

MEMORANDUM

Date: May 29, 2025
To: Transfer 88857
From: James Cefalo
Re: Review & Evaluation of Sufficiency of Information

This application proposes to change the place of use for water right 35-14851 to reflect current irrigation practices. The application proposes to move 23 irrigated acres off of Lot 3 (NESE), Section 13, T02S, R34E to contiguous acres owned by the applicant, SLT Properties LLC. The application was filed on March 15, 2024. Shortly after the transfer was filed, SLT sold its portion of Lot 3 (NESE) to Mark and Rhonda Leavitt. The Department asked Scott Searle, member of and registered agent for SLT, to provide a copy of the deed to confirm that the water right was withheld from the sale to Leavitt. Searle did not respond to the Department's requests until May 2024. Once the deed was provided, the Department discovered that the water right was not withheld in the deed. Searle contacted Leavitt about the oversight and Leavitt agreed to sign the transfer application, confirming that SLT continued to own all of water right 35-14851 and consenting for SLT to move the right off of Leavitt's property and onto land owned by SLT.

Authority to File: Application was signed by Scott Searle, member of SLT and registered agent with the Secretary of State. As noted above, SLT sold a portion of the authorized place of use to Leavitt in 2024. Leavitt signed the transfer application, confirming that SLT still owned the water right and consenting to the transfer application.

Water Right Validity: The SRBA Court issued a partial decree for water right 35-14851 in 2002. The decreed place of use reflects the irrigation configuration in the 1980s and does not reflect the current irrigation system, consisting of pivots and wheel lines. The transfer application adjusts the place of use to reflect the current irrigation configuration.

Injury to Other Water Rights: No issues identified. Point of diversion will not change.

Enlargement of Use: Water right 35-14851 is combined with water from Peoples Canal Company over the entire existing place of use. The water right will continue to be combined with Peoples Canal Company shares over the entire proposed place of use. Rate, volume and acreage limits will be carried forward on the transfer approval.

Local Public interest: No issues identified.

Beneficial Use/Conservation of Water Resources: No issues identified.

Review of the application finds there is no clear inconsistency with criteria set forth in Section 42-222, Idaho Code, preventing processing of this application.



0006053552

**STATE OF IDAHO***Office of the secretary of state, Phil McGrane***ANNUAL REPORT**

Idaho Secretary of State

PO Box 83720

Boise, ID 83720-0080

(208) 334-2301

Filing Fee: \$0.00

For Office Use Only

-FILED-

File #: 0006053552

Date Filed: 1/7/2025 11:19:19 AM

Entity Name and Mailing Address:

Entity Name:

SLT PROPERTIES LLC

The file number of this entity on the records of the Idaho

0000540339

Secretary of State is:

Address

PO BOX H
SHELLEY, ID 83274-0908

Entity Details:

Entity Status

Active-Existing

This entity is organized under the laws of:

IDAHO

If applicable, the old file number of this entity on the records of
the Idaho Secretary of State was:

W178594

The registered agent on record is:

Registered Agent

SCOTT L SEARLE
Registered Agent

Physical Address

640 S STATE ST SUITE 6
SHELLEY, ID 83274

Mailing Address

PO BOX H
SHELLEY, ID 83274-0908

Limited Liability Company Managers and Members

Name	Title	Business Address
Tausha Searle	Member	PO BOX H SHELLEY, ID 83274
Scott Searle	Member	PO BOX H SHELLEY, ID 83274

The annual report must be signed by an authorized signer of the entity.

Job Title: Member

Scott Searle

Sign Here

01/07/2025

Date

2025-01-07 11:19 AM RECEIVED BY CLERK OF THE JUDICIAL DEPARTMENT OF IDAHO



Instrument # 761261
BINGHAM COUNTY, IDAHO
2024-03-29 01:44:08 PM No. of Pages: 2
Recorded for: ALLIANCE TITLE - IDAHO FALLS O
PAMELA W. ECKHARDT Fee: \$15.00
Ex-Officio Recorder Deputy JPulley
Index To: WARRANTY DEED
Electronically Recorded by Simplifile

WARRANTY DEED

Alliance Title & Escrow, LLC Order No.:658821

FOR VALUE RECEIVED

SLT Properties LLC, an Idaho limited liability company

the grantor(s), do(es) hereby grant, bargain, sell and convey unto

Mark Leavitt and Rhonda Leavitt, husband and wife

whose current address is

484 N 700 W
Blackfoot, ID 83221

ML
RL

the grantee(s), the following described premises, in Bingham County, Idaho, TO WIT:

Property located in North Blackfoot, Idaho Part of Government Lot 3 of Section 13, Township 2 South, Range 34 East, Boise Meridian and part of Section 18, Township 2 South, Range 35 East, Boise Meridian, Bingham County, Idaho, described as:

COMMENCING at the Southeast corner of Section 13;
Thence along the East line of said Section 13, North 00°13'31" East 626.31 feet to the POINT OF BEGINNING;
Thence continuing along said East line North 00°13'31" East 1034.55 feet to the intersection of said East line and centerline of the Peoples Canal;
Thence along said centerline of the Peoples Canal the following ten (10) course;
1) Thence South 68°13'45" West 30.39 feet;
2) Thence South 75°01'52" West 119.19 feet;
3) Thence South 81°44'09" West 214.65 feet;
4) Thence South 86°00'06" West 190.55 feet;
5) Thence South 88°16'11" West 29.34 feet;
6) Thence South 76°12'00" West 72.34 feet;
7) Thence South 85°05'09" West 140.87 feet;
8) Thence South 88°27'22" West 141.06 feet;
9) Thence North 88°28'31" West 165.28 feet;
10) Thence North 83°07'34" West 128.60 feet to the West line of said Government Lot 3 of Section 13;
Thence along said West line North 00°11'32" East 397.28 feet to the South line of Deed Instrument No. 655568;
Thence along said Deed the following two (2) courses;
1) North 86°58'55" East 223.66 feet;
2) Thence North 15°20'04" East 672.65 feet to the South right of way of a County Road;
Thence along said right of way North 88°07'38" West 399.19 feet to the West line of said Government Lot 3;
Thence along said East line, North 00°11'32" East 33.17 feet to the East-West centersection line of said Section 13;
Thence along the center of said Section, South 88°50'45" East 1220.10 feet to the East ¼ of said Section;
Thence along the East line of said Section, South 00°13'23" West 184.03 feet to the West ¼ corner of said Section 18;
Thence along the East-West centersection line of said Section 18, North 89°53'39" East 2030.39 feet to the intersection of said centerline and the South line of the Peoples Canal
Thence along said canal centerline the following ten (10) courses;
1) North 54°19'48" East 17.31 feet;
2) Thence North 56°42'18" East 707.98 feet to a non-tangent curve;

3) Thence Northeasterly 58.64 feet, along said curve to the left (curve Data=Delta: 09°10'16", Radius: 366.34 feet, chord bearing North 42°27'02" East 58.58 feet) to a point of intersection with a non-tangent line;
 4) Thence North 46°07'27" East 679.05 feet;
 5) Thence North 40°29'34" East 351.14 feet;
 6) Thence North 31°35'24" East 342.03 feet;
 7) Thence North 34°08'36" East 150.94 feet;
 8) Thence North 42°19'55" East 152.73 feet;
 9) Thence North 45°44'06" East 163.19 feet;
 10) Thence North 47°41'18" East 122.40 feet to the intersection of said centerline and the West line of the Northeast ¼ of the Northeast ¼ of said Section 18;
 Thence along said West line North 00°20'46" East 746.46 feet to the North line of said Section 18;
 Thence along said North line, North 89°57'12" East 1320.83 feet to the Northeast corner of said Section 18;
 Thence along the East Section line of said Section 18, South 00°26'51" West 997.59 feet to the intersection of the centerline of the Aberdeen-Springfield Canal;
 Thence along said centerline the following eight (8) course;
 1) South 56°50'31" West 926.49 feet;
 2) Thence South 56°29'47" West 1146.85 feet;
 3) Thence South 56°41'04" West 751.35 feet;
 4) Thence South 56°28'37" West 1308.27 feet;
 5) Thence South 56°57'29" West 900.87 feet;
 6) Thence South 56°16'58" West 513.03 feet;
 7) Thence South 56°20'16" West 763.00 feet;
 8) Thence South 59°41'13" West 28.68 feet to the POINT OF BEGINNING.

Excepting therefrom, any portion lying outside of Section 13 Township 2 South, Range 34 East, Boise Meridian, Bingham Idaho.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee(s), that (s)he is/are the owner(s) in fee simple of said premises; that they are free from all encumbrances Except: Current Year Taxes, conditions, covenants, restrictions, reservations, easements, rights and rights of way, apparent or of record.

And that (s)he will warrant and defend the same from all lawful claims whatsoever.

Dated: March 22, 2024

SLT Properties LLC, an Idaho limited liability company

Scott Searle
 By: Scott Searle, Member

Tausha Searle
 By: Tausha Searle, Member

State of Idaho
 County of Bingham

On this 29 day of March in the year 2024 before me, the undersigned, a Notary Public in and for said state, personally appeared Scott Searle and Tausha Searle known or identified to me to be the Members in the Limited Liability Company known as SLT Properties LLC, an Idaho Limited Liability Company and acknowledged to me that They executed the foregoing instrument in said LLC name.

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

Liz Piva
 Notary Public for the State of Idaho
 Residing at: Blackfoot, ID
 Commission Expires: 04/18/2024

