

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED DE

OCT 18 2023

WATER RESOURCES
WESTERN 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?
63-23184	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: a larry branen c meara branen elizabeth m rosenkrantz

Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): Elizabeth M Rosencrantz

New owner(s) as listed on the conveyance document

Name connector ☐ and ☐ or

2823 Colorado Ave

Caldwell

id

83605

Mailing address

City

State

Zip

208-459-9269

bettyrosencrantz@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: 9-20-2021
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: Elizabeth M. Rosencrantz

Signature of new owner/claimant

Elizabeth M. Rosencrantz

Print name

Title, if applicable

Date

October 16, 2023

Signature: _____

Signature of new owner/claimant

Title, if applicable

Date

Print name

For IDWR Office Use Only:

Received by DM Date 10-18-23

Receipt No. W051604

Receipt Amt. \$25.00

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 DM

Processed by DM

Date 10-23-23

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

2021-065614

RECORDED

09/20/2021 03:38 PM

CHRIS YAMAMOTO

CANYON COUNTY RECORDER

Pgs=3 HCRETAL

\$15.00

TYPE: DEED

PIONEER TITLE CANYON - CALDWELL

ELECTRONICALLY RECORDED

784972 KRC

GRANT DEED

For value received, the BRANEN FAMILY LIVING TRUST, executed on May 18, 2021 ("Grantor"), hereby conveys, grants, bargains, and sells to ELIZABETH M. ROSENCRANTZ, an unmarried person ("Grantee"), whose mailing address is 2823 Colorado Avenue, Caldwell, Idaho 83605, and her successors and assigns forever, all right, title and interest in the following described real property situated in Canyon County, State of Idaho which Grantor now has or may hereafter acquire:

SEE EXHIBIT "A" ATTACHED.

SUBJECT TO taxes and assessments for the year 2021 and all subsequent years, any and all existing easements, rights-of-way, reservations, restrictions and encumbrances of record, to any existing tenancies, to all zoning laws and ordinances, and to any state of facts an accurate survey or inspection of the premises would show.

EH

This conveyance shall include any and all estate, right, title, interest, appurtenances, tenements, hereditaments, reversions, remainders, easements, rents, issues, profits, rights-of-way and water rights in anywise appertaining to the real property herein described.

IN WITNESS WHEREOF, the Grantor has executed this instrument on this 17 day of Sept, 2021.

GRANTOR:

Branen Family Living Trust,
dated May 18, 2021

By: Alfred Larry Branen
Alfred Larry Branen, Trustee

By: Laurel Jean Branen
Laurel Jean Branen, Trustee

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784972 WRE

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GRANTOR:

**Branen Family Living Trust,
dated May 18, 2021**

By: Alfred Larry Branen
Alfred Larry Branen, Trustee

By: Laurel Jean Branen
Laurel Jean Branen, Trustee

STATE OF AZ)
County of Maricopa ss.

The foregoing instrument was acknowledged before me on this 17 day of Sept, 2021, by Alfred Larry Branen and Laurel Jean Branen, in their capacity as the Co-Trustees of the BRANEN FAMILY LIVING TRUST dated May 18, 2021.

Sheri Trimmer
NOTARY PUBLIC FOR IDAHO
My Commission Expires 3-30-23

(SEAL)



EXHIBIT "A"

1. Parcel 1:

Lot 2 of Section 30, Township 4 North, Range 4 West of the Boise Meridian EXCEPTING THEREFROM the following described real estate:

BEGINNING at the Southeast corner of Lot 2, otherwise known as the Southwest Quarter of the Northwest Quarter of Section 30, Township 4 North, Range 4 West of the Boise Meridian; thence

9 rods West; thence in a North and West direction to a point on the North boundary line of said Lot 2, 42 rods West of the Northeast corner of said Lot 2; thence East 42 rods to the Northeast corner of said Lot 2; thence South along the East boundary of said Lot 2, to the Southeast corner of said Lot 2, being the PLACE OF BEGINNING.

2. Parcel 2:

The Southeast Quarter of the Northeast Quarter of Section 25, Township 4 North, Range 5 West of the Boise Meridian.

RECEIVED
Oct 18, 2023
DEPARTMENT OF
WATER RESOURCES

**Certification of Trust for the
Branen Family Living Trust
dated May 18, 2021**

EIFert Law Firm, PLLC
EIFERT LAW FIRM, PLLC
ESTATE PLANNING AND BUSINESS LAW
409 S. JACKSON ST
MOSCOW, IDAHO 83843

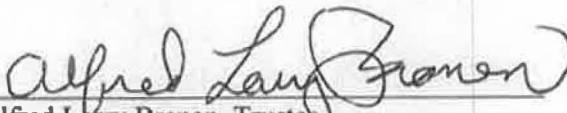
Certification of Trust for the Branen Family Living Trust dated May 18, 2021

Pursuant to Idaho Code Ann. § 68-114, this Certification of Trust is signed by all the currently acting Trustees of the Branen Family Living Trust dated May 18, 2021, who declare:

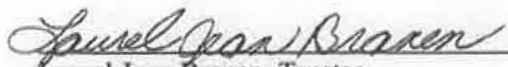
1. The Grantors are Alfred Larry Branen and Laurel Jean Branen. The trust is revocable by the Grantors, acting jointly and not separately.
2. The Trustees of the trust are Alfred Larry Branen and Laurel Jean Branen. The signatures of both Trustees are required to conduct business on behalf of the trust unless one Trustee explicitly grants signature authority to the other in writing.
3. The Trustee Succession provisions are set forth in Article Three of the trust.
4. The tax identification number of the trust is the Social Security number of either Alfred Larry Branen or Laurel Jean Branen.
5. Title to assets held in the trust will be titled as:

Alfred Larry Branen and Laurel Jean Branen, Trustees of the Branen Family Living Trust dated May 18, 2021, and any amendments thereto.
6. An alternative description will be effective to title assets in the name of the trust or to designate the trust as a beneficiary if the description includes the name of at least one initial or successor Trustee, any reference indicating that property is being held in a fiduciary capacity, and the date of the trust.
7. Excerpts from the trust document that establish the trust, designate the Trustee, and set forth the powers of the Trustee will be provided upon request. The powers of the Trustees include the power to acquire, sell, assign, convey, pledge, encumber, lease, borrow, manage, and deal with real and personal property interests.
8. The terms of the trust provide that a third party may rely upon this Certification of Trust as evidence of the existence of the trust and is specifically relieved of any obligation to inquire into the terms of this trust or the authority of my Trustee, or to see to the application that my Trustee makes of funds or other property received by my Trustee.
9. The trust has not been revoked, modified, or amended in any way that would cause the representations in this Certification of Trust to be incorrect.

May 18, 2021


Alfred Larry Branen, Trustee

May 18, 2021


Laurel Jean Branen, Trustee

STATE OF IDAHO

)
) ss.
)

COUNTY OF LATAH

On this day, May 18, 2021, before me Ellis Eifert, a notary public, personally appeared Alfred Larry Branen and Laurel Jean Branen, as Trustee, personally known to me (or proved to me on the basis of satisfactory evidence) to be the persons whose names are subscribed to the within Certification of Trust, and acknowledged that [he/she] executed the same.




Ellis Eifert, Notary Public
314 E 7th Street
Moscow, Idaho 83843
My commission expires: 07/13/26

[RunMacro:WCStyles2]

Trustee Affidavit

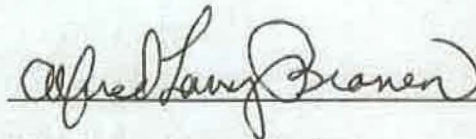
Alfred Larry Branen and Laurel Jean Branen being first duly sworn upon oath, depose and say:

1. Affiants are the Trustees of the Revocable Living Trust named below and as such have the authority to execute this Trustee Affidavit.
2. This Trustee Affidavit relates to the Branen Family Living Trust, dated May 18, 2021.
3. The names of the currently serving Trustees of the above-described trust are:

Alfred Larry Branen

Laurel Jean Branen
4. Selected provisions of the trust, including the pages naming the initial Trustees, creating the trust, stating the relevant trustee powers, stating the revocability of the trust, designating successor Trustees, as well as a copy of the signature pages, may be attached to this Trustee Affidavit or are available upon request.
5. Under the terms of the trust, any person may rely upon this Trustee Affidavit as evidence of the existence of the trust and is relieved of any obligation to verify that any transaction entered into by a Trustee or successor Trustee is consistent with the terms and conditions of the trust.
6. The other provisions of the trust are of a personal nature and set forth the distribution of trust property. They do not modify the powers of the Trustee.
7. The trust has not been revoked.

Dated: May 18, 2021



Alfred Larry Branen, Trustee

Laurel Jean Branen
Laurel Jean Branen, Trustee

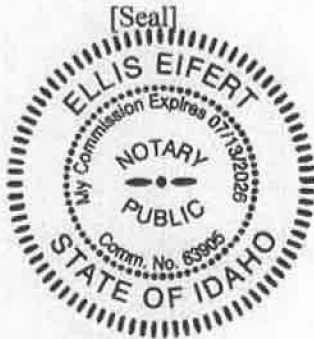
STATE OF IDAHO

)
) ss.

COUNTY OF LATAH

)

Subscribed and sworn to (or affirmed) before me this day, May 18, 2021 by
Alfred Larry Branen and Laurel Jean Branen, as Trustee.



[RunMacro:WCStyles2]

Ellis Eifert
Ellis Eifert, Notary Public
314 E 7th Street
Moscow, Idaho 83843
My commission expires: 07/13/26

Trustee Affidavit for the Branen Family Living Trust

Page 2

EIFERT LAW FIRM, PLLC, 409 S. JACKSON ST, MOSCOW, IDAHO 83843 | (208) 405-0486

State File No. 2013-04473

Water Right 63-23184
23960 Middle Rd
Wilder, ID 83676





IDAHO DEPARTMENT OF
WATER RESOURCES

Western Region • 2735 W Airport Way • Boise, ID 83705-5082

Phone: 208-334-2190 • Fax: 208-334-2348 • Email: westerninfo@idwr.idaho.gov • Web: idwr.idaho.gov

Governor Brad Little

Director Mathew Weaver

October 23, 2023

ELIZABETH M ROSENCRANTZ
2823 COLORADO AVE
CALDWELL ID 83605-5856

Re: Change in Ownership for Water Right No(s): **63-23184**

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)605-4620.

Sincerely,

Debra Mansfield
Office Specialist II

Enclosure(s)

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

10/23/2023

Water Right 63-23184

Owner Type **Name and Address**
Current Owner ELIZABETH M ROSENCRANTZ
2823 COLORADO AVE
CALDWELL, ID 83605-5856
(208) 459-9269

Original Owner C MEARA BRANEN
23960 MIDDLE RD
WILDER, ID 83676
(208) 482-7290

Original Owner A LARRY BRANEN
23960 MIDDLE RD
WILDER, ID 83676
(208) 482-7290

Priority Date: 3/15/1915

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	1/01	12/31	0.020 CFS	
DOMESTIC	1/01	12/31	0.040 CFS	
	<u>Total Diversion</u>		0.060 CFS	

Source and Point(s) of Diversion:

GROUND WATER SWSWNW Sec. 30, Twp 04N, Rge 04W, CANYON County

Place Of Use:

DOMESTIC within CANYON 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	
04N	04W	30							X										

STOCKWATER within CANYON 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	
04N	04W	30							X										

Conditions of Approval:

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

10/23/2023

- | | | |
|----|-----|---|
| 1. | 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. |
| 2. | N13 | THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY. |
| 3. | N11 | THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE. |
| 4. | | PARCEL NO. 1R36510-000--0 STOCKWATER, 50 RANGE CATTLE |

Dates and Other Information:

Decreed Date: 4/7/2000
Civil Case Number: 39576
Judicial District: FIFTH
State or Federal: S
Owner Name Connector: OR
Water District Number: TBD
Mitigation Plan: False

Combined Use Limits:

N/A

SubCase:

N/A

Water Supply Bank:

N/A

MEMORANDUM

TO: Water Right Files: 63-23184
FROM: Debra Mansfield
DATE: 10-18-2023
RE: Change in Water Right Ownership

The Department received a Notice of Change in Water Right Ownership for WR No. 63-23184 for customer Elizabeth M Rosencrantz on 10-18-2023. After reviewing the evidence of water right ownership that was submitted with the notice, I found that the packet is deficient.

The current ownership on record for this water right is under LARRY A BRANEN, MEARA C BRANEN & ELIZABETH M ROSENCRANTZ. The documentation included with the notice is a Grant Deed that conveys property from BRANEN FAMILY LIVING TRUST to Elizabeth M Rosencrantz.

I spoke with Elizabeth M Rosencrantz on the phone on 10/18/2023. Elizabeth explained to me that Meara C Branen is deceased and she has purchased the property from Larry A Branen, as the Branen Family Living Trust.

I explained that the Department will require a copy of Meara's death certificate and the legal documentation showing Larry's property being placed into the Branen Family Living Trust to complete her Notice.

Elizabeth understands the documents needed and will be mailing them in as soon as she can obtain them.

Mansfield, Debra

From: Larry Branen <lbranen@cox.net>
Sent: Wednesday, October 18, 2023 4:02 PM
To: IDWR File
Subject: Branen Family Living Trust
Attachments: Branen Trust Affidavit.pdf; Certification of Branen Family Trust.pdf

CAUTION: This email originated outside the State of Idaho network. Verify links and attachments BEFORE you click or open, even if you recognize and/or trust the sender. Contact your agency service desk with any concerns.

Re: Water Rights #: 63-23184

At the request of Deborah in your office, I am providing information showing the transfer my property rights to the Branen Family Living Trust. The property was transferred via a quit claim deed to Branen Family Living Trust once the trust was finalized. The property was then sold to my sister Elizabeth Rosencrantz and all rights transferred. I have attached copies of the Certification of Trust and the Trust affidavit. These should be adequate for your purposes per my lawyer. I have not included the complete trust due to its size. Let me know if this serves your purposes.

Larry Branen

Sent from my iPad