

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

JUL 26 2016

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?
35-2632 <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: Burgemeister Bros. Partnership
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Lance Funk 3 Lisa Funk
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or
- 2765 Fairgrounds Road American Falls ID 83211
Mailing address City State ZIP
- 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: 7/18/16
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):
 - ☐ \$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]* Title, if applicable _____ Date 7-25-16
Signature of new owner/claimant

Signature: *[Signature]* Title, if applicable _____ Date 7-25-16
Signature of new owner/claimant

For IDWR Office Use Only:

Received by *[Signature]* Date 7/26/2016 Receipt No. E042305 Receipt Amt. \$25 - for this app

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 1/4/2017

RECORDING REQUESTED BY
First American Title Company

AND WHEN RECORDED MAIL TO:
First American Title Company
2240 East Center
Pocatello, ID 83201

Instrument # 188728
POWER COUNTY, IDAHO
2006-02-09 04:18:38 No. of Pages: 3
Recorded for : FIRST AMERICAN TITLE
CHRISTINE STEINLICH Fee: 9.00
Ex-Officio Recorder Deputy *Margaret Schulte*

3-1

Space Above This Line for Recorder's Use Only

WARRANTY DEED

File No.: 137001A (jb)

Date: February 06, 2006

For Value Received, Anthony A. Burgemeister and Juanita E. Burgemeister, husband and wife, as to an undivided 1/3 interest; Kenneth N. Burgemeister and Krisandra Burgemeister, husband and wife, as to an undivided 1/3 interest; and Raymond A. Burgemeister and Ronda Burgemeister, husband and wife, as to an undivided 1/3 interest, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto Lance Donald Funk and Lisa Irigoyen Funk, husband and wife, hereinafter called the Grantee, whose current address is 3853 East Road, American Falls, ID 83211, the following described premises, situated in Power County, Idaho, to-wit:

See Attached Legal Description

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.

3-2

Date: 02/06/2006

Warranty Deed
- continued

File No.: 137001A Q

Anthony A. Burgemeister
Anthony A. Burgemeister

Juanita E. Burgemeister
Juanita E. Burgemeister

Kenneth N. Burgemeister
Kenneth N. Burgemeister

Krisandra Burgemeister
Krisandra Burgemeister

Raymond A. Burgemeister
Raymond A. Burgemeister

Ronda Burgemeister
Ronda Burgemeister

STATE OF Idaho)
SS.
COUNTY OF Bannock)

On this 8 day February, 2006, before me, a Notary Public in and for said State, personally appeared **Anthony A. Burgemeister, Juanita E. Burgemeister, Kenneth N. Burgemeister, Krisandra Burgemeister, Raymond A. Burgemeister and Ronda Burgemeister**, known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged to me that he/she/they executed the same.



Terrie J. Brown
Notary Public for the State of Idaho
Residing at: Tetonia, Idaho
My Commission Expires: 2-27-10

3-3

EXHIBIT 'A'

LEGAL DESCRIPTION:

THE NORTH HALF OF SECTION 16, TOWNSHIP 7 SOUTH, RANGE 29 E.B.M., POWER COUNTY, IDAHO.

EXCEPT:

A PARCEL OF LAND IN THE NE1/4 OF THE NE1/4 OF SECTION 16, TOWNSHIP 7 SOUTH, RANGE 29 E.B.M., POWER COUNTY, IDAHO, MORE PARTICULARLY DESCRIBED AS FOLLOWS, TO-WIT:

BEGINNING AT A POINT 25 FEET SOUTH AND 25 WEST OF THE NORTHEAST CORNER OF SAID SECTION 16; THENCE WEST A DISTANCE OF 260.0 FEET, MORE OR LESS, ALONG THE SOUTHERLY RIGHT OF WAY LINE OF AN EXISTING COUNTY ROAD TO A POINT; THENCE SOUTH A DISTANCE OF 223.38 FEET, MORE OR LESS, TO A POINT; THENCE EAST A DISTANCE OF 260.0 FEET TO A POINT OF INTERSECTION WITH THE WESTERLY RIGHT OF WAY LINE OF AN EXISTING COUNTY ROAD; THENCE NORTH ALONG THE AFORESAID WESTERLY RIGHT OF WAY LINE A DISTANCE OF 223.38 FEET TO A POINT OF BEGINNING.

ALSO EXCEPTING THEREFROM:

A PARCEL OF LAND IN THE NE1/4NE1/4 OF SECTION 16, TOWNSHIP 7 SOUTH, RANGE 29 EAST OF THE BOISE MERIDIAN, POWER COUNTY, IDAHO, DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHEAST CORNER OF SAID SECTION 16 MONUMENTED WITH AN IDAHO TRANSPORTATION DEPARTMENT BRASS CAP IN MONUMENT WELL; THENCE SOUTH 0°01'43" WEST ALONG THE EAST LINE OF SAID SECTION 16 A DISTANCE OF 409.00 FEET; THENCE NORTH 89°55'28" WEST LEAVING SAID EAST LINE 365.00 FEET; THENCE NORTH 0°01'43" EAST TO A POINT ON THE NORTH LINE OF SAID SECTION 16 A DISTANCE OF 409.00 FEET; THENCE SOUTH 89°55'28" EAST ALONG SAID NORTH LINE 365.00 FEET TO THE TRUE POINT OF BEGINNING.