

RECEIVED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APR 06 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.

Water Right/Claim No.	Split?	Leased to Water Supply Bank?	Water Right/Claim No.	Split?	Leased to Water Supply Bank?
29-10362 <i>OK</i>	Yes ☐	Yes ☐		Yes ☐	Yes ☐
29-10368 <i>OK</i>	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Edward DeSano and Marsha DeSano / DeSano Family Estate Trust
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Jeffrey L. Matkin
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or
- PO Box 4885 Pocatello ID 83205
Mailing address City State Zip
208-681-7316 jlmakin@aol.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: March 23, 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):
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 # 29-10362

8. Signature: *Thomas J. Budge* Attorney for Jeffrey L. Matkin 4.4.23
Signature of new owner/claimant Title, if applicable Date
Thomas J. Budge
Print name
- Signature: _____ Title, if applicable _____ Date _____
Signature of new owner/claimant
Print name

Received by JB Date 4/6/2023 For IDWR Office Use Only: Receipt No. E049055 Receipt Amt. \$50.-
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 4/7/2023

574833AM

WARRANTY DEED

FOR VALUE RECEIVED, DeSano Family Estate Trust, by Ed DeSano and Marsha DeSano, Trustees, whose address is 2110 N. Mink Creek Road, Pocatello, Idaho 83204 (the "Grantor") does hereby GRANT, BARGAIN, SELL CONVEY, and WARRANT unto ~~Jeffery~~ *Jeffery L. Matkin, an unmarried man whose mailing address is PO Box 4885, Pocatello, Idaho 83205 (the "Grantee"), the real property situated in Bannock County, State of Idaho, described as follows:

See Exhibit A attached hereto and incorporated by reference.

TOGETHER WITH all appurtenant water rights for beneficial use on the property, including Water Right Nos. 29-10362 and 29-10368.

TOGETHER WITH all and singular the improvements, tenements, hereditaments, easements, covenants, together with all other appurtenances thereunto belonging or in anywise appertaining to the property herein described, and the reversions, remainders, rents, issues and profits thereof; and

TO HAVE AND TO HOLD the said premises, together with all appurtenances thereto, unto the said Grantee, their successors and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that it is the owner in fee simple of said premises; and that said premises are free from all encumbrances and that Grantor will warrant and defend the same from all other lawful claims whatsoever,

EXCEPTING taxes, levies, and assessments for the current year not yet due and payable and the following items: reservations in favor of the United States of America; right of ways, boundary line agreements, development agreements, water supply agreements, plats, covenants, conditions, restrictions and reservations that are a matters of public record; along with any state of facts that an accurate survey or inspection of the Property would show.

IN WITNESS WHEREOF, The Grantor has caused its name to be affixed effective this 23 day of March, 2023.

GRANTOR:

DESANO FAMILY ESTATE TRUST

By: 

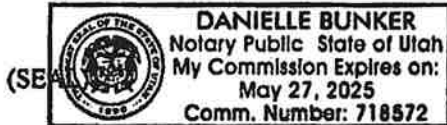
Its: Trustee, Ed DeSano

By: 

Its: Trustee, Marsha DeSano

Utah
STATE OF IDAHO)
Salt Lake)
County of Barrack) : ss.

This record was acknowledged before me on this 22 of March, 2023, by Ed DeSano and Marsha DeSano, as Trustees of DeSano Family Estate Trust.




NOTARY PUBLIC FOR IDAHO Utah)
My Commission Expires: 9/27/2025

EXHIBIT A

Parcel 1:

SW1/4 and the SW1/4NW1/4 of Section 29, Township 7 South, Range 35 East, Boise Meridian, Bannock County, Idaho, except the following 4 tracts:

1. Commencing at the Northeast corner of the SE1/4NE1/4 of Section 30, Township 7 South, Range 35 East, Boise Meridian, Bannock County, Idaho; and running thence South 25 feet along the East line of said SE1/4NE1/4 to the point of beginning; thence South 23° East 537 feet; thence South 43° West 50 feet; thence North 28° West 380 feet, more or less, to a point 200 feet due South of the Point of Beginning on the said East line of said SE1/4NE1/4; thence due West at right angles to said East line of said SE1/4NE1/4 a distance of 737 feet, more or less, to the centerline of State Highway 38, as now located; thence Northerly along the center line of State Highway 38 a distance of 200.5 feet, more or less, to a point 706 feet due West of the point of beginning; thence East a distance of 706 feet to the point of beginning. Excepting therefrom the following described parcel: Commencing at the Northeast corner of the SE1/4NE 1/4 of Section 30, Township 7 South, Range 35 East, Boise Meridian, Bannock County, Idaho, and running thence Southerly along the Easterly line of said SE1/4NE1/4 a distance of 25 feet; thence West at right angles to said last mentioned line four hundred (400) feet to the point of beginning of this survey; thence South at right angles to said last mentioned line a distance of 100 feet; thence West parallel to the Northerly line of said SE1/4NE1/4 a distance of 321.5 feet, more or less, to the center line of State Highway 38 as now located; thence Northerly along the center line of State Highway 38 a distance of 100.25 feet, more or less, to a point 306 feet due West of the point of beginning; thence East parallel to the Northerly line of said SE1/4NE1/4 a distance of 306 feet to the point of beginning of this survey.

2. A parcel of land in Sections 29 and 30, Township 7 South, Range 35 East, Boise Meridian, Bannock County, Idaho, more particularly described as follows: Beginning at the Northeast corner of the SE1/4NE1/4, Section 30, Township 7 South, Range 35 East, Boise Meridian, Bannock County, Idaho; thence South 225 feet along the East line of said SE1/4NE1/4 to the true point of beginning; thence South 28°00' East 380 feet; thence South 42°00' West 50 feet; thence North 39°00' West 218 feet, more or less, to a point which is 200 feet due South of the true point of beginning on the East line of said SE1/4NE1/4; thence parallel to the North line of said SE1/4NE1/4 of said Section, West 794 feet, more or less, to the center line of State Highway 38 as now located; thence along the center line of State Highway 38, Northerly 209.5 feet, more or less, to a point due West of the True Point of Beginning; thence parallel to the Northerly line of said SE1/4NE1/4 of said Section, East 737 feet, more or less, to the true point of beginning.

3. Commencing at the Northeast corner of SE1/4NE1/4 of Section 30, Township 7 South, Range 35 East, Boise Meridian, Bannock County, Idaho, and running thence South 425 feet along the East line of said SE1/4NE1/4 to the true point of beginning of this survey; thence West parallel to the North line of said SE1/4NE1/4 of Section 30 a distance of 794 feet, more or less, to the center line of State Highway 38 as now located; thence Southerly along the center line of said Highway 38 a distance of 209.5 feet, more or less, to a point on a line parallel to and 625 feet South of the North line of said SE1/4NE1/4 of said Section; thence East parallel to the North line of said SE1/4NE1/4 of said Section a distance of 861 feet, more or less, to a point on the East line of said SE1/4NE 1/4 which is 200 feet due South of the true point of beginning; thence continuing on said last mentioned line East a distance of 100 feet; thence North 42° East a distance of 50 feet; thence North 38° West 218 feet, more or less, to the true point of beginning of this survey together with Mink Creek Water Right. Except a strip of land 40 feet wide along the East side of the center line of State Highway #38.

4. A tract of land being in the SW1/NW1/4 of Section 29, Township 7 South, Range 35 East, Boise Meridian, Bannock County, Idaho, more particularly described as follows: Beginning at the Northwest corner of said SW1/4NE1/4 of Section 29; thence running Easterly along the North line of said SW1/4NW 1/4 a distance of 391 feet to the true point of beginning; thence continuing along said North line, 50 feet, thence due South 50 feet; thence due West 50 feet; thence due North 50 feet, more or less, to the true point of beginning.

Parcel 2:

Commencing at the Northwest corner of the SW1/4NW1/4 Section 29, Township 7 South, Range 35 East, Boise Meridian, thence South 25.0 feet to the point of beginning; thence South 23°00' East 537.0 feet; thence East 120.0 feet; thence North 494.3 feet; thence West 329.8 feet to the point of beginning. A tract in the SW1/4NW1/4 Section 29, Township 7 South, Range 35 East, Boise Meridian, Bannock County, Idaho.

Parcel 3:

Section 29, Township 7 South, Range 35 East, Boise Meridian, Bannock County, Idaho:
W1/2SE1/4

Parcel 4:

Section 32, Township 7 South, Range 35 East, Boise Meridian, Bannock County, Idaho:
N1/2NW1/4

Parcel 5: (Access)

Commencing at the Northeast corner of the SE1/4NE1/4 of Section 30, Township 7 South, Range 35 East, Boise Meridian, Bannock County, Idaho, and running thence Southerly along the Easterly line of said SE1/4NE1/4 a distance of 25 feet; thence Westerly parallel to the Northerly line of said SE1/4NE1/4 a distance of 706 feet, more or less, to the center line of State Highway 38 as now located; thence Northerly along the center line of State Highway 38 a distance of 25 feet, more or less, to a point due West of the point of beginning; thence Easterly along the Northerly line of said SE1/4NE1/4 a distance of 706 feet, more or less, to the point of beginning of this survey.

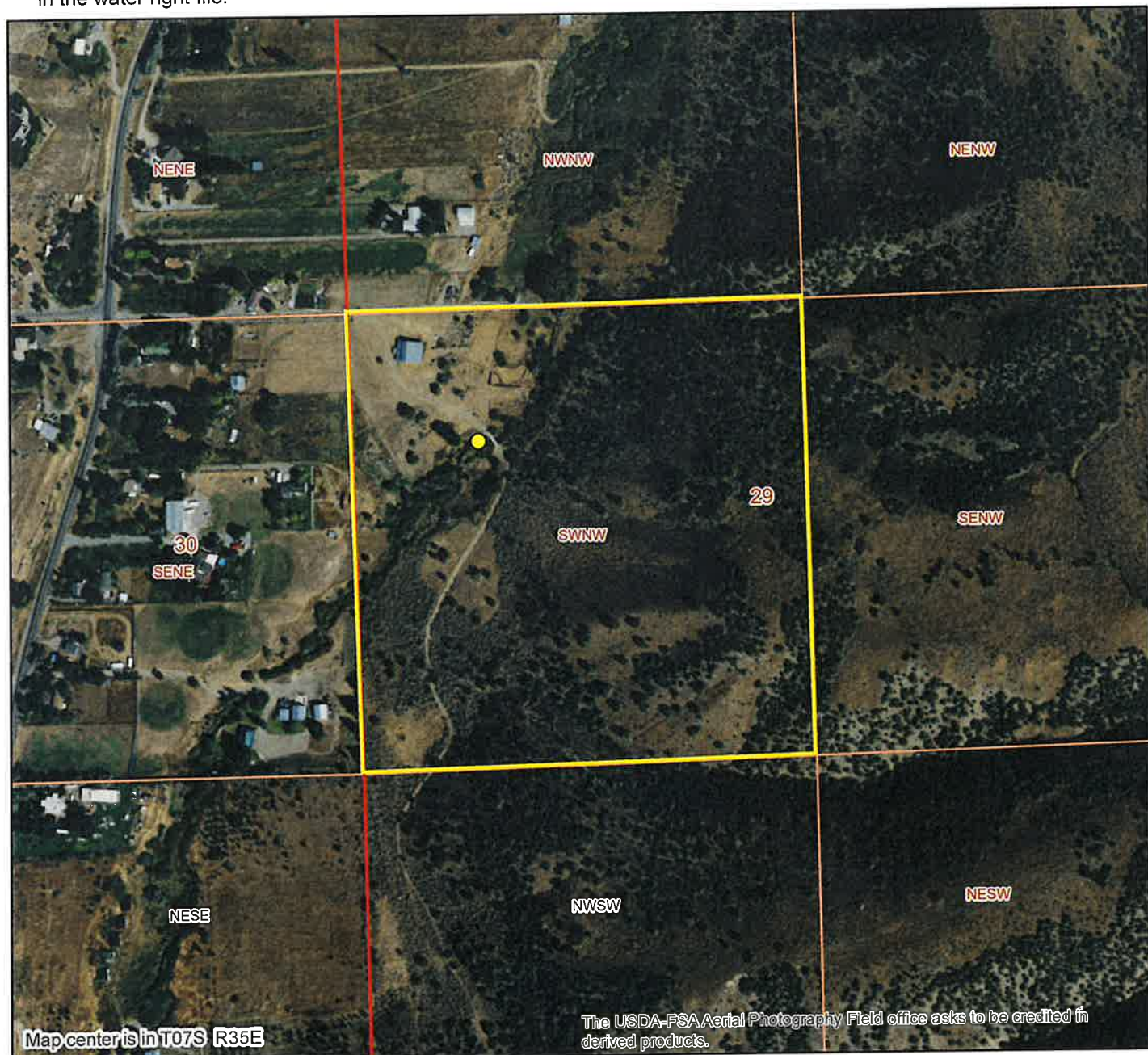
State of Idaho
Department of Water Resources

Water Right

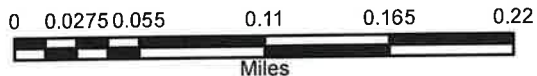
29-10362

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.



Date created: 3/13/2023



Legend

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



Water Right Report : 29-10362(Decreed/Active)

Water Right Owners

Owner Type	Name	Address	City	State	Postal Code
Current Owner	DE SANO, EDWARD	2110 N MINK CREEK RD	POCATELLO	ID	83204
Current Owner	DE SANO, MARSHA	2110 N MINK CREEK RD	POCATELLO	ID	83204

Water Right Status

Priority Date : 12/6/1960
 Basis : Decreed
 Status : Active

Water Source

Source	Source Qualifier	Tributary	Tributary Qualifier
GROUND WATER			

Points Of Diversion (Location)

Source	Township	Range	Section	Govt. Lot	QQ	QQ	Q	County	Diversion Type
GROUND WATER	07S	35E	29	0				SW NW BANNOCK	

Water Uses

Beneficial Use	From	To	Diversion Rate	Volume
STOCKWATER	1/01	12/31	0.03 CFS	
TOTAL			0.03 CFS	

Places of Use

[Download Data](#) [Printed View](#)

Place of Use Legal Description : STOCKWATER (BANNOCK county)

Township	Range	Section	Lot	QQ	QQ	Q	Acres
07S	35E	29				SW NW	

Conditions

Code Conditions

- N13 THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.
- N11 THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
- PARCEL NO. R4013046602 STOCKWATER, 100 RANGE

Dates

Licensed Date :
 Decreed Date : 6/15/1998
 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 : EXC
 Generic Max Rate Per Acre : 0
 Generic Max Volume Per Acre : 0
 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

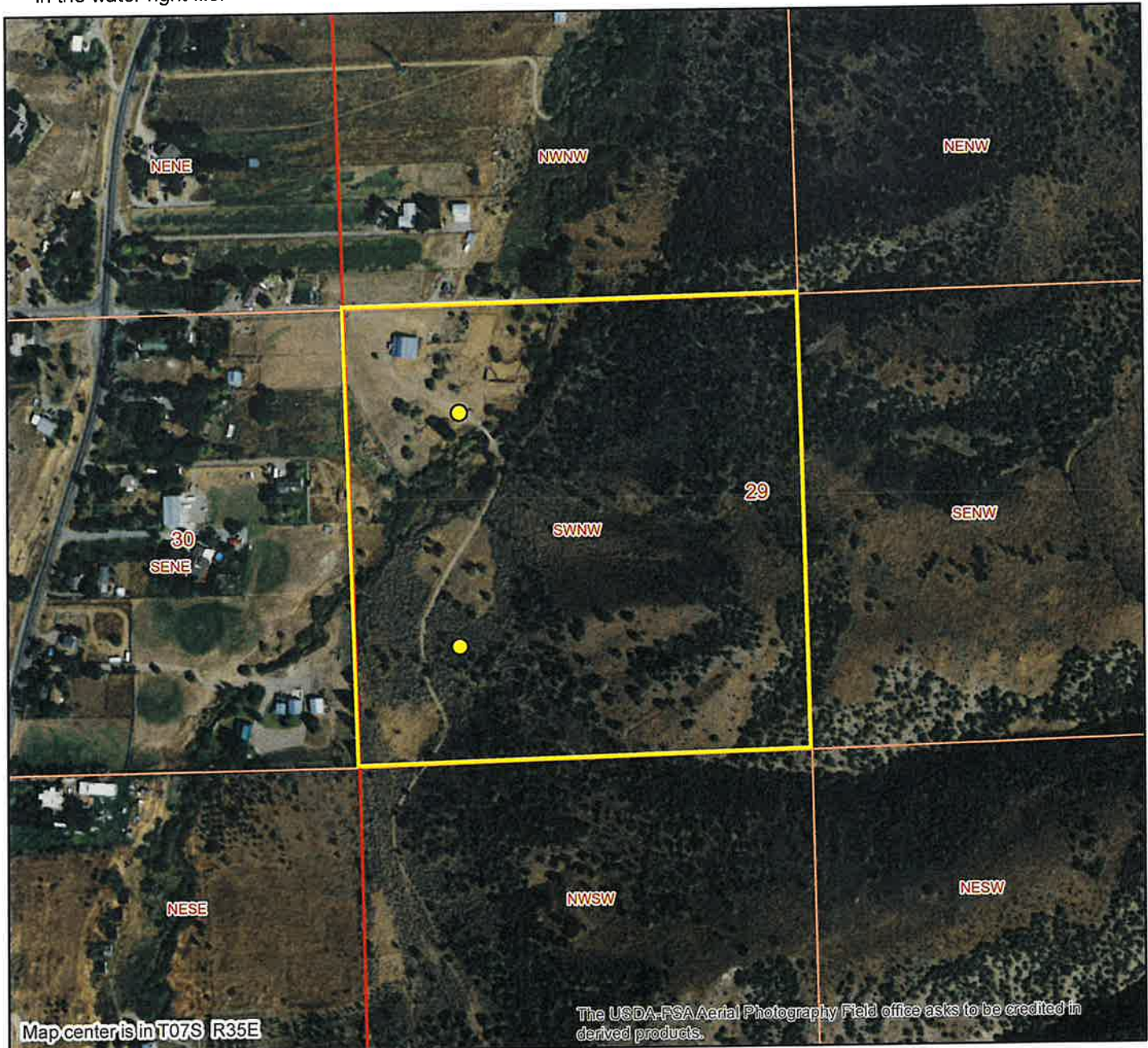
3/13/2023

State of Idaho
Department of Water Resources
Water Right

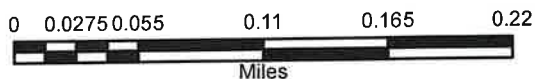
29-10368

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.



Date created: 3/13/2023



Legend

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



Close

Water Right Report : 29-10368(Decreed/Active)

Water Right Owners

Owner Type	Name	Address	City	State	Postal Code
Current Owner	DE SANO, EDWARD	2110 N MINK CREEK RD	POCATELLO	ID	83204
Current Owner	DE SANO, MARSHA	2110 N MINK CREEK RD	POCATELLO	ID	83204

Water Right Status

Priority Date : 8/7/1918
 Basis : Decreed
 Status : Active

Water Source

Source	Source Qualifier	Tributary	Tributary Qualifier
MINK CREEK		PORTNEUF RIVER	

Points Of Diversion (Location)

Source		Township	Range	Section	Govt. Lot	QQQ	QQ	Q	County	Diversion Type
MINK CREEK	Ending of Stream Flow	07S	35E	29	0	NW	SW	NW	BANNOCK	
MINK CREEK	Beginning of Stream Flow	07S	35E	29	0	SW	SW	NW	BANNOCK	

Water Uses

Beneficial Use	From	To	Diversion Rate	Volume
STOCKWATER	1/01	12/31	0.03 CFS	
TOTAL			0.03 CFS	

Places of Use

[Printable View](#)
[Paged View](#)

Place of Use Legal Description : STOCKWATER (BANNOCK county)

Township	Range	Section	Lot	QQQ	QQ	Q	Acres
07S	35E	29				SW NW	

Conditions

Code Conditions

- N13 THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.
- N11 THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
- PARCEL NO. R4013046602 STOCKWATER, 100 CATTLE

Dates

Licensed Date :
 Decreed Date : 6/15/1998
 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 : 29D
 Generic Max Rate Per Acre : 0
 Generic Max Volume Per Acre : 0
 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

3/13/2023



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 Gary Spackman

April 07, 2023

JEFFERY L MATKIN
PO BOX 4885
POCATELLO ID 83205-4885

Re: Change in Ownership for Water Right No(s): 29-10362, 29-10368

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
RACINE OLSON



RECEIVED

APR 06 2023

Department of Water Resources
Eastern Region

April 4, 2023

Idaho Department of Water Resources
900 North Skyline Drive, Suite A
Idaho Falls, Idaho 83402-1718

Re: Notice of Change in Water Right Ownership of Water Right Nos. 29-10362 and 29-10368

To whom it may concern:

Enclosed please find for filing the original and extra copy of a Notice of Change in Water Right Ownership for water right nos. 29-10362 and 29-10368, together with a check in the amount of \$50.00 for the filing fee. Please file the original and conform stamp and return the extra copy to me in the enclosed stamped and returned envelope.

Thank you for your assistance. Should you have any questions, please contact me.

Sincerely,

A handwritten signature in dark ink, appearing to read 'T. J. Budge', with a stylized flourish at the end.

T. J. BUDGE