

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

MAR 21 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?
34-428D <i>OK</i>	Yes ☐	Yes ☐		Yes ☐	Yes ☐
34-894C <i>OK</i>	Yes ☐	Yes ☐		Yes ☐	Yes ☐
34-2447C <i>OK</i>	Yes ☐	Yes ☐		Yes ☐	Yes ☐
34-10930C <i>OK</i>	Yes ☐	Yes ☐		Yes ☐	Yes ☐
34-320B <i>OK</i>	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Cheryl Mort
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Damon J. Burk and Adelaide R. Burk
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or
- 20 W 4th N St. Anthony ID 83445
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: 2015

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.

SUPPORT DATA

IN FILE # 34-320B

8. Signature: *Damon J. Burk* Owner 03/18/2016
Signature of new owner/claimant Title, if applicable Date
- Signature: *Adelaide R. Burk* Owner 3/18/2016
Signature of new owner/claimant Title, if applicable Date

For IDWR Office Use Only:

Received by *JB* Date 3/21/2016 Receipt No. E041938 Receipt Amt. \$125.-

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 *JB* Date 4/23/2016

DON CAIN SR

From: "Roxanne Brown" <RBrown@spfwater.com>
To: "DON CAIN SR" <DCAIN@ATCNET.NET>
Sent: Friday, March 04, 2016 3:36 PM
Attach: notice-of-change-of-water-right-ownership.pdf
Subject: RE: Damon Burk Water Transfer
Don-

Have the Burks sign the attached and submit it with a copy of the deeds and a check for \$125.00 to the address in the instructions.

Roxanne

From: DON CAIN SR [mailto:DCAIN@ATCNET.NET]
Sent: Friday, March 04, 2016 2:03 PM
To: Roxanne Brown
Subject: Damon Burk Water Transfer

HANKS ROXANNE

DAMON BURK
08-390-1714
DAMONBURK@MACKAYSCHOOL.ORG

This email has been checked for viruses by Avast antivirus software.

www.avast.com

QUIT CLAIM DEED

For Value Recieved, Cheryl D. Mort, 2723 Briar Dr., Homedale, Idaho 83628, do hereby convey, release, remise, and forever quit claim unto Damon J. Burk, and Adelaide R. Burk, whose address is 620 W 4th N, Saint Anthony, Idaho 83445, the following described premises situated in Moore, Butte County, Idaho 83255, to-wit:

EAST PARCEL (22.601 ACRES)

Part of the South 1/2 of the North 1/2 of the Southwest 1/4 of Section 4, Township 5 North, Range 26 East of the Boise Meridian, Butte County, Idaho, more particularly described as:
Commencing at the southwest corner of section 4 from which the west 1/4 corner of said section bears N 00°19'07" E 2762.82 feet, the basis of bearings for this description;
Thence N 00°19'07" E 1381.41 feet along the west line of section 4 from the southwest corner of said section to the southwest corner of the north 1/2 of the southwest 1/4;
Thence S 89°57'54" E 1174.75 feet along the south line of said north 1/2 of the southwest 1/4 to the **POINT OF BEGINNING**;
Thence N 00°36'50" E a distance of 646.17 feet to the south line of Deed Instrument No. 51618;
Thence N 88°26'08" E 1479.32 feet along the south line of said deed to the northeast corner of the south 1/2 of the north 1/2 of the southwest 1/4 of said section;
Thence S 00°54'38" W 687.50 feet along the east line of said south 1/2 of the north 1/2 of the southwest 1/4 to the southeast corner of the north 1/2 of the southwest 1/4 of said section; Thence N 89°57'54" W 1474.77 feet along the south line of said south 1/2 of the north 1/2 of the southwest 1/4 to the **POINT OF BEGINNING**.
Containing 22.601 acres more or less.

Together with its appurtenances:

By: Cheryl D. Mort
Cheryl D. Mort

9-21-15
Date

Notarize

STATE OF IDAHO)

SS

COUNTY OF Carson)

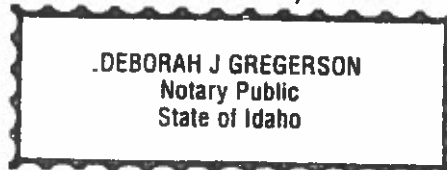
On this 21st day of Sept, 2015, before me, a Notary Public in and for said State, personally appeared Cheryl D. Mort, known or indentified to me to be the person whose name is subscribed to the within instrument, and acknowledge to me that (he or she) executed the same.

NO. 0052898
RECORDED

OCT 01 2015

2:24 A.M.
BUTTE COUNTY RECORDER
[Signature]

Deborah J. Gregerson
Notary Public of Idaho
Residing at: Boise, ID
Commission Expires: 10/2/19
#62349



RECORDING REQUESTED BY

First American Title Company

AND WHEN RECORDED MAIL TO:First American Title Company
168 West Pacific Street/PO Box 868
Blackfoot, ID 83221

NO. 0052883

RECORDED

SEP 23 2015

4:28

BUTTE COUNTY RECORDER

Kim Hamelt

Space Above This Line for Recorder's Use Only

WARRANTY DEED

File No.: 556122-B (Id)

Date: August 11, 2015

For Value Received, Cheryl D. Mort, as her sole and separate property, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto Damon J. Burk, a married man as his sole and separate property, hereinafter called the Grantee, whose current address is 3536 North 3400 West, Moore, ID 83255, the following described premises, situated in Butte County, Idaho, to-wit:

Part of the South $\frac{1}{2}$ of the North $\frac{1}{2}$ of the Southwest $\frac{1}{4}$ of Section 4, Township 5 North, Range 26 East of the Boise Meridian, Butte County, Idaho, more particularly described as: Commencing at the Southwest corner of Section 4 from which the West $\frac{1}{4}$ corner of said section bears N 00°19'07" E 2,762.82 feet, the basis of bearing for this description; thence N 00°19'07" E 1,381.41 feet along the West line of Section 4 from the Southwest corner of said section to the Southwest corner of the North $\frac{1}{2}$ of the Southwest $\frac{1}{4}$, the point of beginning; thence N 00°19'06" E a distance of 613.25 feet along the west line of said section to the Southwest corner of Deed Instrument No. 51618; thence N 88°26'08" E a distance of 1,178.71 feet along the South line of said deed Instrument number; thence S 00°36'50" W a distance of 646.17 feet to the South line of the North $\frac{1}{2}$ of said Southwest $\frac{1}{4}$ of said section; thence S 89°57'54" W 1,174.75 feet along said south line to the Point of Beginning.

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.

Date: 08/11/2015

Warranty Deed
- continued

File No.: 556122-B (Id)

Cheryl D. Mort
Cheryl D. Mort

Notarize

STATE OF Idaho)
COUNTY OF Canyon) ss.

On this 21st Sept 2015, before me, a Notary Public in and for said State, personally appeared **Cheryl D. Mort**, 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.

Deborah J Gregerson
Notary Public for the State of Idaho
Residing at: Meridian Idaho
My Commission Expires: 10/2/19

#62349
DEBORAH J GREGERSON
Notary Public
State of Idaho