

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

JUL 03 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?
29-11192 OK	Yes ☐	Yes ☐		Yes ☐	Yes ☐
29-7760 OK	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name:

Billy J Dutton & Virginia G. Dutton
Name of current water right holder/claimant

3. New Owner(s)/Claimant(s):

Robert Warth and Angela Warth
New owner(s) as listed on the conveyance document

Name connector ☐ and ☐ or ☐ and/or

2008 Truckerville Rd

Pocatello

ID

83204

Mailing address

City

State

ZIP

(208) 240-0150

robwarth@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: May 30th 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.

SUPPORT DATA

IN FILE # 29-7760

8. Signature:

Robert Warth
Signature of new owner/claimant

Title, if applicable

06/24/2019
Date

Signature:

[Signature]
Signature of new owner/claimant

Title, if applicable

6/24/2019
Date

For IDWR Office Use Only:

Received by JB

Date 7/3/2019

Receipt No. E045131

Receipt Amt. \$150.-

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 7/8/2019

RECORDING REQUESTED BY
First American Title Company

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

Instrument # 214287

POWER COUNTY, IDAHO
06-05-2019 10:15:35 AM No. of Pages: 2
Recorded for: FIRST AMERICAN TITLE - POCATEL
SHAREE SPRAGUE Fee: \$15.00
Ex-Officio Recorder Deputy: Flor Cardona
Electronically Recorded by Simplifile

Space Above This Line for Recorder's Use Only

WARRANTY DEED

File No.: **724996-P (ap)**

Date: **May 30, 2019**

For Value Received, **Willard E. Larson and Janice K. Larson, husband and wife**, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **Robert Warth and Angela Warth**, hereinafter called the Grantee, whose current address is **2008 Truckerville Rd., Pocatello, ID 83204**, the following described premises, situated in **Power County, Idaho**, to-wit:

BEGINNING AT A POINT THAT IS SOUTH 0°10'33" WEST, 265.42 FEET FROM THE NORTHEAST CORNER OF SECTION 18, TOWNSHIP 6 SOUTH, RANGE 33 E.B.M., POWER COUNTY, IDAHO, AND RUNNING THENCE NORTH 89°47'07" WEST, 1316.51 FEET; THENCE SOUTH 0°09'09" WEST 265.08 FEET; THENCE SOUTH 89°46'13" EAST, 1316.40 FEET; THENCE NORTH 0°10'33" EAST, 265.42 FEET TO THE POINT OF BEGINNING,

EXCEPTING THEREFROM A 40 FEET ROAD RIGHT OF WAY ON EAST END OF SAID PROPERTY.

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.

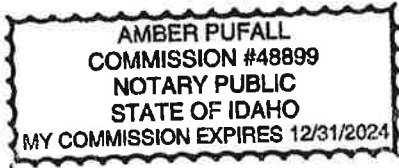
TO HAVE AND TO HOLD the said premises, with its appurtenances, unto the said Grantee, and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that said premises are free from 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.

Willard E. Larson
Willard E. Larson

Janice K. Larson
Janice K. Larson

STATE OF Idaho)
COUNTY OF Power)
SS.

On this **Thirtieth day of May, 2019**, before me, a Notary Public in and for said State, personally appeared **Willard E. Larson and Janice K. Larson**, 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.



[Signature]

Notary Public for the State of Idaho
Residing at: Pocatello, Idaho
My Commission Expires: 12/31/2024

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto

WILLARD E. LARSON and JANICE K. LARSON, husband and wife

whose address is: **2008 BIG SKY ROAD, POCA TELLO, ID, 83204**

Hereinafter called the Grantee, the following described premises situated in POWER County, Idaho, to-wit:

Beginning at a point that is South 0°10'33" West, 265.42 feet from the Northeast corner of Section 18, Township 6 South, Range 33 E.B.M., POWER COUNTY, IDAHO; going thence North 89°47'07" West, 1,316.51 feet; thence South 0°09'09" West, 265.08 feet; thence South 89°46'13" East, 1,316.40 feet; thence North 0°10'33" East, 265.42 feet to THE POINT OF BEGINNING, EXCEPTING therefrom a 40 feet Road right of way on East end of said property.

SUBJECT TO A DEED OF TRUST RECORDED MAY 12, 1977, RECORDER'S NO. 110865, RECORDS OF SAID COUNTY, EXECUTED BY DAN C. PEART AND JESSIE M. PEART, HUSBAND AND WIFE TO FIRST SECURITY SAVINGS AND LOAN ASSOCIATION, FOR THE BENEFIT OF FIRST SECURITY BANK OF IDAHO, N.A. WHICH GRANTEES DO NOT AGREE TO ASSUME AND PAY.

164223

Instrument #	8	Date	11:25 AM
Book #	First American		
Page #	Title		
SEP 21 1995			
COUNTY AND FILED			
BY <i>Maurice Schulte</i>			
DEPUTY			

ACCEPTED & APPROVED BY *WEL*

ACCEPTED & APPROVED BY _____

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 their 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.

Dated: SEPTEMBER 20, 1995

Billy J. Dutton
BILLY J. DUTTON

Virginia G. Dutton
VIRGINIA G. DUTTON

STATE OF IDAHO)
: ss
COUNTY OF BANNOCK)

On This 20TH day of SEPTEMBER, in the year 1995, before me, a Notary Public in and for said State, personally appeared BILLY J. DUTTON and VIRGINIA G. DUTTON, known or identified to me to be the person(s) whose name(s) ARE subscribed to the within Instrument, and acknowledged to me that THEY executed the same.



Terry Small
Notary Public of Idaho
Residing at POCA TELLO, ID.
Commission Expires: 4-28-99



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 08, 2019

ROBERT & ANGELA WARTH
2008 TRUCKERSVILLE RD
POCATELLO ID 83204-7405

Re: Change in Ownership for Water Right No(s): 29-7760, 29-11192

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 290