

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

JUL 20 2023

NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

DESIGNATION WATER RESOURCES
SOUTHERN 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.

Split:

Water Right/Claim No.	Split?	Leased to Water Supply Bank?	Water Right/Claim No.	Split?	Leased to Water Supply Bank?
43-153A	Yes ☒	Yes ☐		Yes ☐	Yes ☐
43-13910	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: FOREVERGREEN FARM INC.

Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): MELVA D. HOLMES

New owner(s) as listed on the conveyance document

Name connector ☐ and ☐ or

1203 E 1950 S

Elba

ID

83342

Mailing address

City

State

Zip

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: 07/14/2023
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.

8. Signature: Melva D Holmes

Signature of new owner/claimant

Title, if applicable

Date

Print name

SUPPORT DATA

IN FILE # 43-153A

- Signature: _____

Signature of new owner/claimant

Title, if applicable

Date

Print name

Received by SG Date 7/20/2023

For IDWR Office Use Only:

Receipt No. 5039849

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 _____

Processed by ht

Date 8-21-23

SCANNED

OCT 02 2023

RECORDING REQUESTED BY
Flying S Title and Escrow of Idaho, Inc.

AND WHEN RECORDED MAIL TO:
Flying S Title and Escrow of Idaho, Inc.
235 E. 3rd St. N. #1
Burley, ID 83318

 **COPY**

CASSIA COUNTY
RECORDED FOR:
FLYING S TITLE AND ESCROW-BURL
03:28:08 PM 07-14-2023
2023-002155
NO. PAGES: 2 FEE: \$15.00
JOSEPH W. LARSEN
COUNTY CLERK
DEPUTY: EV
Electronically Recorded by Simplifile

Space Above This Line for Recorder's Use Only

WARRANTY DEED

File No.: **1095709BU (kw)**

Date: **July 12, 2023**

For Value Received, **Caitlin Carnahan, a single woman**, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **Melva D Holmes, a single woman**, hereinafter called the Grantee, whose current address is **1203 East 1950 South, Elba, ID 83342**, the following described premises, situated in **Cassia County, Idaho**, to-wit:

TOWNSHIP 13 SOUTH, RANGE 25 EAST OF THE BOISE MERIDIAN, CASSIA COUNTY, IDAHO

SECTION 32: THAT PORTION OF THE NW $\frac{1}{4}$ MORE PARTICULARLY DESCRIBED AS FOLLOWS:

**BEGINNING AT THE SOUTHEAST CORNER OF THE NW $\frac{1}{4}$ WHICH IS ALSO KNOWN AS THE LEGAL CENTER OF SAID SECTION 32;
THENCE WEST ALONG THE SOUTH BOUNDARY OF THE NW $\frac{1}{4}$ 12 RODS (198 FEET);
THENCE NORTH FOR 20 RODS (330 FEET);
THENCE EAST 12 RODS (198 FEET) MORE OR LESS TO THE EAST LINE OF THE NW $\frac{1}{4}$;
THENCE SOUTH, ALONG THE EAST LINE OF THE NW $\frac{1}{4}$ FOR 20 RODS (330 FEET) (SHOWN OF REC. 198 FEET) MORE OR LESS TO THE POINT OF BEGINNING.**

SUBJECT TO all easements, right of ways, covenants, restrictions, reservations, applicable building and zoning ordinances and use regulations and restrictions of record, and payment of accruing present year taxes and assessments as agreed to by parties above.

TO HAVE AND TO HOLD the said premises, with its appurtenances, unto the said Grantee, and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U.S. Patent reservations, restrictions, easements of record and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.

Date: 07/12/2023

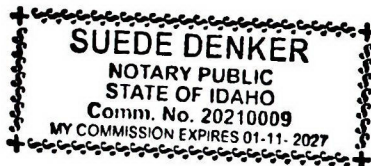
Warranty Deed
- continued

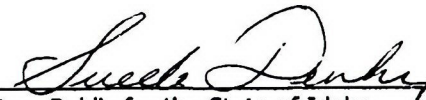
File No.: 10957098U (kw)

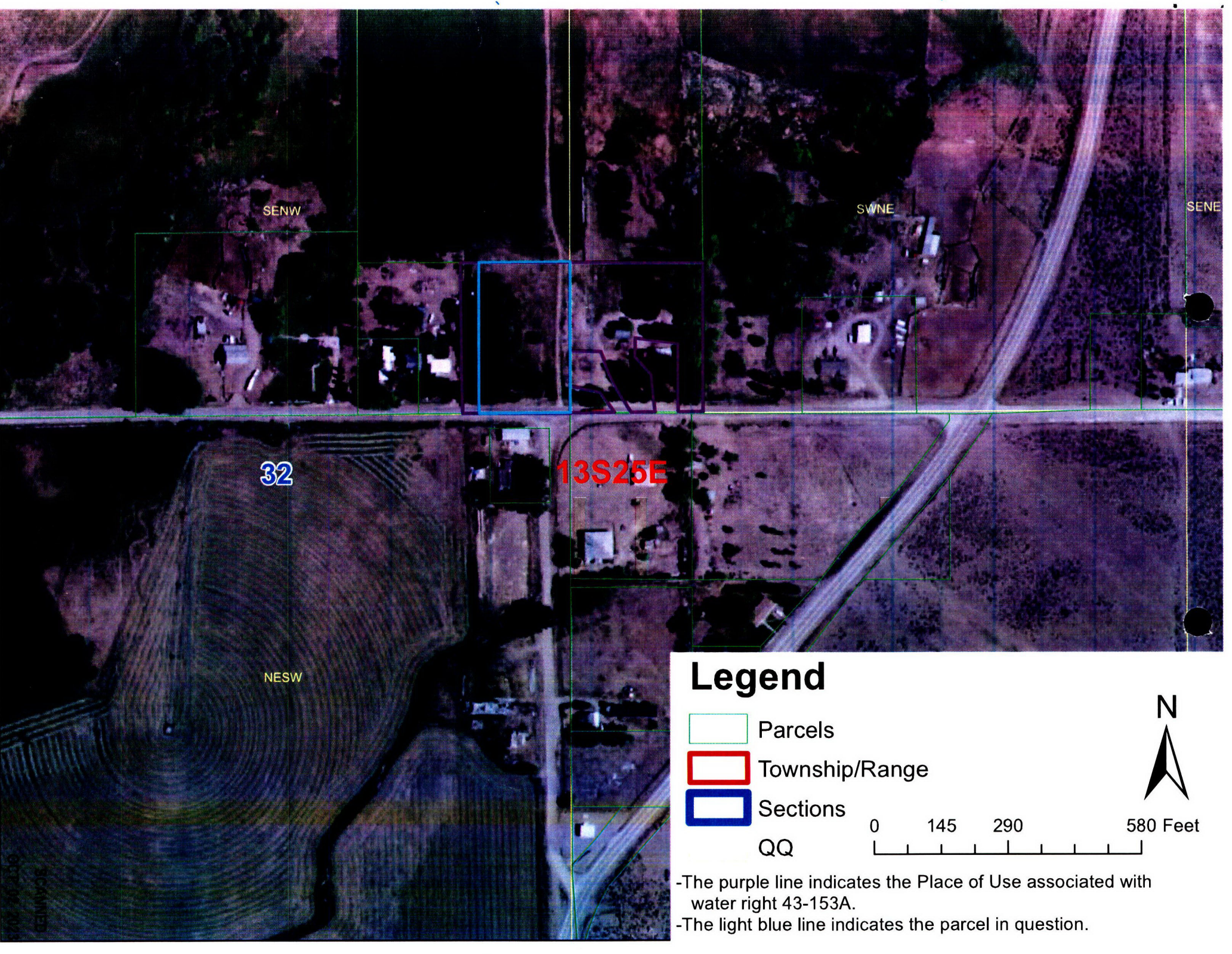

Caitlin Carnahan

STATE OF Idaho)
COUNTY OF Twin Falls)
SS.

On this 13th day of July, 2023, before me, a Notary Public in and for said State, personally appeared **Caitlin Carnahan**, 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 the same.



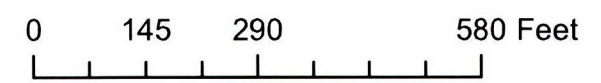

Notary Public for the State of Idaho
Residing at: Twin Falls, ID
My Commission Expires: 01-11-27



Legend

-  Parcels
-  Township/Range
-  Sections

QQ



- The purple line indicates the Place of Use associated with water right 43-153A.
- The light blue line indicates the parcel in question.

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

8/21/2023

Water Right 43-153A AFTER Ownership Change Split

Owner Type **Name and Address**
Current Owner FOREVERGREEN FARM INC
 PO BOX 464
 ELBA, ID 83326
 (208) 638-5512

Priority Date: 12/31/1874
Basis: Decreed
Status: Active

*Before & After
W.R.*

Source **Tributary**
CASSIA CREEK RAFT RIVER

Beneficial Use	From	To	Diversion Rate	Volume
IRRIGATION	04/01	10/31	0.010 CFS	
	Total Diversion		0.010 CFS	

Source and Point(s) of Diversion:
CASSIA CREEK NWSWNE Sec. 6, Twp 14S, Rge 25E, CASSIA County

Place Of Use:
IRRIGATION within CASSIA 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	
13S	25E	32			1.7					0.3									2.0

POU Total Acres: 2.0

Conditions of Approval:

1. The actual diversion rate for this water right is 0.006 cfs.
2. F01 WATER IS DELIVERED THROUGH THE RICE LESSEY DITCH.
3. U42 PLACE OF USE DOES NOT INCLUDE FEDERAL PUBLIC LANDS
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.

Comments:

1 kchrste 7/31/2002 basis for version 2
Version 2 was created to resolve the blm objection by adding u42 to the remarks.

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

8/21/2023

2	twallace	6/21/2023	POU
Updated Shape			
3	wmills	8/21/2023	POU
Updated Shape			
4	wmills	8/21/2023	Split Right
Split into 43-13910.			

Dates and Other Information:

Decreed Date: 10/8/2002
Civil Case Number: 39576
Judicial District: FIFTH
State or Federal: S
Water District Number: 43C
Mitigation Plan: False

Combined Use Limits:

N/A

SubCase:

SubCaseNumber: 43-153A
Class: 1
SF5 Filed Date:
Special Master Recom Signed Date:
Attorney Assigned:
Adjudication Agent:
Basis of Claim: Decreed
Date Filed: 2/8/2002
Objection Status: Active

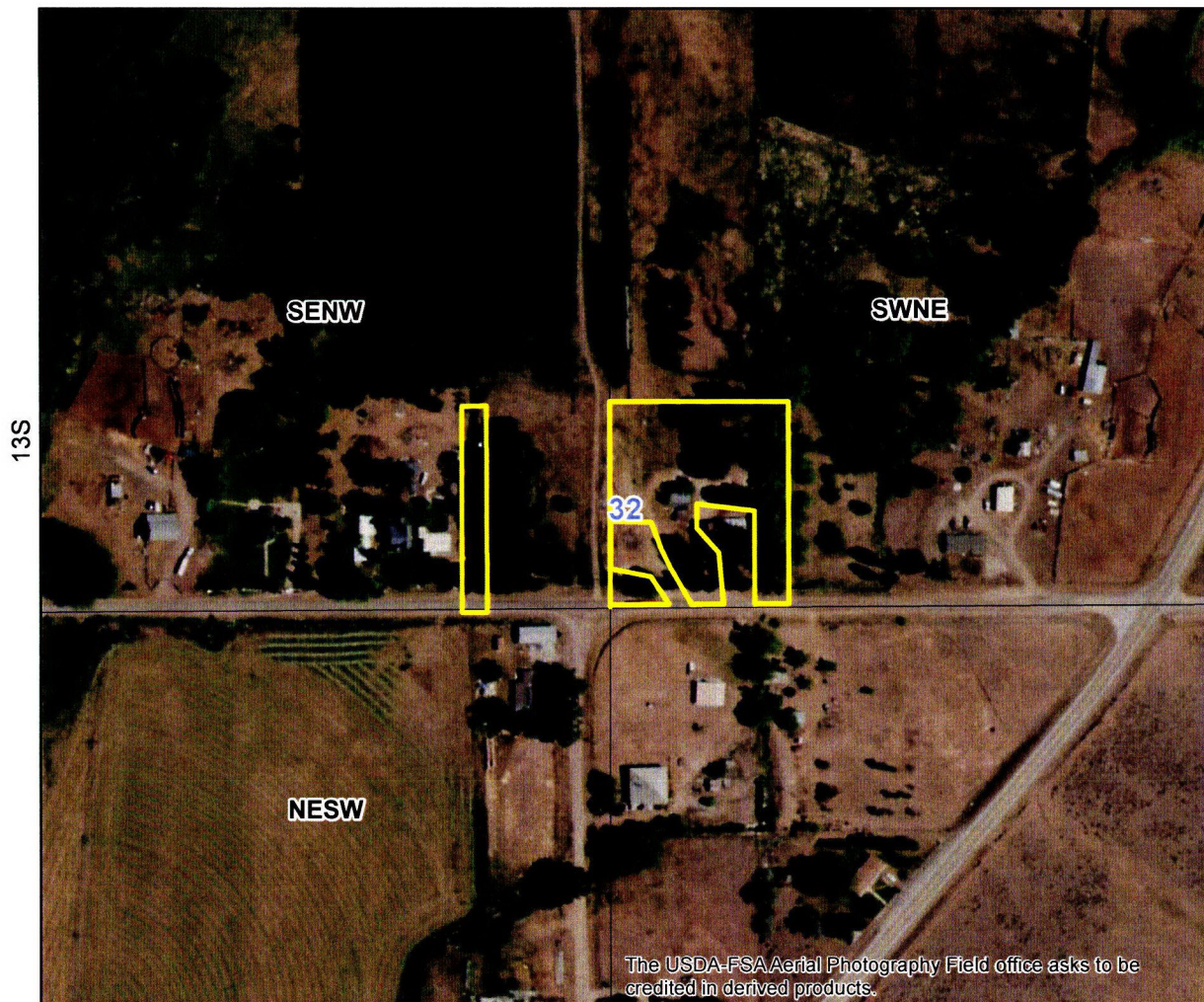
Water Supply Bank:

N/A

State of Idaho
Department of Water Resources
Water Right AFTER Ownership Change Split
43-153a

This map depicts the IRRIGATION place of use boundary for this water right AFTER an Ownership Change Split and is solely for illustrative purposes.

25E



0 0.035 0.07 0.14 Miles

-  Place Of Use Boundary
-  Townships
-  PLS Sections
-  Quarter Quarters



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OCT 02 2023

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

8/21/2023

Water Right 43-153A BEFORE Ownership Change Split

Owner Type **Name and Address**
Current Owner FOREVERGREEN FARM INC
 PO BOX 464
 ELBA, ID 83326
 (208) 638-5512

Priority Date: 12/31/1874
Basis: Decreed
Status: Active

Source **Tributary**
CASSIA CREEK RAFT RIVER

Beneficial Use	From	To	Diversion Rate	Volume
IRRIGATION	04/01	10/31	0.010 CFS	
	Total Diversion		0.010 CFS	

Source and Point(s) of Diversion:
CASSIA CREEK NWSWNE Sec. 6, Twp 14S, Rge 25E, CASSIA County

Place Of Use:
IRRIGATION within CASSIA 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	
13S	25E	32			1.7					1.8									3.5

POU Total Acres: 3.5

Conditions of Approval:

1. F01 WATER IS DELIVERED THROUGH THE RICE LESSEY DITCH.
2. 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.
3. U42 PLACE OF USE DOES NOT INCLUDE FEDERAL PUBLIC LANDS

Comments:

1 kchrste 7/31/2002 basis for version 2
Version 2 was created to resolve the blm objection by adding u42 to the remarks.

2 twallace 6/21/2023 POU
Updated Shape

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

8/21/2023

Dates and Other Information:

Decreed Date: 10/8/2002
Civil Case Number: 39576
Judicial District: FIFTH
State or Federal: S
Water District Number: 43C
Mitigation Plan: False

Combined Use Limits:

N/A

SubCase:

SubCaseNumber: 43-153A
Class: 1
SF5 Filed Date:
Special Master Recom Signed Date:
Attorney Assigned:
Adjudication Agent:
Basis of Claim: Decreed
Date Filed: 2/8/2002
Objection Status: Active

Water Supply Bank:

N/A

State of Idaho
Department of Water Resources
Water Right BEFORE Ownership Change Split
43-153A

This map depicts the IRRIGATION place of use boundary BEFORE
an Ownership Change Split and is solely for illustrative purposes.



0 0.035 0.07 0.14 Miles

-  Place Of Use Boundary
-  Townships
-  PLS Sections
-  Quarter Quarters



SCANNED
OCT 02 2023

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

8/21/2023

Water Right 43-13910

Owner Type **Name and Address**
Current Owner MELVA D HOLMES
1203 E 1950 S
ELBA, ID 83342-8654
() -

Original Owner FOREVERGREEN FARM INC
PO BOX 464
ELBA, ID 83326
(208) 638-5512

New #

Priority Date: 12/31/1874

Basis: Decreed

Status: Active

Source
CASSIA CREEK

Tributary
RAFT RIVER

Beneficial Use	From	To	Diversion Rate	Volume
IRRIGATION	04/01	10/31	0.010 CFS	
	Total Diversion		0.010 CFS	

Source and Point(s) of Diversion:

CASSIA CREEK NWSWNE Sec. 6, Twp 14S, Rge 25E, CASSIA County

Place Of Use:

IRRIGATION within CASSIA 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	
13S	25E	32								1.5									1.5

POU Total Acres: 1.5

Conditions of Approval:

1. The actual diversion rate for this water right is 0.004 cfs.
2. F01 WATER IS DELIVERED THROUGH THE RICE LESSEY DITCH.
3. U42 PLACE OF USE DOES NOT INCLUDE FEDERAL PUBLIC LANDS
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.

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

8/21/2023

Comments:

1	wmills	8/21/2023	Split Right
This right is the result of split from 43-153a.			
2	wmills	8/21/2023	POU
Updated Shape			

Dates and Other Information:

Decreed Date: 10/8/2002
Civil Case Number: 39576
Judicial District: FIFTH
State or Federal: S
Water District Number: 43C
Mitigation Plan: False

Combined Use Limits:

N/A

SubCase:

N/A

Water Supply Bank:

N/A

State of Idaho
Department of Water Resources
Water Right POU
43-13910

This map depicts the IRRIGATION place of use boundary for this
water right and is solely for illustrative purposes.

25E



0 0.035 0.07 0.14 Miles

-  Place Of Use Boundary
-  Townships
-  PLS Sections
-  Quarter Quarters



SCANNED
OCT 02 2023

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
650 Addison Ave. W., Ste. 500
Twin Falls, ID 83301-5858

Return Services Requested

BOISE ID 837

24 AUG 2023 PM 2:14

RECEIVED

SEP 18 2023

DEPT OF WATER RESOURCES
SOUTHERN REGION

FIRST-CLASS



US POSTAGE IMPITNEY BOWES

ZIP 83301 \$ 000.63⁰
02 7H
0001280685 AUG 21 2023

INSUFFICIENT ADDRESS

FOREVER GREEN FARM INC
PO BOX 464
ELBA ID 83326



NIXIE 980 DE 1700 0009/14/23

RETURN TO SENDER
INSUFFICIENT ADDRESS
UNABLE TO FORWARD

EC: 83301585825 *1436-04259-21-41

Change in ownership split: 43-153A

Per Secretary of State website - Forevergreen Farm Inc. has been inactive / dissolved since 1991.

Per tax parcel information – Forevergreen Farm Inc. no longer owns the property and it's now owned by different people.

Nothing further has been sent out.

DM
9-18-2023

SCANNED
SEP 18 2023



IDAHO DEPARTMENT OF
WATER RESOURCES

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

August 21, 2023

MELVA D HOLMES
1203 E 1950 S
ELBA ID 83342-8654

Re: Change in Water Right Ownership: 43-153 A (Split into 43-153 A and 43-13910),

Dear Water Right Holder:

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) 736-3033.

Sincerely,

Bill Mills
Water Resource Agent, Senior

Enclosures

C: FOREVERGREEN FARM INC; FLYING S TITLE AND ESCROW OF IDAHO; WATER DISTRICT
43C