

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED
JUL 22 2019
Department of Water Resources
Eastern Region

Notice of Change in Water Right Ownership

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?
29-7190 <i>OK</i>	Yes ☐	Yes ☐		Yes ☐	Yes ☐
<i>Deed specific</i>	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

Previous Owner's Name: John Kelly Fly
Name of current water right holder/claimant

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 Fielding UT 84311
Mailing address City State ZIP

435-760-0885 bhloft@gmail.com
Telephone Email

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.

Date you acquired the water rights and/or claims listed above: _____.

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 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).

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 a IRS Form W-9.

Signature: Bradley R. Hoggan Bradley R. Hoggan 7-19-19
Signature of new owner/claimant Title, if applicable Date

Signature: Cathy P. Hoggan Cathy P. Hoggan 7-19-19
Signature of new owner/claimant Title, if applicable Date

or IDWR Office Use Only:

Received by JB Date 7/22/2019 Receipt No. E045181 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 OR Date 7/23/2019



Pioneer Title Co.
GOING BEYOND

135 N. Arthur Ave.
Pocatello, ID 83204

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

File No. 688114 MO/CB

OFFICIAL RECORD FEE 15.00 DEPUTY DM
BANNOCK COUNTY IDAHO RECORDED AT REQUEST

Pioneer Title Company

21910423

07/19/2019 01:49:00 PM

Electronically Recorded by Corporation Service Comp

WARRANTY DEED

For Value Received John Kelly Fly, a married man as his sole and separate property,
hereinafter referred to as Grantor, does hereby grant, bargain, sell, warrant and convey unto

BRN
Bradley R Hoggan and Cathy P. Hoggan, husband and wife *C.P.H.*

hereinafter referred to as Grantee, whose current address is P.O. Box 174 Fielding, UT 84311

The following described premises, to-wit:



***Water Right # 29-7190 1.12CFS**

See attached legal description as Exhibit A

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: July 19, 2019

[Signature]
John Kelly Fly

State of IDAHO, County of BANNOCK

This record was acknowledged before me on JULY 19, 2019 by John Kelly Fly.

[Signature]
Signature of notary public

Commission Expires: 2-15-2025

MELINDA OBRAY
COMMISSION #128179
NOTARY PUBLIC
STATE OF IDAHO

EXHIBIT A

Township 11 South, Range 37 East, Boise Meridian;
Section 21: N1/2SW1/4

Less highway and railroad rights of way.

Excepting therefrom: All that portion of the NE1/4SW1/4 of Section 21, Township 11 South, Range 37 East, Boise Meridian, Lying and being located East of the Union Pacific Railroad Right of Way.

Excepting:

A parcel of land located in the N1/2SW1/4 of Section 21, Township 11 South, Range 37 East, Boise Meridian, being adjacent to US Highway 91 and Stewart Road in Bannock County, Idaho, being described as follows:

Commencing at the West 1/4 corner of Section 21, being marked by a 5/8 inch rebar in the intersection of Stewart and Race Track roads, the location of which is as recorded;

Thence South 89°40'25" East, along the latitudinal centerline of Section 21 and Stewart Road, a distance of 1722.60 feet to the TRUE POINT OF BEGINNING, being marked by a 1/2 inch rebar; Thence continuing South 89°40'25" East, along the latitudinal centerline of Section 21, a distance of 208.58 feet to a 1/2 inch rebar and the Southwest right-of-way of US Highway 91; Thence South 23°7'24" East, following the Southwest right-of-way of US Highway 91, a distance of 1445.97 feet to the South 1/16 line of Section 21 and a 1/2 inch iron rod; Thence North 89°41'33" West, along the South 1/16 line of Section 21, a distance of 776.44 feet to a 5/8 inch iron rebar; Thence North parallel and 1722.60 feet from the West line of Section 21, a distance of 1327.17 feet to the TRUE POINT OF BEGINNING.



BRN.
CJA.



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

July 23, 2019

BRADLEY & CATHY HOGGAN
PO BOX 174
FIELDING UT 84311-0174

Re: Change in Ownership for Water Right No(s): 29-7190

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 29H