

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

RECEIVED

APR 30 2020

Department 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 #6 of the instructions.

Water Right/Claim No.	Split?	Leased to Water Supply Bank?	Water Right/Claim No.	Split?	Leased to Water Supply Bank?
29-10897	Yes <input type="checkbox"/>	Yes <input type="checkbox"/>		Yes <input type="checkbox"/>	Yes <input type="checkbox"/>
29-2462A	Yes <input type="checkbox"/>	Yes <input type="checkbox"/>		Yes <input type="checkbox"/>	Yes <input type="checkbox"/>
	Yes <input type="checkbox"/>	Yes <input type="checkbox"/>		Yes <input type="checkbox"/>	Yes <input type="checkbox"/>
	Yes <input type="checkbox"/>	Yes <input type="checkbox"/>		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: Rocke Acree  
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): David M VanOrden  
New owner(s) as listed on the conveyance document
- 7776 W Portneuf Rd Pocatello Name connector ☐ and ☐ or ☐ and/or  
Mailing address ID 83204  
2084066640 State ZIP  
Telephone dvanorden22@gmail.com  
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: 09/20/2019
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):  
     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.

SUPPORT DATA

IN FILE # 29-2462

8. Signature: [Signature] 3/9/2020  
 Signature of new owner/claimant Title, if applicable Date
- Signature: \_\_\_\_\_  
 Signature of new owner/claimant Title, if applicable Date

### For IDWR Office Use Only:

Received by CA ph Date 4/30/2020 Receipt No. E045855 Receipt Amt. \$50.00  
 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 5/4/20



Pioneer Title Pocatello

21914434

2019 Sep 20 PM 04:30

Electronically Recorded by Simplifile

135 N. Arthur Ave.  
Pocatello, ID 83204

ELECTRONICALLY RECORDED-DO NOT  
REMOVE THE COUNTY STAMPED FIRST  
PAGE AS IT IS NOW INCORPORATED AS  
PART OF THE ORIGINAL DOCUMENT

File No. 690352 LP/CB

## WARRANTY DEED

For Value Received Rocke Acree and Susan Acree, husband and wife  
hereinafter referred to as Grantor, does hereby grant, bargain, sell, warrant and convey unto

David VanOrden and Ashley VanOrden, husband and wife  
hereinafter referred to as Grantee, whose current address is 7776 W Portneuf Rd Pocatello, ID 83204

The following described premises, to-wit:

*AD DT*

See Exhibit A attached hereto and made a part hereof.

To HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee(s), and Grantees(s) heirs and assigns forever. And the said Grantor(s) does (do) hereby covenant to and with the said Grantee(s), the Grantor(s) is/are the owner(s) in fee simple of said premises; that said premises are free from all encumbrances EXCEPT those to which this conveyance is expressly made subject and those made, suffered or done by the Grantee(s); and subject to U.S. Patent reservations, restrictions, dedications, easements, rights of way and agreements, (if any) of record, and current years taxes, levies, and assessments, includes irrigation and utility assessments, (if any) which are not yet due and payable, and that Grantor(s) will warrant and defend the same from all lawful claims whatsoever.

Dated: September 19, 2019

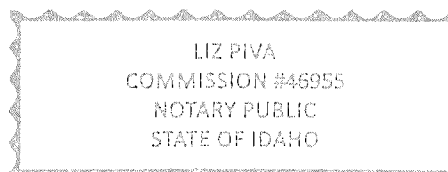
*Rocke Acree*  
\_\_\_\_\_  
Rocke Acree

*Susan Acree*  
\_\_\_\_\_  
Susan Acree

State of Idaho, County of Bannock

This record was acknowledged before me on 9/19/2019 by Rocke Acree and Susan Acree

*Liz Piva*  
\_\_\_\_\_  
Signature of notary public  
Commission Expires: 4/18/2024



## EXHIBIT A

Lot 1, River View Ranchettes, Bannock County, Idaho, as the same appears on the official plat thereof, filed in the office of the County Recorder of said County.

And

A tract of land located in the Northwest Quarter Southwest Quarter of Section 21, Township 7 South, Range 35 East, Boise Meridian, a portion of the lands described in Instrument 768574 of the Records of Bannock County, Idaho, described as follows: Commencing at the West Quarter corner of Section 21, Township 7 South, Range 35 East, Boise Meridian; thence North  $89^{\circ}39'00''$  East along the latitudinal centerline of Section 21 for a distance of 877.94 feet to a point on the North side of the Portneuf Road, said point being on a 765.00 foot radius curve approximately 25 feet Northerly of the center of the existing paved driving surface, from said point the center of the curve bears South  $14^{\circ}20'17''$  West; thence Easterly along the Northerly side of the Portneuf Road, following a 765.00 foot radius curve, concave to the Southwest, through a central angle of  $9^{\circ}55'09''$  for an arc distance of 132.44 feet to the Point of Beginning, said point being approximately 25 feet Northerly of the center of the existing paved driving surface; thence continuing along the Northerly side of the Portneuf Road, in a Southeasterly direction, following a 765.00 foot radius curve, concave to the Southwest, through a central angle of  $29^{\circ}59'18''$ , for an arc distance of 400.40 feet to a point of tangency, approximately 25 feet Northeast of center of the existing paved driving surface, from said point the center of the curve bears South  $54^{\circ}14'45''$  West; thence South  $35^{\circ}46'24''$  East 5.58 feet to a point on the West 1/16 line of said Section 21, said point being the Southwest corner of Lot 1, River View Ranchettes ( a Subdivision recorded in Bannock County as Instrument 611960 ); thence North  $00^{\circ}06'46''$  East ( Recorded as North  $00^{\circ}06'$  East ) along the said 1/16 line 297.86 feet to a point in an existing fence line, said point being 3.50 feet South of the West 1/16 corner on the latitudinal centerline of said Section 21; thence South  $88^{\circ}55'55''$  West along an existing fence 297.61 feet; thence South  $18^{\circ}57'18''$  West 39.47 feet to the Point of Beginning.

Excepting Therefrom:

A tract of land in the West half of Section 21, Township 7 South, Range 35 East, Boise Meridian, more particularly described as follows:

Commencing at the West quarter corner of Section 21, Township 7 South, Range 35 East, Boise Meridian; thence South  $89^{\circ}59'22''$  East along the latitudinal centerline of Section 21 for a distance of 877.81 feet to a point on the Northeasterly right of way line of Portneuf Road, the True Point of Beginning; thence continuing along the said centerline, South  $89^{\circ}59'22''$  East for a distance of 435.23 feet to the Center-West on sixteenth corner; thence continuing along the said centerline, South  $89^{\circ}59'22''$  East for a distance of 115.05 feet to a point on a 150.00 foot radius, non-tangent curve, concave to the Southeast; thence Southwesterly along said curve, through a central angle of  $07^{\circ}20'19''$ , and for an arc distance of 19.21 feet to a point of reverse curvature, the chord of the afore described curve bears South  $51^{\circ}53'47''$  West a distance of 19.20 feet; thence continuing Southwesterly following a 150.00 foot radius curve, concave to the Northwest, through a central angle of  $41^{\circ}47'00''$  and for an arc distance of 109.39 feet to a point of tangency; thence South  $89^{\circ}59'22''$  East for a distance of 58.06 feet to a point of curvature; thence Southwesterly along a 100.00 foot radius curve, concave to the Southeast, through a central angle of  $54^{\circ}37'24''$ , and for an arc distance of 95.33 feet to a point of tangency; thence South  $35^{\circ}23'17''$  West for a distance of 23.65 feet to a point of curvature; thence Southerly along a 25.00 foot radius curve, concave to the East, through a Central angle of  $86^{\circ}22'17''$ , and for an arc distance of 37.69 feet to a point on a non-tangent curve in the Northerly Right of Way line of Portneuf Road, from said point the radial center of the curve bears South  $39^{\circ}01'00''$  West; thence Northwesterly along the said Right of Way line, following a 765.00 foot radius curve, concave to the Southwest, through a central angle of  $24^{\circ}14'43''$  and for an arc distance of 323.72 feet to the Point of Beginning.

SA  
DUT  
AW



**PioneerTitleCo.**  
GOING BEYOND

135 N. Arthur Ave.  
Pocatello, ID 83204

ELECTRONICALLY RECORDED-DO NOT  
REMOVE THE COUNTY STAMPED FIRST  
PAGE AS IT IS NOW INCORPORATED AS  
PART OF THE ORIGINAL DOCUMENT

File No. 690352 LP/CB

### WARRANTY DEED

For Value Received Roche Acree and Susan Acree, husband and wife  
hereinafter referred to as Grantor, does hereby grant, bargain, sell, warrant and convey unto

David VanOrden and Ashley VanOrden, husband and wife  
hereinafter referred to as Grantee, whose current address is 7776 W Portneuf Rd Pocatello, ID 83204  
The following described premises, to-wit: *AD DT*

See Exhibit A attached hereto and made a part hereof.

To HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee(s), and Grantees(s) heirs and assigns forever. And the said Grantor(s) does (do) hereby covenant to and with the said Grantee(s), the Grantor(s) is/are the owner(s) in fee simple of said premises; that said premises are free from all encumbrances EXCEPT those to which this conveyance is expressly made subject and those made, suffered or done by the Grantee(s); and subject to U.S. Patent reservations, restrictions, dedications, easements, rights of way and agreements, (if any) of record, and current years taxes, levies, and assessments, includes irrigation and utility assessments, (if any) which are not yet due and payable, and that Grantor(s) will warrant and defend the same from all lawful claims whatsoever.

Dated: September 19, 2019

*Rocke Acree*  
\_\_\_\_\_  
Rocke Acree

*Susan Acree*  
\_\_\_\_\_  
Susan Acree

State of Idaho, County of Bannock

This record was acknowledged before me on 9/19/2019 by Roche Acree and Susan Acree

*Liz Piva*  
\_\_\_\_\_  
Signature of notary public  
Commission Expires: 4/18/2024

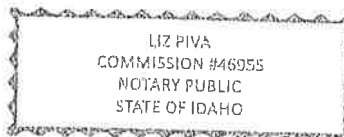


EXHIBIT A

Lot 1, River View Ranchettes, Bannock County, Idaho, as the same appears on the official plat thereof, filed in the office of the County Recorder of said County.

And

A tract of land located in the Northwest Quarter Southwest Quarter of Section 21, Township 7 South, Range 35 East, Boise Meridian, a portion of the lands described in Instrument 768574 of the Records of Bannock County, Idaho, described as follows: Commencing at the West Quarter corner of Section 21, Township 7 South, Range 35 East, Boise Meridian; thence North  $89^{\circ}39'00''$  East along the latitudinal centerline of Section 21 for a distance of 877.94 feet to a point on the North side of the Portneuf Road, said point being on a 765.00 foot radius curve approximately 25 feet Northerly of the center of the existing paved driving surface, from said point the center of the curve bears South  $14^{\circ}20'17''$  West; thence Easterly along the Northerly side of the of the Portneuf Road, following a 765.00 foot radius curve, concave to the Southwest, through a central angle of  $9^{\circ}55'09''$  for an arc distance of 132.44 feet to the Point of Beginning, said point being approximately 25 feet Northerly of the center of the existing paved driving surface; thence continuing along the Northerly side of the Portneuf Road, in a Southeasterly direction, following a 765.00 foot radius curve, concave to the Southwest, through a central angle of  $29^{\circ}59'18''$ , for an arc distance of 400.40 feet to a point of tangency, approximately 25 feet Northeast of center of the existing paved driving surface, from said point the center of the curve bears South  $54^{\circ}14'45''$  West; thence South  $35^{\circ}46'24''$  East 5.58 feet to a point on the West 1/16 line of said Section 21, said point being the Southwest corner of Lot 1, River View Ranchettes ( a Subdivision recorded in Bannock County as Instrument 611960 ); thence North  $00^{\circ}06'46''$  East ( Recorded as North  $00^{\circ}06'$  East ) along the said 1/16 line 297.86 feet to a point in an existing fence line, said point being 3.50 feet South of the West 1/16 corner on the latitudinal centerline of said Section 21; thence South  $88^{\circ}55'55''$  West along an existing fence 297.61 feet; thence South  $18^{\circ}57'18''$  West 39.47 feet to the Point of Beginning.

Excepting Therefrom:

A tract of land in the West half of Section 21, Township 7 South, Range 35 East, Boise Meridian, more particularly described as follows:

Commencing at the West quarter corner of Section 21, Township 7 South, Range 35 East, Boise Meridian; thence South  $89^{\circ}59'22''$  East along the latitudinal centerline of Section 21 for a distance of 877.81 feet to a point on the Northeasterly right of way line of Portneuf Road, the True Point of Beginning; thence continuing along the said centerline, South  $89^{\circ}59'22''$  East for a distance of 435.23 feet to the Center-West on sixteenth corner; thence continuing along the said centerline, South  $89^{\circ}59'22''$  East for a distance of 115.05 feet to a point on a 150.00 foot radius, non-tangent curve, concave to the Southeast; thence Southwesterly along said curve, through a central angle of  $07^{\circ}20'19''$ , and for an arc distance of 19.21 feet to a point of reverse curvature, the chord of the afore described curve bears South  $51^{\circ}53'47''$  West a distance of 19.20 feet; thence continuing Southwesterly following a 150.00 foot radius curve, concave to the Northwest, through a central angle of  $41^{\circ}47'00''$  and for an arc distance of 109.39 feet to a point of tangency; thence South  $89^{\circ}59'22''$  East for a distance of 58.06 feet to a point of curvature; thence Southwesterly along a 100.00 foot radius curve, concave to the Southeast, through a central angle of  $54^{\circ}37'24''$ , and for an arc distance of 95.33 feet to a point of tangency; thence South  $35^{\circ}23'17''$  West for a distance of 23.65 feet to a point of curvature; thence Southerly along a 25.00 foot radius curve, concave to the East, through a Central angle of  $86^{\circ}22'17''$ , and for an arc distance of 37.69 feet to a point on a non-tangent curve in the Northerly Right of Way line of Portneuf Road, from said point the radial center of the curve bears South  $39^{\circ}01'00''$  West; thence Northwesterly along the said Right of Way line, following a 765.00 foot radius curve, concave to the Southwest, through a central angle of  $24^{\circ}14'43''$  and for an arc distance of 323.72 feet to the Point of Beginning.

SA  
DOO  
AO



**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](http://www.idwr.idaho.gov)

Brad Little  
Governor

Gary Spackman  
Director

May 04, 2020

DAVID VAN ORDEN  
ASHLEY VAN ORDEN  
7776 W PORTNEUF RD  
POCATELLO ID 83204-7304

Re: Change in Ownership for Water Right No(s): 29-2462A

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)