

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED
SEP 24 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?
21-7101	Yes ☒	Yes ☐		Yes ☐	Yes ☐
21-2136	Yes ☒	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: George MarotZ Farms
Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): Wayne Properties LLC
New owner(s) as listed on the conveyance document

PO Box 2906	Idaho Falls	Name connector	☐ and ☐ or ☐ and/or	
Mailing address	City	ID		83401
208-569-8194		State		ZIP
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: December 2018
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] Manager 9/24/19
 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 CH Date 9/24 Receipt No. E045341 Receipt Amt. \$200
 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 10/17/2019

SUPPORT DATA
IN FILE # 21-2136



Pioneer Title Co.
GOING BEYOND

1655 Elk Creek Drive, Suite 100
Idaho Falls, ID 83404

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

Instrument No. 571692
10 Day Dec 2018
At 08 O'Clock 32 M
ABBIE MACE
FREMONT CO RECORDER
Fee \$15.00
EL Deputy
Recorded at Request of
Pioneer Title Co of Bonneville C

File No. 661183 / 407637

WARRANTY DEED

For Value Received George Marotz Farms, Inc. and Donald A. Marotz, a widower, and Donald A. Marotz as Personal Representative of the Estate of Carolyn S Marotz aka Carolyn Suzanne Palmer Marotz, deceased as filed in Case CV 2017-435 Madison County Magistrate Court hereinafter referred to as Grantor, does hereby grant, bargain, sell, warrant and convey unto

Wayne Properties, LLC, a Delaware Limited Liability Company
hereinafter referred to as Grantee, whose current address is P O Box 2906 Idaho Falls, ID 83401

The following described premises, to-wit:

SEE EXHIBIT "A"

~~BEGINNING at a point that is North 00°11'37" East along the Section line 496.13 feet from the Southeast~~

~~Corner of Section 15, Township 9 North, Range 43 East of the Boise Meridian, Fremont County, Idaho, said~~

~~point being on the centerline of an existing abandoned railroad bed; running thence North 00°11'37" East along~~

~~said Section line 32.61 feet to the ordinary high water mark of the Henry's Fork of the Snake River; thence~~

~~Southwesterly along said ordinary high water mark the following eighteen (18) courses: South 75°13'47" West~~

~~46.07 feet; thence South 73°13'22" West 94.64 feet; thence South 72°23'32" West 121.33 feet; thence South~~

~~74°48'27" West 71.27 feet; thence South 74°25'21" West 91.99 feet; thence South 74°21'55" West 58.37 feet;~~

~~thence South 73°28'37" West 119.82 feet; thence South 76°02'08" West 56.77 feet; thence South 69°17'53"~~

~~West 79.68 feet; thence South 70°22'52" West 96.48 feet; thence South 64°47'14" West 136.39 feet; thence~~

~~South 84°40'51" West 98.60 feet; thence South 73°25'52" West 132.53 feet; thence South 66°27'01" West~~

~~125.66 feet; thence South 74°12'13" West 51.47 feet; thence South 66°03'25" West 80.15 feet; thence South~~

~~60°27'13" West 107.42 feet; thence South 64°18'31" West 60.44 feet to the North line of the North Half of the~~

~~Northeast Quarter of Section 22, Township 9 North, Range 43 East of the Boise Meridian; thence Southwesterly~~

~~into said Section 22 along said ordinary high water mark the following eight (8) courses: South 64°18'31" West~~

~~18.27 feet; thence South 66°05'33" West 115.36 feet; thence South 61°55'41" West 99.61 feet; thence South~~

~~55°14'12" West 80.05 feet; thence South 53°12'12" West 44.27 feet; thence South 36°46'10" West 169.30 feet;~~

~~thence South 54°08'37" West 332.19 feet; thence South 77°40'40" West 396.27 feet to the West line of said~~

~~North Half of the Northeast Quarter of Section 22; thence South 00°12'59" West along said West line 25.49 to~~

~~said centerline of an existing abandoned railroad bed; thence Northeasterly along said existing abandoned~~

~~railroad bed the following five (5) courses: North 77°46'36" East 246.23 feet; thence North 75°18'16" East~~

~~163.63 feet; thence North 61°27'51" East 798.01 feet; thence North 59°43'35" East 171.24 feet; thence North~~

~~59°13'03" East 101.63 feet to the North line of said North Half of the Northeast Quarter of Section 22; thence~~

~~Northeasterly into said Section 15 along the centerline of said existing abandoned railroad bed the following~~

~~seven (7) courses: North 59°12'35" East 202.62 feet; thence North 60°43'15" East 115.03 feet; thence North~~

~~63°59'32" East 90.33 feet; thence North 66°23'40" East 133.30 feet; thence North 71°04'39" East 193.50 feet;~~

~~thence North 73°49'00" East 386.29 feet; thence North 73°42'59" East 245.99 feet to the POINT OF~~

~~BEGINNING~~

TOGETHER WITH IDAHO DEPARTMENT OF WATER RESOURCE RIGHT NO. 21-2136

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: December 5, 2018

George Marotz Farms Inc.

By 
Don Marotz, President

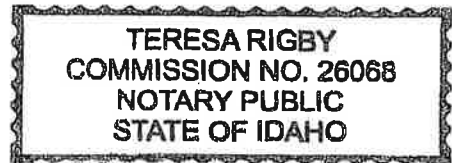

Donald A. Marotz


Donald A. Marotz, Personal
Representative of the Estate
of Carolyn S. Marotz aka
Carolyn Suzanne Palmer Marotz

STATE OF IDAHO)
) SS.
COUNTY OF BONNEVILLE)

On 12-6-2018, before me, the undersigned, personally appeared Donald A. Marotz known or identified to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

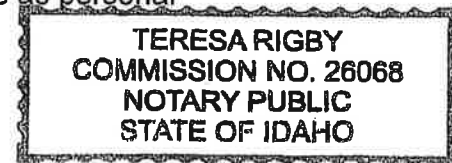

NOTARY FOR THE STATE OF IDAHO
Commission Expires: _____
Residing at Idaho Falls, ID
Commission Expires 4-7-2021



State Of Idaho)
) ss.
County Of Bonneville)

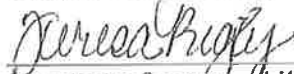
On 12/6/2018 , before me, the undersigned, personally appeared Donald A. Marotz, known or identified to me to be the **Personal Representative of the Estate of Carolyn S. Marotz aka Carolyn Suzanne Palmer Marotz** and acknowledged to me that he subscribed his name as personal representative to the within instrument.


Notary For The State Of Idaho
Commission Expires: _____
Residing at Idaho Falls, ID
Commission Expires 4-7-2021



State of Idaho, County of Bonneville

This record was acknowledged before me on December 6, 2019 by Don Marotz, as President of George Marotz Farms .



Signature of notary public
Commission Expires:

Residing at Idaho Falls, ID
Commission Expires 4-7-2021

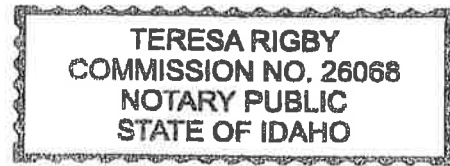


Exhibit 'A'

BEGINNING at the Northeast Corner of Section 22, Township 9 North, Range 43 East of the Boise Meridian, Fremont County, Idaho; running thence South $00^{\circ}11'01''$ East along the Section line 1321.08 feet to the South line of the North half of the Northeast Quarter of said Section 22; thence North $89^{\circ}50'07''$ West along said South line 2608.27 feet to the West line of said North Half of the Northeast Quarter of Section 22; thence North $00^{\circ}12'59''$ East along said West line 704.16 feet to the centerline of an existing abandoned railroad bed; thence Northeasterly along said existing abandoned railroad bed the following five (5) courses: North $77^{\circ}46'36''$ East 246.23 feet; thence North $75^{\circ}18'16''$ East 163.63 feet; thence North $61^{\circ}27'51''$ East 798.01 feet; thence North $59^{\circ}43'35''$ East 171.24 feet; thence North $59^{\circ}13'03''$ East 101.63 feet to the North line of said North Half of the Northeast Quarter of Section 22; thence Northeasterly into Section 15, Township 9 North, Range 43 East of the Boise Meridian along said centerline of an existing abandoned railroad bed the following seven (7) courses: North $59^{\circ}12'35''$ East 202.62 feet; thence North $60^{\circ}43'15''$ East 115.03 feet; thence North $63^{\circ}59'32''$ East 90.33 feet; thence North $66^{\circ}23'40''$ East 133.30 feet; thence North $71^{\circ}04'39''$ East 193.50 feet; thence North $73^{\circ}49'00''$ East 386.29 feet; thence North $73^{\circ}42'59''$ East 245.99 feet to West line of the West Half of the Southwest Quarter of Section 14, Township 9 North, Range 43 East of the Boise Meridian; thence North $00^{\circ}11'37''$ East along said West line 32.61 feet to ordinary high water mark of the Henry's Fork of the Snake River; thence Northeasterly along said ordinary high water mark the following eight (8) courses: North $75^{\circ}13'47''$ East 90.08 feet; thence North $73^{\circ}17'30''$ East 131.35 feet; thence North $74^{\circ}10'20''$ East 82.94 feet; thence North $73^{\circ}40'23''$ East 60.22 feet; thence North $66^{\circ}04'25''$ East 68.89 feet; thence North $75^{\circ}08'10''$ East 387.25 feet; thence North $46^{\circ}45'24''$ East 132.21 feet; thence North $64^{\circ}01'41''$ East 479.33 feet to the East line of said West Half of the Southwest Quarter of Section 14; thence South $00^{\circ}04'45''$ West along said East line 163.71 feet to said centerline of an existing abandoned railroad bed; thence South $00^{\circ}04'45''$ West along said East line of the West Half of the Southwest Quarter a distance of 529.64 feet, thence North $85^{\circ}46'49''$ West 177.22 feet; thence South $87^{\circ}37'29''$ West 232.19 feet; thence South $74^{\circ}51'32''$ West 383.27 feet; thence South $10^{\circ}25'53''$ West 169.14 feet; thence South $70^{\circ}19'04''$ West 296.30 feet to the South line of said Section 14; thence South $89^{\circ}50'51''$ West along said South line 227.50 feet to the POINT OF BEGINNING.

Together With: A 50 foot wide roadway easement as described in deed #426476 and record of survey #440388



PioneerTitleCo.
GOING BEYOND

1655 Elk Creek Drive, Suite 100
Idaho Falls, ID 83404

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

File No. 661183 /

WARRANTY DEED

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Wayne Properties, LLC, a Delaware Limited Liability Company

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said Section line 32.61 feet to the ordinary high water mark of the Henry's Fork of the Snake River; thence

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TOGETHER WITH IDAHO DEPARTMENT OF WATER RESOURCE RIGHT NO. 21-2136

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: December 5, 2018

George Marotz Farms Inc.

By:

Don Marotz, President

Donald A. Marotz

Donald A. Marotz, Personal
Representative of the Estate
of Carolyn S. Marotz aka
Carolyn Suzanne Palmer Marotz



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

October 17, 2019

WAYNE PROPERTIES LLC
PO BOX 2906
IDAHO FALLS ID 83403-2906

Re: Change in Water Right Ownership: 21-2136 (Split into 21-2136 and 21-13273) 21-7101 (Split into 21-7101 and 21-13274)

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: Georg Marotz Farms Inc
Water District 01