

DE ✓

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

Please print or type. Attach pages with additional information. Instructions are included at the end of this form. Incomplete forms will be returned.

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case IDWR will produce new water right number(s) for the split(s).

Water Right No(s)	Adjudication Claim No(s)	Split(s)	Water Right No(s)	Adjudication Claim No(s)	Split(s)
WR 11-7337					

RECEIVED

2. The following **REQUIRED** information must be submitted with this form:

NOV 19 2009

- A. The appropriate **FILING FEE**. See instructions for fee amounts.
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are on file with the county Planning and Zoning or Recorder's Office).
- OR**
- D. If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency or equivalent **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant(s)

Lynn and Rowleen Keetch

847 Alton Rd.

Montpelier, Id 83254

4. New Owner/Claimant(s)

Layne or Rebecca Keetch

Name Connector (Check one): ☐ and, ☒ or, ☐ and/or

New Mailing Address

3632 Bench Rd.

City, State and ZIP Code

Montpelier, Id 83254

New Telephone Number

(208) 847-0611

Email:

5. Date you acquired the property

Sept. 14 2009

6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in line 1, then skip this line and go to line 7. If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (you may copy this page, if necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right will not be split, skip this area and proceed to line 7)		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Water Right and/or Adjudication Claim Number		
Irrigation		
Stock		
Domestic		
Other		
Totals		
Water Right and/or Adjudication Claim Number		
Irrigation		
Stock		
Domestic		
Other		
Totals		
Water Right and/or Adjudication Claim Number		
Irrigation		
Stock		
Domestic		
Other		
Totals		

For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.

7. Signature(s) of New Owner(s) or Claimant(s)

Rebecca Keetonco-owner
(title if applicable)

(title if applicable)

IT IS IMPORTANT TO FILE THIS COMPLETED FORM AT THE APPROPRIATE IDWR OFFICE, WITH PAYMENT OF THE FILING FEE AND THE OWNERSHIP DOCUMENT(S), AS REFERRED TO IN LINE 2.

For IDWR Office Use Only:
 Received by BDM
 Received by BDM
 Processed by _____ AJ

 Date 11/25/09
 Date 11/25/09
 Date _____

 Receipt Amt. \$25
 Receipt No. E035477
 WR _____ Date _____

EXHIBIT A

PARCEL NO. 1:

Commencing at a point 3.00 chains South of the Southeast Corner of Section 26, Township 13 South of Range 44 East of the Boise Meridian; thence North 72°45' West 5.26 chains; thence North 53°55' West 7.82 chains; thence North 48°51' West 4.54 chains; thence West 3.00 chains; thence North 43° West 19.30 chains; thence East 31.17 chains; thence South 23.36 chains to the Place of Beginning.

EXCEPT: That portion conveyed to Bear Lake County, as shown in Deed dated 15 February 1927 and recorded 25 May 1927 in Book 30 of Deeds, page 99 as Instrument No. 29978, records of Bear Lake County, Idaho, being further described as: Beginning at a point 156 feet, more or less, South of the Northeast Corner of Section 35, Township 13 South, Range 44 East, Boise Meridian; thence North 67°30' West 338 feet; thence North 58°50' West 700 feet; thence North 47°30' West 360 feet; thence North 59° West 125 feet; thence North 43° West 883 feet; thence West 88 feet; thence South 43° East 1055 feet; thence on a 6° curve to the left 270 feet; thence South 58°50' East 812 feet; thence South 67°30' East 382 feet; thence North 72 feet to the Place of Beginning.

ALSO EXCEPT: Commencing at a point on the North side of U.S. Highway 30 North, which said point is approximately 3.00 chains South of the Southeast Corner of Section 26, Township 13 South, Range 44 East, Boise Meridian; thence Northwesterly along said North side of said highway a distance of 37 rods; thence North 35 rods; thence Southeast parallel to the said highway a distance of 37 rods, more or less, to the East line of Section 26; thence South along the said East line of Section 26 to the Place of Beginning.

ALSO: TOWNSHIP 13 SOUTH, RANGE 44 EAST OF THE BOISE MERIDIAN:

Section 25: S½SW¼.

EXCEPT all the land East of the new U.S. Highway 30 North, as recorded in Book 49 of Deeds at page 243, County of Bear Lake.

PARCEL NO. 2:

TOWNSHIP 13 SOUTH, RANGE 44 EAST OF THE BOISE MERIDIAN:

All that portion of the S½SE¼ of Section 26, and the NE¼NE¼ of Section 35, and the N½NW¼ of Section 36, lying Southwesterly of the County Road, being the old U.S. Highway 30 North, and Northeasterly of the Union Pacific Railroad right of way. ALSO EXCEPT: Any portion lying North of a East-West County Road.

ALSO: TOWNSHIP 13 SOUTH, RANGE 44 EAST OF THE BOISE MERIDIAN:

Sections 35 and 36: Beginning at the Northeast Corner of the NW¼NW¼ of said Section 36, and running thence West 1620 feet, more or less, to the Easterly right of way line of the county road; thence Southeasterly along said right of way line 1900 feet, more or less, to a point 900 feet, more or less, South of the Point of Beginning; thence North 900 feet, more or less, to the Point of Beginning.

PARCEL NO. 3:

Commencing at a point on the North side of U.S. Highway 30 North, which said point is approximately 3.00 chains South of the Southeast Corner of Section 26, Township 13 South, Range 44 East, Boise Meridian; thence Northwesterly along said North side of said highway a distance of 37 rods; thence North 35 rods; thence Southeast parallel to the said highway a distance of 37 rods, more or less, to the East line of Section 26; thence South along the said East line of Section 26 to the Place of Beginning.

COMMONWEALTH LAND TITLE INSURANCE COMPANY

Policy No. C30-0210092
File No. 20090293-A

SCHEDULE B

EXCEPTIONS FROM COVERAGE

This Policy does not insure against loss or damage (and the Company will not pay costs, attorney's fees or expenses) which arise by reason of:

GENERAL (STANDARD) EXCEPTIONS

1. Any facts, rights, interests or claims which are not shown by the public records but which could be ascertained by an inspection of said land or which may be asserted by persons in possession, or claiming to be in possession, thereof.
2. Easements, liens, encumbrances, or claims thereof, which are not shown by the public records.
3. Any encroachment, encumbrance, violation, variation, or adverse circumstance affecting the Title that would be disclosed by an accurate and complete land survey of the Land, and that is not shown by the Public Records.
4. Any lien, or right to a lien, imposed by law for services, labor, or material heretofore or hereafter furnished, which lien, or right to a lien, is not shown by the public records.
5. (a) Unpatented mining claim; (b) reservations or exceptions in patents or in acts authorizing the issuance thereof; (c) Indian treaty or aboriginal rights, including, but not limited to, easements or equitable servitudes; or, (d) water rights, claims or title to water, whether or not the matters excepted under (a), (b), (c), or (d) are shown by the public records.
6. Taxes or assessments which are not now payable or which are not shown as existing liens by the records of any taxing authority that levies taxes or assessments on real property or by the public records; proceedings by a public agency which may result in taxes or assessments, or notices of such proceedings, whether or not shown by the public records of such agency or by the public records.
7. Any service, installation, connection, maintenance or construction charges for sewer, water, electricity, or garbage collection or disposal or other utilities unless shown as an existing lien by the public records.

SPECIAL EXCEPTIONS

THE FOLLOWING AFFECTS PARCEL NO. 1 and 3:

8. General taxes for the year 2009 in the amount of \$952.58, of which \$481.98 is paid and \$470.60 is due and payable on or before 20 June 2010.

NOTE: Bear Lake County Tax Parcel 4171 & 4147.01.

9. Subject to easements for roads, ditches, power and transmission lines, as the same now exist.
10. Right of Way Contract dated 02 August 1955 and recorded 13 September 1955 in Book 8 of Miscellaneous, page 212, as Instrument No. 70928, records of Bear Lake County, Idaho.
Grantor: MARTIN M. KUNZ & GENEVIEVE P. KUNZ, husband and wife; and FERRIS M. KUNZ & VIDA H. KUNZ, husband and wife
Grantee: PACIFIC NORTHWEST PIPELINE CORPORATION
(Affects all parcels)

(Continued)

COMMONWEALTH LAND TITLE INSURANCE COMPANY

Policy No. C30-0210092

File No. 20090293-A

SCHEDULE B - CONTINUATION

11. Right of Way Deed dated 07 February 1962 and recorded 02 March 1962 in Book 49 of Deeds, page 243, as Instrument No. 81533, records of Bear Lake County, Idaho.
Grantor: DAYTON S. DIMICK and GAE L. DIMICK, husband and wife
Grantee: STATE OF IDAHO
12. Easement dated 07 February 1962 and recorded 02 March 1962 in Book 11 of Miscellaneous, page 413, as Instrument No. 81534, records of Bear Lake County, Idaho.
Grantor: DAYTON S. DIMICK and GAE L. DIMICK, husband and wife
Grantee: STATE OF IDAHO, and its Successors and Assigns
(Affects Parcel No. 1- Section 25)
13. Right of Way Warranty Deed dated 17 September 1990 and recorded 02 October 1990 as Microfilm Instrument No. 151346, records of Bear Lake County, Idaho.
Grantor: LYNN C. KEETCH
Grantee: STATE OF IDAHO
(Affects Parcel No. 1 - Section 25)

THE FOLLOWING AFFECTS PARCEL NO. 2:

14. General taxes for the year 2009 in the amount of \$134.06 are paid in full.
NOTE: Bear Lake County Tax Parcel 4173, 4242, 4250 & 4250.01.
15. Subject to easements for roads, ditches, power and transmission lines, as the same now exist.
16. Highway Right of Way Deed dated 25 March 1949, which granted an Easement adjacent to the described highway right of way for relocation of all irrigation and drainage ditches and structures and such surface drain ditches as may be necessary to the proper construction of the highway; recorded 06 April 1949 in Book 42 of Deeds, page 294, as Instrument No. 62249, records of Bear Lake County, Idaho.
Grantor: MARIE EDGHILL
Grantee: STATE OF IDAHO
(Affects Parcel No. 2)

(Continued)

COMMONWEALTH LAND TITLE INSURANCE COMPANY

Policy No. C30-0210092
File No. 20090293-A

SCHEDULE B - CONTINUATION

17. Right of Way Contract dated 02 August 1955 and recorded 13 September 1955 in Book 8 of Miscellaneous, page 212, as Instrument No. 70928, records of Bear Lake County, Idaho.
Grantor: MARTIN M. KUNZ & GENEVIEVE P. KUNZ, husband and wife; & FERRIS M. KUNZ & IDA H. KUNZ, husband and wife
Grantee: PACIFIC NORTHWEST PIPELINE CORPORATION
(Affects all parcels)

18. Right of Way Contract dated 30 August 1955 and recorded 05 October 1955 in Book 8 of Miscellaneous, page 232, as Instrument No. 71002, records of Bear Lake County, Idaho.
Grantor: MARIE EDGHILL, a widow
Grantee: PACIFIC NORTHWEST PIPELINE CORPORATION
(Affects Parcel No. 2)

AND AFFECTED BY Amendment to Right of Way and Easement Contract dated 28 December 2001 and recorded 11 February 2002 as Microfilm Instrument No. 180764, records of Bear Lake County, Idaho.

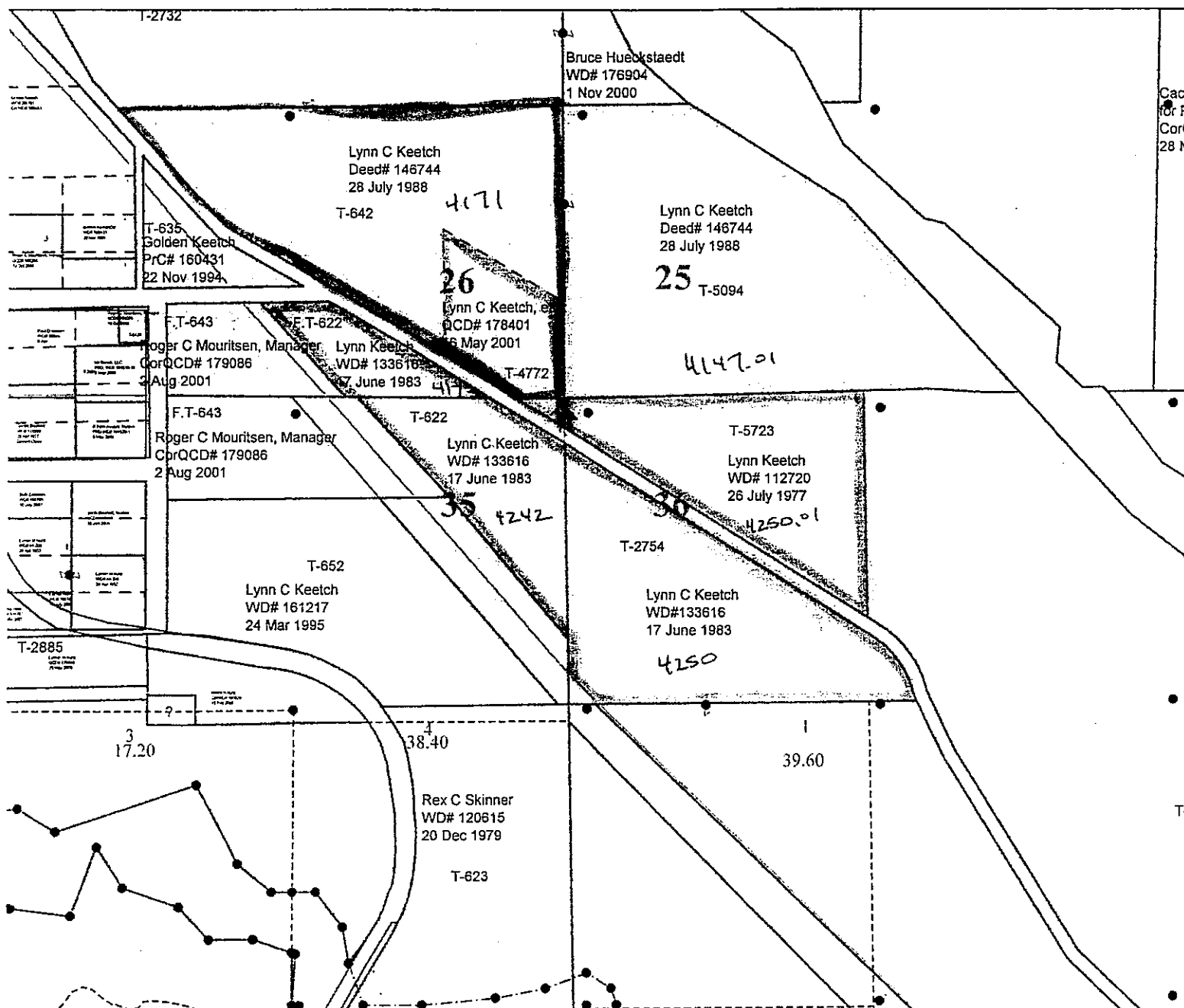
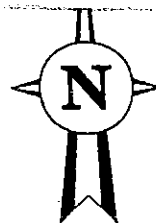
Grantor: LYNN KEETCH and ROWLEEN KEETCH
Grantee: NORTHWEST PIPELINE CORPORATION, Successor in Interest to PACIFIC NORTHWEST PIPELINE CORPORATION

AND AFFECTED BY Amendment to Right of Way and Easement Contract dated 4 December 2003 and recorded 12 June 2007 as Microfilm Instrument No. 198487, records of Bear Lake County, Idaho.

Grantor: LYNN KEETCH and ROWLEEN KEETCH
Grantee: NORTHWEST PIPELINE CORPORATION, Successor in Interest to PACIFIC NORTHWEST PIPELINE CORPORATION

19. Real Estate Mortgage securing an indebtedness of \$250,000.00 plus interest, dated 14 September 2009 and recorded 15 September 2009 as Instrument No. 205588, records of Bear Lake County, Idaho.

Mortgagor: LAYNE JOHNS KEETCH and REBECCA MARIE KEETCH, husband and wife
Mortgagee: UNITED STATES OF AMERICA, acting through the FARM SERVICE AGENCY, UNITED STATES DEPARTMENT OF AGRICULTURE



This sketch is provided without charge for your information, it is not intended to show all matters related to the property including, but not limited to area dimensions, encroachments, or location of boundaries. It is not a part of, nor does it modify the commitment or policy to which it is attached. The Company assumes NO LIABILITY for any matter related to this sketch. References should be made to an accurate survey for further information.*



State of Idaho

DEPARTMENT OF WATER RESOURCES

Eastern Region, 900 North Skyline Drive, Suite A • Idaho Falls, Idaho 83402-1718
Phone: (208) 525-7161 • Fax: (208) 525-7177 • Web Site: www.idwr.idaho.gov

C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Interim Director

November 19, 2009

Layne Keetch
Rebecca Keetch
3632 Bench Rd
Montpelier ID 83254

RECEIVED

11/25/2009

Department of Water Resources
Eastern Region

RE: Change in Ownership Water Right No. 11-7337

Dear Interested Party:

The Department of Water Resources acknowledges receipt of your Notice of Change in Water Right Ownership.

Our review of your notice indicates that additional information is required before we can process the change. The information required is indicated below:

XXXX **Filing Fee** of \$25 per water right or **Filing Fee** of \$100 per water right for changes resulting from division of a water right

XXXX **Evidence of Water Right Ownership:** The information that was provided with your application was not complete. Please submit a recorded Warranty Deed for evidence of ownership.

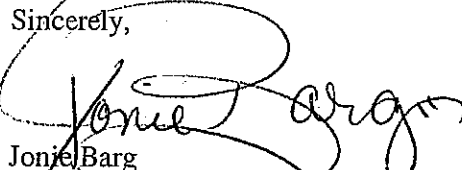
Effective July 1, 2000, the legislature enacted House Bill No. 545 requiring a filing fee for a change in water right ownership. The fee is \$25 per water right, except for ownership changes resulting in the division of a water right, which is \$100 per water right. All ownership change notices received after June 30, 2000 must include the appropriate filing fees in order to be processed.

Because the Department cannot process the ownership change without proper documentation/fees, we will hold any action on your notice pending receipt of the necessary information/fees. If we do not receive the necessary information/fees within 30 days we will return your notice and all attachments and your notice will not be processed.

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 the Department if you have any questions.

Sincerely,


Jonie Barg
Technical Records Specialist

Enclosure(s)

WARRANTY DEED

For Value Received,

LYNN C. KEETCH and ROWLEEN J. KEETCH, husband and wife,

THE GRANTOR(S),

do(es) hereby, grant, bargain, sell, and convey unto

LAYNE KEETCH and REBECCA KEETCH, husband and wife, as Community Property, with Rights of Survivorship,

of 3632 BENCH ROAD, MONTPELIER, County of Bear Lake, State of IDAHO 83254,

THE GRANTEE(S),

For the sum of ten dollars and other good and valuable consideration, the following described tract of land in the County of Bear Lake, State of Idaho:

See Attached Exhibit "A"

RECEIVED

NOV 25 2009

Department of Water Resources
Eastern Region

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) hereby covenant to and with the said Grantee(s) that they are the owner(s) in fee simple of said premises; that they are free from all encumbrances, and that they will warrant and defend the same from all lawful claims whatsoever.

DATED THIS September 14, 2009.

Lynn C. Keetch
LYNN C. KEETCH
Rowleen J. Keetch
ROWLEEN J. KEETCH

STATE OF IDAHO, COUNTY OF BEAR LAKE

On this 14 day of September, 2009, before me a Notary Public in and for the State, personally appeared

LYNN C. KEETCH and ROWLEEN J. KEETCH,
husband and wife

Instrument # 205587

BEAR LAKE COUNTY

9-15-2009 08:38:45 No. of Pages: 2

Recorded for : FIRST IDAHO TITLE COMPANY

KERRY HADDOCK

Fee: 6.00

Ex-Officio Recorder Deputy

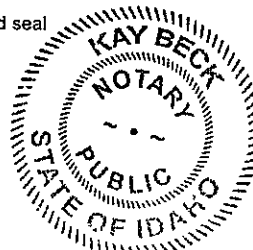
Index to: WARRANTY DEED

Cindy Garman

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

IN WITNESS WHEREOF, I hereunto set my hand and seal the day and year in the certificate first above written.

Kay Beck
Notary Public
Residing at: *1100 David Rd*
My Commission Expires: *12-01-12*



MAIL TAX NOTICE TO: LAYNE KEETCH and REBECCA KEETCH
3632 BENCH ROAD, MONTPELIER, ID. 83254

EXHIBIT A

PARCEL NO. 1:

Commencing at a point 3.00 chains South of the Southeast Corner of Section 26, Township 13 South of Range 44 East of the Boise Meridian; thence North 72°45' West 5.26 chains; thence North 53°55' West 7.82 chains; thence North 48°51' West 4.54 chains; thence West 3.00 chains; thence North 43° West 19.30 chains; thence East 31.17 chains; thence South 23.36 chains to the Place of Beginning.

EXCEPT: That portion conveyed to Bear Lake County, as shown in Deed dated 15 February 1927 and recorded 25 May 1927 in Book 30 of Deeds, page 99 as Instrument No. 29978, records of Bear Lake County, Idaho, being further described as: Beginning at a point 156 feet, more or less, South of the Northeast Corner of Section 35, Township 13 South, Range 44 East, Boise Meridian; thence North 67°30' West 338 feet; thence North 58°50' West 700 feet; thence North 47°30' West 360 feet; thence North 59° West 125 feet; thence North 43° West 883 feet; thence West 88 feet; thence South 43° East 1055 feet; thence on a 6° curve to the left 270 feet; thence South 58°50' East 812 feet; thence South 67°30' East 382 feet; thence North 72 feet to the Place of Beginning.

ALSO EXCEPT: Commencing at a point on the North side of U.S. Highway 30 North, which said point is approximately 3.00 chains South of the Southeast Corner of Section 26, Township 13 South, Range 44 East, Boise Meridian; thence Northwesterly along said North side of said highway a distance of 37 rods; thence North 35 rods; thence Southeast parallel to the said highway a distance of 37 rods, more or less, to the East line of Section 26; thence South along the said East line of Section 26 to the Place of Beginning.

ALSO: TOWNSHIP 13 SOUTH, RANGE 44 EAST OF THE BOISE MERIDIAN:

Section 25: S½SW¼.

EXCEPT all the land East of the new U.S. Highway 30 North, as recorded in Book 49 of Deeds at page 243, County of Bear Lake.

PARCEL NO. 2:

TOWNSHIP 13 SOUTH, RANGE 44 EAST OF THE BOISE MERIDIAN:

All that portion of the S½SE¼ of Section 26, and the NE¼NE¼ of Section 35, and the N½NW¼ of Section 36, lying Southwesterly of the County Road, being the old U.S. Highway 30 North, and Northeasterly of the Union Pacific Railroad right of way. ALSO EXCEPT: Any portion lying North of a East-West County Road.

ALSO: TOWNSHIP 13 SOUTH, RANGE 44 EAST OF THE BOISE MERIDIAN:

Sections 35 and 36: Beginning at the Northeast Corner of the NW¼NW¼ of said Section 36, and running thence West 1620 feet, more or less, to the Easterly right of way line of the county road; thence Southeasterly along said right of way line 1900 feet, more or less, to a point 900 feet, more or less, South of the Point of Beginning; thence North 900 feet, more or less, to the Point of Beginning.

PARCEL NO. 3:

Commencing at a point on the North side of U.S. Highway 30 North, which said point is approximately 3.00 chains South of the Southeast Corner of Section 26, Township 13 South, Range 44 East, Boise Meridian; thence Northwesterly along said North side of said highway a distance of 37 rods; thence North 35 rods; thence Southeast parallel to the said highway a distance of 37 rods, more or less, to the East line of Section 26; thence South along the said East line of Section 26 to the Place of Beginning.

*

Lynn C. Keetch
Rachael J. Keetch