#### STATE OF IDAHO **DEPARTMENT OF WATER RESOURCES**

RECEIVED SEP 2 4 2020

## APPLICATION FOR TRANSFER OF WATER RIGHT

APPLICATION FOR TRANSFER OF WATE PART 1	R RIGHT Aperiment of Water Resources
Name of Applicant(s) Curtis & Annette Pope	Phone 208-260-2538
Mailing address 536 Terrace Drive, Burley, ID 83318	Email popeann55@gmail.com
<ul> <li>☐ If applicant is not an individual and not registered to do business in the State of Idaho, attach authorized to sign or act on behalf of the applicant. Label it Attachment #1.</li> <li>✓ Attach water right ownership documentation if Department records do not show the transfer owner. Label it Attachment #2a.</li> </ul>	
If the ownership of the water right will change as a result of the proposed transfer to a new p showing land and water right ownership at the new place of use. Include documentation for Attachment #2b.	place of use, attach documentation all affected land and owner(s). Label it
Attach documentation of authority to make the proposed change if the applicant is not the way	ater right owner. Label it Attachment #3.
Provide contact information below if a consultant, attorney, or any other person is representing the	ne applicant in this transfer process.
☐ No Representative	,
Name of Representative	Phone
Mailing address	
Send original correspondence to the applicant and copies to the representative.  The representative may submit information for the applicant but is not authorized to sign OR  The representative is authorized to sign for the applicant. Attach a Power of Attorney or to sign for the applicant and label it Attachment #4.  I hereby assert that no one will be injured by the proposed changes and that the prenlargement in use of the original right(s). The information contained in this application understand that any willful misrepresentations made in this application may result in rejection of an approval.  Signature of Applicant or Authorized Representative  Print Name and Title if applicable	other documentation providing authority  roposed changes do not constitute an is true to the best of my knowledge. I
Signature of Applicant or Authorized Representative  Annette Pope Print Name and Title if applicable	Dept 18, 2020
A. PURPOSE OF TRANSFER	
	ange place of use er Update ownership
<ol> <li>Is this a transfer for changes pursuant to <u>Idaho Code § 42-221.O.8</u>?</li> <li>If yes,          attach an explanation and any supporting documentation labeled as Part1A.2.</li> </ol>	
3. Describe your proposal in narrative form, including a detailed description of non-irrigation (i.e. number of stock, etc.), and provide additional explanation of any other items on the necessary and label it Part 1A.3. We wish to move a portion of an instream stockwater right currently located in Stockwater.	application. Attach additional pages if
SWSW without water rights. We also seek to divert water into a pipeline for use i	n a stock trough on our property. We

Page 2

want to update ownership of both portions of the split right.

## STATE OF IDAHO DEPARTMENT OF WATER RESOURCES

# APPLICATION FOR TRANSFER OF WATER RIGHT PART 1 Continued

B. DESCRIPTION OF RIGHTS <u>AFTER</u> THE REQUESTED CHANGES. IF THE RIGHTS ARE BEING SPLIT, DESCRIBE PORTIONS TO BE CHANGED AS THEY WOULD APPEAR <u>AFTER</u> THE REQUESTED CHANGES.

	1.	Right Number	Amount (cfs/ac-ft)	Nature of Use	Period o	of Use	Source & Tributary
All o	or Pai	29-11420	0.02	Stockwater	1/1 to	12/31	Yago Creek/Marsh Creek
			0.02	Stockwater	1/1	12/31	· <del></del>
				•		12/31	Unnamed Stream/Yago C
				5 ( <del></del>			
Ш			-		to		
			-				
				*			
					to_		
	Ш				to _		
				7			7
7	Γota	authorized under rights		cfs and/or ac			
	2.	Total amount of water proposition:	oposed to be tran	sferred or changed 0.02	cubic feet per se	econd and/	or acre-feet per year.
2	, 1	,					
	[	No changes to point(s  Attach Eastern Snake  Label it Attachment	i iaili Ayullel al	e proposed - the following chalysis if this transfer propose	art is therefore r s to change a po	not comple pint of dive	ted. (Proceed to #4.) ersion affecting the ESPA.
Now							

Lot	1/4	1/4	1/4	Sec	Twp	Rge	County	Source	Local name or tag #
		SE	NW	4	11S	37E	Bannock	Yago Creek	Beginning Point
		NW	SW	4	118	37E	Bannock	Yago Creek	Ending Point
1		NE	NE	4	118	37E	Bannock	Unnamed Stream	Pipeline POD
	Lot 1	Lot 1/4	SE NW	SE NW NW SW	SE NW 4 NW SW 4	SE NW 4 11S NW SW 4 11S	SE NW 4 11S 37E  NW SW 4 11S 37E	SE NW 4 11S 37E Bannock  NW SW 4 11S 37E Bannock	SE NW 4 11S 37E Bannock Yago Creek  NW SW 4 11S 37E Bannock Yago Creek

4. Place of use: (If irrigation, identify with number of acres irrigated per 1/4 1/4 tract.)

☐ No changes to place of use are proposed - the following chart is therefore not completed. (Proceed to #5.)

Twp	Rge	Sec		NE	1/4			NV	V 1/4			SV	V 1/4		SE 1/4				Anna
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	sw	SE	NE	NW	sw	SE	Acre Totals
115	37E	4							S	S		S						OL.	Totale
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## STATE OF IDAHO DEPARTMENT OF WATER RESOURCES

# APPLICATION FOR TRANSFER OF WATER RIGHT PART 1 Continued

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J	. Othera		III IOI II	iauvii.

U	incrai information.
a.	Describe the complete diversion system, including how you will accommodate a measuring device and lockable controlling
	works should they be required now or in the future:
	Cattle drink directly from Yago Creek, which flows through our property. Water is also diverted from an unnamed
	stream into a pipeline which carries the water to a stock trough. Can install measuring device and lockable
	controlling works on the pipeline diversion if required.
b.	Who owns the property at the point(s) of diversion? Tim & Marie Losee
	If other than the applicant, describe the arrangement enabling the applicant to access the property for the diversion system:  Written agreement.
c.	Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts?
	If yes,  attach a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the
	proposed changes on official letterhead signed by an authorized representative. Label it <b>Attachment #6</b> . List the name of the entity and type of lien:
	It is the applicant's responsibility to provide notice to lien holder, trustee, mortgagor, or contract holder of the proposed changes that may impact or change the value of the water rights or affected real property. Any misrepresentation of legal encumbrance on this application may result in rejection of the application or cancellation of an approval.
d.	Are any of the water rights proposed for transfer currently leased to the Water Supply Bank?
	If yes, $\square$ complete Attachment WSB.
e.	Describe the effect on the land now irrigated if the place or purpose of use is changed pursuant to this transfer:
f.	Describe the use of any other water right(s) for the same purpose or land, or the same diversion system as right(s) proposed to be transferred at both the existing and proposed point(s) of diversion and place(s) use:  None.
g.	To your knowledge, has/is any portion of the water right(s) proposed to be changed:
	Yes No  undergone a period of five or more consecutive years of non-use, currently leased to the Water Supply Bank, currently used in a mitigation plan limiting the use of water under the right, or currently enrolled in a Federal set-aside program limiting the use of water under the rights?
	If yes, describe:

#### **IDAHO DEPARTMENT OF WATER RESOURCES Proof Report**

11/23/2020

#### Water Right 29-11420

Owner Type

Current Owner

THOMPSON FAMILY INVESTMENTS LLC

Priority Date: 4/1/1897

Basis: Decreed Status: Active

Source

Tributary

YAGO CREEK

MARSH CREEK

**UNNAMED STREAM** 

YAGO CREEK

**Beneficial Use STOCKWATER** 

From To 1/01 12/31 **Diversion Rate** 0.070 CFS

Volume

**Total Diversion** 

0.070 CFS

Source and Point(s) of Diversion

YAGO CREEK **UNNAMED STREAM** YAGO CREEK YAGO CREEK **UNNAMED STREAM** YAGO CREEK

SENESE SWSENW NWSWSW SWSENW NENENE

SENWSW

Sec. 4, Twp 11S, Rge 37E, BANNOCK County(B) Sec. 4, Twp 11S, Rge 37E, BANNOCK County(E)

Sec. 4, Twp 11S, Rge 37E, BANNOCK County(B) Sec. 4, Twp 11S, Rge 37E, BANNOCK County(E)

Sec. 4, Twp 11S, Rge 37E, BANNOCK County(B) Sec. 4, Twp 11S, Rge 37E, BANNOCK County(E)

#### Place Of Use

STOCKWATER within BANNOCK County

				N	E			NW			SW			SE					
Twp	Rng	Sec	NE	NW	SW	SE	Totals												
115	37E	4	Х	Х	х					Х	х	х	х		х	х			

#### **Conditions of Approval:**

- 1. N13 THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.
- 2. N11 THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
- 3 PARCEL NOS. R4433001300, R4433001400, R4433001500, R4433001600 STOCKWATER, 200 RANGE CATTLE

#### **Dates and Other Information**

Decreed Date: 6/18/1998 Civil Case Number: 39576 Judicial District: FIFTH State or Federal: S

Water District Number: 29H Mitigation Plan: False

## STATE OF IDAHO DEPARTMENT OF WATER RESOURCES

## APPLICATION FOR TRANSFER OF WATER RIGHT PART 2

#### A. DESCRIPTION OF RIGHT(S) AS RECORDED

For each water right listed in Part 1B.1 of the application, attach a Part 2A report obtained from any Department office or from the Department's website @ idwr.idaho.gov, Water Right Transfers, Step 1.

Insert Part 2A reports into the application following Part 1.

## B. IF ONLY A PORTION OF THE RIGHT IS PROPOSED TO BE CHANGED, DESCRIBE THE PORTION BEING CHANGED AS IT APPEARS BEFORE THE REQUESTED CHANGES

Complete and attach one copy of Part 2B for each right for which only a portion is proposed to be changed. If the entire right is proposed to be changed, Part 2B is not applicable. Additional copies of the **Part 2B** form can be obtained from any Department office or from the Department's website @ idwr.idaho.gov, Water Right Transfers, Step 3, or Water Right Forms, Changes in Use. Insert completed Part 2B forms into the application following Part 2A of the same water right.

Ri	ght Number:	29-11420						
1.	amount	0.02	(cfs/ac-ft) for	Stockwater	purposes from	1/1	to	12/31
	amount		(cfs/ac-ft) for		purposes from		to	
	amount		(cfs/ac-ft) for		purposes from		to	
	amount		(cfs/ac-ft) for		purposes from		to	
	amount		(cfs/ac-ft) for		purposes from		to	
	amount		(cfs/ac-ft) for		purposes from		to	
	amount		(cfs/ac-ft) for		purposes from		to	
	amount		(cfs/ac-ft) for		purposes from		to	
_								

2. Lands irrigated or place of use: (If irrigation, identify with number of acres irrigated per 1/4 1/4 tract.)

Twp	Rge	Sec		NE	1/4			NW	1 1/4			SV	V 1/4			SE	1/4		Acre
тир	Nge	NE NW SW SE NE		NE	NW	SW	SE	NE NW SW SE			NE NW SW SE				Totals				
118	37E	4											S						
																		_	
																-			
										-								-	
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																	-		

Total Acres (for irrigation use)

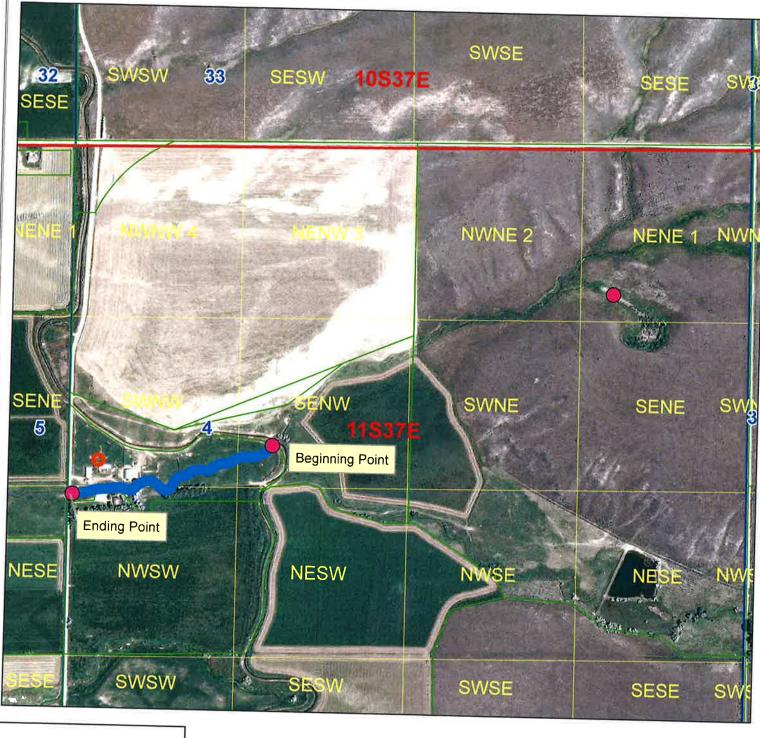
## STATE OF IDAHO DEPARTMENT OF WATER RESOURCES

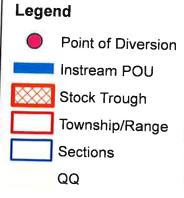
# APPLICATION FOR TRANSFER OF WATER RIGHT PART 3

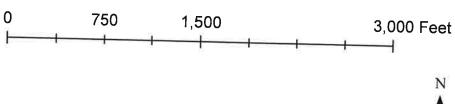
A.	PLAT MAP (See Part 3A of Instructions for application for transfer for complete requirements.)
	Attach a map of the diversion, measurement, control, and distribution system. Label it Attachment #7a.  If the transfer application proposes to change the place or purpose of use of an irrigation right attach a Geographic Information System (GIS) shape file, or an aerial photo or other image clearly delineating the location and extent of existing acres and changes to the place of use. Label it Attachment #7b.
	If the place of use currently consists of a permissible place of use, then the attachment is not required if the application contains a clear statement that the boundaries for the place of use are not proposed to be changed by the transfer and the total number of irrigated acres within the place of use before and after the transfer is clearly stated.
	If any part of the irrigation water right is leased to the Water Supply Bank, you must also specify the location and number of acres that will remain idled for the duration of the lease contract at the new, proposed place of use.
B.	CHANGES IN NATURE OF USE (Water Balance)
	If you propose to change the nature of use or period of use of all or part of the rights(s) listed in this application, attach documentation describing the extent of historic beneficial use of the portion of the right(s) proposed to be changed. Also attach documentation showing that the portion of the right(s) to be changed will not be enlarged in rate, volume, or consumptive use through the proposed change. Label it <b>Attachment #8a</b> .
C.	PLACE OF USE CHANGES TO SUPPLEMENTAL IRRIGATION RIGHTS
	If you propose to change the place of use of a supplemental irrigation right, answer below and attach supporting documentation. Label it <b>Attachment #8b</b> .
	Describe how the supplemental water rights have been used historically in conjunction with other water rights at the existing place of use. Describe the time during the irrigation season that the supplemental rights have been used. Include information about the availability or reliability of the primary right(s) being supplemented, both before and after the change. If the applicant is proposing to change a supplemental irrigation right to a primary right, provide the information required on Part 3B above:
	FOR DEPARTMENT USE ONLY
Tran	sfer contains pages and attachments.
Rece	ived by Date Preliminary check by Date
Fee p	Date $\frac{2}{3}$ Zo Zo Receipted by CH Receipt # E046   58 Receipt # E046   59 Receipt # E046   50 Receipt
	k all that apply: Attachment WSB (copy sent to state office) Lessor Designation form & &/or W-9 (originals to state office)

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## Pope Transfer - Water Right 29-11420









August 21, 2020

Agreement for division amounts for Water Right 29-11420 between Curtis B. Pope/ Annette T. Pope and Timothy/Marie Losee

-	Rate	Volumn	Head
Orginal	.07 cfs	13,000	200
Pope	.02 cfs	3,720	60
Losee	.05 cfs	9,280	140

Cento Bu Churette T. Pope 8/20/2020

Curtis B. Pope/Annette T. Pope

Timothy Losee/Marie Losee

8/22/2020

In conjunction with Idaho Water Right 29-11420, Timothy Losee and Marie Losee herein grant unto Curtis Pope and Annette Pope permission for a pipeline point of diversion to begin on Losee property located in the NENE1/4, Section 4, Township 11S, Range 37E in Bannock County, Idaho. We also grant unto Curtis and Annette Pope an easement beginning in the SENW1/4, Section 4, Township 11S, Range 37E, hence northeast along an unnamed stream to reach said point of diversion.

Timothy losee		9/19/2020
Timothy Losee	1	Date
Marie Losee	* =	9/19/2020
Marie Losee	31	Date

## RECEIVED

#### AUG U 3 2020 STATE OF IDAHO

Department of Water Resources Eastern Region

## DEPARTMENT OF WATER RESOURCES

Notice of Change in Water Right Ownership

	Water Right/Claim No.	Split?	Leased to Wat Supply Bank	Water Diel	nt/Claim No.	Split?	Leased to Supply Ba	
	29-11420	Yes 🛛	Yes 🗀			Yes 🗌	Yes [	
		Yes 🗌	Yes □			Yes 🗌	Yes [	J
		Yes 🗌	Yes 🗌			Yes 🗆	Yes [	
		Yes 🗌	Yes 🗌			Yes 🗆	Yes [	
		Yes 🗌	Yes 🗌			Yes 🗌	Yes [	
Pr	evious Owner's Name:	Thompson	Family Investme	ents LLC	O-A-VICTIONIUS.			
11	evious Owner's Itame.		rent water right hold		-		VIII.	
Ne	ew Owner(s)/Claimant(s):			nnette Thompson P	ope			
	,,	New owner(s	s) as listed on the cor	•	Name co		_	and/or
_	36 Terrace Drive			Burley		* · · · · · · · · · · · · · · · · · · ·	83318	
	ailing address 08-260-2538			City		State 2	ZIP	
-	lephone			popeann55@gma Email	II.com			
				20				
	the water rights and/or adju							
l i	The water rights or clai	ms were divid	ded as specifically	identified in a deed	contract or of	hor convoying	an dogument	
	XI The water monte or clas	me were divi	ded proportionatel	v bosed on the nertic	contract, or of	ner conveyan	and a decument.	
			ded proportionatel	ly based on the portio	on of their plac	e(s) of use ac	quired by the ne	ew owner
	The water rights or claiste you acquired the water		ded proportionatel	ly based on the portio	on of their plac	e(s) of use ac	quired by the no	ew owner
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Da If t Suj	the you acquired the water in the water right is leased to pply Bank leases associate	rights and/or of the Water So	ded proportionatel claims listed above upply Bank chang ater right. Paymer	ly based on the portion e: June 22, 2020 ing ownership of a want of revenue generate	on of their place	e(s) of use acceptance of the ental of a lease	quired by the not  the new owner a sed water right	any Wate
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OFFICIAL RECORD BK# 0
BANNOCK COUNTY IDAHO

FEE 15.00 DEPUTY JM RECORDED AT REQUEST OF

First American Title - Pocatello

22010431

2020 Jun 22 AM 08:47

Electronically Recorded by Simplifile

#### WARRANTY DEED

6A903733

FOR VALUE RECEIVED, Thompson Family Investments, LLC, an Idaho limited liability company, whose address is 536 Terrace Drive, Burley, Idaho 83318, hereinafter referred to as the "Grantor", hereby grants, bargains, sells and conveys unto Curtis Pope, also known as Curtis Brooks Pope, and Annette Pope, also known as Annette Thompson Pope, husband and wife, whose address is 536 Terrace Drive, Burley, Idaho 83318, hereinafter referred to as the "Grantees", all the following described property situated in Bannock County, Idaho, to-wit:

A PARCEL OF LAND LOCATED IN THE NORTH 1/2 OF THE SOUTWEST 1/4 OF SECTION 4, TOWNSHIP 11 SOUTH, RANGE 37 EAST, BOISE MERIDIAN, BANNOCK COUNTY, IDAHO, DESCRIBED AS FOLLOWS:

COMMENCING AT THE WEST 1/4 CORNER OF SECTION 4, TOWNSHIP 11 SOUTH, RANGE 37 EAST, BOISE MERIDIAN, MARKED BY A 2 INCH ALUMINUM CAP MONUMENT AS DESCRIBED IN CORNER PERPETUATION INST. NO. 95018925; THENCE SOUTH 01°04'04" WEST, ALONG THE WEST BOUNDARY LINE OF SAID SECTION 4, (BASIS OF BEARING PER CENTRAL MERIDIAN OF EAST ZONE OF IDAHO STATE PLANE COORDINATE SYSTEM), A DISTANCE OF 300.00 FEET TO THE SOUTHWEST CORNER OF A PARCEL OF LAND DESCRIBED IN DEED INST. NO. 20906400, BEING THE **POINT OF BEGINNING**;

THENCE SOUTH 89°44'04" EAST, ALONG THE SOUTH BOUNDARY LINE OF SAID PARCEL OF LAND, A DISTANCE OF 660.00 FEET; THENCE NORTH 00°00'04" EAST A DISTANCE OF 184.98 FEET; THENCE NORTH 90°00'00" EAST A DISTANCE OF 830.19 FEET TO THE CENTERLINE OF AN EXISTING CANAL, BEING THE WESTERLY BOUNDARY OF A PARCEL OF LAND DESCRIBED IN DEED INST. NO. 21208988 SAID POINT BEING A POINT ON A NON-TANGENT CURVE OF A 100.00 FOOT RADIUS CURVE WHOSE CENTER BEARS SOUTH 89°05'08" EAST; THENCE FOLLOWING SAID EXISTING CANAL AND SAID WESTERLY BOUNDARY FOR THE NEXT NINE (9) COURSES;

- 1. FOLLOWING SAID CURVE IN A COUNTER CLOCKWISE DIRECTION FOR AN ARC DISTANCE OF 42.60 FEET, THROUGH A CENTRAL ANGLE OF 24°24′19″, (THE CHORD OF SAID CURVE BEARS SOUTH 11°17′17″ EAST A DISTANCE OF 42.27 FEET), TO A POINT OF TANGENCY;
- 2. SOUTH 23°29'27" EAST A DISTANCE OF 244.64 FEET TO A POINT OF CURVATURE OF A 143.00 FOOT RADIUS CURVE WHOSE CENTER BEARS SOUTH 66°30'33" WEST;
- 3. FOLLOWING SAID CURVE IN A CLOCKWISE DIRECTION FOR AN ARC DISTANCE OF 102.26 FEET, THROUGH A CENTRAL ANGLE OF 40°58′23″, (THE CHORD OF SAID CURVE BEARS SOUTH 03°00′15″ EAST A DISTANCE OF 100.10 FEET), TO A POINT OF TANGENCY;

Instrument: 22010431 Page:0

4. SOUTH 17°28'57" WEST A DISTANCE OF 158.56 FEET TO A POINT OF CURVATURE OF A 500.00 FOOT RADIUS CURVE WHOSE CENTER BEARS SOUTH 72°31'03" EAST;

- 5. FOLLOWING SAID CURVE IN A COUNTER CLOCKWISE DIRECTION FOR AN ARC DISTANCE OF 138.23 FEET, THROUGH A CENTRAL ANGLE OF 15°50′24″, (THE CHORD OF SAID CURVE BEARS SOUTH 09°33′45″ WEST A DISTANCE OF 137.79 FEET), TO A POINT OF TANGENCY;
- 6. SOUTH 01°38′33" WEST A DISTANCE OF 198.91 FEET TO A POINT OF CURVATURE OF A 300.00 FOOT RADIUS CURVE WHOSE CENTER BEARS NORTH 88°21′27" WEST;
- 7. FOLLOWING SAID CURVE IN A CLOCKWISE DIRECTION FOR AN ARC DISTANCE OF 113.15 FEET, THROUGH A CENTRAL ANGLE OF 21°36′36″, (THE CHORD OF SAID CURVE BEARS SOUTH 12°26′51″ WEST A DISTANCE OF 112.48 FEET), TO A POINT OF TANGENCY;
- 8. SOUTH 23°15'09" WEST A DISTANCE OF 251.79 FEET TO A POINT OF CURVATURE OF A 200.00 FOOT RADIUS CURVE WHOSE CENTER BEARS SOUTH 66°44'51" EAST;
- 9. FOLLOWING SAID CURVE IN A COUNTER CLOCKWISE DIRECTION FOR AN ARC DISTANCE OF 19.52 FEET, THROUGH A CENTRAL ANGLE OF 05°35'30", (THE CHORD OF SAID CURVE BEARS SOUTH 20°27'24" WEST A DISTANCE OF 19.51 FEET), TO A POINT OF NON-TANGENCY, BEING A POINT ON THE SOUTH 1/16 LINE OF SAID SECTION 4:

THENCE NORTH 89°40'53" WEST, ALONG THE SOUTH 1/16 LINE OF SAID SECTION 4, A DISTANCE OF 1413.59 FEET TO THE SOUTH 1/16 CORNER ON THE WEST BOUNDARY LINE OF SAID SECTION 4; THENCE NORTH 01°04'04" EAST, ALONG THE WEST BOUNDARY LINE OF SAID SECTION 4, A DISTANCE OF 1021.58 FEET TO THE **POINT OF BEGINNING.** 

**CONTAINING 39.76 ACRES MORE OR LESS.** 

Including 110.1 shares of stock in the Portneuf-Marsh Valley Canal Company, Limited, owned by the Grantor, which will be transferred by separate conveyance.

ALSO EXCEPT: U.S. Patent reservations, restrictions, rights of ways for roadways and/or canals, any other rights of way, covenants, reservations, use restrictions and regulations, easements of record and any easement or other use restrictions visible on the premises.

#### **WARRANTY DEED - 2**

Instrument: 22010431 Page:0

TO HAVE AND TO HOLD, the said premises, with their appurtenances unto the said Grantees and to the Grantees' heirs, successors and assigns forever. The Grantor do hereby covenant to and with the said Grantees that the Grantor is the owner in fee simple of said premises; that the said premises are free from all encumbrances except as above-described and that Grantor will warrant and defend the same from all lawful claims whatsoever.

DATED this <u>4</u> da	y of June	, 2020.
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THOMPSON FAMILY INVESTMENTS, LLC

Annette Pope, Member

Beverly Faldmo, Member

Cynthia Harris, Member

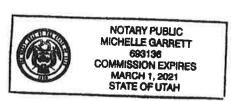
Dorilee Clegg, Member

**WARRANTY DEED - 3** 

Instrument: 22010431 Page:0

STATE OF IDAHO )				
County of) ss.				
On this, day of, 2014, before me, the undersigned, a notary public in and for said State, personally appeared Annette Pope, known to me to be the persons whose names are subscribed to the within and foregoing document and who acknowledged to me that she executed the same as a member of Thompson Family Investments, LLC.				
IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.				
(SEAL)  NOTARY  Notary Public for Idaho  Residing at: Burley, Idaho  Commission Expires: II/I4/2022				
STATE OF UTAH )				
County of Davis ) ss.				
On this day of, 2014, before me, the undersigned, a notary public in and for said State, personally appeared Beverly Faldmo, known to me to be the persons whose names are subscribed to the within and foregoing document and who acknowledged to me that she executed the same as a member of Thompson Family Investments, LLC.				
IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.				

(SEAL)



Notary Public for Utah
Residing at: Davi5
Commission Expires: March 1, 202

STATE OF UTAH )
County of <u>Cache</u> ) ss.
On this 12 day of 1000, 2014, before me, the undersigned a notary public in and for said State, personally appeared Cynthia Harris, known to me to be the persons whose names are subscribed to the within and foregoing document and who acknowledged to me that she executed the same as a member of Thompson Family Investments, LLC.
IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.
85
(SEAL)  NATALIE RESCH Notary Public, State of Utah Commission # 690078 My Commission Expires On August 01, 2020  Notary Public for Utah Residing at: Commission Expires:
STATE OF HOAHO ) 75 Caribby ) ss. County of Caribby ) ss.
On this
IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

(SEAL)

Notary Public for Idano
Residing at: Var box (
Commission Expires: 3-

**WARRANTY DEED - 5** 

5/

### **WARRANTY DEED**

FOR VALUE RECEIVED, Thompson Family Investments, LLC, an Idaho limited liability company, whose address is 536 Terrace Drive, Burley, Idaho 83318, hereinafter referred to as the "Grantor", hereby grants, bargains, sells and conveys unto Curtis Pope, also known as Curtis Brooks Pope, and Annette Pope, also known as Annette Thompson Pope, husband and wife, whose address is 536 Terrace Drive, Burley, Idaho 83318, hereinafter referred to as the "Grantees", all the following described property situated in Bannock County, Idaho, to-wit:

A PARCEL OF LAND LOCATED IN THE NORTH 1/2 OF THE SOUTWEST 1/4 AND THE SOUTH 1/2 OF THE NORTHWEST 1/4 OF SECTION 4, TOWNSHIP 11 SOUTH, RANGE 37 EAST, BOISE MERIDIAN, BANNOCK COUNTY, IDAHO, DESCRIBED AS FOLLOWS:

BEGINNING AT THE WEST 1/4 CORNER OF SECTION 4, TOWNSHIP 11 SOUTH, RANGE 37 EAST, BOISE MERIDIAN, MARKED BY A 2 INCH ALUMINUM CAP MONUMENT AS DESCRIBED IN CORNER PERPETUATION INST. NO. 95018925; THENCE NORTH 01°04'51" EAST, ALONG THE WEST BOUNDARY LINE OF SAID SECTION 4, (BASIS OF BEARING PER CENTRAL MERIDIAN OF EAST ZONE OF IDAHO STATE PLANE COORDINATE SYSTEM), A DISTANCE OF 633.26 FEET TO A POINT ON THE CENTERLINE OF AN EXISTING CANAL; THENCE FOLLOWING THE CENTERLINE OF AN EXISTING CANAL FOR THE NEXT TWELVE (12) COURSES;

- SOUTH 48°01'45" EAST A DISTANCE OF 210.03 FEET;
- 2. SOUTH 56°28'10" EAST A DISTANCE OF 260.73 FEET, TO A POINT OF CURVATURE OF A 400.00 FOOT RADIUS CURVE WHOSE CENTER BEARS NORTH 33°31'50" EAST:
- 3. FOLLOWING SAID CURVE IN A COUNTER CLOCKWISE DIRECTION FOR AN ARC DISTANCE OF 214.44 FEET, THROUGH A CENTRAL ANGLE OF 30°42'58", (THE CHORD OF SAID CURVE BEARS SOUTH 71°49'39" EAST A DISTANCE OF 211.88 FEET), TO A POINT OF TANGENCY:
- 4. SOUTH 87°11'07" EAST A DISTANCE OF 200.18 FEET TO A POINT OF CURVATURE OF A 250.00 FOOT RADIUS CURVE WHOSE CENTER BEARS NORTH 02°48'53" EAST;
- 5. FOLLOWING SAID CURVE IN A COUNTER CLOCKWISE DIRECTION OF AN ARC DISTANCE OF 191.58 FEET, THROUGH A CENTRAL NAGLE OF 43°54'21", (THE CHORD OF SAID CURVE BEARS NORTH 70°51'42" EAST A DISTANCE OF 186.92 FEET), TO A POINT OF TANGENCY:
- 6. NORTH 48°54'32" EAST A DISTANCE OF 62.63 FEET, TO A POINT OF CURVATURE OF A 125.00 FOOT RADIUS CURVE WHOSE CENTER BEARS SOUTH 41°05'28" EAST;
- 7. FOLLOWING SAID CURVE IN A CLOCKWISE DIRECTION FOR AN ARC DISTANCE OF 103.71 FEET, THROUGH A CENTRAL ANGLE OF 47°32'08", (THE CHORD OF SAID CURVE BEARS NORTH 72°40'36" EAST A DISTANCE OF 100.76 FEET), TO A POINT OF TANGENCY;
- 8. SOUTH 83°33'20" EAST A DISTANCE OF 432.65 FEET TO A POINT OF CURVATURE OF A 175.00 FOOT RADIUS CURVE WHOSE CENTER BEARS SOUTH 06°26'40" WEST

9. FOLLOWING SAID CURVE IN A CLOCKWISE DIRECTION FOR AN ARC DISTANCE
BANNOCK COUNTY IDANIO
FEE 22 DEPUTY

**WARRANTY DEED - 1** 

21403357

2014 MAR 20 A 8: 24

OF 437.02 FEET, THROUGH A CENTRAL ANGLE OF 143°04'52", (THE CHORD OF SAID CURVE BEARS SOUTH 12°00'54" EAST A DISTANCE OF 331.99 FEET), TO A POINT OF TANGENCY;

- 10. SOUTH 59°31'32" WEST A DISTANCE OF 73.54 FEET:
- 11. SOUTH 34°52'29" WEST A DISTANCE OF 69.55 FEET TO THE NORTHEAST CORNER OF A PARCEL OF LAND DESCRIBED IN DEED INST. NO. 21208988, ALSO BEING A POINT OF CURVATURE OF A 100.00 FOOT RADIUS CURVE WHOSE CENTER BEARS SOUTH 55°07'31" EAST;
- 12. FOLLOWING SAID CURVE IN A COUNTER CLOCKWISE DIRECTION FOR AN ARC DISTANCE OF 59.27 FEET, THROUGH A CENTRAL ANGLE OF 33°57'36", (THE CHORD OF SAID CURVE BEARS SOUTH 17°53'41" WEST A DISTANCE OF 58.41 FEET), TO A POINT OF NON-TANGENCY;

THENCE NORTH 90°00'00" WEST A DISTANCE OF 830.19 FEET; THENCE SOUTH 00°00'04" WEST A DISTANCE OF 184.98 FEET, TO THE SOUTHEAST CORNER OF A PARCEL OF LAND DESCRIBED IN DEED INST. NO. 20906400; THENCE FOLLOWING ALONG THE BOUNDARY LINE OF SAID PARCEL OF LAND FOR THE NEXT FOUR (4) COURSES;

- 1. NORTH 43°00'20" WEST A DISTANCE OF 340.97 FEET;
- 2. SOUTH 87°38'58" WEST A DISTANCE OF 212.00 FEET:
- 3. SOUTH 02°23'34" EAST A DISTANCE OF 49.00 FEET;
- 4. SOUTH 85°49'20" WEST A DISTANCE OF 215.00 FEET TO A POINT ON THE WEST BOUNDARY LINE OF SAID SECTION 4:

THENCE NORTH 01°04'04" EAST, ALONG THE WEST LINE OF SAID SECTION 4, A DISTANCE OF 127.00 FEET TO THE POINT OF BEGINNING.

CONTAINING 18.17 ACRES MORE OR LESS.

ALSO EXCEPT: U.S. Patent reservations, restrictions, rights of ways for roadways and/or canals, any other rights of way, covenants, reservations, use restrictions and regulations, easements of record and any easement or other use restrictions visible on the premises.

TO HAVE AND TO HOLD, the said premises, with their appurtenances unto the said Grantees and to the Grantees' heirs, successors and assigns forever. The Grantor do hereby covenant to and with the said Grantees that the Grantor is the owner in fee simple of said premises; that the said premises are free from all encumbrances except as above-described and that Grantor will warrant and defend the same from all lawful claims whatsoever.

**WARRANTY DEED - 2** 

DATED this <u>27</u> day of <u>Juliuary</u>, 2014.

THOMPSON FAMILY INVESTMENTS, LLC

Beverly Faldmo, Member

Anthra Hamis

STATE OF IDAHO

County of Cassia

On this <u>27<sup>th</sup></u> day of <u>February</u>, 2014, before me, the undersigned, a notary public in and for said State, personally appeared Annette Pope, known to me to be the persons whose names are subscribed to the within and foregoing document and who acknowledged to me that she executed the same as a member of Thompson Family Investments, LLC.

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

(SEAL)

SHANNA FARWELL

Notáry Public for Idaho

Residing at: Declo ID
Commission Expires: 10/27/12

STATE OF UTAH

County of Davis

On this \_\_\_\_ day of \_\_\_\_\_\_, 2014, before me, the undersigned, a notary public in and for said State, personally appeared Beverly Faldmo, known to me to be the persons whose names are subscribed to the within and foregoing document and who acknowledged to me that she executed the same as a member of Thompson Family Investments, LLC.

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** MICHELLE GARRETT 663849 COMMISSION EXPIRES MARCH 1, 2017 STATE OF UTAH

Notary Public for Utah

Residing at: Bounhful, 4T

Commission Expires: March 1, 2017

**WARRANTY DEED - 4** 

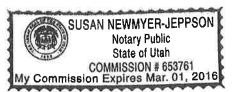
STATE OF UTAH )

County of Cache

On this 12 day of March, 2014, before me, the undersigned, a notary public in and for said State, personally appeared Cynthia Harris, known to me to be the persons whose names are subscribed to the within and foregoing document and who acknowledged to me that she executed the same as a member of Thompson Family Investments, LLC.

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

(SEAL)



Notary Public for Utah

Residing at: Cache

Commission Expires: Mar. 1, 2016

STATE OF IDAHO

County of Cyribau ) ss.

On this many day of March, 2014, before me, the undersigned, a notary public in and for said State, personally appeared Dorilee Clegg, known to me to be the persons whose names are subscribed to the within and foregoing document and who acknowledged to me that she executed the same as a member of Thompson Family Investments, LLC.

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 Idaho

Residing at: Stace, 28

Commission Expires: 10-4-2016

**WARRANTY DEED - 5** 

OFFICIAL RECORD BK# \$56 BANNOCK COUNTY IDAHO

FEE 25.00 DEPUTY SJB RECORDED AT REQUEST OF

First American Title - Pocatello

21208988

2012 Jun 01 AM 08:14:11

Electronically Recorded by Simplifile

ELECTRONICALLY RECORDED DO NOT REMOVE THE COUNTY STAMPED FIRST PAGE AS IT IS NOW FA 4 1446 TINCORPORATED AS PART OF THE ORIGINAL DOCUMENT

### WARRANTY DEED

FOR VALUE RECEIVED, Thompson Family Investments, LLC, an Idaho limited liability company, whose address is 536 Terrace Drive, Burley, Idaho 83318, hereinafter referred to as the "Grantor", hereby grants, bargains, sells and conveys unto Fred Burmester and Stacy Burmester, husband and wife, and whose address is 19321 South Olsen Road, Downey, Idaho 83234, hereinafter referred to as the "Grantees", all the following described property situated in Bannock County, Idaho, to-

#### Parcel 1:

A PARCEL OF LAND LOCATED IN THE SOUTHWEST 1/4 AND THE WEST 1/2 OF THE SOUTHEAST 1/4 OF SECTION 4. TOWNSHIP 11 SOUTH, RANGE 37 EAST. BOISE MERIDIAN, BANNOCK COUNTY, IDAHO, DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTHWEST CORNER OF SECTION 4, TOWNSHIP 11 SOUTH, RANGE 37 EAST, BOISE MERIDIAN, MARKED BY A 2 INCH ALUMINUM CAP MONUMENT AS DESCRIBED IN CORNER PERPETUATION INST. NO. 20321486 AND 90008687; THENCE NORTH 01°04'04" EAST, ALONG THE WEST LINE OF SAID SECTION 4, (BASIS OF BEARING PER CENTRAL MERIDIAN OF EAST ZONE OF IDAHO STATE PLANE COORDINATE SYSTEM), A DISTANCE OF 1321.58 FEET TO THE SOUTH 1/16 CORNER ON THE WEST LINE OF SAID SECTION 4; THENCE SOUTH 89°40'53" EAST, ALONG THE SOUTH 1/16 LINE OF SAID SECTION 4, A DISTANCE OF 1413.59 FEET TO A POINT ON THE CENTERLINE OF A CANAL, BEING A POINT OF NON-TANGENT CURVATURE OF A 200.00 FOOT RADIUS CURVE WHOSE CENTER BEARS SOUTH 72°20'21" EAST; THENCE ALONG THE CENTERLINE OF SAID CANAL FOR THE NEXT NINE (9) COURSES:

- (1) FOLLOWING SAID CURVE IN A CLOCKWISE DIRECTION FOR AN ARC DISTANCE OF 19.52 FEET, THROUGH A CENTRAL ANGLE OF 05°35'30" (THE CHORD OF SAID CURVE BEARS NORTH 20°27'24" EAST A DISTANCE OF 19.51 FEET), TO A POINT OF TANGENCY;
- (2) NORTH 23°15'09" EAST A DISTANCE OF 251.79 FEET TO A POINT OF CURVATURE OF A 300.00 FOOT RADIUS CURVE WHOSE CENTER BEARS NORTH 66°44'51" WEST:
- (3) FOLLOWING SAID CURVE IN A COUNTER CLOCKWISE DIRECTION FOR AN ARC DISTANCE OF 113.15 FEET, THROUGH A CENTRAL ANGLE OF 21°36'36" (THE CHORD OF SAID CURVE BEARS NORTH 12°26'51" EAST A DISTANCE OF 112.48 FEET), TO A POINT OF TANGENCY;
- (4) NORTH 01°38'33" EAST A DISTANCE OF 198.91 FEET TO A POINT OF CURVATURE OF A 500.00 FOOT RADIUS CURVE WHOSE CENTER BEARS SOUTH 88°21'27" EAST:

**WARRANTY DEED - 1** 

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# Recorded Electronically Data 6-1-12 Time 8:14 Simplifile.com 800.460.5857

## WARRANTY DEED

FOR VALUE RECEIVED, Thompson Family Investments, LLC, an Idaho limited liability company, whose address is 536 Terrace Drive, Burley, Idaho 83318, hereinafter referred to as the "Grantor", hereby grants, bargains, sells and conveys unto Fred Burmester and Stacy Burmester, husband and wife, and whose address is 19321 South Olsen Road, Downey, Idaho 83234, hereinafter referred to as the "Grantees", all the following described property situated in Bannock County, Idaho, towit:

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#### Parcel 1:

A PARCEL OF LAND LOCATED IN THE SOUTHWEST 1/4 AND THE WEST 1/2 OF THE SOUTHEAST 1/4 OF SECTION 4, TOWNSHIP 11 SOUTH, RANGE 37 EAST. BOISE MERIDIAN, BANNOCK COUNTY, IDAHO, DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTHWEST CORNER OF SECTION 4, TOWNSHIP 11 SOUTH, RANGE 37 EAST, BOISE MERIDIAN, MARKED BY A 2 INCH ALUMINUM CAP MONUMENT AS DESCRIBED IN CORNER PERPETUATION INST. NO. 20321486 AND 90008687; THENCE NORTH 01°04′04" EAST, ALONG THE WEST LINE OF SAID SECTION 4, (BASIS OF BEARING PER CENTRAL MERIDIAN OF EAST ZONE OF IDAHO STATE PLANE COORDINATE SYSTEM), A DISTANCE OF 1321.58 FEET TO THE SOUTH 1/16 CORNER ON THE WEST LINE OF SAID SECTION 4; THENCE SOUTH 89°40′53" EAST, ALONG THE SOUTH 1/16 LINE OF SAID SECTION 4, A DISTANCE OF 1413.59 FEET TO A POINT ON THE CENTERLINE OF A CANAL, BEING A POINT OF NON-TANGENT CURVATURE OF A 200.00 FOOT RADIUS CURVE WHOSE CENTER BEARS SOUTH 72°20′21" EAST; THENCE ALONG THE CENTERLINE OF SAID CANAL FOR THE NEXT NINE (9) COURSES;

- (1) FOLLOWING SAID CURVE IN A CLOCKWISE DIRECTION FOR AN ARC DISTANCE OF 19.52 FEET, THROUGH A CENTRAL ANGLE OF 05°35'30" (THE CHORD OF SAID CURVE BEARS NORTH 20°27'24" EAST A DISTANCE OF 19.51 FEET), TO A POINT OF TANGENCY:
- (2) NORTH 23°15'09" EAST A DISTANCE OF 251.79 FEET TO A POINT OF CURVATURE OF A 300.00 FOOT RADIUS CURVE WHOSE CENTER BEARS NORTH 66°44'51" WEST:
- (3) FOLLOWING SAID CURVE IN A COUNTER CLOCKWISE DIRECTION FOR AN ARC DISTANCE OF 113.15 FEET, THROUGH A CENTRAL ANGLE OF 21°36'36" (THE CHORD OF SAID CURVE BEARS NORTH 12°26'51" EAST A DISTANCE OF 112.48 FEET), TO A POINT OF TANGENCY;
- (4) NORTH 01°38'33" EAST A DISTANCE OF 198.91 FEET TO A POINT OF CURVATURE OF A 500.00 FOOT RADIUS CURVE WHOSE CENTER BEARS SOUTH 88°21'27" EAST;

WARRANTY DEED - 1

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(5) FOLLOWING SAID CURVE IN A CLOCKWISE DIRECTION FOR AN ARC DISTANCE OF 138.23 FEET, THROUGH A CENTRAL ANGLE OF 15°50'24" (THE CHORD OF SAID CURVE BEARS NORTH 09°33'45" EAST A DISTANCE OF 137.79 FEET), TO A POINT OF TANGENCY;

(6) NORTH 17°28'57" EAST A DISTANCE OF 158.56 FEET TO A POINT OF CURVATURE OF A 143.00 FOOT RADIUS CURVE WHOSE CENTER BEARS

NORTH 72°31'03" WEST;

(7) FOLLOWING SAID CURVE IN A COUNTER CLOCKWISE DIRECTION FOR AN ARC DISTANCE OF 102.26 FEET, THROUGH A CENTRAL ANGLE OF 40°58'23" (THE CHORD OF SAID CURVE BEARS NORTH 03°00'15" WEST A DISTANCE OF 100.10 FEET), TO A POINT OF TANGENCY;

(8) NORTH 23°29'27" WEST A DISTANCE OF 244.64 FEET TO A POINT OF CURVATURE OF A 100.00 FOOT RADIUS CURVE WHOSE CENTER BEARS

NORTH 66°30'33" EAST;

(9) FOLLOWING SAID CURVE IN A CLOCKWISE DIRECTION FOR AN ARC DISTANCE OF 101.87 FEET, THROUGH A CENTRAL ANGLE OF 58°21'56" (THE CHORD OF SAID CURVE BEARS NORTH 05°41'31" EAST A DISTANCE OF 97.52 FEET), TO A POINT OF NON TANGENCY;

THENCE NORTH 75°36'52" EAST A DISTANCE OF 51.22 FEET TO A FENCE

THENCE ALONG AN EXISTING FENCELINE FOR THE NEXT NINE (9) COURSES;

- (1) NORTH 51°49'43" EAST A DISTANCE OF 24.64 FEET;
- (2) NORTH 84°28'49" EAST A DISTANCE OF 286.93 FEET;
- (3) SOUTH 68°44'56" EAST A DISTANCE OF 109.99 FEET;
- (4) SOUTH 25°36'12" EAST A DISTANCE OF 135.48 FEET;
- (5) SOUTH 51°28'06" EAST A DISTANCE OF 51.80 FEET;
- (6) SOUTH 73°28'59" EAST A DISTANCE OF 423.08 FEET; (7) NORTH 89°59'16" EAST A DISTANCE OF 236.98 FEET;
- (8) SOUTH 55°34'15" EAST A DISTANCE OF 778.07 FEET;
- (9) SOUTH 18°33'03" EAST A DISTANCE OF 142.45 FEET, TO A FOUND 1/2 INCH REBAR WITH YELLOW PLASTIC CAP STAMPED PLS 843, SEE RECORD OF SURVEY INST. NO. 20606144, ALSO BEING A POINT ON THE NORTHERLY BOUNDARY LINE OF WARRANTY DEED INST. NO. 20604170;

THENCE ALONG THE BOUNDARY LINE OF SAID RECORD OF SURVEY INST. NO. 20606144 AND WARRANTY DEED INST. NO. 20604170 FOR THE NEXT FOUR (4)

- (1) SOUTH 76°37'06" WEST A DISTANCE OF 404.84 FEET TO A FOUND 1/2 INCH REBAR WITH YELLOW PLASTIC CAP STAMPED PLS 843;
- (2) SOUTH 44°12'15" WEST A DISTANCE OF 56.11 FEET TO A FOUND 1/2 INCH REBAR WITH YELLOW PLASTIC CAP STAMPED PLS 843;

WARRANTY DEED - 2

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(3) SOUTH 21°04'25" WEST A DISTANCE OF 328.99 FEET TO A FOUND 1/2 INCH REBAR WITH YELLOW PLASTIC CAP STAMPED PLS 843;

(4) SOUTH 00°18'50" WEST A DISTANCE OF 1324.07 FEET TO THE SOUTH LINE OF SAID SECTION 4:

THENCE NORTH 89°37'44" WEST, ALONG THE SOUTH LINE OF SAID SECTION 4, A DISTANCE OF 223.69 FEET TO THE SOUTH 1/4 CORNER OF SAID SECTION 4 MARKED WITH A 2 INCH ALUMINUM CAP MONUMENT AS DESCRIBED IN CORNER PERPETUATION INST. NO. 20602261; THENCE NORTH 89°37'44" WEST, ALONG THE SOUTH LINE OF SAID SECTION 4, A DISTANCE OF 2655.52 FEET TO THE POINT OF BEGINNING.

CONTAINING 126.57 ACRES MORE OR LESS.

#### Parcel 2:

A PARCEL OF LAND LOCATED IN THE NORTHWEST 1/4 OF SECTION 4, TOWNSHIP 11 SOUTH, RANGE 37 EAST, BOISE MERIDIAN, BANNOCK COUNTY, IDAHO, DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHWEST CORNER OF SECTION 4, TOWNSHIP 11 SOUTH, RANGE 37 EAST, BOISE MERIDIAN, MARKED BY A 2 INCH ALUMINUM CAP MONUMENT AS DESCRIBED IN CORNER PERPETUATION INST. NO. 95018924; THENCE SOUTH 89°37'04" EAST, ALONG THE NORTH LINE OF SAID SECTION 4, (BASIS OF BEARING PER CENTRAL MERIDIAN OF EAST ZONE OF IDAHO STATE PLANE COORDINATE SYSTEM), A DISTANCE OF 2655.75 FEET TO THE NORTH 1/4 CORNER OF SAID SECTION 4 MARKED BY A 2 INCH ALUMINUM CAP MONUMENT AS DESCRIBED IN CORNER PERPETUATION INST. NO. 21201829; THENCE SOUTH 01°04'37" WEST, ALONG THE MERIDIONAL CENTERLINE OF SAID SECTION 4, A DISTANCE OF 1505.19 FEET; THENCE SOUTH 68°34'10" WEST A DISTANCE OF 1996.41 FEET; THENCE NORTH 70°06'38" WEST A DISTANCE OF 857.14 FEET TO A POINT ON THE WEST LINE OF SAID SECTION 4; THENCE NORTH 01°04'51" EAST, ALONG THE WEST LINE OF SAID SECTION 4, A DISTANCE OF 1960.82 FEET TO THE POINT OF BEGINNING.

CONTAINING 118.62 ACRES MORE OR LESS.

EXCEPT: Grantor does not transfer any portion of the following water rights, which may be in whole or in part appurtenant to the above land: Those rights as described in Idaho Department of Water Resources, Water Right Reports Numbers: 29-2563; 29-4144; 29-11419; and 29-11420; nor any other water rights appurtenant to such land, other than the sole exception of 141.5 shares of stock of the Portneuf-Marsh Valley Canal Company, Limited, owned by the Grantor, which will be transferred by separate

WARRANTY DEED - 3

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conveyance.

ALSO EXCEPT: U.S. Patent reservations, restrictions, rights of ways for roadways and/or canals, any other rights of way, covenants, reservations, use restrictions and regulations, easements of record and any easement or other use restrictions visible on the premises.

TO HAVE AND TO HOLD, the said premises, with their appurtenances unto the said Grantees and to the Grantees' heirs, successors and assigns forever. The Grantor do hereby covenant to and with the said Grantees that the Grantor is the owner in fee simple of said premises; that the said premises are free from all encumbrances except as above-described and that Grantor will warrant and defend the same from all lawful claims whatsoever.

DATED this 3/ day of MA4

MAY 2012

THOMPSON FAMILY INVESTMENTS, LLC

Annette Pope, Member

Beverly Faldmo, Member

Cynthia/Harris, Member

Dorilee Clegg, Member

**WARRANTY DEED - 4** 

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OTATE OF IDAHO )
County of Bannous) ss.
On this 3 day of, 2012, before me, the undersigned a notary public in and for said State, personally appeared Annette Pope, known to me to be the persons whose names are subscribed to the within and foregoing document and who acknowledged to me that she executed the same as a member of Thompson Family Investments, LLC.
IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.
(SEAL)  S. GARRETT  NOTARY PUBLIC  STATE OF IDAHO  Notary Public for Idaho  Residing at: MICM  Commission Expires: 9-30-17
STATE OF IDAHO  County of Bunnous  ss.
On this 3 day of
IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.
S. GARRETT NOTARY PUBLIC STATE OF IDAHO  STATE OF IDAHO  S. GARRETT Notary Public for Idaho Residing at: IN IUY Commission Expires: 9-30-1)
WARRANTY DEED - 5 D:\Documents\REALEST\Deeds\Thompson.LLC.Burmester.WD.2012b.wpd

STATE OF IDAHO
County of <u>Parmous</u> ) ss.
On this 3 day of , , 2012, before me, the undersigned, a notary public in and for said State, personally appeared Cynthia Harris, known to me to be the persons whose names are subscribed to the within and foregoing document and who acknowledged to me that she executed the same as a member of Thompson Family Investments, LLC.
IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.
S. GARRETT NOTARY PUBLIC STATE OF IDAHO  STATE
STATE OF IDAHO ) County of Bannow) ss.
On this 3 day of M2, 2012, before me, the undersigned, a notary public in and for said State, personally appeared Dorilee Clegg, known to me to be the persons whose names are subscribed to the within and foregoing document and who acknowledged to me that she executed the same as a member of Thompson Family Investments, LLC.
IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.
S. GARREIT NOTARY PUBLIC STATE OF IDAHO  S. GARREIT Notary Public for Idaho Residing/at: MILL Commission Expires: 9:30-17

WARRANTY DEED - 6
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## STATE OF IDAHO DEPARTMENT OF WATER RESOURCES

RECEIVED
AUG 0 3 2020

Capartment of Waler 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 #6 of the instructions.

	process and the same of the sa			warped to the state of the stat	·	
	Water Right/Claim No.	Split?	Leased to Water Supply Bank?	Water Right/Claim No.	Split?	Leased to Water Supply Bank?
	29-11420	Yes 🗹	Yes 🗌		Yes []	Yes 🗌
	29-11412	Yes 🗌	Yes 🗀		Yes 🗀	Yes 🗌
	comple	Yes 8	5/20 Yes 🗆		Yes 🗌	Yes 🗀
		Yes 🗌	Yes 🗌		Yes 🗌	Yes 🗌
		Yes 🗆	Yes 🗌		Yes 🗌	Yes 🗌
2.	Previous Owner's Name:		Son Family ent water right holder/cl			
3.	New Owner(s)/Claimant(s):	Timot	ly Loten los	ec and Marie Ki	ithleen	
	3680 E wigh		as listed on the convey		10 500 171	and or and/or
	3680 E weigh of Mailing address	ina pray	City	lowney		83234 ZIP
	208-390-6397	7		im LL osce @ Gmail. Co		ZIP
	Telephone		Ema	il	)[4]	(
4.	If the water rights and/or adj	udication clain	ns were split, how did	the division occur?		f.
				ntified in a deed, contract, or ot	her convevan	ce document.
	☐ The water rights or cla	ims were divid	ed proportionately ba	sed on the portion of their plac	e(s) of use ac	quired by the new owner.
5.	Date you acquired the water	rights and/or c	laims listed above: _			<b>→</b>
6.	Supply Bank leases associate completed IRS Form W-9 for rights with multiple owners:	ed with the war r payment to b must specify a	ter right. Payment of e issued to an owner. designated lessor, us	ownership of a water right will revenue generated from any re A new owner for a water right ing a completed Lessor Design o, compensation for any rental	ental of a leas under lease s nation form. I	sed water right requires a hall supply a W-9, Water Beginning in the calendar
7.	This form must be signed and	d submitted wi	th the following REQ	UIRED items:		
	☐ A copy of the convey	ance documer	t - warranty deed, o	juitclaim deed, court decree, o	contract of sa	ale, etc. The conveyance
	Occument must include	a legal descrij or aerial phote	otion of the property of	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 instruction		explanation):			•
	<ul> <li>(\$25 per undivide</li> <li>\$100 per split was</li> </ul>	a water right.				
	<ul> <li>No fee is required for pending adjudication claims.</li> </ul>					
	☐ 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					
	☐ If water right(s) are leas IRS Form W-9.	ed to the Wate	r Supply Bank, the ind	dividual owner or designated les	ssor must con	uplete, sign and submit an
0	- 1.	1 -100	00			7/10/100
8.	Signature: 1 Moths Signature of new	owner/claimant	Titl	e, if applicable		)ate
	Signature:	oklo	2000	o, it applicable		7/20/2 20
	Signature of new	owner/claimant	Titl	e, if applicable		Date
For	IDWR Office Use Only:			^^		
	Receipted by	Date 813	12020 Rece	ipt No. F046159	Receir	ot Amt. \$125,00
	Active in the Water Supply Bank			to the State Office for processing		9 received? Yes No
	Name on W-9		Approved by	Processed by	Date	

RECORDING REQUESTED BY First American Title Company

AND WHEN RECORDED MAIL TO:

First American Title Company 223 North 15th Avenue Pocatello, ID 83201 OFFICIAL RECORD BK# 0
BANNOCK COUNTY IDAHO

FEE 15.00 DEPUTY JB
RECORDED AT REQUEST OF

First American Title - Pocatello

22009769

2020 Jun 11 AM 11:38

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#### **WARRANTY DEED**

File No.: 897435-P (sg)

Date: June 08, 2020

For Value Received, Thompson Family Investments, LLC, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto Timothy Loren Losee and Marie Kathleen Losee, husband and wife, hereinafter called the Grantee, whose current address is 3680 E. Neigh and Bray Dr., Downey, ID 83234, the following described premises, situated in Bannock County, Idaho, towit: 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.

Date: 06/08/2020

Warranty Deed - continued

File No.: 897435-P (sg)

Thompson Family Investments, LLC

Name: Annette Pope

Title: member

STATE OF

Idaho

COUNTY OF

June M3 day of May, 2020, before me, a Notary Public in and for said State, personally appeared Annette Pope, known or identified to me to be the person whose name is subscribed to the within Instrument as one of the Managers/Members of the Thompson Family Investments, LLC, which is known or identified to me to be the entity whose name is subscribed to the within instrument and acknowledged to me that she executed the same in said Limited Liability Company's name.

MAKENZIE JONES 20191022 NOTARY PUBLIC STATE OF IDAHO ily Commission Expires: 05/20/25

Notary Public of Idaho Residing at: 14401111

Commission Explres: 05 20 20

Date: 06/08/2020

Warranty Deed

File No.: 897435-P (sg)

Thompson Family Investments, LLC

Titie: member //

STATE OF

COUNTY OF

NOTARY PUBLIC MICHELLE GARRETT 693136 COMMISSION EXPIRES MARCH 1, 2021 STATE OF UTAH

day of Hay, 2020, before me, a Notary Public in and for said State, personally appeared On this \_\_\_\_\_\_ Beverly Faldmo, known or Identified to me to be the person whose name is subscribed to the within Instrument as one of the Managers/Members of the Thompson Family Investments, LLC, which is known or identified to me to be the entity whose name is subscribed to the within instrument and acknowledged to me that she executed the same in said Limited Liability Company's name.

Notary Public of U. to

Residing at: Davis
Commission Expires: March 1,

Date: 06/08/2020

Warranty Deed - continued

File No.: 897435-P (99)

Thompson Family Investments, LLC

Name: Cynthia Harris

Title: member

STATE OF

COUNTY OF

On this \_\_\_\_\_ day of \_\_\_\_\_, 2020, before me, a Notary Public in and for said State, personally appeared Cynthla Harris, known or identified to me to be the person whose name is subscribed to the within Instrument as one of the Managers/Members of the Thompson Family Investments, LLC, which is known or identified to me to be the entity whose name is subscribed to the within instrument and acknowledged to me that she executed the same in said Limited Liability Company's name.

NATALIE RESCH Notary Public, State of Utah Commission # 690078 ly Commission Expires On August 01, 2020

Commission Expires: At 228+ 01, 2020

Notary Public of Utah

Residing at: Hude Park

#### **EXHIBIT A**

**LEGAL DESCRIPTION:** Real property in the County of Bannock, State of Idaho, described as follows:

PARCEL 1:

TOWNSHIP 11 SOUTH, RANGE 37 EAST, BOISE MERIDIAN, BANNOCK COUNTY, IDAHO:

SECTION 3: LOTS 1, 2, 3 AND 4; S1/2NW1/4; S1/2NE1/4

PARCEL 2:

A PARCEL OF LAND LOCATED IN THE NORTH ½ OF THE SOUTHEAST ¼ AND THE NORTHEAST ¼ OF SECTION 4, TOWNSHIP 11 SOUTH, RANGE 37 EAST, BOISE MERIDIAN, BANNOCK COUNTY, IDAHO, DESCRIBED AS FOLLOWS:

BEGINNING AT THE EAST ¼ CORNER OF SECTION 4, TOWNSHIP 11 SOUTH, RANGE 37 EAST, BOISE MERIDIAN, MARKED BY A 2 INCH ALUMINUM CAP MONUMENT AS DESCRIBED IN CORNER PERPETUATION INSTRUMENT NO. 20818639; THENCE SOUTH 00°50'52" WEST, ALONG THE EAST BOUNDARY LINE OF SAID SECTION 4 (BASIS OF BEARING PER CENTRAL MERIDIAN OF EAST ZONE OF IDAHO STATE PLANE COORDINATE SYSTEM), A DISTANCE OF 791.54; THENCE NORTH 69°26'00" WEST A DISTANCE OF 1002.99 FEET; THENCE NORTH 61°49'26" WEST A DISTANCE OF 1271.43 FEET; THENCE NORTH 21°18'30" WEST A DISTANCE OF 593.31 FEET; THENCE NORTH 36°21'56" WEST A DISTANCE OF 566.69 FEET TO A POINT ON THE MERIDIONAL CENTERLINE OF SAID SECTION 4, ALSO BEING THE SOUTHEAST CORNER OF A PARCEL OF LAND DESCRIBED IN DEED INSTRUMENT NO. 21208988; THENCE NORTH 01°04'37" EAST, ALONG THE MERIDIONAL CENTERLINE OF SAID SECTION 4, AND THE EAST BOUNDARY LINE OF SAID PARCEL OF LAND, A DISTANCE OF 1505.19 FEET TO THE NORTH 1/4 CORNER OF SAID SECTION 4 MARKED BY A 2 INCH ALUMINUM CAP MONUMENT AS DESCRIBED IN CORNER PERPETUATION INSTRUMENT NO. 21201829; THENCE SOUTH 89°37'04" EAST, ALONG THE NORTH BOUNDARY LINE OF SAID SECTION 4, A DISTANCE OF 2634.24 FEET TO THE NORTHEAST CORNER OF SAID SECTION 4 MARKED BY A 2 INCH ALUMINUM CAP MONUMENT AS DESCRIBED IN CORNER PERPETUATION INSTRUMENT NO. 20602262; THENCE SOUTH 00°50'52" WEST, ALONG THE EAST BOUNDARY LINE OF SAID SECTION 4, A DISTANCE OF 2657.96 FEET TO THE POINT OF BEGINNING.

#### PARCEL 3:

A PARCEL OF LAND LOCATED IN A PORTION OF SECTION 4, TOWNSHIP 11 SOUTH, RANGE 37 EAST, BOISE MERIDIAN, BANNOCK COUNTY, IDAHO, DESCRIBED AS FOLLOWS:

COMMENCING AT THE WEST ¼ CORNER OF SECTION 4, TOWNSHIP 11 SOUTH, RANGE 37 EAST, BOISE MERIDIAN, MARKED BY A 2 INCH ALUMINUM CAP MONUMENT AS DESCRIBED IN CORNER PERPETUATION INSTRUMENT NO. 95018925; THENCE NORTH 01°04′51" EAST, ALONG THE WEST BOUNDARY LINE OF SAID SECTION 4, (BASIS OF BEARING PER CENTRAL MERIDIAN OF EAST ZONE OF IDAHO STATE PLANE COORDINATE SYSTEM), A DISTANCE OF 633.26 FEET TO THE POINT OF BEGINNING:

THENCE CONTINUING NORTH 01°04'51" EAST, ALONG THE WEST BOUNDARY LINE OF SAID

SECTION 4, A DISTANCE OF 74.78 FEET TO THE SOUTHWEST CORNER OF A PARCEL OF LAND DESCRIBED IN DEED INSTRUMENT NO. 21208988; THENCE SOUTH 70°06'38" EAST, ALONG THE SOUTH BOUNDARY LINE OF SAID PARCEL, A DISTANCE OF 857.14 FEET; THENCE NORTH 77°42'46" EAST A DISTANCE OF 899.27 FEET; THENCE NORTH 53°38'52" EAST A DISTANCE OF 554.95 FEET TO A POINT ON THE SOUTH BOUNDARY LINE OF SAID PARCEL; THENCE NORTH 68°34'10" EAST, ALONG THE SOUTH BOUNDARY LINE OF SAID PARCEL, A DISTANCE OF 572.33 FEET TO A POINT ON THE MERIDIONAL CENTERLINE OF SAID SECTION 4; THENCE SOUTH 36°21'56" EAST A DISTANCE OF 566.69 FEET; THENCE SOUTH 21°18'30" EAST A DISTANCE OF 593.31 FEET; THENCE SOUTH 61°49'26" EAST A DISTANCE OF 1271.43 FEET; THENCE SOUTH 69°26'00" EAST A DISTANCE OF 1002.99 FEET TO A POINT ON THE EAST BOUNDARY LINE OF SAID SECTION 4; THENCE SOUTH 00°50'52" WEST, ALONG THE EAST BOUNDARY LINE OF SAID SECTION 4, A DISTANCE OF 538.00 FEET BEING THE NORTHEAST CORNER OF A PARCEL OF LAND DESCRIBED IN DEED INSTRUMENT NO. 20604170; THENCE ALONG THE NORTHERLY BOUNDARY LINE OF SAID PARCEL OF LAND, ALSO SEE RECORD OF SURVEY INSTRUMENT NO. 20606144, FOR THE NEXT FIVE (5) COURSES:

- 1. NORTH 89°42'08" WEST A DISTANCE OF 476.30 FEET;
- 2. NORTH 50°22'15" WEST A DISTANCE OF 230.29 FEET;
- 3. NORTH 81°19'49" WEST A DISTANCE OF 451.00 FEET;
- 4. NORTH 53°20'19" WEST A DISTANCE OF 326.33 FEET;
- 5. NORTH 85°07'04" WEST A DISTANCE OF 533.46 FEET TO THE NORTHWEST CORNER OF SAID PARCEL OF LAND, ALSO BEING THE NORTHEAST CORNER OF A PARCEL OF LAND DESCRIBED IN DEED INSTRUMENT NO. 21208988; THENCE ALONG AN EXISTING FENCE LINE AND THE NORTHERLY BOUNDARY LINE OF SAID PARCEL OF LAND DESCRIBED IN DEED INSTRUMENT NO. 21208988 FOR THE NEXT NINE (9) COURSES:
- 1. NORTH 18°33'03" WEST A DISTANCE OF 142.45 FEET;
- 2. NORTH 55°34'15" WEST A DISTANCE OF 778.07 FEET;
- 3. SOUTH 89°59'16" WEST A DISTANCE OF 236.98 FEET;
- 4. NORTH 73°28'59" WEST A DISTANCE OF 423.08 FEET;
- 5. NORTH 51°28'06" WEST A DISTANCE OF 51.80 FEET;
- 6. NORTH 25°36'12" WEST A DISTANCE OF 135.48 FEET;
- 7. NORTH 68°44'56" WEST A DISTANCE OF 109.99 FEET;
- 8. SOUTH 84°28'49" WEST A DISTANCE OF 286.93 FEET;
- 9. SOUTH 51°49'43" WEST A DISTANCE OF 24.64 FEET;

THENCE SOUTH 75°36'52" WEST A DISTANCE OF 51.22 FEET TO A POINT ON THE CENTERLINE OF AN EXISTING CANAL, ALSO BEING THE NORTHWEST CORNER OF SAID PARCEL OF LAND; THENCE FOLLOWING SAID CENTERLINE OF AN EXISTING CANAL FOR THE NEXT ELEVEN (11) COURSES:

- 1. NORTH 34°52'29" EAST A DISTANCE OF 69.55 FEET;
- 2. NORTH 59°31'32" EAST A DISTANCE OF 73.54 FEET TO A POINT OF CURVATURE OF A 175.00 FOOT RADIUS CURVE WHOSE CENTER BEARS NORTH 30°28'28" WEST;
- 3. FOLLOWING SAID CURVE IN A COUNTER CLOCKWISE DIRECTION FOR AN ARC DISTANCE OF 437.02 FEET, THROUGH A CENTRAL ANGLE OF 143°04'52", (THE CHORD OF SAID CURVE BEARS NORTH 12°00'54" WEST A DISTANCE OF 331.99 FEET), TO A POINT OF TANGENCY;
- 4. NORTH 83°33'20" WEST A DISTANCE OF 432.65 FEET TO A POINT OF CURVATURE OF A 125.00 FOOT RADIUS CURVE WHOSE CENTER BEARS SOUTH 06°26'40" WEST;
- 5. FOLLOWING SAID CURVE IN A COUNTER CLOCKWISE DIRECTION FOR AN ARC DISTANCE OF 103.71 FEET, THROUGH A CENTRAL ANGLE OF 47°32'08", (THE CHORD OF SAID CURVE BEARS SOUTH 72°40'36" WEST A DISTANCE OF 100.76 FEET), TO A POINT OF TANGENCY;
- 6. SOUTH 48°54'32" WEST A DISTANCE OF 62.63 FEET TO A POINT OF CURVATURE OF A 250.00 FOOT RADIUS CURVE WHOSE CENTER BEARS NORTH 41°05'28" WEST;
- 7. FOLLOWING SAID CURVE IN A CLOCKWISE DIRECTION FOR AN ARC DISTANCE OF 191.58 FEET, THROUGH A CENTRAL ANGLE OF 43°54'21", (THE CHORD OF SAID CURVE BEARS SOUTH

70°51'42" WEST A DISTANCE OF 186.92 FEET), TO A POINT OF TANGENCY;
8. NORTH 87°11'07" WEST A DISTANCE OF 200.18 FEET, TO A POINT OF CURVATURE OF A
400.00 FOOT RADIUS CURVE WHOSE CENTER BEARS NORTH 02°48'53" EAST;
9. FOLLOWING SAID CURVE IN A CLOCKWISE DIRECTION FOR AN ARC DISTANCE OF 214.44
FEET, THROUGH A CENTRAL ANGLE OF 30°42'58", (THE CHORD OF SAID CURVE BEARS NORTH
71°49'39" WEST A DISTANCE OF 211.88 FEET), TO A POINT OF TANGENCY;
10. NORTH 56°28'10" WEST A DISTANCE OF 260.73 FEET;
11. NORTH 48°01'45" WEST A DISTANCE OF 210.03 FEET TO A POINT ON THE WEST BOUNDARY
LINE OF SAID SECTION 4, BEING THE POINT OF BEGINNING.

**Idaho Department of Water Resources** 

Idaho Falls, Idaho

To Whom It May Concern:

I am sending in applications for Water Right Ownership change and also an application for the transfer of place of use for the same water right.

I was the managing partner in Thompson Family Investments, LLC who is the current owner of this water right. In June, we sold the land to Tim Losee and part to myself and my husband, Annette and Curtis Pope. (Ownership change forms are enclosed) I have also enclosed an application for a transfer of place of use for part of the water right. The SWSW quarter was sold in 2012 to Fred Burmester without water rights. (Also enclosed is the deed for this sale) I wish to transfer water from SWSW to a portion of SWNW, which is now owned by myself and my husband. (Deed also enclosed)

For your information, Tim Losee rents the land I own and is in agreement to this transfer.

Please let me know if there is any further information you may need for this transfer.

Best,

**Annette Pope** 

annette Pope

208-260-2538

popeann55@gmail.com

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

Gary Spackman Director

September 30, 2020

Governor

CURTIS BROOKS POPE ANNETTE POPE 536 TERRACE DR BURLEY, ID 83318

RE: Transfer No. 84409 Water Right No(s). 29-11420

Dear Applicant(s):

The Department of Water Resources has received your water right transfer application. Please refer to the transfer number referenced above in all future correspondence regarding this transfer.

A legal notice of the application has been prepared and is scheduled for publication in the IDAHO STATE JOURNAL on 10/7/2020 and 10/14/2020. Protests to this application may be submitted for a period ending ten (10) days after the second publication.

If the application is protested, you will be sent a copy of each protest. All protests must be resolved before the application can be considered for approval. If the protest(s) cannot be resolved voluntarily, the Department will conduct a conference and/or hearing on the matter.

If the application is not protested, the Department will process your application and notify you of any action taken on the application. If your application is approved, the Department will send you a copy of the approval document.

Please contact this office if you have any questions regarding the application.

Sincerely,

Christina Henman Administrative Assistant

#### Henman, Christina

From: Henman, Christina

Sent: Wednesday, September 30, 2020 3:00 PM

To: IDAHO STATE JOURNAL (legalnotices@postregister.com)

Subject:Legal Notices for Idaho State JournalAttachments:84409, 84410 Idaho State Journal.docx

LEGAL NOTICE DEPARTMENT IDAHO STATE JOURNAL PO BOX 431 POCATELLO, ID 83204-0431

RE: Transfer No. 84409, 84410

Water Right No(s). 29-11420, 29-13211

**Dear Legal Notice Department:** 

Please publish the enclosed legal notice on the dates indicated (once a week for two consecutive weekly issues). If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Please send the affidavit and bill to this office before 10/26/2020. Your cooperation is appreciated.

Thank You,

Christina Henman Administrative Assistant Idaho Dept. of Water Resources, Eastern Region 900 N Skyline Ste. A Idaho Falls, ID 83402 Phone: (208) 497-3793

#### NOTICE OF PROPOSED CHANGE OF WATER RIGHT TRANSFER NO. 84409

CURTIS BROOKS POPE, 536 TERRACE DR, BURLEY, ID 83318-5421; ANNETTE POPE, 536 TERRACE DR, BURLEY, ID 83318 has filed Application No. 84409 for changes to the following water rights within BANNOCK County(s): Right No(s). 29-11420; to see a full description of these rights and the proposed transfer, please see

https://research.idwr.idaho.gov/apps/waterrights/querynewtransfers. The purpose of the transfer is to change a portion of the above rights as follows: change point of diversion, add point of diversion, and change place of use. The proposed point of diversion for a pipeline is in Lot 1 (NENE) Sec 4 T11S R37E. The proposed points of diversion for instream use are between SENW (point of beginning) and NWSW (point of ending), Sec 4 T11S R37E for 0.02 cfs from an Unnamed Stream and Yago Creek. The proposed place of use is in SWNW, SENW, and NWSW, Sec 4 T11S R37E for stockwater.

#### TRANSFER NO. 84410

CLAIR A STUCKI and SARI A STUCKI, 6998 W PORTNEUF RD, POCATELLO, ID 83204 has filed Application No. 84410 for changes to the following water rights within BANNOCK County(s): Right No(s). 29-13211; to see a full description of these rights and the proposed transfer, please see https://research.idwr.idaho.gov/apps/waterrights/querynewtransfers. The purpose of the transfer is to change a portion of the above rights as follows:change point of diversion. The proposed point of diversion is in NESE Sec 21 T07S R35E for 0.08 cfs from Portneuf River.

For additional information concerning the property location, contact Eastern Region office at (208)525-7161. Protests may be submitted based on the criteria of Idaho Code Sec. 42-222. Any protest against the proposed change must be filed with the Department of Water Resources, Eastern Region, 900 N SKYLINE DR STE A, IDAHO FALLS ID 83402-1718 together with a protest fee of \$25.00 for each application on or before 10/26/2020. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 10/7/2020 and 10/14/2020

#### Henman, Christina

From:

Henman, Christina

Sent:

Wednesday, September 30, 2020 2:52 PM

To:

'evankris@isu.edu'

Subject: Attachments:

Application for Transfer No. 84409

RecommendationForm Transfer41.docx

Watermaster:

The Idaho Department of Water Resources (IDWR) is seeking written comment and/or recommendations from you regarding the above referenced water right application. You can find a copy of the application at: <a href="https://idwr.idaho.gov/apps/ExtSearch/WRAJSearch/WRADJSearch.aspx">https://idwr.idaho.gov/apps/ExtSearch/WRAJSearch/WRADJSearch.aspx</a>. Please review the application, then complete the enclosed recommendation form and return it to this office within 21 days of the date of this letter.

If the application is approved, IDWR will include appropriate standard conditions of approval for a water right located within a water district, such as regulation by the watermaster, lockable controlling works, and/or measuring devices. Any special conditions or other concerns you have related to this application should be specifically addressed in your recommendation.

IDWR can finish reviewing an unprotested application as soon as the protest period has past. Your prompt response to this request will ensure that your recommendation can be considered. If IDWR has not received your written recommendation within 21 days from the date of this letter, IDWR will presume that you do not oppose approval of the application and that you have no comments for IDWR to consider.

Please contact this office if you have any questions regarding the application.