

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

OCT 02 2017

DEPT OF WATER RESOURCES
SOUTHERN 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.

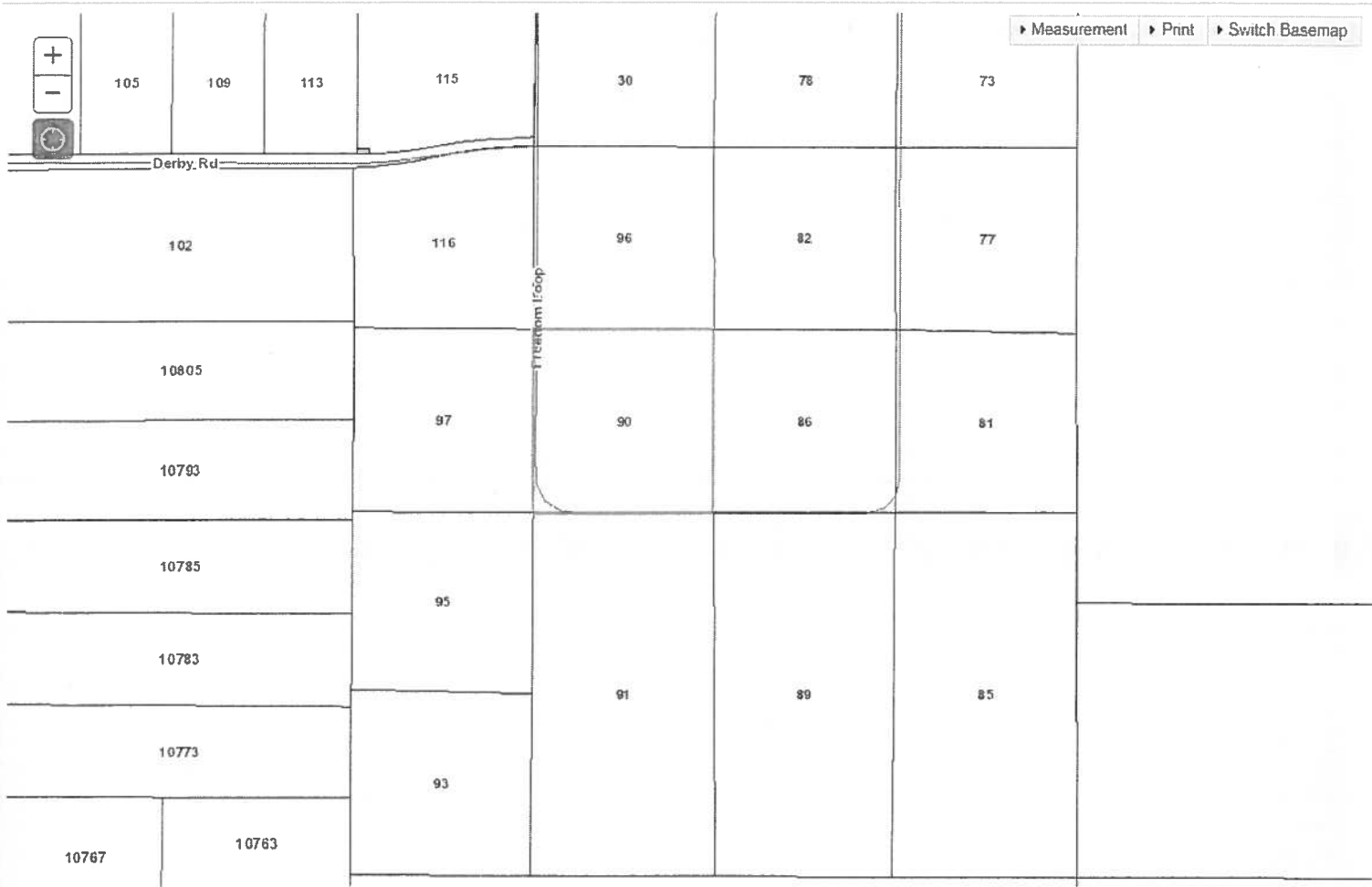
Water Right/Claim No.	Split?	Leased to Water Supply Bank?	Water Right/Claim No.	Split?	Leased to Water Supply Bank?
37-22254	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Steven C. Funk
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Frank Smith and Shannon Connaughton
New owner(s) as listed on the conveyance document Name connector ☒ and ☐ or ☐ and/or
- 90 Freedom Loop Bellevue ID 83313
Mailing address City State ZIP
- 303-241-3763 or 208-720-7704 sconnaughton@
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: 8/14/2017
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: [Signature] Title, if applicable _____ Date 8-8-17
Signature: [Signature] Title, if applicable _____ Date 8-8-17

For IDWR Office Use Only:

Received by [Signature] Date 10/2/2017 Receipt No. 8036388 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 _____ Processed by _____ Date _____





**Instrument # 645693**

HAILEY, BLAINE, IDAHO
08-14-2017 9:32:06 AM No. of Pages: 3
Recorded for: BLAINE COUNTY TITLE
JOLYNN DRAGE Fee: \$15.00
Ex-Officio Recorder Deputy: BH
Electronically Recorded by Simplifile

QUITCLAIM DEED

THIS INDENTURE, made this 08th day of August, 2017, between

Steven C. Funk, a married man as his sole and separate property, as **GRANTOR** and

Frank M. Smith, a single man and Shannon M. Connauton, a single woman, as **GRANTEE(S)**

whose current address is 90 Freedom Loop, Bellevue, ID 83313

WITNESS, that said Grantor(s), for and in consideration in lawful money of the United States of America, in hand paid by the Grantee, the receipt whereof is hereby acknowledged, does by these premises remise, release and forever QUITCLAIM, unto the said Grantee(s) and to its heirs and assigns the following described water right appurtenant to that certain lot, piece or parcel of land, bounded and particularly described as follows, to wit:

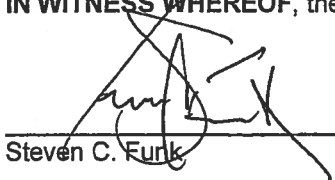
Water Right No. 37-22254 appurtenant to the following described property:

SEE EXHIBIT "A" ATTACHED HERETO

TOGETHER with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, the reversion and reversions, remainder and remainders, rents, issues and profits thereof.

TO HAVE AND TO HOLD, All and singular the said premises, together with the appurtenances, unto the Grantee and to its heirs and assigns forever.

IN WITNESS WHEREOF, the grantor(s) has executed this deed on the date set forth above.

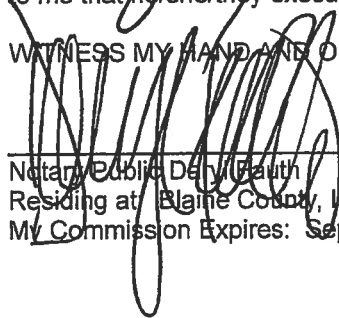


Steven C. Funk

State of Idaho
County of Blaine

On this 8th day of August, 2017, before me, the undersigned, a Notary Public in and for said State, personally appeared Steven C. Funk, known to me, and or identified to me on the basis of satisfactory evidence, to be the person(s) whose name is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same.

WITNESS MY HAND AND OFFICIAL SEAL



Notary Public Daryl J. Fauth
Residing at Blaine County, Idaho
My Commission Expires: September 24, 2018

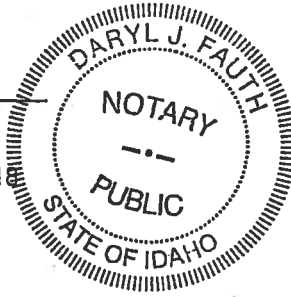


EXHIBIT "A"
LEGAL DESCRIPTION

TOWNSHIP 1 NORTH, RANGE 19 EAST, BOISE MERIDIAN, BLAINE COUNTY, IDAHO

SECTION 18: A portion of the SW $\frac{1}{4}$ SW $\frac{1}{4}$, more particularly described as follows:

Beginning at a point from which the Southwest corner of said Section 18 lies South 89°30'38" West, 649.96 feet;

Thence North 00°30'32" West, 659.962 feet;

Thence North 89°34'03" East, 649.258 feet;

Thence South 00°34'14" East, 659.320 feet;

Thence South 89°30'38" West, 649.961 feet to the TRUE POINT OF BEGINNING. (Tax Lot 4719)

There is also granted hereby an easement to be appurtenant to the land first above described, for roadway purposes and to provide rights of ingress and egress which easement is described as follows:

Township 1 North, Range 18 East, Boise Meridian, Blaine County, Idaho

Section 13: A parcel of land more particularly described as follows:

Commencing at an iron pin marking the Southeast corner of said Section 13; thence North 00°27'55" West, 1,231.22 feet along the East boundary of said Section 13 to an iron pin marking the REAL POINT OF BEGINNING;

Thence continuing North 00°27'55" West, 60 feet along the East Boundary to an iron pin;

Thence South 89°32'05" West, 1,325.65 feet to an iron pin on the East Boundary of U.S. Highway No. 93;

Thence South 00°59'45" East, 60.00 feet along said Highway boundary to an iron pin;

Thence North 89°32'05" East, 1,325.10 feet to the Real Point of Beginning.

EXCEPTING, however, from the parcel first above described, an easement for roadway purposes described as follows:

Beginning at a point from which the Southwest Corner of said Section 18 lies South 89°30'38" East, 649.96 feet;

Thence North 00°30'32" West, 659.962 feet;

Thence North 89°34'03" East, 30.00 feet;

Thence South 00°30'32" West, 529.970 feet;

Thence 157.046 feet along a curve left with a radius of 100.00 feet, a central angle of 89°58'50", a tangent of 99.966 feet and a chord of 141.397 feet which bears south 45°29'57" East;

Thence North 89°30'38" East, 519.968 feet;

Thence south 00°34'14" East, 30.00 feet;

Thence South 89°30'38" West, 649.961 feet to the Point of Beginning.

Instrument # 645692

HAILEY, BLAINE, IDAHO
08-14-2017 9:32:06 AM No. of Pages: 3
Recorded for: BLAINE COUNTY TITLE
JOLYNN DRAGE Fee: \$15.00
Ex-Officio Recorder Deputy: BH
Electronically Recorded by Simplifile



WARRANTY DEED

FOR VALUE RECEIVED

Steven C. Funk, a married man, as his sole and separate property

GRANTOR(S), hereby grants, bargains, sells, conveys and warrants unto

Frank M. Smith, a single man and Shannon M. Connauton, a single woman

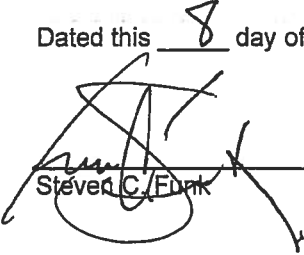
GRANTEE(S) whose current address is: 90 Freedom Loop, Bellevue, ID 83313

the following described premises, to-wit:

SEE EXHIBIT "A" ATTACHED HERETO

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, its heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that Grantor is the owner in fee simple of said premises; that they are free from all encumbrances except those to which this conveyance is expressly made subject to and those made, suffered or done by the Grantee; and subject to all existing patent reservations; restrictions in railroad deeds of record; easements and rights of way established and of record; protective covenants of record; zoning ordinances and applicable building codes, use restrictions, ordinances, laws and regulations of any governmental unit; general taxes and assessments, including irrigation and utility assessments (if any) for the current year, which are not due and payable; and that Grantor will warrant and defend the same from all lawful claims whatsoever. Whenever the context so requires, the singular number includes the plural.

Dated this 8 day of August, 2017.

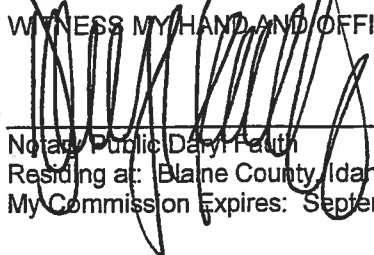


Steven C. Funk

State of Idaho
County of Blaine

On this 27 day of August, 2017, before me, the undersigned, a Notary Public, in and for said State, personally appeared Steven C. Funk, known to me, and/or identified to me on the basis of satisfactory evidence, 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.

WITNESS MY HAND AND OFFICIAL SEAL



Notary Public Daryl Fauth
Residing at: Blaine County, Idaho
My Commission Expires: September 24, 2018

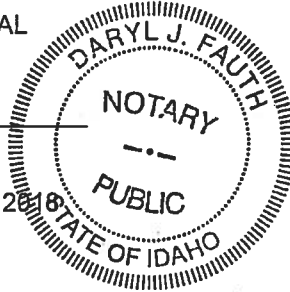


EXHIBIT "A"
LEGAL DESCRIPTION

TOWNSHIP 1 NORTH, RANGE 19 EAST, BOISE MERIDIAN, BLAINE COUNTY, IDAHO

SECTION 18: A portion of the SW $\frac{1}{4}$ SW $\frac{1}{4}$, more particularly described as follows:

Beginning at a point from which the Southwest corner of said Section 18 lies South 89°30'38" West, 649.96 feet;

Thence North 00°30'32" West, 659.962 feet;

Thence North 89°34'03" East, 649.258 feet;

Thence South 00°34'14" East, 659.320 feet;

Thence South 89°30'38" West, 649.961 feet to the TRUE POINT OF BEGINNING. (Tax Lot 4719)

There is also granted hereby an easement to be appurtenant to the land first above described, for roadway purposes and to provide rights of ingress and egress which easement is described as follows:

Township 1 North, Range 18 East, Boise Meridian, Blaine County, Idaho

Section 13: A parcel of land more particularly described as follows:

Commencing at an iron pin marking the Southeast corner of said Section 13; thence North 00°27'55" West, 1,231.22 feet along the East boundary of said Section 13 to an iron pin marking the REAL POINT OF BEGINNING;

Thence continuing North 00°27'55" West, 60 feet along the East Boundary to an iron pin;

Thence South 89°32'05" West, 1,325.65 feet to an iron pin on the East Boundary of U.S. Highway No. 93;

Thence South 00°59'45" East, 60.00 feet along said Highway boundary to an iron pin;

Thence North 89°32'05" East, 1,325.10 feet to the Real Point of Beginning.

EXCEPTING, however, from the parcel first above described, an easement for roadway purposes described as follows:

Beginning at a point from which the Southwest Corner of said Section 18 lies South 89°30'38" East, 649.96 feet;

Thence North 00°30'32" West, 659.962 feet;

Thence North 89°34'03" East, 30.00 feet;

Thence South 00°30'32" West, 529.970 feet;

Thence 157.046 feet along a curve left with a radius of 100.00 feet, a central angle of 89°58'50", a tangent of 99.966 feet and a chord of 141.397 feet which bears south 45°29'57" East;

Thence North 89°30'38" East, 519.968 feet;

Thence south 00°34'14" East, 30.00 feet;

Thence South 89°30'38" West, 649.961 feet to the Point of Beginning.



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region • 650 Addison Ave W, Suite 500 • Twin Falls, Idaho 83301-5858

Phone: (208) 736-3033 • Fax: (208) 736-3037 • Website: www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

October 16, 2017

FRANK M SMITH
SHANNON M CONNAUTON
90 FREEDOM LOOP
BELLEVUE ID 83313

RE: Change of Ownership for Water Right No. 37-22254

Dear Water Right Holder(s):

The Department acknowledges receipt of correspondence changing ownership of the above referenced water right(s). The department has modified its records to reflect the change in ownership and has enclosed computer-generated reports for your records.

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 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.

Also, 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,

Jim Bitzenburg
Senior Water Right Agent

Enclosure(s)