amount \$ 19.00

JAN 24 2014

SHAUNA T. GEDDES, RECORDER
By Ruth Rawlings Deputy
Franklin County, Idaho

**PERSONAL REPRESENTATIVE'S DEED
(Water Deed)**

THIS DEED made this 24th day of January, 2014, between **KENT D. EGLEY**, as Personal Representative of the Estates of **BRYCE K. EGLEY** and **CARLENE T. EGLEY**, deceased, hereinafter called "Grantor" and **JARED EGLEY** and **JULIANNA EGLEY**, husband and wife, whose current address is: 4713 E Hwy 36, Preston, ID 83263, hereinafter called "Grantees".

WHEREAS, Kent D. Egley is the duly appointed and acting Personal Representative of the Estates of Bryce K. Egley and Carlene T. Egley, deceased, having been appointed in Case No. CV-2011-222 by the Magistrate Court of the Sixth Judicial District in Franklin County, Idaho on the 13th day of May, 2011; and,

NOW, THEREFORE, WITNESSETH, that the said Grantor, for valuable consideration, and for the purpose of distributing interest and claim to certain water rights or interests from the Estates of Bryce K. Egley and Carlene T. Egley, deceased, does by these presents hereby quitclaim and convey unto the said Grantees and their heirs and assigns forever, the water rights or interests located in the County of Franklin, State of Idaho, described in the attached Exhibit "A".

The water rights conveyed herewith are transferred subject to the terms and conditions of that certain CLAIM TO A WATER RIGHT No. 4276 and to deeds and instruments of record. The Claim to a Water Rights is attached hereto incorporated herein by this reference.

IN WITNESS WHEREOF, the said Grantor has hereunto set his hand and seal the day and year first above written.

ESTATES OF BRYCE K. EGLEY and
CARLENE T. EGLEY

By:

Kent Egley
KENT D. EGLEY
Personal Representative

STATE OF IDAHO

)

) ss.

County of Franklin

)

On this 24th day of January, 2014, before me, the undersigned, a Notary Public in and for said State, personally appeared **KENT D. EGLEY**, known or identified to me to be the person whose name is subscribed to the within instrument as Personal Representative of the Estates of Bryce K. Egley and Carlene T. Egley and acknowledged to me that he executed the same as Personal Representative of the said Estates.

STEVEN R. FULLER
NOTARY PUBLIC
STATE OF IDAHO

Steven R. Fuller
NOTARY PUBLIC for State of Idaho
Residing at: Preston, Idaho
Comm. Expires: 1/31/17

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

CLAIM TO A WATER RIGHT



Under the provisions of Section 42-243, Idaho Code, any person using or claiming rights to the public waters of Idaho established by diversion and application to a beneficial use must file a claim with the Department of Water Resources on or before June 30, 1983. Exempted from this filing are single family domestic uses as defined in Section 42-230(d), Idaho Code. Also exempted are rights represented by a permit, license, decree, adjudicated right, or a previously filed claim.

The filing of this claim does not confirm the water right claimed but failure to file may result in forfeiture of a water right.

Notice is hereby given that Bryce K. or Carlene T. Egley or Elias Jepson
(Name of Claimant)
Rt. 2, Preston, ID 83263 Telephone No. 852-0440
(Mailing Address) (Zip Code)

claims a right to the diversion and beneficial use of the surface or ground water. The extent and nature of said claim is as follows:

- (1) Date of priority: (When was the water first applied to a beneficial use) September 30, 1917

A claim is not acceptable on a ground water source with a priority later than March 25, 1963 or on a surface water source with a priority later than May 20, 1971. An exception is that a claim may be filed on single family domestic use from a ground water source.

- (2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water)
Spring tributary to Bear Creek
- (3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:

(cfs, af)	(Domestic, Irrigation, Stock, Etc.)	(Both dates inclusive)	
		(Mo., Day)	(Mo., Day)
Quantity <u>0.02cfs</u>	Use <u>Domestic</u>	Period of Use From <u>1-1</u>	To <u>12-31</u>
Quantity _____	Use _____	Period of Use From _____	To _____
Quantity _____	Use _____	Period of Use From _____	To _____
Quantity _____	Use _____	Period of Use From _____	To _____
Quantity <u>0.02cfs</u>	TOTAL QUANTITY USED.		

- (4) _____
- (5) A) Point of diversion: (Location of point where water is diverted from its source)
SW 1/4 SW 1/4, Sec. 14 Twp. 14S Rge. 40E B.M., County of Franklin
Additional points of diversion: _____

B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.). Give sizes and capacities: be as specific as possible. Describe any changes in the system and give the date of the change.
Collection tank to holding tank with distribution lines to two domestic homes.

- (6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

T	R	SEC.	NE1/4				NW1/4				SW1/4				SE1/4				TOTAL
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
14S	40E	15													X				

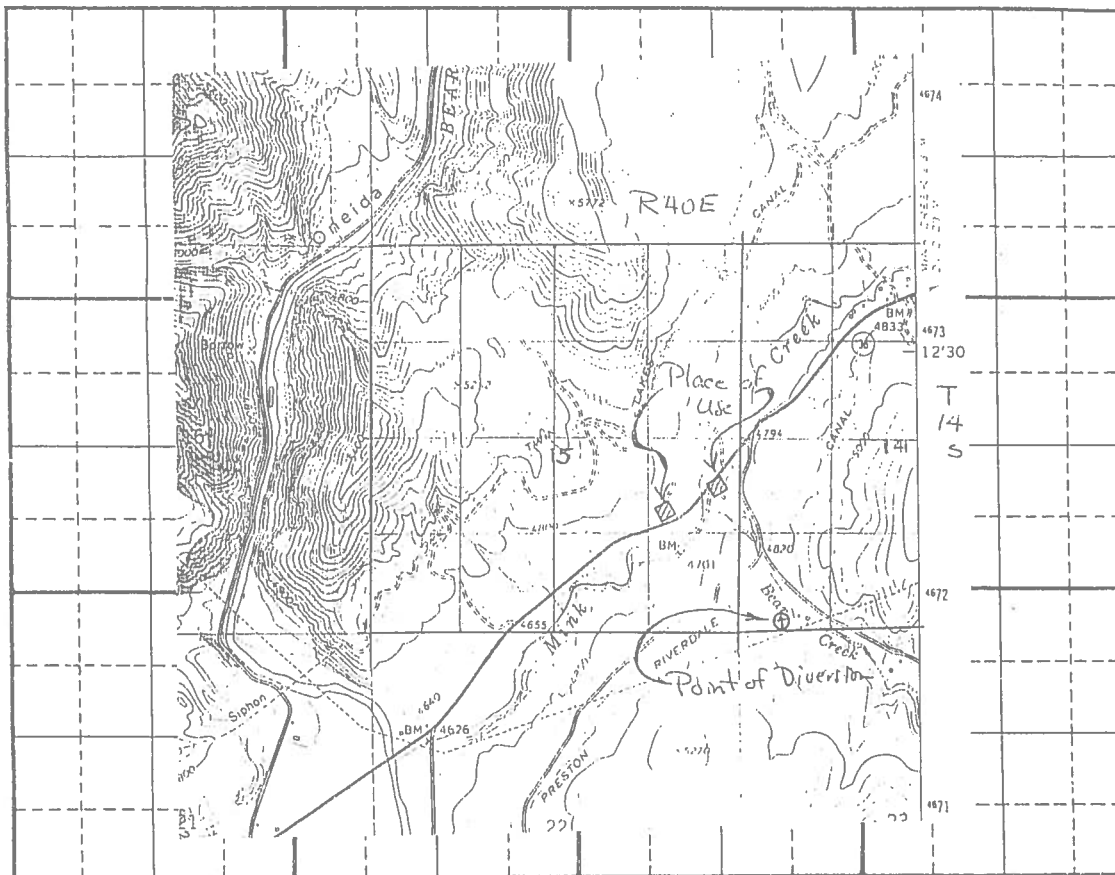
No. of acres _____

B) If water is used for other than irrigation, fully describe that use, being as specific as possible:
Domestic use for two homes.

NOTE: Include here the type and number of stock watered:

- (7) If you are claiming water as a member of an organization, list name of organization: _____

(B) Remarks _____



Scale: 2-inches equal 1-mile.
1:24,000

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

State of Idaho)

County of Bannock) ss.

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiant's knowledge.

Sworn to before me this 28th day of June

(Claimant)

1983

Notary Public

Residing at Idaho FallsMy commission expires 6-15-85

FOR DEPARTMENT USE ONLY

Received by <u>KCW</u>	Date <u>6-28-83</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>KCW</u>	Date <u>11-4-83</u>		claimant by:	
\$30.00 fee received by <u>QW</u>	Date <u>6-28-83</u>			
Published in <u>Idaho Falls</u>	<u>#25626</u>			
Dates <u>11/17/83</u>				

Recorded at the request of

Jared EgleyTime 10:37

APR 1 2013

SHAUNA T GEDDES, RECORDER
BY Ruth Rawlings Deputy
FRANKLIN COUNTY IDAHO**PERSONAL REPRESENTATIVE'S DEED**

THIS DEED made this 29th day of March, 2013, between **KENT D. EGLEY**, as Personal Representative of the Estates of **BRYCE K. EGLEY** and **CARLENE T. EGLEY**, deceased, hereinafter called "Grantor" and **KENT D. EGLEY**, a married man, as his sole and separate property, hereinafter called "Grantee".

WHEREAS, Kent D. Egley is the duly appointed and acting Personal Representative of the Estates of Bryce K. Egley and Carlene T. Egley, deceased, having been appointed in Case No. CV-2011-222 by the Magistrate Court of the Sixth Judicial District in Franklin County, Idaho on the 13th day of May, 2011; and,

NOW, THEREFORE, WITNESSETH, that the said Grantor, for valuable consideration, and for the purpose of distributing certain real property from the Estates of Bryce K. Egley and Carlene T. Egley, deceased, do by these presents hereby distribute, bargain, sell, convey, and confirm unto the said Grantees and their heirs and assigns forever, the above described interest in that certain parcel of land, situate, lying and being in Franklin County, State of Idaho, as follows:

SEE EXHIBIT "A" ATTACHED HERETO

TOGETHER with all and singular the tenements, hereditaments, and appurtenances thereunto belonging or in anywise appertaining, the reversion and reversions, remainder and remainders rents, issues and profits thereof;

TO HAVE AND TO HOLD, all and singular the said premises together with the appurtenances unto the Grantee, his heirs and assigns forever.

IN WITNESS WHEREOF, the said Grantor has hereunto set his hand and seal the day and year first above written.

**ESTATES OF BRYCE K. EGLEY and
CARLENE T. EGLEY**

By:

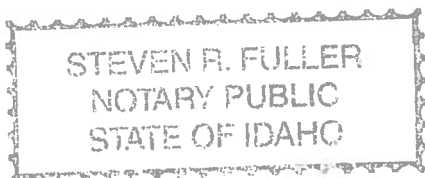
Kent D. Egley
KENT D. EGLEY
Personal Representative

STATE OF IDAHO)

) ss.

County of Franklin)

On this 29th day of March, 2013, before me, the undersigned, a Notary Public in and for said State, personally appeared **KENT D. EGLEY**, known or identified to me to be the person whose name is subscribed to the within instrument as Personal Representative of the Estates of Bryce K. Egley and Carlene T. Egley and acknowledged to me that he executed the same as Personal Representative of the said Estates.



Steven R. Fuller
NOTARY PUBLIC for State of Idaho
Residing at: Preston, Idaho
Comm. Expires: 1/31/13

EXHIBIT "A"

A parcel of land located in the East one-half of Section 15, Township 14 South, Range 40 East, Boise Meridian, Franklin County, Idaho, and more particularly described as follows:

Commencing at the East Quarter Corner of said Section 15 as depicted on Record of Survey instrument number 230749, from which the Northeast corner of said Section 15 as depicted on said Record of Survey bears North 01° 01' 09" East;

Thence North 89° 11' 54" West 695.30 feet to a 5/8" rebar and cap labeled A.L.S., PLS 9163 at a fence corner the Point of Beginning.

Thence South 16° 34' 00" East 178.92 feet along a fence line to a 5/8" rebar and cap;

Thence South 13° 24' 00" East 84.80 feet along a fence line to a 5/8" rebar and cap;

Thence South 59° 30' 00" West 479.29 feet to a 5/8" rebar and cap at a fence corner;

Thence North 53° 45' 00" West 94.00 feet to a 5/8" rebar and cap at a fence corner;

Thence North 21° 45' 00" West 44.50 feet along a fence line to a 5/8" rebar and cap;

Thence North 29° 00' 00" West 75.80 feet along a fence line to a 5/8" rebar and cap;

Thence North 37° 20' 00" West 81.00 feet along a fence line to a 5/8" rebar and cap;

Thence North 271.03 feet to a 5/8" rebar and cap in a fence line;

Thence South 89° 55' 20" East 459.98 feet along a fence line to a 5/8" rebar and cap;

Thence South 89° 16' 00" East 60.50 feet along a fence line to the Point of Beginning.

Containing approximately 5.0 acres.

TOGETHER with a thirty (30) foot wide ingress and egress easement being fifteen (15) feet on each side of the following described centerline:

Commencing at the East Quarter Corner of Section 15, Township 14 South, Range 40 East, Boise Meridian, Franklin County, Idaho, as depicted on Record of Survey instrument number 230749, from which the Northeast corner of said Section 15 as depicted on said Record of Survey bears North 01° 01' 09" East;

Thence South 41° 47' 34" West 1395.56 feet to a point on the north right of way line of Highway 36 (F.A.P. S-1803(2)) at approximately 65.7 feet left of centerline station 236+79 of said Highway project and also being the centerline of an existing driveway and the Point of Beginning.

Thence North 30° 31' 00" West 180.00 feet along the centerline of an existing driveway;

Thence North 02° 10' 00" West 250.00 feet along the centerline of an existing driveway;

Thence North 22° 15' 00" West 125.00 feet along the centerline of an existing driveway;

Thence North 07° 46' 00" West 69.77 feet, more or less, along the centerline of an existing driveway to the south boundary line of the above described parcel.

APR 1 2013

SHAUNA T GEDDES, RECORDER

BY Ruth Rawling Deputy
FRANKLIN COUNTY IDAHO

WARRANTY DEED

FOR VALUE RECEIVED

KENT D. EGLEY and RE NAE EGLEY, husband and wife, Grantors, do hereby grant, bargain, sell and convey unto

JARED EGLEY and JULIANNA EGLEY, husband and wife, whose current address is: 4713 E Hwy 36, Preston, ID 83263, the Grantees, the following described premises in Franklin County, Idaho, to wit:

SEE EXHIBIT "A" ATTACHED HERETO

SUBJECT TO all easements, rights of way, 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 Grantees, and to the Grantees' heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantees, that the Grantors are 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 Grantors will warrant and defend the same from all claims whatsoever.

DATED: March 29, 2013.

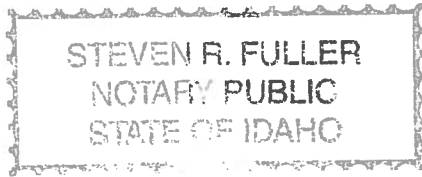
Kent Egley
KENT D. EGLEY

ReNae Egley
RE NAE EGLEY

STATE OF IDAHO)

County of Franklin)

On this 29th day of March, 2013, before me, the undersigned a Notary Public in and for said State, personally appeared **KENT D. EGLEY and RE NAE EGLEY**, known to me to be the persons whose names are subscribed to the within instrument and acknowledged to me that they executed the same.



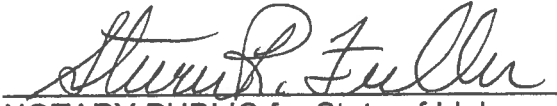

NOTARY PUBLIC for State of Idaho
Residing at: Preston, ID
Comm. Exp.: 1-31-17

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