

RECEIVED ✓

NOV 27 2023

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

DEPT OF WATER RESOURCES
SOUTHERN 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 #6 of the instructions.

Water Right/Claim No.	Split?	Leased to Water Supply Bank?	Water Right/Claim No.	Split?	Leased to Water Supply Bank?
36-36	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: Patsy Banning
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Christel and Kendall Orton
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or
- (10166 W. Cayuse Ln. Boise ID 83714
Mailing address City State ZIP
(208) 631-9668 kendall@treecitywoodworking.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: November 20, 2023
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: Christel Orton 11/22/23
Signature of new owner/claimant Title, if applicable Date
Signature: Kendall Orton 11-22-23
Signature of new owner/claimant Title, if applicable Date

For IDWR Office Use Only:
Received by SG Date 11/27/2023 Receipt No. 5039999 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 _____ Processed by H Date 12-12-2023

Case No. 78383 1117094-J CM

TitleFact, Inc.
163 Fourth Avenue North
P.O. Box 486
Twin Falls, Idaho 83303

**** SPACE ABOVE FOR RECORDER ****

Instrument # 282463
GOODING COUNTY, GOODING, IDAHO
11-22-2023 15:07:47 No. of Pages: 2
Recorded for: TITLEFACT, INC.
DENISE GILL Fee: \$15.00
Ex-Officio Recorder Deputy: JG
Electronically Recorded by Simplifile

WARRANTY DEED

FOR VALUE RECEIVED PATSY BANNING, an unmarried person, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto CHRISTEL ORTON and KENDALL ORTON, wife and husband, hereinafter called Grantee, whose address is:

10116 W. Cayuse Ln. Boise, Id, 83714
the following described premises in Gooding County, Idaho; to-wit:

See Attached Exhibit "A"

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee and the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that they are free from all encumbrances except as described above; and that Grantor will warrant and defend the same from all lawful claims whatsoever.

Dated: November 20, 2023


PATSY BANNING

* * * * *

STATE OF IDAHO
County of Twin Falls

On this 20 day of November, 2023, before me, a Notary Public in and for said State, personally appeared PATSY BANNING, known or identified to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that she executed the same.

IN WITNESS HEREOF I have hereunto set my hand and official seal the day and year first above written.


Notary Public for Idaho
Residing at Twin Falls
Commission expires 11-23-2026

3-3-2029



Exhibit "A"

PARCEL 1

Part of the SE¼NW¼ of Section 11 in Township 7 South, Range 13 East of the Boise Meridian, Gooding County, State of Idaho.

Commencing at the Center ¼ Corner of Section 11 in T.7 S., R.13 E., B.M. said corner marked by a concrete marker with brass cap which shall be the Point of Beginning;

THENCE North 89 degrees 25 minutes 12 seconds West along the south line of the NW¼ for a distance of 659.02 feet to a ¾" rebar;

THENCE North 36 degrees 01 minutes 44 seconds East for a distance of 447.48 feet to a ½" rebar;

THENCE North 36 degrees 01 minutes 44 seconds East for a distance of 31.56 feet to the centerline of the southerly branch of Billingsley Creek;

THENCE North 74 degrees 29 minutes 33 seconds East along said centerline for a distance of 65.87 feet;

THENCE North 37 degrees 53 minutes 51 seconds East along said centerline for a distance of 245.90 feet;

THENCE North 32 degrees 45 minutes 09 seconds East along said centerline for a distance of 162.67 feet;

THENCE North 16 degrees 05 minutes 56 seconds East along said centerline for a distance of 181.87 feet;

THENCE North 24 degrees 57 minutes 42 seconds East along said centerline for a distance of 68.26 feet to the east line of the NW¼;

THENCE South 00 degrees 15 minutes 57 seconds West along said ¼ section line for a distance of 233.67 feet to a ½" rebar;

THENCE South 00 degrees 15 minutes 57 seconds West along said ¼ section line for a distance of 745.50 feet to the Point of Beginning.

PARCEL 1A

Access and Utility Easement for the benefit of Parcel 1, more particularly described as follows:

Part of the SE¼NW¼ of Section 11 in Township 7 South, Range 13 East of the Boise Meridian, Gooding County, State of Idaho.

Commencing at the Center ¼ Corner of Section 11 in T.7 S., R.13 E., B.M. said corner marked by a concrete marker with brass cap; Thence North 89 degrees 25 minutes 12 seconds West along the south line of the NW¼ for a distance of 659.02 feet to a ¾" rebar which shall be the Point of Beginning;

THENCE North 89 degrees 28 minutes 16 seconds West along said ¼ section line for a distance of 20.00 feet;

THENCE North 00 degrees 19 minutes 59 seconds East for a distance of 30.00 feet;

THENCE South 89 degrees 28 minutes 16 seconds East for a distance of 41.50 feet;

THENCE South 36 degrees 01 minutes 44 seconds West for a distance of 36.85 feet to the Point of Beginning.



IDAHO DEPARTMENT OF
WATER RESOURCES

Southern Region • 650 Addison Ave W, Suite 500 • Twin Falls, ID 83301-5858

Phone: 208-736-3033 • Fax: 208-736-3037 • Email: southerninfo@idwr.idaho.gov • Web: idwr.idaho.gov

Governor Brad Little

Director Mathew Weaver

December 12, 2023

KENDALL ORTON
10166 W CAYUSE LN
BOISE ID 83714-9717

CHRISTEL ORTON
10166 W CAYUSE LN
BOISE ID 83714-9717

Re: Change in Ownership for Water Right No: 36-36

Dear Water Right Holder:

The Department of Water Resources (Department) acknowledges the receipt of correspondence changing ownership of the above referenced water right 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) 736-3033.

Sincerely,

Bill Mills
Water Resource Agent, Senior

Enclosure

C: TITLEFACT; WATER DISTRICT 36A