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

RECEIVED
JUN 19 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?
11-234 OK	Yes ☐	Yes ☐		Yes ☐	Yes ☐
11-235 OK	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Roy and Shannon Bunderson
   Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): North Shore Bear Lake, LLC
   New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or

   2023 N. Compton Road | Farmington | UT | 84025
   Mailing address | City | State | ZIP

   801-694-5980 | thom@morganasphalt.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: June 7, 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 # 11-234

8. Signature: [signature] | Attorney for New Owner | 6/17/2019
   Signature of new owner/claimant | Title, if applicable | Date

   Signature: _____ | _____ | _____
   Signature of new owner/claimant | Title, if applicable | Date

For IDWR Office Use Only:

Receipted by JB Date 6/19/2019 Receipt No. E045091 Receipt Amt. $50.-

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 CR Date 6/20/19

SPECIAL POWER OF ATTORNEY FOR WATER RIGHTS

North Shore Bear Lake, LLC, a Utah limited liability company, hereby appoints the law firm of Racine Olson Nye & Budge, Chartered, 201 E. Center Street, Pocatello, Idaho ("Racine Olson") its true and lawful attorney for the purpose of dealing with the Idaho Department of Water Resources relative to the management and transaction of its water rights, and authorizes Racine Olson to receive all information, opinions, and records regarding water rights, and to sign and submit applications and other filings on its behalf.

North Shore Bear Lake, LLC

By: _____
Thom Morgan, Manager

STATE OF UTAH)
:ss
County of Salt Lake)

This record was acknowledged before me on May 25, 2018 by Thom Morgan as the Manager of North Shore Bear Lake, LLC.

_____
NOTARY PUBLIC FOR N/A
Commission expires: Jan. 11, 2021

MYKE L. GODFREY
Notary Public State of Utah
My Commission Expires on:
January 11, 2021
Comm. Number: 693020

Instrument # 229402
BEAR LAKE COUNTY
06-10-2019 03:40:56 No. of Pages: 5
Recorded for: FIRST AMERICAN TITLE - MONTPELIER
Cindy Garner Fee: $15.00
Ex-Officio Recorder Deputy: JH
Index to: WARRANTY DEED

SPECIAL WARRANTY DEED FOR WATER RIGHTS

Roy Bunderson and **Shannon Bunderson**, husband and wife, P.O. Box 255, Bloomington, Idaho 83223 ("Grantors"), hereby sell and convey unto **North Shore Bear Lake, LLC**, 2023 N. Compton Road, Farmington, Utah 84025 ("Grantee"), all of Grantors' right, title and interest in Idaho water right nos. 11-234 and 11-235 as described in ***Exhibit A*** attached hereto (the "Water Rights"), being appurtenant to the NW1/4 of Section 24, Township 14 South, Range 43 East, Boise Meridian, Bear Lake County, Idaho.

Grantors hereby covenant and warrant to Grantee that: (a) Grantors are the owner in fee simple of the Water Rights; (b) Grantors have not conveyed any part of the Water Rights to anyone other than Grantee; (c) the Water Rights are free from all liens, claims, or encumbrances; (d) Grantors have the authority to convey the Water Rights to Grantee; and (e) Grantors have disclosed to Grantee in good faith all relevant information known to Grantor bearing on the validity and extent of the Water Rights. Grantors make no other covenants or warranties as to the Water Rights.

DATED this 7th day of June, 2019.

Roy Bunderson

Roy Bunderson

Shannon Bunderson

Shannon Bunderson

STATE OF IDAHO)
: ss.
COUNTY OF BEAR LAKE)

This record was acknowledged before me on this 7th day of June, 2019, by **Roy Bunderson** and **Shannon Bunderson**.

NOTARY PUBLIC
ANDREA BECK
My Commission Number is 61837
Commission Expires: 06/27/2019
STATE OF IDAHO

Andrea Beck

Notary Public for Idaho
Commission expires 6-27-2019

Close

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

10/9/2017

WATER RIGHT NO. 11-234

Owner Type	Name and Address
Current Owner	ROY BUNDERSON
Current Owner	SHANNON BUNDERSON
	PO BOX 255
	BLOOMINGTON, ID 83223
	2089452051
Original Owner	JOHN P HULME

Priority Date: 05/01/1894
Basis: Decreed
Status: Active

Source	Tributary
BLOOMINGTON CREEK	BEAR LAKE

Beneficial Use	From	To	Diversion Rate	Volume
IRRIGATION	5/01	10/01	1.4 CFS	
Total Diversion			1.4 CFS	

Location of Point(s) of Diversion:

BLOOMINGTON CREEK | SESW | Sec. 32 | Township 14S | Range 43E | BEAR LAKE County

Place(s) of use:

Place of Use Legal Description: IRRIGATION BEAR LAKE County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
14S	43E	24		NENW			NWNW			SWNW			SENW	

Conditions of Approval:

1. P/D TOWN DITCH OF THE BLOOMINGTON IRRIGATION CO. P/U ACRES IRRIGATED 70

Dates:
Licensed Date:
Decreed Date: 07/25/1923
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:
Owner Name Connector: AND
Water District Number: 11J
Generic Max Rate per Acre:
Generic Max Volume per Acre:
Civil Case Number:
Old Case Number:
Decree Plantiff:
Decree Defendant:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Cary Act Number:
Mitigation Plan: False

Close

Close

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

10/9/2017

WATER RIGHT NO. 11-235

Owner Type	Name and Address
Current Owner	ROY BUNDERSON
Current Owner	SHANNON BUNDERSON
	PO BOX 255
	BLOOMINGTON, ID 83223
	2089452051
Original Owner	JOHN P HULME

Priority Date: 05/01/1895
Basis: Decreed
Status: Active

Source	Tributary
BLOOMINGTON CREEK	BEAR LAKE

Beneficial Use	From	To	Diversion Rate	Volume
IRRIGATION	5/01	6/25	1 CFS	
Total Diversion			1 CFS	

Location of Point(s) of Diversion:

BLOOMINGTON CREEK	Sec.	Township	Range	County

Place(s) of use:

Place of Use Legal Description: IRRIGATION BEAR LAKE County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
14S	43E	24		NENW			NWNW			SWNW			SENW	

Conditions of Approval:

1. P/D HANSEN DAM P/U ACRES IRRIGATED 50.

Dates:
Licensed Date:
Decreed Date: 07/25/1923
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:
Owner Name Connector: AND
Water District Number: 11J
Generic Max Rate per Acre:
Generic Max Volume per Acre:
Civil Case Number:
Old Case Number:
Decree Plantiff:
Decree Defendant:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Cary Act Number:
Mitigation Plan: False

Close

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

June 20, 2019

NORTH SHORE BEAR LAKE LLC
2023 COMPTON RD
FARMINGTON UT 84025-3959

Re: Change in Ownership for Water Right No(s): 11-234, 11-235

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 11

RACINE OLSON
ATTORNEYS

RECEIVED
JUN 19 2019
Department of Water Resources
Eastern Region

June 17, 2019

Idaho Department of Water Resources
Eastern Regional Office
900 North Skyline Drive, Suite A
Idaho Falls, Idaho 83402

Re: Notice of Change in Water Right Ownership
Water Right Nos. 11-234 and 11-235

To whom it may concern:

Enclosed is a Notice of Change in Water Right Ownership submitted on behalf of North Shore Bear Lake, LLC, together with a check in the amount of $50.00 for the filing fee. Should you have any questions, please let me know.

Sincerely,

TESSA SPARROW
Legal Assistant to
T.J BUDGE

c: Thom Morgan