

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Notice of Change in Water Right Ownership

RECEIVED
OCT 12 2018
Department of Water Resources
Eastern Region

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.

Water Right/Claim No.	Split?	Water Right/Claim No.	Split?	Water Right/Claim No.	Split?
34-284 OK	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐

2. Previous Owner's Name: Lowell + Mary Frauenholz
Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): Randy Tauscher Karen Tauscher
New owner(s) as listed on the conveyance document Name connector ☐ and ☒ or ☐ and/or

716 Bergeson Dr Blackfoot Id 93221
Mailing address City State ZIP
209-680-2032 rtaus@hotmail.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: 9-21-18

6. If the water right described herein has been rented from the Water Supply Bank, rental proceeds will be disbursed in the following manner regardless of any arrangements between the buyer(s) and seller(s) to the contrary:

- Rental payments will go to the lessor(s) of record at the beginning of the rental season.
- If a change in ownership is processed by the Department during a rental season, rental payment will be made to the person or entity who is the lessor of record at the beginning of that rental season.
- New lessor(s) of record will receive payment after the following rental season.

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.

8. Signature: Randy Tauscher Title, if applicable _____ Date 10-9-18
Signature of new owner/claimant
Signature: Karen Tauscher Title, if applicable _____ Date 10/9/18
Signature of new owner/claimant

For IDWR Office Use Only:

Received by JB Date 10/12/2018 Receipt No. E044441 Receipt Amt. \$25 -
Approved by JB Processed by CR Date 11/27/2018

RECORDING REQUESTED BY
First American Title Company

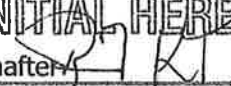
AND WHEN RECORDED MAIL TO:
First American Title Company
168 West Pacific Street/PO Box 868
Blackfoot, ID 83221

Space Above This Line for Recorder's Use Only

WARRANTY DEED

File No.: **698134-B (Id)**

Date: **September 21, 2018**

INITIAL HERE


For Value Received, **Lowell H. Frauenholz and Mary Frauenholz, husband and wife**, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **Randy Tauscher and Karen Tauscher, husband and wife**, hereinafter called the Grantee, whose current address is **716 Bergeson Drive, Blackfoot, ID 83221**, the following described premises, situated in **Custer County, Idaho**, to-wit:

A FRACTION OF THE SE $\frac{1}{4}$ SE $\frac{1}{4}$, SECTION 20, AND OF THE NE $\frac{1}{4}$ NE $\frac{1}{4}$ SECTION 29, TOWNSHIP 7 NORTH, RANGE 24 EAST, BOISE MERIDIAN, CUSTER COUNTY, IDAHO. COMMENCING AT A POINT NORTH 46°30' WEST, 1033.31 FEET FROM THE SOUTHEAST CORNER OF ARTEMISIA AVENUE AND COLLEGE STREET IN THE CITY OF MACKAY, IDAHO, ON A DIRECT LINE OF COLLEGE STREET EXTENDED, SAID POINT BEING THE NORTHWESTERLY CORNER OF THE LAND DESCRIBED IN THE DEED TO JOHN PRITCHETT, RECORDED AUGUST 10, 1945, IN BOOK 27 OF DEEDS, PAGE 20, RECORDS OF CUSTER COUNTY, IDAHO; THENCE CONTINUING NORTH 46°30' WEST ALONG THE SOUTHERLY BOUNDARY OF COLLEGE STREET EXTENDED 90.7 FEET; THENCE SOUTHWESTERLY AT A RIGHT ANGLE 485 FEET; THENCE SOUTHEASTERLY AT A RIGHT ANGLE 185.7 FEET, MORE OR LESS TO THE SOUTHWESTERLY CORNER OF THE LAND DESCRIBED IN THE DEED TO O. R. HALVERSON, RECORDED MARCH 26, 1941 IN BOOK 25 OF DEEDS, PAGE 281, RECORDS OF CUSTER COUNTY, IDAHO; THENCE NORTHEASTERLY AT A RIGHT ANGLE 26 FEET ALONG THE NORTHWESTERLY LINE OF SAID HALVERSON LAND TO THE SOUTHEASTERLY CORNER OF SAID PRITCHETT LAND; THENCE WESTERLY AT A RIGHT ANGLE ALONG THE SOUTHERLY BOUNDARY LINE OF SAID PRITCHETT LAND, 95 FEET TO THE SOUTHWESTERLY CORNER THEREOF; THENCE AT A RIGHT ANGLE NORTHERLY ALONG THE WESTERLY BOUNDARY LINE OF SAID PRITCHETT LAND 458 FEET TO THE POINT OF BEGINNING.

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.

5. Indicate the date the water rights and/or adjudication claims were conveyed to you. This may be the date of closing in the case of a real estate transaction, the date a contract was signed, or the date of a court order.
6. If you are unsure about the status of your water right in the Water Supply Bank, go to: www.idwr.idaho.gov/apps/ExtSearch/WSBSearch/WSBSearch.aspx, input your water right number and click "Search." If you find your water right is in the Water Supply Bank and you want to release it so you can use it, you can download the Request to Release form from the forms portion of our website: www.idwr.idaho.gov. Your water right may not be available for immediate release if rented by another water user.

7. **ATTACHMENTS:**

IDWR cannot process this change without **documentation of ownership**. The documentation may be in the form of a deed, court decree or other conveyance document. If you are submitting a quitclaim deed and the grantor's name does not match the water right holder of record, you will need to provide a chain of title that goes back to the water right holder/claimant of record. You may obtain this information from the assessor's office in the county where the property is located. Items that are **not** conveyance documents are deeds of trust, mortgages, purchase and sales agreements, and property tax notices.

Submit a **plat map, survey map, or aerial photograph** of the place of use for each water right or claim listed in item #1 (if necessary to clarify division of water rights or complex property descriptions). If your right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency or equivalent aerial photograph with the irrigated acres outlined and point(s) of diversion clearly marked. You also have the option of printing a map using the Create a Map tool on IDWR's website at: maps.idwr.idaho.gov/mapall. It is not necessary to obtain a new survey for purposes of this form before contacting IDWR.

The Idaho Legislature has waived the fee to file a Notice of Change in Water Right Ownership for any water right pending in a general water right adjudication such as the Snake River Basin Adjudication or the Northern Idaho Adjudication. This waiver ends when a partial decree is issued for the water right that has been claimed. For water rights not pending in a general adjudication, the **filing fee** is \$25 per water right, except for those water rights that will be divided as a result of the change in ownership. The filing fee for division of a water right is \$100 per water right.

8. One of the new owner(s) must sign the form in the space(s) provided. If someone other than the owner signs the notice, evidence of authority to sign for the owner must be attached. If the new owner is a corporation or other organization, the person signing the notice must be an officer of the corporation or otherwise have authority to sign for the organization and must include their title with the signature.

When you have completed the Notice of Change in Water Right Ownership, retain a copy and **file the original form, necessary attachments, and filing fee with the IDWR office nearest you.**

IDWR Northern Region
7600 N. Mineral Dr., Suite 100
Coeur d'Alene, ID 83815-7763
(208) 762-2800

IDWR Western Region
2735 Airport Way
Boise, ID 83705-5082
(208) 334-2190

IDWR Eastern Region
900 N. Skyline Dr., Suite A
Idaho Falls, ID 83402-1718
(208) 525-7161

IDWR Southern Region
1341 Fillmore St., Suite 200
Twin Falls, ID 83301-3380
(208) 736-3033

~ OR ~

IDWR State Office
322 East Front St, 6th Floor
P.O. Box 83720
Boise, ID 83720-0098
(208) 287-4800

RECORDING REQUESTED BY
First American Title Company

AND WHEN RECORDED MAIL TO:
First American Title Company
168 West Pacific Street/PO Box 868
Blackfoot, ID 83221

RECEIVED

OCT 24 2018

Department of Water Resources
Eastern Region

Instrument # 255391

CHALLIS, CUSTER, IDAHO
09-21-2018 03:13:19 No. of Pages: 2
Recorded for: FIRST AMERICAN TITLE - BLACKFOOT
Lura H. Baker Fee: \$15.00
Ex-Officio Recorder Deputy: LK

Space Above This Line for Recorder's Use Only

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RECORDING REQUESTED BY
First American Title Company

AND WHEN RECORDED MAIL TO:
First American Title Company
168 West Pacific Street/PO Box 868
Blackfoot, ID 83221

E-RECORDED simplifile

ID: 255391

County: CLUSTER

Date: 9-21-18 Time: 3:13pm

Space Above This Line for Recorder's Use Only

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Date: **09/10/2018**

Warranty Deed
- continued

File No.: **698134-B (Id)**

By: *Lowell H Frauenholz*
Lowell H Frauenholz

By: *Mary Frauenholz*
Mary Frauenholz

STATE OF Idaho)
COUNTY OF Bingham)
SS.

On this **21st day of September, 2018**, before me, a Notary Public in and for said State, personally appeared **Lowell H. Frauenholz and Mary Frauenholz**, 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.



Lori Day
Notary Public for the State of Idaho
Residing at: Blackfoot, Idaho
My Commission Expires: 11/27/2021



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

C.L. "Butch" Otter
Governor

Gary Spackman
Director

November 26, 2018

RANDY TAUSCHER
KAREN TAUSCHER
716 BERGESON DR
BLACKFOOT ID 83221-5889

Re: Change in Ownership for Water Right No(s): 34-284

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 I

Enclosure(s)

cc: Water District 34