

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

MAR 30 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?	Water Right/Claim No.	Split?	Leased to Water Supply Bank?
~~29-13919-NA~~	Yes ☒	Yes ☐		Yes ☐	Yes ☐
29-139640	Yes ☐	Yes ☐		Yes ☐	Yes ☐
29-139660	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Susan and William McKinley
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Gentry C. and Laura E. Yost
New owner(s) as listed on the conveyance document
- Name connector ☒ and ☐ or ☐ and/or
- 8005 W. Buckskin Rd Polatello ID 83201
Mailing address City State ZIP
- (208) 251-7047 glyost3@msn.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: 4/1/2018
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. IDWR
 - ☐ 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: Gentry C. Yost 4/1/18
Signature of new owner/claimant Title, if applicable Date
- Signature: Laura E. Yost 4-1-18
Signature of new owner/claimant Title, if applicable Date

For IDWR Office Use Only:

Received by JB Date 3/30/2018 Receipt No. E043851 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 ☐

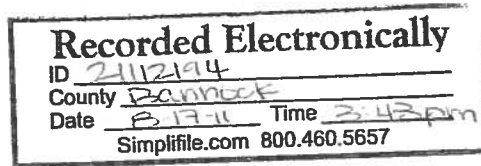
Name on W-9 _____ Approved by JB Processed by JB Date 4/18/2018

SUPPORT DATA

IN FILE # 29-13964

RECORDING REQUESTED BY
First American Title Company

AND WHEN RECORDED MAIL TO:
First American Title Company
2240 E. Center
Pocatello, ID 83201



Space Above This Line for Recorder's Use Only

WARRANTY DEED

File No.: **385607-P (sg)**

Date: **August 16, 2011**

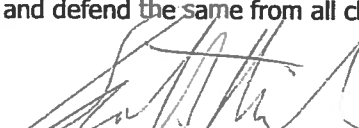
For Value Received, **Scott McKinley and Heather McKinley, husband and wife**, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **Gentry C. Yost and Laura E. Yost, husband and wife**, hereinafter called the Grantee, whose current address is **8005 W. Buckskin Road, Pocatello, ID 83201**, the following described premises, situated in **Bannock County, Idaho**, to-wit:

Legal Description attached hereto as Exhibit A, and by this referenced incorporated herein.

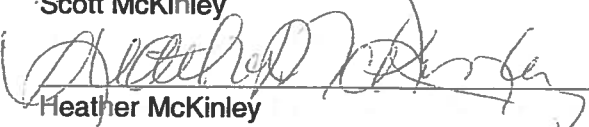
Grantee's will not place a well on the property as long as William McKinley or Susan McKinley reside at 8009 West Buckskin Road, Pocatello, Idaho 83201.

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.

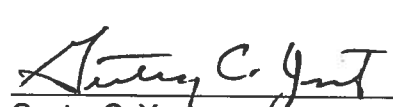
TO HAVE AND TO HOLD the said premises, with its appurtenances, unto the said Grantee, and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that said premises are free from 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.



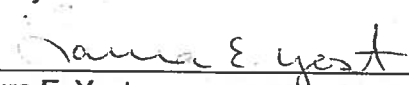
Scott McKinley



Heather McKinley



Gentry C. Yost



Laura E. Yost

STATE OF Idaho)
SS.
COUNTY OF Bannock)

On this 17 day of **August, 2011**, before me, a Notary Public in and for said State, personally appeared **Gentry C. Yost and Laura E. Yost**, 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.

In witness whereof, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written



Ruth M. Robel
Notary Public of Idaho
Residing at: Pocatello, ID
My Commission Expires: 3/17/2012

STATE OF Idaho)
SS.
COUNTY OF Bannock)

On this **Seventeenth day of August, 2011**, before me, a Notary Public in and for said State, personally appeared **Scott McKinley and Heather McKinley**, 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.

Celeste Palmer

Notary Public for the State of Idaho
Residing at: POCATELLO ID
My Commission Expires: 3/19/2016



EXHIBIT A

A PARCEL OF LAND LOCATED IN THE NORTH HALF OF THE NORTHEAST QUARTER OF SECTION 29, TOWNSHIP 6 SOUTH, RANGE 35 EAST, BOISE MERIDIAN, BANNOCK COUNTY, IDAHO, SAID PARCEL BEING A PORTION OF DEED INSTRUMENT NUMBERS 626136 AND 553770 AS SHOWN ON A RECORD OF SURVEY MAP RECORDED IN THE RECORDS OF BANNOCK COUNTY AS INSTRUMENT NO. 92015512, AND SAID PARCEL BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTH 1/16 CORNER ON THE EAST LINE OF SAID SECTION 29, SAID CORNER BEING MARKED BY A FOUND 1/2-INCH DIAMETER REBAR WITH NO MARKINGS; THENCE SOUTH 89°35'14" WEST ALONG THE NORTH 1/16 LINE OF SAID SECTION 29, 557.74 FEET TO THE SOUTHEAST DEED CORNER DESCRIBED IN INSTRUMENT NUMBER 626136, SAID CORNER BEING MARKED BY A FOUND 1/2-INCH DIAMETER REBAR WITH A YELLOW PLASTIC CAP STAMPED "LS 977"; THENCE NORTH 0°10'11" WEST ALONG THE EAST DEED LINE OF SAID INSTRUMENT NUMBER 626136, 553.57 FEET TO A FOUND 1/2-INCH DIAMETER REBAR WITH A YELLOW PLASTIC CAP STAMPED "PE /LS 4440", SAID REBAR MARKING THE TRUE POINT OF BEGINNING;

THENCE CONTINUING NORTH 0°10'11" WEST ALONG SAID EAST DEED LINE, 94.50 FEET TO A SET 1/2-INCH DIAMETER REBAR WITH AN ORANGE PLASTIC CAP STAMPED "PLS 12465"; THENCE NORTH 83°28'07" WEST, 59.78 FEET TO A SET 1/2-INCH DIAMETER REBAR WITH AN ORANGE PLASTIC CAP STAMPED "PLS 12465"; THENCE NORTH 53°32'11" WEST, 61.64 FEET TO A SET 1/2-INCH DIAMETER REBAR WITH AN ORANGE PLASTIC CAP STAMPED "PLS 12465"; THENCE NORTH 43°58'00" WEST, 123.87 FEET TO A SET 1/2-INCH DIAMETER REBAR WITH AN ORANGE PLASTIC CAP STAMPED "PLS 12465"; THENCE NORTH 24°38'38" EAST, 61.10 FEET TO A POINT ON THE NORTH DEED LINE OF SAID INSTRUMENT NO. 626136, SAID POINT BEING MARKED BY A FOUND 1/2-INCH DIAMETER REBAR;

THENCE NORTH 76°02'39" WEST ALONG SAID NORTH DEED LINE, 161.21 FEET TO A SET 1/2-INCH DIAMETER REBAR WITH AN ORANGE PLASTIC CAP STAMPED "PLS 12465"; THENCE SOUTH 33°13'51" WEST, 178.82 FEET TO A SET 1/2-INCH DIAMETER REBAR WITH AN ORANGE PLASTIC CAP STAMPED "PLS 12465"; THENCE SOUTH 24°16'36" EAST, 150.99 FEET TO A POINT ON THE NORTH DEED LINE DESCRIBED IN INSTRUMENT NUMBER 20509855, SAID POINT BEING MARKED BY A SET 1/2-INCH DIAMETER REBAR WITH AN ORANGE PLASTIC CAP STAMPED "PLS 12465"; THENCE SOUTH 74°35'56" EAST ALONG SAID NORTH DEED LINE AND ALONG THE NORTH DEED LINE DESCRIBED IN INSTRUMENT NUMBER 20311478, 174.37 FEET TO A POINT OF TANGENCY WITH A 246.00-FOOT RADIUS CURVE, SAID POINT BEING MARKED BY A FOUND 1/2-INCH DIAMETER REBAR WITH A YELLOW PLASTIC CAP STAMPED "PE/LS 4440"; THENCE CONTINUING ALONG THE NORTH DEED LINE DESCRIBED IN INSTRUMENT NO. 20311478, ALONG A CURVE TO THE LEFT, SAID CURVE HAVING A CENTRAL ANGLE OF 26°42'23", A RADIUS OF 246.00 FEET AND A CHORD BEARING OF SOUTH 87°57'07" EAST, FOR AN ARC LENGTH OF 114.66 FEET TO A POINT OF TANGENCY MARKED BY A FOUND 1/2-INCH DIAMETER REBAR WITH A YELLOW PLASTIC CAP STAMPED "PE/LS 4440"; THENCE NORTH 78°41'41" EAST, 82.07 FEET TO THE TRUE POINT OF BEGINNING.

Application for Water Right



3/26/2018, 12:28:26 PM

0 0.0175 0.035 1:2,257



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

April 20, 2018

GENTRY YOST
LAURA YOST
8005 W BUCKSKIN RD
POCATELLO ID 83201

Re: Change in Ownership for Water Right No(s): 29-13964 & 29-13966

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.

As per our phone conversation the water right number 29-13919 as originally listed on your application is not a valid water right (requesting a split \$100.00 received). The department found that you are entitled to water rights 29-13964 and 29-13966, and a split of those two water rights is not required (filing fee \$50.00). Because you submitted \$100 and the total filing fee is \$50.00 you are entitled to a partial refund. The department has initiated the refund and it should arrive from the state office in a couple of weeks.

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,

Jonie Barg
Technical Records Spec I

Enclosure(s)

cc: Water District 29A

Barg, Jonie

From: Barg, Jonie
Sent: Tuesday, April 17, 2018 10:46 AM
To: Marston, Sascha
Subject: Refund Request
Attachments: E043851

Sascha,

Good morning!!

I have a refund request as follows:

Receipt number: E043851
Amount: \$50.00
Payable to: Yost, Gentry
8005 W Buckskin Rd
Pocatello ID 83201

Reason: Total filing fee received \$100 for an ownership change application. The application was for a split water right, however the split had already been complete, the applicant was entitled to 2 non split water rights, so the filing fee was \$50.00, therefore the applicant is entitled to a partial refund.

Let me know if you need additional information.

Thank you so much for your time. Let me know if you have any questions.

Have a great day!!!

Jonie Barg

Jonie Barg
Technical Records Specialist
Idaho Department of Water Resources
900 N Skyline Ste A
Idaho Falls ID 83402
phone: (208) 525-7161
fax: (208) 525-7177
email: jonie.barg@idwr.idaho.gov