

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Notice of Change in Water Right Ownership

1. List the numbers of all water rights and/or adjudication claim records to be changed. If you only acquired a portion of the water right or adjudication claim, check "Yes" in the "Split?" column. If the water right is leased to the Water Supply Bank, check "Yes". If you are not sure if the water right is leased to the Water Supply Bank, see #6 of the instructions. *WD 01* ✓

Water Right/Claim No.	Split?	Leased to Water Supply Bank?	Water Right/Claim No.	Split?	Leased to Water Supply Bank?
25-12536 <i>OK</i>	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Julia C Hurst and Clyde J Hurst

Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): The State of Idaho through the Idaho Fish and Game

New owner(s) as listed on the conveyance document

Name connector

☐ and

☐ or

☒ and/or

600 S Walnut Street

Boise

ID

83707

Mailing address

City

State

ZIP

+ 208-334-3771

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: 10/31/2019
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):
- ☐ \$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: *[Signature]*
Signature of new owner/claimant

Title, if applicable

11/13/2019
Date

Signature: _____
Signature of new owner/claimant

Title, if applicable

Date

For IDWR Office Use Only:

Received by *[Signature]*

Date 11/25/2019

Receipt No. E045477

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 *[Signature]*

Processed by _____

Date _____

IDAHO Department of Water Resources



WATER RIGHT REPORT

10/22/2019

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report

WATER RIGHT NO. 25-12536

Owner Type

Current Owner

Current Owner

Name and Address

CLYDE J HURST

JULIA C HURST

900 W 740 S

RICHFIELD, UT 84701

4358968154

Directors Report Owner VENNA H CROFT

3843 N 105TH W

IDAHO FALLS, ID 83402

2085235584

Priority Date: 07/01/1960

Basis: Decreed

Status: Active

Source | Tributary

SPRING | HELL CREEK

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
STOCKWATER	3/15	11/15	0.04 CFS	
Total Diversion			0.04 CFS	

Location of Point(s) of Diversion:

SPRING | NENESW | Sec. 06 | Township 01S | Range 42E | BONNEVILLE County

Place(s) of use:

Place of Use Legal Description: STOCKWATER BONNEVILLE 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>
01S	42E	6		NESW										

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 NO. RP01S42E064801 STOCKWATER, 100 CATTLE, 400 SHEEP

Dates:

Licensed Date:

Decreed Date: 02/12/1999

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: TBD

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

Order Number: 19340965



Warranty Deed

For true consideration,

Clyde Jestin Hurst, Successor Trustee of The Julia C. Hurst Family Trust,

the grantor, does hereby grant, bargain, sell, and convey unto

The State of Idaho, through the Idaho Fish and Game Commission and the Idaho Department of Fish and Game

whose current address is c/o Ed Schriever 600 S Walnut Street Boise, ID 83707

the grantee, the following described premises, in Bonneville County, Idaho, to wit:

Township 1 North, Range 41 East of the Boise Meridian.
Section 35: All

Township 1 South, Range 41 East of the Boise Meridian, Bonneville County, Idaho.
Section 1, Lots 1, 2 and the North 1/2 of Lot 3

Township 1 South, Range 42 East of the Boise Meridian, Bonneville County, Idaho.
Section 6: Lots 5 and 6 and the East 1/2 of the Southwest 1/4

To have and to hold the said premises, with their appurtenances unto the said Grantee, its heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that Grantor is the owner in fee simple of said premises; that they are free from all encumbrances except those to which this conveyance is expressly made subject and those made, suffered or done by the Grantee; and subject to all existing patent reservations, easements, right(s) of way, protective covenants, zoning ordinances, and applicable building codes, laws and regulations, general taxes and assessments, including irrigation and utility assessments (if any) for the current year, which are not

due and payable, and that Grantor will warrant and defend the same from all lawful claims whatsoever. Whenever the context so requires, the singular number includes the plural.

Dated: 11/13/19

The Julia C. Hurst Family Trust

By: [Signature]

Clyde Jestin Hurst, Successor Trustee of the Julia C. Hurst Family Trust

State of Idaho, County of Bonneville, ss.

On this 13th day of November in the year of 2019, before me, the undersigned, a notary public in and for said state personally appeared Clyde Jestin Hurst, known or identified to me to be the person whose name is subscribed to the within instrument, as successor trustee of The Julia C. Hurst Family Trust and acknowledged to me that he/she executed the same as successor trustee.

[Signature]
Notary PublicResiding In: Blackfoot, IDMy Commission Expires: 9/12/2023

(seal)

MEGAN CLAPP
COMMISSION #45172
NOTARY PUBLIC
STATE OF IDAHO

Acceptance of Deed by The State of Idaho, through the Idaho Fish and Game Commission and the Idaho Department of Fish and Game:

Ed Schriever
Secretary
Idaho Fish and Game Commission

Date: _____

ACKNOWLEDGEMENT

State of Idaho)
) SS.
County of Ada)

On this _____ day of _____, 2019, before me, a Notary Public in and for said State, personally appeared Ed Schriever, known or identified to me to be the person whose name is subscribed to the within instrument as the Secretary of the Idaho Fish and Game Commission, and acknowledged to me that he executed the same.

Notary Public for the State of Idaho

Residing at: _____

My Commission Expires: _____

See Attached

due and payable, and that Grantor will warrant and defend the same from all lawful claims whatsoever. Whenever the context so requires, the singular number includes the plural.

Dated: _____

The Julia C. Hurst Family Trust

By: _____

Clyde Jestin Hurst, Successor Trustee of the Julia C. Hurst Family Trust

State of Idaho, County of Bonneville, ss.

On this _____ day of _____ in the year of 2019, before me, the undersigned, a notary public in and for said state personally appeared Clyde Jestin Hurst, known or identified to me to be the person whose name is subscribed to the within instrument, as successor trustee of The Julia C. Hurst Family Trust and acknowledged to me that he/she executed the same as successor trustee.

Notary Public
Residing In:
My Commission Expires:
(seal)

Acceptance of Deed by The State of Idaho, through the Idaho Fish and Game Commission and the Idaho Department of Fish and Game:

Ed Schriever
Ed Schriever
Secretary
Idaho Fish and Game Commission

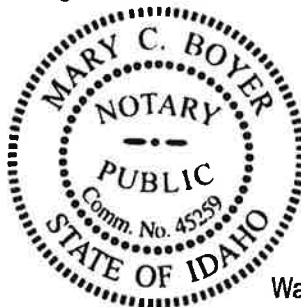
Date: 11/13/2019

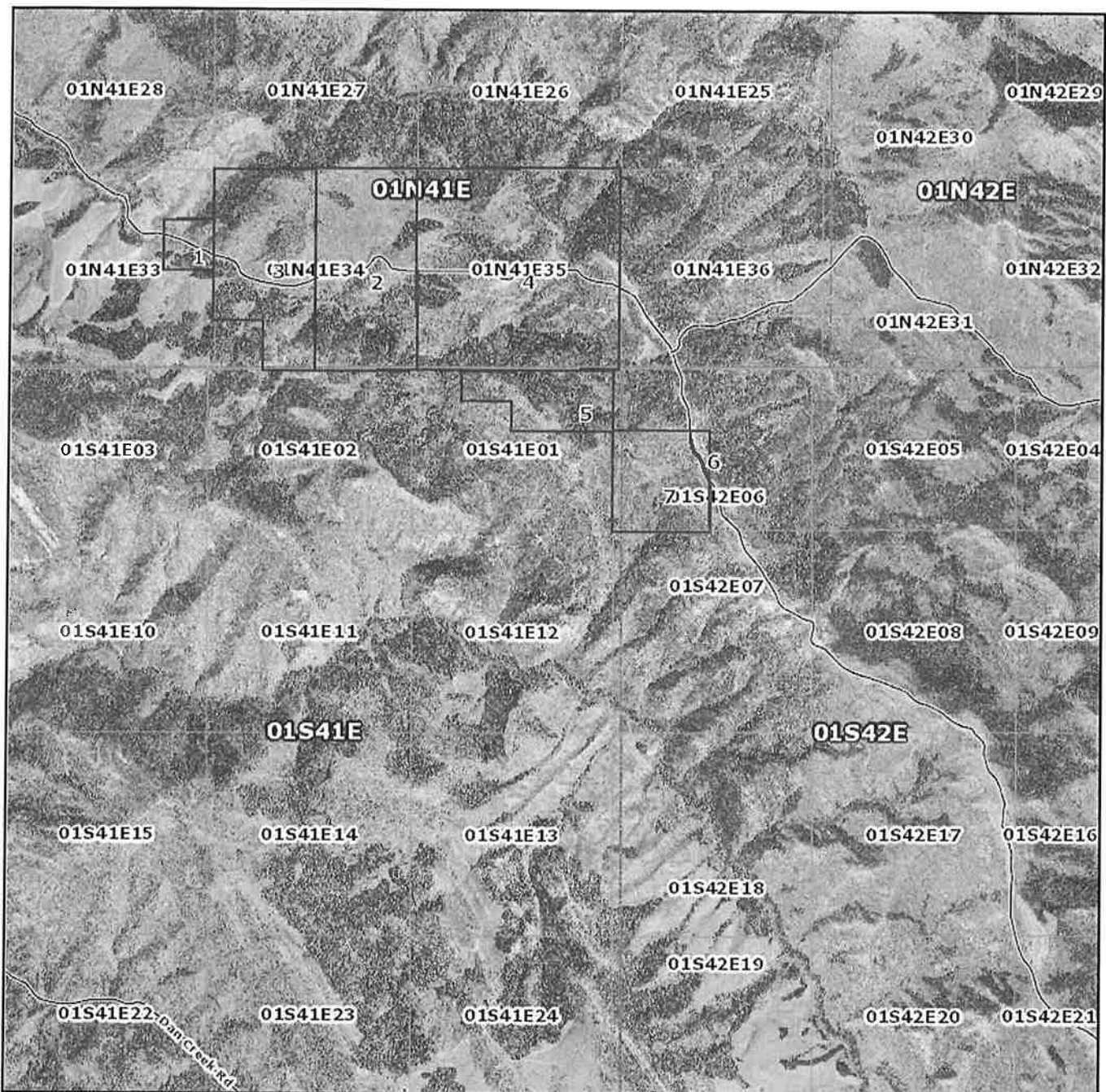
ACKNOWLEDGEMENT

State of Idaho)
) SS.
County of Ada)

On this 13th day of November, 2019, before me, a Notary Public in and for said State, personally appeared Ed Schriever, known or identified to me to be the person whose name is subscribed to the within instrument as the Secretary of the Idaho Fish and Game Commission, and acknowledged to me that he executed the same.

Mary C. Boyer
Notary Public for the State of Idaho
Residing at: Boise
My Commission Expires: My commission expires
August 31, 2023





TitleOne Corporation
 1614 Elk Creek Drive
 Idaho Falls, ID 83402
 Phone: (208) 522-7895
 Fax: (208) 522-7976
www.titleonecorp.com

This map/plat is being furnished as an aid in locating the herein described land in relation to adjoining streets, natural boundaries and other land, and is not a survey of the land depicted. Except to the extent a policy of title insurance is expressly modified by endorsement, if any, the company does not insure dimensions, distances, location of easements, acreage or other matters shown thereon.

geoAdvantage
www.sentrydynamics.net

1020706 APR17'00 AM1046

When Recorded, Return To:

J. Keith Adams, Esq.
 Stoel Rives LLP
 201 South Main Street, Suite 1100
 Salt Lake City, Utah 84111

Mail Tax Notice To:

Julia C. Hurst, as Trustee of The Julia C.
 Hurst Family Trust
 900 West 740 South
 Richfield, Utah 84701

SPECIAL WARRANTY DEED

CLYDE J. HURST and JULIA C. HURST, Husband and Wife ("Grantors") of Richfield, Sevier County, State of Utah, hereby CONVEY AND WARRANT against all claiming by, through, or under said Grantors, but not otherwise, to JULIA C. HURST, as Trustee of THE JULIA C. HURST FAMILY TRUST, ("Grantee"), having a mailing address of 900 West 740 South, Richfield, Utah 84701, for the sum of Ten and No/100 Dollars (\$10.00) and other good and valuable consideration, all of their right, title, and interest in and to the following described real property in Bonneville County, State of Idaho:

Township 1 South, Range 41, E.B.M., Bonneville County, Idaho

Section 1: Lots 1, 2 and the North ½ of Lot 3.

Township 1 South, Range 42, E.B.M., Bonneville County, Idaho

Section 6: Lots 5 and 6 and the East ½ of the Southwest 1/4

EXCEPTING THEREFROM: Any highway or county road right-of-ways.

WITNESS the hands of said Grantors this 31 day of March, 2000.

INSTRUMENT NO.	1020706
DATE	4-17-00
INST. CODE	205
IMAGED PGS	2
FEE	6.00
STATE OF IDAHO) COUNTY OF BONNEVILLE) ss	
I hereby certify that the within instrument was recorded.	
Ronald Longmore, County Recorder	
By	<u>Raney</u> Deput
Request of	

Clyde J. Hurst
 Clyde J. Hurst

Julia C. Hurst
 Julia C. Hurst

STATE OF UTAH

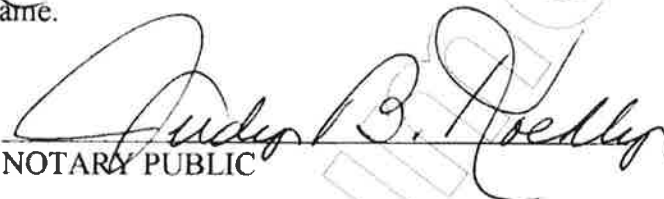
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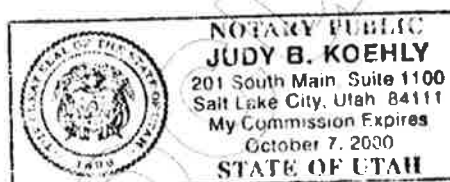
: ss.

COUNTY OF SALT LAKE

)

On the 31st day of March, 2000, personally appeared before me
CLYDE J. HURST and JULIA C. HURST, the signers of the within instrument, who duly
acknowledged to me that they executed the same.


NOTARY PUBLIC





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

January 29, 2020

STATE OF IDAHO
DEPT OF FISH & GAME
600 S WALNUT
BOISE ID 83707

Re: Change in Ownership for Water Right No(s): 25-12536

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: Water District 01

Barg, Jonie

From: Barg, Jonie
Sent: Monday, November 25, 2019 1:49 PM
To: 'Angela Mecham'
Subject: Ownership Changes

RE: Water Right Change in Ownership No. [25-12535](#) & [25-12536](#)

Dear [Sir/Madam](#):

The Department of Water Resources acknowledges receipt of your [Notice of Change in Water Right Ownership](#).

Our review of your notice indicates that additional information is required before we can process the change. The information required is indicated below:

**** **Evidence of Water Right Ownership:** copy of Deed, Title Policy, Contract of Sale, or other legal document more specifically described as follows:

Our department received two ownership changes from your office, both going to the The State of Idaho through the Idaho Fish and Game.

- **1st one is order number 19340965 Warranty Deed from The Julia C Hurst Family Trust to State of Idaho. The current ownership of that water right is Julia and Clyde Hurst, do you know if there is a deed from Clyde and Julia into the trust? Please provide the department a copy of that deed.**
- **2nd order number 19340967 Warranty Deed from Antelope Creek Ranch LLC to The State of Idaho. The current owner of the water right is Venna Croft. In order for the department to complete the ownership change a full chain of title to Antelope Creek Ranch from Venna Croft is required. Please provide the department with that information.**

Because the Department cannot process the ownership change without proper documentation, we will hold any action on your notice pending receipt of the necessary information. If we do not receive the necessary information within 30 days we will return your notice and all attachments and your notice will not be processed.

Please note that Section 42-248, Idaho Code, requires you or the owner of this water right to maintain current ownership and address records on file with the department. Forms to file a change of ownership of a water right and/or a change in the address of the water right owner are available from any department office, or at the department's website at: www.idwr.idaho.gov.

Please feel free to contact the Department if you have any questions.

Sincerely,

Jonie Barg

Jonie Barg
Idaho Department of Water Resources
900 N Skyline Ste A
Idaho Falls ID 83402
phone: (208) 525-7161
fax: (208) 525-7177
email: jonie.barg@idwr.idaho.gov

Protect your Enthusiasm from the Negativity of others. ~ H Jackson Brown Jr. ~