

JUN 14 2024

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESDEPT. OF WATER RESOURCES
EASTERN REGION

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?
29-2486-D OK	Yes ☐	Yes ☐		Yes ☐	Yes ☐
29-7725 OK	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Elton C. Shelley and Wanda B. Shelley
Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): Daryl D. Shelley or Carol E. Shelley
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or

2032 Truckerville Rd. Pocatello ID. 83204
Mailing address City State Zip
208-317-8545 darylshelley9@gmail
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: January 1st, 2018

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):
• \$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: Daryl D. Shelley Husband to Carol June 10th, 2024
Signature of new owner/claimant Title, if applicable Date
Daryl D. Shelley
Print name
Signature: Carol E. Shelley Wife to Daryl June 10th, 2024
Signature of new owner/claimant Title, if applicable Date
Carol E. Shelley
Print name

Received by M. Peltier Date 6-14-24 For IDWR Office Use Only: Receipt No. E050143 Receipt Amt. 50.00
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 7/11/2024



Pioneer Title Co.

135 N. Arthur Ave.
Pocatello, ID 83204

Instrument # 223458

POWER COUNTY, IDAHO

07-02-2024 10:45:19 AM No. of Pages: 3

Recorded for: PIONEER TITLE POCATELLO

SHAREE SPRAGUE Fee: \$15.00

Ex-Officio Recorder Deputy: Cathy Miles

Electronically Recorded by Simplifile

QUITCLAIM DEED

For Value Received Daryl D. Shelley, successor trustee of The Elton and Wanda Shelley Trust

Daryl D. Shelley, successor trustee of the Elton and Wanda Shelley Trust, Credit Shelter Trust, dated December 11, 2007

do hereby convey, release, remise and forever quit claim unto

Daryl D. Shelley and Carol E. Shelley, husband and wife

whose address is 2032 Truckerville Road, Pocatello, ID 83204

the following described premises, to-wit:

See Attached

together with their appurtenances.

Dated: July 2, 2024

Daryl D. Shelley - Successor Trustee

Daryl D. Shelley, Successor Trustee of the Elton

And Wanda Shelley Trust

Daryl D. Shelley - Successor Trustee

Daryl D. Shelley, successor trustee of the Elton
and Wanda Shelley Trust, Credit Shelter Trust

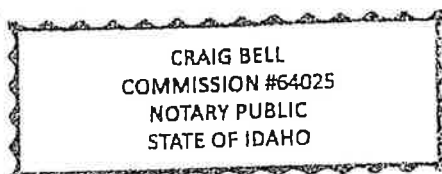
State of Idaho, County of Bannock

This record was acknowledged before me on July 2, 2024 by Daryl, D. Shelley, successor trustee

[Signature]

Signature of notary public

Commission Expires: 8-4-2026





PioneerTitleCo.
GOING BEYOND

135 N. Arthur Ave.
Pocatello, ID 83204

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Dated: July 2, 2024

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Daryl D. Shelley, Successor Trustee of the Elton

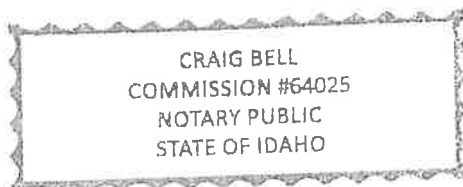
And Wanda Shelley Trust

Daryl D. Shelley - Successor Trustee
Daryl D. Shelley, successor trustee of the Elton
and Wanda Shelley Trust, Credit Shelter Trust

State of Idaho, County of Bannock

This record was acknowledged before me on July 2, 2024 by Daryl, D. Shelley, successor trustee

[Signature]
Signature of notary public
Commission Expires: 8-4-2026



State of Idaho, County of Bannock

This record was acknowledged before me on July 2, 2024 by Daryl, D. Shelley, successor trustee



Signature of notary public

Commission Expires: 8-4-2026



Exhibit A

Parcel A Beginning at the point that is $SO^{\circ} 10' 33''$ W 796.26 ft. from the Northeast corner of Section 18, T. 6S, R. 33 E., B.M. Power County, Idaho; and $N89^{\circ} 45' 20''$ W 1316.30 ft., thence $SO^{\circ} 09' 09''$ W 265.08 ft., thence $S89^{\circ} 44' 27''$ E 1316.19 ft., thence $NO^{\circ} 10' 33''$ E 265.42 ft. to the point of beginning.

Contains 8.01 acres. Excepting therefrom a 40 ft. road right of way on the East end of said property.

Parcel B Beginning at a point that is South $0^{\circ} 10' 33''$ West 1061.68 feet from the Northeast corner of Section 18, Township 6S., Range 33 E.B.M., Power County, Idaho; and going Thence North $89^{\circ} 44' 27''$ West 1316.19 feet, Thence South $0^{\circ} 09' 99''$ West 265.08 feet, Thence South $89^{\circ} 43' 35''$ East 1316.09 feet, Thence North $0^{\circ} 10' 33''$ East 265.42 feet to the point of Beginning.
Excepting therefrom a 40 foot County Road right-of-way on the East end of said Property.

CERTIFICATE OF TRUST

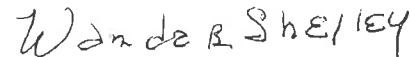
The undersigned Grantors hereby certify the following:

1. This Certificate of Trust relates to the ELTON AND WANDA SHELLEY TRUST (the "Trust") created by trust agreement (the "Trust Agreement").
2. The names of the Grantors are ELTON C. SHELLEY and WANDA B. SHELLEY.
3. The names of each original trustee are ELTON C. SHELLEY and WANDA B. SHELLEY.
This authority is provided by the following provision in the Declaration of Trust: "We hereby designate ourselves as the primary trustees of this trust. As long as both of us are alive, either or both of us may exercise dominion and control over any and all of the trust assets. Upon the death of one of us, the survivor shall continue to act as the primary trustee of this living trust, with full power and authority to deal with any and all of the assets of this trust in any manner that said survivor sees fit, except as hereinafter limited as to assets placed in a secondary trust within this living trust to be known as the Credit Shelter Trust, and except as otherwise limited under Article Two of this living trust."
4. The name and address of each trustee empowered to act under the Trust Agreement at the time of the execution of this Certificate of Trust are:

Primary: ELTON C. SHELLEY and WANDA B. SHELLEY
2016 Truckerville Road
Pocatello, Idaho 83204

Successor: DARYL D. SHELLEY
5. The trustee(s) are authorized by the Trust Agreement to sell, convey, pledge, mortgage, lease, manage, operate, control, transfer title, divide, convert or allot the trust property, including real and personal property including but not limited to securities of all kinds, and to sell upon deferred payments, except as limited by the following (if none, so indicate): NONE
6. The undersigned hereby represent that the statements contained in this Certificate of Trust are true and correct, and that there are no other provisions in the Trust Agreement or amendments to it that limit the powers of the Trustee to sell, convey, pledge, mortgage, lease, manage, operate, control, transfer title, divide, convert, allot or sell upon deferred payments trust property, including real and personal property including but not limited to securities of all kinds.
7. This trust has not been revoked, modified, or amended in any manner which would cause the representations in this certification of trust to be incorrect. This certificate of trust is being signed by all currently acting trustees of the trust.


ELTON C. SHELLEY


WANDA B. SHELLEY

TRUST AFFIDAVIT
Section 63-602G or Section 63-701, Idaho Code

STATE OF Idaho)
COUNTY OF Power) ss.

I/We the undersigned, Daryl Shelley, being first duly sworn on oath,
(name)
state that I/we qualify for this exemption under Section 63-602G or this benefit under Section 63-701,

Idaho Code because of the following:

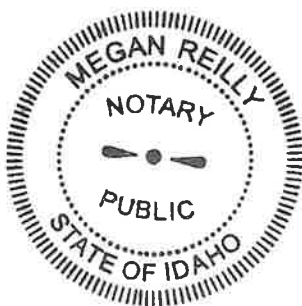
1. The undersigned is/are the beneficiary(ies) of the Elton and Wanda Shelley Trust, a trust,
(legal name of trust)
established in the county of Parnock on 12-11-07.
mm dd yy
2. The undersigned occupied the residence identified by RPD0319-00 as the
(parcel number)
beneficiary(ies) primary dwelling place before April 15, 2018.
yy
3. I have attached copies of the pages from the trust document showing the following:
 - a. The name of the beneficiary(ies); and
 - b. The signature(s) of the grantor(s).

DATED 3/7/18

Daryl D. Shelley
(claimant's signature)

(claimant's signature)

On this 7 day of Mar, in the year of 2018, before me Megan Reilly,
(notary name)
a notary public personally appeared Daryl Shelley, personally
[individual's (s') name(s)]
known to me 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.



Megan Reilly
Notary Public
Residing at: Power County Idaho
My Commission Expires on 1/29/24

TR0000008
04-24-2003

Water Right Report : 29-7725(License/Active)

Water Right Owners

Owner Type	Name	Address	City	State	Postal Code
Current Owner	SHELLEY, ELTON C	2016 TRUCKERVILLE RD	POCATELLO	ID	83204
Current Owner	SHELLEY, WANDA B	2016 TRUCKERVILLE RD	POCATELLO	ID	83204

Water Right Status

Priority Date : 6/6/1983
 Basis : License
 Status : Active

Water Source

Source	Source Qualifier	Tributary	Tributary Qualifier
GROUND WATER			

Points Of Diversion (Location)

Source	Township	Range	Section	Govt. Lot	QQQ	QQ	Q	County	Diversion Type
GROUND WATER	06S	33E	18	0		NE	NE	POWER	

Water Uses

Beneficial Use	From	To	Diversion Rate	Volume
IRRIGATION	04/01	10/31	0.28 CFS	56.00 AFA
TOTAL			0.28 CFS	56.00 CFS

Places of Use

[Print this View](#) [Full View](#)

Place of Use Legal Description : IRRIGATION (POWER county)

Township	Range	Section	Lot	QQQ	QQ	Q	Acres
06S	33E	18			NE	NE	14

Irrigation Totals

Total Acres	Acre Limit
14.00	14.00

Conditions

Code Conditions

- 048 The use of water under this right shall not give rise to any claim against the holder of a senior water right based upon the theories of forfeiture, abandonment, adverse possession, waiver, equitable estoppel, estoppel by laches or customary preference.
- R64 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the place of use.
- R05 Use of water under this right will 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. 120.
- X35 Rights 29-2486D and 29-7725 when combined shall not exceed a total diversion rate of 0.32 cfs, a total annual maximum diversion volume of 64 af at the field headgate, and the irrigation of 16 acres.

Dates

Licensed Date : 3/22/2012
 Decreed Date :
 Permit Proof Due Date : 8/1/1990
 Permit Proof Made Date : 3/23/1990
 Permit Approved Date : 7/20/1989
 Permit Moratorium Expiration Date :

Other Information

State or Federal :
 Water District Number : 120
 Generic Max Rate Per Acre : 0.02
 Generic Max Volume Per Acre : 4
 Combined Acre Limit : 16.00
 Combined Volume Limit: 64.00

Enlargement Use Priority Date :
Enlargement Statute Priority Date :
Application Received Date: 6/6/1983
Protest Deadline Date:

Combined Rate Limit: 0.32
Civil Case Number :
Decree Plaintiff :
Decree Defendant :
Swan Falls Trust or Nontrust :
Swan Falls Dismissed :
DLE Act Number :
Cary Act Number :
Mitigation Plan: False

IDAHO DEPARTMENT OF WATER RESOURCES

6/10/2024

Water Right Report : 29-2486-D (Decreed/Active)

Water Right Owners

Owner Type	Name	Address	City	State	Postal Code
Current Owner	SHELLEY, ELTON C	2016 TRUCKERVILLE RD	POCATELLO	ID	83204
Current Owner	SHELLEY, WANDA B	2016 TRUCKERVILLE RD	POCATELLO	ID	83204
Original Owner	SHOEMAKER, J BLAINE	PO BOX 187	POCATELLO	ID	83201

Water Right Status

Priority Date : 12/16/1963
 Basis : Decreed
 Status : Active

Water Source

Source	Source Qualifier	Tributary	Tributary Qualifier
GROUND WATER			

Points Of Diversion (Location)

Source	Township	Range	Section	Govt. Lot	QQQ	QQ	Q	County	Diversion Type
GROUND WATER	06S	33E	18	0	SE	NE	NE	POWER	

Water Uses

Beneficial Use	From	To	Diversion Rate	Volume
IRRIGATION	04/15	10/15	0.26 CFS	56.00 AFA
TOTAL			0.26 CFS	56.00 CFS

Places of Use

[Printable View](#) [Excel View](#)

Place of Use Legal Description : IRRIGATION (POWER county)

Township	Range	Section	Lot	QQQ	QQ	Q	Acres
06S	33E	18			NE	NE	16

Irrigation Totals

Total Acres Acre Limit
 16.00

Conditions

Code Conditions

- C03 RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION PURSUANT TO SECTION 42-1425, IDAHO CODE.
- 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.

Dates

Licensed Date :
 Decreed Date : 3/22/2004
 Permit Proof Due Date :
 Permit Proof Made Date :
 Permit Approved Date :
 Permit Moratorium Expiration Date :
 Enlargement Use Priority Date :
 Enlargement Statute Priority Date :
 Application Received Date :
 Protest Deadline Date :

Other Information

State or Federal : S
 Water District Number : 120
 Generic Max Rate Per Acre : 0
 Generic Max Volume Per Acre : 0
 Combined Acre Limit : 16.00
 Combined Volume Limit: 64.00
 Combined Rate Limit: 0.32
 Civil Case Number :
 Decree Plaintiff :
 Decree Defendant :

Swan Falls Trust or Nontrust :

Swan Falls Dismissed :

DLE Act Number :

Cary Act Number :

Mitigation Plan: False

IDAHO DEPARTMENT OF WATER RESOURCES

6/10/2024

State of Idaho
Department of Water Resources

Water Right

29-2486D

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.



Date created: 6/10/2024



Legend

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





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 11, 2024

DARYL D SHELLEY
CAROL E SHELLEY
2032 TRUCKERSVILLE RD
POCATELLO ID 83204-7405

Re: Change in Ownership for Water Right No(s): 29-2486D, 29-7725

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 Baily
Technical Records Specialist 1

Enclosure(s)

cc: WATER DISTRICT 120



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 14, 2024

DARYL D SHELLEY
CAROL E SHELLEY
2033 TRUCKERVILLE RD
POCATELLO ID 83204

RE: Change in Ownership Water Right No. 29-2486D, 29-7725

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 full 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.

The department received some information attached to the ownership change, however a deed is vesting deed or other legal document indicating your ownership is required.

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 Baily
Technical Records Specialist



Idaho Dept. of Water Resources

I, Daryl D. Shelley am submitting to you the following info after meeting with Pamela Warren of American Falls.

1. Name change of Elton C. Shelley and Wanda B. Shelley (passed on) to Daryl D. and Carol E. Shelley.

2. Attached copies of documents.

3. Payment for both water parcels.