

SEP 27 2021

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESDepartment of Water Resources
Eastern Region

NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

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. **NO WD**

Water Right/Claim No.	Split?	Leased to Water Supply Bank?	Water Right/Claim No.	Split?	Leased to Water Supply Bank?
29-13876 WP	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: Ronnie & Sherril Tillotson
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): William Jay & Teri D. Barry
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or
5002 Cassie Drive Chubbuck ID 83202
Mailing address City State Zip
208-406-3406 billbarry00@gmail.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: June 1, 2021
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):
o \$25 per *undivided* water right.
o \$100 per *split* water right.
o 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: William J Barry Title, if applicable _____ Date 9/24/21
Signature of new owner/claimant
William J Barry
Print name
- Signature: Teri D. Barry Title, if applicable _____ Date 9/24/21
Signature of new owner/claimant
Teri D. Barry
Print name

For IDWR Office Use Only:
Received by JB Date 9/27/2021 Receipt No. E047397 Receipt Amt. \$25.-
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 JB Processed by JB Date 11/4/2021



WARRANTY DEED

Alliance Title & Escrow, LLC Order No.:554999

FOR VALUE RECEIVED

Sherril I. Tillotson as Trustee of the Tillotson Family Revocable Living Trust

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

William J. Barry and Teri D Barry, husband and wife

whose current address is

**5002 Cassie Dr
Pocatello, ID 83202**

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

Parcel 1:

The Lots numbered 4, 5 and 6 of Section 15, Township 9 South, Range 38 East, Boise Meridian, Bannock County, Idaho, according to the official plat of the survey of the said lands returned to the General Land office by the Surveyor General.

Excepting Therefrom:

A strip of land 60.0 feet wide situate in Government Lot 5 of Section 15, Township 9 South, Range 38 East, Boise Meridian, Bannock County, Idaho, said strip extending Westerly right of way line of the Oregon Short Line Railroad Company, which is parallel with and 50.0 feet distance Southwesterly measured at right angles, from the center line of the Easterly track of said Railroad Company as now constructed and operate, to a straight line drawn at right angles to the hereinafter described center line at the end thereof, being 30.0 feet in width, measured at right angles, on each side of the following described center line and said center line extended, to wit:

BEGINNING at the intersection of said Westerly right of way line and a straight line drawn at right angles to the center line between the double Main Tracks of said Railroad Company from a point thereon that is 4821.4 feet distant Southerly from the North line of said Section 15, measured along said center line between double Main Tracks;

Thence Westerly along a straight line forming an angle of 66°41' from Northwest to West with said Westerly right of way line a distance of 551.6 feet;

Thence Northwesterly along a straight line forming an angle of 59°15' from West to North with the last described line produced a distance of 273.0 feet;

The above described strip of land includes a portion of that certain strip of land 50.0 feet wide upon which an easement for construction and maintenance of a Dike was heretofore granted by William W. Cooper, Delania Cooper and D.H. Cooper to the Oregon Shortline Railroad Company by Deed Dated June 10, 1913.

Also Excepting:

A parcel of land located in Government Lots 5 and 6, Section 15, Township 9 South, Range 38 East, Boise Meridian, Bannock County, Idaho, and more particularly described as follows:

COMMENCING at a Bannock County Brass Cap Monument representing the Southwest corner of said Section 15, said point being 45.923 meters (150.67 feet) right of project centerline station 333+11.227 and the **TRUE POINT OF BEGINNING**.

Thence North 12°33'47" East, 175.079 meters (574.41 feet);

Thence South 78°22'23" East, 4.278 meters (14.04 feet);

Thence along a 695.000 meters (2280.18 feet) radius curve to the right, having a central angle of 29°47'28" an arc distance of 361.366 meters (1185.58 feet) subtended by a chord bearing North 72°03'28" East, 357.309 meters (1172.27 feet) to a point on the Westerly right of way boundary of the Union Pacific Railroad;

Thence along the Westerly right of way boundary of the Union Pacific Railroad,

South 28°22'22" East, 136.025 meters (446.28 feet);

Thence leaving the Westerly right of way boundary of the Union Pacific Railroad and through a 575.000 meter (1886.48 feet) radius curve to the left, having a central angle of 35°35'56", an arc distance of 357.259 meters (1172.11 feet), subtended by a chord bearing South 74°57'43" West, 351.540 meters (1153.34 feet);

Thence South 19°06'16" West, 69.430 meters (227.79 feet);

Thence South 27°58'05" West, 3.868 meters (12.69 feet) to a point on the South line of Section 15;

Thence along the South line of Section 15, South 89°52'38" West, 82.806 meters (271.67 feet) to the **TRUE POINT OF BEGINNING**.

Also Excepting Therefrom:

A parcel of land located in the Government Lot 6 of Section 15, Township 9 South, Range 38 East, Boise Meridian, Bannock County, Idaho, and more particularly described as follows:

COMMENCING at a Bannock County Brass Cap Monument representing the Southwest corner of said Section 15;

Thence along the South line of Section 15, North 89°52'38" East, 567.466 meters (1861.76 feet) to a point on the Easterly right of way boundary of the Union Pacific Railroad, said point being 194.163 meters (637.02 feet) right of project centerline station 340+31.834 and the **TRUE POINT OF BEGINNING**.

Thence along the Easterly right of way boundary of the Union Pacific Railroad, North 28°22'22" West, 376.338 meters (1234.70 feet);

Thence leaving the Easterly right of way boundary of the Union Pacific Railroad, North 82°8'51" East, 40.975 meters (134.43 feet);

Thence South 54°32'45" East, 28.679 meters (94.09 feet);

Thence South 28°57'33" East, 25.598 meters (83.98 feet);

Thence South 7°37'17" East, 40.158 meters (131.75 feet);

Thence South 24°22'01" East, 66.814 meters (219.21 feet);

Thence South 15°10'16" East, 59.361 meters (194.75 feet);

Thence South 12°39'24" East, 26.133 meters (85.74 feet);

Thence South 50°44'42" East, 53.506 meters (175.54 feet);

Thence South 11°54'24" East, 82.130 meters (269.45 feet) to a point on the South line of Section 15;

Thence South 89°52'38" West, 10.038 meters (32.93 feet) to the **TRUE POINT OF BEGINNING**.

Parcel 2:

ALSO INCLUDING:

The Northeast ¼ of the Northeast ¼; The Southeast ¼ of the Northeast ¼ and the East ½ of the Southeast ¼ of Section 16, Township 9 South, Range 38 East, Boise Meridian, Bannock County, Idaho.

Excepting:

A parcel of land in Section 15 and 16, Township 9 South, Range 38 East, Boise Meridian, Bannock County, Idaho, lying West of the Lava Irrigation Company Ltd Canal in Bannock County, Idaho, described as follows:

BEGINNING at the Southeast corner of Section 16, being marked as described in Bannock County Instrument No. 92010514;
 Thence North 12°41'04" East a distance of 594.25 feet to a point West of the Lava Irrigation Company Ltd Canal;
 Thence following points on the West side of the Lava Irrigation Company Ltd Canal over the next nine described courses;

- 1) Thence North 38°06'54" West a distance of 212.10 feet to the West line of Section 15 and the East line of Section 16;
 - 2) Thence continuing North 38°06'54" West a distance of 484.30 feet;
 - 3) Thence North 17°17'54" West a distance of 786.00 feet;
 - 4) Thence North 20°29'26" West a distance of 665.08 feet;
 - 5) Thence North 01°39'41" West a distance of 812.68 feet;
 - 6) Thence North 05°12'33" East a distance of 604.63 feet;
 - 7) Thence North 16°49'58" East a distance of 670.88 feet;
 - 8) Thence North 38°48'02" East a distance of 461.68 feet;
 - 9) Thence North 33°45'53" East a distance of 446.09 feet to the Northeast corner of Section 16;
- Thence North 89°51'54" West along the North line of Section 16 a distance of 2632.000 feet to the North ¼ corner of Section 16;
 Thence South 00°08'06" West along the meridional centerline of Section 16, a distance of 5288.68 feet to the South ¼ corner of Section 16;
 Thence South 89°52'25" East along the South line of Section 16 a distance of 2647.50 feet to the POINT OF BEGINNING.

Parcel 3:
ALSO INCLUDING:

Lot 7 and Lot 8, and a tract of land located in the Northwest ¼ of Section 22, Township 9 South, Range 38 East, Boise Meridian, near Lava, Bannock County, Idaho, described as follows:

COMMECING at the Northeast corner of Section 21, being marked by a ¾" iron rod;
 Thence East, following the North line of Section 22, a distance of 645.70 feet to the intersection of a long established fence line and marked by a ½" rod with a yellow plastic cap;
 Thence continuing East, along the North line of Section 22, a distance of 676.26 feet to the West 1/16 corner of the North line of Section 22, and marked by a ½" iron rod by a Cedar Post;
 Thence South following the West 1/16 line, a distance of 152.60 feet to a point marked by a ½" iron rod with Yellow Plastic cap;
 Thence North 62°51' West a distance of 83.50 feet to a corner fence post;
 Thence South 85°18' West following an established fence line a distance of 363.34 feet to a fence corner post;
 Thence North 58°59' West following an established fence line, a distance of 279.88 feet, more or less, to the TRUE POINT OF BEGINNING.

Excepting Therefrom:

A parcel of land located in part of Lots 7 and 8, Section 22 and part of Lot 6, Section 15, Township 9 South, Range 38 East, Boise Meridian, Bannock County, Idaho and further described as follows:

BEGINNING at the Northwest corner of said Section 22, from which the West ¼ corner of Section 22 bears South 00°02'55" West 2647.20 feet;
 Thence North 89°59'18" East 1911.55 feet along the North line of said Section 22;

Thence North 00°00'42" West 244.52 feet to a found rebar with cap labeled, PLS 9169 set at the intersection of the Easterly right of way line of Old Highway 30 and the left bank of the Portneuf River, the TRUE POINT OF BEGINNING.

Thence North 78°37'19" East 292.18 feet along said East bank to a found rebar with cap labeled, PLS 9169;

Thence South 77°40'46" East 99.18 feet along said East bank to a found rebar with cap labeled, PLS 9169;

Thence South 24°29'51" East 216.81 feet along said East bank to a found rebar with cap labeled, PLS 9169;

Thence South 01°22'48" East 303.68 feet along said East bank to a found rebar with cap labeled, PLS 9169;

Thence South 13°41'06" East 134.54 feet along said East bank to a found rebar with cap labeled, PLS 9169;

Thence South 38°46'34" East 141.97 feet along said East bank to a found rebar with cap labeled, PLS 9169;

Thence South 63°46'17" East 225.13 feet along said East bank to a found rebar with cap labeled, PLS 9169;

Thence South 17°41'08" East 106.97 feet along said East bank to a found rebar with cap labeled, PLS 9169;

Thence South 26°10'05" West 164.85 feet along said East bank to a found rebar with cap labeled, PLS 9169;

Thence South 11°07'43" East 302.12 feet along said East bank to a found rebar with cap labeled, PLS 9169;

Thence South 71°43'15" East 160.86 feet along said East bank to a found rebar with cap labeled, PLS 9169;

Thence North 77°31'41" East 252.53 feet along said East bank to a found rebar with cap labeled, PLS 9169;

Thence South 86°12'09" East 153.67 feet along said East bank to a found rebar with cap labeled, PLS 9169;

Thence South 20°56'40" East 273.76 feet along said East bank to a found rebar with cap labeled, PLS 9169.

Thence South 39°21'36" West 303.19 feet along said East bank to a found rebar with cap labeled, PLS 9169.

Thence South 08°08'21" East 259.43 feet along said East bank to a found rebar with cap labeled, PLS 9169.

Thence South 28°35'26" West 295.22 feet along said East bank to a found rebar with cap labeled, PLS 9169.

Thence South 15°03'18" West 231.30 feet along said East bank to a found rebar with cap labeled, PLS 8626.

Thence South 21°17'50" West 68.95 feet along said East bank to a found rebar with cap labeled, PLS 8626.

Thence South 19°40'32" East 105.34 feet along said East bank to a found rebar;

Thence South 40°43'04" East 158.83 feet along said East bank to a found rebar with cap labeled, PLS 8626;

Thence South 05°40'36" East 20.75 feet along said East bank to a found rebar with cap labeled, PLS 8626 set on the latitudinal centerline of said Section 22;

Thence South 89°59'30" West 99.99 feet along said centerline to the Southeast corner of that parcel of land owned by Cem, Inc. as recorded Under Instrument No. 20125111 and shown on Record of Survey Instrument No. 92010519 in the official records of Bannock County.

Thence North 50°00'42" West 75.04 feet along the East line of said Cem, Inc., parcel;

Thence North 30°00'42" West 289.93 feet along said East line to the Northeast corner of said Cem, Inc. Parcel;

Thence South 89°59'18" West 150.24 feet along the North line of said parcel to a 5/8" rebar with cap labeled, "A.A. Hudson, PLS 13173" set on the Easterly right of way line of said Old Highway 30;

Thence North 10°48'01" East 30.02 feet along said Easterly right of way line to the BEGINNING of a 1943.00 foot radius curve concave to the Southwest;

Thence Northwesterly along said curve through a central angle of 28°25'32" a distance of 963.96 feet (chord + North 03°24'44" West 954.10 feet) to the meridional centerline of said Section 22;

Thence North 00°02'36" East 42.50 feet along said centerline to a found rebar with cap labeled, PLS 5074 set on the North 1/16th corner of said Section 22;
 Thence South 89°59'22" West 14.07 feet along the South line of said Lot 7 to said East right of way line of Old Highway 30, said point being on a 1943.00 foot radius non-tangent curve concave to Southwest whose center bears South 71°03'19" West;
 Thence Northwesterly along said curve through a central angle of 09°15'17", a distance of 313.85 feet (chord + North 23°34'20" West 313.50 feet);
 Thence North 28°11'59" West 980.20 feet along said right of way line to the BEGINNING of a 922.00 foot radius curve concave to the Northeast;
 Thence Northwesterly along said curve through a central angle of 16°41'00" a distance of 268.47 feet (chord + North 19°51'29" West 267.52 feet);
 Thence North 11°30'59" West 168.61 feet along said right of way line to the TRUE POINT OF BEGINNING.

Also Except All that portion of land lying within the Oregon Shortline Railroad Company Right of Way.

Also Excepting therefrom a parcel of land located in lot 8 Section 22 Township 9 South Range 38 East, Boise Meridian, Bannock County, Idaho, more particularly described as follows: BEGINNING at the Southwest corner of Lot 8, the Center of Section 22;

Thence North 0°03'18" East along the meridional centerline of Section 22, 299.30 feet;

Thence East 202.15 feet to the right bank of the Portneuf River;

Thence in successive courses along the right bank of the Portneuf River South 30°00'00" East 289.93 feet;

And South 50°00'00" East 75 feet to an intersection with the latitudinal centerline of Section 22;

Thence West along the Latitudinal centerline 404.86 feet to the TRUE POINT OF BEGINNING

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: June 1, 2021

Sherril I. Tillotson as Trustee of the Tillotson Family Revocable Living Trust

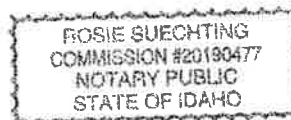

 Sherril I. Tillotson, Trustee

State of Idaho } ss.
 County of Bannock }

On this 2 day of June, 2021, before me, Rosie Suechting, a Notary Public in and for said state, personally appeared Sherril I Tillotson known or identified to me to be the person whose name is subscribed to the foregoing instrument as trustee of the Tillotson Family Revocable Living Trust,

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


 Rosie Suechting
 Notary Public for the State of Idaho
 Residing at: Pocatello, ID
 Commission Expires: 03/07/2025





IDAHO DEPARTMENT OF
WATER RESOURCES

Eastern Region • 900 N Skyline Drive, Suite A • Idaho Falls, ID 83402-1718

Phone: 208-525-7161 • Fax: 208-525-7177 • Email: easterninfo@idwr.idaho.gov • Web: idwr.idaho.gov

Governor Brad Little

Director Gary Spackman

November 05, 2021

WILLIAM J BARRY
TERI BARRY
5002 CASSIE DR
CHUBBUCK ID 83202-5252

Re: Change in Ownership for Water Right No(s): 29-13876

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) 497-3787.

Sincerely,

Jonie Barg
Technical Records Specialist 1

Enclosure(s)