Form 42-248/42-1409(6) Rev. 1/15

RECEIVED
JUN 24 2019
Department of Water Resources
Eastern Region

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.

Water Right/Claim No.	Split?	Leased to Water Supply Bank?	Water Right/Claim No.	Split?	Leased to Water Supply Bank?
* 13-2047 NA	Yes ☐	Yes ☐		Yes ☐	Yes ☐
29-11409 OK	Yes ☐	Yes ☐		Yes ☐	Yes ☐
* Per Phil Baker +	Yes ☐	Yes ☐		Yes ☐	Yes ☐
Bradley Hoggan	Yes ☐	Yes ☐		Yes ☐	Yes ☐
retrieve 93-2847	Yes ☐	Yes ☐		Yes ☐	Yes ☐
unprocessed.					

2. Previous Owner's Name: Doran J. Baker Living Trust and Kathy R. Baker Living Trust
Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): Bradley R. Hoggan and/or Cathy P. Hoggan, Husband and Wife
New owner(s) as listed on the conveyance document — Name connector ☐ and ☐ or ☒ and/or

P.O. Box 174 — Mailing address
Fielding — City
UT — State
84311 — ZIP
435-760-0885 — Telephone
bhloft@gmail.com — 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: _____.

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.

SUPPORT DATA
IN FILE # 13-2047

8. Signature: Bradley R Hoggan — Signature of new owner/claimant; Bradley R. Hoggan — Title, if applicable; 6-20-19 — Date
   Signature: Cathy P Hoggan — Signature of new owner/claimant; Cathy P. Hoggan — Title, if applicable; 6-20-19 — Date

For IDWR Office Use Only:

Receipted by JB Date 10/24/19 Receipt No. E045102 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 Processed by JB Date 10/2/2019

ACCEPTED
OCT 03 2019

RECORDING REQUESTED BY
First American Title Company

AND WHEN RECORDED MAIL TO:
First American Title Company
223 North 15th Avenue
Pocatello, ID 83201

Recorded Electronically
ID 21908027
County Bannock
Date 6-12-19 Time 11:50
Simplifile.com 800.460.5657

Space Above This Line for Recorder's Use Only

WARRANTY DEED

File No.: **735703-P (sw)** Date: **June 07, 2019**

For Value Received, **Baker Avon Farm, L.C., a Utah limited liability company**, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **Bradley R. Hoggan and Cathy P. Hoggan, husband and wife**, hereinafter called the Grantee, whose current address is **17300 N. 4400 W., PO Box 174, Fielding, UT 84311**, the following described premises, situated in **Bannock** County, **Idaho**, to-wit:

Legal Description attached hereto as Exhibit A, and by this referenced incorporated herein.

*****TOGETHER WITH WATER RIGHTS NO. 13-2047 and 29-11409 and all other water rights*****

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.

EXHIBIT A

TOWNSHIP 11 SOUTH, RANGE 37 EAST, BOISE MERIDIAN, BANNOCK COUNTY, IDAHO.

SECTION 14:

THE NORTH ½ OF THE NORTHWEST ¼ AND THE NORTHWEST ¼ OF THE NORTHEAST ¼, AND TAX 17, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

SOUTHWEST ¼ OF THE NORTHEAST ¼ EXCEPTING THEREFROM A TRACT BEGINNING AT THE SOUTHEAST CORNER OF THE SOUTHWEST ¼ OF THE NORTHEAST ¼: THENCE NORTH 30.5 RODS; THENCE WEST 12 RODS; THENCE SOUTH 30.5 RODS; THENCE EAST 12 RODS TO THE PLACE OF BEGINNING.

TOWNSHIP 11 SOUTH, RANGE 37 EAST, BOISE MERIDIAN, BANNOCK COUNTY, IDAHO.

SECTION 15: THE NORTHEAST ¼ OF THE NORTHEAST ¼ EXCEPT THE NORTH 26 FEET THEREOF.

Baker Avon Farm, L.C., a Utah limited liability company

By: Doran J. Baker Living Trust

By: _____
Name: Doran J. Baker
Title: Trustee

By: Kathy R. Baker Living Trust

By: Kathy R. Baker
Name: Kathy R. Baker
Title: Trustee

STATE OF Idaho)
SS.
COUNTY OF FRANKLIN)

*A UTAH LIMITED LIABILITY COMPANY

On this 11th **day of June, 2019**, before me, a Notary Public in and for said State, personally appeared **Doran J. Baker, trustee of the Doran J. Baker Living Trust and Kathy R. Baker, trustee of the Kathy R. Baker Living Trust**, known or identified to me to be the names subscribed to the within Instrument of the Managers/Members of the **Baker Avon Farm, L.C.**;* which is known or identified to me to be the entity whose name is subscribed to the within instrument and acknowledged to me that **they** executed the same in said Limited Liability Company's name.

Notary Public of Idaho
Residing at: PRESTON
Commission Expires: 11-13-2024

CHRIS BARTON
COMMISSION #35109
NOTARY PUBLIC
STATE OF IDAHO

First American Title Company
223 North 15th Avenue, Pocatello, Idaho 83201
(208)232-6224, (208)232-6257

Title Transmittal

Bradley R. Hoggan and Cathy P. Hoggan
17300 N. 4400 W., PO Box 174
Fielding, UT 84311

June 12, 2019
File No.: 735703-P

PROPERTY: **Vacant Land, Downey, ID 83234**

ENCLOSED please find the following for your records:

- Policy of Title Insurance - TO FOLLOW
- Original recorded Warranty Deed

The new home or other real estate you have purchased is protected with a Policy of Title Insurance issued by First American Title Company. We have assigned the above number to your records to assure prompt processing of future title orders involving the property.

We appreciate the opportunity of serving you and will be glad to assist you in any way, remembering that **PROTECTION OF YOUR PROPERTY IS YOUR FIRST CONSIDERATION - AND OURS.**

Sincerely,

Anita Gibson

enc.

OFFICIAL RECORD BK# 0 FEE 15.00 DEPUTY VH
BANNOCK COUNTY IDAHO RECORDED AT REQUEST OF
First American Title - Pocatello
21908027 2019 Jun 12 AM 11:50
Electronically Recorded by Simplifile

RECORDING REQUESTED BY
First American Title Company

AND WHEN RECORDED MAIL TO:
First American Title Company
223 North 15th Avenue
Pocatello, ID 83201

Space Above This Line for Recorder's Use Only

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Baker Avon Farm, L.C., a Utah limited liability company

By: Doran J. Baker Living Trust

By: _____
Name: Doran J. Baker
Title: Trustee

By: Kathy R. Baker Living Trust

By: Kathy R. Baker
Name: Kathy R. Baker
Title: Trustee

STATE OF Idaho)
ss.
COUNTY OF FRANKLIN)

*A UTAH LIMITED LIABILITY COMPANY

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Notary Public of Idaho
Residing at: PRESTON
Commission Expires: 11-13-2024

CHRIS BARTON
COMMISSION #35109
NOTARY PUBLIC
STATE OF IDAHO

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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 02, 2019

BRADLEY R HOGGAN
CATHY P HOGGAN
PO BOX 174
FIELDING UT 84311-0174

Re: Change in Ownership for Water Right No(s): 29-11409

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.

Please note water right 13-2047 was also listed on your application. During research it was determined that you do not own any portion of that water right, therefore the ownership change for that water right was not complete. The fee received with your application was $25.00 so you are not entitled to any refund.

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: Water District 29H