

WD 2918

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

FEB 17 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?
29-2462 D	Yes ☒	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
29-2462D 29-14210	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Doug & Shavna Guthrie / James K Guthrie
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Tearsa Burke and Drew Burke
New owner(s) as listed on the conveyance document Name connector ☒ and ☐ or ☐ and/or
- 7288 W Portneuf Road Pocatello ID 83204
Mailing address City State ZIP
- 503 472-5488 drewcburke@yahoo.com
Telephone Email
- 503 883-3098
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: 2/14/17
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: Tearsa K. Burke Title, if applicable: _____ Date: 2/15/2017
Signature of new owner/claimant
- Signature: Drew C. Burke Title, if applicable: _____ Date: 2/15/2017
Signature of new owner/claimant

SUPPORT DATA

IN FILE #

29-2462D

For IDWR Office Use Only:

Received by JB Date 2/17/2017 Receipt No. E042758 Receipt Amt. \$100. -

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 2/22/2017

February 14, 2017

To: The Department of Water Resources,

Concerning water right/ claim number 29-2462D covering 7.5 acres we would like to split it as follows:
with the Burke land located at 7288 West Portneuf Rd receiving 3.8 acres of water right, and the Guthrie
land located at 7310 West Portneuf Rd receiving 3.7 acres of water right.

We the undersigned all agree to the above split.

Tearsa Burke

Tearsa K. Burke 2/14/17

Drew Burke

Drew C Burke 2/14/17

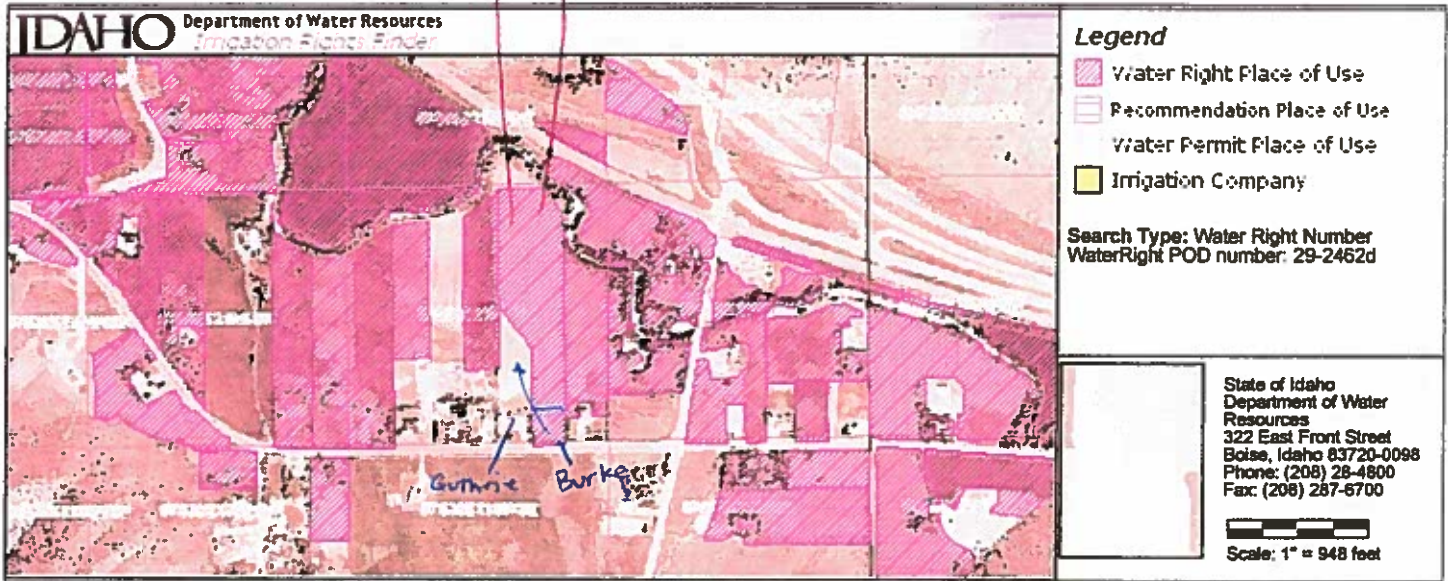
Shauna Guthrie

Shauna Guthrie 2/14/17

Doug Guthrie

Doug Guthrie 2/14/17

3.7 3.8 current split
2.7 4.8 old split



Search Results

Water Right Number	Process	Owner
29-2462D	Permit	DOUGLAS GUTHRIE

Disclaimer: Shapes represent an approximation of the water right extent. Please review each water right of interest either on-line (choose the Details link) or by contacting IDWR (208-287-4800).

Please move 1 acre of water Right to Guthrie's (As shown Above) from Burke's property That is closest to The Road.

Created: 11/3/2016 - Persons using information from this site for official purposes, or other purposes, for which accuracy and completeness are required, are hereby notified that they should first verify the information with the public records or other primary sources from which the information was obtained.

Douglas Guthrie 2/14/17
Dan C. Burke 2/14/17

Douglas Guthrie 2/14/17
Leasa K. Burke 2/14/17

RECEIVED BY THE INAC

T-127

21

T-57

RIVERVIEW RANCHETTES

3.7

Guthrie Burke

3.8

move this portion
to GUTHRIE'S
1.0 acre right

BLOCK 2

R40130

T-166



PioneerTitleCo.
GOING BEYOND

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. 558471 SK/LW

OFFICIAL RECORD BK# 992
BANNOCK COUNTY IDAHO

FEE 13.00 DEPUTY VH
RECORDED AT REQUEST OF

Pioneer Title Pocatello

21507879

2015 Jun 15 PM 04:08:00

Electronically Recorded by Simplifile

WARRANTY DEED

For Value Received

James K. Guthrie Sr. and Carol Ann Guthrie, husband and wife
hereinafter referred to as Grantor, does hereby grant, bargain, sell, warrant and convey unto

Drew C. Burke and Tearsa K. Burke, husband and wife
hereinafter referred to as Grantee, whose current address is

~~SB~~ JKB 1246 Swisher Pocatello, ID 83204

The following described premises, to-wit:

LEGAL DESCRIPTION EXHIBIT "A" ATTACHED

To HAVE AND TO HOLD the said premises, with their appurtenances u
Grantees(s) heirs and assigns forever. And the said Grantor(s) does (do) here
said Grantee(s), the Grantor(s) is/are the owner(s) in fee simple of said prem
free from all encumbrances EXCEPT those to which this conveyance is expre
made, suffered or done by the Grantee(s); and subject to U.S. Patent
dedications, easements, rights of way and agreements, (if any) of record, and
and assessments, includes irrigation and utility assessments, (if any) which a
and that Grantor(s) will warrant and defend the same from all lawful claims w

Dated: June 12, 2015

James K. Guthrie, Sr.

Carol Ann Guthrie

State of IDAHO, County of BANNOCK

On this 12th day of JUNE in the year of 2015, before me, the undersigned, a Notary Public in and for
said State, personally appeared James K. Guthrie Sr. and Carol Ann Guthrie 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
NOTARY PUBLIC of IDAHO
Residing at: POCATELLO, ID
Commission Expires: 03/09/21

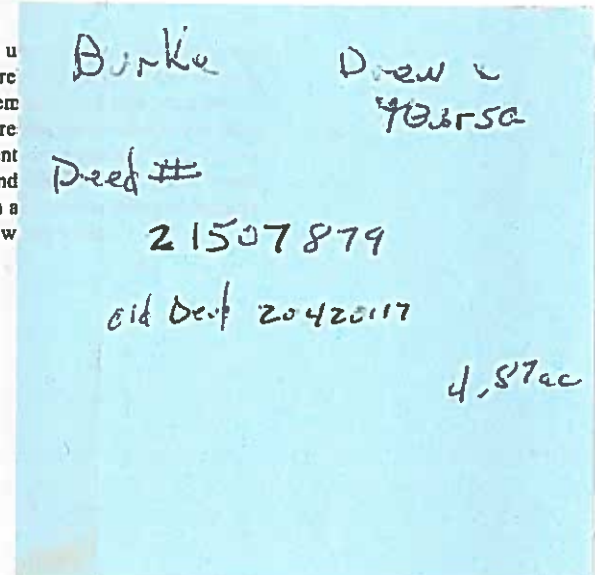
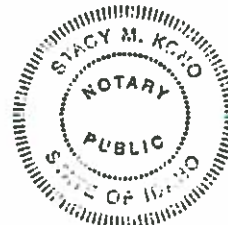


EXHIBIT A

Lot 12R, River View Ranchettes, according to the plat thereof, filed as Instrument No. 611960, records of Bannock County, Idaho.

JS KB
GSS JKB

WARRANTY DEED

20418767

For Value Received **THOMAS J. SUMMERS, JR. and MERNA L. SUMMERS, husband and wife**

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

DOUGLAS B GUTHRIE and SHAUNA O GUTHRIE, HUSBAND AND WIFEwhose address is: **7310 WEST PORTNEUF ROAD, POCATELLO, ID. 83204**

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

LOT 11R, RIVER VIEW RANCHETTES, BANNOCK COUNTY, IDAHO, AS THE SAME APPEARS ON THE OFFICIAL PLAT THEREOF, RECORDED NOVEMBER 3, 1978 AS INSTRUMENT NO. 611960.

Guthrie Douglas B

Deed #

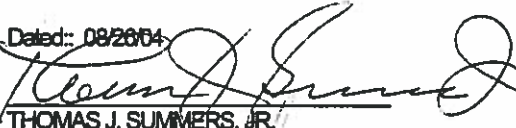
20418767

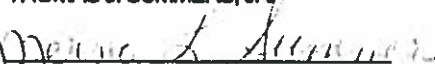
old Deed
960100365, 3¹/₂ ac

SUBJECT TO all easements, right of ways, covenants, restrictions ordinances and use regulations and restrictions of record, and pay 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.

Dated: 08/26/04


 THOMAS J. SUMMERS, JR.


 MERNA L. SUMMERS

STATE OF Idaho

)ss.

COUNTY OF BANNOCK

On this 27th day of August, 2004, before me TERRI J SMALL, personally appeared THOMAS J. SUMMERS, JR. and MERNA L. SUMMERS, known or identified to me (or proved to me on the oath of), to be the person(s) whose name(s) are subscribed to the within instrument, and acknowledged to me that they executed the same.


 Notary Public of Idaho
 Residing at Pocatello, Idaho
 Commission Expires: 04/28/05

20418767

FIRST AMERICAN TITLE

RECORDED AT REQUEST OF

FEE 3 DEPUTY BP

2004 AUG 27 PM 1 44

 OFFICIAL RECORD BK# 854
 LARRY V. CHAN RECORDER
 BANNOCK COUNTY IDAHO

 TERRI J. SMALL
 NOTARY PUBLIC
 STATE OF IDAHO



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

February 22, 2017

Drew Burke
Tearsa Burke
7288 W Portneuf Rd
Pocatello ID 83204

RE: Change of Ownership for Water Rights 29-2462D (Split into 29-2462D & 29-14210)

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: Douglas & Shauna Guthrie
James & Carol Guthrie
Water District 29D