

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

OCT 15 2019

Notice of Change in Water Right Ownership Department of Water Resources
Eastern Region

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?
25-12541 OK	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: Tamara L Empey / Ralph Hutchins
Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): Cody Eck
New owner(s) as listed on the conveyance document

2175 N. 45E. Idaho Falls ID 83401
Mailing address City State ZIP
208-521-1728 codyeck@gmail.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: 2005

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: Cody Eck 10/15/19
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 [Signature] Date 10/15/19 Receipt No. E045388 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 CR Date 10/15/2019

RECORDING REQUESTED BY
First American Title Company

AND WHEN RECORDED MAIL TO:
First American Title Company
2004 Jennie Lee Drive
Idaho Falls, ID 83404

BONNEVILLE COUNTY RECORDER
1179709 MAR10'05 AM1154

INSTRUMENT NO.	1179709
DATE	3-10-05
INST. CODE	205
IMAGED PGS	2
FEE	6.00
STATE OF IDAHO	ss
COUNTY OF BONNEVILLE	
I hereby certify that the within instrument was recorded.	
Ronald Longmore, County Recorder	
By	<i>[Signature]</i>
Deputy	
Request of	FATCO

Space Above This Line for Recorder's Use Only

WARRANTY DEED

File No.: **107778-IF (da)**

Date: **March 07, 2005**

For Value Received, **Amanda F. Eck, spouse of Cody R. Eck**, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **Cody R. Eck, a married man as his sole and separate property**, hereinafter called the Grantee, whose current address is **2175 N. 45th E., Idaho Falls, ID 83401**, the following described premises, situated in **Bonneville County, Idaho**, to-wit:

TRACT 1

BEGINNING AT A POINT THAT IS NORTH ALONG THE SECTION LINE 1504.10 FEET FROM THE SOUTHEAST CORNER OF SECTION 11, TOWNSHIP 2 NORTH, RANGE 38, EAST OF THE BOISE MERIDIAN, BONNEVILLE COUNTY, IDAHO; RUNNING THENCE NORTH 87°43'30" WEST 565.0 FEET; THENCE NORTH 00°18'50" WEST 168.96 FEET; THENCE SOUTH 87°32'50" EAST 566.00 FEET; THENCE SOUTH 167.16 FEET TO THE POINT OF BEGINNING.

EXCEPTING THEREFROM ALL OF THE FOLLOWING DESCRIBED PROPERTY:

BEGINNING AT A POINT THAT IS NORTH ALONG THE SECTION LINE 1671.26 FEET AND NORTH 87°32'50" WEST 75.0 FEET FROM THE SOUTHEAST CORNER OF SECTION 11, TOWNSHIP 2 NORTH, RANGE 38, EAST OF THE BOISE MERIDIAN, BONNEVILLE COUNTY, IDAHO; AND RUNNING THENCE NORTH 5.0 FEET; THENCE WEST 10.0 FEET; THENCE SOUTH 10.0 FEET; THENCE EAST 10.0 FEET; THENCE NORTH 5.0 FEET TO THE POINT OF BEGINNING.

TRACT 2

BEGINNING AT A POINT THAT IS NORTH ALONG THE SECTION LINE 1504.10 FEET AND NORTH 87°43'30" WEST 565.0 FEET FROM THE SOUTHEAST CORNER OF SECTION 11, TOWNSHIP 2 NORTH, RANGE 38, EAST OF THE BOISE MERIDIAN, BONNEVILLE COUNTY, IDAHO; RUNNING THENCE NORTH 00°18'50" WEST 168.96 FEET; THENCE NORTH 87°32'50" WEST 583.85 FEET; THENCE SOUTH 00°14'40" EAST 170.76 FEET; THENCE SOUTH 87°43'30" EAST 583.97 FEET TO THE POINT OF BEGINNING.

SUBJECT TO all easements, right of ways, covenants, restrictions, reservations, applicable building and zoning ordinances and use regulations and restrictions of record, and payment of accruing present year taxes and assessments as agreed to by parties above.

TO HAVE AND TO HOLD the said premises, with its appurtenances, unto the said Grantee, and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U.S. Patent reservations, restrictions, easements of record and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.

107778-IF
First American Title Co.
2004 Jennie Lee Dr.
P.O. Box 3432
Idaho Falls, ID 83404

Date: 03/07/2005

Warranty Deed
- continued

File No.: 107778-IF (da)

Amanda F. Eck

Amanda F. Eck

STATE OF Idaho)
SS.
COUNTY OF Bonneville)

On this **Seventh day of March, 2005**, before me, a Notary Public in and for said State, personally appeared **Amanda F. Eck**, known or identified to me to be the person(s) whose name(s) is subscribed to the within instrument, and acknowledged to me that she executed the same.

Dana K. Averett

Notary Public of Idaho
Residing at: Blackfoot, ID
Commission Expires: 09/23/05



RECORDING REQUESTED BY
First American Title Company

AND WHEN RECORDED MAIL TO:
First American Title Company
2004 Jennie Lee Drive
Idaho Falls, ID 83404

INSTRUMENT NO.	1179708
DATE	3-10-05
INST. CODE	205
IMAGED POS	200
FEES	
STATE OF IDAHO) ss	
COUNTY OF BONNEVILLE)	
I hereby certify that the within	
instrument was recorded.	
Ronald Langmore, County Recorder	
By	<i>[Signature]</i>
Deputy	
Request of	FATC

Space Above This Line for Recorder's Use Only

WARRANTY DEED

File No.: **107778-IF (da)**

Date: **March 07, 2005**

For Value Received, **Sloan L. Pintar**, an unmarried person, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **Cody R. Eck**, a married man as his sole and separate property, hereinafter called the Grantee, whose current address is **2175 N. 45th E., Idaho Falls, ID 83401**, the following described premises, situated in **Bonneville County, Idaho**, to-wit:

TRACT 1

BEGINNING AT A POINT THAT IS NORTH ALONG THE SECTION LINE 1504.10 FEET FROM THE SOUTHEAST CORNER OF SECTION 11, TOWNSHIP 2 NORTH, RANGE 38, EAST OF THE BOISE MERIDIAN, BONNEVILLE COUNTY, IDAHO; RUNNING THENCE NORTH 87°43'30" WEST 565.0 FEET; THENCE NORTH 00°18'50" WEST 168.96 FEET; THENCE SOUTH 87°32'50" EAST 566.00 FEET; THENCE SOUTH 167.16 FEET TO THE POINT OF BEGINNING.

EXCEPTING THEREFROM ALL OF THE FOLLOWING DESCRIBED PROPERTY:

BEGINNING AT A POINT THAT IS NORTH ALONG THE SECTION LINE 1671.26 FEET AND NORTH 87°32'50" WEST 75.0 FEET FROM THE SOUTHEAST CORNER OF SECTION 11, TOWNSHIP 2 NORTH, RANGE 38, EAST OF THE BOISE MERIDIAN, BONNEVILLE COUNTY, IDAHO; AND RUNNING THENCE NORTH 5.0 FEET; THENCE WEST 10.0 FEET; THENCE SOUTH 10.0 FEET; THENCE EAST 10.0 FEET; THENCE NORTH 5.0 FEET TO THE POINT OF BEGINNING.

TRACT 2

BEGINNING AT A POINT THAT IS NORTH ALONG THE SECTION LINE 1504.10 FEET AND NORTH 87°43'30" WEST 565.0 FEET FROM THE SOUTHEAST CORNER OF SECTION 11, TOWNSHIP 2 NORTH, RANGE 38, EAST OF THE BOISE MERIDIAN, BONNEVILLE COUNTY, IDAHO; RUNNING THENCE NORTH 00°18'50" WEST 168.96 FEET; THENCE NORTH 87°32'50" WEST 583.85 FEET; THENCE SOUTH 00°14'40" EAST 170.76 FEET; THENCE SOUTH 87°43'30" EAST 583.97 FEET TO THE POINT OF BEGINNING.

SUBJECT TO all easements, right of ways, covenants, restrictions, reservations, applicable building and zoning ordinances and use regulations and restrictions of record, and payment of accruing present year taxes and assessments as agreed to by parties above.

TO HAVE AND TO HOLD the said premises, with its appurtenances, unto the said Grantee, and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U.S. Patent reservations, restrictions, easements of record and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.

107778-IF
First American Title Co.
2004 Jennie Lee Dr.
P.O. Box 3432
Idaho Falls, ID 83404

Date: 03/07/2005

Warranty Deed
- continued

File No.: 107778-1F (da)


Sloan L. Pintar

STATE OF Idaho)
COUNTY OF Bonneville)
SS.

On this **Seventh day of March, 2005**, before me, a Notary Public in and for said State, personally appeared **Sloan L. Pintar**, known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged to me that he/she/they executed the same.



Notary Public for the State of Idaho
Residing at: Blackfoot, ID
My Commission Expires: 09/23/05



WARRANTY DEED

TAMARA GRAVES, the Successor Trustee of the RALPH HUTCHENS LIVING TRUST, as GRANTOR,
for good and valuable considerations, the receipt of which is hereby acknowledged, does hereby grant, bargain, sell and convey unto
SLOAN L. PINTAR, an unmarried person, as GRANTEE,
whose address is 2175 North 45th East, Idaho Falls ID 83401, and Grantee's successors and assigns, all of the following described real property, to-wit:

TRACT 1:

Beginning at a point that is North along the Section line 1504.10 feet from the Southeast Corner of Section 11, Township 2 North, Range 38 East of the Boise Meridian, Bonneville County, Idaho; running thence N87°43'30"W 565.0 feet; thence N00°18'50"W 168.96 feet; thence S87°32'50"E 566.0 feet; thence South 167.16 feet to the point of beginning.

EXCEPTING THEREFROM ALL OF THE FOLLOWING DESCRIBED PROPERTY:

- a. Beginning at a point that is North along the Section line 1671.26 feet and N87°32'50"W 75.0 feet from the Southeast Corner of Section 11, Township 2 North, Range 38 East of the Boise Meridian, Bonneville County, Idaho; and running thence North 5.0 feet, thence West 10.0 feet, thence South 10.0 feet, thence East 10.0 feet, thence North 5.0 feet to the point of beginning.

TRACT 2:

Beginning at a point that is North along the Section line 1504.10 feet and N87°43'30"W 565.0 feet from the Southeast Corner of Section 11, Township 2 North, Range 38 East of the Boise Meridian, Bonneville County, Idaho; running thence N00°18'50"W 168.96 feet; thence N87°32'50"W 583.85 feet; thence S00°14'40"E 170.76 feet; thence S87°43'30"E 583.97 feet to the point of beginning.

SUBJECT TO the 2003 and subsequent years general taxes and assessments, all existing patent reservations, easements, right of ways, protective and restrictive covenants, zoning ordinances and applicable building codes, laws and regulations.

TOGETHER WITH any and all improvements, water and ditch rights, easements, tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and any reversion, remainder, rents, issues, and profits thereof.

Grantor, for himself and his successors and assigns, does hereby warrant and agree to forever defend the Grantee, and Grantee's successors and assigns, in the quiet and peaceful possession of said premises against the lawful claims of any and all persons.

In construing this Deed and where the context so requires, the singular includes the plural, and the masculine, the feminine and neuter.

Dated: June 18, 2003

Tamara Graves Successor Trustee
Tamara Graves, Successor Trustee of the Ralph Hutchens
Living Trust

STATE OF IDAHO)

COUNTY OF) ss

On June 18, 2003, before me, the undersigned, personally appeared

known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged to me that he/she/they executed the same.

Notary Public for the State of Idaho
Commission Expiration Date: _____

INSTRUMENT NO.	1117924
DATE	6-19-03
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>M. Newman</u> Deputy	
Request of <u>BLT</u>	

Bonneville Land & Title Co.

STATE OF IDAHO

COUNTY OF Bonneville

) ss

On June 18, 2003, before me, the undersigned, personally appeared
Tamara Graves known or identified to me to be the person whose name is
subscribed to the within instrument as the Successor Trustee of the Ralph Hutchens
Living Trust and acknowledged to me that she executed the same as such Successor
Trustee.



Notary Public for the State of Idaho

Commission Expiration Date: _____



Bonneville Land & Title Co.

497 N. Capitol Ave * P.O. Box 51690 * Idaho Falls, ID 83405-1690 * (208) 524-6600

QUITCLAIM DEED

THIS INDENTURE, Made this 20th day of November, 1997, between RALPH E. HUTCHENS of Iona, Idaho, hereinafter referred to as GRANTOR; and RALPH E. HUTCHENS, Trustee of the RALPH HUTCHENS LIVING TRUST, Dated November 20, 1997, P.O. Box 460, Iona, Idaho 83427, hereinafter referred to as GRANTEE.

WITNESSETH That the said Grantor does remise, release, and forever QUITCLAIM to Grantee, that certain property situated, lying and being in Idaho Falls, County of Bonneville, State of Idaho, bounded and particularly described as follows, to-wit:

House and lot located at 2175 N. 45th E., Idaho Falls, ID, described to-wit:

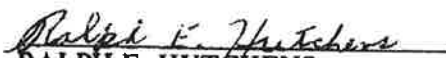
Beginning at a point that is North along the Section line 1504.10 feet from the Southeast Corner of Section 11, Township 2 North, Range 38 East of the Boise Meridian; running thence North 87°43'30" West 565.0 feet; thence North 0°18'50" West 168.96 feet; thence South 87°32'50" East 566.0 feet; thence South 167.16 feet to the point of beginning. EXCEPTING therefrom the existing county road and canal right-of-way. ALSO EXCEPTING: Beginning at a point that is North along the Section line 1671.26 feet and North 87°32'50" West 75 feet from the Southeast corner of Section 11, Township 2 North, Range 38 E.B.M.; and running thence North 5 feet, thence West 10 feet, thence South 10 feet, thence East 10 feet, thence North 5 feet to the point of beginning.

Adjacent land located at 2175 N. 45th E., Idaho Falls, Idaho, described to-wit:

Beginning at a point that is North along the Section line 1504.10 feet and North 87°43'30" West 565.0 feet from the Southeast corner of Section 11, Township 2 North, Range 38 East of the Boise Meridian; running thence North 0°18'50" West 168.96 feet; thence North 87°32'50" West 583.85 feet; thence South 0°14'40" East 170.76 feet; thence South 87°43'30" East 583.97 feet to the point of beginning, containing 2.3 acres, more or less.

TOGETHER, With all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, the reversion and reversions, remainder and remainders, rents, issues and profits thereof.

IN WITNESS WHEREOF, The Grantor has hereunto set his hand and seal the day and year first above written.

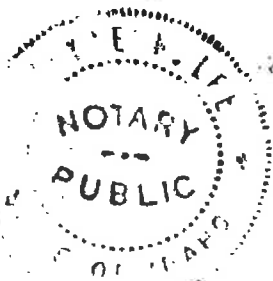

RALPH E. HUTCHENS

STATE OF IDAHO)

COUNTY OF BONNEVILLE)

On this 20th day of November, 1997, before me, the undersigned, a Notary Public in and for the State of Idaho, personally appeared RALPH E. HUTCHENS, known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same.

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



Ralph Lee

Notary Public for Idaho

My Commission expires: 5/12/2000

97 DEC 2 AM 10 03

BONNEVILLE COUNTY
RECORDER

956354

INSTRUMENT NO.	956354
DATE	12-2-97
INST. CODE	220
FICHE NO.	12808-29
FEE	6.00
STATE OF IDAHO) COUNTY OF BONNEVILLE) ss	
I hereby certify that the within instrument was recorded.	
Recorded to name.	
By	<i>Paula Sellen</i> Deputy
Request of	<i>Ralph Lee</i>

at http://mqs.idwr.idaho.gov/mapall/

Close

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

9/16/2014

WATER RIGHT NO. 25-12541

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	TAMARA L EMPEY
Current Owner	RALPH HUTCHENS
	2175 N 45 E
	IDAHO FALLS, ID 83401
	(208)524-2495

Priority Date: 04/01/1974

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>
DOMESTIC	1/01	12/31	0.04 CFS	
Total Diversion			0.04 CFS	

Location of Point(s) of Diversion:

GROUND WATER|NESE|Sec. 11|Township 02N|Range 38E|BONNEVILLE County

Place(s) of use:

Place of Use Legal Description: DOMESTIC BONNEVILLE County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
02N	38E	11		NESE										

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. RP02N38E117633 STOCKWATER, 3 HORSES

Dates:

Licensed Date:

Decreed Date: 04/16/1999

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: OR

Water District Number:

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



Brad Little
Governor

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

Gary Spackman
Director

October 15, 2019

CODY ECK
2175 N 45TH E
IDAHO FALLS ID 83401-1907

Re: Change in Ownership for Water Right No(s): 25-12541

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) 497-3779.

Sincerely,

Cher Ramos
Technical Records Specialist 1

Enclosure(s)

cc: Water District 1
Water District 120
Bonneville-Jefferson Ground Water District