

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED
JUN 30 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.

Water Right/Claim No.	Split?	Water Right/Claim No.	Split?	Water Right/Claim No.	Split?
29-13969 <i>OK</i>	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐

2. Previous Owner's Name: DENNIS PAULSON then to RANDY LEWIS
Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): CHERRY CREEK TREES, LLC / JANET BARNES
Name of each new owner as listed on the conveyance document

New owner continued Name connector ☐ and ☐ or ☐ and/or
18057 S. MARSH VALLEY ROAD
Mailing address
DOWNEY ID 83234
City State ZIP
208-220-0891 cherrycreektrees@yahoo.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: 06-27-2016

6. 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.

7. Signature: Cherry Creek Trees LLC CHERRY CREEK TREES, LLC 06-27-2016
Signature of new owner/claimant Title, if applicable Date

Signature: Janet Barnes JANET BARNES, OWNER 06-27-2016
Signature of new owner/claimant Title, if applicable Date

For IDWR Office Use Only:

Received by JB Date 6/30/2016 Receipt No. EN42237 Receipt Amt. \$25 -
Approved by JB Processed by JB Date 7/11/2016

Alliance Title - Pocatello Office

21513014

2015 Sep 14 PM 03:08:00

Electronically Recorded by Simplifile

WARRANTY DEED

Alliance Title & Escrow Corp. Order No.:285181

FOR VALUE RECEIVED

Gary R. Paulson and Kim D. Paulson, husband and wife

the grantor(s), do(es) hereby grant, bargain, sell and convey unto

Randy N. Lewis and Alice Lewis, husband and wife

whose current address is

**772 Bryan Road
Pocatello, ID 83201**

the grantee(s), the following described premises, in Bannock County, Idaho, TO WIT:

**A Parcel lying in the Northwest ¼ of Section 20, Township 12 South, Range 37 East
Boise Meridian, Bannock County, Idaho, described as:**

**Beginning at the Northwest corner of said Section 20 and running
thence South 9° East 1900 feet to a point on an existing fence line;
thence continuing along said fence line South 53° East 42 feet to an angle point;
thence continuing along said fence line North 80° East 1207 feet, more or less, to a
point;
thence North 17° West 1769 feet, more or less, to a point on the North Section line of
said Section 20 that is East 1003 feet from the Northwest corner of said Section 20;
thence West 1003 feet to the Point of Beginning.**

**TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said
Grantee, heirs and assigns forever. And the said Grantor does hereby covenant to and with the
said Grantee(s), that (s)he is/are the owner(s) in fee simple of said premises; that they are free
from all encumbrances Except: Current Year Taxes, conditions, covenants, restrictions,
reservations, easements, rights and rights of way, apparent or of record.**

And that (s)he will warrant and defend the same from all lawful claims whatsoever.

Dated: September 14, 2015



Gary R. Paulson


Kim D. Paulson

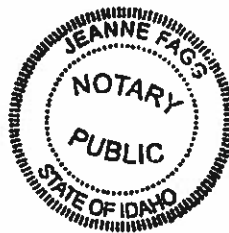
State of Idaho) ss
County of Teton}

On this 14th day of September, 2015, before me, the undersigned, a Notary Public in and for said state, personally appeared Gary R. Paulson and Kim D. Paulson, 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 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.



Notary Public for the State of Idaho
Residing at _____
Commission Expires: _____
Victor, ID.
March 21, 2019



Victor, ID.
March 21, 2019

WARRANTY DEED

Alliance Title & Escrow Corp. Order No.:317467

FOR VALUE RECEIVED

Randy N. Lewis and Alice Lewis husband and wife

the grantor(s), do(es) hereby grant, bargain, sell and convey unto

Cherry Creek Trees, LLC

whose current address is

**18057 S Marsh Valley Road
Downey, ID 83234**



the grantee(s), the following described premises, in Bannock County, Idaho, TO WIT:

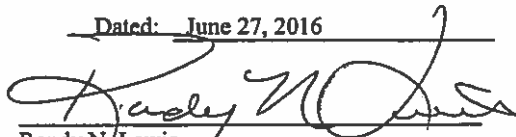
A parcel lying in the Northwest ¼ of Section 20, Township 12 South, Range 37 East Boise Meridian, Bannock County, Idaho, described as:

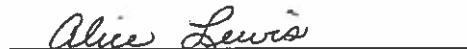
**BEGINNING at the Northwest corner of said Section 20 and running
Thence South 9° East 1900 feet to a point on an existing fence line;
Thence continuing along said fence line South 53° East 42 feet to an angle point;
Thence continuing along said fence line North 80° East 1207 feet, more or less, to a point;
Thence North 17° West 1769 feet, more or less, to a point on the North Section line of said Section 20 that is East 1003 feet from the Northwest corner of said Section 20;
Thence West 1003 feet to the Point of Beginning.**

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee(s), that (s)he is/are the owner(s) in fee simple of said premises; that they are free from all encumbrances Except: Current Year Taxes, conditions, covenants, restrictions, reservations, easements, rights and rights of way, apparent or of record.

And that (s)he will warrant and defend the same from all lawful claims whatsoever.

Dated: June 27, 2016


Randy N. Lewis


Alice Lewis

State of Idaho } ss
County of Bannock }

On this 27th day of June, 2016, before me, B. S. Cook, a Notary Public in and for said state, personally appeared Randy N. Lewis and Alice Lewis, 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 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.


B. S. Cook
Notary Public for the State of Idaho
Residing at: Pocatello, ID
Commission Expires: 04-21-21



Close

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

6/28/2016

WATER RIGHT NO. 29-13969

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	DENNIS PAULSON
Current Owner	GARY PAULSON
Current Owner	NINA PAULSON
	1425 THREE FOUNTAINS DR
	IDAHO FALLS, ID 83404
	(208)525-2628
Original Owner	JAN B EVANS
Original Owner	SHERAL A EVANS
	3000 CASSIA
	BOISE, ID 83705
	(208)336-4179

Priority Date: 11/13/1888

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
CHERRY CREEK	MARSH CREEK

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	10/31	0.57 CFS	
STOCKWATER	01/01	12/31	0.02 CFS	
Total Diversion			0.57 CFS	

Location of Point(s) of Diversion:

CHERRY CREEK|SEWNNE|Sec. 32|Township 12S|Range 37E|BANNOCK County

IRRIGATION Use:

Acre Limit: 25.6

Place(s) of use:

Place of Use Legal Description: IRRIGATION BANNOCK County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
12S	37E	20		NWNW	22		SWNW	9.5						

Place of Use Legal Description: STOCKWATER same as IRRIGATION

Total Acres: 31.5

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.
2. K06 This right is limited to the irrigation of 25.6 acres within the place of use described above in a single irrigation season.

Dates:

Licensed Date:

Decreed Date: 08/20/2004

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date:

Protest Deadline Date:

Number of Protests: 0

Other Information:

State or Federal: S

Owner Name Connector: And
Water District Number:
Generic Max Rate per Acre:
Generic Max Volume per Acre:
Civil Case Number:
Old Case Number:
Decree Plaintiff:
Decree Defendant:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Cary Act Number:
Mitigation Plan: False

Close



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

July 12, 2016

Cherry Creek Trees LLC
18057 S Marsh Valley Rd
Downey ID 83234

RE: Change of Ownership for Water Right No(s). 29-13969

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 29G