

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

5/24/2023

Water Right 29-2613 *After Split*

Owner Type **Name and Address**
Current Owner JTK LLC
 PO BOX 204
 AMERICAN FLS, ID 83211-0204
 (208) 221-0796

Security Interest EQUITABLE FINANCIAL LIFE
 INSURANCE CO
 C/O AXA EQUITABLE AGRIFINANCE
 LLC 6300 C ST SW
 CEDAR RAPIDS, IA 52404-7470
 (319) 355-8063

Priority Date: 12/28/1948

Basis: Decreed

Status: Active

Source	Tributary		
GROUND WATER			
Beneficial Use	From	To	Diversion Rate
IRRIGATION	03/15	11/15	2.840 CFS
	Total Diversion		2.840 CFS
			Volume
			610.0 AF
			610.0 AF

Source and Point(s) of Diversion:

GROUND WATER NENENE Sec. 22, Twp 08S, Rge 30E, POWER County

Place Of Use:

IRRIGATION within POWER County

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
08S	30E	15															40.0	37.2	77.2
08S	30E	22	35.0	40.0															75.0

POU Total Acres: 152.2

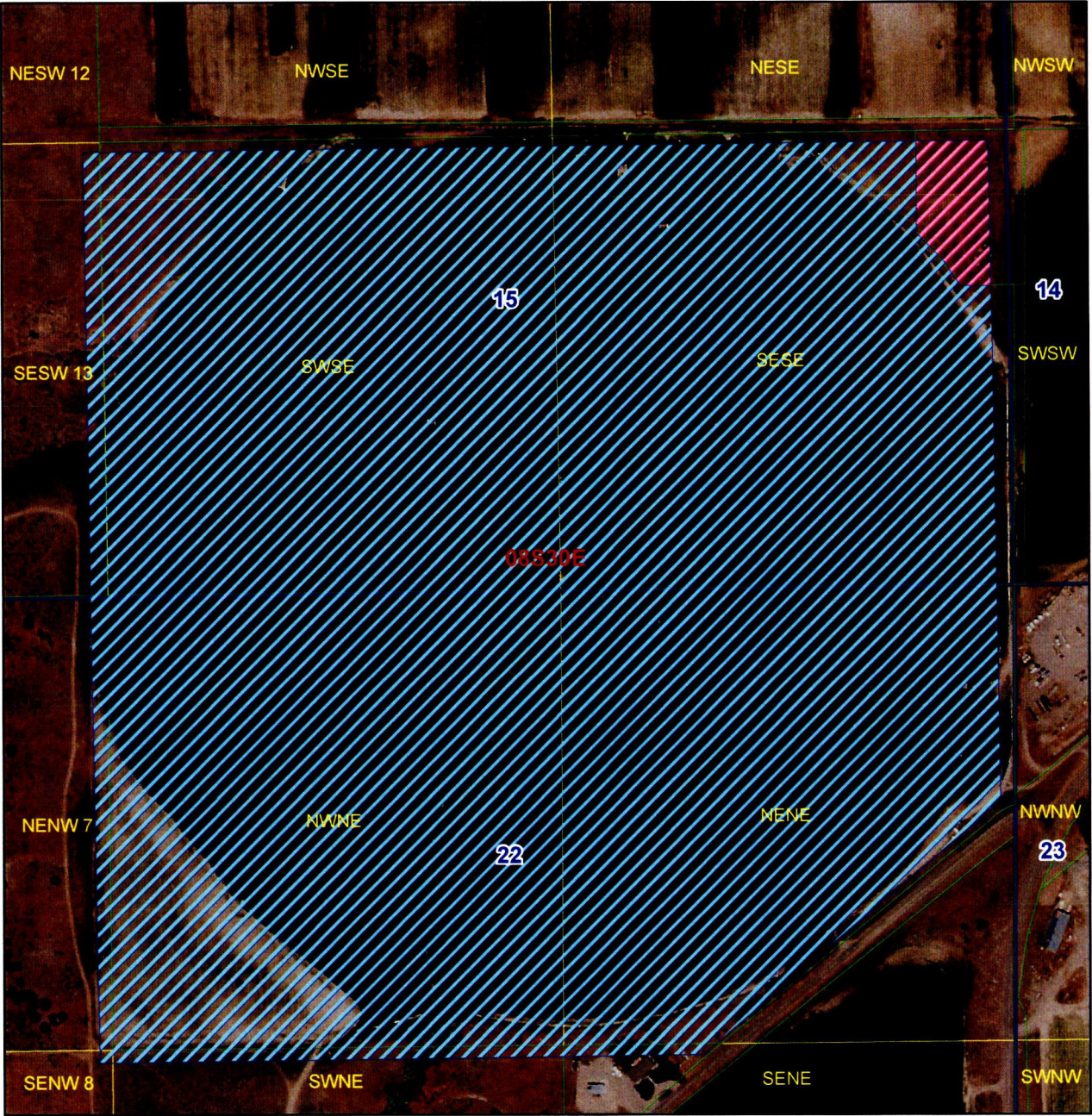
Conditions of Approval:

1. 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.

Comments:

2 jbaily 5/24/2023 Ownership Change
Water right 29-2613 was split into 29-2613 and 29-14511.

Idaho Department of Water Resources



Legend

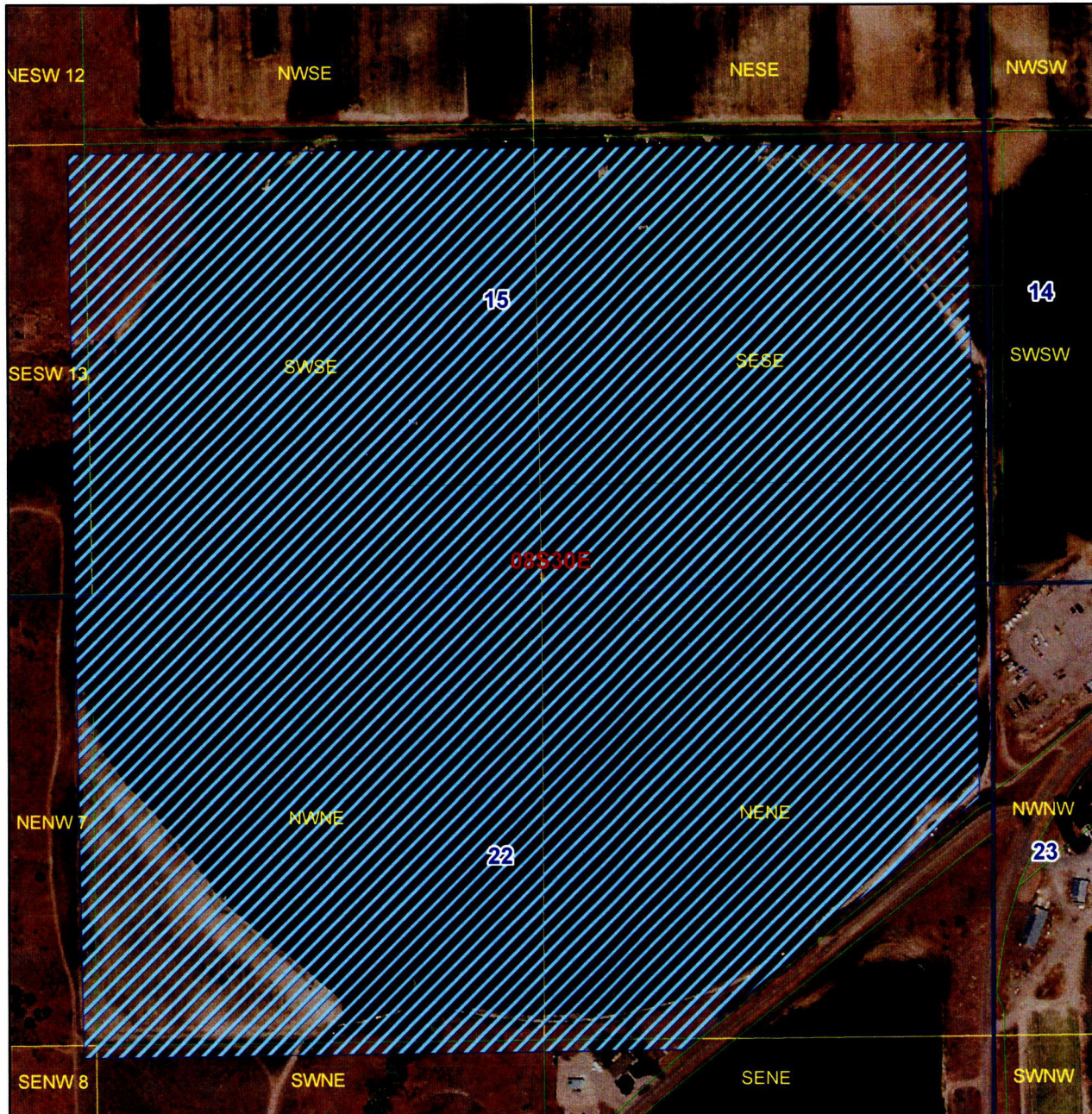
-  POU 29-14511
-  POU 29-2613 After Split
-  Parcels
-  Township/Range
-  Sections
- QQ

SCANNED

MAY 24 2023

5/24/2023

Idaho Department of Water Resources



Legend

-  POU 29-2613 Before Split
-  Parcels
-  Township/Range
-  Sections
-  QQ

SCANNED

MAY 24 2023

RECEIVED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

MAY 18 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?
29-2613 OK	Yes ☒	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
29-2613 29-4511	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Kryst R Krein and Melissa Krein
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Chad Cox and Stacy Cox
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or
- 525 E. Park St Am. Falls ID 83211 American Falls ID 83211
Mailing address City State Zip
- 208-240-4421
Telephone
- ccox.fbi@gmail.com
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: June 15 2021
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.

SUPPORT DATA

IN FILE # 29-2613

8. Signature: [Signature] Title, if applicable _____ Date 5-12-2023
Signature of new owner/claimant
- Chad Cox
Print name
- Signature: [Signature] Title, if applicable _____ Date 5/12/2023
Signature of new owner/claimant
- Stacy Cox
Print name

Received by JRB Date 5/18/2023 For IDWR Office Use Only: Receipt No. E049193 Receipt Amt. \$100. -

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 JRB Processed by JRB Date 5/24/2023

MAY 24 2023



Instrument # 218220
POWER COUNTY, IDAHO
06-15-2021 04:30:28 PM No. of Pages: 2
Recorded for: AMERITITLE - POCATELLO
SHAREE SPRAGUE Fee: \$15.00
Ex-Officio Recorder Deputy: Flor Cardona
Electronically Recorded by Simplifile

WARRANTY DEED

Order No.: 470189AM

FOR VALUE RECEIVED

Kryst R. Krein and Melissa Krein, husband and wife

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

Chad Cox and Stacy Cox, husband and wife

whose current address is:

750 Calder Ave., American Falls ID 83211

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

Parcel 1

Part of the SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 15 Township 8 South Range 30 East B.M. Power County, Idaho described as:

Commencing at the SE corner Section 22 Township 8 South Range 30 East B.M.; Thence N 00° 27' 40" E along the East line of said Section 22, 5285.58 feet to the Southeast corner of said Section 15; Thence, N 00° 17' 23" E along said East Section line 20.00 feet; Thence, S 89° 54' 19" E 30.00 feet to the East line of a parcel described in Deed Instrument No. 200919; Thence, N 00° 32' 02" E along the East parcel line 481.81 feet to a non-tangent curve whose center bears S 74° 34' 21" W, Thence along said curve 430.62 feet to the left, Delta: 18° 59' 16", Radius: 1279.35 feet, chord bearing N 24° 55' 19" W 428.65 feet to the Point of Beginning; Thence continuing along said curve to the left 205.08 feet Delta: 09° 02' 36", Radius: 1299.35 feet, chord bearing N 38° 56' 16" W 204.87 feet to a point of intersection with a non-tangent line. Thence, N 00° 32' 02" E 292.12 feet to the North line of said parcel; Thence, S 89° 21' 01" E along said North parcel line 314.47 feet to the East line of said parcel; Thence, S 00° 32' 02" W along said South parcel line 450.00 feet; Thence N 89° 21' 01" W 184.24 feet to the Point of Beginning.

Also:

20' Wide Access Easement

Part of the NE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 22 and SE $\frac{1}{4}$ SE $\frac{1}{4}$ and SW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 15 Township 8 South Range 30 East B.M. Power County, Idaho described as:

Commencing at the SE corner of said Section 22; Thence N 00° 27' 40" E along the East line of said Section 22, 4664.71 feet to a point on the Northerly Right of Way of Eagle Rock Road the Point of Beginning; Thence, S 51° 26' 13" W along said Northerly Right of Way 25.74 feet; Thence, N 00° 27' 40" E 656.95 feet; Thence, S 89° 54' 19" E 29.95 feet; Thence, N 00° 32' 02" E 479.15 feet to a non-tangent curve whose center bears S 74° 26' 50" W, Thence along said curve 1131.32 feet to the left, Delta: 50° 39' 58", Radius: 1279.35 feet, chord bearing N 40° 53' 09" W 1094.81 feet to a point of intersection with a non-tangent line. Thence, N 89° 21' 01" W 1217.58 feet to a non-tangent curve whose center bears S 26° 07' 03" E; Thence along said curve to the left 705.71 feet Delta: 25° 49' 58", Radius: 1565.22 feet, chord bearing S 50° 57' 58" W 699.75 feet to a point of intersection with a non-tangent line. Thence, N 67° 36' 02" W 20.76 feet to a non-tangent curve whose center bears S 52° 09' 09" E; Thence along said curve to the right 725.10 feet Delta: 26° 12' 28", Radius: 1585.22 feet, chord bearing N 50° 57' 05" E 718.80 feet to a point of intersection with a non-tangent line, the North line of a parcel described in Deed Instrument No. 200919; Thence, S 89° 21' 01" E along said North parcel line 1226.40 feet to a non-tangent curve whose center bears S 23° 36' 00" W, Thence along said curve 1155.95 feet to the right Delta: 50° 58' 20", Radius: 1299.35 feet, chord bearing S 40° 54' 50" E 1118.20 feet to a point of intersection with a non-tangent line, the East line of said parcel; Thence, S 00° 32' 02" W along said east parcel line 501.92 feet to the South line of said Section 15; Thence, N 89° 42' 37" W along said South Section line 29.92 feet to the East line of said Section 22; Thence S 00° 27' 40" W along the East line of Section 22, 620.87 feet to the Point of Beginning.

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

SCANNED

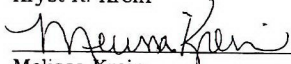
MAY 24 2023

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: June 15, 2021



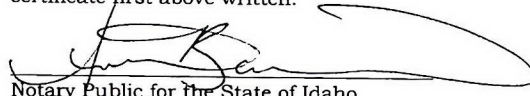
Kryst R. Krein



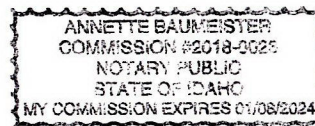
Melissa Krein

State of Idaho } ss
County of Bannock }

On this 15 day of June, 2021, before me, the undersigned a Notary Public in and for said state, personally appeared Kryst R. Krein and Melissa Krein, known or identified to me to be the person(s) whose name(s) is/are subscribed to the within Instrument and acknowledged to me that he/she/they executed same.
IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.



Notary Public for the State of Idaho
Residing at: Chubbuck
Commission Expires: 1-8-24



SCANNED

MAY 24 2023

RECORDED'S CERTIFICATE

CIVIL & STRUCTURAL ENGINEERING
MATERIALS TESTING & LAND SURVEYING
1000 Park Avenue, Suite 1000, ID 83402, 208.524.0212
1000 Park Avenue, Suite 1000, ID 83402, 208.524.0212
1000 Park Avenue, Suite 1000, ID 83402, 208.524.0212

RECORD OF SURVEY
KRYST KREIN
DEC 15 22 T B S. H. JOE B.M.

LEGEND

SURVEYORS CERTIFICATE

I, **Chris G. Street**, a Registered Professional Land Surveyor in the State of Idaho, do hereby certify that this plat is an accurate representation of the survey completed under my supervision.

PROFESSIONAL LAND SURVEYOR
REGISTERED
1224
Chris G. Street, License No. 1224, Date: 4/30/13

1

Curve #	Length	Radius	Delta	Chord	Bearing
C1	259.09	1798.25	172.36°	704.87	N38°18'14"W
C2	359.60	1848.22	173.60°	555.87	S67°15'24"E
C4	1131.32	1274.78	68°38'58"	1884.81	N68°38'58"E
C5	705.71	1785.77	75°46'08"	688.78	S75°46'08"E
C6	728.92	1868.22	86°12'28"	716.99	N86°12'28"E
C7	590.78	1728.81	72°58'28"	518.88	N72°58'28"E
C8	432.60	1258.95	14°58'28"	428.66	N14°58'28"E

Surveyors Narrative

The location of this survey is inside and out the property corners for two parcels under Deed last No. 148416.
External boundary was established from information in federal monuments station on ROS last No. 201829.

The bases of bearings for this survey is N 88° 54' 19" W between the ME COR SEC 15 and the S 1st COR SEC 15 (see above) and is per ROS last No. 186106 Book 2, page 487 for Krypt. Kogen and dated 5/2/2009.

Survey References

Dead Inst. No. 184876
Dead Inst. No. 200913
Dead Inst. No. 250916

ROS Inst. No. 201829

Dependent Recovery by SUM 1988

SCANNED

MAY 24 2023

State of Idaho
Department of Water Resources

Water Right
29-2613

IRRIGATION

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.

30E



⊙ Point of Diversion

Place Of Use Boundary



Townships



PLS Sections



Quarter Quarters

0 0.075 0.15 0.3 Miles

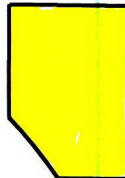


Map produced on January 04, 2022

SCANNED
MAY 24 2023

Split Required

Chad & Stacy Cox
Property



5/18/2023

Scale: 1 inch= 500 feet

File: 29-2613

Tract 1: 3.0000 Acres (130680 Sq. Feet), Closure: s51.2938e 0.01 ft. (1/182059), Perimeter=1446 ft.

01 /se,22,8s,30e

10 s00.3202w 450.00

02 /n00.2740e 5285.58

11 n89.2101w 184.24

03 /n00.1723e 20.00

04 /s89.5419e 30.00

05 /n00.3202e 481.81

06 Lt, r=1279.35, delta=018.5916, arc=430.62, chord=n24.5519w 428.59

07 Lt, r=1299.35, delta=009.0236, arc=205.08, chord=n38.5616w 204.87

08 n00.3202e 292.12

09 s89.2101e 314.47

SCANNED

MAY 24 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

May 24, 2023

CHAD COX
STACY COX
525 E PARK ST
AMERICAN FLS ID 83211-1412

Re: Change in Water Right Ownership: 29-2613 (Split into 29-2613 and 29-14511),

Dear Water Right Holder(s):

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

Your portion of each water right(s) has a specified point of diversion, nature of use and place of use. If you plan to change the authorized point of diversion, nature of use, or place of use, including adding a new point of diversion, you must file an Application for Transfer of Water Right. If you do not plan to change any elements of your water right, then no further action is required at this time.

The portion of the water right retained by the original right holder retains the original water right number. The Department is sending the original right holder a copy of this letter and a computer-generated report showing the changes to the original water right.

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 Bailly
Technical Records Specialist 1

Enclosure(s)

cc: JTK LLC
EQUITABLE FINANCIAL LIFE INSURANCE CO
ABERDEEN AMERICAN FALLS GROUND WATER DISTRICT
WATER DISTRICT 120

SCANNED

MAY 24 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

January 13, 2022

JTK LLC
PO BOX 204
AMERICAN FLS ID 83211-0204

Re: Change in Ownership for Water Right No(s): 29-2613

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.

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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: THE BANK OF COMMERCE
EQUITABLE FINANCIAL LIFE INSURANCE CO
WATER DISTRICT 120
ABERDEEN AMERICAN FALLS GROUND WATER DISTRICT