

FEB 21 2023

DEPT OF WATER RESOURCES
SOUTHERN REGIONSTATE OF IDAHO
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?
36-8018	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: PHIL & KAREN GILLEY/NORWEST MFG.
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): JOSEPH & CARMAN CARTER/NORWEST MANUFACTURING EQUIPMENT, LLC
New owner(s) as listed on the conveyance document Name connector ☒ and ☐ or
- 71 S 215 W RUPERT ID 83350
Mailing address City State Zip
208-436-1770 carman@norwest-mfg.com;debbyj@norwest-mfg.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: 4-6-2022
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: Carmen Carter PRESIDENT 12/29/22
Signature of new owner/claimant Title, if applicable Date
CARMAN CARTER
Print name
- Signature: Joseph Carter VICE-PRESIDENT 12/29/22
Signature of new owner/claimant Title, if applicable Date
JOSEPH CARTER
Print name

Received by SG Date 2/21/2023 For IDWR Office Use Only: Receipt No. 5039669 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 _____ Processed by TW Date 2/23/2023

SCANNED

MAY 02 2023

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**INSTRUCTIONS FOR FILING A
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP**

This form has been prepared to assist all claimants and owners of water rights to comply with the requirements of Idaho Code §§ 42-248 and 42-1409(6). All persons owning or claiming ownership of a water right or claim are required to provide notice to the Department of Water Resources (IDWR) of any change in ownership of any part of the water right or claim or of any change in the owner's mailing address within 120 days of the change. Forms to report ownership changes and/or to update an address are available on IDWR's website at www.idwr.idaho.gov/forms/water-rights.html. In addition, all new owners of water rights within a pending general adjudication area must inquire whether a notice of claim has been filed and, if not, shall file a notice of claim if necessary.

A notice is required for changes in ownership from one individual to another, from an individual to a business entity (even if the business is owned by the individual), or from one business entity to another (even if both businesses are owned by the same individual). Adding or removing a name is considered an ownership change which requires the submission of evidence to support the change and the filing fee.

Separate brochures describing the adjudication of water rights and the ownership change notice requirement are available from IDWR. Please contact your nearest IDWR office if you would like more information or need help completing this form. A list of IDWR offices is on page 2 of these instructions, or you can call 1-800-451-4129. Water right information can be found on the IDWR's website using the [Water Right and Adjudication Search](#).

Please note:

- Unlike licensed or decreed water rights and water right permits, which are real property, applications for new water right permits, applications to transfer existing water rights, and other applications are considered the personal property of the applicants. Applicants must assign their interest in an application to the new applicant. Assignment forms are available on the IDWR's website at www.idwr.idaho.gov/forms/water-rights.html, or from any IDWR office. There is no charge for assignments of applications.
- If you want to change or add a point of diversion, place of use, season of use, or purpose of use of a water right, you must file an Application for Transfer. The ownership of a water right can also be updated through the transfer process.
- The combined portions of a divided ("split") water right cannot exceed the total flow rate, volume, or period of use of the original right.
- IDWR has no jurisdiction concerning easements, rights-of-way, and zoning matters. The buyer and seller must make these provisions where necessary.
- Any action by IDWR updating the ownership of a water right in IDWR's records is not a determination of water right ownership. Water right ownership disputes arising from a notice of change in water right ownership must be resolved in a water rights adjudication or in an action to quiet title.

LINE INSTRUCTIONS:

1. If there are water rights associated with the property, the seller should be able to provide you with the water right or adjudication claim number(s). You may have purchased only a portion of the water right(s) held by the seller. If so, the water right(s) held by the seller may need to be divided ("split") to provide you your share of each right. Mark the box "Yes" if a division of the water right is required.

If you receive water from a municipal provider, an irrigation district or other water delivery organization, and the water rights are held by the organization, please do not use this form to record a change. Please contact the water delivery organization to determine if any action is necessary.

If you or the seller believes there are water rights for the property but you do not know the numbers, you may contact IDWR for assistance in identifying the water rights for the property in question. If adjudication claims for the rights are required and have not been filed, IDWR will so advise you.

2. Fill in the name of the current water right holder/claimant.
3. Fill in each name as listed on the conveyance document and complete the current contact information. For water rights, IDWR will update the ownership to the individual(s)/entities listed on the conveyance document. For active adjudication claims, IDWR will update the claimant information to match the conveyance document unless the new claimant provides good cause for the variance.
4. You may have acquired only a portion of the water right(s) held by the seller. If you did not acquire the entire water right/property, please check the appropriate box. Water rights are often conveyed as an appurtenance to the land where they are used, and the conveyance document for the land often does not have specific language regarding the water right. Please read your deed or other conveyance document carefully to be sure. When the conveyance document does not specifically address water rights, it will be assumed that the water rights are to be split proportionate to the amount of land acquired.



Order Number: 22446181

Instrument # 567016
MINIDOKA COUNTY, RUPERT, IDAHO
04-07-2022 02:27:53 PM No. of Pages: 3
Recorded for: TITLEONE - BURLEY
TONYA PAGE Fee: \$15.00
Ex-Officio Recorder Deputy Chelsea West
Electronically Recorded by Simplifile

Warranty Deed

For Value Received,

Phillip N. Gilley and Karen Gilley, husband and wife, the Grantor, does hereby grant, bargain sell and convey unto, **Norwest Manufacturing Equipment LLC, an Idaho limited liability company**, whose current address is **P.O. Box 739, Heyburn, ID 83336**, the Grantee, the following described premises, in **Minidoka County, Idaho**, To Wit:

See Exhibit A, attached hereto and incorporated herein.

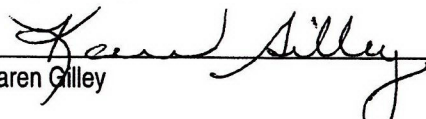
TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, its successors and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that Grantor is the owner in fee simple of said premises; that they are free from all encumbrances EXCEPT those to which this conveyance is expressly made subject and those made, suffered or done by the Grantee; and subject to all existing patent reservations, easements, right(s) of way, protective covenants, zoning ordinances, and applicable building codes, laws and regulations, general taxes and assessments, including irrigation and utility assessments (if any) for the current year, which are not due and payable, and that Grantor will warrant and defend the same from all lawful claims whatsoever. Whenever the context so requires, the singular number includes the plural.

Remainder of this page intentionally left blank.

Dated: April 6, 2022



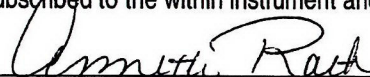
Phillip N. Gilley



Karen Gilley

State of Idaho, County of Cassia, ss.

On this 6 day of April in the year of 2022, before me, the undersigned, a Notary Public in and for said State, personally appeared Phillip N. Gilley and Karen Gilley, known or identified to me to be the persons whose names are subscribed to the within instrument and acknowledged to me that they executed the same.



Notary Public
Residing In: Rupert ID
My Commission Expires: 8-4-2023
(seal)

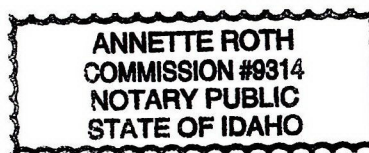


EXHIBIT 'A'

PARCEL NO. 1:

That part of Lot 2 of the Rupert Industrial Site, according to the official plat thereof, now on file in the office of the County Recorder, Minidoka County, Idaho, recorded September 20, 1968 as Instrument No. 198788, Minidoka County records, more particularly described as follows:

That portion of said Lot 2, lying between lines parallel with and distant Westerly 100.00 feet and 390.40 feet respectively measured at right angles from the East boundary line of said Lot 2.

This property is also known as the West 290.40 feet of the East 390.40 feet of Lot 2 of the Rupert Industrial Site, according to the official plat thereof, now on file in the office of the County Recorder, Minidoka County, Idaho, recorded September 20, 1968 as Instrument No. 198788, Minidoka County records.

PARCEL NO. 2:

That part of Lots 2 and 3 of the Rupert Industrial Site, according to the official plat thereof, now on file in the office of the County Recorder, Minidoka County, Idaho, recorded September 20, 1968 as Instrument No. 198788, Minidoka County records, more particularly described as follows:

That portion of said Lots 2 and 3, lying between lines parallel with and distant Westerly 390.40 feet and 535.60 feet respectively measured at right angles from the East boundary line of said Lot 2.

This property is also known as the West 52.60 feet of Lot 2 and the East 92.60 feet of Lot 3 of the Rupert Industrial Site, according to the official plat thereof, now on file in the office of the County Recorder, Minidoka County, Idaho, recorded September 20, 1968 as Instrument No. 198788, Minidoka County, record



0005011534

**STATE OF IDAHO***Office of the secretary of state, Lawrence Denney***ANNUAL REPORT**

Idaho Secretary of State
PO Box 83720
Boise, ID 83720-0080
(208) 334-2301
Filing Fee: \$0.00

*For Office Use Only***-FILED-**

File #: 0005011534

Date Filed: 12/5/2022 9:59:46 AM

Entity Name and Mailing Address:

Entity Name: Norwest Manufacturing Equipment LLC
The file number of this entity on the records of the Idaho Secretary of State is: 0004584495
Address: 71 S 215 W
RUPERT, ID 83350-8324

Entity Details:

Entity Status: Active-Existing
This entity is organized under the laws of: IDAHO
If applicable, the old file number of this entity on the records of the Idaho Secretary of State was:

The registered agent on record is:

Registered Agent: Carman Carter
Registered Agent
Physical Address
200 WEST 50 SOUTH
RUPERT, ID 83350
Mailing Address
PO BOX 739
HEYBURN, ID 83336-0739

Limited Liability Company Managers and Members

Name	Title	Business Address
■ Joseph J Carter	Member	PO BOX 739 HEYBURN, ID 83336-0739
■ Carman Carter	Manager	PO BOX 739 HEYBURN, ID 83336-0739

The annual report must be signed by an authorized signer of the entity.

Job Title: Receptionist

Erika Guzman

Sign Here

12/05/2022

Date

B0759-5685 12/05/2022 9:59 AM Received by Office of the Idaho Secretary of State

SCANNED

MAY 02 2023



Southern Region • 650 Addison Ave W, Suite 500 • Twin Falls, ID 83301-5858

Phone: 208-736-3033 • Fax: 208-736-3037 • Email: southerninfo@idwr.idaho.gov • Web: idwr.idaho.gov

Governor Brad Little

Director Gary Spackman

February 23, 2023

NORWEST MANUFACTURING EQUIPMENT LLC
71 S 215 W
RUPERT ID 83350-8324

Re: Change in Ownership for Water Right No(s): 36-8018

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) 293-9912.

Sincerely,

Tyler Wallace
Engineer Intern

Enclosure(s)

CC:
WATER DISTRICT 130