

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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?
23-10271 <i>OK</i>	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: Josie Byrd
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Sidney H Eliason Jr Trust
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or
- | | | | |
|-------------------------|------------------------------|-----------|--------------|
| <u>3411 E La Camino</u> | <u>Moab</u> | <u>UT</u> | <u>84532</u> |
| Mailing address | City | State | ZIP |
| <u>801-557-3737</u> | <u>thelizard60@gmail.com</u> | | |
| 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: OCT 6, 2008
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.

8. Signature: *[Signature]* *Excavator* 6/6/17
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 *[Signature]* Date 6-6-2017 Receipt No. E043073 Receipt Amt. 25.07
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 *[Signature]* Processed by *[Signature]* Date 6/14/2017

Robert E. Farnam, Esq.

HOLDEN, KIDWELL, HAHN & CRAPO, P.L.L.C.

P.O. Box 50130

Idaho Falls, Idaho 83405

IDAHO FALLS, BONNEVILLE, IDAHO
2008-10-06 10:39:00 AM No. of Pages: 4
Recorded for: ALLIANCE TITLE - IDAHO FA
RONALD LONGMORE Fee: 12.00
Ex-Officio Recorder Deputy SSolis
Index To: DEED WARRANTY
Electronically Recorded by Simplifile

This area for Recorder's use only.

GRANT DEED

THIS INDENTURE is made this 29th day of September, 2008, by and between James C. Corns, Sr., Successor Trustee of the Paul L. Byrd Marital Deduction Trust, and James N. Hoffman, Personal Representative of the Estate of Josie H. Byrd, of Idaho Falls, County of Bonneville, State of Idaho, the "Grantor", and the Sidney H. Eliason Jr. Trust dated October 12, 1995, whose mailing address is 470 South 1300 East, Salt Lake City, UT 84102, the "Grantee".

WITNESSETH, that the Grantor, for and in consideration of the sum of Ten Dollars (\$10.00) lawful money of the United States of America, and other good and valuable consideration, to the Grantor in hand paid by the Grantee, the receipt whereof is hereby acknowledged, has granted, and by these presents does grant and confirm unto the Grantee, and to Grantee's successors and assigns forever, all of the following described property in the County of Bonneville, State of Idaho, to-wit:

Beginning at the East $\frac{1}{4}$ corner of Section 35, Township 1 North, Range 44 East of the Boise Meridian ; Bonneville County, Idaho; running thence South 00°04'46" East along the Section line 2648.46 feet to the Southeast corner of said Section 35; thence West 337.16 feet to the Northeasterly Right-of-Way line U.S. Highway 26; thence North 35°51'00" West along said Northeasterly Right-of-Way line 3014.49 feet to the TRUE POINT OF BEGINNING; running thence along said Northeasterly Right-of-Way line the following two (2) courses; North 35°51'00" West 133.75 feet to a point of curve with a radius of 2901.64 feet and a chord bearing North 42°24'28" West 662.77 feet; thence to the left along said curve 664.21 feet through a central angle of 13°06'56"; thence North 38°11'00" East 1173.30 feet; thence East 575.65 feet; thence South 00°01'00" East 1518.00 feet; thence South 89°51'00" West 776.10 feet to the POINT OF BEGINNING.

SUBJECT TO:

1. An easement for the purpose shown below and rights incidental thereto as set forth in a document.

Granted to: The United States of America.

Purpose: Electric Transmission Line.

303081885/LAC
Alliance Title & Escrow Corp.
1070 Riverwalk Dr., Ste. 100
P.O. Box 50642
Idaho Falls, ID 83405-0642

PLEASE RETURN TO:

Robert E. Farnam, Esq.

HOLDEN, KIDWELL, HAHN & CRAPO, P.L.L.C.

P.O. Box 50130

Idaho Falls, Idaho 83405

Record Electronically	
ID	1313445
County	Bonneville
Date	10-6-08 Time 10:34am
idppifile.com 200.460.5657	

This area for Recorder's use only.

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SUBJECT TO:

1. An easement for the purpose shown below and rights incidental thereto as set forth in a document.

Granted to: The United States of America.

Purpose: Electric Transmission Line.

303081805/LAC
LACE HILL & ESCROW CORP.
470 KENNETH DR. STE. 100
IDAHO FALLS, ID 83402

Recorded: March 21, 1956.

Book: 15 of Leases and Contracts, Page: 517 of Official Records.

2. Rights, interests or claims which may exist or arise by reason of the following matters disclosed by an inspection or survey: Overlap on the Southwest portion of said property as disclosed by Bonneville County Assessor's Map.

3. Rights, interests or claims which may exist or arise by reason of the following fact(s) shown on a survey plat entitled Record of Survey.

Dated: August 2008.

Prepared by: Mountain River Engineering.

Recorded: September 8, 2008

Instrument No.: 1310912

As Follows: Fence located along the perimeter on West, East and South lines.

ALSO SUBJECT TO all real property taxes and assessments, all existing patent reservations, easements, rights of way, protective covenants and other matters of record, all applicable zoning ordinances, building codes, laws and regulations, and all encroachments, overlaps, boundary line disputes, claims of easements and other matters that would be disclosed by an accurate survey or inspection of the property.

TOGETHER WITH the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and any reversions, remainders, rents, issues and profits therefrom; and all estate, right, title and interest in and to said property, as well in law as in equity, of the Grantor.

TO HAVE AND TO HOLD, the property and the appurtenances unto the Grantee, and to Grantee's successors and assigns forever.

In construing this deed and where the context so requires, the singular includes the plural.

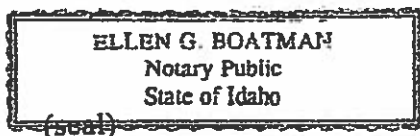
From Byrd Marital Deduction Trust and Byrd Estate to the Sidney H. Eliason Jr. Trust dated October 12, 1995

STATE OF IDAHO)
)SS.

County of Wylke)

On the 24 day of September, 2008, before me, the undersigned, a notary public in and for said State, personally appeared James N. Hoffman, known or identified to me to be the person whose name is subscribed to the within instrument as Personal Representative of the Estate of Josie H. Byrd and acknowledged to me that such Personal Representative executed the same for such estate.

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



Ellen G. Boatman
Notary Public for Idaho
Residing at: Marion, Idaho
My Commission Expires: 04-8-10

G:\WPDATA\REF\14968\Property Sales\35 Acre Piece\Deed.Grant.R1.wpd:jh



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

June 22, 2017

C.L. "BUTCH" OTTER
Governor

Sidney H Eliason Jr Trust
3411 E La Camino
Moab UT 84532

GARY SPACKMAN
Director

RE: Change of Ownership for Water Right No(s). 23-10271

Dear Water Right Holder(s):

The department acknowledges receipt of correspondence changing ownership of the above referenced water right(s) to you. 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 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.

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,

Jonie Barg
Technical Records Specialist

Enclosure(s)

cc: Water District 01