

NOV 17 2023

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESDepartment 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?
29-1095204	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Charles Thomsen & Joan Poesy
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Franklin James Kessler & Jeanne Michele Kessler
New owner(s) as listed on the conveyance document Name connector ☒ and ☐ or
- Mailing address: 2599 S. Marsh Creek RD City: McLemmon State: ID Zip: 83250
- Telephone: 520-508-4925 Email: FKES291270@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: June 2020
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.

8. Signature: [Signature] Title, if applicable: _____ Date: 11/13/2023
Signature of new owner/claimant
Print name: Franklin James Kessler
- Signature: [Signature] Title, if applicable: _____ Date: 11/13/2023
Signature of new owner/claimant
Print name: Jeanne Michele Kessler

For IDWR Office Use Only:

Received by: M. Potts Date: 11-17-23 Receipt No.: E049625 Receipt Amt.: 25.00

Active in the Water Supply Bank? Yes ☐ No ☐ If yes, forward to the State Office for processing

Name on W-9: _____ Approved by: JB Processed by: JB Date: 11/21/2023

W-9 received? Yes ☐ No ☐



WARRANTY DEED

Alliance Title & Escrow Corp. Order No.:479797

FOR VALUE RECEIVED

Joan M. Thomsen, an unmarried woman

the grantor(s), do(es) hereby grant, bargain, sell and convey unto

Franklin James Kessler and Jeanne Michele Kessler, husband and wife

whose current address is

2599 S. Marsh Creek Rd.
McCammon, ID 83250

the grantee(s), the following described premises, in Bannock County, Idaho, TO WIT:

Parcel 1:

A tract of land in the Northeast $\frac{1}{4}$ of the Southwest $\frac{1}{4}$ of Section 15, Township 8 South, Range 36 East, Boise Meridian, Bannock County, Idaho, more particularly described as follows:

BEGINNING at a point on the West $\frac{1}{16}$ line of Section 15, Township 8 South, Range 36 East, Boise Meridian, that is North $89^{\circ}16'10''$ East on the latitudinal centerline of said Section 15, a distance of 1,322.09 feet and South $00^{\circ}10'30''$ East, 20.62 feet from the West $\frac{1}{4}$ corner of Section 15, Township 8 South, Range 35 East, Boise Meridian;
Thence South $00^{\circ}10'30''$ East, on the West $\frac{1}{16}$ line of said Section 15, a distance of 439.08 feet;
Thence South $78^{\circ}26'25''$ East, 388.44 feet, more or less, to the Westerly right of way line of Marsh Creek Road;
Thence Northeasterly on the said Westerly right of way line on a curve with a radius of 2,834.79 feet for an arc distance of 58.80 feet;
Thence North $11^{\circ}02'$ East, on the said Westerly right of way line 373.52 feet;
Thence North $78^{\circ}44'$ West, on the centerline of Walker Cree Road 475.29 feet, more or less, to the POINT OF BEGINNING.

Except: That portion to be reserved for Walker Creek Road, more particularly described as follows:

BEGINNING at a point on the West $\frac{1}{16}$ line of Section 15, Township 8 South, Range 36 East, Boise Meridian, Bannock County, Idaho, that is North $89^{\circ}16'10''$ East on the latitudinal center line of said Section 15, a distance of 1,322.09 feet and South $00^{\circ}10'30''$ East, 20.62 feet from the West $\frac{1}{4}$ corner of Section 15, Township 8 South, Range 36 East, Boise Meridian;
Thence South $00^{\circ}10'30''$ East, 25.51 feet;
Thence South $78^{\circ}44'$ East, 470.24 feet;
Thence North $11^{\circ}02'$ East, 30.00 feet;
Thence North $78^{\circ}44'$ West, 475.29 feet, more or less, to the POINT OF BEGINNING.

Parcel 2:

A tract of land in the Northeast $\frac{1}{4}$ of the Southwest $\frac{1}{4}$ of Section 15, Township 8 South, Range 36 East, Boise Meridian, Bannock County, Idaho, more particularly described as follows:

BEGINNING at a point on the West $\frac{1}{16}$ line of Section 15, Township 8 South, Range 36 East, Boise Meridian, that is North $89^{\circ}16'10''$ East on the latitudinal center line of said Section 15, a distance of 1,322.09 feet and South $00^{\circ}10'30''$ East 459.70 feet from the West $\frac{1}{4}$ corner of Section 15, Township 8 South, Range 35 East, Boise Meridian;
 Thence South $00^{\circ}10'30''$ East, 91.30 feet;
 Thence South $48^{\circ}24'40''$ East, 404.77 feet, more or less, to the Westerly right of way line of Marsh Creek Road;
 Thence North $16^{\circ}54'$ East, on the Westerly right of way line, 61.21 feet;
 Thence Northeasterly on the said Westerly right of way line on a curve with a radius of 2,834.79 feet, for an arc distance of 234.53 feet;
 Thence North $78^{\circ}26'25''$ West, 388.44 feet, more or less to the POINT OF BEGINNING

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee(s), that (s)he is/are the owner(s) in fee simple of said premises; that they are free from all encumbrances Except: Current Year Taxes, conditions, covenants, restrictions, reservations, easements, rights and rights of way, apparent or of record.

And that (s)he will warrant and defend the same from all lawful claims whatsoever.

Dated: June 1, 2020

Joan M. Thomsen
 Joan M. Thomsen

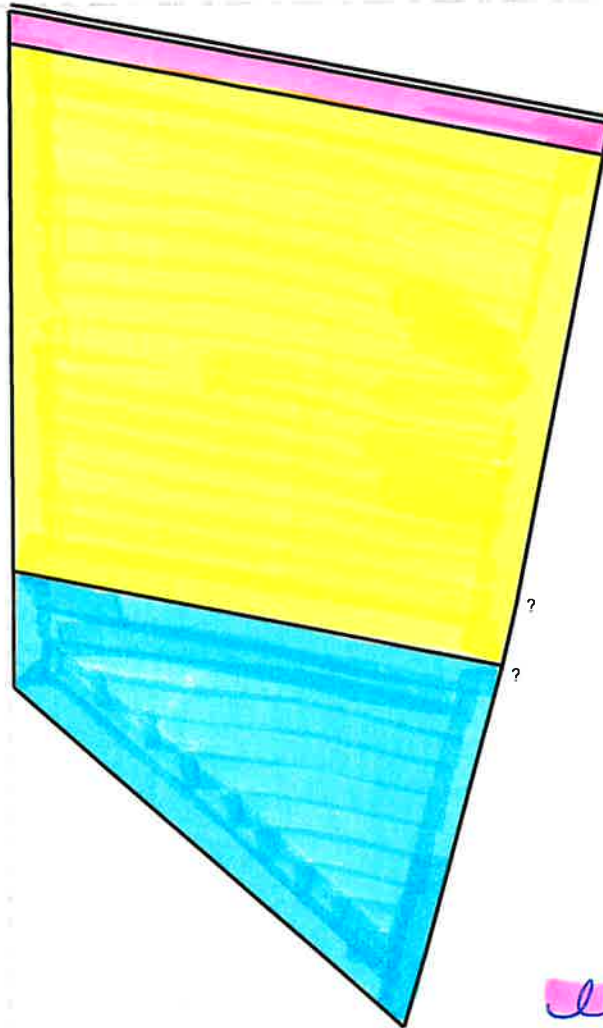
State of Idaho } ss
 County of Nez Perce }

On this 1 day of June, 2020, before me, the undersigned, a Notary Public in and for said state, personally appeared Joan M. Thomsen, 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 same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

Gretchen E. Crews
 Notary Public for the State of Idaho
 Residing at: Lewiston, Idaho
 Commission Expires: 3/20/2024





exception

Kessler Property

11/20/2023

Scale: 1 inch= 150 feet

File:

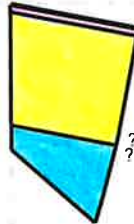
Tract 1: 4.2820 Acres (186525 Sq. Feet), Closure: n00.0000e 0.00 ft. (1/999999), Perimeter=1735 ft.

Tract 2: 0.2984 Acres (12996 Sq. Feet), Closure: s09.5908w 5.00 ft. (1/200), Perimeter=1001 ft.

Tract 3: 1.6236 Acres (70726 Sq. Feet), Closure: n00.0000e 0.00 ft. (1/999999), Perimeter=1177 ft.

01 /sw,nw,15,8s,36e
02 /n89.1610e 1322.09
03 /s00.1030e 20.62
04 s00.1030e 439.08
05 s78.2625e 388.44
06 n12.3518e 55.84
07 n11.02e 376.52
08 n78.44w 475.29
09 @0
10 //n89.1610e 1322.09
11 /s00.1030e 20.62
12 s00.1030e 25.51
13 s78.44e 470.24
14 n11.02e 30.00
15 n78.44w 475.29

16 @0
17 /n89.1601e 1322.09
18 /s00.1030e 459.70
19 s00.1030e 91.30
20 s48.2440e 404.77
21 n16.54e 61.21
22 n14.5746e 231.42
23 n78.2625w 388.44



Lessler Property

exception

11/20/2023

Scale: 1 inch= 700 feet

File:

Tract 1: 4.2820 Acres (186525 Sq. Feet), Closure: n00.0000e 0.00 ft. (1/999999), Perimeter=1735 ft.
Tract 2: 0.2984 Acres (12996 Sq. Feet), Closure: s09.5908w 5.00 ft. (1/200), Perimeter=1001 ft.
Tract 3: 1.6236 Acres (70726 Sq. Feet), Closure: n00.0000e 0.00 ft. (1/999999), Perimeter=1177 ft.

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21 n16.54e 61.21
22 n14.5746e 231.42
23 n78.2625w 388.44



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

November 21, 2023

FRANKLIN JAMES KESSLER
JEANNE MICHELE KESSLER
2599 S MARSH CREEK RD
MCCAMMON ID 83250-1513

Re: Change in Ownership for Water Right No(s): 29-10952

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)