

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

APR 02 2024

DEPARTMENT OF
WATER RESOURCES

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?
✓ 63-31904	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: Mary B Pickel and William H Pickel

Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): Monte Keleher & Elizabeth Keleher

New owner(s) as listed on the conveyance document

Name connector ☒ and ☐ or

11898 Rio Lobo Road

Mailing address

208-908-8633

Telephone

Caldwell

City

ldkeleher@gmail.com

Email

ID

State

83607

Zip

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: 8/2/2021

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: Monte Flannery Keleher 03/27/24

Signature of new owner/claimant

Title, if applicable

Date

Monte Keleher

- Signature: Elizabeth Keleher 03/26/24

Signature of new owner/claimant

Title, if applicable

Date

Elizabeth Keleher

Print name

For IDWR Office Use Only:

Received by KM Date 4-2-24 Receipt No. C118094 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 AM Date 4-4-24

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
**INSTRUCTIONS FOR FILING A
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP**

This form has been prepared to assist all claimants and owners of water rights to comply with the requirements of Idaho Code §§ 42-248 and 42-1409(6). All persons owning or claiming ownership of a water right or claim are required to provide notice to the Department of Water Resources (IDWR) of any change in ownership of any part of the water right or claim or of any change in the owner's mailing address within 120 days of the change. Forms to report ownership changes and/or to update an address are available on IDWR's website at www.idwr.idaho.gov/forms/water-rights.html. In addition, all new owners of water rights within a pending general adjudication area must inquire whether a notice of claim has been filed and, if not, shall file a notice of claim if necessary.

A notice is required for changes in ownership from one individual to another, from an individual to a business entity (even if the business is owned by the individual), or from one business entity to another (even if both businesses are owned by the same individual). Adding or removing a name is considered an ownership change which requires the submission of evidence to support the change and the filing fee.

Separate brochures describing the adjudication of water rights and the ownership change notice requirement are available from IDWR. Please contact your nearest IDWR office if you would like more information or need help completing this form. A list of IDWR offices is on page 2 of these instructions, or you can call 1-800-451-4129. Water right information can be found on the IDWR's website using the [Water Right and Adjudication Search](#).

Please note:

- Unlike licensed or decreed water rights and water right permits, which are real property, applications for new water right permits, applications to transfer existing water rights, and other applications are considered the personal property of the applicants. Applicants must assign their interest in an application to the new applicant. Assignment forms are available on the IDWR's website at www.idwr.idaho.gov/forms/water-rights.html, or from any IDWR office. There is no charge for assignments of applications.
- If you want to change or add a point of diversion, place of use, season of use, or purpose of use of a water right, you must file an Application for Transfer. The ownership of a water right can also be updated through the transfer process.
- The combined portions of a divided ("split") water right cannot exceed the total flow rate, volume, or period of use of the original right.
- IDWR has no jurisdiction concerning easements, rights-of-way, and zoning matters. The buyer and seller must make these provisions where necessary.
- Any action by IDWR updating the ownership of a water right in IDWR's records is not a determination of water right ownership. Water right ownership disputes arising from a notice of change in water right ownership must be resolved in a water rights adjudication or in an action to quiet title.

LINE INSTRUCTIONS:

1. If there are water rights associated with the property, the seller should be able to provide you with the water right or adjudication claim number(s). You may have purchased only a portion of the water right(s) held by the seller. If so, the water right(s) held by the seller may need to be divided ("split") to provide you your share of each right. Mark the box "Yes" if a division of the water right is required.

If you receive water from a municipal provider, an irrigation district or other water delivery organization, and the water rights are held by the organization, please do not use this form to record a change. Please contact the water delivery organization to determine if any action is necessary.

If you or the seller believes there are water rights for the property but you do not know the numbers, you may contact IDWR for assistance in identifying the water rights for the property in question. If adjudication claims for the rights are required and have not been filed, IDWR will so advise you.

2. Fill in the name of the current water right holder/claimant.
3. Fill in each name as listed on the conveyance document and complete the current contact information. For water rights, IDWR will update the ownership to the individual(s)/entities listed on the conveyance document. For active adjudication claims, IDWR will update the claimant information to match the conveyance document unless the new claimant provides good cause for the variance.
4. You may have acquired only a portion of the water right(s) held by the seller. If you did not acquire the entire water right/property, please check the appropriate box. Water rights are often conveyed as an appurtenance to the land where they are used, and the conveyance document for the land often does not have specific language regarding the water right. Please read your deed or other conveyance document carefully to be sure. When the conveyance document does not specifically address water rights, it will be assumed that the water rights are to be split proportionate to the amount of land acquired.

RECEIVED

APR 02 2024

DEPARTMENT OF
WATER RESOURCES



Order Number: 21411371

2021-054119	
RECORDED	
08/02/2021 03:38 PM	
CHRIS YAMAMOTO	
CANYON COUNTY RECORDER	
Pgs=4 EHOWELL	\$15.00
TYPE: DEED	
TITLEONE BOISE	
ELECTRONICALLY RECORDED	

Warranty Deed

For value received,

William H Pickel Jr and Mary B Pickel, trustees of The Pickel 2008 Revocable Trust

the grantor, does hereby grant, bargain, sell, and convey unto

Monte Keleher and Elizabeth Keleher, husband and wife

whose current address is 11898 Rio Lobo Road, Caldwell, ID 83607

the grantee, the following described premises, in Canyon County, Idaho, to wit:

See Exhibit A, attached hereto and incorporated herein.

To have and to hold the said premises, with their appurtenances unto the said Grantee, its heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that Grantor is the owner in fee simple of said premises; that they are free from all encumbrances except those to which this conveyance is expressly made subject and those made, suffered or done by the Grantee; and subject to all existing patent reservations, easements, right(s) of way, protective covenants, zoning ordinances, and applicable building codes, laws and regulations, general taxes and assessments, including irrigation and utility assessments (if any) for the current year, which are not due and payable, and that Grantor will warrant and defend the same from all lawful claims whatsoever. Whenever the context so requires, the singular number includes the plural.

Remainder of page intentionally left blank.

Dated: July 23, 2021

The Pickel 2008 Revocable Trust

By: William H. Pickel Jr. Trustee
William H. Pickel Jr., Trustee

By: Mary B. Pickel Trustee
Mary B. Pickel, Trustee

State of Idaho, County of Ada, ss.

On this 26th day of July in the year of 2021, before me, the undersigned, a notary public in and for said state personally appeared William H. Pickel Jr. and Mary B. Pickel, known or identified to me to be the person whose name is subscribed to the within instrument, as trustee of The Pickel 2008 Revocable Trust and acknowledged to me that they executed the same as trustees.

Notary Public

Residing In:

My Commission Expires:
(seal)

Residing at: Kuna, Idaho
Commission Expires: May 8, 2024

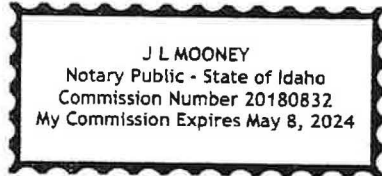


EXHIBIT A
LEGAL DESCRIPTION OF THE PREMISES

PARCEL 1:

Part of the Southwest quarter of the Southwest quarter of Section 6, Township 5 North, Range 2 West of the Boise Meridian described as follows:

Commencing at a brass cap monument marking the Southwest corner of Section 6, Township 5 North, Range 2 West of the Boise Meridian, and running thence
North 0°01'40" West 63.51 feet to the POINT OF BEGINNING; thence
North 0°01'40" West 601.96 feet; thence
North 89°41'50" East 647.44 feet; thence
South 0°22'43" East 602.13 feet; thence
South 89°42'46" West 651.13 feet to the POINT OF BEGINNING.

Being Lot 9, High Plains Estates of Record of Survey, recorded April 21, 2004, as Instrument No. 200421334, records of Canyon County, Idaho.

PARCEL 2:

A 60-foot wide right-of-way to be used for ingress-egress and utilities lying in the Southeast Quarter of Section 1, Township 5 North, Range 3 West of the Boise Meridian, the South half of Section 6, Township 5 North, Range 2 West of the Boise Meridian and the North half of Section 7, Township 5 North, Range 2 West of the Boise Meridian described as follows:

Beginning at a brass cap monument marking the Southeast 1/16 corner of Section 1 Township 5 North, Range 3 West of the Boise Meridian and running thence
North 89°53'06" East 1316.24 feet to a brass cap monument marking the South 1/16 corner of said Section 1; thence
North 89°51'15" East 1286.78 feet to a brass cap monument marking the Southwest 1/16 corner of Section 6, Township 5 North, Range 2 West of the Boise Meridian; thence
North 89°41'07" East 1319.08 feet to a brass cap monument marking the center South 1/16 corner of said Section 6; said point being a point of curve with a radius of 60.00 feet, a central angle of 255°44'17" and a chord that bears South 37°35'11" West 95.05 feet; thence
to the right along said curve 267.81 feet to a point of reverse curve with a radius of 20.00 feet, a central angle of 75°31'21" and a chord that bears North 52°33'13" West 24.49 feet; thence
to the left along said curve 26.36 feet; thence
South 89°41'07" West 1160.53 feet to a point of curve with a radius of 50.00 feet, a central angle of 90°24'59" and a chord that bears South 44°28'37" West 70.97 feet; thence
to the left along said curve 78.90 feet; thence
South 0°43'52" East 1101.47 feet to a point of curve with a radius of 50.00 feet, a central angle of 89°43'13" and a chord that bears South 45°35'29" East 70.54 feet; thence
to the left along said curve 78.30 feet; thence
North 89°32'55" East 1224.01 feet; thence
North 89°51'00" East 2641.63 feet; thence
South 0°09'00" East 60.00 feet to a 5/8" iron rod with yellow plastic cap marked P.L.S. 7323 marking the Southeast corner of said Section 6; thence
South 89°51'00" West 2641.75 feet to a 5/8" iron rod with yellow plastic cap marked P.L.S. 7323 marking the South Quarter corner of said Section 6; thence

South 89°32'55" West 587.02 feet to a point of curve with a radius of 50.00 feet, a central angle of 101°35'06" and a chord that bears South 38°45'22" West 77.49 feet; thence
 to the left along said curve 88.65 feet; thence
 South 12°02'11" East 194.45 feet; thence
 South 2°50'01" East 185.61 feet; thence
 South 10°07'32" East 211.90 feet to a point of curve with a radius of 60.00 feet, a central angle of 255°31'21" and a chord that bears North 62°21'52" West 94.87 feet; thence
 to the right along said curve 267.58 feet to a point of reverse curve with a radius of 20.00 feet, a central angle of 75°31'21" and a chord that bears North 27°38'08" East 24.49 feet; thence
 to the left along said curve 26.36 feet; thence
 North 10°07'32" West 138.27 feet; thence
 North 2°50'01" West 184.60 feet; thence
 North 12°02'11" West 222.42 feet to a point of curve with a radius of 50.00 feet, a central angle of 78°24'54" and a chord that bears North 51°14'38" West 63.21 feet; thence
 to the left along said curve 68.43 feet; thence
 South 89°32'55" West 1746.08 feet to a point of curve with a radius of 50.00 feet, a central angle of 89°35'08" and a chord that bears South 44°45'21" West 70.45 feet; thence
 to the left along said curve 78.18 feet; thence
 South 0°02'13" East 485.13 feet to a point of curve with a radius of 20.00 feet, a central angle of 75°31'21" and a chord that bears South 37°47'54" East 24.49 feet; thence
 to the left along said curve 26.36 feet to a point of reverse curve with a radius of 60.00 feet, a central angle of 255°31'21" and a chord that bears South 52°12'06" West 94.87 feet; thence
 to the right along said curve 267.58 feet; thence
 North 0°02'13" West 611.80 feet to a brass cap monument marking the Southwest corner of said Section 6; thence
 North 89°55'43" West 658.93 feet to a point of curve with a radius of 60.00 feet, a central angle of 243°01'43" and a chord that bears North 31°31'17" East 102.30 feet; thence
 to the right along said curve 254.50 feet to a point of reverse curve with a radius of 50.00 feet, a central angle of 62°57'52" and a chord that bears South 58°26'48" East 52.22 feet; thence
 to the left along said curve 54.95 feet; thence
 North 89°42'46" East 1782.95 feet to a point of curve with a radius of 50.00 feet, a central angle of 90°16'46" and a chord that bears North 44°24'31" East 70.88 feet; thence
 to the left along said curve 78.78 feet; thence
 North 0°43'52" West 1102.09 feet to a point of curve with a radius of 50.00 feet, a central angle of 89°24'52" and a chord that bears North 45°26'18" West 70.35 feet; thence
 to the left along said curve 78.03 feet; thence
 South 89°51'15" West 1208.02 feet; thence
 South 89°53'06" West 1316.31 feet; thence
 North 0°02'31" East 60.00 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

April 05, 2024

MONTE KELEHER
ELIZABETH KELEHER
11898 RIO LOBO RD
CALDWELL ID 83607-7559

Re: Change in Ownership for Water Right No(s): **63-31904**

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)287-4921.

Sincerely,

Debra Mansfield
Technical Records Specialist 1

Enclosure(s)

IDAHO DEPARTMENT OF WATER RESOURCES**4/4/2024****Proof Report****Water Right 63-31904**

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	MONTE KELEHER 11898 RIO LOBO RD CALDWELL, ID 83607-7559 ldkeleher@gmail.com
Current Owner	ELIZABETH KELEHER 11898 RIO LOBO RD CALDWELL, ID 83607-7559 ldkeleher@gmail.com
Original Owner	CHRISTOPHER E DOYLE PO BOX 610 MIDDLETON, ID 83644 (208) 573-4952
Original Owner	TRACY DOYLE PO BOX 61 MIDDLETON, ID 83644 (208) 965-7932
Original Owner	D J SHAWVER 2710 ESQUIRE DR BOISE, ID 83704 (208) 375-2477
Original Owner	C L SHAWVER 2710 ESQUIRE DR BOISE, ID 83704 (208) 375-2477
Original Owner	HIGH PLAINS LLC C/O FRANK FICKEN 2724 LAVENDER DR WALNUT CREEK, CA 94596 (925) 963-0895
Previous Owner	WILLIAM H PICKEL 11898 RIO LOBO RD CALDWELL, ID 83607-7559
Previous Owner	MARY B PICKEL 11898 RIO LOBO RD CALDWELL, ID 83607-7559

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

4/4/2024

Priority Date: 4/26/1971

Basis: Decreed

Status: Active

Source

GROUND WATER

Tributary

Beneficial Use

IRRIGATION

From

04/15

To

10/15

Diversion Rate

0.110 CFS

Volume

22.6 AF

Total Diversion

0.110 CFS

22.6 AF

Source and Point(s) of Diversion:

GROUND WATER

L7(SWSW)

Sec. 6, Twp 05N, Rge 02W, CANYON County

Place Of Use:

IRRIGATION 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	
05N	02W	6											5.5 L7						5.5

POU Total Acres: 5.5

Conditions of Approval:

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. P21 THIS RIGHT IS A SPLIT FROM FORMER RIGHT 63-31213.
3. T07 The right holder shall accomplish the change authorized by Transfer 71333 within one year of the date of this approval.
4. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
5. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
6. Property also known as Lot 9, Blk. 1, High Plains Estates Subdivision.
7. T08 Failure of the right holder to comply with the conditions of Transfer No. 71333 is cause for the Director to rescind approval of the transfer.
8. S39 The use of water for irrigation under this right may begin as early as March 1 and may continue to as late as November 15, provided other elements of the right are not exceeded. The use of water before April 15 and after October 15 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

4/4/2024

decree is entered for this right.

Dates and Other Information:

Decreed Date: 4/29/2009
Civil Case Number: 39576
Judicial District: FIFTH
State or Federal: S
Owner Name Connector: And
Water District Number: TBD
Generic Max Rate Per Acre: 0.020
Generic Max Volume Per Acre: 4.5
Mitigation Plan: False

Combined Use Limits:

N/A

SubCase:

N/A

Water Supply Bank:

N/A