

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

AUG 09 2024

Department 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?
31-10181 <i>OK</i>	Yes ☐	Yes ☐		Yes ☐	Yes ☐
31-10182 <i>OK</i>	Yes ☐	Yes ☐		Yes ☐	Yes ☐
31-00215B <i>OK</i>	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: David Nelson / Sec Fried Ranch LLC.
Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): Button Butte LLC
New owner(s) as listed on the conveyance document

Mailing address: 1353 N 1125 E. City: Shelley State: ID Zip: 83274
Telephone: 208-360-0585 Email: jgdalling@gmail.com

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: 10/26/2021

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 # 31-215B

8. Signature: Jason G. Dalling Owner 8/4/24
Signature of new owner/claimant Title, if applicable Date
Jason Dalling - Button Butte LLC
Print name

Signature: _____
Signature of new owner/claimant Title, if applicable Date
Print name

Received by JB Date 8/9/2024 For IDWR Office Use Only: Receipt No. E050291 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 9/11/2024

Jason Dalling/Button Butte LLC

1353 N 1125 E
Shelley, ID. 83274
(208) 360-0585
jgdalling@gmail.com

4th September 2024

Dave Ward

PO BOX 32
MONTEVIEW ID 83435

Dear Dave,

Hope you're doing well. Consistent with our phone conversation we had the other day, I'm just formally notifying you of plan to transfer the water rights from the Nelson/Seefried family over to the Button Butte LLC. This letter is in response to a request made by the Idaho Department of water resources to make sure you are aware given that you have a fraction of ownership of the land designated as the place of use for the water right. (See attached map)

Sincerely,

A handwritten signature in blue ink that reads "Jason G. Dalling". The signature is fluid and cursive, with the first name "Jason" being the most prominent.

Jason Dalling

Button Butte LLC. Owner

cc:: Idaho dept. of Water Resources

FIRST AMERICAN TITLE
1001957-RI

WHEN RECORDED MAIL TO:

Button Butte LLC
1368 N. 1100 E.
Shelley, Idaho 83274

E-RECORDED

simplefile

ID. - 58578
County: Clark
Date: 11-1-21 Time: 11:22

WARRANTY DEED

<u>Grantor</u>	<u>Grantee</u>
Seefried Ranch, LLC, an Idaho limited liability company, whose address is 4399 Houston Road, Mackay, Idaho 83251	Button Butte LLC, an Idaho limited liability company, whose address is 1368 N. 1100 E., Shelley, Idaho 83274

JP
md

FOR GOOD AND VALUABLE CONSIDERATION, the receipt of which is hereby acknowledged, the Grantor hereby sells and forever transfers the following parcels of real property (the "Property") to the Grantee, including the Grantor's right, title and interest therein:

**SEE EXHIBIT "A" ATTACHED HERETO AND
INCORPORATED BY REFERENCE**

TOGETHER WITH AND INCLUDING any and all fixtures and improvements, any and all appurtenances, tenements, and hereditaments, and any and all rents, issues, and profits that relate or otherwise pertain to the foregoing parcels of real property.

TO HAVE AND TO HOLD the foregoing parcels of real property unto the Grantee and its successors and assigns forever.

Grantor does hereby covenant with and warrant the Grantee that Grantor is lawfully seized in fee simple of the Property, has good right and lawful authority to sell and convey the Property, and that Grantor fully warrants the title to the Property and will defend the same against the lawful claims of all persons claiming by, through or under the Grantor, but against none other.

SUBJECT TO taxes, levies, and assessments for the current year not yet due and payable and the following items: discrepancies, conflicts in boundary lines, shortage in area, encroachments, easements, right of ways, boundary line agreements, development agreements, water supply agreements, plats, covenants, conditions, restrictions, reservations, all zoning, building and use laws or restrictions; along with any state of facts that an accurate survey or inspection of the Property would show.

FIRST AMERICAN TITLE
1001957-RJ

Microfile No. 58578
01 Day Nov 21
At 11 O'Clock 22 M
Clark Co. Recorder Tyson Schwartz
Fee \$15.00
TM Deputy
Recorded at Request of
First American Title - Rigby

WHEN RECORDED MAIL TO:

Button Butte LLC
1368 N. 1100 E.
Shelley, Idaho 83274

WARRANTY DEED

<u>Grantor</u>	<u>Grantee</u>
Seefried Ranch, LLC, an Idaho limited liability company, whose address is 4399 Houston Road, Mackay, Idaho 83251	Button Butte LLC, an Idaho limited liability company, whose address is 1368 N. 1100 E., Shelley, Idaho 83274

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IN WITNESS WHEREOF, the Grantors hereunto set their hands this 24 day of Oct., 2021.

SEEFRIED RANCH, LLC

By: [Signature]
WILLIAM A. SEEFRIED, Manager

By: [Signature]
HOLLY SEEFRIED, Manager

STATE OF IDAHO)
: ss.
County of Jefferson)

This record was acknowledged before me on this 24 day of Oct., ^{2021/24}~~2020~~, by William A. Seefried and Holly Seefried, as Managers of Seefried Ranch, LLC.

(SEAL)

[Signature]
NOTARY PUBLIC FOR IDAHO
My Commission Expires: 7-1-23

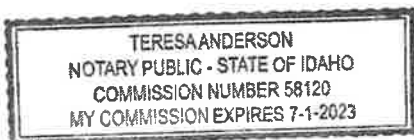


EXHIBIT A

2. Common Name: "Kilgore Ranch" - 916 Acres:

Tract 1:

Township 13 North, Range 38 East of the Boise Meridian, Clark County, Idaho.

Section 24: SW1/4 NW1/4,
W1/2 SW1/4,
SE1/4 SW1/4.

Township 13 North, Range 39 East of the Boise Meridian, Clark County, Idaho.

Section 19: S1/2

Tract 2:

Township 13 North, Range 39 East of the Boise Meridian, Clark County, Idaho.

Section 18: SE1/4 SW1/4,
SW1/4 SE1/4.

Section 19: W1/2 NE1/4,
NE1/4 NW1/4,
Lot 1.

Tract 3:

Township 13 North, Range 39 East of the Boise Meridian, Clark County, Idaho.

Section 18: N1/2 SE1/4,
SE1/4 SE1/4.

Tract 4:

Township 13 North, Range 39 East of the Boise Meridian, Clark County, Idaho.

Section 19: Lot 2
SE1/4 NW1/4.

TOGETHER WITH all water and ditch rights and beneficial easements, if any,
appurtenant thereto.

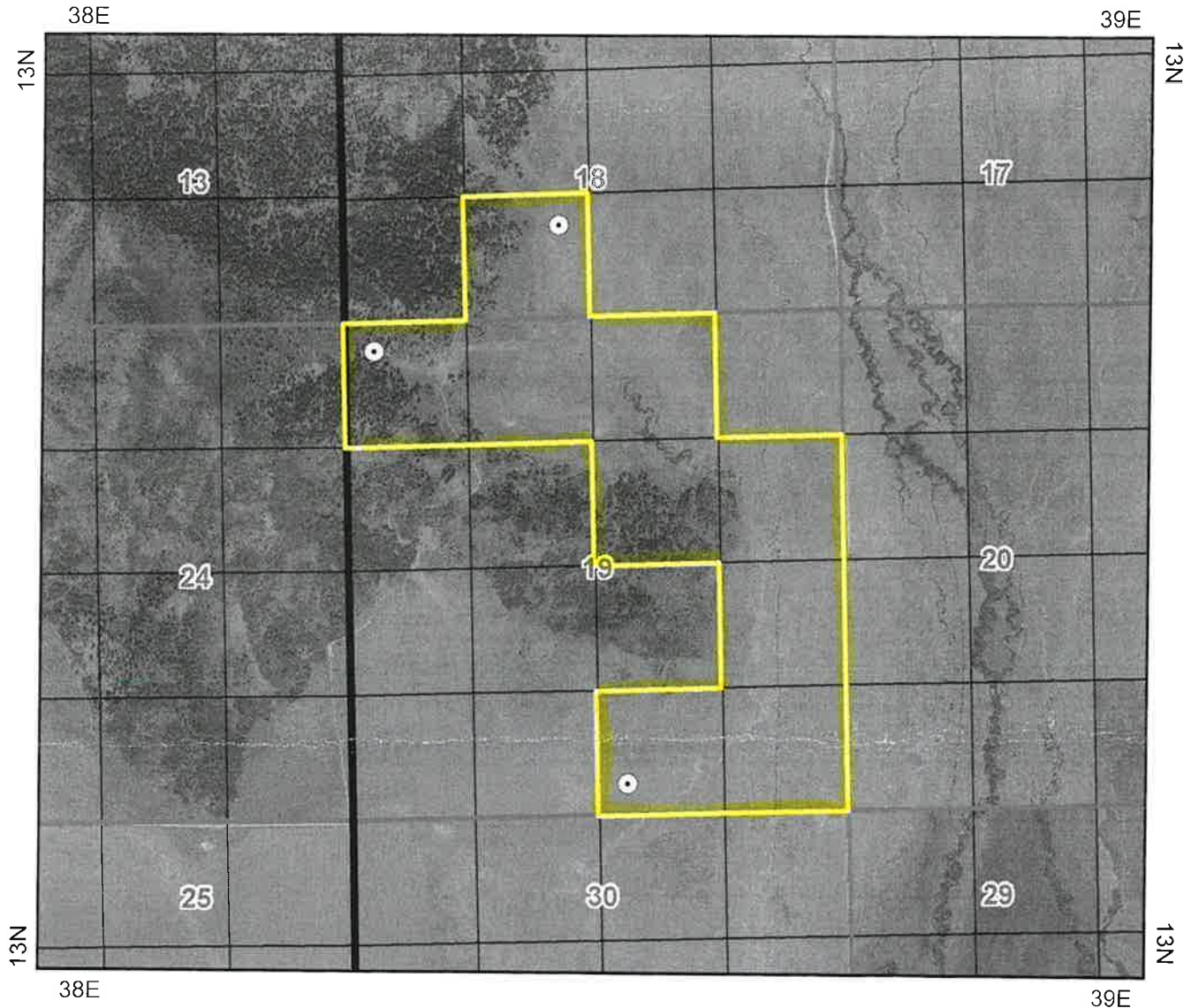
TOGETHER WITH all the sellers' right, title and interest in and to any mineral
rights, oil rights and geothermal rights.

State of Idaho
Department of Water Resources

Water Right 31-215B

STOCKWATER

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.



- Point of Diversion
- Place Of Use Boundary

- Townships
- PLS Sections
- Quarter Quarters

0 0.225 0.45 0.9 Miles

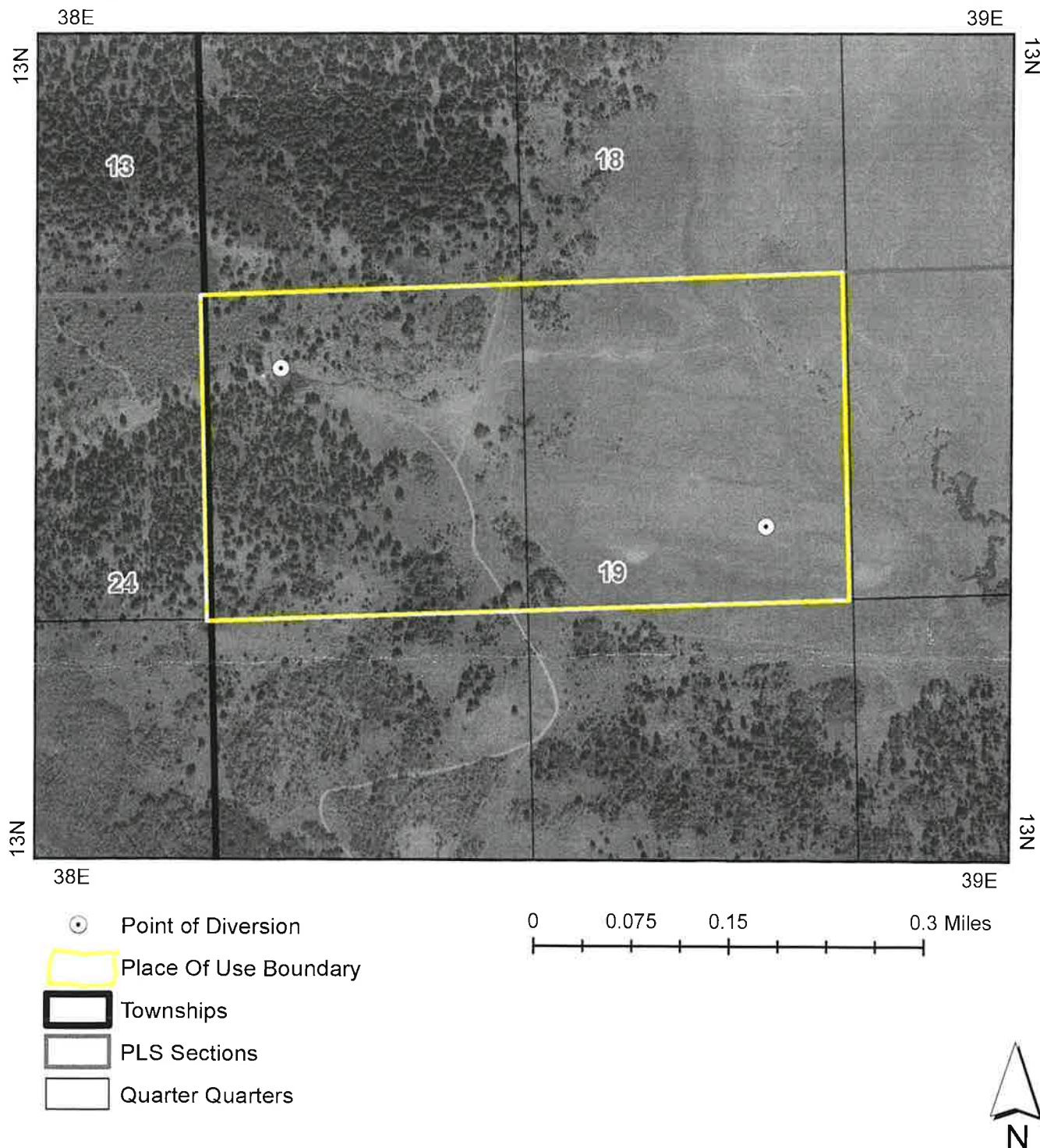


State of Idaho
Department of Water Resources

Water Right
31-10181

STOCKWATER

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.



State of Idaho
Department of Water Resources

Water Right
31-10182

STOCKWATER

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.



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

0 0.045 0.09 0.18 Miles



IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA)
Case No. 39576)
PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 31-10182

6-19
RECEIVED

JUN 23 1998

Department of Water Resources
Adjudication Bureau

NAME AND ADDRESS: DAVID NELSON
HEATHER NELSON
PO BOX 388
MACKAY, ID 83251

SOURCE: SPRING TRIBUTARY: SAW CREEK

QUANTITY: 0.09 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
GALLONS PER DAY.

PRIORITY DATE: 09/20/1904

POINT OF DIVERSION: T13N R39E S19 SWSNW Within Clark County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Stockwater	04-15 TO 12-01	0.09 CFS

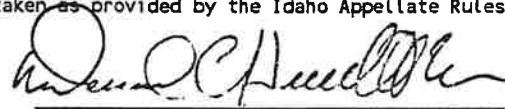
PLACE OF USE: Stockwater Within Clark County
T13N R39E S19 SWNW

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.



Daniel C. Hurlbutt, JR.
Presiding Judge
Snake River Basin Adjudication

PAGE 1
Feb-20-2002

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA)
Case No. 39576)

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR

Water Right 31-10181

RECEIVED

JUN 23 1998

NAME AND ADDRESS: DAVID NELSON
HEATHER NELSON
PO BOX 388
MACKAY, ID 83251

Department of Water Resources
Adjudication Bureau

SOURCE: SPRING TRIBUTARY: SAW CREEK

QUANTITY: 0.13 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
GALLONS PER DAY.

PRIORITY DATE: 09/20/1904

POINT OF DIVERSION: T13N R39E S19 SENENW Within Clark County
NWNWNW

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Stockwater	04-15 TO 12-01	0.09 CFS
	Domestic 1 HOME	05-01 TO 11-01	0.04 CFS

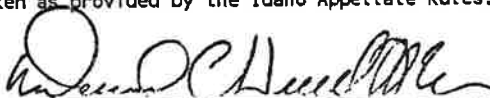
PLACE OF USE:	Stockwater		Within Clark County
	T13N R39E S19	NENW	NWNW
	Domestic		Within Clark County
	T13N R39E S19	NWNW	

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.

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Daniel C. Hurlbutt, JR.
Presiding Judge
Snake River Basin Adjudication



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

September 11, 2024

BUTTON BUTTE LLC
1353 N 1125 E
SHELLEY ID 83274-1058

Re: Change in Ownership for Water Right No(s): 31-215B, 31-10181, 31-10182

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 31

Jason Dalling/Button Butte, LLC

1353 N 1125 E

Shelley, ID 83274

(208)360-0585

jgdalling@gmail.com

September 10, 2024

Idaho Dept of Water Resources

Eastern Region

900 N Skyline Drive, Suite A

Idaho Falls, ID 83402

Jonie,

Included with this letter is the letter I received from your department with instructions on what was required to finish the water right ownership for my property as well as a copy of the letter that was sent to Dave Ward who controls the property in which water right number 31-215B is a place of use.

Please let me know if there is anything else you need from me to finish this up.

Sincerely,

A handwritten signature in black ink, appearing to read "Jason Dalling". The signature is fluid and cursive, with the first name "Jason" written in a larger, more prominent script than the last name "Dalling".

Jason Dalling

Button Butte LLC, Owner



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

August 12, 2024

BUTTON BUTTE LLC
1353 N 1125 E
SHELLEY ID 83274

RE: Change in Ownership Water Right No. 31-215B, 31-10181, 31-10182

Dear Sir/Madam:

The Department of Water Resources acknowledges receipt of your Notice of Change in Water Right Ownership. The department has sufficient evidence of ownership to update 31-10181 and 31-10182.

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

**** **Notice to Property Owner:** Please review the map attached, according to the parcel data, a portion of water right number 31-215B is on property owned by Leslie Frederiksen and Nicolas Harvey. In order for the department to update ownership of a water right on someone else's property a release from the property or notice to the property owner is required. Please see Idaho Code as follows:

TITLE 42 IRRIGATION AND DRAINAGE – WATER RIGHTS AND RECLAMATION
CHAPTER 2 APPROPRIATION OF WATER – PERMITS, CERTIFICATES, AND LICENSES – SURVEY
42-248. NOTIFICATION OF CHANGE IN OWNERSHIP OF A WATER RIGHT OR CHANGE OF
ADDRESS OF A WATER RIGHT OWNER – NOTICE OF ACTION AFFECTING A WATER RIGHT.

(6) If the person filing the notice of a change of water right ownership does not own the land identified as the place of use for the water right, the notice shall be accompanied by evidence that written notice of the change of water right ownership has been mailed or hand-delivered to the landowner of record, as identified in the records of the county recorder.

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

Idaho Department of Water Resources



Legend

-  Property owner Leslie Frederiksen, Nicolas J Harvey
-  POU 31-215B
-  Parcels
-  Township/Range
-  Sections
-  QQ

Idaho Department of Water Resources



Legend

- Property owner Leslie Frederiksen, Nicolas J Harvey
- POU 31-215B
- Parcels
- Township/Range
- Sections
- QQ

IDAHO DEPARTMENT OF WATER RESOURCES

8/9/2024

Proof Report

Water Right 31-215B

Owner Type
Current Owner

Name and Address
SEEFRIED RANCH LLC
4399 W HOUSTON RD
MACKAY, ID 83251-4507
(208) 588-3330

Priority Date: 9/20/1904**Basis:** Decreed**Status:** Active

<u>Source</u>	<u>From</u>	<u>To</u>	<u>Tributary</u>	<u>Diversion Rate</u>	<u>Volume</u>
UNNAMED STREAM			CAMAS CREEK		
Beneficial Use					
STOCKWATER	05/01	10/31		0.020 CFS	
	Total Diversion			0.020 CFS	

Source and Point(s) of Diversion:

UNNAMED STREAM	NWNWNW	Sec. 19, Twp 13N, Rge 39E, CLARK County(B)
UNNAMED STREAM	NESESW	Sec. 18, Twp 13N, Rge 39E, CLARK County(B)
UNNAMED STREAM	SWSWSE	Sec. 19, Twp 13N, Rge 39E, CLARK County(E)

Place Of Use:

STOCKWATER within CLARK 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	
13N	39E	18												X					
13N	39E	19			X	X	X	X	X						X		X	X	

Conditions of Approval:

1. B01 SOURCE IS KNOWN AS SAW CREEK ABOVE THE PLACE OF USE.
2. N11 THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
3. B01 SOURCE IS KNOWN LOCALLY AS KELSON CREEK BELOW BUTTON BUTTE.
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.
5. STOCKWATER 350 CATTLE

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

8/9/2024

Water Right 31-215B

Owner Type **Name and Address**
Current Owner SEEFRIED RANCH LLC
4399 W HOUSTON RD
MACKAY, ID 83251-4507
(208) 588-3330

Priority Date: 9/20/1904

Basis: Decreed

Status: Active

<u>Source</u>		<u>Tributary</u>	
UNNAMED STREAM		CAMAS CREEK	
<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
STOCKWATER	05/01	10/31	0.020 CFS
	<u>Total Diversion</u>		0.020 CFS

Source and Point(s) of Diversion:

UNNAMED STREAM	NWNWNW	Sec. 19, Twp 13N, Rge 39E, CLARK County(B)
UNNAMED STREAM	NESESW	Sec. 18, Twp 13N, Rge 39E, CLARK County(B)
UNNAMED STREAM	SWSWSE	Sec. 19, Twp 13N, Rge 39E, CLARK County(E)

Place Of Use:

STOCKWATER within CLARK County

			NE				NW				SW				SE				
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
13N	39E	18												X					
13N	39E	19		X	X	X	X	X							X		X	X	

Conditions of Approval:

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2. N11 THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
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5. STOCKWATER 350 CATTLE