

DK
JC
6/20/01

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

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

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
<u>A29-07060</u>		
<u>29-12037 - partial decree</u>		
_____	_____	_____
_____	_____	_____
_____	_____	_____

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

- A. The appropriate **FILING FEE**. See instructions for fee amounts.
- 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) Joseph H. Frank
4. New Owner/Claimant(s) Ruth A. Frank Living Trust (dated 1/10/97)
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address _____
- City, State and ZIP Code _____
- New Telephone Number () _____
5. Date you acquired the property 1/10/97 (date of Ruth A. Frank Living Trust)

346508

STATE OF IDAHO.

COUNTY OF Bannock

}

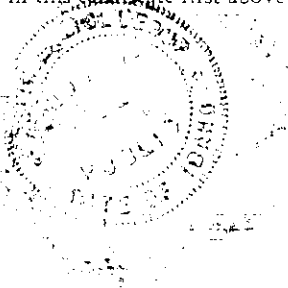
On this 11th day of September, in the year 1950, before me

a Notary Public in and for said County and

State, personally appeared Albert M. Smith and Helen C. Smith, husband and wife

known 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.



Keith L. Moller
 Notary Public

Residence Pocatello, Idaho

WARRANTY DEED

346508

10

Dated _____, 19____

STATE OF IDAHO.

COUNTY OF _____ } ss:

I hereby certify that this instrument
 was filed for record at the request of

at _____ minutes past
 o'clock M., this _____ day of

A. D. 19____
 at my office and duly recorded in Book

of Deeds at page _____

Ex-Officio Recorder

By _____

Deputy

Fee, \$ _____

346508

Joseph H. Frank
 Route # 1, South

JUL 17 3 41 PM '51

CHIEF CLERK
 CLERK
 143

97019101

CORRECTED WARRANTY DEED

9702109D

For Value Received, RUTH A. FRANK.

Hereinafter called grantor, hereby grants, bargains, sells and conveys unto: RUTH A. FRANK, Trustee, or her successors in trust, under the RUTH A. FRANK LIVING TRUST dated January 10, 1997, and any amendments thereto.

Hereinafter called the grantee, whose current address is:

4300 Tech Farm Rd.
Pocatello, ID 83204-3770

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

SEE EXHIBIT A

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees 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 they are free from all encumbrances except as described above and that Grantor will warrant and defend the same from all lawful claims whatsoever.

DATED:

Ruth A. Frank
RUTH A. FRANK

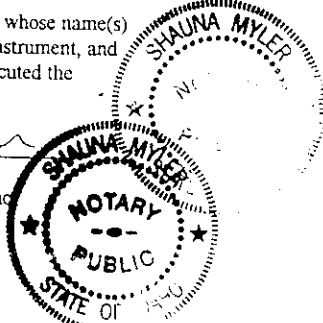
STATE OF IDAHO, COUNTY OF BANNOCK

On this 12-8-97 before
me, a notary public in and for said State, personally
appeared

RUTH A. FRANK

known to me to be the person(s) whose name(s)
is/are subscribed to the within instrument, and
acknowledged to me that he executed the
same.

Shauna Myler
Notary Public
Residing at Pocatello, Idaho
Comm. Expires 8-13-99



STATE OF IDAHO, COUNTY OF

I hereby certify that this instrument was filed for
at the request of
at _____ minutes past _____ o'clock _____ m.
this _____ day of _____,
19____, in my office, and duly recorded in Book of
Deeds at page _____

Ex-Officio Recorder

By _____
Deputy.

Fees \$ _____
Mail to: _____

97 DEC 8 AM 11 49

No. 97021091

Recorded at request of

Ruth Frank

Date

Recording Fee 700

Commencing at the Southwest corner of Lot 2, Section 7, Township 7 South Range 35 East Boise Meridia thence East along the Southerly boundary of said Lot 2 a distance of 2 rods; thence running North and parallel with the Westery boundary line of said Lot 2 a distance of 32 rods for the beginning point of the following survey, thence running in an Easterly direction and parallel with Southerly boundary line of Lot 2 a distance of 1226.8 feet, more or less to Easterly boundary line of said Lot 2, thence at right angles to last described line and running in Northerly direction along Easterly boundary line of said Lot 2 a distance of 20 rods; thence at right angles to last described line and running in a westerly direction and parallel to Southerly line of said Lot 2 a distance of 1226.8 feet, more or less to a point that is 2 rods East of the west boundary line of said Lot 2, thence at right angles to last described line and running in a Southerly direction and parallel with the Westery boundary of said Lot 2 a distance of 20 rods to the point of beginning, comprising approximately 10 acres.

Together with all canals, ditches, water and water rights appertaining thereto.

WARRANTY DEED

97019101

For Value Received, RUTH A. FRANK.

Hereinafter called grantor, hereby grants, bargains, sells and conveys unto: RUTH A. FRANK, Trustee, or her successors in trust, under the RUTH A. FRANK LIVING TRUST dated November 07, 1996, and any amendments thereto.

Hereinafter called the grantee, whose current address is: 4300 Tech Farm Rd.
Pocatello, ID 83204-3770

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

SEE EXHIBIT "A"

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees 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 they are free from all encumbrances except as described above and that Grantor will warrant and defend the same from all lawful claims whatsoever.

DATED:

Ruth A. Frank
RUTH A. FRANK

STATE OF IDAHO, COUNTY OF BANNOCK
On this 10 Nov 1997 before
me, a notary public in and for said State, personally
appeared
RUTH A. FRANK

known to me to be the person(s) whose name(s)
is/are subscribed to the within instrument, and
acknowledged to me that he executed the
same.

M. Gray Atkinson
Notary Public
Residing at Pocatello, Idaho
Comm. Expires 08-01-98

NOTARY SEAL

STATE OF IDAHO, COUNTY OF
I hereby certify that this instrument was filed for
at the request of
at _____ minutes past _____ o'clock _____ m.
this _____ day of _____,
19____, in my office, and duly recorded in Book of
Deeds at page _____

Ex-Officio Recorder

By _____
Deputy.

Fees \$

Mail to:

'97 NOV 5 AM 10 34

No. 97019101
Recorded at request of

M. Gray Atkinson

Date _____

Official Record Book 699

1 - 97019101 - 2 - 1000

2-2

Commencing at the Southwest corner of Lot 2, Section 7, Township 7 South Range 35 East Boise Meridian, thence East along the Southerly boundary of said Lot 2 a distance of 2 rods; thence running North and parallel with the westerly boundary line of said Lot 2 a distance of 32 rods for the beginning point of the following survey, thence running in an Easterly direction and parallel with Southerly boundary line of Lot 2 a distance of 1226.8 feet, more or less to Easterly boundary line of said Lot 2, thence at right angles to last described line and running in Northerly direction along Easterly boundary line of said Lot 2 a distance of 20 rods; thence at right angles to last described line and running in a westerly direction and parallel to Southerly line of said Lot 2 a distance of 1226.8 feet, more or less to a point that is 2 rods East of the west boundary line of said Lot 2, thence at right angles to last described line and running in a Southerly direction and parallel with the westerly boundary of said Lot 2 a distance of 20 rods to the point of beginning, comprising approximately 10 acres.

Together with all canals, ditches, water and water rights appertaining thereto.

'97 NOV 5 AM 10 34

No. 97019101

Recorded at request of

M. Shaw Atkinson

2-1

COPY

97012564

PERSONAL REPRESENTATIVE'S DEED

THIS DEED, made by RUTH A. FRANK, as Personal Representative of the Estate of JOSEPH HARRY FRANK, deceased, Grantor, to RUTH A. FRANK, Grantee, whose current address is 4300 Tech Farm Rd, Pocatello, ID. 83204-3770.

WHEREAS, Grantor is the qualified personal representative of said estate, filed as Case No. SP 1E 97-00099, in Bannock County, Idaho;

THEREFORE, for valuable consideration received, Grantor quitclaims, transfers, and conveys to Grantee the following described real property in Bannock County, Idaho:

Commencing at the Southwest corner of Lot 2, Section 7, Township 7 South Range 35 East Boise Meridian, thence East along the Southerly boundary of said Lot 2 a distance of 2 rods; thence running North and parallel with the Westerly boundary line of said Lot 2 a distance of 32 rods for the beginning point of the following survey, thence running in an Easterly direction and parallel with Southerly boundary line of Lot 2 a distance of 1226.8 feet, more or less to Easterly boundary line of said Lot 2, thence at right angles to last described line and running in Northerly direction along Easterly boundary line of said Lot 2 a distance of 20 rods; thence at right angles to last described line and running in a westerly direction and parallel to Southerly line of said Lot 2 a distance of 1226.8 feet, more or less to a point that is 2 rods East of the west boundary line of said Lot 2, thence at right angles to last described line and running in a Southerly direction and parallel with the Westerly boundary of said Lot 2 a distance of 20 rods to the point of beginning, comprising approximately 10 acres.

Together with all canals, ditches, water and water rights appertaining thereto.

EXECUTED this 26th day of March, 1997.

Ruth A. Frank
RUTH A. FRANK

Personal Representative of the
Estate of JOSEPH HARRY FRANK, deceased.

STATE OF IDAHO

COUNTY OF BANNOCK

)
: ss
)

2-2

97012564

On this 26th day of March, 1997, before me, the undersigned, a notary public in and for said state, personally appeared, RUTH A. FRANK, known or identified to me to be the person whose name is subscribed to the within instrument, as Personal Representative of the Estate of JOSEPH HARRY FRANK, deceased, and acknowledged to me that (s)he executed the same as such Personal Representative.

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

NOTARY SEAL

M. Gary Atkinson
NOTARY PUBLIC
Residing at: Luna Falls, ID
My Commission Expires: 08/08/02

NO 97012564
RECORDED AT REQUEST OF
M. GARY ATKINSON ATT.
37 JUL 28 AM 10 52
ORIGINAL BOOK NO 692
BANNOCK COUNTY IDAHO
LARRY W CHAN RECORDER
FEE 6.00 DEPUTY LK

COPY

QUIT CLAIM DEED

THIS INDENTURE, Made the 11th day of September in the year of our Lord
One Thousand Nine Hundred and fifty between Joseph M. Frank and Ruth A.
Frank, husband and wife of Rocatello, of the County of Bannock
and State of Idaho the parties of the first part, and Albert M. Smith and Helen C.
Smith, husband and wife of Rocatello, of the County of Bannock
and State of Idaho, the parties of the second part,

WITNESSETH, That the said parties of the first part, for and in consideration of the sum of
TEN AND NO/100 - - - - - DOLLARS,
lawful money of the United States of America, to them in hand paid by the said parties of the second part, the
receipt whereof is hereby acknowledged, do by these presents demise, release and forever Quit claim unto the said
parties of the second part, and to their heirs and assigns
all that certain real estate situated in
Bannock County, of the State of Idaho, particularly described as follows, to-wit:

Commencing at the Southwest corner of Lot 2, Section 7,
Township 7 South Range 35 East Boise Meridian, thence east
along the Southerly boundary of said Lot 2 a distance of 2
rods; thence running North and parallel with the Westerly
boundary line of said Lot 2 a distance of 32 rods for the
beginning point of the following survey, thence running in
an Easterly direction and parallel with Southerly boundary
line of Lot 2 a distance of 1226.8 feet, more or less to
Easterly boundary line of said Lot 2, thence at right angles
to last described line and running in Northerly direction
along Easterly boundary line of said Lot 2 a distance of 20
rods; thence at right angles to last described line and
running in a westerly direction and parallel to Southerly line
of said Lot 2 a distance of 1226.8 feet, more or less to a
point that is 2 rods east of the West boundary line of said
Lot 2, thence at right angles to last described line and
running in a Southerly direction and parallel with the Westerly
boundary of said Lot 2 a distance of 20 rods to the point of
beginning, comprising approximately 10 acres.
Together with all canals, ditches, water and water rights
appertaining thereto.

Together with all and singular, the tenements, hereditaments and appurtenances thereunto belonging, or in anywise
appertaining, and the reversion and reversions, remainder and remainders, rents, issues and profits thereof.

TO HAVE AND TO HOLD all and singular the said premises, together with the appurtenances unto said
parties of the second part, and to their heirs and assigns forever.

IN TESTIMONY WHEREOF, The said parties of the first part have hereunto set their hands and
seals the day and year first above written.

Signed, Sealed and Delivered in the Presence of

..... [SEAL]
..... [SEAL]

County of Sanrock } SS.

On this 11th day of September in the year 19 50, before me,
a Notary Public
in and for said County and State personally appeared Joseph M. Frank and Ruth A. Frank
husband and wife

known 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.

Keith E. Hollenup
Notary Public.
Residence Pocatello, Idaho.

No. _____
TO _____
Dated _____, 19____
QUIT CLAIM DEED
STATE OF IDAHO,
County of _____ } SS.
I hereby certify that this instrument was filed for
record at request of _____
of _____ minutes past
_____ o'clock, _____ M.,
this _____ day of _____,
A. D. 19____, in my office and duly recorded in
Book _____ of Deeds of page _____
Ex-Officio Recorder.
By _____ Deputy.
Fee, \$ _____
FRIMM & SONS, POCATELLO, IDAHO

COPY

346508

THIS INDENTURE, made this 11th day of Sept. in the year of our Lord, One Thousand Nine Hundred and fifty between

Albert M. Smith and Helen J. Smith, husband and wife of Pocatello, County of Bannock, State of Idaho the parties of the first part, and Joseph M. Frank and Ruth A. Frank, husband and wife

of Pocatello, County of Bannock, State of Idaho the parties of the second part:

WITNESSETH: That the said parties of the first part, for and in consideration of the sum of TEN AND NO/100 - - - - - DOLLARS,

lawful money of the United States of America, to them in hand paid by the said parties of the second part, the receipt whereof is hereby acknowledged do by these presents, Grant, Bargain, Sell and Convey and Confirm unto said parties of the second part, and to their heirs and assigns forever: All that certain lot, piece or parcel of land situate, lying and being in the County of Bannock, State of Idaho, bounded and more particularly described as follows, to-wit:

Commencing at the southwest corner of Lot 2, Section 7, Township 7 South Range 35 East Boise meridian, thence East along the Southerly boundary of said Lot 2 a distance of 2 rods; thence running North and parallel with the westerly boundary line of said Lot 2 a distance of 32 rods for the beginning point of the following survey, thence running in an Easterly direction and parallel with Southerly boundary line of Lot 2 a distance of 1226.8 feet, more or less to Easterly boundary line of said Lot 2, thence at right angles to last described line and running in Northerly direction along Easterly boundary line of said Lot 2 a distance of 20 rods; thence at right angles to last described line and running in a westerly direction and parallel to Southerly line of said Lot 2 a distance of 1226.8 feet, more or less to a point that is 2 rods east of the west boundary line of said Lot 2, thence at right angles to last described line and running in a Southerly direction and parallel with the westerly boundary of said Lot 2 a distance of 20 rods to the point of beginning, comprising approximately 10 acres.

Together with all canals, ditches, water and water rights appertaining thereto.

Together with all and singular, the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and the rents, issues and profits thereof.

TO HAVE AND TO HOLD, all and singular, the said premises, together with the appurtenances and privileges thereunto incident unto the said parties of the second part, and to their heirs and assigns forever and the said parties of the first part, and their heirs warrant the said premises in the quiet and peaceable possession of the said parties of the second part, their heirs and assigns against the said parties of the first part, and their heirs and against all and every person or persons whomsoever, lawfully claiming or to claim the same, shall and will warrant and by these presents forever defend.

IN WITNESS WHEREOF, the said parties of the first part have hereunto set their hands and seals the day and year first above written.

Signed, Sealed and Delivered in the Presence of

Robert M. Smith [SEAL]
Helen J. Smith [SEAL]
[SEAL]
[SEAL]



RECEIVED

JUN 20 2001

Department of Water Resources
Eastern Region

4300 Tech Farm Road
Pocatello, ID 83204-3710
June 18, 2001

Ms. Cheri Vandermeulen, Records Clerk
State Department of Water Resources
900 North Skyline Drive, Suite A
Idaho Falls, ID 83402-1718

Re: Water Right A29-07060

Dear Ms. Vandermeulen:

As requested in your letter dated June 5, 2001, enclosed is the completed "Change in Ownership" form for the above-referenced water right.

As a matter of record, please note that there was no change in ownership of the property, which has been owned by Joseph H. and Ruth A. Frank since September 11, 1950. The water right referenced above was issued in the name of Joseph H. Frank. He passed away on September 19, 1996 and at that time I became sole owner of the property. Shortly after that I had the property transferred to the Ruth A. Frank Living Trust. Consequently, the purpose for submitting this form is place the water right in the name of the Trust.

If you have any questions or need additional information concerning this matter, please feel free to contact me at the above address.

Sincerely,



Ruth A. Frank

- encs. - Change of Ownership form
- Copy of Warranty Deed & Legal Description
- Filing Fee Check for \$25.00

RAF:o