

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

MAY 26 2017

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?
29-7381	Yes ☒	Yes ☐		Yes ☐	Yes ☐
1	Yes ☐	Yes ☐		Yes ☐	Yes ☐
29-7381 29-14212	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Donald & Carol Gunter
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Ray & Mary Babcock
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or
- 10852 Ivie Farms Dr. Herriman UT 84096
Mailing address City State ZIP
- 801 673-9804 rbabcock@ldschurch.org
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: _____
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.

SUPPORT DATA

IN FILE # 29-7381

8. Signature: Ray C Babcock Title, if applicable: _____ Date: 3 MAR 2017
Signature of new owner/claimant

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

For IDWR Office Use Only:

Received by: JB Date: 5/26/2017 Receipt No. E043054 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 Processed by: JB Date: 7/17/2017

\$100.- for this app.

Pioneer Title Pocatello

21702856

2017 Mar 03 AM 11:03:00

Electronically Recorded by Simplifile



135 N. Arthur Ave.
Pocatello, ID 83204

ELECTRONICALLY RECORDED-DO NOT
REMOVE THE COUNTY STAMPED FIRST
PAGE AS IT IS NOW INCORPORATED AS
PART OF THE ORIGINAL DOCUMENT

File No. 614718 SK/LW

WARRANTY DEED

For Value Received

Donald W. Gunter and Carol Gunter, husband and wife
hereinafter referred to as Grantor, does hereby grant, bargain, sell, warrant and convey unto

Ray C. Babcock and Mary M. Babcock, husband and wife
hereinafter referred to as Grantee, whose current address is

6852 Ivie Farms Drive Herriman, UT 84096

The following described premises, to-wit:

LEGAL DESCRIPTION EXHIBIT "A" ATTACHED

Grantor intent to transfer 5AC water rights, under #29-7381 to Grantee.

To HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee(s), and Grantees(s) heirs and assigns forever. And the said Grantor(s) does (do) hereby covenant to and with the said Grantee(s), the Grantor(s) is/are the owner(s) in fee simple of said premises; that said premises are free from all encumbrances EXCEPT those to which this conveyance is expressly made subject and those made, suffered or done by the Grantee(s); and subject to U.S. Patent reservations, restrictions, dedications, easements, rights of way and agreements, (if any) of record, and current years taxes, levies, and assessments, includes irrigation and utility assessments, (if any) which are not yet due and payable, and that Grantor(s) will warrant and defend the same from all lawful claims whatsoever.

MB Initials
RB

Dated: February 27, 2017

Donald W. Gunter
Donald W. Gunter

Carol Gunter
Carol Gunter

State of IDAHO, County of BANNOCK

On this 28th day of FEBRUARY in the year of 2017, before me, the undersigned, a Notary Public in and for said State, personally appeared Donald W. Gunter and Carol Gunter known or identified to me to be the person/persons whose name(s) is/are subscribed to the within instrument, and acknowledged to me that he/she/they executed the same.

Stacy M. Kono
STACY M. KONO
NOTARY PUBLIC of IDAHO
Residing at: POCATELLO, ID
Commission Expires: 03/09/21



EXHIBIT A

Part of Section 36, Township 8 South, Range 36 East, Boise Meridian, Bannock County, Idaho, described as follows:

Commencing at the West Quarter corner of Section 36, Township 8 South, Range 36 East and running thence North 89°55'33" East 680.07 feet along the latitudinal centerline of said Section 36 to a point on the East right-of-way line of US Highway 91 said point being the TRUE POINT OF BEGINNING;

Thence North 10°57'48" West 349.94 feet along the East right-of-way line of said US 91 to the Northwest corner of Inst. #92003225;

Thence North 83°25'01" East 799.25 feet along the North line of said Instr. # 92003225;

Thence South 02°39'37" East 476.12 feet to a point on the North right-of-way line of Two Mile Road;

Thence North 81°28'46" West 28.90 feet along said North right-of-way line;

Thence North 85°08'30" West 431.23 feet along said North right-of-way line to the Latitudinal centerline;

Thence South 89°55'33" West 291.27 feet along said latitudinal centerline to the Point of Beginning.

MB Initials

RB

Gunter Property -

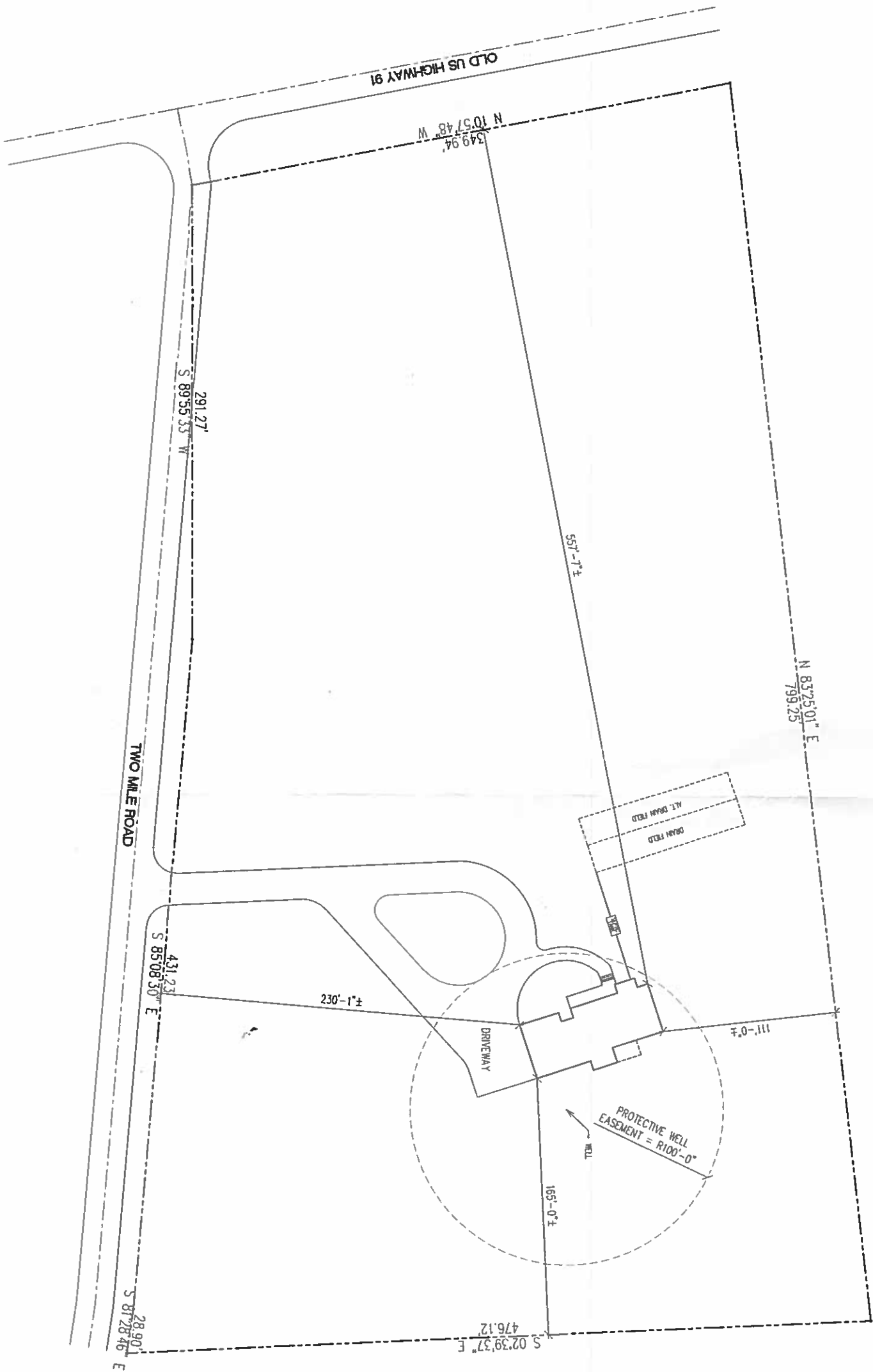
Water Resource Dist 1
525-7161 Scott.

Apply for transfer

file - Change ownership
split water -

Transfer - point of diversion

5 acre of water

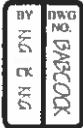


THIS PLOT PLAN IS MADE SOLELY FOR THE PURPOSE OF ASSISTING IN LOCATING THE PREMISES. KG HOME DESIGN, LLC ASSUMES NO LIABILITY FOR ALLEGED LOSS OR DAMAGE WHICH MAY RESULT FROM RELIANCE ON THIS PLAN.

MAIN FLOOR PLAN

LONG LEAGAL
SCALE: 1"=40'

The Babcock Residence



DATE	REV



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

July 21, 2017

Ray Babcock
Mary Babcock
6852 Ivie Farms Dr
Herriman UT 84096

RE: Change of Ownership for Water Rights 29-7381 (Split into 29-7381 & 29-14212)

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: Donald Gunter
Carol Gunter
Water District 29D