

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

ORIGINAL
RECEIVED

NOV 18 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?
29-12281 <i>04</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: Trevison Development, LLC
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): City of Pocatello, a municipal corporation of Idaho
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or
- | | | | |
|--|--------------------------------|-----------|--------------|
| <u>PO Box 4169 (Attn: Water Dept.)</u> | <u>Pocatello</u> | <u>ID</u> | <u>83205</u> |
| Mailing address | City | State | ZIP |
| <u>208-234-6174</u> | <u>jarmstrong@pocatello.us</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: May 4, 2007

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]* Mayor, City of Pocatello Nov. 16, 2016
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 11/18/2016 Receipt No. E042608 Receipt Amt. \$25.-

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 11/29/2016

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21017783

Water Right Deed

Trevison Development, LLC, a limited liability company registered in the State of Idaho, mailing address 460 East Oak Street, Pocatello, ID 83201, Grantor and owner of Water Right 29-12281, and as adjudicated in the Snake River Basin Adjudication Case No. 39576, and owner of record of the place of diversion and use for said Water Right, in consideration of the sum of Ten Thousand Dollars (\$10,000.00), receipt of which is acknowledged, hereby grants and conveys to the City of Pocatello, a municipal corporation of Idaho, hereinafter referred to as Grantee, the complete Water Rights described above and as further delineated in the Partial Decree identified as Exhibit "1" attached hereto and incorporated herein.

In witness whereof, Grantor has executed this Instrument at Pocatello, Idaho, on this 4th day of May, 2007.

GRANTOR
Trevison Development, LLC

By: Donald Zebe
Donald Zebe, Member

By: Steven Vigliaturo
Steven Vigliaturo, Member

GRANTEE
CITY OF POCATELLO

By: Roger Chase
Roger Chase, Mayor

ATTEST:

Rhonda L. Johnson
RHONDA JOHNSON, City Clerk

Approved May 3, 2007 Council Mtg.

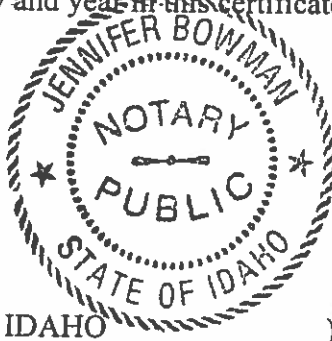
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STATE OF IDAHO)
: ss
County of Bannock)

21017763

On this 11 day of May, 2007, before me, the undersigned, a Notary Public in and for the State, personally appeared Donald Zebe and Steven Vigliaturo, known or proven to me to be the managers of Trevision Development, LLC, the GRANTOR that executed the foregoing instrument, and acknowledged to me that such GRANTOR 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.



Jennifer Bowman
NOTARY PUBLIC FOR IDAHO

Residing in Pocatello, Idaho

My commission expires: 4-9-2013

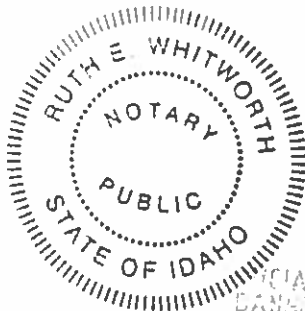
STATE OF IDAHO)

ss:

County of Bannock)

On this 4th day of May, 2007, before me, the undersigned, a Notary Public in and for the State, personally appeared Roger Chase and Rhonda L. Johnson, known to me to be the Mayor and City Clerk, respectively, of the City of Pocatello, and acknowledged to me that they executed the foregoing instrument for and on behalf of said municipal corporation and that said municipal corporation executed the same.

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



Ruth E. Whitworth
NOTARY PUBLIC FOR IDAHO

Residing in Pocatello, Idaho

My commission expires: 4/16/2013

OFFICIAL RECORD BKE 936
BANNOCK COUNTY IDAHO

RECORDED AT REQUEST OF
FILE-0-DEPUTY M
CITY OF POCATELLO

21017763

2010 OCT 21 P 1:46

21017763

In Re SRBA) PARTIAL DECREE PURSUANT TO
) I.R.C.P. 54(b) FOR
Case No. 39576)
)
) Water Right 29-12281

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Mar-17-2004

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21017763

10/04/2005

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report 29-12281

WATER RIGHT NUMBER: 29-12281

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	TREVISION DEVELOPMENT LLC 460 E OAK POCATELLO, ID 83201 (208)403-1973

Priority Date: 12/31/1937

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
DOMESTIC	01/01 to 12/31	0.300 CFS	48.00 AF
	<u>Total Diversion:</u>	0.300 CFS	48.00 AF

Location of Point(s) of Diversion

GROUND WATER	NW1/4SE1/4SE1/4	Sec. 10, Twp 06S, Rge 34E, B.M.
BANNOCK County		
GROUND WATER	NW1/4SE1/4SE1/4	Sec. 10, Twp 06S, Rge 34E, B.M.
BANNOCK County		

Place of Use

DOMESTIC

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
06S	34E	10													X	X	X	X	

Conditions of Approval:

1. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

Dates and Other Information:

Decreed Date: 3/22/2004

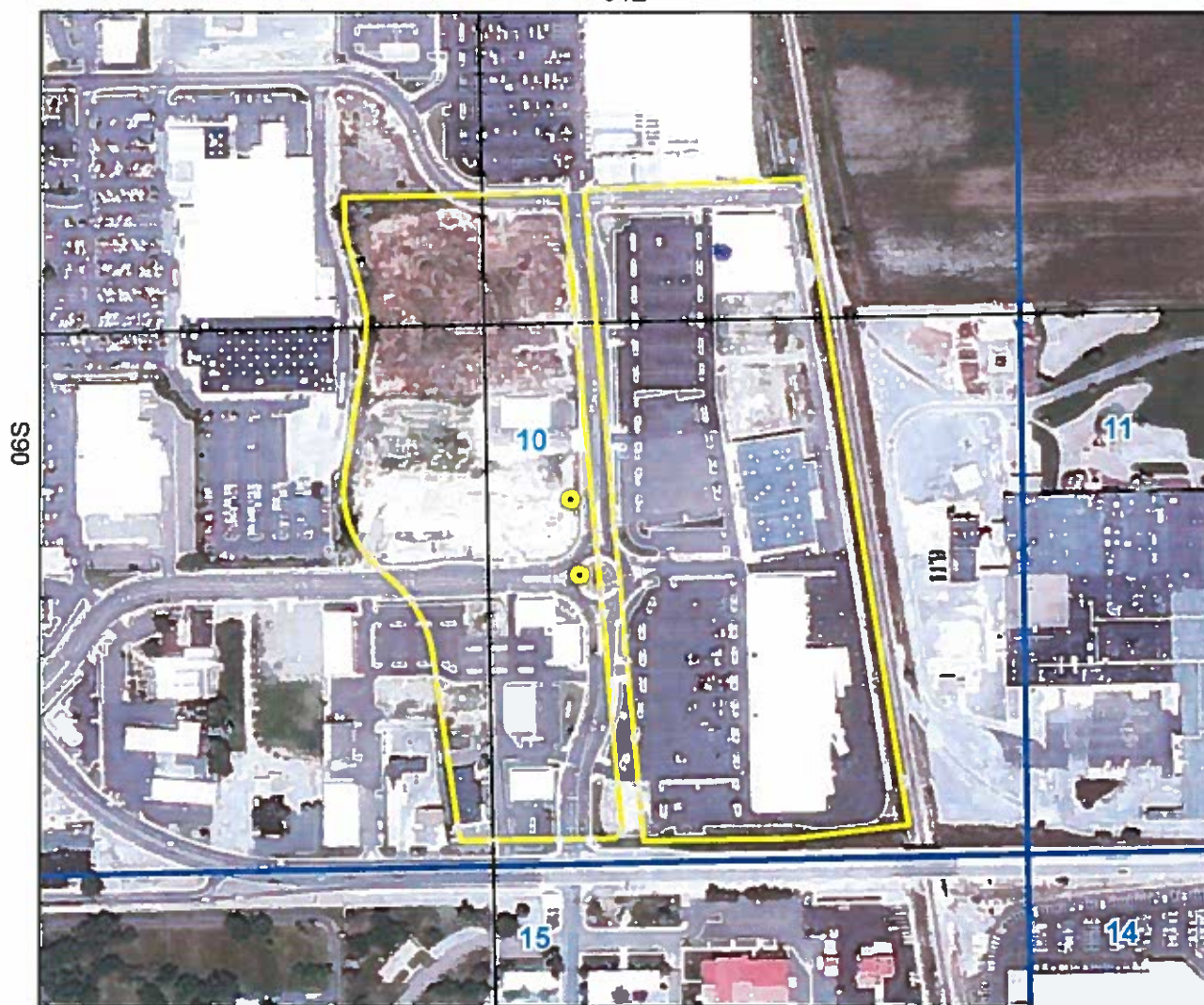
State of Idaho
Department of Water Resources

Water Right
29-12281

DOMESTIC

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.

34E



-  Point of Diversion
-  Place Of Use Boundary
-  Townships
-  PLS Sections
-  Quarter Quarters

0 0.05 0.1 0.2 Miles





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

December 2, 2016

C.L. "BUTCH" OTTER
Governor

City of Pocatello
PO Box 4169
Pocatello ID 83205

GARY SPACKMAN
Director

RE: Change of Ownership for Water Right No(s). 29-12281

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 29D