

DELOG AR
1/21/05

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP**

RECEIVED

JAN 19 2005

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
Incomplete forms will be returned.

Department of Water Resources
Eastern Region

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided, if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
	22-142	X			

2. The following **REQUIRED** information must be submitted with this form:

- A. The appropriate **FILING FEE**. See instructions for fee amounts. *None* *map*
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or SURVEY MAP clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

If your water right(s) and/or adjudication claim(s) are for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the PLAT OF PROPERTY or SURVEY MAP.

3. Name and Address of Former Owner/Claimant(s) David & Karen Little
4. New Owner/Claimant(s) Mark & Carolyn Baker
Name Connector (Check one): ☒ and, ☐ or, ☐ and/or
- New Mailing Address 13173 N. MANNING LANE
- City, State and ZIP Code POCATELLO, IDAHO 83202
- New Telephone Number (208) 237-6562
5. Date you acquired the property Jan 2003
- Added Present Owner 9/15/05*

6. **If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 7.** If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number <u>22-142</u>		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation		<u>20 Acres purchased</u>
Stock		
Domestic		
Other		
Total		

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number <u>22-142</u>		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation		
Stock		
Domestic		
Other		
Total		

7. Signature of New Owner(s) or Claimant(s) Mark Baker
(include title if applicable)

For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.

For Office Use Only

Received by _____ Date _____ Fee _____
 Receipted by _____ Date _____ Receipt No. _____
 Processed by _____ AJ Date _____ WR _____ Date _____

1-12-05

To Whom It May Concern

Enclosed is a copy of The
Warrenty Deed for our
property with legal description
and survey map

We bought The Land from
Kerry & Sherree Phillips.

Sherree Phillips divorced
Kevin Little who is the
son of David & Karen Little.

When married Kevin & Sherree
Little received 40 Acres from
David & Karen. The property
was split up After The
divorce.

That's the long & short of
it.

Thanks

Macl Biker

Instrument # 152327

DRIGGS, TETON, IDAHO

2003-01-07 02:52:03 No. of Pages: 2

Recorded for: ALLIANCE TITLE

NOLAN S. BOWLE

Fee: \$ 00

Ex-Officio Recorder Deputy

Index to: DEED, WARRANTY

RECEIVED

JAN 07 2003

TETON CO., ID
CLERK RECORDER

WARRANTY DEED

3056211749-7
ALLIANCE TITLE & ESCROW CORP., INC.
P.O. BOX 664 / 78 N. MAIN STREET
DRIGGS, IDAHO 83422

152327

For Value Received, **M. Kerry Phillips**, Grantor, a married man but dealing with his sole and separate property, does hereby grant, bargain, sell and convey unto **Mark Baker and Carolyn Baker**, husband and wife, as Grantees, whose address is:

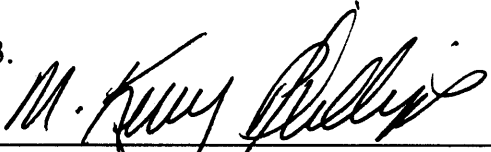
13173 N. Manning Lane
Pocatello, Idaho 83202

the following described premises in Teton County, Idaho, to-wit:

See legal description attached as Exhibit A.

TO HAVE AND TO HOLD the said premises, with its appurtenances unto the said Grantees and their heirs and assigns forever. The Grantor does hereby covenant to and with the said Grantees, that he is the owner in fee simple of said premises, that the premises are free from all encumbrances and that he will forever warrant the title to said premises. This conveyance, however, is subject to rights reserved in federal patents, state or railroad deeds, building or use restrictions, building and zoning regulations and ordinances of any governmental unit, and all rights of way and easements of record. In addition to any and all other water rights and other appurtenances, this conveyance includes 4 shares of stock in the Fox Creek Canal Company Incorporated and 4 shares of stock in the Rock Road Sprinkler Irrigation Corporation.

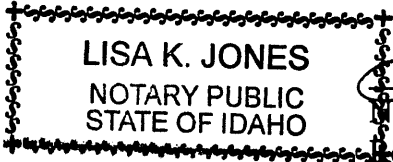
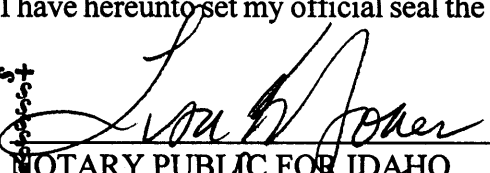
DATED this ____ day of January, 2003.


M. Kerry Phillips

STATE OF IDAHO)
: ss
County of Bannock)

On this 02 day of January, 2003, before me, a Notary Public in and for said County and State, personally appeared **M. Kerry Phillips**, known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same.

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

(SEAL)  
LISA K. JONES
NOTARY PUBLIC
STATE OF IDAHO
Residing at: Pocatello
Commission Expires: 06-01-07

PROPERTY DESCRIPTION

A parcel of land located in U.S. Government Lot 1 of Section 31, T 4 N, R 46 E, Boise Meridian, Teton County, Idaho, said parcel being more particularly described as follows:

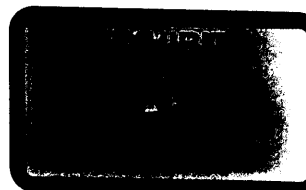
The South 660 feet of U.S. Government Lot 1, Section 31, T 4 N, R 46 E, Boise Meridian, Teton County, Idaho, together with a perpetual appurtenant roadway and utility easement under and across the following described real property:

The West 30 feet of the North 664.04 feet of said U.S. Government Lot 1, extending to and terminating on the North line of the South 660 feet of said U.S. Government Lot 1. Said easement is 30 feet in width and is one of unlimited use for ingress, egress and utilities. Said easement being described in Quit Claim Deed and Grant of Easement instrument #142330.

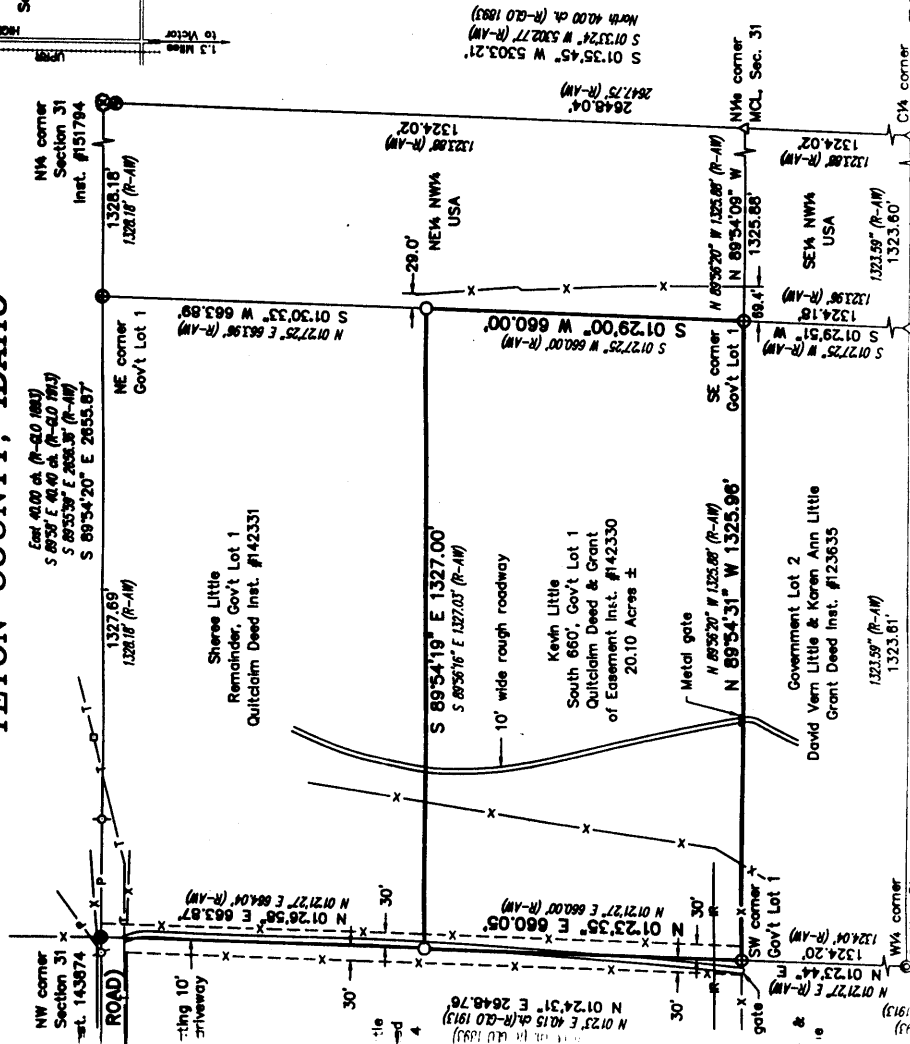
Said parcel being subject to a perpetual roadway easement in favor of David Vern Little and Karen Ann Little and their heirs forever as follows:

The West 30 feet of the South 660 feet of said U.S. Government Lot 1. Said easement is 30 feet in width and is one of unlimited use for ingress, egress and utilities. Said easement being described in Grant Deed instrument #123636.

Together with 4 water shares in Rock Road Sprinkler Company.



RECORD OF SURVEY ALTA/ACSM LAND TITLE SURVEY A PARCEL OF LAND LOCATED IN GOVERNMENT LOT 1, T4N, R46E, B.M. TETON COUNTY, IDAHO



VICINITY MAP
Scale: 1" = 2000'

NOTES

1. Reference Documents:
-Deed instrument numbers on file in the Teton County Clerk's office:
123835, 123836, 123837, 130224, 142330, 142331, 143874.
-GLO Survey plats and notes of the original surveys in Section 31, T4N, R46E, B.M., Teton County, Idaho
-Unrecorded survey map by AW Engineering for Kevin Little, project 2001-090, dated 7/16/01
-Commitment for Title Insurance by Alliance Title & Escrow Corp., Redburg, Idaho, Order No. 3050211748-1, dated 11/16/02
2. All bearings and distances are measured unless otherwise noted.
3. Access to this property is via County Road "600 South" and a 30 foot wide easement appurtenant to the subject property, running through the North portion of U.S. Government Lot 1.
4. There were two original surveys in Section 31: the first survey in 1883 was for the West 1/4 of the section only. Therefore, only the corners in the West 1/4 of the section govern this resurvey of Lot 1. The center 1/4 corner position was calculated in the following manner: first run a straight line from the North 1/4 corner to the South 1/4 corner, then calculate a mean bearing between the North and South lines in the West 1/4 of the section, and finally run a line from the North 1/4 corner on the mean bearing until it intersects the N-S extension of the center 1/4 corner.
5. Current Zoning (Teton County) is Agricultural - 2.5
6. Flood Zone Designation is FEMA Flood Subarea 16081C0142C
7. Building Restrictions
Front & Side Yard Setbacks = 30 feet
Rear Yard Setback = 40 feet
Height Restriction = 25 feet
8. There are no buildings on the property at this time.
9. There are no parking areas on the property at this time.
10. There is no observable evidence of site use as a solid waste dump, dump or sanitary landfill.
11. Utility locations shown are based on observed evidence only.

COUNTY RECORDER

Instrument No. **151930** Time **3:34 pm** Date **12/19/02**

Page **5** of **5** Fee **\$5.00**

F SURVEY D TITLE SURVEY AND LOCATED IN 1, T4N, R46E, B.M. NTY, IDAHO

40.00 ch. (R-GLO 1893)
E 40.40 ch. (R-GLO 1913)
5'59" E 2656.36' (R-AW)
54'20" E 2655.87'

NW corner
Section 31
Inst. #151794

NE corner
Gov't Lot 1

1328.18'
1328.18' (R-AW)

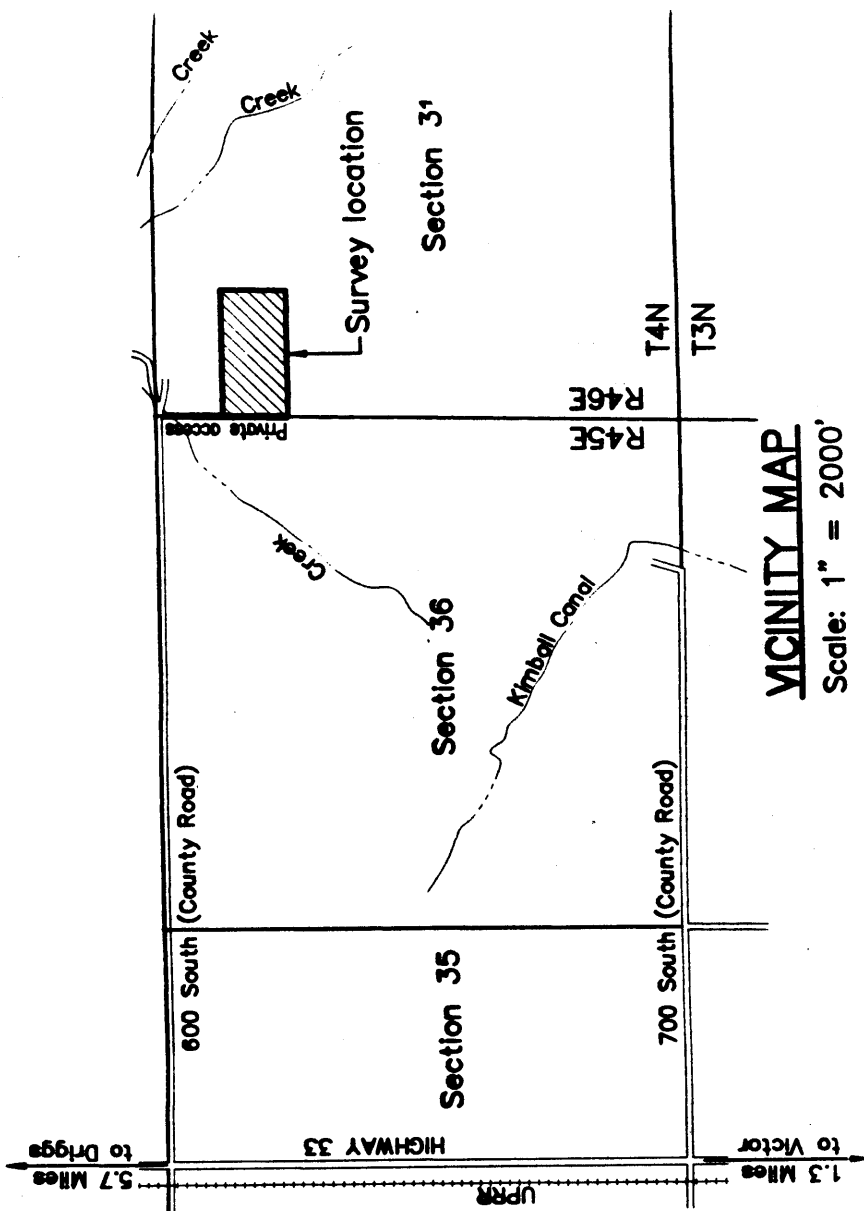
N 01°27'25" E 663.96' (R-AW)
S 01°30'33" W 663.89'

1323.88' (R-AW)
1324.02'

NE 1/4 NW 1/4
USA

50.00' (R-AW)

29.0'



VICINITY MAP

Scale: 1" = 2000'

NOTES

1. Reference Documents:

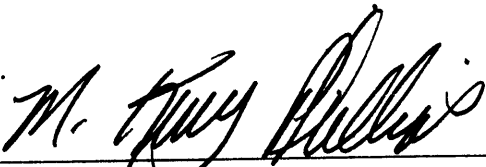
- Deed instrument numbers on file in the Teton County Clerk's office 123635, 123636, 123637, 130224, 142330, 142331, 143874.
 - GLO Survey plats and notes of the original surveys in Section 31, T4N, R46E, B.M., Teton County, Idaho
 - Unrecorded survey map by AW Engineering for Kevin Little; project 2001-090, dated 7/16/01
 - Commitment for Title Insurance by Alliance Title & Escrow Corp., Rexburg, Idaho, Order No. 3050211749-T, dated 11/18/02
2. All bearings and distances are measured unless otherwise noted.
3. Access to this property is via County Road "600 South" and a 30 foot wide easement appurtenant to the subject property, running through the North portion of U.S. Government Lot 1.
4. There were two original surveys in Section 31; the first survey in 1893 was for the West 1/2 of the section only. Therefore, only the corners in the West 1/2 of the section govern this resurvey of Lot 1. The center 1/4 corner position was calculated in the following manner:
East line a straight line from the North 1/4 corner to the South 1/4

V 5303.21'
12.77' (R-AW)
R-GLO 1893)

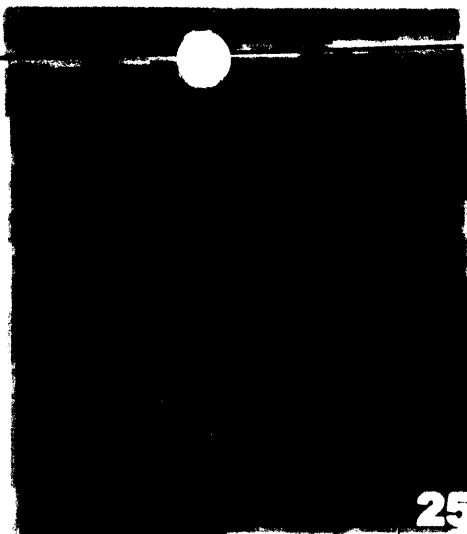
BILL OF SALE

FOR VALUE RECEIVED, M. Kerry Phillips ("Transferor") hereby conveys, transfers, and assigns to Mark Baker and Carolyn Baker, (" Transferee") 4 shares of stock in Fox Creek Canal Company Incorporated and 4 shares of stock in Rock Road Sprinkler Irrigation Corporation. Transferor warrants that he is the owner of said stock and that said stock is free from all encumbrances.

DATED this 6th day of January, 2003.



M. Kerry Phillips



25



LITTLE, RANDALL G

#3



LITTLE, SHEREE

#1

BAKER, MARK

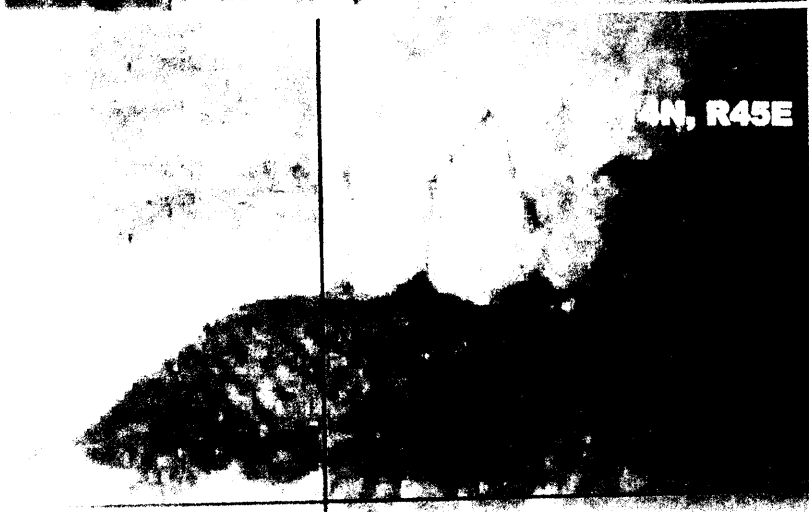
#2



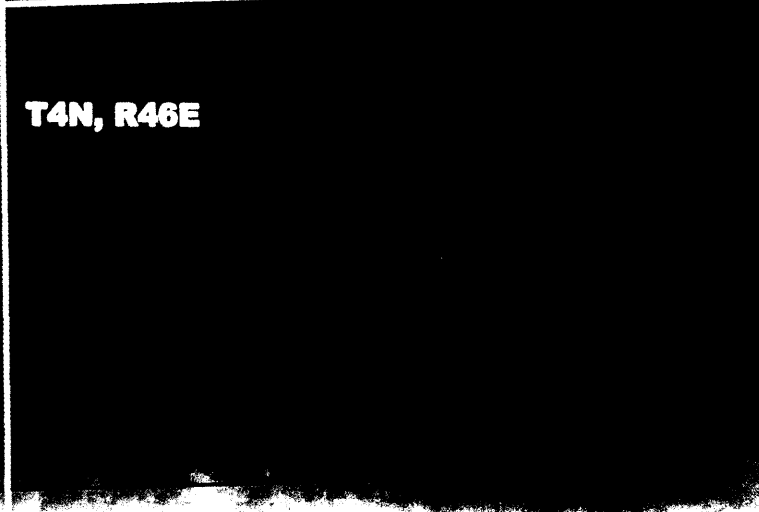
LITTLE, DAVID VERN & KAREN ANN



LITTLE, DAVID VERN & KAREN A



4N, R45E



T4N, R46E