

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

NOV 06 2019

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?
29-13993 <i>OK</i>	Yes ☒	Yes ☐	N/A	Yes ☐	Yes ☐
<i>29-13993 29-14313</i>	Yes ☐	Yes ☐	N/A	Yes ☐	Yes ☐
N/A	Yes ☐	Yes ☐	N/A	Yes ☐	Yes ☐
N/A	Yes ☐	Yes ☐	N/A	Yes ☐	Yes ☐
N/A	Yes ☐	Yes ☐	N/A	Yes ☐	Yes ☐

2. Previous Owner's Name: Lewis S. Jensen and Shauna L. Jensen, Trustees of the Jensen Revocable Living Trust
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Joshua J. Burkman and Sherilynn K. Burkman
New owner(s) as listed on the conveyance document Name connector ☒ and ☐ or ☐ and/or
- 2888 Silverwood Place Pocatello ID 83201
Mailing address City State ZIP
- 208-240-3394 skburkman@me.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: October 17, 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.
8. Signature: *Joshua J. Burkman* Title, if applicable Date 11/4/2019
Signature of new owner/claimant
- Signature: *Sherilynn K. Burkman* Title, if applicable Date 11/4/2019
Signature of new owner/claimant

For IDWR Office Use Only:

Received by *JB* Date 11/6/2019 Receipt No. E045436 Receipt Amt. \$100 -
 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 11/25/2019

WARRANTY DEED

Alliance Title & Escrow Corp. Order No. 454208

FOR VALUE RECEIVED

Lewis S. Jensen and Shauna L. Jensen, Trustees of the Jensen Revocable Living Trust, dated the 16th day of June, 1999

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

Joshua J. Burkman and Sherilynn K. Burkman, husband and wife

whose current address is

**2888 Silverwood Pl,
Pocatello, ID 83201**



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

Section 6, Township 9 South, Range 37 East, Boise Meridian, Bannock County, Idaho.

The Northwest ¼ of the Southeast ¼ and the Northeast ¼ of the Southeast ¼ and the Southeast ¼ of the Northeast ¼.

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: October 14, 2019

Jensen Revocable Living Trust, dated the 16th day of June, 1999

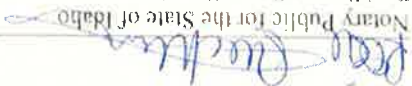

Lewis S. Jensen, Trustee


Shauna L. Jensen, Trustee

State of Idaho) ss
County of Blaine)

On this 17 day of October, 2019, before me, Rosie Suechting, a Notary Public in and for said state, personally appeared Lewis S. Jensen and Shauna L. Jensen known or identified to me to be the person whose name is subscribed to the foregoing instrument as trustee of the Jensen Revocable Living Trust, dated the 16th day of June, 1999, and acknowledged to me that he/she/they executed the same as Trustee

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 the State of Idaho

Residing at Pocatello, Id
Commission Expires 03/07/2025



20621655

20621655

RECORDED AT REQUEST OF

FEE 3- DEPUTY mw

ALLIANCE TITLE & ESCROW

2006 SEP 25 PM 4 00

OFFICIAL RECORD BK# 887

RECORDER

BANNOCK COUNTY IDAHO

WARRANTY DEED

Order No.: 3010612956KF

FOR VALUE RECEIVED

Thomas E. Phillips and Ginny M. Phillips, husband and wife

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

Lewis S. Jensen and Shauna L. Jensen, Trustees of the Jensen Revocable Living Trust, dated the 16th day of June, 1999

whose current address is

2275 North 2000 West Farr West, UT 84404

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

Section 6, Township 9 South, Range 37 East, Boise Meridian, Bannock County, Idaho.
NW $\frac{1}{4}$ SE $\frac{1}{4}$; NE $\frac{1}{4}$ SE $\frac{1}{4}$; SE $\frac{1}{4}$ NE $\frac{1}{4}$

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: 9/21/2006

Thomas E. Phillips
Thomas E. Phillips

Ginny M. Phillips
Ginny M. Phillips

State of Idaho

County of Bannock

}
} ss.
}

On this 22nd day of September, in the year 2006 before me, a Notary Public in and for said state, personally appeared Thomas E. Phillips and Ginny M. Phillips known or identified to me to be the person whose name is subscribed to the within instrument and acknowledged to me that they executed the same.

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

LISA K. JONES
NOTARY PUBLIC
STATE OF IDAHO

Lisa K. Jones
Notary Public for the State of Idaho
Residing at: Pocatello, ID
Commission Expires: 6/01/07



WATER RIGHT REPORT

9/26/2019

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report

WATER RIGHT NO. 29-13993

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	GINNY M PHILLIPS 2087 E HARKNESS CANYON RD MCCAMMON, ID 83250 2082549026
Current Owner	THOMAS E PHILLIPS 2087 E HARKNESS CANYON RD MCCAMMON, ID 83250 2082549026
Original Owner	HAROLD URE PO BOX 156 MCCAMMON, ID 83250 2082543821

Priority Date: 06/25/1984

Basis: License

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	04/01	10/31	0.07 CFS	20.7 AFA
Total Diversion			0.07 CFS	20.7 AFA

Location of Point(s) of Diversion:

GROUND WATER	NWSW Lt 6	Sec. 06	Township 09S	Range 37E	BANNOCK County
GROUND WATER	NWSE	Sec. 06	Township 09S	Range 37E	BANNOCK County

Place(s) of use:

Place of Use Legal Description: IRRIGATION BANNOCK County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
09S	37E	6		NESW	2.5									
				NWSE	3.4									

Total Acres: 5.9

Conditions of Approval:

1. WB5 Domestic use is for 1 home and does not include lawn, garden, landscape, or other types of irrigation.
2. R63 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
3. 048 The use of water under this right shall not give rise to any claim against the holder of a senior water right based upon the theories of forfeiture, abandonment, adverse possession, waiver, equitable estoppel, estoppel by laches or customary preference.

Dates:

Licensed Date: 01/17/2003

Decreed 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:

Owner Name Connector: And

Water District Number: TBD

Generic Max Rate per Acre: 0.02

Generic Max Volume per Acre: 3.5

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

Swan Falls Trust or Nontrust: N

Swan Falls Dismissed:

State of Idaho
Department of Water Resources

Water Right
29-13993

IRRIGATION

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.



-  Point of Diversion
-  Place Of Use Boundary
-  Townships
-  PLS Sections
-  Quarter Quarters

0 0.075 0.15 0.3 Miles





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

November 25, 2019

JOSHUA J BURKMAN
SHERILYNN BURKMAN
2888 SILVERWOOD PL
POCATELLO ID 83201-2723

Re: Change in Water Right Ownership: 29-13993 (Split into 29-13993 and 29-14313),

Dear Water Right Holder(s):

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

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

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

Updating the ownership record for a water right does not reconfirm the validity of the right. When processing a Notice of Change in Water Right Ownership, the Department does not review the history of water use to determine if the right has been forfeited or deliberately abandoned through five years or more of non-use. To read more about water right forfeiture, including how to protect a water right from forfeiture, please see Idaho Code §§ 42-222 and 42-223.

Please note, water right owners are required to report any change of water right ownership and any change of mailing address to the Department within 120 days of the change. Reporting forms are available from any office of the Department, or from the Department's website.

If you have any questions concerning the enclosed information, please contact me at (208) 497-3787.

Sincerely,

Jonie Barg
Technical Records Specialist 1

Enclosure(s)

cc: Thomas Phillips
Ginny Phillips