

RECEIVED

OCT 25 2016

DEPT OF WATER RESOURCES
SOUTHERN REGION

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?
47-4136	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: Elyjah & Stormy Tyree

Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): Yovani Gonzalez Becerra

New owner(s) as listed on the conveyance document

Name connector

☐ and

☐ or

☐ and/or

4297 N 1325 E

Buhl

ID

83316

Mailing address

City

State

ZIP

10/25/2016 208-410-0348

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](#).

8. Signature: _____

Yovani Gonzalez Becerra

Signature of new owner/claimant

Title, if applicable

10/25/2016

Date

Signature: _____

Signature of new owner/claimant

Title, if applicable

Date

For IDWR Office Use Only:

Received by DM

Date 10/24/2016

Receipt No. 5035778

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 _____

Processed by _____

Date _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

OCT 24 2016

DEPT OF WATER RESOURCES
SOUTHERN REGION

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1

Name of Applicant(s) Yovani Gonzalez Becerra Phone 208-410-0348
Mailing address _____ Email _____

- ☐ If applicant is not an individual and not registered to do business in the State of Idaho, attach documentation identifying officers authorized to sign or act on behalf of the applicant. Label it **Attachment #1**.
- ☐ Attach water right ownership documentation if Department records do not show the transfer applicant as the current water right owner. Label it **Attachment #2a**.
- ☐ If the ownership of the water right will change as a result of the proposed transfer to a new place of use, attach documentation showing land and water right ownership at the new place of use. Include documentation for all affected land and owner(s). Label it **Attachment #2b**.
- ☐ Attach documentation of authority to make the proposed change if the applicant is not the water right owner. Label it **Attachment #3**.

Provide contact information below if a consultant, attorney, or any other person is representing the applicant in this transfer process.

☐ No Representative

Name of Representative Title One Phone 208-878-3524
Mailing address PO Box 177, Bowley, ID Email dalonzo@htecorp.com (corp!)

- ☐ Send all correspondence for this application to the representative and not to the applicant.
OR
- ☒ Send original correspondence to the applicant and copies to the representative.
- ☐ The representative may submit information for the applicant but is not authorized to sign for the applicant.
OR
- ☐ The representative is authorized to sign for the applicant. Attach a Power of Attorney or other documentation providing authority to sign for the applicant and label it **Attachment #4**.

I hereby assert that no one will be injured by the proposed changes and that the proposed changes do not constitute an enlargement in use of the original right(s). The information contained in this application is true to the best of my knowledge. I understand that any willful misrepresentations made in this application may result in rejection of the application or cancellation of an approval.

[Signature] Yovani Gonzalez Becerra 10-14-16
Signature of Applicant or Authorized Representative Print Name and Title if applicable Date

Signature of Applicant or Authorized Representative Print Name and Title if applicable Date

A. PURPOSE OF TRANSFER

1. ☐ Change point of diversion ☐ Add diversion point(s) ☐ Change place of use
☐ Change nature of use ☐ Change period of use ☒ Other new ownership
2. Describe your proposal in narrative form, including a detailed description of non-irrigation uses to justify amounts transferred (i.e. number of stock, etc.), and provide additional explanation of any other items on the application. Attach additional pages if necessary and label it **Part 1A.2**.



TWIN FALLS COUNTY
RECORDED FOR:
TITLEONE - TWIN FALLS
03:18:08 PM 10-17-2016
2016018265
NO. PAGES 2 FEE: \$13.00
KRISTINA GLASCOCK
COUNTY CLERK
DEPUTY: BH
Electronically Recorded by Simplifile

Order Number: 16277749

Warranty Deed

For value received,

Elyjah J. Tyree and Stormy M. Tyree, husband and wife

the grantor, does hereby grant, bargain, sell, and convey unto

Yovani Gonzalez Becerra, an unmarried man

whose current address is 4297 North 1325 East Buhl, ID 83316

the grantee, the following described premises, in Twin Falls County, Idaho, to wit:

TOWNSHIP 9 SOUTH, RANGE 14 EAST OF THE BOISE MERIDIAN, TWIN FALLS COUNTY, IDAHO

SECTION 27: A TRACT OF LAND LOCATED IN THE S $\frac{1}{2}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$ AND THE SE $\frac{1}{4}$ NE $\frac{1}{4}$, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHWEST CORNER OF SAID S $\frac{1}{2}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$;
THENCE SOUTH 00°06'41" EAST ALONG THE WEST LINE OF SAID S $\frac{1}{2}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$ AND THE SE $\frac{1}{4}$ NE $\frac{1}{4}$ A
DISTANCE OF 834.63 FEET TO THE TRUE POINT OF BEGINNING;
THENCE CONTINUING SOUTH 00°06'41" EAST ALONG SAID WEST LINE FOR 152.31 FEET TO A POINT 2
FEET SOUTHWEST OF AND ABOVE THE UPPER BANK OF A DITCH;
THENCE PARALLEL TO A 2 FEET SOUTHWEST OF THE UPPER BANK OF SAID DITCH SOUTHWEST OF THE
UPPER BANK OF SAID DITCH SOUTH 30°10'47" EAST FOR 156.73 FEET;
THENCE NORTH 63°22'14" EAST 1135.95 FEET TO THE CENTERLINE OF AN EXISTING COUNTY ROAD;
THENCE ALONG THE CENTERLINE OF SAID COUNTY ROAD FOR THE FOLLOWING THREE COURSES AND
DISTANCES:
NORTH 40°18'09" WEST 28.21 FEET;
NORTH 46°46'55" WEST 57.67 FEET;
NORTH 44°23'40" WEST 14.12 FEET;
THENCE SOUTH 74°03'59" WEST 1065.31 FEET TO THE TRUE POINT OF BEGINNING.

AND

TOWNSHIP 9 SOUTH, RANGE 14 EAST, BOISE MERIDIAN, TWIN FALLS COUNTY, IDAHO

SECTION 27: A PARCEL OF LAND IN THE E $\frac{1}{2}$ NE $\frac{1}{4}$, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHWEST CORNER OF THE S $\frac{1}{2}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$ OF SAID SECTION 27; THENCE SOUTH 00°06'41" EAST A DISTANCE OF 986.94 FEET ALONG THE WESTERLY BOUNDARY OF THE E $\frac{1}{2}$ NE $\frac{1}{4}$ OF SAID SECTION 27 TO A POINT 2.00 FEET SOUTHWESTERLY OF AND ABOVE THE UPPER BANK OF A DITCH; THENCE SOUTH 30°10'47" EAST A DISTANCE 156.73 FEET PARALLEL WITH AND 2.00 FEET SOUTHWESTERLY OF THE UPPER BANK OF SAID DITCH; THENCE NORTH 63°22'14" EAST A DISTANCE OF 810.02 FEET TO THE REAL POINT OF BEGINNING; THENCE FROM THE REAL POINT OF BEGINNING CONTINUING NORTH 63°22'14" EAST A DISTANCE OF 325.93 FEET TO A POINT ON THE CENTERLINE OF AN EXISTING COUNTY ROAD; THENCE ALONG THE CENTERLINE OF SAID COUNTY ROAD SOUTH 40°18'19" EAST A DISTANCE OF 30.00 FEET; THENCE SOUTH 59°56'04" WEST A DISTANCE OF 165.00 FEET; THENCE SOUTH 76°25'43" WEST A DISTANCE OF 172.79 FEET TO THE REAL POINT OF BEGINNING.

To have and to hold the said premises, with their appurtenances unto the said Grantee, its heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that Grantor is the owner in fee simple of said premises; that they are free from all encumbrances except those to which this conveyance is expressly made subject and those made, suffered or done by the Grantee; and subject to all existing patent reservations, easements, right(s) of way, protective covenants, zoning ordinances, and applicable building codes, laws and regulations, general taxes and assessments, including irrigation and utility assessments (if any) for the current year, which are not due and payable, and that Grantor will warrant and defend the same from all lawful claims whatsoever. Whenever the context so requires, the singular number includes the plural.

Dated: October 14th, 2016

Elyah J. Tyree
Elyah J. Tyree

Stormy M. Tyree
Stormy M. Tyree

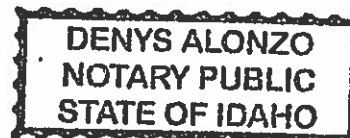
State of Idaho, County of Twin Falls, ss.

On this 14th day of October in the year of 2016, before me, the undersigned, a Notary Public in and for said State, personally appeared Elyah J. Tyree and Stormy M. Tyree, 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.

Denys Alonzo
Notary Public

Residing In: Robert, ID

My Commission Expires: 06/08/2021
(seal)





TitleOne
a title & escrow co.

Land Title and Escrow, Inc. dba TitleOne: Twin Falls
Authorized Agent for:
Westcor Land Title Insurance Company

SCHEDULE A

2nd Revision 10/12/16
Updated Effective Date

1. Effective Date: October 5, 2016 at 07:30 AM

2. Policy or Policies to be issued:

X ALTA Owners Policy (6/17/06)	<i>Standard Coverage</i>	Policy Amount:	\$215,000.00
Proposed Insured:		Premium:	\$716.00
Yovani Gonzalez Becerra			
Endorsements: None Requested		Charge:	\$0.00
Credit Applied to Owners Policy: \$234.00			
X ALTA Loan Policy (6/17/06)	<i>Extended Coverage</i>	Policy Amount:	\$211,105.00
Proposed Insured:		Premium:	\$358.00
Axia Financial LLC, its successors and/or assigns as their respective interests may appear			
Endorsements: 9-06/22-06/8.1-06 \$50.00		Charge:	\$50.00

3. The estate or interest in the land described or referred to in this Commitment and covered herein is:
Fee Simple

4. Title to the estate or interest in said land is at the effective date hereof vested in:
Elyjah J. Tyree and Stormy M. Tyree, husband and wife

5. The land referred to in this Commitment is described as follows:
See Attached Schedule C

Land Title and Escrow, Inc. dba TitleOne: Twin Falls
By:

Karen Knapp

Karen Knapp, Authorized Signatory

SCHEDULE B-I
Requirements

The following are to be complied with:

1. The Company will require delivery of and approval by the Company of an Indemnity and Affidavit as to Debts, Liens and Possession, prior to the issuance of the policy.
2. Necessary conveyance to the proposed insured.
3. Deed of Trust or Mortgage securing the loan.

NOTE: If a Deed of Trust is contemplated as a part of this transaction, the correct name to be entered as the Trustee is "TITLEONE CORPORATION"

4. Disclosure of the spouse of Yovani Gonzalez Becerra, if any. The Company herein reserves the right to make additional requirements and/or exceptions upon disclosure of same.

5. **NOTE:** The Company has conducted a judgment and lien search of the public records, as of the effective date shown on Schedule A, against the vested owner and/or the proposed insured owner/borrower. The Company has found no such items other than those shown on Schedule B, if any.

6. **Note:** In the event this transaction fails to close, or this commitment is cancelled, a cancellation fee will be charged to comply with the State of Idaho Department of Insurance regulations.

7. **NOTE:** According to the available records, the purported address of said land is:

4297 North 1325 East, Buhl, ID 83316

8. **NOTE:** The only deed(s) affecting said land, which recorded within 24 months of the date of this report, or the last recorded vesting deed, is (are) as follows:

Document: Warranty Deed

Grantor: Peggy Armstrong, an unmarried woman

Grantee: Elyjah J. Tyree and Stormy M. Tyree, husband and wife

Recorded: July 1, 2016

Instrument No.: 2016-011092

9. The policy requested in the Application for Title Insurance is the ALTA Homeowner's Policy of Title - One-to-Four Family Residence (10-22-03 or 1-1-08). Said policy is not available for this property and the ALTA Owner's Policy identified in Schedule "A" hereof will be issued instead. Please contact your Title Officer if there are any questions.

SCHEDULE B-II
Exceptions From Coverage

Note: The Policy (or Policies) may contain a clause permitting arbitration of claims at the request of either the Insured or the Company. Upon request the Company will provide a copy of this clause and the accompanying arbitration rules prior to the closing of the transaction.

Any policy we issue will have the following Exceptions unless they are taken care of to our satisfaction. If the Company's requirements are satisfied, Exceptions 1 through 6 will be removed on Enhanced/Extended coverage policies.

Exceptions:

1. Rights or claims of parties in possession not shown by the public records.
2. Any encroachment, encumbrance, violation, variation, or adverse circumstance affecting the Title that would be disclosed by an accurate and complete land survey of the Land, and that is not shown by the Public Records.
3. Easements, or claims of easements, not shown by the public records.
4. Any lien, or right to a lien, for services, labor, or materials heretofore or hereafter furnished, imposed by law and not shown by the public records.
5. (a) Unpatented mining claims; (b) reservations or exceptions in patents or in Acts authorizing the issuance thereof; (c) water rights, claims to title to water, whether or not the matters excepted under (a), (b), or (c) are shown by the public records.
6. Taxes or special assessments which are not shown as existing liens by the records of any taxing authority that levies taxes or assessments on real property or by the public records. Proceedings by a public agency which may result in taxes or assessments, or notices to such proceedings whether or not shown by the records of such agency, or by the public records.
7. Taxes, including any assessments collected therewith, for the year 2016 which are a lien not yet due and payable

NOTE: Taxes for the year 2015 are paid in full.

Parcel Number: RP09S14E271805A

Original Amount: \$2,585.08
without homeowners exemption

8. Liens, levies and assessment of any and all irrigation districts, including but not limited to the Twin Falls Canal Company and the rights, powers, and easements of said district as provided by law.
9. Right of way for ditches, tunnels, telephone, and distribution lines constructed by authority of the United States, as granted to the United States under the provisions of Section 58-604 Idaho Code.
10. Reservations as contained in Deed.
Recorded: January 19, 1928
Instrument No.: 203982
11. Right of the public in and to that portion of the premises lying within the right-of-way of Carter Pack Road.
12. A 20 foot wide county road right of way along the described parcel.
13. An easement for the purpose shown below and rights incidental thereto as set forth in a document.
Granted to: Idaho Power Company
Purpose: Public Utilities
Recorded: November 3, 1978
Instrument No.: 747253

14. All matters, and any rights, easements, interests or claims as disclosed by survey recorded January 20, 2010 as Instrument No. 2010-001228.

15. A Deed of Trust to secure an indebtedness in the amount shown below and any other obligations secured thereby:

Amount: \$209,500.00

Trustor/Grantor: Elyjah J. Tyree and Stormy M. Tyree, husband and wife

Trustee: First American Title Company

Beneficiary: Farmers Bank

Dated: July 1, 2016

Recorded: July 1, 2016

Instrument No.: 2016-011093

(Affects this and additional property)

(End of Exceptions)

SCHEDULE C

Legal Description:

TOWNSHIP 9 SOUTH, RANGE 14 EAST OF THE BOISE MERIDIAN, TWIN FALLS COUNTY, IDAHO

SECTION 27: A TRACT OF LAND LOCATED IN THE S½ NE¼NE¼ AND THE SE¼NE¼, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

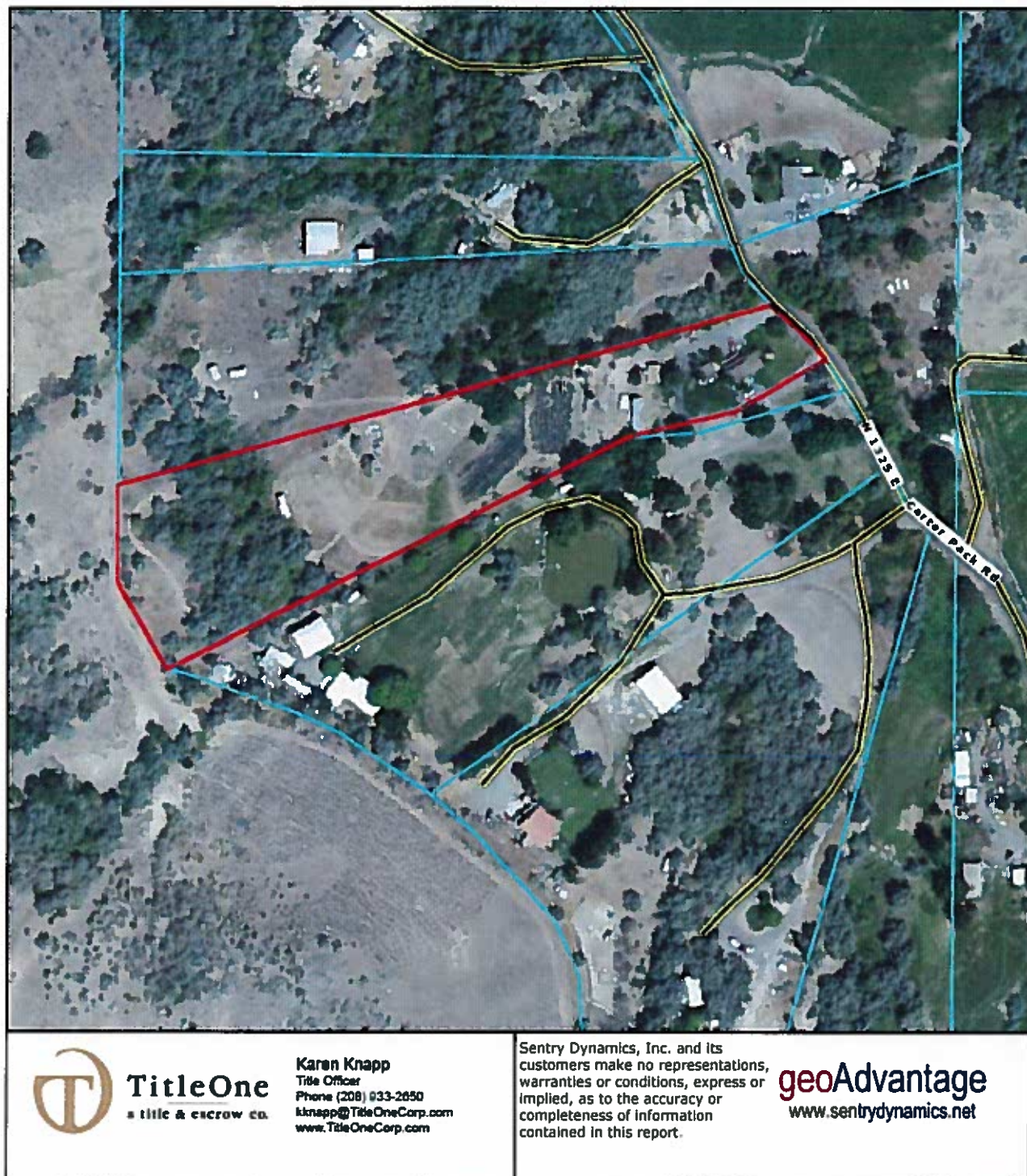
**BEGINNING AT THE NORTHWEST CORNER OF SAID S½ NE¼NE¼;
THENCE SOUTH 00°06'41" EAST ALONG THE WEST LINE OF SAID S½ NE¼NE¼ AND THE SE¼NE¼ A DISTANCE OF 834.63 FEET TO THE TRUE POINT OF BEGINNING;
THENCE CONTINUING SOUTH 00°06'41" EAST ALONG SAID WEST LINE FOR 152.31 FEET TO A POINT 2 FEET SOUTHWEST OF AND ABOVE THE UPPER BANK OF A DITCH;
THENCE PARALLEL TO A 2 FEET SOUTHWEST OF THE UPPER BANK OF SAID DITCH SOUTHWEST OF THE UPPER BANK OF SAID DITCH SOUTH 30°10'47" EAST FOR 156.73 FEET;
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NORTH 44°23'40" WEST 14.12 FEET;
THENCE SOUTH 74°03'59" WEST 1065.31 FEET TO THE TRUE POINT OF BEGINNING.**

AND

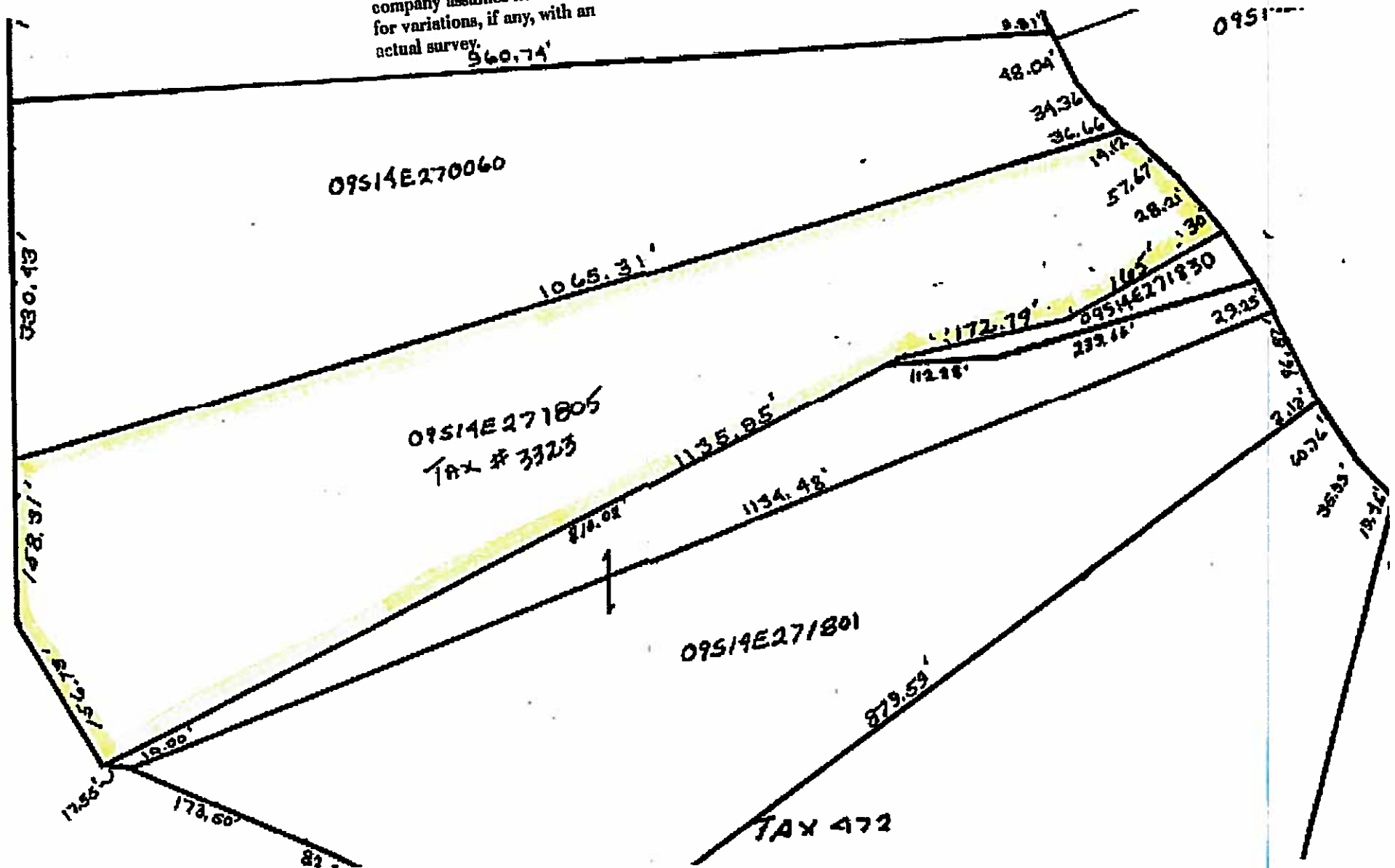
TOWNSHIP 9 SOUTH, RANGE 14 EAST, BOISE MERIDIAN, TWIN FALLS COUNTY, IDAHO

SECTION 27: A PARCEL OF LAND IN THE E¼NE¼, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

**COMMENCING AT THE NORTHWEST CORNER OF THE S½NE¼NE¼ OF SAID SECTION 27; THENCE SOUTH 00°06'41" EAST A DISTANCE OF 986.94 FEET ALONG THE WESTERLY BOUNDARY OF THE E¼NE¼ OF SAID SECTION 27 TO A POINT 2.00 FEET SOUTHWESTERLY OF AND ABOVE THE UPPER BANK OF A DITCH;
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THENCE SOUTH 59°56'04" WEST A DISTANCE OF 165.00 FEET;
THENCE SOUTH 76°25'43" WEST A DISTANCE OF 172.79 FEET TO THE REAL POINT OF BEGINNING.**



This plat is made solely for
the purpose of assisting in
locating the land, and the
company assumes no liability
for variations, if any, with an
actual survey.





State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region • 650 Addison Ave W, Suite 500 • Twin Falls, Idaho 83301-5858

Phone: (208) 736-3033 • Fax: (208) 736-3037 • Website: www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

October 28, 2016

YOVANI G BECERRA
4297 N 1325 E
BUHL ID 83316

RE: Change of Ownership for Water Right Nos. 47-4136

Dear Water Right Holder(s):

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

A handwritten signature in cursive script, appearing to read 'Trish Fawcett'.

Trish Fawcett
Technical Records Specialist

Enclosure(s)

Cc: TitleOne (16277749)