

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

OCT 07 2022

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 #6 of the instructions.

Water Right/Claim No.	Split?	Leased to Water Supply Bank?	Water Right/Claim No.	Split?	Leased to Water Supply Bank?
25-7651 <i>OK</i>	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: Cates, Daphne
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Willis, Matthew *Willis, Matthew*
Name connector ☐ and ☐ or ☐ and/or
New owner(s) as listed on the conveyance document ID 83401
5910 N Leonard Ave Idaho Falls State ZIP
Mailing address City State ZIP
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: 6/7/22
6. If the water right is leased to the Water Supply Bank changing ownership of a water right will reassign to the new owner any Water Supply Bank leases associated with the water right. Payment of revenue generated from any rental of a leased water right requires a completed IRS Form W-9 for payment to be issued to an owner. A new owner for a water right under lease shall supply a W-9. Water rights with multiple owners must specify a designated lessor, using a completed Lessor Designation form. Beginning in the calendar year following an acknowledged change in water right ownership, compensation for any rental will go to the new owner(s).
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 10/4/22
Signature of new owner/claimant

Signature: [Signature] Title, if applicable _____ Date 10/4/22
Signature of new owner/claimant

For IDWR Office Use Only:

Received by CDH Date 10/17/22 Receipt No. E048614 Receipt Amt. \$55.00
Active in the Water Supply Bank? Yes ☐ No ☐ If yes, forward to the State Office for processing
Name on W-9 _____ Approved by [Signature] Processed by [Signature] Date 10/12/2022
Refund Requested \$30.- 10/13/2022

State of Idaho
Department of Water Resources

Water Right

25-7651

IRRIGATION

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.



The U.S. & F.S. aerial photography field office notes to be credited in aerial products.



Date created: 7/8/2022



Legend

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





PioneerTitleCo.
GOING BEYOND

1655 Elk Creek Drive, Suite 100
Idaho Falls, ID 83404

**ELECTRONICALLY RECORDED-DO NOT
REMOVE THE COUNTY STAMPED FIRST
PAGE AS IT IS NOW INCORPORATED AS
PART OF THE ORIGINAL DOCUMENT**

PTC
File No. 808873 /

Instrument # 1725342
Bonneville County, Idaho Falls, Idaho
06/07/2022 02:19:18 PM No. of Pages: 1
Recorded for: PIONEER TITLE CO OF BONNEVILLE CO LLC
Penny Manning Fee: \$15.00
Ex-Officio Recorder Deputy Dwoolf
Index to: DEED, WARRANTY

WARRANTY DEED

For Value Received Mark T Cates and Daphne Ann Cates, husband and wife, as community property with right of survivorship hereinafter referred to as Grantor, does hereby grant, bargain, sell, warrant and convey unto

Matthew McKay Willis and Holly McKenzie Willis, husband and wife hereinafter referred to as Grantee, whose current address is 5910 N Leonard Avenue Idaho Falls, ID 83401

The following described premises, to-wit:

Lot 2, Block 2, River Acres Estates, according to the plat thereof, filed as Instrument No. 487247, records of Bonneville County, Idaho.

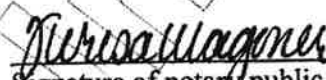
To HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee(s), and Grantees(s) heirs and assigns forever. And the said Grantor(s) does (do) hereby covenant to and with the said Grantee(s), the Grantor(s) is/are the owner(s) in fee simple of said premises; that said premises are free from all encumbrances EXCEPT those to which this conveyance is expressly made subject and those made, suffered or done by the Grantee(s); and subject to U.S. Patent reservations, restrictions, dedications, easements, rights of way and agreements, (if any) of record, and current years taxes, levies, and assessments, includes irrigation and utility assessments, (if any) which are not yet due and payable, and that Grantor(s) will warrant and defend the same from all lawful claims whatsoever.

Dated:


Mark T Cates


Daphne Ann Cates
State of Idaho, County of Bonneville

This record was acknowledged before me on June 6, 2022 by Mark T Cates and Daphne Ann Cates


Signature of notary public
Commission Expires:

Residing at Idaho Falls, ID
Commission Expires 4-7-2027

TERESA WAGONER
COMMISSION NO. 261
NOTARY PUBLIC
STATE OF IDAHO

TERESA WAGONER
COMMISSION NO. 26018
NOTARY PUBLIC
STATE OF IDAHO



WARRANTY DEED

Order No.: 358051AM

FOR VALUE RECEIVED

Carla A. Gray AKA Carla Gray, an unmarried woman
the grantor(s), do(es) hereby grant, bargain, sell and convey unto
Daphne Ann Cates, a married woman as her sole and separate property

whose current address is:

5910 N Leonard Ave, Idaho Falls, ID 83401

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

Lot 2, Block 2, River Acres Estates, according to the official plat thereof, as filed as Instrument No. 487247, records of Bonneville County, Idaho.

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: March 24, 2020

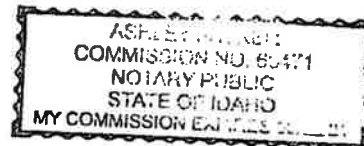
Carla A Gray by [Signature], as her attorney in fact
Carla A Gray by Challis Allen McNally, as her attorney in fact

State of Idaho
County of Bonneville

On this 2nd day of April, 2020, before me, the undersigned, a Notary Public in and for said state, personally appeared Challis Allen McNally, known or identified to me to be the person(s) whose name(s) subscribed to the within instrument as Attorney-in-fact of Carla A Gray AKA Carla Gray, and acknowledged to me that he/she subscribed the name of Carla Gray as principal and his/her own name as Attorney-in-fact.
IN WITNESS WHEREOF I have heretunto set my hand and affixed my official seal the day and year first above written.

[Signature]
Notary Public for the State of Idaho

Residing at: _____
Commission Expires: _____
Residing in Hilgby, Idaho
Commission Expires: 09-22-21



IDAHO DEPARTMENT OF WATER RESOURCES

WATER RIGHT REPORT

7/6/2022

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report

WATER RIGHT NO. 25-7651

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	BRYAN GRAY 5910 N LEONARD AVE IDAHO FALLS, ID 83401 3076703116
Original Owner	BEVA GAY GILBERT 5910 LEONARD AVE IDAHO FALLS, ID 83401 2085242691

Priority Date: 06/29/1989

Basis: License

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>
IRRIGATION	4/01	10/31	0.04 CFS	
DOMESTIC	1/01	12/31	0.02 CFS	
Total Diversion			0.04 CFS	

Location of Point(s) of Diversion:

GROUND WATER|SENE|Sec. 36|Township 03N|Range 37E|BONNEVILLE County

Licensed Diversion Capacity: 0.04

Place(s) of use:

Place of Use Legal Description: IRRIGATION BONNEVILLE County

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
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03N | 37E | 36 | | SENE | 1.5 | | | | | | | | |

Place of Use Legal Description: DOMESTIC BONNEVILLE County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
03N	37E	36		SENE										

Total Acres: 1.5

Conditions of Approval:

1. 041 Irrigation use under this right is authorized only in connection with a domestic use.
2. The right holder shall use the full allotment of appurtenant surface water rights, to the extent they are available, in conjunction with groundwater diverted pursuant to this right. This right to divert groundwater shall not be used if the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use without the approval of the Department. This right when combined with all other rights shall provide no more than .03 cfs per acre nor exceed a combined annual irrigation diversion volume of 6.0 af for the lands above. Domestic use for 1 home is limited to an annual diversion volume of .6 af and does not include lawn, garden, landscape or other types of irrigation. Place of use is located within Lot 2, Block 2, River Acre Estates Subdivision.

Dates:

Licensed Date: 02/28/1995

Decreed Date:

Permit Proof Due Date: 12/1/1990

Permit Proof Made Date: 11/14/1989

Permit Approved Date: 11/7/1989

Permit Moratorium Expiration Date:

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date: 06/29/1989

Protest Deadline Date:

Number of Protests: 0

Other Information:

State or Federal:

Owner Name Connector:

Water District Number: 120

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

Swan Falls Trust or Nontrust: T

Swan Falls Dismissed:

DLE Act Number:

Cary Act Number:

Mitigation Plan: False

Bonneville Jefferson Ground Water District
PO Box 51121
Idaho Falls, ID 83405

[illegible]



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

October 12, 2022

MATTHEW MCKAY WILLIS
HOLLY MCKENZIE WILLIS
5910 N LEONARD AVE
IDAHO FALLS ID 83401-5680

Re: Change in Ownership for Water Right No(s): 25-7651

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.

Please note the filing fee to update ownership for water rights is \$25.00. The department has updated the ownership and has requested a refund for \$30.00 for receipt number E048614. Also, Bonneville Jefferson Ground Water District is a separate entity. The \$55.00 invoice attached to the ownership change is separate from our department. If you still need to pay the invoice, please pay to Bonneville Jefferson Ground Water District to the address on the invoice.

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 Barg
Technical Records Specialist 1

Enclosure(s)

cc: WATER DISTRICT 120
BONNEVILLE JEFFERSON GROUND WATER DISTRICT

From: [Barg, Jonie](#)
To: [IdwrPayable](#)
Subject: Refund Request
Date: Thursday, October 13, 2022 8:26:00 AM
Attachments: [Receipt.PDF](#)

Good morning!

I have a refund request as follows:

Receipt number: E048614
Amount: \$30.00
Payable to MATTHEW WILLIS
5910 N LEONARD AVE
IDAHO FALLS ID 83401

Reason: Ownership Change filed for 1 water right, paid \$55.00 likely thinking they were paying their water district bill. They are entitled to a partial refund. Ownership change fee was \$25.00 need partial refund of \$30.00.

Thank you so much for your time. Let me know if you have any questions.

Have a great day!!!



IDAHO DEPARTMENT OF
WATER RESOURCES

Jonie Barg | 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