

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

MAR 08 2024

NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

DEPARTMENT OF
WATER RESOURCES

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?
25-10609	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: Bartley H. Stowell
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Jenny Decker
New owner(s) as listed on the conveyance document
- Name connector ☐ and ☐ or
- Mailing address 3863 E. 300 N. City Rigby State ID Zip 83442
Telephone 208-403-6570 Email Deckerstowell.co@gmail.com

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. 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: Jenny Decker Title, if applicable _____ Date 3-1-24
 Signature of new owner/claimant
Jenny Decker
 Print name

Signature: _____ Title, if applicable _____ Date _____
 Signature of new owner/claimant

 Print name

Received by Km Date 3.8.24 For IDWR Office Use Only: Receipt No. C117917 Receipt Amt. \$600.00

Active in the Water Supply Bank? Yes ☐ No ☐ If yes, forward to the State Office for processing W-9 received? Yes ☐ No ☐

Completed by WR SM Date 5-10-2024

Transfer Approval 81757

This map depicts the IRRIGATION place of use boundary at the time of this transfer approval and is attached to the approval document solely for illustrative purposes.



Legend

- Water Right POD
- Water Right POU
- Township/Range
- Sections

0 50 100 200 Feet

1 inch = 109 feet



QUITCLAIM DEED

TBL 5-6-24

For Value Received

TBL
FOX ~~BARBARE~~ INVESTING

Do hereby convey, release, remise and forever quit claim unto

Jenny Docker

Whose address is: 3863 E 300 N Rigby, ID 83442

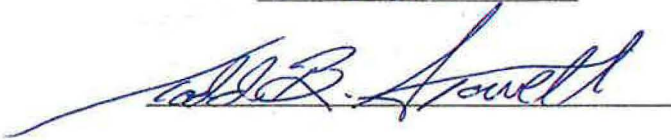
Hereinafter called the Grantee, the following described premises situate in Jefferson County, Idaho, to-wit:

See Attached Exhibit A

Together with its appurtenances.

Dated:

5-6-24



STATE OF IDAHO)

COUNTY OF JEFFERSON)

)ss.

On this 6 day of May, in the year of 24, before me Tina M Stowers, personally appeared Todd Stowell & Kristopher Stowell known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged to me that they executed the same.


Notary Public of Idaho
Residing at: Rigby, Idaho
Commission Expires: 10-17-2028



Exhibit A

WATER RIGHT 25-10609

Source

GROUND WATER

Beneficial Use

IRRIGATION

DOMESTIC

Source and Point of Diversion

GROUND WATER SWSWSE Sec. 13, Twp 04N, Rge 38E, JEFFERSON County

Place of Use

IRRIGATION within JEFFERSON County

Twp 04N Rng 38E Sec 13 SW 5.0 Totals 5.0 acres

Fox Enterprise to Quitclaim 2.4 acre Shares to Jenny Decker.

RECORDING REQUESTED BY
First American Title Company

AND WHEN RECORDED MAIL TO:
First American Title Company
110 N. Clark Street/PO Box 405
Rigby, ID 83442

Instrument # 434459
RIGBY, JEFFERSON, IDAHO
12/29/2017 11:45:48 AM No. of Pages: 3
Recorded for: FIRST AMERICAN TITLE - RIGBY
COLLEEN C POOLE Fee: \$15.00
Ex-Officio Recorder Deputy: LK
Index To: WARRANTY DEED
Electronically Recorded by Simplifile

RECEIVED

May 09, 2024

DEPARTMENT OF
WATER RESOURCES

Space Above This Line for Recorder's Use Only

WARRANTY DEED

File No.: **658541-RI ()**

Date: **December 11, 2017**

For Value Received, **Todd B. Stowell, not individually but as Personal Representative of the Estates of Bartley H Stowell, also shown of record as Bartley Stowell, and Nedine M Stowell, also shown of record as Nedine Stowell, both deceased,** hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **Fox Investing LLC, an Idaho limited liability company,** hereinafter called the Grantee, whose current address is **3467 E 480 N, Lewisville, ID,** the following described premises, situated in **Jefferson County, Idaho,** to-wit: **Legal Description attached hereto as Exhibit A, and by this referenced incorporated herein.** 

SUBJECT TO all easements, right of ways, covenants, restrictions, reservations, applicable building and zoning ordinances and use regulations and restrictions of record, and payment of accruing present year taxes and assessments as agreed to by parties above.

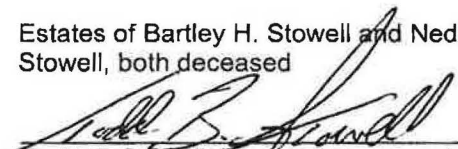
TO HAVE AND TO HOLD the said premises, with its appurtenances, unto the said Grantee, and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U.S. Patent reservations, restrictions, easements of record and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.

Date: 12/11/2017

Warranty Deed
- continued

File No.: 658541-RI ()

Estates of Bartley H. Stowell and Nedine M.
Stowell, both deceased



Todd B. Stowell, Personal Representative

STATE OF Idaho)
SS.
COUNTY OF Jefferson)

On this **Twenty-seventh day of December, 2017**, before me, a Notary Public in and for said State, personally appeared **Todd B. Stowell**, known or identified to me to be the person(s) whose name(s) is subscribed to the within instrument as Personal Representative of the Estate of **Bartley H. Stowell and Nedine M. Stowell**, and acknowledged to me that he executed the same as such Personal Representative.





Notary Public of Idaho
Residing at: Peggy, Id
Commission Expires: 7-1-23

EXHIBIT A

A Parcel of Land Situated in Jefferson County, State of Idaho, Township 4 North, Range 38 East of the Boise Meridian, Section 13; Beginning at the Southeast Corner of said Section 13; Thence S89°35'41"W for a Distance of 2669.71 Feet to the South Quarter (S1/4) Corner of said Section 13; Thence N00°27'27" E along the West line of the Southeast Quarter (SE1/4) of said Section 13 for a Distance of 20.68 Feet, said point falling on the North Right-of-Way line of U.S. Highway 48 (F.A.P. No. 160- B) with a Station of 697+62.56, said point being the True Point of Beginning. Thence N00°27'27"E along said West line for a Distance of 369.32 Feet; Thence N89°35'41"E for a Distance of 285.00 Feet; Thence S00°27'27"W for a Distance of 204.33 Feet; Thence N89°37'03"E for a Distance of 342.46 Feet; Thence S01°20'00"E for a Distance of 165.11 Feet to the North Right-of-Way Line of U.S. Highway 48 (F.A.P. No. 160- B), to an existing Right-of-Way marker with a Station of 703+77.39; Thence S89°37'03"W for a Distance of 632.62 Feet to the True Point of Beginning.

Hersley, Jean

From: Jenny Decker <deckerstowell.co@gmail.com>
Sent: Thursday, May 9, 2024 4:30 PM
To: IDWR File
Subject: Warranty Deed for Fox Investing
Attachments: Warranty Deed for Fox Investing LLC.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.

Thank you,

RECORDING REQUESTED BY
First American Title Company

AND WHEN RECORDED MAIL TO:
First American Title Company
110 N. Clark Street/PO Box 405
Rigby, ID 83442

Space Above This Line for Recorder's Use Only

WARRANTY DEED

File No.: **658535-RI (ss)**

Date: **November 28, 2017**

For Value Received, **Todd B. Stowell, not individually but as Personal Representative of the Estates of Bartley H Stowell, also shown of record as Bartley Stowell, and Nedine M Stowell, also shown of record as Nedine Stowell, both deceased,** hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **Jenny Decker, a married woman as her sole and separate property,** hereinafter called the Grantee, whose current address is **3863 East 300 North, Rigby, ID 83442,** the following described premises, situated in **Jefferson County, Idaho,** to-wit: **Legal Description attached hereto as Exhibit A, and by this referenced incorporated herein.** 

SUBJECT TO all easements, right of ways, covenants, restrictions, reservations, applicable building and zoning ordinances and use regulations and restrictions of record, and payment of accruing present year taxes and assessments as agreed to by parties above.

TO HAVE AND TO HOLD the said premises, with its appurtenances, unto the said Grantee, and to 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 said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U.S. Patent reservations, restrictions, easements of record and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.

EXHIBIT 'A'

LEGAL DESCRIPTION:

Parcel 1:

A Parcel of Land Situated in Jefferson County, State of Idaho, Township 4 North, Range 38 East of the Boise Meridian, Section 13; Beginning at the Southeast Corner of said Section 13; Thence S89°35'41"W for a Distance of 2669.71 Feet to the South Quarter (S1/4) Corner of said Section 13; Thence N00°27'27"E along the West line of the Southeast Quarter (SE1/4) of said Section 13 for a Distance of 20.68 Feet, said point falling on the North Right-of-Way line of U.S. Highway 48 (F.A.P. No. 160- B) with a Station of 697+62.56; Thence N00°27'27"E along said West line for a Distance of 369.32 Feet; Thence N89°35'41"E for a Distance of 285.00 Feet to the True Point of Beginning. Thence N89°35'41"E for a Distance of 336.08 Feet; Thence S01°20'00"E for a Distance of 204.47 Feet; Thence S89°37'03"W for a Distance of 342.46 Feet; Thence N00°27'27"E for a Distance of 204.33 Feet to the True Point of Beginning.

Parcel 2:

An easement for ingress and egress over the following described property:

A Parcel of Land Situated in Jefferson County, State of Idaho, Township 4 North, Range 38 East of the Boise Meridian, Section 13; Beginning at the Southeast Corner of said Section 13; Thence S89°35'41"W for a Distance of 2669.71 feet to the South Quarter (S1/4) Corner of said Section 13; Thence N00°27'27"E along the West line of the Southeast Quarter (SE1/4) of said Section 13 for a Distance of 20.68 Feet, said point falling on the North Right-of-Way line of U.S. Highway 48 (F.A.P. No. 160-B) with a Station of 697+62.56; Thence N89°37'03"E along said North Right-of-Way line for a Distance of 614.06 Feet to an Existing Right of-Way Monument with a Station of 703+77.39; Thence N89°37'03"E along said North Right-of-Way line for a Distance of 18.56 Feet to the True Point of Beginning. Thence N01°20'00"W for a Distance of 369.58 Feet; Thence N89°35'41 "E for a Distance of 66.32 Feet; Thence S00°07'04"W for a Distance of 368.76 Feet to the North Right-of-Way Line of U.S . Highway 48 (F.A.P. No. 160 - B); Thence S88°47'53"W along said North Right-of-Way line for a Distance of 56.39 Feet, said point having a Station of 703+96.39, and being an angle point in said North Right-of-Way line; Thence S89°37'03"W along said North Right-of-Way line for a Distance of 0.58 Feet to the True 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

May 10, 2024

JENNY DECKER
3863 E 300 N
RIGBY ID 83442-5423

Re: Change in Ownership for Water Right No(s): **25-10609**

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
Proof Report

5/10/2024

Water Right 25-10609

Owner Type **Name and Address**
Current Owner JENNY DECKER
3863 E 300 N
RIGBY, ID 83442-5423
(208) 403-6570

Original Owner BARTLEY STOWELL
3863 E 300 N
RIGBY, ID 83442
(208) 745-7327

Priority Date: 6/30/1940

Basis: Decreed

Status: Active

Source
GROUND WATER

Tributary

Beneficial Use	From	To	Diversion Rate	Volume
IRRIGATION	04/01	10/31	0.100 CFS	20.0 AF
DOMESTIC	01/01	12/31	0.040 CFS	
	Total Diversion		0.140 CFS	20.0 AF

Source and Point(s) of Diversion:

GROUND WATER SWSWSE Sec. 13, Twp 04N, Rge 38E, JEFFERSON County

Place Of Use:

IRRIGATION within JEFFERSON 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	38E	13																5.0	5.0

POU Total Acres: 5.0

DOMESTIC within JEFFERSON 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	38E	13															X		

Conditions of Approval:

- N10 The quantity of water decreed for this water right for domestic use is not a determination of historical beneficial use.
- N12 The quantity of water under this right for domestic use shall not exceed 13,000

IDAHO DEPARTMENT OF WATER RESOURCES

5/10/2024

Proof Report

- gallons per day.
3. X01 Domestic use is for 1 home.
 4. R68 This right when combined with all other rights shall provide no more than 0.03 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the place of use.
 5. R02 A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
 6. 01M 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 use power records to determine the amount of water diverted and shall annually report the information to the Department.
 7. R05 Use of water under this right may be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 120.
 8. T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
 9. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
 10. T19 Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

Dates and Other Information:

Decreed Date: 9/30/2005

State or Federal: S

Water District Number: 120

Generic Max Rate Per Acre: 0.030

Generic Max Volume Per Acre: 4.0

Mitigation Plan: False

Combined Use Limits:

N/A

SubCase:

N/A

Water Supply Bank:

Lease ID: 2975

Lease Type: Application

Lease Status: Received

Lease Start Date: 4/1/2024

Lease End Date: 12/31/2028

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

5/10/2024

Beneficial Use	Div Rate Leased	Div Volume Leased Acre Limit Leased	Total Acres Leased
Irrigation	0.10	20.00	5.00
Domestic	0.04		



IDAHO DEPARTMENT OF
WATER RESOURCES

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Governor Brad Little

Director Mathew Weaver

April 04, 2024

JENNY DECKER
3863 E 300 N
RIGBY ID 83442-5423

RE: Change in Ownership for Water Right No(s): **25-10609**

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:

During our review of your Notice and your supporting documentation we found that the irrigation portion of water right 25-10609 will need to be split. The filing fee for changing ownership of a water right resulting in the division of the water right is \$100. We have determined that the remaining filing fee for your notice will be **\$75**.

After the split you will have an Irrigation diversion rate of .03 CFS with a volume of 6.4 AF for use on 1.6 acres. The Department also received a Water Supply Bank Lease Application, from you. Do you want to withdraw your lease application considering the split of water right 25-10609? If you want to withdraw your lease application, we can apply part of your \$250 refund from the lease application to the split and refund the remaining \$175 to you.

Please contact me regarding how you would like to proceed with your ownership change. You can reach me via email at debra.mansfield@idwr.idaho.gov or my direct line is (208) 287-4921. Because the Department cannot process the Notice without proper information & fees, we will hold any action on your notice pending receipt of the necessary information & fees. If we do not hear from you within 30 days we will return your notice and all attachments and your notice will not be processed.

Also, please note that permit holders are required to report any change of ownership and/or mailing address to the Department within 120 days of the change. Forms to assign ownership or update your address are available from any office of the Department or on the Department's website.

Sincerely,

Debra Mansfield
Technical Records Specialist 1

Enclosure(s)