

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

FEB 22 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?
WR 35-2275A <i>OK</i>	Yes ☐	Yes ☐		Yes ☐	Yes ☐
WR 35-7441 <i>OK</i>	Yes ☐	Yes ☐		Yes ☐	Yes ☐
WR 35-2240B <i>OK</i>	Yes ☐	Yes ☐		Yes ☐	Yes ☐
WR 35-2577 <i>OK</i>	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Kirk D Polatis and Judy Polatis
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Kirk & Judy Farms Limited Partnership
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or
- 140 N BASSETT RD IDAHO FALLS ID 83402
Mailing address City State ZIP
- 208-709-1600 _____
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: 6/22/2016
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 # 352240B

8. Signature: *Kirk D. Polatis* Mgr of Emerald Acres Mgt, L.C., GP 2/20/2019
Signature of new owner/claimant Title, if applicable Date
- Signature: _____ _____ _____
Signature of new owner/claimant Title, if applicable Date

For IDWR Office Use Only:

Received by *[Signature]* Date 2/22/19 Receipt No. E044728 Receipt Amt. \$100.-

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 *OR* Date 2/25/2019

Instrument # 677391

BINGHAM COUNTY, IDAHO
2016-06-22 02:35:07 PM No. of Pages: 2
Recorded for: BOWEN LAW PROFESSIONAL GROUP
PAMELA W. ECKHARDT Fee: \$13.00
Ex-Officio Recorder Deputy JPulley
Index To: WARRANTY DEED
Electronically Recorded by Simplifile

WHEN RECORDED MAIL TO:

Bowen Law Professional Group
P. O. Box 11637
Salt Lake City, UT 84147-0637

MAIL TAX NOTICE TO:

Kirk & Judy Farms Limited Partnership
140 N. Bassett Road
Idaho Falls, ID 83402

Parcel No: RP0084700; RP0138800; RP0138500

WARRANTY DEED

Kirk D. Polatis and Judy Polatis, husband and wife, Grantors,

hereby **CONVEY AND WARRANT TO**

Kirk & Judy Farms Limited Partnership, an Alaska limited partnership, Grantee, whose address is 140 N. Bassett Road, Idaho Falls, ID 83402

for the sum of TEN DOLLARS (\$10.00) or other valuable consideration, the following described real property, situated in **Bingham** County, State of **Idaho**:

Township 3 South, Range 32 E.B.M., Bingham County, Idaho
Section 13: SE $\frac{1}{4}$, EXCEPTING AND RESERVING to the United States all the oil and gas

Township 3 South, Range 33 E.B.M., Bingham County, Idaho
Section 17: NW $\frac{1}{4}$, EXCEPT the N. 30 feet for road right-of-way

Township 3 South, Range 33 E.B.M., Bingham County, Idaho
Section 18: NE $\frac{1}{4}$, EXCEPT the W. 20 rods thereof. ALSO EXCEPTING AND RESERVING to the United States all the oil and gas as to the E $\frac{1}{2}$ NE $\frac{1}{4}$ and SW $\frac{1}{4}$ NE $\frac{1}{4}$

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 Grantors do hereby covenant to and with the said Grantee, that the Grantors are the owners 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 acid defend the same from all claims whatsoever.

Signatures on next page.
This portion intentionally blank.

WITNESS the hand of said Grantors this 22nd day of June, 20 16.

Kirk D. Polatis
Kirk D. Polatis

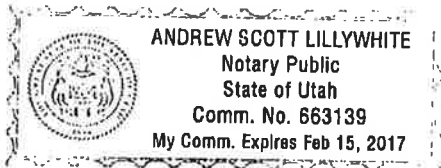
Judy Polatis
Judy Polatis

State of Utah)
County of Salt Lake : ss.

The foregoing instrument was acknowledged before me this 22nd day of June, 20 16, by Kirk D. Polatis and Judy Polatis.

WITNESS my hand and seal.

Andrew Scott Lillywhite
Notary Public

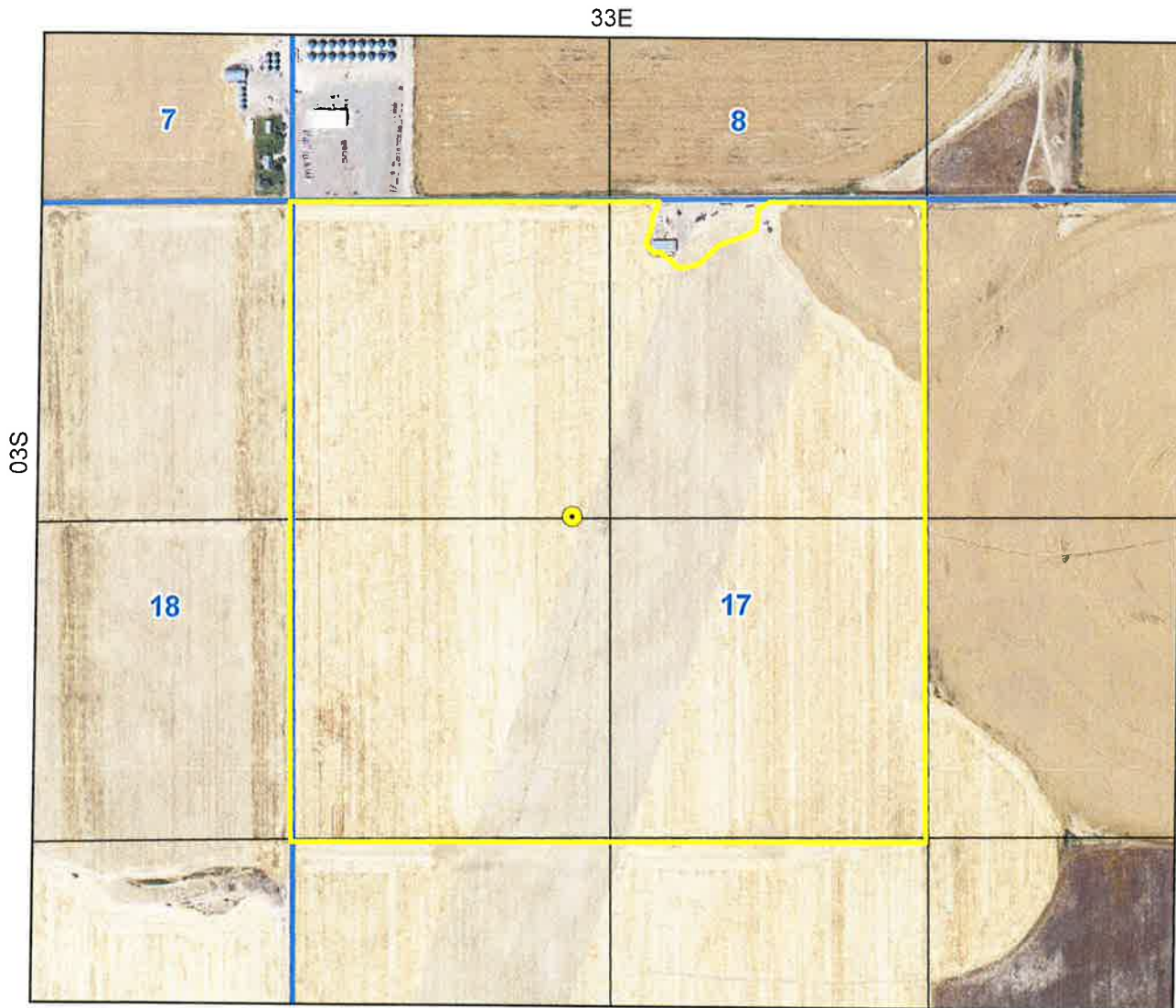


State of Idaho
Department of Water Resources

Water Right
35-2240B

IRRIGATION

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.



-  Point of Diversion
-  Place Of Use Boundary
-  Townships
-  PLS Sections
-  Quarter Quarters

0 0.075 0.15 0.3 Miles

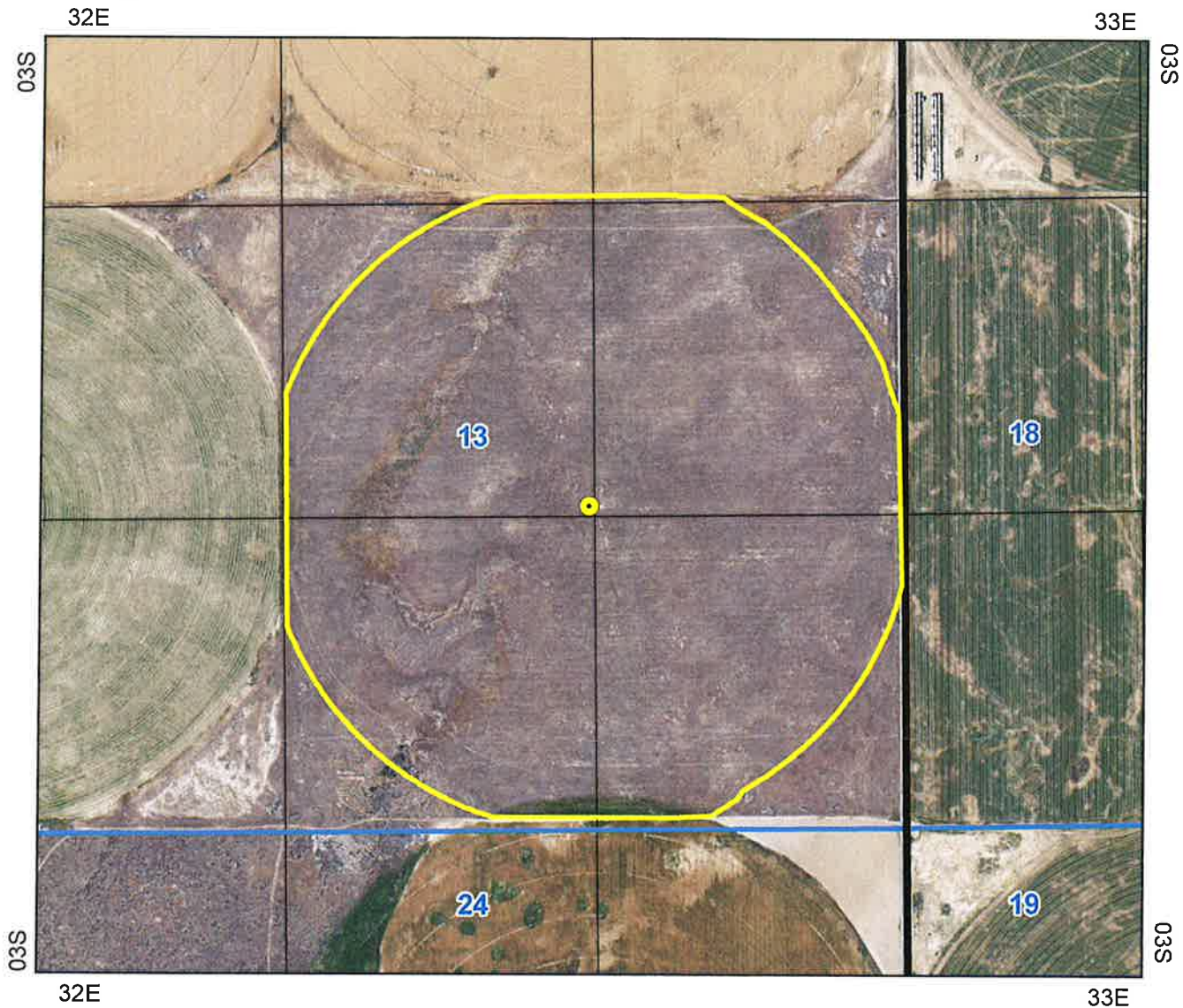


State of Idaho
Department of Water Resources

Water Right
35-2275A

IRRIGATION

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.



-  Point of Diversion
-  Place Of Use Boundary
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-  PLS Sections
-  Quarter Quarters

0 0.075 0.15 0.3 Miles

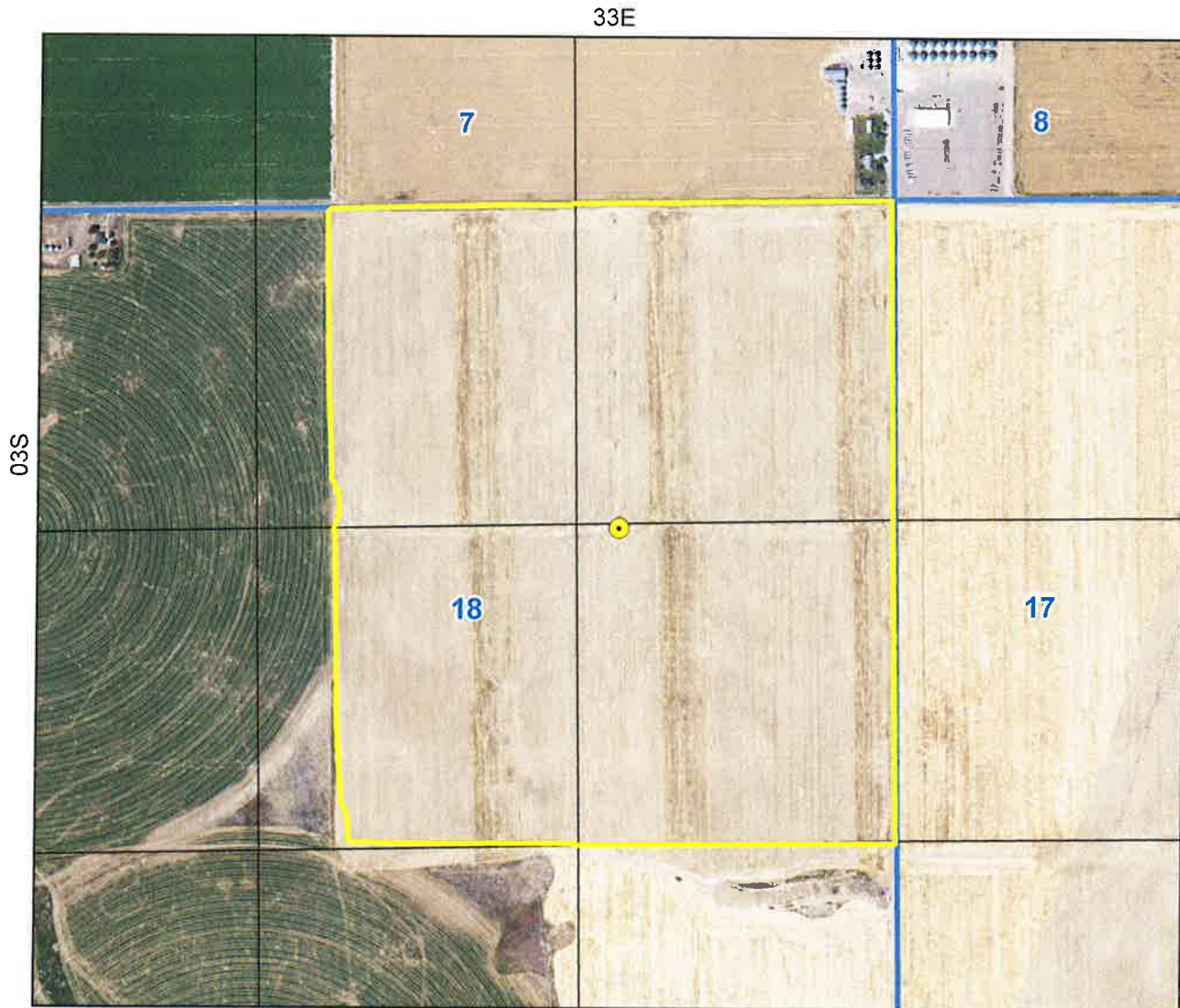


State of Idaho
Department of Water Resources

Water Right 35-2577

IRRIGATION

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.



-  Point of Diversion
-  Place Of Use Boundary
-  Townships
-  PLS Sections
-  Quarter Quarters

0 0.075 0.15 0.3 Miles

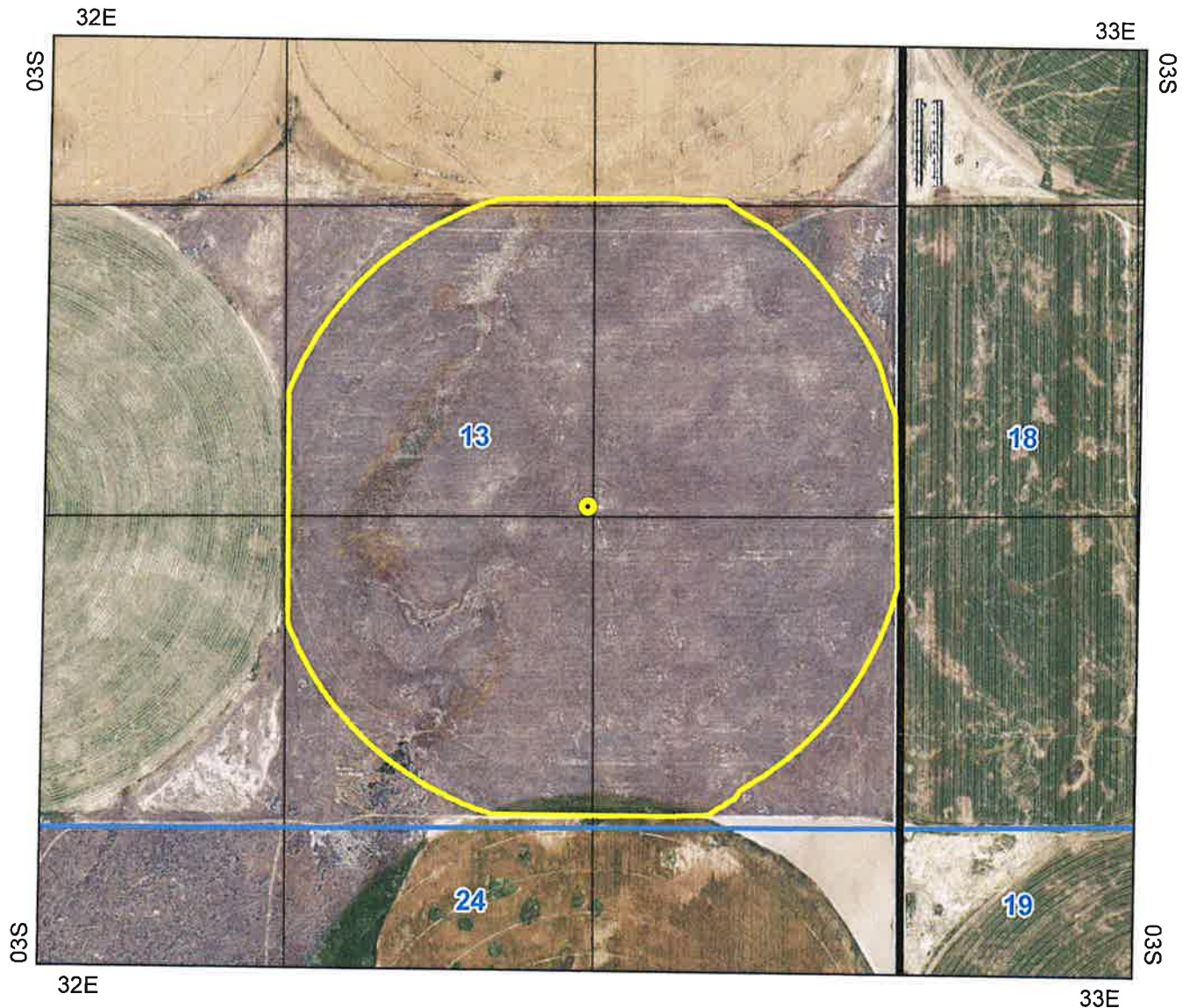


State of Idaho
Department of Water Resources

Water Right
35-7441

IRRIGATION

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.



-  Point of Diversion
-  Place Of Use Boundary
-  Townships
-  PLS Sections
-  Quarter Quarters

0 0.075 0.15 0.3 Miles





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

February 25, 2019

KIRK & JUDY FARMS LIMITED PARTNERSHIP
140 N BASSETT RD
IDAHO FALLS ID 83402-5665

Re: Change in Ownership for Water Right No(s): 35-2240B, 35-2275A, 35-2577, 35-7441

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) 525-7161.

Sincerely,

Cher Ramos
Technical Records Specialist 1

Enclosure(s)

cc: Bingham Ground Water District
Water District 120