

JUN 28 2022

NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

Department of Water Resources
Eastern Region

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?
29-595A	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:

ROGER BURRUP & JAY BURRUP

Name of current water right holder/claimant

3. New Owner(s)/Claimant(s):

RICKY ARMSTRONG & PEGGY ARMSTRONG

New owner(s) as listed on the conveyance document

Name connector ☒ and ☐ or

1380 NORTH GALE MOUNTAIN RD

POCAHELLO

ID

83204

Mailing address

City

State

Zip

208-221-9560

rla5372@aol.com

Telephone

Email

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 ☐

- o 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: Ricky L. Armstrong

Signature of new owner/claimant

Ricky Armstrong

Print name

Title, if applicable

Date

6-24-2022

- Signature: Peggy Armstrong

Signature of new owner/claimant

Peggy Armstrong

Print name

Title, if applicable

Date

6-24-2022

For IDWR Office Use Only:

Received by: OKH Date: 6/28/22Receipt No. E048270Receipt Amt. \$25.00 (total \$275.00) ^{check}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 gahDate 7-18-22

[Signature]
ANERITILE

501061AM

WARRANTY DEED

FOR VALUE RECEIVED, ROGER CLYDE BURRUP, a married man dealing with his sole and separate property, whose address is 4 Honey Locust Court, Little Rock, AR 72211 and JAY GREAVES BURRUP, a married man dealing with his sole and separate property, whose address is 6602 West King Valley Road, West Valley City, UT 84128 (hereinafter jointly referred to as "Grantors") do hereby grant, bargain, sell, and convey unto RICKY LYNN ARMSTRONG and PEGGY DARLOU ARMSTRONG, Husband and Wife, whose address is 1380 North Gale Mountain Road, Pocatello, ID 83204 (hereinafter referred to as "Grantees") their heirs and assigns forever, the following described premises ("Real Property") located in Bannock County, Idaho, to-wit:

RA
PA

SEE EXHIBIT "A" ATTACHED HERETO AND INCORPORATED BY REFERENCE

TOGETHER WITH all appurtenant water rights pertaining to the Real Property particularly described in Exhibit "A" attached hereto, including Idaho water rights #29-595A for 1.54 CFS from Left Fork Marsh Creek for the irrigation of 77 acres and Marsh Creek Water District No 29H water right and shares (hereinafter "Water Rights"), if any.

TO HAVE AND TO HOLD the said premises, with their appurtenances, including all gas, oil and mineral rights, if any.

SUBJECT TO THE FOLLOWING:

1. Rights of way, easements, irrigation canals, ditches, reservations and restrictions whether or not of public record;
2. The Water Rights, if any, have not been used for some time due to an unreliable supply of water and lack of a delivery system. The Water Rights are sold "as is", "where-is", without covenant or any express or implied warranty that such Water Rights exist, or are enforceable, or that such Water Rights have been beneficially used, or are usable by the Grantees, or that such Water Rights have not been abandoned or forfeited as provided by the laws

WARRANTY DEED

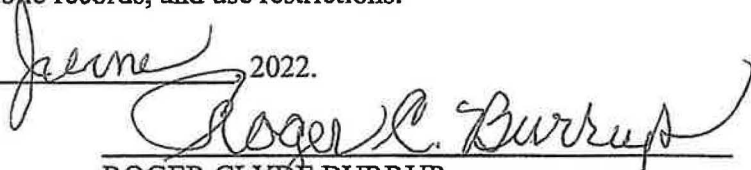
file/burru/armstrong/warranty deed.06.14.22

of the State of Idaho. The Water Rights have not been used, or attempted to be used, by Grantors or Grantees at any time since Grantees began leasing the Real Property from Grantors. Any attempts to enforce, or acquire, or continue, or use such Water Rights, if any, will be undertaken by Grantees at their sole cost and expense.

3. The annual Water Assessment issued by Marsh Creek Water District No. 29H after date of closing and subsequent years.
4. Real property taxes prorated after date of closing for 2022 and subsequent years;
5. Federal patents, building and use restrictions, zoning regulations and ordinances of any governmental unit;
6. The special exceptions listed in Schedule B of the standard form Owner's Title Insurance Policy attached hereto as Exhibit "B" and by reference incorporated herein;
7. Grantors do not represent or warrant the exact acreage thereof;
8. Grantors do not represent or warrant the environmental conditions or status of the real property and farm lands or any appurtenances thereon;
9. Grantors do not make any representations or warranties as to the condition, existence, or usability of the land or appurtenances;

Grantors do hereby covenant that they are the owners in fee simple of said premises, that they are free from all encumbrances, except as provided herein, and excepting discrepancies, conflicts in boundary lines, shortage in area, encroachments or any other facts which a correct survey would disclose, claims not shown by the public records, and use restrictions.

DATED this 16 day of June, 2022.



ROGER CLYDE BURRUP

JAY GREAVES BURRUP

WARRANTY DEED

file/burrup/armstrong/warranty deed.06.14.22

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DATED this 17 day of June, 2022.

ROGER CLYDE BURRUP

Jay Greaves Burrup

JAY GREAVES BURRUP

STATE OF ARKANSAS)

County of Pulaski) ss.

On this 16th day of JUNE, 2022, before me, the undersigned notary public, personally appeared Roger Clyde Burrup known or identified 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 hand and affixed my official seal the day and year in this certificate first above written.



Michele Hester
Notary Public for Arkansas
Residing at Sherwood, Arkansas
My Commission Expires: May 6, 2025

STATE OF UTAH)

County of _____) ss.

On this _____ day of _____, 2022, before me, the undersigned notary public, personally appeared Jay Greaves Burrup known or identified 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 hand and affixed my official seal the day and year in this certificate first above written.

Notary Public for Utah
Residing at _____, Utah
My Commission Expires: _____

STATE OF ARKANSAS)

) SS.

County of _____)

On this _____ day of _____, 2022, before me, the undersigned notary public, personally appeared Roger Clyde Burrup known or identified 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 hand and affixed my official seal the day and year in this certificate first above written.

Notary Public for Arkansas

Residing at _____, Arkansas

My Commission Expires: _____

STATE OF UTAH)

) ss.

County of Salt Lake

On this 17 day of June, 2022, before me, the undersigned notary public, personally appeared Jay Greaves Burrup known or identified 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 hand and affixed my official seal the day and year in this certificate first above written.

Notary Public for Utah

Residing at 3225 W. 4700 S Taylorsville, Utah

My Commission Expires: May 7th 2025

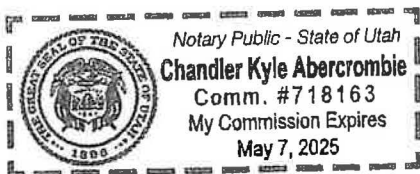


EXHIBIT "A"

501061AM

A parcel of land located in the Northwest 1/4, Section 8, Township 12 South, Range 38 East, Boise Meridian, being a portion of the land described in deed instrument 21305507 recorded in the records of Bannock County Idaho, more particularly described as follows:

COMMENCING at the Center 1/4 Corner of Section 8, being marked by a 3" dia. aluminum cap monument stamped PLS 10342, of the records of Bannock County Idaho;

Thence North 00°04'47" East (Basis of Bearing per the East zone of the Idaho State Plane Coordinate System) along the Meridional centerline of Section 8, a distance of 274.75 feet, to the Northeast corner of a parcel of land described in deed instrument 20927229, being marked by a 1/2" dia. x 24" long iron pin, with a plastic cap inscribed PLS 10342, THE TRUE POINT OF BEGINNING;

Thence North 89°36'39" West, along the north line, of said deed, a distance of 330.00 feet, being marked by a 1/2" dia. x 24" long iron pin, with a plastic cap inscribed PLS 10342;

Thence South 00°04'47" West, along the west line of said deed, a distance of 249.75 feet, to a point on the north line of an existing Right of Way Line as described in deed instrument 18920, being marked by a 1/2" dia. x 24" line iron pin with a plastic cap inscribed PLS 10342;

Thence North 89°36'39" West along said Right of Way line, 25.0 feet northerly and parallel with the latitudinal centerline of Section 8, a distance of 2349.72 feet, to a point on the West Line of Section 8, being marked with a 1/2" dia. x 24" iron pin, with a plastic cap inscribed PLS 10342, from said point the West 1/4 corner of Section 8, bears South 00°10'17" East, 25.00 feet;

Thence North 00°10'17" West, along the West line of Section 8, a distance of 2635.20 feet, to the Northwest corner of Section 8, being marked by a 2" dia. aluminum cap, stamped 9169, as described in corner perpetuation and filing record instrument number 20117291;

Thence South 89° 30'12" East, along the North Line of Section 8, a distance of 2691.30 feet, to the North 1/4 Corner of Section 8, being marked by a 5/8" dia. iron pin, as described in corner perpetuation and filing record instrument number 21106979;

Thence South 00°04'47" West, along the Meridional centerline of Section 8, a distance of 2380.31 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 Gary Spackman

July 18, 2022

RICKY LYNN ARMSTRONG
PEGGY DARLOU ARMSTRONG
1380 N GALE MOUNTAIN RD
POCATELLO ID 83204-7215

Re: Change in Ownership for Water Right No(s): 29-595A

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) 287-4942.

Sincerely,

Jean Hersley
Technical Records Specialist 2

Enclosure(s)

c: Water District No. 29H
Water Supply Bank