

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

FEB 17 2023

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 #7 of the instructions.

Water Right/Claim No.	Split?	Leased to Water Supply Bank?	Water Right/Claim No.	Split?	Leased to Water Supply Bank?
27-37A <i>OK</i>	Yes ☐	Yes ☐		Yes ☐	Yes ☐
27-2125G <i>OK</i>	Yes ☐	Yes ☐		Yes ☐	Yes ☐
27-10132 <i>not appurtenant</i>	Yes ☐	Yes ☐		Yes ☐	Yes ☐
27-10133 <i>OK</i>	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Brett McDaniel
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Brett McDaniel OR Kathy McDaniel
New owner(s) as listed on the conveyance document Name connector ☐ and ☒ or
- 631 W 225 S Blackfoot ID 83221
Mailing address City State Zip
- 208-785-7837 brettmcdaniel8@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: 2/7/2023
6. Do you own the land identified as the water right place of use? Yes ☒ No ☐
☐ 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):
☐ \$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.

SUPPORT DATA

IN FILE # 27-37A

8. Signature: Brett McDaniel Title, if applicable: _____ Date: FEB 11 2023
Signature of new owner/claimant
BRETT MCDANIEL
Print name
- Signature: Kathy McDaniel Title, if applicable: _____ Date: 2-11-23
Signature of new owner/claimant
Kathy McDaniel
Print name

For IDWR Office Use Only:

Received by M. Pettis Date 2-17-23 Receipt No. E048909 Receipt Amt. 100.00
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 3/8/2023

QUITCLAIM DEED

RECORD TO CORRECT NAME

For Value Received

BRETT RAY MCDANIEL, husband, of 631 W. 225 S., Blackfoot, ID 83221 (Grantor),

Instrument # 752309

BINGHAM COUNTY

2-3-2023 04:20:58 PM No. of Pages: 1

Recorded for : BRETT MCDANIEL

PAMELA W. ECKHARDT

Fee: 15.00

Ex-Officio Recorder Deputy

BM do hereby convey, release, remise and forever quit claim unto
BRETT RAY MCDANIEL

KATHY MCDANIEL, spouse, whose current address is 631 W 225 S, Blackfoot, ID 83221 (Grantee), as joint tenants in a community property State, with right of survivorship.

the following described premises, to-wit:

Lot 3, Section 13, Township 3 South, Range 34 East, B.M., excepting therefrom the South 20 acres of said Lot 3 described as follows:

Beginning 50 feet North of the Southeast corner of said Lot 3, running thence North 40 rods; thence West 80 rods; thence South 40 rods; thence East 80 rods to the place of beginning.

Tract 39 of section 13, Township 3 South, Range 34 East, B.M.,

Lot 2, Section 13, Township 3 South, Range 34 East, B.M.,

EXCEPTING THEREFROM: Beginning at a point that is 18.40 feet South of the Northwest corner of the SE1/4 of the NE1/4 of Section 13, Township 3 South, Range 34 East, Boise Meridian; thence South along the Quarter Section line a distance of 224.34 feet; thence West 253.72 feet; thence North 224.34 feet; thence East 253.72 feet to the point of beginning.

AND FURTHER EXCEPTING THEREFROM: Beginning at a point that is 18.40 feet South and 253.72 feet West of the Northwest Corner of the SE1/4 of the NE1/4 of Section 13, Township 3 South, Range 34 East, Boise Meridian; thence West 100 feet; thence South 80 feet; thence East 100 feet; thence North 80 feet to the point of beginning.

BM Parcel 2:
ADD-BACK: Beginning at a point that is 18.40 feet South and 253.72 feet West of the Northwest Corner of the SE1/4 of the NE1/4 of Section 13, Township 3 South, Range 34 East, Boise Meridian; thence West 100 feet; thence South 80 feet; thence East 100 feet; thence North 80 feet to the point of beginning.

Instrument # 752335

BINGHAM COUNTY

2-6-2023 03:24:36 PM No. of Pages: 1

Recorded for : BRETT MCDANIEL

PAMELA W. ECKHARDT

Fee: 15.00

Ex-Officio Recorder Deputy

together with their appurtenances.

Dated:

Brett Ray McDaniel
K McDaniel

STATE OF IDAHO, COUNTY OF Bingham
On this 3rd day of February 2023
before me, a notary public in and for said State, personally

SCANNED
MAR 09 2023

together with their appurtenances.

Dated:

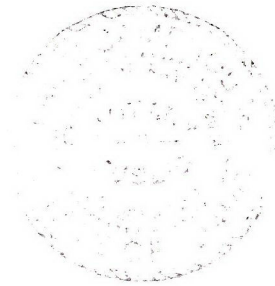
Brett Ray McDaniel
K McDaniel

STATE OF IDAHO, COUNTY OF Bingham
On this 3rd day of February, 2023
before me, a notary public in and for said State, personally
appeared Brett Ray McDaniel
K McDaniel

known to me to be the persons whose names
are subscribed to the within instrument, and acknowl-
edged to me that they executed
the same.

[Signature]
Residing at
Comm. Expires

Notary Public
, Idaho

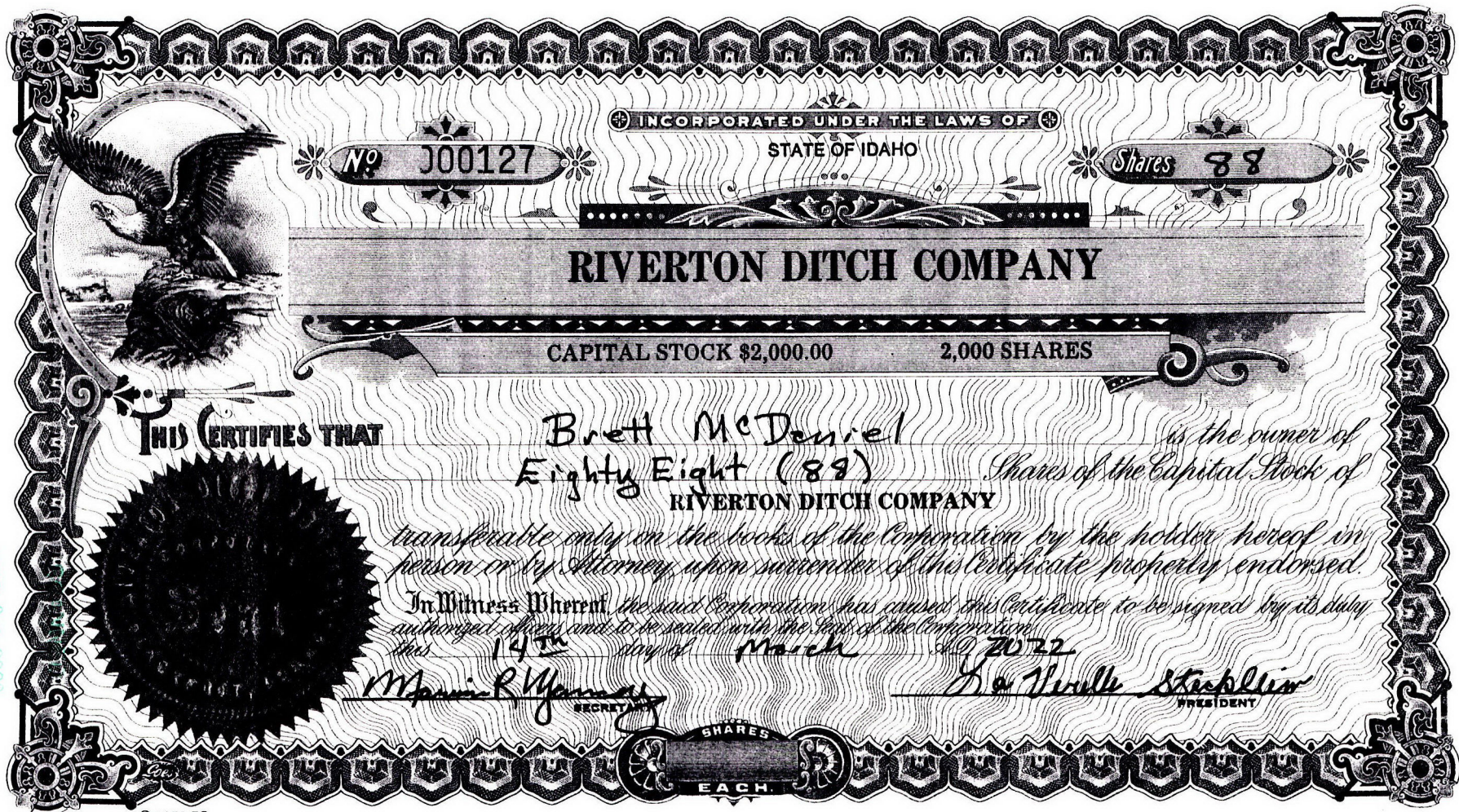


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752309

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MAR 09 2023

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United States
Department of
Agriculture

Bingham County, Idaho

● = POINT OF DIVERSION



Common Land Unit

	Non-Cropland		Tract Boundary
	Cropland		PLSS
			County Boundary

Wetland Determination Identifiers

- Restricted Use
- ▼ Limited Restrictions
- Exempt from Conservation Compliance Provisions

Tract Cropland Total: 55.74 acres

2023 Program Year

Map Created September 27, 2022

Farm 3715

Tract 25550

United States Department of Agriculture (USDA) Farm Service Agency (FSA) maps are for FSA Program administration only. This map does not represent a legal survey or reflect actual ownership; rather it depicts the information provided directly from the producer and/or National Agricultural Imagery Program (NAIP) imagery. The producer accepts the data 'as is' and assumes all risks associated with its use. USDA-FSA assumes no responsibility for actual or consequential damage incurred as a result of any user's reliance on this data outside FSA Programs. Wetland identifiers do not represent the size, shape, or specific determination of the area. Refer to your original determination (CPA-026 and attached maps) for exact boundaries and determinations or contact USDA Natural Resources Conservation Service (NRCS).

MAR 09 2023



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

March 08, 2023

BRETT MC DANIEL
631 W 225 S
BLACKFOOT ID 83221-6331

KATHY MC DANIEL
631 W 225 S
BLACKFOOT ID 83221-6331

Re: Change in Ownership for Water Right No(s): 27-37A, 27-2125G, 27-10132, 27-10133

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.

As per our phone conversation on March 27, 2023, the department cannot update 27-10132, it is owned by Heath and Megan Kent. Because we could not update one of the water rights you are entitled to a partial refund. The department has initiated a refund and it will arrive from the state office in a couple weeks.

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)

cc: WATER DISTICT 01

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MAR 09 2023

From: [Barg, Jonie](#)
To: [IdwrPayable](#)
Subject: Refund Request
Date: Wednesday, March 8, 2023 1:36:00 PM
Attachments: [Receipt.PDF](#)

Good afternoon!

I have a refund request as follows:

Receipt number: E048909
Amount: \$25.00
Payable to BRETT MCDANIEL
KATHY MCDANIEL
631 W 225 S
BLACKFOOT ID 83221

Reason: Ownership Change filed for several water rights. Review determined that there is one water right not appurtenant to their property. The ownership could not be updated therefore the applicant is entitled to a partial refund.

Let me know if you have any questions or need additional information. Have a great day!!!



IDAHO DEPARTMENT OF
WATER RESOURCES

Jonie Barg | Technical Records Specialist

900 N Skyline Drive Ste. A, Idaho Falls, ID 83402

Phone number: (208) 525-7161

Fax number: (208) 525-7177

Email: jonie.barg@idwr.idaho.gov

Website: www.idwr.idaho.gov

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MAR 09 2023



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

February 27, 2023

BRETT MCDANIEL
KATHY MCDANIEL
631 W 225 S
BLACKFOOT ID 83221

RE: Change in Ownership Water Right No. 27-37A, 27-2125G, 27-10132, 27-10133

Dear Sir/Madam:

The Department of Water Resources acknowledges receipt of your Notice of Change in Water Right Ownership. It appears we have all the required information for water rights 27-37A, 27-2125G and 27-10133, however there is some questions regarding 27-10132.

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

**** **Ownership Question:** According to the taxlot data the property associated with 27-10132 may be appurtenant to property sold to Heath and Megan Kent. If that is not true please let the department know or if it was sold without water rights, please submit evidence of the water rights being withheld. I have attached a copy of the water right report for your convenience.

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

SCANNED

SCANNED

MAR 09 2023

FEB 27 2023