

RECEIVED

JAN 24 2020

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

Notice of Change in Water Right Ownership

1. List the numbers of all water rights and/or adjudication claim records to be changed. If you only acquired a portion of the water right or adjudication claim, check "Yes" in the "Split?" column. If the water right is leased to the Water Supply Bank, check "Yes". If you are not sure if the water right is leased to the Water Supply Bank, see #6 of the instructions.

Water Right/Claim No.	Split?	Leased to Water Supply Bank?	Water Right/Claim No.	Split?	Leased to Water Supply Bank?
35-7845 <i>OK</i>	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

ABERDEEN AMERICAN FALLS GWD/120

2. Previous Owner's Name: Elva E. and Ronald Funk
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): CJ Feld Farms LLLP, a Limited Liability Limited Partnership
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or
- 2781 W. 1800 S. Aberdeen ID 83210
Mailing address City State ZIP
(208) 397-4745 conanfeld@aol.com
Telephone Email
4. If the water rights and/or adjudication claims were split, how did the division occur?
☐ The water rights or claims were divided as specifically identified in a deed, contract, or other conveyance document.
☐ The water rights or claims were divided proportionately based on the portion of their place(s) of use acquired by the new owner.
5. Date you acquired the water rights and/or claims listed above: January 6, 2020
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.

8. Signature: *Conan Feld* *owner* *1-20-20*
Signature of new owner/claimant Title, if applicable Date

Signature: _____ Title, if applicable Date

For IDWR Office Use Only:

Received by *JB* Date *1/24/2020* Receipt No. *E045589* Receipt Amt. *\$25 -*
Active in the Water Supply Bank? Yes ☐ No ☐ If yes, forward to the State Office for processing W-9 received? Yes ☐ No ☐
Name on W-9 _____ Approved by *JB/jc* Processed by *mp* Date *2-4-20*

Instrument # 713789

BINGHAM COUNTY, IDAHO
2020-01-08 02:44:54 PM No. of Pages: 2
Recorded for: ALLIANCE TITLE - BLACKFOOT OFF
PAMELA W. ECKHARDT Fee: \$15.00
Ex-Officio Recorder Deputy JPulley
Index To: WARRANTY DEED
Electronically Recorded by Simplifile

WARRANTY DEED

Alliance Title & Escrow Corp. Order No.:462501

FOR VALUE RECEIVED

Connie Shelley, Personal Representative of the Estate of Elva Funk AKA Elva Ellen Funk AKA Elva Ella Funk, deceased, Case No. CV-2016-1666

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

CJ Feld Farms LLLP, a Limited Liability Limited Partnership

whose current address is

**2781 W 1800 S
Aberdeen, ID 83210**

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

Township 5 South, Range 32 East Boise Meridian, Bingham County, Idaho.

Section 19: East half Southwest Quarter, Southeast Quarter Northwest Quarter, Northwest Quarter Southeast Quarter.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee(s), that (s)he is/are the owner(s) in fee simple of said premises; that they are free from all encumbrances Except: Current Year Taxes, conditions, covenants, restrictions, reservations, easements, rights and rights of way, apparent or of record.

And that (s)he will warrant and defend the same from all lawful claims whatsoever.

Dated: January 6, 2020

Estate of Elva Ella Funk deceased

Connie Shelley
Connie Shelley, Personal Representative

Personal Representative

State of Colorado ss.
County of Crow

On this 7th day of January, 2020, before me, the undersigned, a Notary Public in and for said state, personally appeared Connie Shelley known or identified to me to be the person whose name is subscribed to the foregoing instrument as Personal Representative of the estate of Elva Ella Funk, and acknowledged to me that he/she/they executed the same as Personal Representative.

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 Colorado
Residing at: 60 Wheeler Way Ft. Collins, CO 80525
Commission Expires: Oct 10, 2020

RUDY LUND
NOTARY PUBLIC
STATE OF COLORADO
NOTARY ID 20084035421
MY COMMISSION EXPIRES 10/10/2020

IDAHO Department of Water Resources



WATER RIGHT REPORT

1/17/2020

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report

WATER RIGHT NO. 35-7845

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	ELVA E FUNK
Current Owner	RONALD FUNK 4080 HAWTHORNE RD #110 CHUBBUCK, ID 83202 2082379018

Priority Date: 03/02/1979

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	4/01	10/31	2.08 CFS	424 AFA
Total Diversion			2.08 CFS	424 AFA

Location of Point(s) of Diversion:

GROUND WATER|NESENW|Sec. 19|Township 05S|Range 32E|BINGHAM County

Place(s) of use:

Place of Use Legal Description: IRRIGATION BINGHAM County

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
05S	32E	19		SWNE	11									
				SENE	20									
				NESW	36		NWSW	2		SESW	12			
				NWSE	25									

Total Acres: 106

Conditions of Approval:

1. C18 THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.

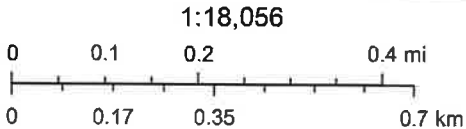
Dates:**Licensed Date:****Decreed Date:** 01/31/2002**Permit Proof Due Date:** 4/1/1984**Permit Proof Made Date:** 8/17/1982**Permit Approved Date:** 4/19/1979**Permit Moratorium Expiration Date:****Enlargement Use Priority Date:****Enlargement Statute Priority Date:****Water Supply Bank Enrollment Date Accepted:****Water Supply Bank Enrollment Date Removed:****Application Received Date:****Protest Deadline Date:****Number of Protests:** 0**Other Information:****State or Federal:** S**Owner Name Connector:****Water District Number:** 120**Generic Max Rate per Acre:****Generic Max Volume per Acre:****Civil Case Number:****Old Case Number:****Decree Plaintiff:****Decree Defendant:****Swan Falls Trust or Nontrust:****Swan Falls Dismissed:****DLE Act Number:****Cary Act Number:****Mitigation Plan:** False

Elva Funk (Coma Farms)



1/17/2020, 1:46:19 PM

- | | | |
|---|---|---|
|  City Boundaries |  Townships |  Parcels |
|  Section Lines |  County Boundary |  Snake River |



Esri, HERE, Garmin, (c) OpenStreetMap contributors, and the GIS user

Bingham County GIS
USDA FSA, DigitalGlobe, GeoEye, CNES/Airbus DS | Esri, HERE, Garmin, iPC |



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

February 3, 2020

CJ FELD FARMS LLLP
2781 W 1800 S
ABERDEEN ID 83210-1917

Re: Change in Ownership for Water Right No(s): 35-7845

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) 497-3797.

Sincerely,

Misty Pettis
Office Specialist 2

Enclosure(s)

Cc: Aberdeen American Falls Ground Water District
Water District 120