

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

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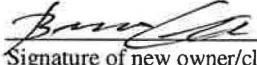
DEPARTMENT OF
WATER RESOURCES

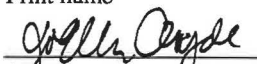
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

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 #7 of the instructions.

Water Right/Claim No.	Split?	Leased to Water Supply Bank?	Water Right/Claim No.	Split?	Leased to Water Supply Bank?
63-9069-B	Yes ☐	Yes ☐		Yes ☐	Yes ☐
63-12091	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Phyllis J Poulter, Darrel W Poulter
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): The Clyde Family Trust
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or
- | | | | |
|--------------------------|-----------------------------|-----------|--------------|
| <u>26250 Moonglow Dr</u> | <u>Middleton</u> | <u>ID</u> | <u>83644</u> |
| Mailing address | City | State | Zip |
| <u>208-850-1640</u> | <u>bclyde3162@yahoo.com</u> | | |
| 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: November 8, 2024
6. Do you own the land identified as the water right place of use? Yes ☒ No ☐
 o If no, attach evidence that written notice of the change of water right ownership has been delivered to the landowner of record.
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:  Trustee 11/13/24
 Signature of new owner/claimant Title, if applicable Date
 Brandon Clyde
 Print name

Signature:  Trustee 11/13/24
 Signature of new owner/claimant Title, if applicable Date
 Joellen Clyde
 Print name

SUPPORT DATA

IN FILE # 63-9069B

Received by M. Jenkins Date 11/18/24 For IDWR Office Use Only: Receipt No. C119430 Receipt Amt. \$50.00

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 AM Date 11-20-24



2024-036393
RECORDED
11/08/2024 09:49 AM
RICK HOGABOAM
CANYON COUNTY RECORDER
Pgs=2 ABARDEN \$15.00
TYPE: DEED
STEWART TITLE - MERIDIAN OFFICE
ELECTRONICALLY RECORDED

WARRANTY DEED

For Value Received

Darrel W Poulter and Phyllis J Poulter, husband and wife,

the Grantor, hereby grants, bargains, sells, conveys and warrants unto

Brandon Clyde and Joellen Clyde, Trustees of the Clyde Family Trust, dated October 7, 2022, and any amendments thereto,

the Grantee, whose current address is 26250 Moonglow Drive, Middleton, ID 83644, the following described premises, to wit:

Lot 6 in Block 1 of Benchmark Estates Subdivision, according to the official plat thereof, filed in Book 19 of Plats at Page 23, and amended by Affidavit recorded February 18, 1994 as Instrument No. 9405452, records of Canyon County, Idaho.

TOGETHER with a non-exclusive right of ingress-egress over Lot 10, Block 1, Benchmark Estates Subdivision, Canyon County, Idaho, according to the plat filed in Book 19 of Plats, Page 23, and amended by Affidavit recorded February 18, 1994 as Instrument No. 9405452, records of said county.

ALSO TOGETHER with a non-exclusive right of ingress-egress over easement shown in Warranty Deed recorded February 27, 1989 as Instrument No. 8903519 and in Warranty Deed recorded February 27, 1989 as Instrument No. 8903520, records of Canyon County, Idaho.

Parcel Number: 20330505 0

SUBJECT TO: Current General Taxes, a lien in the process of assessments, not yet due or payable. Easements, restrictions, reservations, provisions of record and assessments, if any.

TO HAVE AND TO HOLD, the said premises, together with the appurtenances, unto the said Grantee and to their heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that they are the owner in fee simple of said premises, that said premises are free from all encumbrances and that he/she/they will warrant and defend the same from all lawful claims whatsoever.

7th
Dated this 7th day of November, 2024.

[Signature]
Darrel W Poulter

[Signature]
Phyllis J Poulter

State of Idaho

) ss.

County of Canyon

On this 7th day of November, 2024, before me the undersigned, a Notary Public, in and for said State, personally appeared Darrel W Poulter and Phyllis J Poulter, known to me, and/or identified to me on the basis of satisfactory evidence, to be the person(s) whose name is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same.

WITNESS MY HAND AND OFFICIAL SEAL.

[Signature]
Notary Public: Eric Schmidt
Residing at: Sampe
My commission expires:

ERIC SCHMIDT
COMMISSION #59920
NOTARY PUBLIC
STATE OF IDAHO
MY COMMISSION EXPIRES 07/03/30



IDAHO DEPARTMENT OF
WATER RESOURCES

322 E Front Street, Suite 648, Boise ID 83702 • PO Box 83720, Boise ID 83720-0098
Phone: 208-287-4800 • Fax: 208-287-6700 • Email: idwrinfo@idwr.idaho.gov • Website: idwr.idaho.gov

Governor Brad Little

Director Mathew Weaver

November 20, 2024

THE CLYDE FAMILY TRUST
C/O BRANDON CLYDE TRUSTEE
C/O JOELLEN CLYDE TRUSTEE
26250 MOONGLOW DR
MIDDLETON ID 83644-5069

Re: Change in Ownership for Water Right No(s): **63-9069B, 63-12091**

Dear Water Right Holder(s):

The Department of Water Resources (Department) acknowledges the receipt of correspondence changing ownership of the above referenced water right(s) to you. The Department has modified its records and has enclosed a computer-generated report for you.

Updating the ownership record for a water right does not reconfirm the validity of the right. When processing a Notice of Change in Water Right Ownership, the Department does not review the history of water use to determine if the right has been forfeited or deliberately abandoned through five years or more of non-use. To read more about water right forfeiture, including how to protect a water right from forfeiture, please see Idaho Code §§ 42-222 and 42-223.

Please note, water right owners are required to report any change of water right ownership and any change of mailing address to the Department within 120 days of the change. Reporting forms are available from any office of the Department, or from the Department's website.

If you have any questions concerning the enclosed information, please contact me at (208)287-4921.

Sincerely,

Debra Mansfield
Technical Records Specialist 1

Enclosure(s)

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

11/20/2024

Water Right 63-9069B

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	THE CLYDE FAMILY TRUST C/O BRANDON CLYDE TRUSTEE C/O JOELLEN CLYDE TRUSTEE 26250 MOONGLOW DR MIDDLETON, ID 83644-5069 (208) 850-1640
Original Owner	DAN CLARKE 2465 OVERLAND RD BOISE, ID 83705
Original Owner	JOHN W CLARK RT 1 BOX 137A CALDWELL, ID 83605
Previous Owner	DARREL W POULTER PO BOX 13 STAR, ID 83669 (208) 585-2027
Previous Owner	PHYLLIS J POULTER PO BOX 13 STAR, ID 83669-0013 (208) 585-2027

Priority Date: 10/26/1977

Basis: Decreed

Status: Active

Source
GROUND WATER

Tributary

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	3/15	11/15	0.080 CFS	38.7 AF
	<u>Total Diversion</u>		0.080 CFS	38.7 AF

Source and Point(s) of Diversion:

GROUND WATER NWSW

Sec. 21, Twp 05N, Rge 02W, CANYON County

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

11/20/2024

Place Of Use:

IRRIGATION within CANYON County

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
05N	02W	21											6.6	2.0					8.6

POU Total Acres: 8.6

Conditions of Approval:

1. R32 This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.5 afa per acre for irrigation of the lands above.
2. T08 Failure of the right holder to comply with the conditions of Transfer No. 4278 is cause for the Director to rescind approval of the transfer.
3. T07 The right holder shall accomplish the change authorized by Transfer No. 4278 within one (1) year of the date of this approval.
4. 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.
5. The right holder shall use the full allotment of his surface water right, to the extent it is available, in conjunction with groundwater diverted pursuant to this right.
6. The point of diversion and place of use are located on LOT 6, BLK 1, BENCHMARK ESTATES.
7. S39 The use of water for irrigation under this right may begin as early as March 1, provided other elements of the right are not exceeded. The use of water before March 15 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right.

Dates and Other Information:

Decreed Date: 4/3/2009
Civil Case Number: 39576
Judicial District: FIFTH
State or Federal: S
Owner Name Connector: AND
Water District Number: TBD
Mitigation Plan: False

Combined Use Limits:

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>	<u>Water Rights</u>
0.100		8.6	63-9069B ,63-12091

SubCase:

N/A

Water Supply Bank:

N/A

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

11/20/2024

Water Right 63-12091

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	THE CLYDE FAMILY TRUST C/O BRANDON CLYDE TRUSTEE C/O JOELLEN CLYDE TRUSTEE 26250 MOONGLOW DR MIDDLETON, ID 83644-5069 (208) 850-1640
Original Owner	DARREL W POULTER 26250 MOONGLOW DR MIDDLETON, ID 83644 (208) 585-3244
Original Owner	PHYLLIS J POULTER 26250 MOONGLOW DR MIDDLETON, ID 83644 (208) 585-3244

Priority Date: 12/30/1993

Basis: License

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	03/01	11/15	0.090 CFS	16.7 AF
STOCKWATER	01/01	12/31	0.020 CFS	0.2 AF
DOMESTIC	01/01	12/31	0.040 CFS	0.6 AF
	Total Diversion		0.090 CFS	17.5 AF

Source and Point(s) of Diversion:

GROUND WATER NWSW Sec. 21, Twp 05N, Rge 02W, CANYON County

Place Of Use:

STOCKWATER within CANYON County

			NE				NW				SW				SE				
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
05N	02W	21										X	X						

DOMESTIC within CANYON County

			NE				NW				SW				SE				
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals

11/20/2024

05N	02W	21																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																		</
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Conditions of Approval:

- | | | |
|----|-----|--|
| 1. | R69 | This right when combined with all other rights shall provide no more than 0.03 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the place of use. |
| 2. | X35 | Rights 63-9069B and 63-12091 when combined shall not exceed a total diversion rate of 0.10 cfs, a total annual maximum diversion volume of 38.7 af at the field headgate, and the irrigation of 8.6 acres. |
| 3. | 01M | After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to use power records to determine the amount of water diverted and shall annually report the information to the Department. |
| 4. | WB5 | Domestic use is for 1 home with a guest house and does not include lawn, garden, landscape, or other types of irrigation. |
| 5. | X60 | Place of use is located within Lot 6, Blk. 1, Benchmark Estates. |
| 6. | X59 | Point of diversion is located within LOT 6, BLK 1, BENCHMARK ESTATES. |
| 7. | 103 | When ordered by the Director, the right holder shall provide mitigation acceptable to the Director to offset depletion of lower Snake River flows needed for migrating anadromous fish. The amount of water required for mitigation, which is to be released into the Snake River or a tributary for this purpose, will be determined by the Director based upon the reduction in flow caused by the use of water pursuant to this right. Any order of the Director issued in accordance with this paragraph shall be in conformance with applicable rules allowing the right holder due process as the need for mitigation and the amount of mitigation are determined. |

Dates and Other Information:

Licensed Date: 10/25/2017
Owner Name Connector: And/Or
Water District Number: TBD
Generic Max Rate Per Acre: 0.030
Generic Max Volume Per Acre: 4.5
Mitigation Plan: False

Combined Use Limits:

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>	<u>Water Rights</u>
0.100		8.6	63-9069B ,63-12091

SubCase:

N/A

Water Supply Bank:

N/A