

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

MAY 13 2024

NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

DEPT. 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?
1-10536 OK	Yes ☐	Yes ☐		Yes ☐	Yes ☐
1-10538 OK	Yes ☐	Yes ☐		Yes ☐	Yes ☐
1-10540 OK	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: April Walker

Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): Kevin Raber

New owner(s) as listed on the conveyance document

Name connector ☐ and ☐ or

4642 E 185N

Mailing address

801-656-9467

Telephone

Rigby

City

ecc.electric@gmail.com

Email

ID

State

83442

Zip

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: 5/10/2024

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 # 1-10536

8. Signature: Kevin Raber

Signature of new owner/claimant

Kevin Raber

Print name

Title, if applicable

Date

5/10/2024

Signature: _____

Signature of new owner/claimant

Title, if applicable

Date

Print name

For IDWR Office Use Only:

Received by JB

Date

5/13/2024

Receipt No.

E050071

Receipt Amt.

\$75.-

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

7/2/2024



Order Number: 24500894

Warranty Deed

Instrument # 485205
RIGBY, JEFFERSON, IDAHO
05-10-2024 01:18:38 PM No. of Pages: 3
Recorded for: TITLEONE - TWIN FALLS
COLLEEN C POOLE Fee: \$15.00
Ex-Officio Recorder Deputy: RR
Index To: WARRANTY DEED
Electronically Recorded by Simplifile

For value received,

April A. Walker, an unmarried person

the grantor, does hereby grant, bargain, sell, and convey unto

Kevin John Raber, an unmarried man

whose current address is 183 N 4642 E Rigby, ID 83442

the grantee, the following described premises, in Jefferson 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 heirs 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 page intentionally left blank.

Order Number: 24500894

Warranty Deed - Page 1 of 3

485205



TitleOne
a title & escrow co.

Order Number: 24500894

Warranty Deed

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See Exhibit A, attached hereto and incorporated herein.

To have and to hold the said premises, with their appurtenances unto the said Grantee, its heirs 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 page intentionally left blank.

Dated: May 7, 2024

April A. Walker

April A. Walker

State of Kansas, County of Sedgewick, ss.

On this 7th day of May in the year of 2024, before me, the undersigned, a Notary Public in and for said State, personally appeared April A. Walker, known or identified to me to be the person whose name is subscribed to the within instrument and acknowledged to me that they executed the same.

[Signature]
Notary Public

Residing In: Wichita, KS

My Commission Expires:

(seal)



EXHIBIT A
LEGAL DESCRIPTION OF THE PREMISES

Tract 1:

A parcel of land situated in Jefferson County, Idaho, Township 4 North, Range 40 East, Boise Meridian, Section 29, more particularly described as follows:

Beginning at the Northeast Corner of Section 29, Township 4 North, Range 40 East, Boise Meridian, thence South 00°00'00" West along the East line of Section 29 for a distance of 2625.07 feet to the East Quarter Corner of Section 29; thence North 89°53'49" West along the East/West Centerline of Section 29 for a distance of 2637.21 feet to the center of Section 29; thence North 00°01'05" East along the North/South Centerline of Section 29 for a distance of 1096.06 feet; thence North 89°49'10" West for a distance of 630.00 feet to the True Point of Beginning; thence North 89°49'10" West for a distance of 1000.00 feet; thence North 00°01'05" East for a distance of 220.00 feet to the North line of the South Half of the Northwest Quarter of Section 29; thence South 89°49'10" East along said North line of a distance of 1000.00 feet; thence South 00°01'05" West for a distance of 220.00 feet to the True Point of Beginning.

Tract 2:

Together with: A 30 foot easement for Ingress and Egress described as follows:

Beginning at the Northeast Corner of Section 29, Township 4 North, Range 40 East of the Boise Meridian, Jefferson County, Idaho, thence South 00°00'00" West along the East line of Section 29 for a distance of 2625.07 feet to the East Quarter Corner of said Section; thence North 89°53'49" West along the East/West Centerline of Section 29 for a distance of 2637.21 feet to the center of said Section; thence North 00°01'05" East along the North/South Centerline of Section 29 for a distance of 1096.66 feet; thence North 89°49'10" West for a distance of 630.00 feet to the True Point of Beginning; thence North 00°01'05" East for a distance of 220.00 feet; thence South 89°49'10" East for a distance of 160 feet; thence South 00°01'05" West for a distance of 30 feet; thence North 89°49'10" West for a distance of 130 feet; thence South 00°01'05" West 190 feet; thence North 89°49'10" West 30 feet to the True Point of Beginning.

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

4/17/2024

Water Right 1-10536

Owner Type **Name and Address**
Current Owner APRIL WALKER
4642 E 185 N
RIGBY, ID 83442
(208) 680-4464

Priority Date: 6/1/1885

Basis: Decreed

Status: Active

Source **Tributary**
SNAKE RIVER COLUMBIA RIVER

Beneficial Use **From** **To** **Diversion Rate** **Volume**
IRRIGATION 04/01 10/31 0.030 CFS

Total Diversion 0.030 CFS

Source and Point(s) of Diversion:

SNAKE RIVER NENW Sec. 29, Twp 04N, Rge 40E, JEFFERSON County

Place Of Use:

IRRIGATION within JEFFERSON 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	
04N	40E	29							0.8	1.2									2.0

POU Total Acres: 2.0

Conditions of Approval:

1. X35 Rights 1-10536, 1-10538, and 1-10540 when combined shall not exceed the irrigation of 2 acres.
2. R60 This right when combined with all other rights shall provide no more than 4.0 afa per acre at the field headgate for irrigation of the place of use.
3. R02 A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
4. R05 Use of water under this right may be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 1.
5. Water is delivered from the Dry Bed.
6. 004 This right does not grant any right-of-way or easement across the land of another.
7. T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
8. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
9. T19 Pursuant to Idaho Code § 42-1412(6), this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

4/17/2024

Water Right 1-10538

Owner Type **Name and Address**
Current Owner APRIL WALKER
4642 E 185 N
RIGBY, ID 83442
(208) 680-4464

Priority Date: 6/2/1889

Basis: Decreed

Status: Active

Source

SNAKE RIVER

Beneficial Use

IRRIGATION

Tributary

COLUMBIA RIVER

Diversion Rate

0.030 CFS

Volume

From **To**
04/01 10/31

Total Diversion 0.030 CFS

Source and Point(s) of Diversion:

SNAKE RIVER NENW

Sec. 29, Twp 04N, Rge 40E, JEFFERSON County

Place Of Use:

IRRIGATION within JEFFERSON 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	
04N	40E	29							0.8	1.2									2.0

Right Acre Limit: 1.00
POU Total Acres: 2.0

Conditions of Approval:

1. X27 This right is limited to the irrigation of 1 acre within the authorized place of use in a single irrigation season.
2. X35 Rights 1-10536, 1-10538, and 1-10540 when combined shall not exceed the irrigation of 2 acres.
3. R60 This right when combined with all other rights shall provide no more than 4.0 afa per acre at the field headgate for irrigation of the place of use.
4. R02 A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
5. R05 Use of water under this right may be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 1.
6. Water is delivered from the Dry Bed.
7. 004 This right does not grant any right-of-way or easement across the land of another.
8. T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
9. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
10. T19 Pursuant to Idaho Code § 42-1412(6), this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

IDAHO DEPARTMENT OF WATER RESOURCES

4/17/2024

Proof Report

Water Right 1-10540

Owner Type **Name and Address**
 Current Owner APRIL WALKER
 4642 E 185 N
 RIGBY, ID 83442
 (208) 680-4464

Priority Date: 4/1/1939**Basis:** Decreed**Status:** Active**Source**

SNAKE RIVER

Beneficial Use

IRRIGATION

Tributary

COLUMBIA RIVER

Diversion Rate

0.130 CFS

Volume**From**

04/01

To

10/31

Total Diversion

0.130 CFS

Source and Point(s) of Diversion:

SNAKE RIVER

NESWSW

Sec. 27, Twp 04N, Rge 40E, JEFFERSON County

Place Of Use:

IRRIGATION within JEFFERSON County

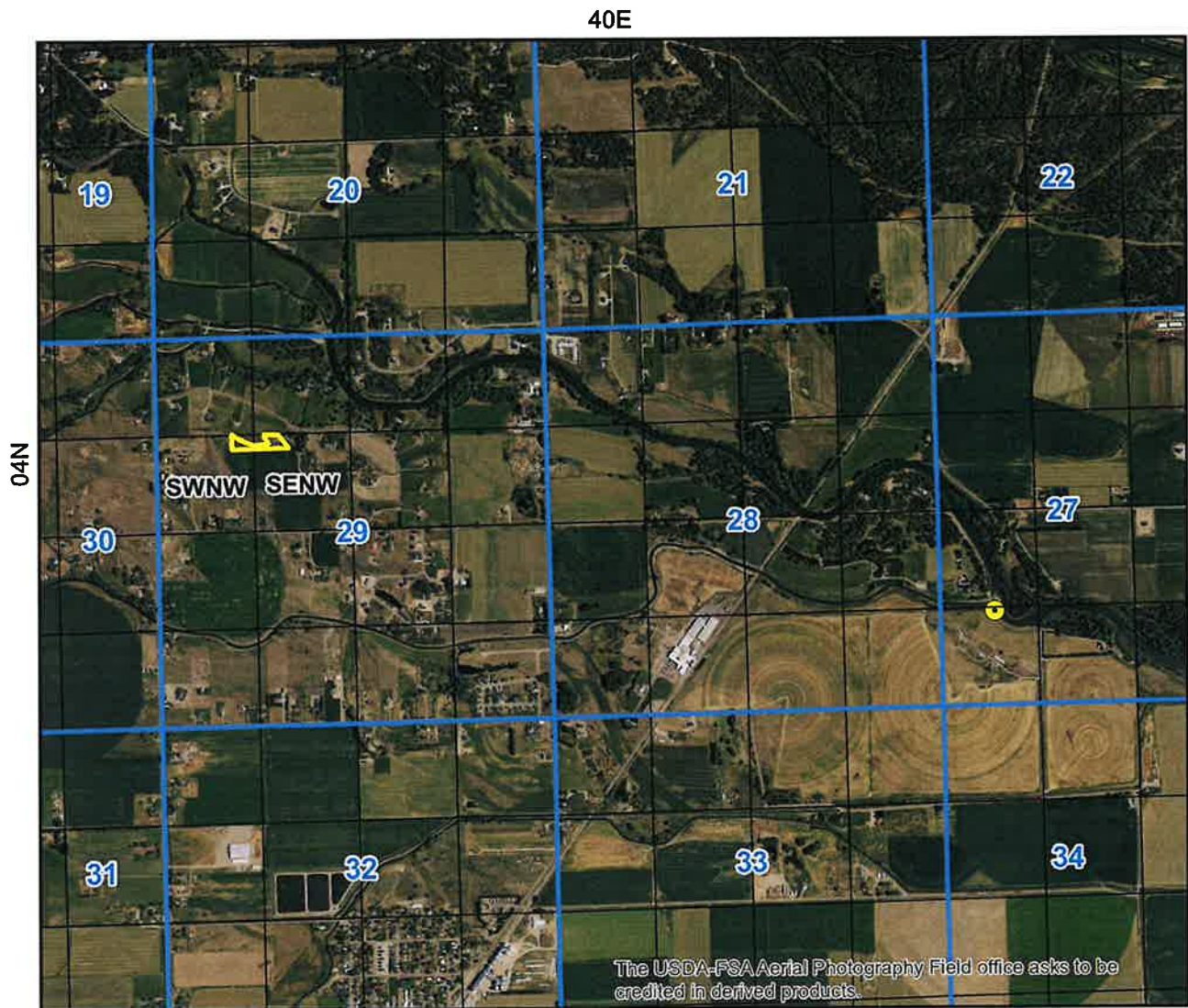
			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
04N	40E	29							0.8	1.2									2.0

POU Total Acres: 2.0

Conditions of Approval:

- This right is a split from former right 1-326 .
- Water is delivered from the Dry Bed.
- E56 The rights listed below are limited to the irrigation of a combined total of 2 acres in a single irrigation season. Combined Right Nos.: 01-10536, 01-10538, 01-10540.
- N08 The quantity of water decreed for this water right for stockwater use is not a determination of historical beneficial use.
- 179 The delivery of water to this right may be subject to procedures described in the United States Bureau of Reclamation "space holder" contracts and the Burley Irrigation Dist. v. Eagle, Supplemental Decree (Idaho 5th Jud. Dist., July 10, 1968) and Aberdeen-Springfield Canal Co. v. Eagle, Supplemental Decree (Idaho 7th Jud. Dist., March 12, 1969) together with the natural-flow and storage deliveries as calculated by the Idaho Department of Water Resources.
- F01 Water is delivered through Steele Canal.
- 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.

State of Idaho
Department of Water Resources
Water Right
1-10540



0 0.3 0.6 1.2 Miles

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



State of Idaho
Department of Water Resources
Water Right
1-10538

40E

04N



0 0.0375 0.075 0.15 Miles

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



State of Idaho
Department of Water Resources
Water Right
1-10536

40E

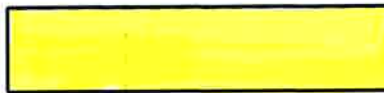
04N



0 0.0375 0.075 0.15 Miles

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





485205 April A Walker to Kevin John Raber

7/2/2024

Scale: 1 inch= 500 feet

File: 1-10536 1-10538 1-10540

Tract 1: 5.0505 Acres (219999 Sq. Feet), Closure: n00.0000e 0.00 ft. (1/999999), Perimeter=2440 ft.

01 /ne,se,29,4n,40e

08 s00.0105w 220.00

02 /n89.5349w 2637.21

03 /n00.0105e 1096.06

04 /n89.4910w 630.00

05 n89.4910w 1000.00

06 n00.0105e 220.00

07 s89.4910e 1000.00



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 Mathew Weaver

July 02, 2024

KEVIN JOHN RABER
183 N 4642 E
RIGBY ID 83442-1511

Re: Change in Ownership for Water Right No(s): 1-10536, 1-10538, 1-10540

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 Bailly
Technical Records Specialist 1

Enclosure(s)

cc: WATER DISTRICT 01



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 Mathew Weaver

June 5, 2024

KEVIN RABER
4642 E 185 N
RIGBY ID 83442

RE: Change in Ownership Water Right -10536, 1-10538, 1-10540

Dear Sir/Madam:

The Department of Water Resources acknowledges receipt of your Notice of Change in Water Right Ownership.

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

**** **Evidence of Ownership:** In order for the department to update ownership of a water right a copy of the 'recorded' Warranty Deed or other legal document indicating your ownership in the water right and/or property is required. Please provide evidence of ownership.

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 Bailly
Technical Records Specialist