

RECEIVED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

OCT 23 2023

NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP
Department 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. WD 29A

Water Right/Claim No.	Split?	Leased to Water Supply Bank?	Water Right/Claim No.	Split?	Leased to Water Supply Bank?
29-10851 OK	Yes ☐	Yes ☐		Yes ☐	Yes ☐
29-10850 OK	Yes ☐	Yes ☐		Yes ☐	Yes ☐
29-10852 OK	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: GARY D WYNN KATHLEEN WYNN
Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): GARY VAN WYNN GW JACK DEAN WYNN
New owner(s) as listed on the conveyance document Name connector ☒ and ☐ or

5937 N RAPID CREEK RD ENCOM ID 83245
Mailing address City State Zip
208-220-2006 VAN WYNN@GMAIL.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: 8/3/2023
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.

SUPPORT DATA

IN FILE # 29-10850

8. Signature: [Signature] GARY V. WYNN
Signature of new owner/claimant Title, if applicable Date
Print name
- Signature: [Signature] JACK WYNN
Signature of new owner/claimant Title, if applicable Date
Print name

For IDWR Office Use Only:

Received by M. Peltier Date 10-23-23 Receipt No. E049566 Receipt Amt. 75.00

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 10/24/2023

PERSONAL REPRESENTATIVE'S DEED

THIS DEED, made by Rachel Wynn Baca, as Personal Representative of the estate of Kathleen Lister Wynn, deceased, Grantor to Gary Van Wynn and Jack Dean Wynn in equal shares as tenants in common whose current address is 5937 No. Rapid Creek Rd. Inkom, Idaho 83245.

WHEREAS, Grantor is the qualified personal representative of said estate filed as Case No. CV03-23-01608 in Bannock County, Idaho.

THEREFORE, for valuable consideration received, Grantor quitclaims, transfers and conveys to Grantees that certain real property described in that certain warranty deed of August 16, 1962 and recorded as instrument number 6540698 in the records of Bannock County, State of Idaho being:

The SE $\frac{1}{4}$ SE $\frac{1}{4}$ of section 34, Township 6 South, Range 36 East Boise Meridian Excepting therefrom the following four parcels . . .

PARCEL I

Beginning at a point on the South $\frac{1}{16}$ th line of said Section 34, Township 6 South, Range 36 E.B.M., 588.0 feet Easterly of the Southeast $\frac{1}{16}$ th corner of said Section 34, thence South $10^{\circ} 19'$ East 459.0 feet; more or less, to the South $\frac{1}{16}$ th line of said Section 34, thence North $89^{\circ} 49'$ West 275.0 feet to the point of beginning of this Exception.

PARCEL II

Beginning at a point on the South $\frac{1}{16}$ th line of said Section 34, Township 6 South, Range 36, E.B.M., 863 feet Easterly from the Southeast $\frac{1}{16}$ th corner of said Section 34, thence South $10^{\circ} 19'$ West 176.8 feet, more or less to a point on the Southwesterly right of way line of Bannock County Road, which point is the true point of beginning of this Exception; thence South $79^{\circ} 10'$ East 45.08 feet along said right of way line; thence continuing along said right of way line South $69^{\circ} 39'$ East 189.6 feet; thence continuing along said right of way line South $47^{\circ} 29'$ East 312.18 feet; thence South $52^{\circ} 45'$ West 275.98 feet; thence North $64^{\circ} 27'$ West 321.2 feet; thence North $10^{\circ} 19'$ East 318.2 feet, more or less to the true point of beginning of this Exception.

PARCEL III

Beginning at a point on the South $\frac{1}{16}$ th line of said section 34, Township 6 South, Range 36 E.B.M., 863 feet Easterly from the South east $\frac{1}{16}$ th corner of said Section 34, thence South $10^{\circ} 19'$ West 176.8 feet, more or less to a point on the Southwesterly right of way line of Bannock County Road, thence South $79^{\circ} 10'$ East 45.08 feet along said right of way line; thence continuing along said right of way line South $69^{\circ} 39'$ East 189.6 feet; thence continuing along said right of way line South $47^{\circ} 29'$ East 312.18 feet; thence South $52^{\circ} 45'$ West 275.98 feet; which point is the true point of beginning of this exception, thence South 690 feet; thence at right angles to the last described line West a distance of 415 feet; thence at right angles to the last described line and in a Northerly direction a distance of 830 feet; thence at right angles to the last described line and in an Easterly direction a distance of 125 feet; thence in a Southeasterly direction a distance of 321.2 feet, more or less to the point of beginning of this exception.

PARCEL IV

Beginning at a point on the South 1/16th line of said Section 34, Township 6 South, Range 36 E.B.M., 588.0 feet Easterly of the Southeast 1/16th corner of said Section 34; thence South 10° 19' West 459 feet; thence North 89° 49' West 75 feet; thence North 10° 19' East 459 feet, more or less to the South 1/16th line of said Section 34, thence South 89° 49' East 75 feet, more or less to the point of beginning of this Exception.

The SW ¼ SW ¼ of Section 35, Township 6 South, Range 36 East Boise Meridian, EXCEPTING THEREFROM THE FOLLOWING DESCRIBED PARCEL:

Beginning at a point 48 rods East of the Southwest corner of said Section 35, Township 6 South, Range 36 E.B.M., and running thence East 32 rods; thence North 80 rods, thence West 32 rods, thence South 80 rods to the place of beginning of this exception.

Lot 4, Section 2, Township 7 South, Range 36 East Boise Meridian, EXCEPTING THEREFROM THE FOLLOWING DESCRIBED PARCEL:

Beginning at the Southeast corner of said Lot 4, Section 2, Township 7 South, Range 36 E.B.M., and running thence West along the South line of said Lot 4, a distance of 36 rods to a point, thence running North parallel to the East line of said Lot 4 a distance of 22 rods; thence running East parallel to the South line of said Lot 4 a distance of 36 rods to the East line of said Lot 4, thence running South along the East line of said Lot 4 a distance of 22 rods to the point of beginning of this Exception.

Lot 1, Section 3, Township 7, South, Range 36 East Boise Meridian

All in Bannock County, State of Idaho

With the exception of the following:

A tract of land in the SE4SE4 of Section 34, Township 6 South, Range 36 E.B.M.

Beginning at the SE 1/16 corner of said Section 34, said point being the True Point of Beginning;

Thence East along the S 1/16 line 513 feet more or less to the Northwest corner of a tract of land deeded to Paul J Michaels (Book 138 Inst. 340663),

Thence South 10° 19' West 459 feet more or less to the Southwest corner of said Paul J. Michaels property;

Thence South 89° 49' East 350 feet more or less to Southeast corner of the Richard Iwao Suenaga property (deed 95015275);

Thence South 10° 19' West 35 feet more or less to the North line of (Tax Lot 5 deed # 94003742 Reed M. Eck property;

Thence due West along the North property line of said Reed M. Eck property 125 feet more or less to the Northwest corner of the Eck property;

Thence South along the Eck property 830 feet more or less to the South line of the SE4SE4 of Section 34, Township 6 South, Range 36 E.B.M.

Thence West along the South line to the Southwest corner of the SE4SE4;

Thence North along the West line of the SE4SE4 1320 feet more or less to the SE 1/16 corner; to the True Point of Beginning.

With all water rights and appurtenances.

EXECUTED this 19 day of July, 2023

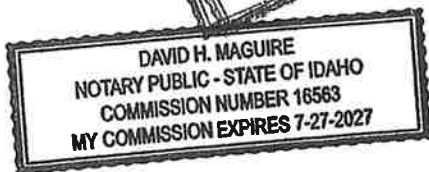


Rachel Wynn Baca
Personal Representative of the Estate of Kathleen Lister Wynn

STATE OF IDAHO)

COUNTY OF BANNOCK)

On this 19 day of July, 2023 before me, the undersigned, a notary public in and for the state of IDAHO, personally appeared, Rachel Wynn Baca, known or identified to me as the person whose name is subscribed to the within instrument as Personal Representative of the Estate of Kathleen Lister Wynn deceased, and acknowledged to me that she executed the same as such Personal Representative.



NOTARY PUBLIC

Residing at 812 East Clark Ave. Suite A

Pocatello, Idaho 83201

My Commission Expires: 07-27-2027

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

10/23/2023

Water Right 29-10850

Owner Type **Name and Address**
Current Owner KATHLEEN WYNN
5937 N RAPID CREEK RD
INKOM, ID 83245-1518
(208) 775-3736

Priority Date: 7/1/1950

Basis: Decreed

Status: Active

Source
GROUND WATER

Tributary

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
STOCKWATER	01/01	12/31	0.020 CFS	
DOMESTIC	01/01	12/31	0.040 CFS	
	<u>Total Diversion</u>		0.060 CFS	

Source and Point(s) of Diversion:

GROUND WATER NWSWSW Sec. 35, Twp 06S, Rge 36E, BANNOCK County

Place Of Use:

DOMESTIC within BANNOCK 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	
06S	36E	34																	X

STOCKWATER Same as DOMESTIC

Conditions of Approval:

1. X01 Domestic use is for 1 home.
2. X02 Stockwater use is for 30 cattle, horses, sheep & goats.
3. N13 THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.
4. Parcel No(s): R3849009801 & R3849011600
5. 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.
6. N11 THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

10/23/2023

Dates and Other Information:

Decreed Date: 3/22/2004
Civil Case Number: 39576
Judicial District: FIFTH
State or Federal: S
Water District Number: EXC
Mitigation Plan: False

Combined Use Limits:

N/A

SubCase:

N/A

Water Supply Bank:

N/A

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

10/23/2023

Water Right 29-10851

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	GARY WYNN 5937 N RAPID CK RD INKOM, ID 83245 (208) 775-3736
Current Owner	KATHLEEN WYNN 5937 N RAPID CREEK RD INKOM, ID 83245-1518 (208) 775-3736

Priority Date: 7/1/1950

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
STOCKWATER	01/01	12/31	0.020 CFS	
DOMESTIC	01/01	12/31	0.040 CFS	
	<u>Total Diversion</u>		0.060 CFS	

Source and Point(s) of Diversion:
GROUND WATER NWSESE Sec. 34, Twp 06S, Rge 36E, BANNOCK County

Place Of Use:
DOMESTIC within BANNOCK 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	
06S	36E	34																X	

STOCKWATER Same as DOMESTIC

Conditions of Approval:

1. Parcel No(s): R3849009802
2. X01 Domestic use is for 1 home.
3. N13 THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.
4. X02 Stockwater use is for 30 cattle, horses, sheep & goats.
5. N11 THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

10/23/2023

6. 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 and Other Information:

Decreed Date: 3/22/2004
Civil Case Number: 39576
Judicial District: FIFTH
State or Federal: S
Owner Name Connector: AND
Water District Number: EXC
Mitigation Plan: False

Combined Use Limits:

N/A

SubCase:

N/A

Water Supply Bank:

N/A

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

10/23/2023

Water Right 29-10852

Owner Type **Name and Address**
Current Owner KATHLEEN WYNN
5937 N RAPID CREEK RD
INKOM, ID 83245-1518
(208) 775-3736

Priority Date: 4/1/1939

Basis: Decreed

Status: Active

Source
RAPID CREEK

Tributary
PORTNEUF RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	10/31	0.110 CFS	
STOCKWATER	01/01	12/31	0.020 CFS	
	<u>Total Diversion</u>		0.130 CFS	

Source and Point(s) of Diversion:

RAPID CREEK	SESWSW	Sec. 35, Twp 06S, Rge 36E, BANNOCK County(E)
RAPID CREEK	SESESE	Sec. 34, Twp 06S, Rge 36E, BANNOCK County
RAPID CREEK	NESESE	Sec. 34, Twp 06S, Rge 36E, BANNOCK County(B)

Place Of Use:

IRRIGATION within BANNOCK 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	
06S	36E	34																0.6	0.6
06S	36E	35											3.0						3.0

POU Total Acres: 3.6

STOCKWATER Same as IRRIGATION

Conditions of Approval:

1. X02 Stockwater use is for 30 Horses, cattle, sheep and goats.
2. N05 THE QUANTITY OF WATER UNDER THIS RIGHT FOR STOCKWATER USE SHALL NOT EXCEED 13,000 GALLONS PER DAY.
3. N08 THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR STOCKWATER USE IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
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

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

10/23/2023

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 and Other Information:

Decreed Date: 3/22/2004
Civil Case Number: 39576
Judicial District: FIFTH
State or Federal: S
Water District Number: 29D
Mitigation Plan: False

Combined Use Limits:

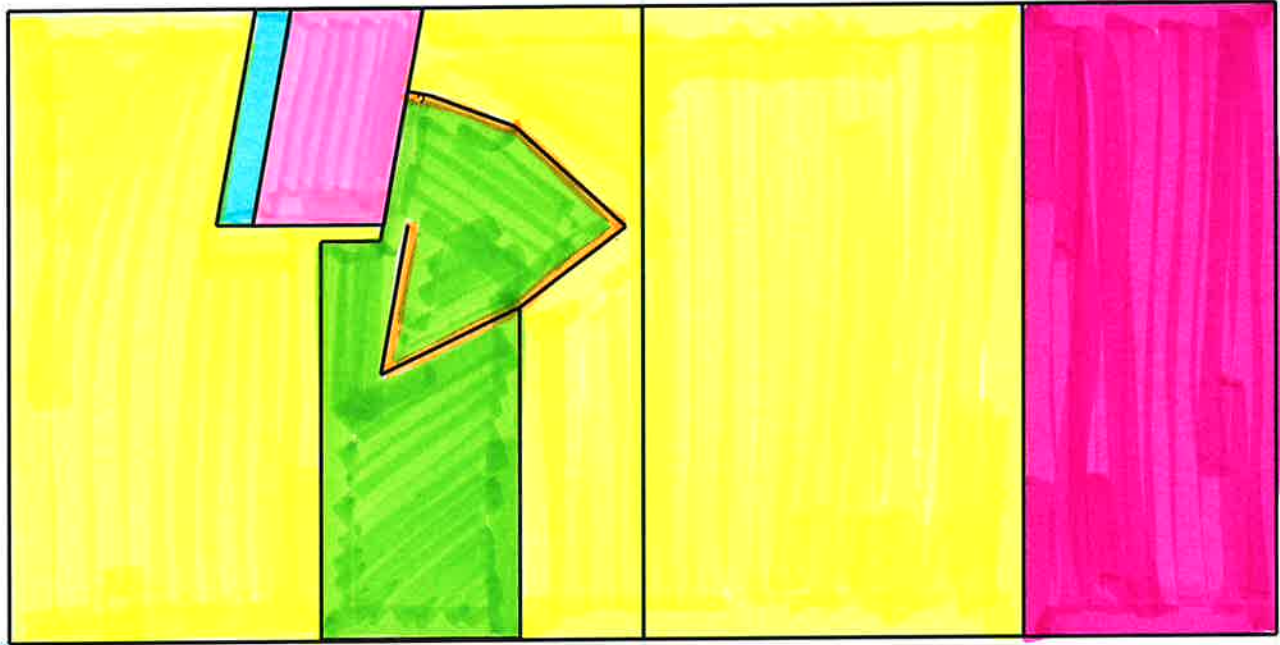
N/A

SubCase:

N/A

Water Supply Bank:

N/A



Gary Van Wynn & Jack Dean Wynn Property

Exceptions

* Question Legal (Several Parcels) ^{only portion} appurtenant to the WRs.

10/24/2023

Scale: 1 inch= 400 feet

File:

Tract 1: 40.0000 Acres, Closure: n00.0000e 0.00 ft. (1/999999), Perimeter=5280 ft.
Tract 2: 2.8525 Acres (124256 Sq. Feet), Closure: n00.0000e 0.00 ft. (1/999999), Perimeter=1468 ft.
Tract 3: 2.5670 Acres (111817 Sq. Feet), Closure: n00.0412e 277.91 ft. (1/5), Perimeter=1462 ft.
Tract 4: 10.5179 Acres, Closure: n00.0000e 0.00 ft. (1/999999), Perimeter=3201 ft.
Tract 5: 0.7780 Acres (33888 Sq. Feet), Closure: n00.0000e 0.00 ft. (1/999999), Perimeter=1068 ft.
Tract 6: 40.0000 Acres, Closure: n00.0000e 0.00 ft. (1/999999), Perimeter=5280 ft.
Tract 7: 16.0000 Acres, Closure: n00.0000e 0.00 ft. (1/999999), Perimeter=3696 ft.

? legal / Previous Deed Better
? legal
? legal last call.

Tract Data and Deed Calls

Tract 01: 40.0000 Acres, Closure: n00.0000e 0.00 ft. (1/999999), Perimeter=5280 ft.
Tract 02: 2.8525 Acres (124256 Sq. Feet), Closure: n00.0000e 0.00 ft. (1/999999), Perimeter=1468 ft.
Tract 03: 2.5670 Acres (111817 Sq. Feet), Closure: n00.0412e 277.91 ft. (1/5), Perimeter=1462 ft.
Tract 04: 10.5179 Acres, Closure: n00.0000e 0.00 ft. (1/999999), Perimeter=3201 ft.
Tract 05: 0.7780 Acres (33888 Sq. Feet), Closure: n00.0000e 0.00 ft. (1/999999), Perimeter=1068 ft.
Tract 06: 40.0000 Acres, Closure: n00.0000e 0.00 ft. (1/999999), Perimeter=5280 ft.
Tract 07: 16.0000 Acres, Closure: n00.0000e 0.00 ft. (1/999999), Perimeter=3696 ft.
Tract 07: 16.0000 Acres, Closure: n00.0000e 0.00 ft. (1/999999), Perimeter=3696 ft.

1: /ne,se,se,34,6s,36e
2: s0w 1320.00
3: s90w 1320.00
4: n0e 1320.00
5: n90e 1320.00
6: @0
7: /nw,se,se,34,6s,36e
8: /s90e 588
9: s10.19w 459.0
10: s89.49e 275.0
11: n10.19e 459.0
12: n89.49w 275.0
13: @0
14: /nw,se,se,34,6s,36e
15: /n90e 863
16: /s10.19w 176.8
17: s79.10e 45.08
18: s69.39e 189.6
19: s47.29e 312.18
20: s52.45w 275.98
21: s64.27w 321.2
22: n10.19e 318.2
23: @0
24: /nw,se,se,34,6s,36e
25: /n90e 863
26: /s10.19w 176.8
27: s79.10e 45.08
28: s69.39e 189.6
29: s47.29e 312.18
30: s52.45w 275.98
31: s00e 690
32: n90w 415.00
33: n00e 830
34: n90e 125
35: n10.2604e 317.68 ;?
36: @0
37: /nw,se,se,34,6s,36e
38: /s90e 588.0
39: s10.19w 459
40: n89.49w 75
41: n10.19e 459
42: s89.49e 75
43: @0
44: /ne,sw,sw,35,6s,36e
45: s0w 1320.00
46: s90w 1320.00
47: n0e 1320.00
48: n90e 1320.00
49: @0
50: /sw,35,6s,36e
51: /n90e 792.00
52: n90e 528
53: n00e 1320

Tract Data and Deed Calls

54: n90w 528

55: s00e 1320



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

October 24, 2023

GARY VAN WYNN
JACK DEAN WYNN
5937 N RAPID CREEK RD
INKOM ID 83245-1518

Re: Change in Ownership for Water Right No(s): 29-10850, 29-10851, 29-10852

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 29D