

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED
SEP 18 2017

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?
29-11336 OK RP matches	Yes ☐	Yes ☐		Yes ☐	Yes ☐
29-13435 OK	Yes ☒	Yes ☐		Yes ☐	Yes ☐
29-4143 OK	Yes ☒	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

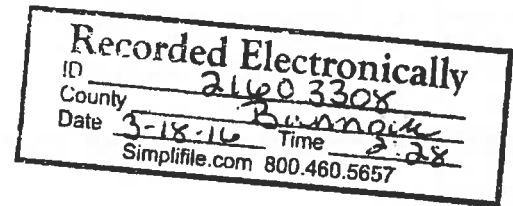
2. Previous Owner's Name: Willis Lavern Brim : Linda Brim
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): J+C Properties Group LLC
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or
- 470 N 2450W Tremonton UT 84337
Mailing address City State ZIP
- 435-213-1821 burdette@sierrahomes.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: 3/18/16
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. 1
 o \$100 per split water right. 2
 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] Manager 9/14/17
Signature of new owner/claimant Title, if applicable Date
- Signature: _____
Signature of new owner/claimant Title, if applicable Date

For IDWR Office Use Only:

Received by JB Date 9/18/2017 Receipt No. E043388 Receipt Amt. \$225-
 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 JC Date 10/10/2017

RECORDING REQUESTED BY
First American Title Company

AND WHEN RECORDED MAIL TO:
First American Title Company
223 North 15th Avenue
Pocatello, ID 83201



Space Above This Line for Recorder's Use Only

WARRANTY DEED

File No.: **575459-P (ci)**

Date: **January 27, 2016**

For Value Received, **Linda Pugmire Brim as Trustee of the Lavern and Linda Brim Family Trust**, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **J & C Properties Group, LLC, a Utah limited liability company**, hereinafter called the Grantee, whose current address is **Bare Ground, Downey, ID 83234**, the following described premises, situated in **Bannock County, Idaho**, to-wit: **Legal Description attached hereto as Exhibit A, and by this referenced incorporated herein.**

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.

First American Title - Pocatello

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2016 Mar 18 PM 02:28:00

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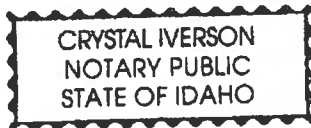
TO HAVE AND TO HOLD the said premises, with its appurtenances, unto the said Grantee, and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that said premises are free from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

Linda Pugmire Brim as Trustees of the
Lavern and Linda Brim Family Trust

Linda Pugmire Brim, Trustee
Linda Pugmire Brim, Trustee

STATE OF Idaho)
) ss.
COUNTY OF Bannock)

On this 18 day of March, 2016, before me, a Notary Public in and for said State, personally appeared **Linda Pugmire Brim**, known or identified to me to be the person whose name is subscribed to the within instrument as the **Trustee of Lavern and Linda Brim Family Trust**, and acknowledged to me that he/she/they executed the same as such **Trustee**.



Crystal Iverson
Notary Public for the State of Idaho
Residing at: Pocatello, ID.
My Commission Expires: 04/23/2022

EXHIBIT A

PARCEL 1:

S1/2 S1/2 SW1/4 SECTION 15, TOWNSHIP 11 SOUTH, RANGE 37 EAST, BOISE MERIDIAN, BANNOCK COUNTY, IDAHO.

PARCEL 2:

N1/2 S1/2 SW1/4 SECTION 15, TOWNSHIP 11 SOUTH, RANGE 37 EAST, BOISE MERIDIAN, BANNOCK COUNTY, IDAHO.

PARCEL 3:

BEGINNING AT THE SOUTHWEST CORNER OF THE SOUTHWEST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 15, AND RUNNING THENCE EAST 48 RODS; THENCE NORTHERLY 48 RODS 12 FEET ALONG THE PUBLIC HIGHWAY; THENCE WEST 44 RODS; THENCE SOUTH 48 RODS 8 FEET TO THE PLACE OF BEGINNING. ALL OF THE ABOVE LAND BEING IN SECTION 15, TOWNSHIP 11 SOUTH, RANGE 37 EAST OF THE BOISE MERIDIAN.

PARCEL 4:

S1/2 SE1/4 SE1/4 SECTION 16, TOWNSHIP 11 SOUTH, RANGE 37 EAST, BOISE MERIDIAN, BANNOCK COUNTY, IDAHO.

PARCEL 5:

BEGINNING AT THE NORTHWEST CORNER OF THE NORTHEAST QUARTER OF THE NORTHEAST QUARTER OF SECTION 21, TOWNSHIP 11 SOUTH, RANGE 37 EAST OF THE BOISE MERIDIAN, BANNOCK COUNTY, IDAHO, AND RUNNING THENCE EAST 290 RODS; THENCE SOUTH 33 RODS; THENCE WEST 20 RODS; THENCE SOUTH 24 RODS; THENCE WEST 270 RODS; THENCE NORTH 57 RODS TO THE PLACE OF BEGINNING.

EXCEPT:

COMMENCING AT A POINT 30 RODS WEST AND 31 RODS SOUTH OF THE NORTHEAST CORNER OF THE NORTHWEST QUARTER OF THE NORTHEAST QUARTER OF SECTION 22, TOWNSHIP 11 SOUTH, RANGE 37 EAST OF THE BOISE MERIDIAN, BANNOCK COUNTY, IDAHO; THENCE RUNNING SOUTH 14 RODS; THENCE WEST 20 RODS; THENCE NORTH 10 RODS; THENCE IN A NORTHEASTERLY DIRECTIONS 21 RODS TO THE PLACE OF BEGINNING.

Accepted & Approved



IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

9/1/2017

Water Right 29-11336

Owner Type **Name and Address**
Current Owner WILLIS LAVERN BRIM JR
 LINDA BRIM
 PO BOX 211
 DOWNEY, ID 83234

Priority Date: 5/1/1925

Basis: Decreed

Status: Active

Source **Tributary**
SPRING SINKS

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
STOCKWATER	1/01	12/31	0.020 CFS	
	<u>Total Diversion</u>		0.020 CFS	

Source and Point(s) of Diversion

SPRING NENWNE Sec. 22, Twp 11S, Rge 37E, BANNOCK County

Place Of Use

STOCKWATER within BANNOCK County

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
11S	37E	22		X															

Conditions of Approval:

1. N13 THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.
2. N11 THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
3. PARCEL NO. R4433022400 STOCKWATER, 50 RANGE CATTLE

9/1/2017

**IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report**

9/1/2017

Water Right 29-4143

Owner Type **Name and Address**
Current Owner WILLIS LAVERN BRIM JR
 LINDA BRIM
 PO BOX 211
 DOWNEY, ID 83234

Priority Date: 5/19/1920

Basis: Decreed

Status: Active

Source
YAGO CREEK

Tributary
PECK CREEK

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	10/31	0.300 CFS	
STOCKWATER	01/01	12/31	0.020 CFS	
	<u>Total Diversion</u>		0.300 CFS	

Source and Point(s) of Diversion

YAGO CREEK SENWNE Sec. 2, Twp 11S, Rge 37E, BANNOCK County

Place Of Use

IRRIGATION within BANNOCK County

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
11S	37E	15															3.4		3.4
11S	37E	22		12.0															12.0

POU Total Acres: 15.4

STOCKWATER Same as IRRIGATION

Conditions of Approval:

1. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
2. E55 USE OF THIS RIGHT WITH RIGHT NO. 29-13435 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 15.4 ACRES IN A SINGLE IRRIGATION SEASON.
3. N08 THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR STOCKWATER USE IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
4. E51 USE OF THIS RIGHT WITH RIGHT NO. 29-13435 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 0.31 CFS.
5. N05 THE QUANTITY OF WATER UNDER THIS RIGHT FOR STOCKWATER USE SHALL NOT EXCEED 13,000 GALLONS PER DAY.
6. F01 WATER IS DELIVERED THROUGH YAGO-CAMBRIDGE DITCH.



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 11, 2017

J & C Properties
470 N 2450 W
Tremonton UT 84337

RE: Change of Ownership for Water Rights 29-4143 (Split into 29-4143 & 29-14228), 29-11336 (No Split) and 29-13435 (Split into 29-13435 & 29-14229)

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: Willis Brim
Linda Brim
Water District 29H