

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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 #6 of the instructions. *✓ DB*

Water Right/Claim No.	Split?	Leased to Water Supply Bank?	Water Right/Claim No.	Split?	Leased to Water Supply Bank?
29-2016 A	Yes <input checked="" type="checkbox"/>	Yes <input type="checkbox"/>	29-2016A	Yes <input type="checkbox"/>	Yes <input type="checkbox"/>
29-11620 A	Yes <input checked="" type="checkbox"/>	Yes <input type="checkbox"/>	29-14350	Yes <input type="checkbox"/>	Yes <input type="checkbox"/>
	Yes <input type="checkbox"/>	Yes <input type="checkbox"/>	29-11620A	Yes <input type="checkbox"/>	Yes <input type="checkbox"/>
	Yes <input type="checkbox"/>	Yes <input type="checkbox"/>	29-14353	Yes <input type="checkbox"/>	Yes <input type="checkbox"/>
	Yes <input type="checkbox"/>	Yes <input type="checkbox"/>		Yes <input type="checkbox"/>	Yes <input type="checkbox"/>

2. Previous Owner's Name: Demar W. Gilbert Or Gradyn D. Staley

Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): James K Guthrie Jr

New owner(s) as listed on the conveyance document

Name connector and or and/or

320 S Marsh Creek Rd McCammon Idaho 83250

Mailing address City State ZIP

(208) 251-9303 jim.baltar@hotmail.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. If the water right is leased to the Water Supply Bank changing ownership of a water right will reassign to the new owner any Water Supply Bank leases associated with the water right. Payment of revenue generated from any rental of a leased water right requires a completed IRS Form W-9 for payment to be issued to an owner. A new owner for a water right under lease shall supply a W-9. Water rights with multiple owners must specify a designated lessor, using a completed Lessor Designation form. Beginning in the calendar year following an acknowledged change in water right ownership, compensation for any rental will go to the new owner(s).

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

SUPPORT DATA

IN FILE # 29-2016A

8. Signature: *Jim Guthrie Jr* *owner* 8-31-20

Signature of new owner/claimant

Title, if applicable

Date

Signature: _____ Title, if applicable: _____ Date: _____

Signature of new owner/claimant

Title, if applicable

Date

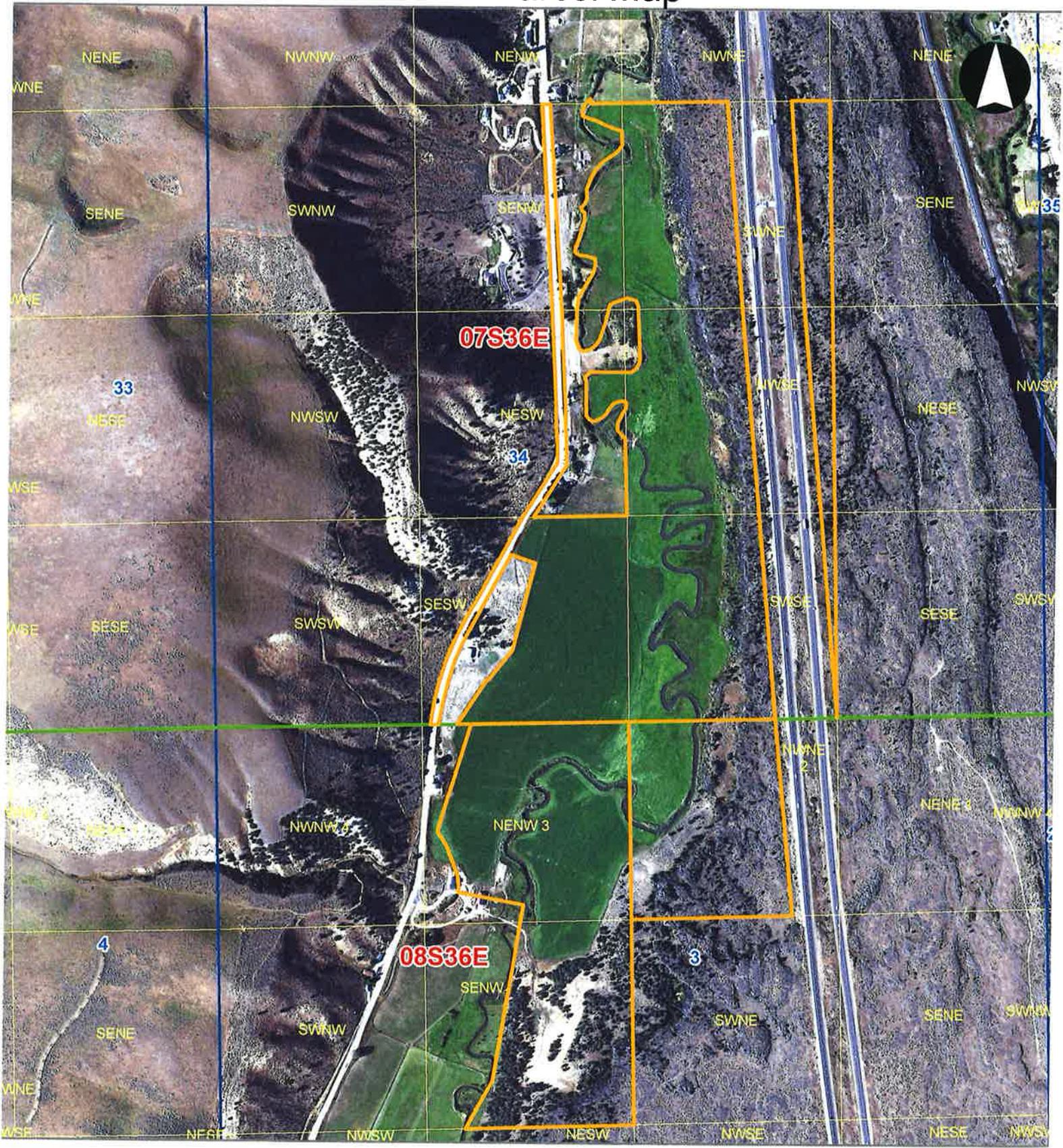
For IDWR Office Use Only:

Received by *JB* Date 9/11/20 Receipt No. EJ046284 Receipt Amt. \$200.-

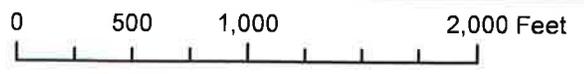
Active in the Water Supply Bank? Yes No If yes, forward to the State Office for processing W-9 received? Yes No

Name on W-9 _____ Approved by *JB* Processed by *JC* Date 12/1/20

Guthrie Parcel Map



-  Parcel
-  Township/Range
-  Sections
-  QQ



31

OFFICIAL RECORD CLK/
BANNOCK COUNTY IDAHO

21903239

RECORDED AT REQUEST OF
FEE 15 DEPUTY *JM*

James Guthrie

2019 MAR 13 A 10:13

21903239

QUITCLAIM DEED

FOR VALUE RECEIVED,

Barbara A. Guthrie, an unmarried person

do(es) hereby convey, release, remise and forever quitclaim unto

James K. Guthrie, Jr., an unmarried person

whose current address is: **PO Box 12, Inkom, ID 83245**

the following described premises:

See attached Exhibit "A"

TO HAVE AND TO HOLD the said premises, unto the said grantees, heirs and assigns forever.

Dated: 12-28-18

Barbara Guthrie
Barbara A. Guthrie

State of Idaho } ss
County of Bingham }

On this 28 day of December, 2017, before me, the undersigned, a Notary Public in and for said state, personally appeared Barbara A. Guthrie, known or identified to me to be the person whose name is subscribed to the within Instrument and acknowledged to me that she executed 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.

[Signature]
Notary Public for the State of Idaho
Residing at: Bingham, Idaho
Commission Expires: 8-17-2023

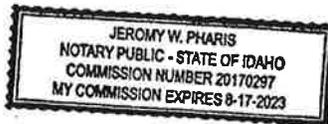


Exhibit "A"

A PARCEL OF LAND LOCATED IN THE NW $\frac{1}{4}$ NW $\frac{1}{4}$ SECTION 3, TOWNSHIP 8 SOUTH, RANGE 36 EAST, AND IN SECTION 34, TOWNSHIP 7 SOUTH, RANGE 36 EAST, BOISE MERIDIAN, BANNOCK COUNTY, IDAHO, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTH 1/4 CORNER OF SECTION 3, TOWNSHIP 8 SOUTH, RANGE 36 EAST, BOISE MERIDIAN, THE POINT OF BEGINNING; THENCE SOUTH 04°18'38" WEST, (BASIS OF BEARING PER THE CENTRAL MERIDIAN OF THE EAST ZONE OF THE IDAHO STATE PLANE COORDINATE SYSTEM) ALONG THE MERIDIONAL CENTERLINE OF SECTION 3, TO THE NORTH 1/16 CORNER OF SECTION 3 MARKED BY A B.L.M. MONUMENT, A DISTANCE OF 1269.13 FEET;

THENCE SOUTH 04°24'48" WEST, CONTINUING ALONG THE MERIDIONAL CENTERLINE OF SECTION 3, TO THE CENTER 1/4 CORNER OF SECTION 3, A DISTANCE OF 1306.34 FEET; THENCE SOUTH 89°52'04" WEST, ALONG THE LATITUDINAL CENTERLINE OF SECTION 3 TO THE SOUTHEAST CORNER OF DEED INSTRUMENT NO. 20013492, A DISTANCE OF 883.33 FEET; THENCE NORTH 29°46'17" EAST, ALONG THE EASTERLY BOUNDARY LINE OF DEED INSTRUMENT 20013482, A DISTANCE OF 350.66 FEET;

THENCE NORTH 10°57'42" EAST, ALONG THE EASTERLY BOUNDARY LINE OF DEED INSTRUMENT 20013482, TO A 1/2" IRON PIN AS DEPICTED ON RECORD OF SURVEY INSTRUMENT NO. 20420660, A DISTANCE OF 956.11 FEET; THE NEXT 13 COURSES FOLLOWING RECORD OF SURVEY INSTRUMENT NO. 20420660;

(1) THENCE NORTH 64°38'56" WEST, TO A 1/2" IRON PIN, A DISTANCE OF 51.62 FEET; (2) THENCE SOUTH 70°05'46" WEST, TO A 1/2" IRON PIN, A DISTANCE OF 62.35 FEET; (3) THENCE NORTH 63°08'55" WEST, TO A 1/2" IRON PIN, A DISTANCE OF 85.65 FEET; (4) THENCE NORTH 72°01'05" WEST, TO A 1/2" IRON PIN, A DISTANCE OF 97.65 FEET; (5) THENCE SOUTH 75°22'26" WEST, TO A 1/2" IRON PIN, A DISTANCE OF 224.34 FEET; (6) THENCE SOUTH 88°14'00" WEST, TO A 1/2" IRON PIN, A DISTANCE OF 97.21 FEET;

(7) THENCE NORTH 83°38'29" WEST, TO A 1/2" IRON PIN, A DISTANCE OF 131.53 FEET TO A POINT ON THE EASTERLY RIGHT OF WAY OF MARSH CREEK ROAD; (8) THENCE NORTH 21°48'55" EAST ALONG THE EASTERLY RIGHT OF WAY LINE OF MARSH CREEK ROAD, TO A 1/2" IRON PIN, A DISTANCE OF 242.70 FEET; (9) THENCE NORTH 21°48'55" EAST, TO A 1/2" IRON PIN, A DISTANCE OF 52.77 FEET; (10) THENCE NORTH 00°14'01" EAST TO A 1/2" IRON PIN, A DISTANCE OF 33.46 FEET; (11) THENCE NORTH 09°00'47" EAST, TO A 1/2" IRON PIN, A DISTANCE OF 105.97 FEET; (12) THENCE NORTH 06°10'36" EAST, TO A 1/2" IRON PIN, A DISTANCE OF 428.30 FEET; (13) THENCE SOUTH 86°40'30" EAST, TO A 1/2" IRON PIN, A DISTANCE OF 101.01 FEET;

THENCE NORTH 18°07'56" EAST, TO A POINT ON THE SOUTH LINE OF SECTION 34, TOWNSHIP 7 SOUTH, RANGE 36 EAST, BOISE MERIDIAN, A DISTANCE OF 492.70 FEET; THENCE SOUTH 89°54'05" WEST ALONG THE SOUTH LINE OF SECTION 34 A DISTANCE OF 89.51 FEET; THENCE NORTH 34°27'08" EAST, ALONG THE EASTERLY LINE OF DEED INSTRUMENT 20411535, TO A 1/2" IRON PIN, A DISTANCE OF 589.64 FEET;

THENCE SOUTH 89°50'26" EAST, TO A 1/2" IRON PIN, A DISTANCE OF 35.19 FEET; THENCE NORTH 33°06'24" EAST, TO A 1/2" IRON PIN, A DISTANCE OF 136.77 FEET; THENCE NORTH 00°30'04" EAST, TO A 1/2" IRON PIN, A DISTANCE OF 53.97 FEET; THENCE NORTH 09°59'41" EAST, TO A 1/2" IRON PIN, A DISTANCE OF 149.21 FEET; THENCE NORTH 03°55'43" WEST, TO A 1/2" IRON PIN, A DISTANCE OF 142.55 FEET; THENCE NORTH 21°11'56" WEST, TO A 1/2" IRON PIN, A DISTANCE OF 136.42 FEET;

THENCE NORTH 27°14'13" WEST, TO A 1/2" IRON PIN ON THE EASTERLY RIGHT OF WAY LINE OF MARSH CREEK ROAD, A DISTANCE OF 61.10 FEET; THENCE NORTH 27°10'19" EAST, ALONG THE EASTERLY RIGHT OF WAY LINE OF MARSH CREEK ROAD TO A POINT ON THE SOUTH 1/16 LINE OF SECTION 34, A DISTANCE OF 227.31 FEET; THENCE NORTH 89°51'24" EAST, ALONG THE SOUTH 1/16 LINE OF SECTION 34, TO THE SOUTH 1/16 CORNER OF SECTION 34, A DISTANCE OF 620.38 FEET;

THENCE NORTH 00°02'24" EAST, ALONG THE MERIDIONAL CENTERLINE OF SECTION 34, A DISTANCE OF 473.23 FEET TO A POINT ON THE WEST BANK OF MARSH CREEK; THENCE ALONG THE WESTERLY BANK OF MARSH CREEK, WITH ITS MEANDERS, ALONG THE EASTERLY BOUNDARY OF DEED INSTRUMENTS 20113403, 20113402, 711692, 94016502, AND 94022758 NORTHERLY TO A POINT ON THE NORTH 1/16 LINE AND BEING NORTH 89°45'26" WEST, A DISTANCE OF 256.94 FEET FROM THE NORTH 1/16 CORNER; THENCE SOUTH 89°45'26" EAST ALONG THE NORTH 1/16 LINE TO THE NORTH 1/16 CORNER OF SECTION 34, A DISTANCE OF 256.94 FEET;

THENCE SOUTH 89°55'46" EAST CONTINUING ALONG THE NORTH 1/16 LINE TO THE INTERSECTION OF THE NORTH 1/16 LINE OF SECTION 34 AND THE WESTERLY RIGHT OF WAY LINE OF INTERSTATE 15, A DISTANCE OF 678.04 FEET; THENCE SOUTH 03°52'36" EAST ALONG THE WESTERLY RIGHT OF WAY LINE OF INTERSTATE 15 TO A INTERSTATE RIGHT OF WAY MONUMENT STATION 900+00, A DISTANCE OF 855.47 FEET;

3-3

THENCE CONTINUING SOUTH 03°52'36" EAST ALONG THE WESTERLY RIGHT OF WAY LINE OF INTERSTATE 15 TO A RIGHT OF WAY MONUMENT STATION 868+69.4 ALSO BEING THE INTERSECTION OF THE SOUTH LINE OF SECTION 34, A DISTANCE OF 3130.60 FEET; THENCE SOUTH 89°55'07" WEST ALONG THE SOUTH LINE OF SECTION 34, A DISTANCE OF 950.29 FEET TO THE POINT OF BEGINNING.

ALSO:

A PARCEL OF LAND LOCATED IN THE WEST 1/2 NE 1/4 OF SECTION 34, TOWNSHIP 7 SOUTH, RANGE 36 EAST BOISE MERIDIAN, AND MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTH 1/4 CORNER OF SECTION 34, TOWNSHIP 7 SOUTH, RANGE 36 EAST, BOISE MERIDIAN; THENCE NORTH 89°55'07" EAST ALONG THE SOUTH LINE OF SECTION 34, TO THE INTERSECTION OF THE WESTERLY RIGHT OF WAY LINE OF INTERSTATE 15 MARKED WITH A 3" BRASS CAP STATION 868+69.4; A DISTANCE OF 950.29 FEET; THENCE CONTINUING NORTH 89°55'07" EAST ALONG THE SOUTH LINE OF SECTION 34, TO A 3" BLM MONUMENT, THE EAST 1/16 CORNER ON THE SOUTH LINE OF SECTION 34, A DISTANCE OF 384.91 FEET;

THENCE NORTH 00°00'48" EAST ALONG THE EAST 1/16 LINE OF SECTION 34, TO THE INTERSECTION OF THE EASTERLY RIGHT OF WAY LINE OF INTERSTATE 15 AND THE EAST 1/16 LINE, A DISTANCE OF 243.93 FEET, THE POINT OF BEGINNING; THENCE NORTH 03°52'36" WEST ALONG THE EASTERLY RIGHT OF WAY LINE OF INTERSTATE 15, TO AN INTERSTATE RIGHT OF WAY MONUMENT STATION 900+00, A DISTANCE OF 2921.68 FEET;

THENCE NORTH 03°52'36" WEST ALONG THE EASTERLY RIGHT OF WAY LINE OF INTERSTATE 15, TO THE INTERSECTION OF THE EASTERLY RIGHT OF WAY LINE AND THE NORTH 1/16 LINE OF SECTION 34, A DISTANCE OF 827.87 FEET; THENCE SOUTH 89°55'46" EAST ALONG THE NORTH 1/16 LINE OF SECTION 34, TO THE NORTHEAST 1/16 CORNER OF SECTION 34, A DISTANCE OF 254.45 FEET; THENCE SOUTH 00°01'00" WEST TO THE EAST 1/16 CORNER ON THE LATITUDINAL CENTERLINE OF SECTION 34, A DISTANCE OF 1325.89 FEET; THENCE SOUTH 00°00'48" WEST, ALONG THE EAST 1/16 LINE, A DISTANCE OF 2414.78 FEET, TO THE POINT OF BEGINNING.

RECORDING REQUESTED BY
First American Title Company

AND WHEN RECORDED MAIL TO:
First American Title Company
2240 East Center
Pocatello, ID 83201

Space Above This Line for Recorder's Use Only

WARRANTY DEED

File No.: **237165-P (ci)**

Date: **December 31, 2007**

For Value Received, **Barbara Staley Smith, Personal Representative of the Estate of Alice B. Staley, deceased**, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **James K. Guthrie, Jr. and Barbara A. Guthrie, husband and wife and James K. Guthrie, Sr. and Carol A. Guthrie, husband and wife**, hereinafter called the Grantee, whose current address is **Bareground, Inkom, ID 83245**, the following described premises, situated in **Bannock County, Idaho**, to-wit:

Legal Description attached hereto as Exhibit A, and by this referenced incorporated herein.

SUBJECT TO all easements, right of ways, covenants, restrictions, reservations, applicable building and zoning ordinances and use regulations and restrictions of record, and payment of accruing present year taxes and assessments as agreed to by parties above.

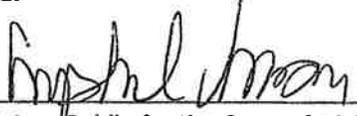
TO HAVE AND TO HOLD the said premises, with its appurtenances, unto the said Grantee, and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U.S. Patent reservations, restrictions, easements of record and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.

Barbara Staley Smith, Personal
Representative of the Estate of Alice B.
Staley, deceased


Barbara Staley Smith, Personal
Representative

On this 2nd day of January, 2008, before me, a Notary Public in and for said State, personally appeared **Barbara Staley Smith**, known or identified to me to be the person whose name is subscribed to the within instrument as the **Personal Representative of Alice B. Staley**, and acknowledged to me that he/she/they executed the same as such **Personal Representative**.





Notary Public for the State of Idaho
Residing at: Pocatello, ID
My Commission Expires: 4/23/10

Date: January 02, 2008

File No.: 237165-P (ci)

EXHIBIT 'A'

LEGAL DESCRIPTION:

A PARCEL OF LAND LOCATED IN THE NW¹/₄NW¹/₄ SECTION 3, TOWNSHIP 8 SOUTH, RANGE 36 EAST, AND IN SECTION 34, TOWNSHIP 7 SOUTH, RANGE 36 EAST, BOISE MERIDIAN, BANNOCK COUNTY, IDAHO, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

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ALSO:

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State of Idaho

DEPARTMENT OF WATER RESOURCES

Eastern Region • 900 N SKYLINE DR STE A • IDAHO FALLS, ID 83402-1718

Phone: (208)525-7161 • Fax: (208)525-7177 • Website: www.idwr.idaho.gov

Brad Little
Governor

Gary Spackman
Director

December 01, 2020

JAMES GUTHRIE JR
320 S MARSH CREEK RD
MCCAMMON ID 83250

Re: Change in Water Right Ownership: 29-2016 A (Split into 29-2016 A and 29-14348, 29-14349 & 29-14350) and 29-11620A (split into 29-11620A and 29-14351, 29-14352 & 14353)

Dear Water Right Holder(s):

The Department of Water Resources (Department) acknowledges the receipt of correspondence changing ownership of a portion of the above referenced water right(s) to you. The Department has modified its records based on the information received and has enclosed a computer-generated report for you.

Your portion of each water right(s) has a specified point of diversion, nature of use and place of use. If you plan to change the authorized point of diversion, nature of use, or place of use, including adding a new point of diversion, you must file an Application for Transfer of Water Right. If you do not plan to change any elements of your water right, then no further action is required at this time.

The portion of the water right retained by the original right holder retains the original water right number. The Department is sending the original right holder a copy of this letter and a computer-generated report showing the changes to the original water right.

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)

cc: DEMAR W GILBERT
DONNA GILBERT
GRADYN STALEY
WATER DISTRICT 29H