

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

FEB 26 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?
43-13595 43-13802 43-13597 43-13803 35-2727A 35-14581 35-7603C 35-14582 36-16291	> 43-13595 OK > 43-13597 OK > 35-2727A OK > 35-7603C OK 36-16291 OK	Yes ☒ Yes ☒ Yes ☒ Yes ☒ Yes ☐	36-16293 36-16295 36-16297	OK OK OK	Yes ☐ Yes ☐ Yes ☐

2. Previous Owner's Name: Idaho Water Company
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Andrew Povey
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or
- 2412 Povey Rd American Falls ID 83211
Mailing address City State ZIP
208-243-2192 apov92@aol.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: 2017-2018
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.

SUPPORT DATA

IN FILE # 35-2727A

8. Signature: Andrew E. Povey Title, if applicable _____ Date Feb. 22, 2018
Signature of new owner/claimant

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

For IDWR Office Use Only:

Received by JB Date 2/21/2018 Receipt No. E043757 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/BS Processed by BS/CF Date 4/3/2018

When recorded return to:

Instrument # 212074

POWER COUNTY, IDAHO

1-22-2018 10:21:37 AM No. of Pages: 2

Recorded for : ANDREW POVEY

SHARIE SPRAGUE

Ex-Officio Recorder Deputy

Fee: 15.00

Chrisy John

SPECIAL WARRANTY DEED FOR WATER RIGHT

Idaho Water Company LLC (Grantor) does hereby grant, bargain, sell, assign, and convey unto Andrew E Povey ²²¹³~~2202~~ Povey Rd. American Falls, ID 83211 and to Grantees heirs and assigns forever, all of Grantor's right title and interest in the portions of Water Rights #35-2727A, 35-7603C, 36-16291, 36-16293, 36-16295, 36-16297, and which are mitigation Rights for Permit to Appropriate Water #35-13521 and hereto (collectively the "Water Rights"). Grantor retains no residual or reversionary interest in the portions of Water Right(s) listed in the exhibits attached.

Grantor hereby covenants and warrants to Grantee as follows:

- (A) that Grantor is the owner or has the right to sell through an option contract with the original owner of the Water Rights;
- (B) that Grantor has not conveyed any of the Water Rights to anyone other than Grantee;
- (C) that each of the Water Rights is free from all liens, claims, or encumbrances at closing
- (D) that Grantor has the authority to convey the Water Rights to Grantee;
- (E) the Grantor has disclosed to Grantee in good faith all relevant information known to Grantor bearing on the validity and extent of the Water Rights.

Grantor makes no other covenants or warranties as to the Water Rights.

and legal description of land the Water Rights are appurtenant to. **No Land is included in this Deed.**

Special Warranty Deed For Water Rights - 1

IN WITNESS WHEREOF, the undersigned authorized officers of Grantor, acting on behalf of Grantor, have caused their names to be hereunto subscribed on the date shown by each name.

Grantor:

Idaho Water Company LLC

Dated:

1/11/14

By:

Delbert G. Kottke
Managing Member

Exhibits:

Exhibit 1: Water Right Report for Permit to Appropriate Water #35 13521 and the portions of Mitigation Rights are listed. There are 1040 acre feet/annum of Water with a diversion rate of 5.20 cfs included in this agreement that are appurtenant to a portion of the land covered by the Permit

STATE OF IDAHO

County of

Twin Falls

)
) S.
)

On this 11 day of Jan, 2014, before me the undersigned Notary Public in and for said state, personally appeared Delbert G. Kottke, and known or identified to me to be the persons whose name is subscribed to the within and foregoing instrument, and acknowledged to me that executed the same.

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

Karlene Sheen

Notary public for

Idaho

Residing at

Flwr ID

My commission expires

12-20-16

#43479



SPECIAL WARRANTY DEED FOR WATER RIGHTS - 2

EXHIBIT A

Instrument # 212075

POWER COUNTY, IDAHO

1-22-2018 10:22:21 AM No. of Pages: 2

Recorded for : ANDREW POVEY

SHAREE SPRAGUE

Ex-Officio Recorder Deputy

Fee: 15.00

Chrisy Johnson

SPECIAL WARRANTY DEED FOR WATER RIGHTS

Idaho Water Company LLC, an Idaho Limited Liability Company registered to do business in Idaho as Idaho Water Company LLC, a/k/a Idaho Water Co. LLC whose address is 1135 Valley Rd. So. Eden, Idaho 83325, (Grantor) does hereby grant, bargain, sell, convey unto Andrew Povey of 2412 Povey Rd. American Falls, ID (Grantee) and to 83211 Grantee's heirs and assigns forever, all of Grantor's right title and interest in the water rights or portions thereof described in Exhibit A hereto (collectively the "Water Rights"). 74 acres of the mitigation portions of Water Rights 43-13595 and 43-13597.

Grantor hereby covenants and warrants to Grantee as follows:

- A. Grantor is the owner of the Water Rights;
- B. Grantor has not conveyed any of the Water Rights to anyone other than Grantee;
- C. The Water Rights are free from all liens, claims, or encumbrances; and
- D. Grantor has the authority to convey the Water Rights to Grantee.

Grantor makes no other covenants or warranties as to the Water Rights.

No land is included or conveyed by this grant.

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

DATED this 18th day of January 2018

IDAHO WATER COMPANY, LLC



By: *Delbert G. Kohtz*
Delbert G. Kohtz, Member

County of Cassia) ss.

On this 18th day of January, before me, a Notary Public for said County and State, personally appeared, Delbert Kohtz

known or identified to me.

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 IDAHO

Residing at: Cassia

My commission expires: September 16,
2021

Instrument # 687604

BINGHAM COUNTY

6-15-2017 02:45:24 PM No. of Pages: 2

Recorded for : IDAHO WATER COMPANY

PAMELA W. ECKHARDT

Fee: 13.00

Ex-Officio Recorder Deputy

[Signature]

SPECIAL WATER RIGHTS DEED

Roy E Hincks ("Grantor") of 2851 W 900 S Sterling, Idaho 83210 does hereby grant, bargain, sell, assign, and convey unto Idaho Water Company (Grantee) of 1135 Valley Rd. So. Eden, Idaho 83325 and to Grantee's heirs and assigns forever, all of Grantors' right, title, and interest in Water Right No. 35-2727A and 35-7603A (the "Water Rights"). A total of 170 acres or 680 acre feet per annum of the attached water rights are included in the water rights reports as Mitigation Rights are included in this Special Water Rights Deed. *DK P. H. AKS*

Grantor covenants and warrants to Grantee as follows:

- A. Grantor is the owner of the Water Rights;
- B. Grantor has not conveyed the Water Rights to anyone other than Grantee;
- C. The Water Rights are being conveyed free from all liens, claims or encumbrances; and
- D. Grantor has the authority to convey the Water Rights to Grantee.

Grantor makes no other covenants, representations or warranties as to the Water Rights.

No land is included in or conveyed by this grant.

IN WITNESS WHEREOF, the undersigned Grantor has caused its name to be hereunto subscribed this 14th day of June, 2017

By: *Roy Hincks*

[acknowledgement on next page]

STATE OF IDAHO)

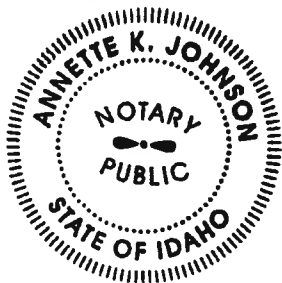
County of Bingham)

) ss.

Special Water Rights Deed - 1

On this 14th day of June 2017, before me, a Notary Public for said County and State, personally appeared, Roy E. Hincks known or identified to me.

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



Annette K. Johnson
NOTARY PUBLIC FOR IDAHO
Residing at: Shirley

My commission expires: August 31, 2021

687604

11:43:16 am 01-24-2018

2018-000379

No. Pages: 2

Fee: \$15.00

JOSEPH W. LARSEN

County Clerk

Deputy: JBENCH

When Recorded Return To:

Name and Address of Buyer: Idaho Water Company LLC

SPECIAL WARRANTY DEED FOR WATER RIGHTS

Glen Ward of Ward Land and Livestock LLC, whose address is 227E 400S Burley, Idaho 83318 ("Grantor"), does hereby grant, bargain, sell, assign, and convey unto Idaho Water Company LLC, an Idaho Limited Liability company, whose address is 1135 Valley Road South, Eden, Idaho 83325, ("Grantee"), and to Grantee's heirs, successors, and assigns forever, those mitigation portions of the decreed Water Right Numbers 43-13595 and 43-13597 that had been appurtenant to Cassia County, State of Idaho, real property described in exhibit 1. Mitigation portion of 43-13595 is 0.84CFS and 200 AFA and the mitigation portion of 43-13597 is 0.15 CFS and 96 AFA

To the extent the Water Rights, or any of them, are represented by a permit or other property not conveyable by deed, this deed shall be deemed and shall operate as a bill of sale therefore.

Grantor retains no residual or reversionary interest in any of the Water Rights transferred.

Grantor hereby covenants and warrants to Grantee as follows:

- (A) that Grantor is the owner in fee simple of the Water Rights;
- (B) that Grantor has not conveyed any of the Water Rights to anyone other than Grantee;
- (C) that each of the Water Rights is free from all liens, claims, or encumbrances;
- (D) that Grantor has the authority to convey the Water Rights to Grantee;
- (E) the Grantor has disclosed to Grantee in good faith all relevant information known to Grantor bearing on the validity and extent of the Water Rights.

TO HAVE AND TO HOLD, together with any and all rights and appurtenances incident thereto, forever, and all the estate, right, title and interest of Grantor in the Water Rights and appurtenances. Grantor further represents that it has authority to convey to Grantee all rights described herein. Grantor, for itself, its successors and assigns, covenant and agree that it will warrant title and forever defend the Water Rights in the quiet and peaceable possession of Grantee, its successors and assigns, against all and every person or persons claiming the whole of any part thereof, by, through, or under Grantor, or against adverse claims arising by, through or under the acts or omissions of Grantors. The singular shall include the plural and the use of any gender shall be applicable to all genders.

IN WITNESS, WHEREOF, the undersigned authorized officers of Grantor, acting on behalf of Grantor, have caused their names to be hereunto subscribed on the date shown by each name.

Grantor: Glen Ward of Ward Land and Livestock LLC

Dated: 1-18-18

By:

Name: Glen Ward
Title: owner

Dated: 1/18/18

By:

Name: Chris Ward
Title: Witness

Arizona

STATE OF ~~IDAHO~~)
) ss.
County of Maricopa)

On this 18th day of Jan, 2018, before me, a Notary Public in and for said State, personally appeared Glen Ward, 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.

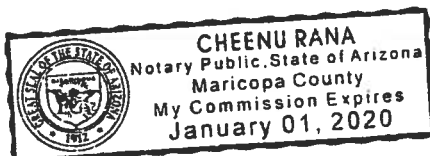
IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

(SEAL)

Chris Ward
Notary Public for the State of ~~Idaho~~ Arizona

Residing at _____

My Commission expires: Jan-1-2020



471707

WARRANTY DEED

For Value Received

V. CALLAN PHILLIPS and MARILYN PHILLIPS, also known as MARILYN ^{*de*} PHILLIPS, husband and wife _{*m.p.*}

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto

DELBERT KOHTZ and FRAN KOHTZ, husband and wife dba IDAHO WATER CO.
Address: 1135 Valley Rd. So. Eden, Id 83325

Hereinafter called the Grantee, the following described premises situated in Jerome/Minidoka County, Idaho, to-wit:

SEE EXHIBIT "A" ATTACHED HERETO:

SUBJECT TO:

All reservations in patents or deeds in the chain of title.

TOGETHER WITH all water and water rights, ditches and ditch rights used thereon or appurtenant thereto including but not limited to Water Right No.'s 36-16111, 36-16112, 36-16115, 36-16123

TO HAVE AND TO HOLD, the said premises, with their appurtenances unto the said Grantee and to the successors heirs and assigns of the Grantee forever. The Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that they are free from all encumbrances except as above described and that Grantor will warrant and defend the same from all lawful claims whatsoever.

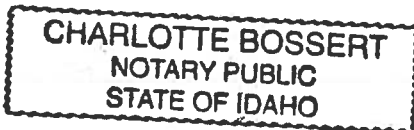
Dated: April 9, 2004

V. Callan Phillips
V. CALLAN PHILLIPS

Marilyn Phillips
MARILYN PHILLIPS

STATE OF IDAHO)
) ss.
COUNTY OF MINIDOKA)

On this 9th day of April, 2004, before me, the undersigned, a Notary Public in and for said State, personally appeared V. CALLAN PHILLIPS and MARILYN PHILLIPS, 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.



Charlotte Bossert
Notary Public
Residing at: *Boysert, Idaho*
My Commission expires: *9/15/04*

EXHIBIT "A"

Order Number: J-33127

PARCEL NO. 1:

TOWNSHIP 8 SOUTH, RANGE 21 EAST OF THE BOISE MERIDIAN,
JEROME COUNTY, IDAHO

Section 24: E½SE¼;

Section 25: NE¼NE¼;

TOWNSHIP 8 SOUTH, RANGE 21 EAST OF THE BOISE MERIDIAN,
JEROME COUNTY, IDAHO

Section 25: Part of Farm Tract B, described as follows:

Beginning at Corner No. 2 of Tract B (NE corner SE¼NE¼) in Section 25, Township 8 South,
Range 21 East, Boise Meridian, said corner marked by a USBR iron pipe with brass cap
which shall be the POINT OF BEGINNING;
Thence South 00°06'45" West along the East line of Section 25 for a distance of 493.39 feet;
Thence North 50°21'42" West for a distance of 327.08 feet;
Thence North 88°50'53" West for a distance of 314.58 feet;
Thence South 57°13'33" West for a distance of 545.47 feet;
Thence South 44°05'49" West for a distance of 581.32 feet;
Thence South 50°38'46" West for a distance of 510.65 feet;
Thence North 89°56'46" West for a distance of 493.20 feet;
Thence North 00°18'59" East for a distance of 477.82 feet;
Thence North 64°22'09" West for a distance of 494.69 feet;
Thence South 68°31'10" West for a distance of 308.28 feet;
Thence North 88°34'57" West for a distance of 532.54 feet to the West line of Tract B;
Thence North 00°02'25" West along the West line of Tract B for a distance of 717.58 feet to a ½"
rebar at Corner No. 4 of Tract B;
Thence North 89°56'34" East along the North line of Tract B for a distance of 937.86 feet to a
USBR iron pipe with a 5/8" rebar alongside at Corner No. 3 of Tract B;
Thence North 89°54'56" East along the North line of Tract B for a distance of 2643.85 feet to the
POINT OF BEGINNING.

PARCEL NO. 2:

TOWNSHIP 8 SOUTH, RANGE 21 EAST OF THE BOISE MERIDIAN,
JEROME COUNTY, IDAHO

Section 24: East half of the Southwest Quarter (E½SW¼); West half of the Southeast Quarter (W½SE¼);
Southwest Quarter of the Northeast Quarter (SW¼NE¼);

Section 25: Northeast Quarter of the Northwest Quarter (NE¼NW¼); Northwest Quarter of the Northeast
Quarter (NW¼NE¼);

PARCEL NO. 3:

TOWNSHIP 8 SOUTH, RANGE 22 EAST OF THE BOISE MERIDIAN,
MINIDOKA COUNTY, IDAHO

Section 30: Lot 1

PARCEL NO. 4:

TOWNSHIP 8 SOUTH, RANGE 22 EAST OF THE BOISE MERIDIAN,
MINIDOKA COUNTY, IDAHO

Section 30: Part of Farm Unit B, described as follows:

Beginning at Corner No. 2 of Tract B (Northwest corner of SW $\frac{1}{4}$ NW $\frac{1}{4}$) in Section 30 of
Township 8 South, Range 22 East, Boise Meridian, said corner marked by a USBR iron
pipe with brass cap which shall be the POINT OF BEGINNING;
Thence South 89°58'29" East along the North line of Tract B for a distance of 1406.93 feet to a
USBR iron pipe with brass cap at Corner No. 1 of Tract B;
Thence South 01°30'50" West along the East line of Tract B for a distance of 373.81 feet;
Thence North 89°58'29" West for a distance of 271.23 feet;
Thence South 48°59'06" West for a distance of 515.33 feet;
Thence South 54°49'03" West for a distance of 381.23 feet;
Thence North 39°38'21" West for a distance of 353.64 feet;
Thence North 50°21'42" West for a distance of 260.70 feet to the West line of Section 30;
Thence North 00°06'45" East along the West line of Section 30 for a distance of 493.39 feet to the
POINT OF BEGINNING.

Instrument # 471707

MINIDOKA COUNTY, RUPERT, IDAHO
2004-04-09 04:06:51 No. of Pages: 3

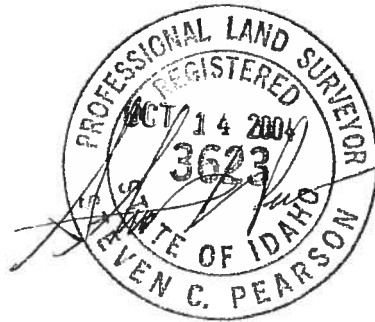
Recorded for : RUPERT LAND TITLE

DUANE SMITH Fee: 9.00

Ex-Officio Recorder Deputy

Ed

October 14, 2004
JOB # 7103-04B1
CALLAN PHILLIPS SURVEY



PARCEL 1

L E G A L D E S C R I P T I O N

Part of Tract B, Farm Unit B in Section 25 of Township 8 South, Range 21 East of the Boise Meridian, Jerome County, State of Idaho.

Beginning at Corner No. 5 of Tract B in Section 25 of T.8 S., R.21 E., B.M. said corner marked by a 5/8" rebar which shall be the Point of Beginning;

THENCE North 00 degrees 02 minutes 25 seconds West along the west line of Tract B for a distance of 1323.99 feet to a 1/2" rebar;

THENCE South 89 degrees 50 minutes 56 seconds East for a distance of 1263.81 feet to a 1/2" rebar;

THENCE South 00 degrees 09 minutes 04 seconds West for a distance of 477.82 feet to a 1/2" rebar;

THENCE South 89 degrees 50 minutes 56 seconds East for a distance of 1320.00 feet to a 1/2" rebar;

THENCE North 00 degrees 09 minutes 05 seconds East for a distance of 751.50 feet to a 1/2" rebar;

THENCE South 89 degrees 50 minutes 56 seconds East for a distance of 969.18 feet to a 1/2" rebar;

THENCE South 00 degrees 09 minutes 04 seconds West for a distance of 345.28 feet to a 1/2" rebar;

THENCE South 89 degrees 50 minutes 56 seconds East for a distance of 26.54 feet to the east line of Section 25;

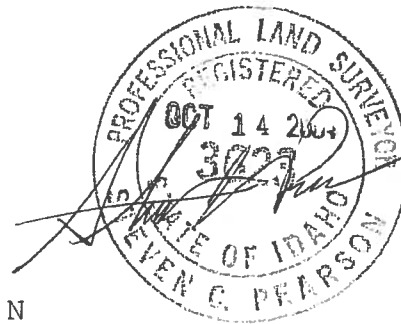
THENCE South 00 degrees 06 minutes 45 seconds West along the east line of Section 25 for a distance of 1252.38 feet to the south line of Tract B;

THENCE North 89 degrees 50 minutes 56 seconds West along the south line of Tract B for a distance of 3575.95 feet to the Point of Beginning;

Said property contains 100.31 acres more or less and is subject to any easements or right of ways, existing or of record.

PREPARED BY:
Desert West Land Surveys
1751 Overland Ave.
Burley, Idaho 83318

October 14, 2004
JOB # 7103-04B1
CALLAN PHILLIPS SURVEY



PARCEL 2

L E G A L D E S C R I P T I O N

Part of Tract B, Farm Unit B in Section 25 of Township 8 South, Range 21 East of the Boise Meridian, Jerome County, State of Idaho.

Beginning at Corner No. 2 of Tract B in Section 25 of T.8 S., R.21 E., B.M. said corner marked by a U.S.B.R. iron pipe with brass cap which shall be the Point of Beginning;

THENCE South 00 degrees 06 minutes 45 seconds West along the east line of Section 25 for a distance of 914.40 feet;

THENCE North 89 degrees 50 minutes 56 seconds West for a distance of 26.54 feet to a ½" rebar;

THENCE North 00 degrees 09 minutes 04 seconds East for a distance of 345.28 feet to a ½" rebar;

THENCE North 89 degrees 50 minutes 56 seconds West for a distance of 969.18 feet to a ½" rebar;

THENCE South 00 degrees 09 minutes 05 seconds West for a distance of 751.50 feet to a ½" rebar;

THENCE North 89 degrees 50 minutes 56 seconds West for a distance of 1320.00 feet to a ½" rebar;

THENCE North 00 degrees 09 minutes 04 seconds East for a distance of 477.82 feet to a ½" rebar;

THENCE North 89 degrees 50 minutes 56 seconds West for a distance of 1263.81 feet to a ½" rebar on the west line of Tract B;

THENCE North 00 degrees 02 minutes 24 seconds West along the west line of Tract B for a distance of 828.52 feet to a ½" rebar at Corner No. 4 of Tract B;

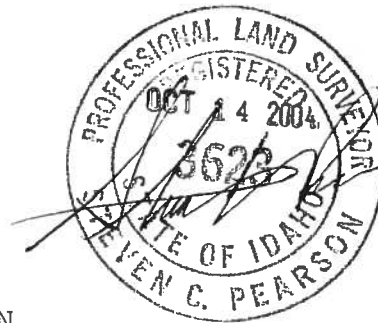
THENCE North 89 degrees 56 minutes 34 seconds East along the north line of Tract B for a distance of 937.86 feet to a 5/8" rebar alongside a U.S.B.R. iron pipe with brass cap at Corner No. 3 of Tract B;

THENCE North 89 degrees 54 minutes 56 seconds East along the north line of Tract B for a distance of 2643.85 feet to the Point of Beginning.

Said property contains 77.11 acres more or less and is subject to any easements or right of ways, existing or of record.

PREPARED BY:
Desert West Land Surveys
1751 Overland Ave.
Burley, Idaho 83318

October 14, 2004
JOB # 7103-04B1
CALLAN PHILLIPS SURVEY



PARCEL 1-A

L E G A L D E S C R I P T I O N

Part of Tract B, Farm Unit B in Section 30 of Township 8 South, Range 22 East of the Boise Meridian, Minidoka County, State of Idaho.

Beginning at Corner No. 6 of Tract B in Section 30 of T.8 S., R.22 E., B.M. said corner marked by a U.S.B.R. iron pipe with brass cap which shall be the Point of Beginning;

THENCE North 89 degrees 50 minutes 56 seconds West along the south line of Tract B for a distance of 1376.69 feet to the west line of Section 30;

THENCE North 00 degrees 06 minutes 45 seconds East along the west line of Section 30 for a distance of 1252.38 feet;

THENCE South 89 degrees 50 minutes 56 seconds East for a distance of 1384.49 feet to a ½" rebar on the east line of Tract B;

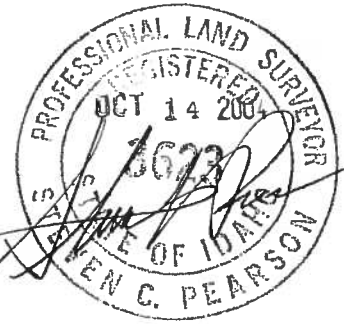
THENCE South 01 degrees 30 minutes 50 seconds West along the east line of Tract B for a distance of 399.57 feet to Corner No. 7 of Tract B;

THENCE South 00 degrees 01 minutes 11 seconds East along the east line of Tract B for a distance of 852.93 feet to the Point of Beginning.

Said property contains 39.59 acres more or less and is subject to any easements or right of ways, existing or of record.

PREPARED BY:
Desert West Land Surveys
1751 Overland Ave.
Burley, Idaho 83318

October 14, 2004
JOB # 7103-04B1
CALLAN PHILLIPS SURVEY



PARCEL 2-A

L E G A L D E S C R I P T I O N

Part of Tract B, Farm Unit B in Section 30 of Township 8 South, Range 22 East of the Boise Meridian, Minidoka County, State of Idaho.

Beginning at Corner No. 2 of Tract B in Section 30 of T.8 S., R.22 E., B.M. said corner marked by a U.S.B.R. iron pipe with brass cap which shall be the Point of Beginning;

THENCE South 89 degrees 58 minutes 29 seconds East along the north line of Tract B for a distance of 1406.93 feet to a U.S.B.R. iron pipe with brass cap at Corner No. 1 of Tract B;

THENCE South 01 degrees 30 minutes 50 seconds West along the east line of Tract B for a distance of 917.75 feet;

THENCE North 89 degrees 50 minutes 56 seconds West for a distance of 1384.49 feet to the west line of Section 30;

THENCE North 00 degrees 06 minutes 45 seconds East along the west line of Section 30 for a distance of 914.40 feet to the Point of Beginning.

Said property contains 29.35 acres more or less and is subject to any easements or right of ways, existing or of record.

PREPARED BY:
Desert West Land Surveys
1751 Overland Ave.
Burley, Idaho 83318



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

April 6, 2018

ANDREW POVEY
2412 POVEY RD
AMERICAN FALLS ID 83211

RE: Change of Ownership for Water Rights 35-2727A (Split into 35-2727A & 35-14581), 35-7603C (Split into 35-7603C & 35-14582), 36-16625 (No Split Required), 36-16627 (No Split Required), 36-16629 (No Split Required), 36-16631 (No Split Required), 43-13595 (Split into 43-13595 & 43-13802) AND 43-13597 (Split into 43-13597 & 43-13803)

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: Idaho Water Co
Ward Land & Livestock
Glenn Ward
Roy Hinks

Magic Valley Ground Water District
Water District 120
Aberdeen American Falls Ground Water District