

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

SEP 30 2022

Notice of Change in Water Right Ownership
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. 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?
25-13110 <i>OK</i>	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: Gayle or Holger J Sanders
Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): Rodney Jack and Sherree Jack
New owner(s) as listed on the conveyance document Name connector ☐ and ☒ or ☐ and/or

10922 N 25th E Idaho Falls ID 83401
Mailing address City State ZIP
208-569-8510 jackfam5@gmail.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: 1-5-2017

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: Rodney Jack Title, if applicable _____ Date _____
Signature of new owner/claimant
Signature: Sherree Jack Title, if applicable _____ Date 9-27-2022
Signature of new owner/claimant

For IDWR Office Use Only:

Received by M. Pettit Date 9-30-22 Receipt No. E048596 Receipt Amt. 25.00
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 JB Processed by JB Date 10/11/2022



Instrument # 1543173
IDAHO FALLS, BONNEVILLE, IDAHO
2017-01-06 01:08:12 PM No. of Pages: 1
Recorded for: AMERITITLE - IDAHO FALLS
PENNY MANNING Fee: \$10.00
Ex-Officio Recorder Deputy KMaughan
Index To: DEED WARRANTY
Electronically Recorded by Simplifile

WARRANTY DEED

Order No.: 145373AM

FOR VALUE RECEIVED

David Lee Fleming as Successor Trustee of The Holger Junior Sanders Living Trust, under a Declaration of Trust dated July 12, 2011 AND Holger Junior Sanders, an unmarried person the grantor(s), do(es) hereby grant, bargain, sell and convey unto

Rodney Jack and SherRee Jack, husband and wife

whose current address is: 10922 N 25 E, Idaho Falls, ID 83401

the grantee(s), the following described premises, in Bonneville County, Idaho, TO WIT:

The South ½ of the South ½ of the Northwest Quarter of the Northwest Quarter of Section 15, Township 3 North, Range 38 East, Boise Meridian, Bonneville County, Idaho.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee(s), that (s)he is/are the owner(s) in fee simple of said premises; that they are free from all encumbrances Except: Current Year Taxes, conditions, covenants, restrictions, reservations, easements, rights and rights of way, apparent or of record. And that (s)he will warrant and defend the same from all lawful claims whatsoever.

Dated: December 22, 2016

The Holger Junior Sanders Living Trust

★ [Signature] Successor Trustee
BY: David Lee Fleming, Successor Trustee

★ [Signature]
Holger Junior Sanders by
David Lee Fleming,
Attorney in Fact

State of OR)
County of Manon) ss.

On this 23 day of December, 2016, before me, the undersigned, a Notary Public in and for said state, personally appeared David Lee Fleming known or identified to me to be the person whose name is subscribed to the foregoing instrument as Successor Trustee of the Holger Junior Sanders Living Trust, and acknowledged to me that he executed the same as Successor Trustee.

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

[Signature]
Notary Public for the State of OR
Residing at: Salem
Commission Expires: 1-15-2018

State of OR)
County of Manon) ss.



On this 23 day of December, 2016, before me, the undersigned a Notary Public in and for said state, personally appeared David Lee Fleming known or identified to me to be the person(s) whose name(s) subscribed to the within instrument as Attorney-in-fact of Holger Junior Sanders, and acknowledged to me that he/she/they subscribed the name of Holger Junior Sanders as principal and his/her own name as Attorney-in-fact.

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

[Signature]
Notary Public for the State of OR
Residing at: Salem
Commission Expires: 1-15-2018



SCANNED
OCT 11 2022

IDAHO Department of Water Resources



WATER RIGHT REPORT

3/16/2019

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report

WATER RIGHT NO. 25-13110

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	GAYLE SANDERS
Current Owner	HOLGER J SANDERS
	10922 N 25 E
	IDAHO FALLS, ID 83401
	2085231869

Priority Date: 07/01/1971

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>
DOMESTIC	1/01	12/31	0.04 CFS	
Total Diversion			0.04 CFS	

Location of Point(s) of Diversion:

GROUND WATER | SWNWNW | Sec. 15 | Township 03N | Range 38E | BONNEVILLE County

Place(s) of use:

Place of Use Legal Description: DOMESTIC BONNEVILLE 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>
03N	38E	15		NWNW										

Conditions of Approval:

- N13 THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.
- N11 THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.

3. | PARCEL NO. RP03N38ET53512

Dates:

Licensed Date:

Decreed Date: 04/16/1999

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: OR

Water District Number: TBD

Generic Max Rate per Acre:

Generic Max Volume per Acre:

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

SCANNED

OCT 11 2022

State of Idaho
Department of Water Resources

Water Right
25-13110

DOMESTIC

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.

38E



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

0 0.035 0.07 0.14 Miles



Affidavit of Lost Certificate

State of Idaho)

SS

County of Bonneville)

We, SherRee Boyce Jack and Rodney William Jack being duly sworn upon oath depose and state:

1. We are competent to testify. All matters stated in this affidavit are based upon our personal knowledge or upon our information and belief following a reasonable investigation into the matters asserted.
2. We reside in Ucon, Idaho at 10922 North 25th East, Idaho Falls, ID 83442.
3. Gayle or Holger J Sanders is shown as the legal owner of record for the following:

-Water right # 25-13110 Domestic

4. The home at the above address and adjacent acreage were purchased by Rodney William Jack and/or SherRee Boyce Jack from Holger Sanders in February of 2017. All water rights should be transferred to the new owners.
5. A diligent search and effort has been made by us and by others; the original certificate cannot be located; it must be presumed to have been lost or inadvertently destroyed.
6. I have not sold, assigned or pledged the above.
7. I am requesting that the ownership of this water right be re-assigned and a new title certificate for the above listed water rights be assigned to the new owners, Rodney William Jack and/or SherRee Boyce Jack.

Dated this 27th day of ~~February, 2020~~ Sept 2022

SherRee Boyce Jack

SherRee Boyce Jack

Rodney William Jack

Rodney William Jack

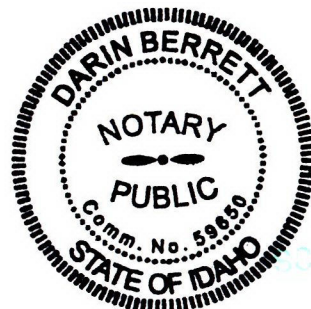
SUBSCRIBED AND SWORN TO before me this 27th day of ~~February 2020~~ September 2022

Dar Berrett

Notary Public for State of Idaho

Residing at:

My Commission Expires:



IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA)
Case No. 39576)
PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 25-13110

NAME AND ADDRESS: GAYLE SANDERS
HOLGER J SANDERS
10922 N 25 E
IDAHO FALLS, ID 83401

SOURCE: GROUNDWATER

QUANTITY: 0.04 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
GALLONS PER DAY.

PRIORITY DATE: 07/01/1971

POINT OF DIVERSION: T03N R38E S15 SWNNW Within Bonneville County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Domestic 1 HOME	01-01 TO 12-31	0.04 CFS

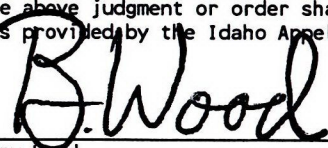
PLACE OF USE: Domestic Within Bonneville County
T03N R38E S15 NWNW

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.


Barry Wood
Administrative District Judge
Interim Presiding Judge of the
Snake River Basin Adjudication



IDAHO DEPARTMENT OF
WATER RESOURCES

Eastern Region • 900 N Skyline Drive, Suite A • Idaho Falls, ID 83402-1718

Phone: 208-525-7161 • Fax: 208-525-7177 • Email: easterninfo@idwr.idaho.gov • Web: idwr.idaho.gov

Governor Brad Little

Director Gary Spackman

October 11, 2022

RODNEY JACK
SHERREE JACK
10922 N 25TH E
IDAHO FALLS ID 83401-5451

Re: Change in Ownership for Water Right No(s): 25-13110

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) 497-3787.

Sincerely,

Jonie Barg
Technical Records Specialist 1

Enclosure(s)

SCANNED

10/11/2022