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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
DEPARTMENT OF
WATER RESOURCES

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?
78-10267	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: Thomas L. Kellie and Karen J. Kellie
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Paiden John McDaniel and Nora Joy McDaniel
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or
3960 Campbell Rd New Meadows ID 83654
Mailing address City State Zip
208-921-4152 nkellie13@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: 12/22/23
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: [Signature] Title, if applicable _____ Date 12/22/23
Signature of new owner/claimant
Paiden John McDaniel
Print name

Signature: [Signature] Title, if applicable _____ Date 12/22/23
Signature of new owner/claimant
Nora Joy McDaniel
Print name

Received by LC Date 12-29-23 For IDWR Office Use Only: Receipt No. W051704 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 _____ Date _____

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FOR VALUE RECEIVED, THOMAS L. KELLIE and KAREN J. KELLIE, husband and wife, Grantors, do hereby grant, bargain, sell, and convey unto PAIDEN JOHN MCDANIEL and NORA JOY MCDANIEL, whose current address is 3960 Campbell Road, New Meadows, Idaho 83654, as Grantee, the following described real property situated in Adams County, Idaho, to-wit:

Subject to current year's real property taxes, and easements, liens or encumbrances of record, in use, or visible on the property.

To have and to hold the said premises, together with improvements and appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantors do hereby covenant to and with said Grantees, that they are the owner in fee simple of said premises; that the said premises are free from all encumbrances except as noted above; and, that they will warrant and defend the same from all lawful claims whatsoever.

COPY

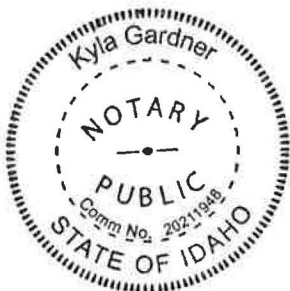
Thomas L. Kellie
THOMAS L. KELLIE

Karen J. Kellie

STATE OF IDAHO,)
) ss.
County of Adams)

On this 21 day of ~~December~~ 2023, before me, Kyla Gardner, a Notary Public in and for said State, personally appeared THOMAS L. KELLIE and KAREN J. KELLIE, known or identified to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal, the day and year in this certificate first above written.



NOTARY PUBLIC FOR IDAHO
My Commission Expires: 4/30/27

COPY

EXHIBIT A

LEGAL DESCRIPTION

11.32 Acres

A parcel of land being Parcel A as shown on that particular record of Survey recorded as Instrument No. 140749, records of Adams County, located in a portion of the SW1/4 of the NE1/4 of Section 6, T.19N., R.2E., B.M., Adams County, Idaho, being more particularly described as follows:

- a) **COMMENCING** at a found 5/8 inch rebar marking the north 1/4 corner of said Section 6, CP&F Inst. No. 90435, corner records of said Adams County;
- b) Thence a bearing of S00°19'55" W, a distance of 1315.00 feet, on the west boundary of the NE1/4, said Section 6 to a found 5/8 inch rebar marking the northwest corner of said SW1/4 of the NE1/4;
- c) Thence a bearing of S 00°19'55" W, a distance of 110.00 feet, on the west boundary of said SW1/4 of the NE1/4 to a set 5/8 inch rebar being the **TRUE POINT OF BEGINNING**.
- 1) Thence on said west boundary a bearing of S 00°19'55" W, a distance of 220.00 feet, to a found 5/8 inch rebar;
- 2) Thence leaving said west boundary a bearing of N 89°59'56" E, a distance of 330.00 feet, to a point;
- 3) Thence a bearing of S 00°19'55" W, a distance of 304.61 feet, to a found 5/8 inch rebar;
- 4) Thence a bearing of N 89°58'56" E, a distance of 989.95 feet, to a point on the east boundary of said SW1/4 of the NE1/4;
- 5) Thence a bearing of N 00°18'59" E, a distance of 426.91 feet, on said east boundary to a set 5/8 inch rebar;
- 6) Thence leaving said east boundary a bearing of N 89°41'01" W, a distance of 762.10 feet, to a set 5/8 inch rebar;
- 7) Thence a bearing of N 80°30'25" W, a distance of 564.92 feet, to the **POINT OF BEGINNING**.



IDAHO DEPARTMENT OF
WATER RESOURCES

322 E Front Street, Suite 648, Boise ID 83702 • PO Box 83720, Boise ID 83720-0098
Phone: 208-287-4800 • Fax: 208-287-6700 • Email: idwrinfo@idwr.idaho.gov • Website: idwr.idaho.gov

Governor Brad Little

Director Mathew Weaver

February 16, 2024

PAIDEN JOHN MCDANIEL
NORA JOY MCDANIEL
3960 CAMPBELL RD
NEW MEADOWS ID 83654-5031

RE: Change in Ownership Water Right No(s): 78-10267

Dear Interested Parties:

The Idaho Department of Water Resources (Department) received a Notice of Change in Water Right Ownership (Notice) from you on December 29, 2023 for the above referenced water right. The Notice could not be processed because we did not receive the necessary split processing fee of \$75.

On January 11, 2024 the Department requested the required additional fees from you. As of the date of this letter, the Department has not received the required additional fees.

The Department is returning your Notice of Change in Water Right Ownership and the attachments. A refund of \$25 has been requested and will be mailed to TIMBERLINE TITLE & ESCROW, INC under separate cover from the Idaho State Controller's Office. You may re-submit your request with a new form, the appropriate supporting documents and fees.

If you have any questions regarding this matter, please contact me at (208)287-4921.

Sincerely,

Debra Mansfield
Technical Records Specialist 1

Enclosure(s)

Mansfield, Debra

From: Mansfield, Debra
Sent: Friday, February 16, 2024 9:59 AM
To: IdwrPayable
Subject: REFUND: Timberline Title & Escrow Inc

TO: Sascha Marston, Susan Steed

FROM: Debra Mansfield

DATE: February 16, 2024

RE: Refund: Ownership Change

Paiden John McDaniel & Nora Joy McDaniel submitted a change in ownership for water right 78-10267 on 12/29/2023 but did not provide the necessary split fee to complete the change.

Please issue a refund of \$25.00 to:

TIMBERLINE TITLE & ESCROW INC
104 INDUSTRIAL AVE
COUNCIL ID 83612

RECEIPT #

W051704

Debra Mansfield | Technical Records Specialist 1
IDWR – State Office
322 E Front St, Boise ID 83702-7371
(208) 287-4921 | Debra.Mansfield@idwr.idaho.gov



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WATER RESOURCES

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Phone: 208-287-4800 • Fax: 208-287-6700 • Email: idwrinfo@idwr.idaho.gov • Website: idwr.idaho.gov

Governor Brad Little

Director Mathew Weaver

January 11, 2024

PAIDEN JOHN MCDANIEL
NORA JOY MCDANIEL
3960 CAMPBELL RD
NEW MEADOWS ID 83654-5031

RE: Change in Ownership for Water Right No(s): **78-10267**

Dear Interested Parties:

The Department of Water Resources (Department) acknowledges receipt of your Notice of Change in Water Right Ownership (Notice).

Our review of your Notice indicates that additional information is required before the Department can process the change. The information required is indicated below:

- \$75 Filing Fee for changes resulting from division of a water right **OR**
- Consider filing a new Application for Permit

During our review of your Notice and supporting documentation, we found that water right 78-10267 will need to be split in order to update the ownership. The Place of Use for water right 78-10267 extends outside of the property conveyed in the Warranty Deed (Instrument # 142143), provided to the Department.

Effective July 1, 2000, the legislature enacted House Bill No. 545 requiring a filing fee for a change in water right ownership. The fee is \$25 per water right, except for ownership changes resulting in the division of a water right, which is \$100 per water right. All ownership change notices received after June 30, 2000 must include the appropriate filing fees in order to be processed. We have determined that the filing fee for your notice will be \$75.

Please Note: during the review of splitting water right 78-10267, it was determined that only 0.005 CFS of the irrigation and stockwater is appurtenant to your property. You could, however, file an Application for Permit to include irrigation and stockwater uses. Would you like to consider withdrawing the Notice and file an Application for Permit? If not, please send the \$75 filing fee and we will process the split for you.

Please let the Department know how you would like to proceed within 30 days. If the Department does not receive the necessary \$75 fee or hear from you within 30 days, the Department will return your Notice and all attachments and request a full refund. You can respond to this by mailing the response to the address above or emailing to file@idwr.idaho.gov.

If you have any questions regarding this matter, please contact me at (208)287-4921.

Sincerely,



Debra Mansfield
Technical Records Specialist 1

Enclosure(s)