

7/10

RECEIVED

JUL 08 2016

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESDepartment 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?
35-13479	Yes ☒	Split into 35-13479, + 35-14506			
35-13481	Yes ☐	Split into 35-13481, + 35-14507			
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Lee Marshall and Sons, Inc
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Kenny J Marshall and Joan M. Marshall
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or
- 70 North 3145 East Idaho Falls ID 83402
Mailing address City State ZIP
- 208 390 3878 kmarshall8zfish@gmail.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: _____
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.

IN FILE # 35-13479

8. Signature: Kenny J Marshall Title, if applicable: _____ Date: 7-8-16
Signature of new owner/claimant
- Signature: Joan Marshall Title, if applicable: _____ Date: 7-08-16
Signature of new owner/claimant

For IDWR Office Use Only:

Received by: JH Date: 10/8/2016 Receipt No. E042258 Receipt Amt. \$200. -

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: CF Date: 11/5/2017

CORPORATION WARRANTY DEED

THIS INDENTURE, Made this 5th day of August, 1988
between LEE MARSHALL AND SONS, INC.
a corporation duly organized and existing under the laws of the State of Idaho and having its principal
office in Idaho at Rigby, referred to as the Grantor, and,
KENNY J. MARSHALL and JOAN M. MARSHALL, husband and wife
2913 E. 650 N. Rt. 2 Box 102A
of Roberts, State of Idaho, referred to as the Grantee.

WITNESSETH, 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 considerations, Grantor having been duly authorized by resolution of its Board of Directors, by these presents does hereby grant, bargain, sell, convey and confirm unto the Grantee and Grantee's heirs and assigns forever, all the following described real estate situated in the State of Idaho, to wit:

Beginning at a point on the Easterly right of way line of the Union Pacific Railroad, that is N89°38'27"E 581.54 feet along the Section line, and S22°59'44"E 1385.37 feet along said right of way line, from the Northwest Corner of Section 35, Township 4 North, Range 37 East of the Boise Meridian, (said Section line being located from B.L.M. brass cap reference monuments, and said right of way line being 100.00 feet perpendicular from the center line of the main track), and running thence S22°59'44"E 586.13 feet along said right of way line: thence N67°22'54"E 410.03 feet; thence N17°54'15"W 261.17 feet; thence N86°20'59"W 187.69 feet; thence N70°20'46"W 360.90 feet to the point of beginning.
EXCEPTING THEREFROM: the existing County Road right of way along the West side of the above described property, leaving a net area of 3.26 acres, more or less.

SUBJECT TO all existing patent reservations, easements, right of ways, protective and restrictive covenants, zoning ordinances and applicable building codes, laws and regulations.

SO SUBJECT TO a right of way along the West side of the above described property for buried water mainline.

TO HAVE AND TO HOLD the said premises, together with all and singular the tenements, hereditaments, easements and appurtenances thereunto belonging or in anywise appertaining; and the reversions, remainders, rents, issues, and profits thereof; and all Grantor's estate, right, title and interest in and to said premises, in law as well as in equity.

Grantor shall, and by these presents, does hereby warrant and agree to forever defend the Grantee, his successors and assigns, in the quiet and peaceable possession of said premises and from and against all and every person lawfully claiming an interest therein.

In construing this Deed and where the context so requires, the singular includes the plural, and the masculine includes the feminine and neuter.

IN WITNESS WHEREOF, the Grantor hereunto has set its corporate name and seal by its duly authorized officer(s) the day and year first written above.

LEE MARSHALL AND SONS, INC., an Idaho corporation
Corporation Name

by Norman Marshall
President
x Lois Ann B. Marshall

RECORDING DATA

State of Idaho
County of Jefferson

County of _____
On this 54 day of August 19 86
before me the undersigned, a Notary Public in and for said State, per
sonally appeared Norman Marshall and LaDean R.

known as the President & Secretary of the

IN WITNESS WHEREOF, I have hereunto set my hand and af-
 firmed the truth of the abovesaid facts and the date and year first above written.

T. M. Calkins

ECOMMUNION expires: 9/27/92

High Title & Development Company, Inc.

718 North Clark Street
P.O. Box 405

249289
Microfilm No. _____
5 Day aug 19 88
At 2:12 O'Clock P M
TAMRA K. STITT

Jefferson Co. Recorder
Fee \$ 3.00 SR Deputy
Recorded at _____ at _____

PLATED BY
DAVID KINGHORN, AS66859A
BY DS

327761

CORRECTION CORPORATION WARRANTY DEED

THIS INDENTURE, made this ^{11th} ~~October~~ ^{December}, 2003, between Lee Marshall and Sons, Inc., a corporation duly organized and existing under the laws of the State of Idaho and having its principal office at 54 N. 3145 E., Idaho Falls, ID 83402, referred to as the Grantor, and, Kenny J. Marshall and Joan M. Marshall, husband and wife, residing at 70 N. 3145 E., Idaho Falls, ID 83402, referred to as the Grantee.

WITNESSETH:

That 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 considerations, Grantor having been duly authorized by resolution of its Board of Directors, by these presents does hereby grant, bargain, sell, convey and confirm unto the Grantee and Grantee's heirs and assigns forever, all the following described real estate situate in the State of Idaho to wit:

A parcel of land in Section 35, Township 4 North, Range 37 East of the Boise Meridian, Jefferson County, Idaho, more particularly described as follows:

Beginning at a point on the Easterly Right-of-Way line of the Union Pacific Railroad, that is N89°22'31"E 581.54 feet along the section line as described on Record of Survey instrument number 212171 on record in the Office of the Recorder for Jefferson County, Idaho, and S23°15'40"E 1385.37 feet along said Railroad Right-of-Way line from the Northwest corner of said section 35; thence S65°41'50"E 81.66 feet along the boundary line of a deed instrument number 277923 on record in the Office of the Recorder for Jefferson County, Idaho to a ½ inch re-bar and plastic cap marked PLS 9755; thence continuing S65°41'50"E 321.26 feet along the said boundary line of a deed instrument number 277923, to a ½ inch re-bar and plastic cap marked PLS 9755; thence N85°46'30"E 290.65 feet along the said boundary line of a deed instrument number 277923, to a ½ inch re-bar and plastic cap marked PLS 9755; thence S37°09'09"E 588.23 feet along the boundary line of a deed instrument number 279594 on record in the Office of the Recorder for Jefferson County, Idaho, to a ½ inch re-bar and plastic cap marked PLS 827; thence S13°49'36"E 61.07 feet along the said boundary line of deed instrument number 279594, to a ½ inch re-bar and plastic cap marked PLS 9755; thence S71°21'23"W 640.56 feet to a ½ inch re-bar and plastic cap marked PLS 9755; thence continuing S71°21'23"W 42.49 feet to a point on the said Easterly Right-of-Way line of

*Question
Legal*

RECEIVED BY
ASSESSOR

For PLATTING
Date 2-16-03 Time 9:16

Instrument # 327761

RIGBY, JEFFERSON, IDAHO
2003-12-16 09:15:00 No. of Pages: 3
Recorded for : HOLDEN, KIDWELL, HAHN & CRAPO
CHRISTINE BOULTER Fee: 9.00
Ex-Officio Recorder Deputy
Index to: DEED, CORRECTION

UK

the Union Pacific Railroad; thence along said Easterly Right-of-Way line of the Union Pacific Railroad through a simple curve to the left having a radius of 3919.83 feet which bears S68°58'35"W through a Delta angle of 2°14'15" a length of 153.07 feet to the point of tangency; thence N23°15'40"W 165.77 feet along said Railroad Right-of-Way to the most Southerly corner of deed instrument number 249289 on record in the Office of the Recorder for Jefferson County, Idaho; thence N67°06'58"E 50.43 feet along said deed instrument number 249289, to a ½ inch re-bar and plastic cap marked PLS 9755; thence continuing N67°06'58"E 359.60 feet along said deed instrument number 249289, to a ½ inch re-bar and plastic cap marked PLS 9755; thence N18°10'11"W 261.17 feet along said deed instrument number 249289, to a ½ inch re-bar and plastic cap marked PLS 9755; thence N86°36'55"W 187.69 feet along said deed instrument number 249289, to a ½ inch re-bar and plastic cap marked PLS 9755; thence N70°36'42"W 286.27 feet along said deed instrument number 249289, to a ½ inch re-bar and plastic cap marked PLS 9755; thence continuing N70°36'42"W 74.63 feet along said deed instrument number 249289, to a point on the said Easterly Right-of-Way line of the Union Pacific Railroad; thence N23°15'40"W 63.51 feet along said Railroad Right-of-Way to the TRUE POINT OF BEGINNING, and containing 6.51 acres more or less.

Subject to: the existing County Road Right-of-Way along the West side of above described property.

TO HAVE AND TO HOLD the said premises, together with all and singular the tenements, hereditaments, easements and appurtenances thereunto belonging or in anywise appertaining; and the reversions, remainders, rents, issues, and profits thereof; and all Grantor's estate, right title and interest in and to said premises, in law as well as in equity.

Grantor shall, and by these presents does, hereby warrant and agree to forever defend the Grantee, his successors and assigns, in the quiet and peaceable possession of said premises and from and against all and every person lawfully claiming an interest therein.

In construing this Deed and where the context so requires, the singular includes the plural, and the masculine includes the feminine and neuter.

IN WITNESS WHEREOF, the Grantor hereunto has set its corporate name and seal
by its duly authorized officer(s) the day and year first written above.

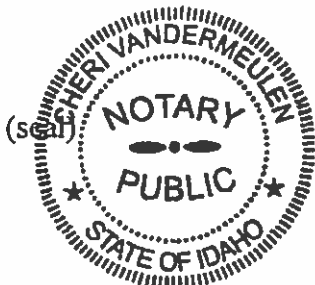
Lee Marshall and Sons, Inc.

Norman Marshall
By: Norman Marshall
Its: President

STATE OF IDAHO)
)ss.
County of Bonneville)

On this 11th day of December, 2003, before me a notary public in and for said State,
personally appeared Norman Marshall known or identified to me (or proved to me on the
oath of Norman Marshall) to be the president of the corporation that executed the instrument
or the person who executed the instrument on behalf of said corporation, and acknowledged
to me that such corporation executed the same.

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



Sheri Vandermeulen
Notary Public for Idaho
Residing at: *4444 N. Fairview*
My commission expires: *7 July 09*

G:\WPDATA\AKWF\11503 MARSHALL, DENNIS\Correction Corp. Warranty Deed.wpd culv

QUITCLAIM DEED

For Value Received

Kenny J. Marshall and Joan M. Marshall, husband and wife

do hereby convey, release, remise and forever quit claim unto

Kenny J. Marshall and Joan M. Marshall, husband and wife

whose current address is

70 N. 3145 E., Idaho Falls, ID 83402

the following described premises, in Jefferson County Idaho, to-wit:

A Parcel of Land Situated in Jefferson County, State of Idaho, Township 4 North, Range 37 East of the Boise Meridian, Section 35; Beginning at the West Quarter (W1/4) Corner of said Section 35; Thence N01°21'07"W (Record = N01°21'13"W) along the West line of said Section 35 for a Distance of 2651.06 Feet to the Northwest Corner of said Section 35; Thence N89°22'31"E (Record = N89°38'27"E) along the North line of said Section 35 for a Distance of 581.54 Feet to the Easterly Right-of-Way line of the Union Pacific Railroad; Thence S23°15'40"E (Record = S22°59'44"E) along said Right-of-Way for a Distance of 1321.86 Feet to the True Point of Beginning.

Thence S65°41'50"E for a Distance of 402.92 Feet to an existing 1/2" Iron Rod with a plastic cap marked PLS 9755; Thence N85°46'30"E for a Distance of 290.65 Feet to an existing 1/2" Iron Rod with a plastic cap marked PLS 9755; Thence S37°09'40"E (Record = S37°09'09"E) for a Distance of 428.10 Feet to a 1/2" Iron Rod with a plastic cap marked PLS 10563; Thence S68°26'34"W for a Distance of 649.76 Feet to the Easterly Right-of-Way line of the Union Pacific Railroad; Thence N23°15'40"W (Record = N22°59'44"W) along said Right-of-Way for a Distance of 788.41 Feet to the True Point of Beginning, Containing 7.38 Acres More or Less.

Subject to: Easements and Right-of-Ways for highways, roads, ditches, canals, power poles, and transmission lines as they exist.

together with their appurtenances.

Dated: Jan 15 2015

Kenny J. Marshall
Kenny J. Marshall

Joan M. Marshall
Joan M. Marshall

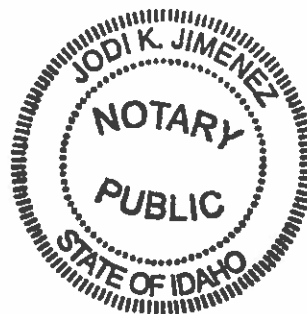
STATE OF IDAHO, COUNTY OF JEFFERSON

On this 15, day of January, 2015, before me, a notary public in and for said State, personally appeared **Kenny J. Marshall & Joan M. Marshall**, known to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

Jodi K. Jimenez
Notary Public for the State of Idaho

Residing at: Bonnerville

Commission Expires: 2/19/19



Microfilm No. 414747
1-15-2015
At 10:00 O'clock A M
COLLEEN C. POOLE
Jefferson Co. Recorder
Fee \$ 10.00 pm Deputy
Recorded at Request of Kenny Marshall



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

January 10, 2017

Kenny J Marshall
Joan M Marshall
70 N 3145 E
Idaho Falls ID 83402

RE: Change of Ownership for Water Rights 35-13479 (Split into 35-13479 & 35-14506) and 35-13481 (Split into 35-13481 & 35-14507)

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: Jared Marshall
Courtney Marshall
Water District 120
Bonneville Jefferson Ground Water District