

JAN 09 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?
25-14442 <i>OK</i>	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

- | | | | |
|---|-------------|---|--|
| 2. Previous Owner's Name: | | Jan, John R., and John L. Grimmer | |
| | | Name of current water right holder/claimant | |
| 3. New Owner(s)/Claimant(s): | | Taylor Mountain Water and Sewer District | |
| New owner(s) as listed on the conveyance document | | Name connector | ☐ and ☐ or ☐ and/or |
| c/o Robert L. Harris, HKHC, P.O. Box 50130 | Idaho Falls | ID | 83405 |
| Mailing address | City | State | ZIP |
| 208-523-0620 | | | |
| 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: October 19, 2018

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.

8. Signature: Robert L. Harris Attorney January 9, 2019
Signature of new owner/claimant Title, if applicable Date

Signature: _____

Signature of new owner/claimant	Title, if applicable	Date
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For IDWR Office Use Only:

Received by JB Date 11/9/2018 Receipt No. 1044633 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 _____ Processed by _____ Date _____

RECORDING REQUESTED BY AND
WHEN RECORDED RETURN TO:

Robert L. Harris

Holden, Kidwell, Hahn & Crapo, P.L.L.C.

P.O. Box 50130

Idaho Falls, ID 83405

Instrument # 1594201

Bonneville County, Idaho Falls, Idaho

10/19/2018 11:34:16 AM No. of Pages: 5

Recorded for: HOLDEN KIDWELL

Penny Manning Fee: \$15.00

Ex-Officio Recorder Deputy

Index to: DEED, WARRANTY



(Space Above for Recorder's Use)

SPECIAL WARRANTY DEED FOR WATER RIGHT

John R. and Jan E. Grimmatt, husband and wife, and **John L. Grimmatt**, an individual, all of who have an address of c/o John R. Grimmatt, 5422 Wild Dunes Ln., Idaho Falls, ID 83404, (hereinafter collectively "Grantors"), do hereby grant, bargain, sell, assign, and convey unto the **Taylor Mountain Water and Sewer District**, a water and sewer district organized pursuant to Chapter 32 of Title 42 of the Idaho Code, whose address is P.O. Box 2409, Idaho Falls, ID 83403 (hereinafter "Grantee") and to Grantee's heirs and assigns forever, all of Grantor's right title and interest in the water right described in Exhibit A hereto (the "Water Right").

Grantors hereby covenant and warrant to Grantee as follows:

- (A) Grantors are the owners of the Water Right;
- (B) Grantors have not conveyed the Water Right or any portion thereof to anyone other than Grantee;
- (C) The Water Right is free from all liens, claims, or encumbrances; and
- (D) Grantors has the authority to convey the Water Right to Grantee.

Grantors make no other covenants or warranties as to the Water Right.

IN WITNESS WHEREOF, the undersigned authorized officer of Grantor, acting on behalf of Grantor, has caused his name to be hereunto subscribed.

[SIGNATURES ON FOLLOWING PAGES]

DATED this 20TH day of March, 2017.



John R. Grimm



Jan E. Grimm



John L. Grimm

STATE OF IDAHO)
) ss.
County of BONNEVILLE)

On this 20th day of March, 2017, before me the undersigned notary public in and for said state, personally appeared **John R. Grimm** and **Jan E. Grimm**, husband and wife, known or identified to me to be the persons whose names are subscribed to the within instrument and acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I set my hand and affixed my official seal the day and year above written.





Notary Public for Idaho

Residing at:

My commission expires:

Bonneville County Idaho
November 7, 2020

STATE OF IDAHO)
) ss.
County of BONNEVILLE)

On this 20th day of March, 2017, before me the undersigned notary public in and for said state, personally appeared **John L. Grimmitt**, an individual, known or identified to me to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same.

IN WITNESS WHEREOF, I set my hand and affixed my official seal the day and year above written.



Shelley L. Williams

Notary Public for Idaho

Residing at: Bonneville County, Idaho

My commission expires: November 7, 2020

EXHIBIT A

1/15/2017

Water Right Report

Close

IDAHIO DEPARTMENT OF WATER RESOURCES
Water Right Report

1/15/2017

WATER RIGHT NO. 25-14442

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	JAN E GRIMMETT
Current Owner	JOHN L GRIMMETT
Current Owner	JOHN R GRIMMETT
	5422 WILD DUNES LN IDAHO FALLS, ID 83404 (208)523-7858
Original Owner	ROBERT ROWLAND 1141 ROWLAND RD POCAHELLO, ID 83204 (208)251-2627

Priority Date: 10/28/1953
Basis: Decreed
Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	10/31	0.072 CFS	16 AFA
Total Diversion			0.072 CFS	

Location of Point(s) of Diversion:

GROUND WATER	SWSWSE	Sec. 21	Township 01N	Range 38E	BONNEVILLE County
GROUND WATER	SESWNE	Sec. 28	Township 01N	Range 38E	BONNEVILLE County

IRRIGATION Use:
Acre Limit: 4

Place(s) of use:

Place of Use Legal Description: IRRIGATION BONNEVILLE County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
01N	38E	28		SWNE	11.6									
				NWSE	1.4									

Total Acres: 13

Conditions of Approval:

1. 206 This right is limited to the irrigation of a specific 4.0 acres within the 13.0 acre place of use authorized by this right in a single irrigation season. The specific 4.0 acres to be irrigated by the right holder shall be identified prior to use by submittal of a land list and a representative electronic shape file or by submittal of a land list and a map sufficiently detailed to allow creation of an electronic shape file to be associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 4.0 acres to be irrigated within the 13.0 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
2. R64 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the place of use.
3. 004 This right does not grant any right-of-way or easement across the land of another.
4. 213 Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized point(s) of diversion in accordance with Department specifications.
5. 214 Prior to the diversion and use of water under Transfer approval 81000, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.
6. R05 Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 120.
7. 046 Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
8. T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
9. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
10. T19 Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

Dates:

Licensed Date:

Decreed Date: 03/22/2004



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

January 18, 2019

TAYLOR MOUNTAIN WATER AND SEWER DISTRICT
C/O ROBERT L HARRIS
HOLDEN KIDWELL HAHN & CRAPO
PO BOX 50130
IDAHO FALLS ID 83405

Re: Change in Ownership for Water Right No(s): 25-14442

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: Water District 120
Water District 01