

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

APR 27 2018

Notice of Change in Water Right Ownership

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. 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?
35-14176	Yes ☐				es ☐
35-14178	Yes ☐		35-14174 (Split into 35-14174, 35-14613, 35-14614)		es ☐
35-14174	Yes ☐		35-14176 (Split into 35-14176, 35-14615, 35-14616)		es ☐
	Yes ☐		35-14178 (Split into 35-14178, 35-14617, 35-14618)		es ☐
	Yes ☐				es ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Aden Gunderson
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Barry South & Elinor South
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or
- 3714 N 2900 E Idaho Falls ID 83434
Mailing address City State ZIP
- 208 243 7366 barry @ dome Tech . 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: _____
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.

8. Signature: Barry South Title, if applicable: _____ Date: Apr 13 18
Signature of new owner/claimant
- Signature: Elinor South Title, if applicable: _____ Date: Apr 13 18
Signature of new owner/claimant

For IDWR Office Use Only:

Received by: JB Date: 5/4/2018 Receipt No. E043969 Receipt Amt. \$300 -

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: JB Date: 10/17/2018

Instrument # 377454
REXBURG, MADISON, IDAHO
9-17-2012 03:11:38 No. of Pages: 2
Recorded for : KAREN D SOUTH
KIM H. MUIR Fee: 13.00
Ex-Officio Recorder Deputy

QUITCLAIM DEED

FOR VALUE RECEIVED,

WESTERN SLOPE, LLC

do(es) hereby convey, release, remise and forever quitclaim unto

BARRY SOUTH and ELINOR SOUTH, Husband and Wife

whose current address is: 3714 S. Butte Rd., Menan, ID 83434

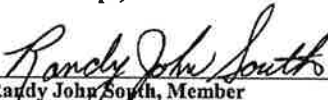
the following described premises:

See Attached Legal Description

TO HAVE AND TO HOLD the said premises, unto the said grantees, heirs and assigns forever.

Dated: September 12, 2011

Western Slope, LLC


Randy John South, Member

State of ID) ss
County of Jefferson)

On this 17 day of SEPTEMBER, in the year 2012, before me, EMILY A. GEISLER, a Notary Public in and for said state, personally appeared RANDY JOHN SOUTH known or identified to me to be the Managing Member in the Limited Liability Company known as WESTERN SLOPE, LLC who executed the foregoing instrument, and acknowledged to me that he/she executed the same in said LLC name.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.



Notary Public for the State of ID

Residing in Jefferson County
Commission Expires: 01-29-15

1:

A Parcel of Land Situated in Madison County, State of Idaho, Township 5 North, Range 38 East of the Boise Meridian, Section 15, More Particularly Described as Follows: Beginning at the Southwest Corner of Section 15, Township 5 North, Range 38 East, B.M.

Thence N00°24'19"E along the West line of Section 15 for a Distance of 2636.78 Feet to the West Quarter (W1/4) Corner of said Section 15;

Thence S89°46'00"E for a Distance of 1332.76 Feet to the Northeast Corner of the Northwest Quarter (NW1/4) of the Southwest Quarter (SW1/4) of said Section 15;

Thence S00°37'02"W along the East line of said Quarter-Quarter for a Distance of 82.87 Feet to the True Point of Beginning.

Thence S00°37'02"W for a Distance of 1232.86 Feet to the Southeast Corner of the Northwest Quarter (NW1/4) of the Southwest Quarter (SW1/4) of said Section 15;

Thence S89°52'59"E along the North line of the Southeast Quarter (SE1/4) of the Southwest Quarter (SW1/4) of said Section 15 for a Distance of 134.35 Feet;

Thence S41°28'33"W for a Distance of 52.06 Feet;

Thence S71°10'40"W for a Distance of 826.50 Feet;

Thence N18°41'23"W for a Distance of 84.00 Feet;

Thence N18°54'32"W for a Distance of 1499.97 Feet;

Thence N78°19'18"E for a Distance of 212.32 Feet;

Thence S89°50'13"E for a Distance of 1000.80 Feet to the True Point of Beginning, Containing 31.85 Acres More or Less.

Subject to: Easements and Right-of-Ways for highways, roads, ditches, canals, power poles, and transmission lines as they exist.

2:

Beginning at a point that is N90°00'00"E 1917.52 feet along the Section line from the Southwest corner of Section 15, Township 5 North, Range 38 East of the Boise Meridian and running thence N8°36'05"W 193.07 feet; thence N7°21'31"W 894.91 feet; thence N51°55'33"W 384.20 feet; thence S89°52'59"E 1193.56 feet to the 1/16th corner; thence S0°49'48"W 1313.07 feet along the North-South centerline of said Section 15 to the South 1/4 corner of said Section 15; thence S90°00'00"W 728.59 feet to the Point of Beginning containing 25.678 acres.

3:

A Parcel of Land Situated in Madison County, State of Idaho, Township 5 North, Range 38 East of the Boise Meridian, Section 22, More Particularly Described as Follows: Beginning at the Northwest Corner of Section 22, Township 5 North, Range 38 East, B.M.

Thence N90°00'00"E along the North line of Section 22 for a Distance of 1917.52 Feet to the True Point of Beginning.

Thence N90°00'00"E for a Distance of 728.59 Feet to the North Quarter (N1/4) Corner of said Section 22;

Thence S00°14'01"W along the North-South Centerline of said Section 22 for a Distance of 300.00 Feet;

Thence N89°47'20"W for a Distance of 688.42 Feet;

Thence N07°27'38"W for a Distance of 300.00 Feet to the True Point of Beginning, Containing 4.86 Acres More or Less.

Subject to: Easements and Right-of-Ways for highways, roads, ditches, canals, power poles, and transmission lines as they exist.



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N Skyline Dr., Ste A, Idaho Falls, Idaho 83402-1718

Phone: (208) 525-7161 FAX: (208) 525-7177 www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

October 19, 2018

Barry South
Elinor South
3714 N 2900 E
Idaho Falls ID 83402

RE: Change of Ownership for Water Rights 35-14174 (Split into 35-14174, 35-14613 and 35-14614) 35-14176 (Split into 35-14176, 35-14615 and 35-14616) & 35-14178 (Split into 35-14178, 35-14617 and 35-14618)

Dear Water Right Holder:

The department acknowledges receipt of correspondence changing ownership and splitting the above referenced water right. The department has modified its records to reflect the changes and has enclosed computer-generated reports for your records.

Your portion of the water right has a specified point of diversion, nature of use and place of use. If you plan on changing any of these, including adding a new point of diversion, then an Application for Transfer on your portion of this right is required. If you do not plan on changing any items on your water right, then no further action is required at this time.

Updating the ownership record for a water right does not reconfirm the validity of the right. When processing an ownership change notice, the department does not review the history of water use to determine if the right has been deliberately abandoned or forfeited 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 Sections 42-222 and 42-223, Idaho Code.

Please note that Section 42-248, Idaho Code, requires you or the owner of this water right to maintain current ownership and address records on file with the department. Forms to file a change of ownership of a water right and/or a change in the address of the water right owner are available from any department office, or at the department's website at: www.idwr.idaho.gov.

Please feel free to contact this office if you have any questions regarding this matter.

Sincerely,

Jonie Barg
Technical Records Specialist

Enclosures

cc: Aden Gunderson
Western Slope LLC
Water District 120