

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

JAN 25 2023

NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

DEPT OF WATER RESOURCES
SOUTHERN 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?
13-2235	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: William J Powell
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Gary Jones and Brittany Jones
New owner(s) as listed on the conveyance document Name connector ☒ and ☐ or
- 395 E. 200 S. Clifton ID 83228
Mailing address City State Zip
- 801-865-7614 roamingjones@yahoo.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: 09-02-2021
6. Do you own the land identified as the water right place of use? Yes ☒ No ☐
☐ 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: Gary Jones 01/20/23
Signature of new owner/claimant Title, if applicable Date

Gary Jones
Print name

Signature: B Jones 01/20/23
Signature of new owner/claimant Title, if applicable Date

Brittany Jones
Print name

Received by DM Date 1-25-2023 For IDWR Office Use Only: Receipt No. 5039632 Receipt Amt. \$25-

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 _____ Processed by _____ Date _____

Refund Requested
Returned Unprocessed

NTF-114707

Gary Jones

395 E. 200 S

Clifton, ID 83228

288250

Page 1 of 2

Recorded at the request of
Northern Title Company of Idaho
09 02 2021 03:15 PM Fee: \$15.00

CAMILLE LARSEN, RECORDER

By H. Jones Deputy

FRANKLIN COUNTY IDAHO

WARRANTY DEED

H. Ray Johnson and Ruth Ann Johnson, husband and wife

Grantor(s) of Clifton, County of Franklin, State of Idaho, hereby **CONVEY AND WARRANT** to

Gary Jones and Brittany Jones, Husband and Wife as community property with right of survivorship

Grantee(s) of Clifton, County of Franklin, State of Idaho, for the sum of TEN DOLLARS AND OTHER GOOD AND VALUABLE CONSIDERATION, the following described tract of land in Franklin County, State of ID:

*SEE ATTACHED EXHIBIT "A"

Subject to easements, declarations of covenants and restrictions, rights of way of record, and taxes for the current year and thereafter.

Witness, the hand(s) of said Grantor(s), this September 2, 2021.

H. Ray Johnson
H. Ray Johnson

Ruth Ann Johnson
Ruth Ann Johnson

State of ID)
County of Franklin)§

On September 2, 2021, before me, a Notary Public in and for said county and state, personally appeared H. Ray Johnson and Ruth Ann Johnson, known or proved to me to be the person(s) who executed the foregoing instrument, and duly acknowledged to me that he/she/they executed the same.



Melanie Olsen
Notary Public
Resides: Preston, Idaho
Commission expires: 10-4-2022

EXHIBIT "A"

A parcel of land located in the Southwest Quarter of the Southwest Quarter of Section 23, Township 14 South, Range 38 East, Boise Meridian, Franklin County, Idaho, and more particularly described as follows:

Commencing at the Southwest corner of said Section 23, from which the West Quarter corner of Section 23 bears North 00° 02' 29" West;

Thence South 89° 27' 51" East 210.40 feet along the South boundary of said Section 23;

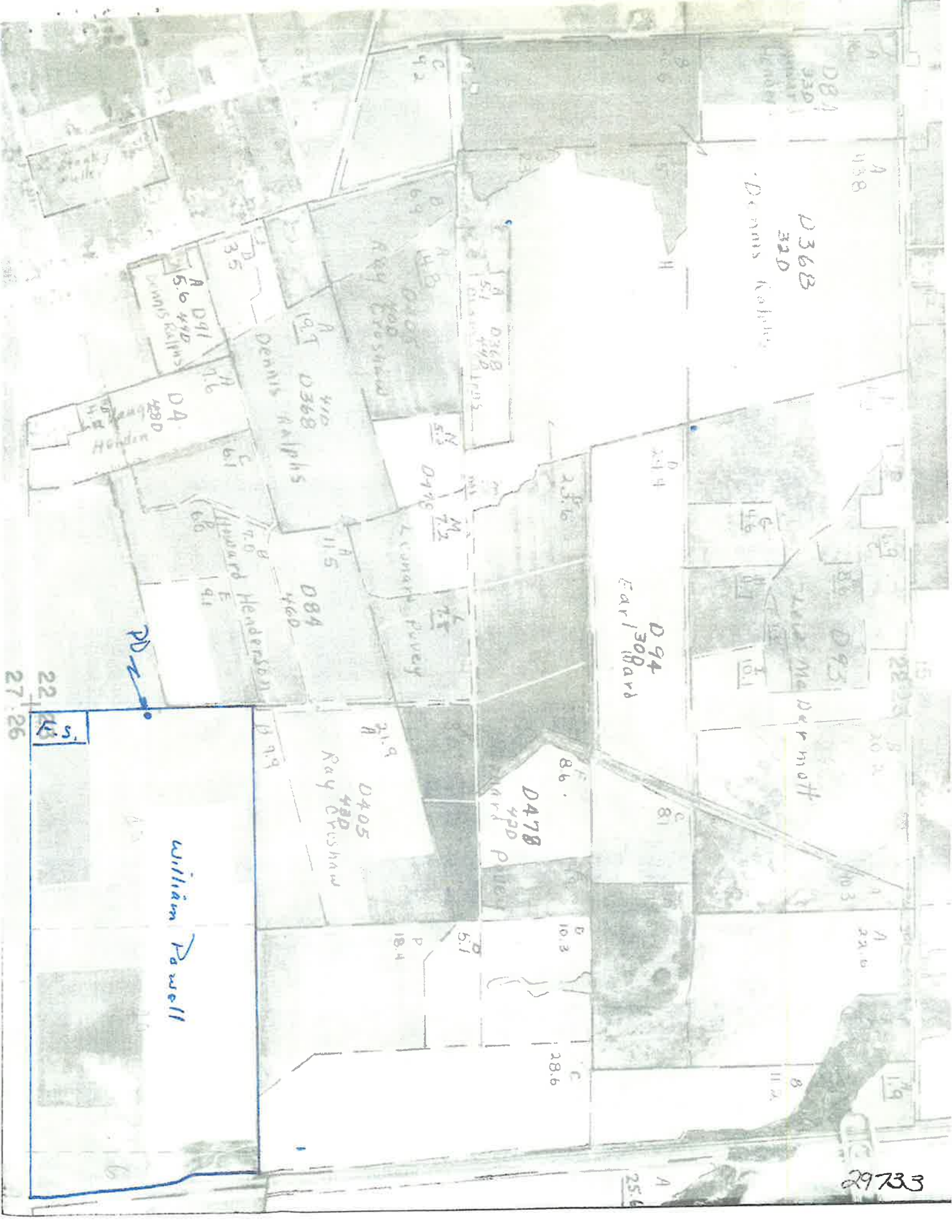
Thence North 00° 11' 38" West 38.98 feet to a 5/8" rebar and cap labeled "A.L.S., PLS 9163" at the North right of way of 2nd South Street, the Point of Beginning.

Thence North 89° 34' 50" West 180.84 feet along said North right of way to a 5/8" rebar and cap at the East right of way of 4th East Street;

Thence North 00° 02' 30" East 755.92 feet along said East right of way to a 5/8" rebar and cap at the Southwest corner of the parcel of land described in instrument number 283504;

Thence North 88° 07' 13" East 177.79 feet along the South boundary of said parcel to a 5/8" rebar and cap at the Southeast corner thereof;

Thence South 00° 11' 38" East 763.08 feet along the West boundary of the parcel of land described in instrument number 279116, and its Southerly extension to the Point of Beginning.



D368
320

Dennis Kohler

D93

Ma Dermott

D94
308
Earl Ward

D478
420
Puey

D405
420
Ray Crushaw

William Powell

D4
420
Hendon

PD

29733

256

22
27.26



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

May 7, 2023

GARY JONES
BRITTANY JONES
395 E 200 S
CLIFTON ID

RE: Change in Ownership
Water Rights: 13-2235

Dear Sir/Madam:

On January 25, 2023, you filed a Notice of Change in Water Right Ownership (ownership change) with the Idaho Department of Water Resources (IDWR), seeking to update the ownership records for the water rights listed above. After an initial review, we determined that you needed to provide additional evidence of ownership and/or additional filing fees. On April 3, 2023, we sent a letter requesting the additional information. The additional information was to be provided within 30 days.

IDWR has never received a response to the request. Without the requested documents, we cannot verify ownership of the water right and cannot complete the ownership change. We are therefore returning your original ownership change and have initiated a refund of your filing fee (\$25.00). The refund from the state of Idaho will arrive at the address listed above within a couple of weeks.

Please feel free to re-file your change in ownership any time in the future. Because your filing fee is being refunded, you will need to determine and provide the proper filing fee at the time you re-file the Assignment.

If you have any questions, feel free to contact me at (208) 525-7161.

Respectfully submitted,

Jonie Barg
Technical Records Specialist

Enclosure(s)

Baily, Jonie

From: Baily, Jonie
Sent: Friday, May 12, 2023 10:04 AM
To: IdwrPayable
Subject: Refund Request
Attachments: Receipt.PDF

Good morning!

I have a refund request as follows:

Receipt number: S039632
Amount: \$25.00
Payable to GARY JONES
BRITTANY JONES
395 E 200 S
CLIFTON ID 83228

Reason: Ownership Change filed for one water right, review determined a split is required. Requested additional filing fee was not received within 30 days the application is being returned unprocessed. Therefor the applicant is entitled to a full refund.

Let me know if you have any questions or need additional information. Have a great day!!!



IDAHO DEPARTMENT OF
WATER RESOURCES

Jonie Baily | Technical Records Specialist

900 N Skyline Drive Ste. A, Idaho Falls, ID 83402

Phone number: (208) 525-7161

Fax number: (208) 525-7177

Email: jonie.barg@idwr.idaho.gov

Website: www.idwr.idaho.gov



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 3, 2023

GARY JONES
BRITTANY JONES
395 E 200 S
CLIFTON ID 83228

RE: Change in Ownership Water Right No. 13-2235

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:

**** **Additional Filing Fee:** According to our review the ownership change received will require a split. According to the deed we received you own approximately 4 acres with a portion of that being irrigatable, the water right listed above is for 85 acres. Please submit the additional filing fee of \$75.00 in order for the department to split the water right. With the bear river basin adjudication getting started you also have the option to file a claim in your name. If you decide to file a claim rather than complete the ownership change, we can return your application and fee. Please submit the additional filing fee or let the department know if you would like this application returned unprocessed.

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