

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

APR 12 2018

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?	
35-7758	Yes ☒	Yes ☐	35-7758 Split into 35-7758 (Delbert & Renette Loosli),
	Yes ☐	Yes ☐	35-14606 (Clinton & Angela Loosli),
	Yes ☐	Yes ☐	35-14607 (Curtis Edwards),
	Yes ☐	Yes ☐	35-14608 (Paul & Kristen Hansen),
	Yes ☐	Yes ☐	35-14609 (Shawn & M Michelle Murray),
	Yes ☐	Yes ☐	35-14610 (Justin Loosli),
	Yes ☐	Yes ☐	35-14611 (Stuart & Shawna Bodkin) and
	Yes ☐	Yes ☐	35-14612 (Gerald & Barbara Hendricks)

2. Previous Owner's Name: Steven Lee Hess / Renee Hess (Titled by Titup properties LLC)
Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): Gerald L. Hendricks & Barbara C. Hendricks
New owner(s) as listed on the conveyance document

Mailing address: 147 S. LAKEVIEW City: BLAINE State: IN ZIP: 83221
Telephone: 208-785-8001 Email: none

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):
- ☐ \$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: Barbara C. Hendricks Title, if applicable: _____ Date: April 11, 2018
Signature of new owner/claimant

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

For IDWR Office Use Only:

Received by: B Date: 4/13/18 Receipt No. E043854 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: B Processed by: B Date: 9/28/18

RECORDING REQUESTED BY
First American Title Company

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

Instrument # 639338

BINGHAM COUNTY, IDAHO
2012-06-20 08:16:55 AM No. of Pages: 2
Recorded for: FIRST AMERICAN TITLE - BLACKFO
SARA J. STAUB Fee: \$13.00
Ex-Officio Recorder Deputy Robinson
Index To: WARRANTY DEED
Electronically Recorded by Simplifile

ACCOMMODATION

Space Above This Line for Recorder's Use Only

WARRANTY DEED

File No.: 398755-B (vb)

Date: November 18, 2011

For Value Received, **Steven Hess and Renee Hess, husband and wife, and Tim Christensen and Melanie W Christensen, husband and wife**, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **T-It-Up Properties, LLC**, hereinafter called the Grantee, whose current address is **1249 South 1100 East, Orem, Utah 84097**, the following described premises, situated in **Bingham County, Idaho**, to-wit:

PART OF THE SE $\frac{1}{4}$ NW $\frac{1}{4}$ SECTION 5, TOWNSHIP 2 SOUTH, RANGE 36 E.B.M., BINGHAM COUNTY, IDAHO, DESCRIBED AS: COMMENCING AT THE NW CORNER OF SECTION 5; THENCE S. 89°41'25" E. 2624.65 FEET TO THE NW CORNER OF SECTION 5; THENCE S. 00°48'25" W. 1419.68 FEET ALONG THE EAST LINE OF THE NW $\frac{1}{4}$ TO A POINT ON THE SOUTH LINE OF A COUNTY ROAD; THENCE S. 76°39'18" W. 10.31 FEET ALONG SAID COUNTY ROAD TO THE POINT OF BEGINNING; THENCE S. 00°48'25" W. 832.40 FEET PARALLEL WITH AND 10 FEET WEST OF THE EAST LINE OF THE NW $\frac{1}{4}$; THENCE N. 90°00'00" W. 371.12 FEET; THENCE N. 00°00'00" W. 741.46 FEET TO A POINT ON THE SOUTH LINE OF A COUNTY ROAD SAID POINT BEING ON A CURVE WHICH CENTER BEARS S. 13°57'57" E. 628.70 FEET; THENCE NORTHEASTERLY 6.81 FEET ALONG A CURVE TO THE RIGHT (CURVE DATA: DELTA-00°37'14", RADIUS-628.70 FEET, CHORD BEARING-N. 76°20'41" E. 6.81 FEET) TO THE P.T. OF A CURVE; THENCE N. 76°39'18" E. 386.67 FEET CONTINUING ALONG SAID SOUTH LINE OF SAID COUNTY ROAD 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.

Date: 11/18/2011

Warranty Deed
- continued

File No.: 398755-B (vb)

Steven Hess
Steven Hess

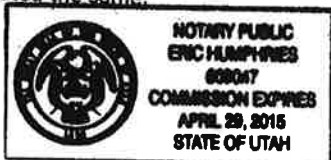
Tim Christensen
Tim Christensen

Renee Hess
Renee Hess

Melanie W Christensen
Melanie W Christensen

STATE OF UTAH)
COUNTY OF WASHINGTON)
SS.

On this 1 day of Dec., 2011, before me, a Notary Public in and for said State, personally appeared **Steven Hess and Renee Hess**, known or identified to me to be the person(s) whose name(s) are subscribed to the within instrument, and acknowledged to me that they executed the same.



Eric Humphries
Notary Public of UTAH
Residing at: 5921 Mall Dr Ste 200 UT 84790
Commission Expires: 4-29-15

STATE OF UTAH)
COUNTY OF UTAH)
SS.

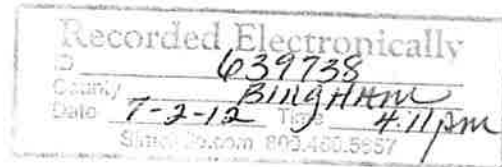
On this 19 day of June, 2012, before me, a Notary Public in and for said State, personally appeared **Tim Christensen and Melanie W Christensen**, known or identified to me to be the person(s) whose name(s) are subscribed to the within instrument, and acknowledged to me that they executed the same.



Ramona Hillman
Notary Public of UTAH
Residing at: 1329 S 800 E Brem UT 84097
Commission Expires: 8-31-2015

RECORDING REQUESTED BY
First American Title Company

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



Space Above This Line for Recorder's Use Only

WARRANTY DEED

File No.: **424478-B (vb)**

Date: **June 28, 2012**

For Value Received, **T-IT-UP Properties, LLC**, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **Gerald L. Hendricks and Barbara C. Hendricks, husband and wife**, hereinafter called the Grantee, whose current address is **147 South Lavaside, Blackfoot, ID 83221**, the following described premises, situated in **Bingham County, Idaho**, to-wit:

Part of the NW¼ Section 5 Township 2 South Range 36 East B.M. Bingham County, Idaho described as:

Commencing at the NW corner of Section 5; thence S 89°41'25" E 2624.65 feet to the N¼ corner of Section 5; thence S 00°48'25" W 1419.68 feet along the East line of the NW¼ to a point on the South line of a County Road; thence S 76°39'18" W 10.31 feet along said County Road to the POINT OF BEGINNING. Thence S 00°48'25" W 611.18 feet parallel with and 10 feet West of the East line of the NW¼; thence N 90°00'00" W 324.24 feet; thence N 00°00'00" W 521.09 feet; thence N 56°47'35" E 31.70 feet to a point on the South line of a County Road; thence N 76°39'18" E 314.82 feet continuing along said South line of County Road 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.

RECORDING REQUESTED BY
First American Title Company

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

Instrument # 639738

BINGHAM COUNTY, IDAHO
2012-07-02 04:11:30 PM No. of Pages: 2
Recorded for: FIRST AMERICAN TITLE - BLACKFO
SARA J. STAUB Fee: \$13.00
Ex-Officio Recorder Deputy CRobinson
Index To: WARRANTY DEED
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Date: 06/28/2012

Warranty Deed
- continued

File No.: 424478-B (vb)

T-IT-UP Properties, LLC

Timothy A. Christensen, Manager

By: Timothy A Christensen, Manager

STATE OF Utah)

ss.

COUNTY OF Utah)

On this 29th day of June, 2012, before me, a Notary Public in and for said State, personally appeared **Timothy A Christensen**, known or identified to me to be the person whose name is subscribed to the within Instrument as one of the Managers/Members of the **T-IT-UP Properties, LLC**, which is known or identified to me to be the entity whose name is subscribed to the within instrument and acknowledged to me that he executed the same in said Limited Liability Company's name.



[Signature]
Notary Public of Utah

Residing at: Draper

Commission 5/17/2016

Expires:



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 5, 2018

Gerald Hendricks
Barbara Hendricks
147 S Lavaside
Blackfoot ID 83221

RE: Change of Ownership for Water Rights 35-7758 Split into 35-7758 (Delbert & Renette Loosli), 35-14606 (Clinton & Angela Loosli), 35-14607 (Curtis Edwards), 35-14608 (Paul & Kristen Hansen), 35-14609 (Shawn & M Michelle Murray), 35-14610 (Justin Loosli), 35-14611 (Stuart & Shawna Bodkin) and 35-14612 (Gerald & Barbara Hendricks)

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: Water District 120
Bingham Ground Water District
Delbert & Renette Loosli
Clinton & Angela Loosli
Curtis Edwards
Paul & Kristen Hansen
Shawn M & M Michelle Murray
Justin Loosli
Stuart & Shawna Bodkin