



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

October 14, 2015

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

Larry Tim Pierce
Lucille Pierce
46 Windriver Ln
Lindon UT 84042

The "Notice of Change in Water Right Ownership" for 35-10999 has been returned for the following item(s):

**** **Evidence of Ownership:** After our review the department had some additional questions concerning the location of the domestic and irrigation portions of the water right and requested a full chain of title. After your efforts to get a full chain of title you found that Darold and Diane Young (the current owners of the water right) never owned the property you purchased. After our discussion today you decided that the application should be returned unprocessed.

Because the application is being returned unprocessed you are entitled to a full refund. The department has initiated the refund and it should arrive from the state office in a couple of weeks.

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 within 120 days of the change. Failure to do so could result in a \$100 late filing fee. 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.

If you have any questions please contact Jonie Barg at (208)525-7161.

Please note if at any time you change your mind you can always resubmit this packet with the additional required items to:

Idaho Department of Water Resources
Eastern Region
900 N Skyline Ste A
Idaho Falls ID 83402-1718

Respectfully submitted,

Jonie Barg
Technical Records Specialist

Barg, Jonie

From: Barg, Jonie
Sent: Wednesday, October 14, 2015 10:32 AM
To: Carlos, Rhea
Subject: Refund Request
Attachments: E041472.pdf

Rhea,

Good morning!!

I have a refund request as follows:

Receipt number: E041472
Amount: \$25.00
Payable to: Tim Pierce
46 Windriver Ln
Lindon UT 84042

Reason: Total filing fee received \$25.00 for ownership change for 1 water right. The water right does not appear to be appurtenant to the ground purchased. Because the ownership change cannot be complete a full refund is required.

Let me know if you need additional information.

Thank you so much for your time. Let me know if you have any questions.

Have a great day!!!

Jonie Barg

Jonie Barg
Technical Records Specialist
Idaho Department of Water Resources
900 N Skyline Ste A
Idaho Falls ID 83402
phone: (208) 525-7161
fax: (208) 525-7177
email: jonie.barg@idwr.idaho.gov

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

SEP 24 2015

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?
35-10999	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:

Name of current water right holder/claimant

3. New Owner(s)/Claimant(s):

Name of current water right holder/claimant
Larry Tim & Lucille Pierce

New owner(s) as listed on the conveyance document

Name connector

☐ and☐ or☐ and/or46 Windriver LaneLindonUT84042

Mailing address

City

State

ZIP

801 554 9885ltimpierce@gmail.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: 09/18/2015

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.

8. Signature:

Larry Tim PierceOwner9/22/15

Signature of previous owner/claimant

Title, if applicable

Date

- Signature:

Lucille PierceOwner9/22/15

Signature of new owner/claimant

Title, if applicable

Date

For IDWR Office Use Only:

Refund Request + Submitted 10/14/2015Received by [Signature]

Date

9/24/2015

Receipt No

E041472

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

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

Instrument # 670507

BINGHAM COUNTY, IDAHO
2015-09-18 01:31:11 PM No. of Pages: 3
Recorded for: FIRST AMERICAN TITLE - BLACKFO
PAMELA W. ECKHARDT Fee: \$16.00
Ex-Officio Recorder Deputy JPulley
Index To: WARRANTY DEED
Electronically Recorded by Simplifile

Space Above This Line for Recorder's Use Only

WARRANTY DEED

File No.: 560849-B (Id)

Date: September 14, 2015

For Value Received, Valeea Rae Wise, formerly know as Valeea Rae Steinbruegge, a married woman as her sole and separate property, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto Larry Tim Pierce and Lucille Pierce, husband and wife, hereinafter called the Grantee, whose current address is 46 Windriver, Lindon, UT 84042, the following described premises, situated in Bingham County, Idaho, to-wit:

Date: 09/14/2015

Warranty Deed
- continued

File No.: 560849-B (1d)

Township 4 South, Range 32 E.8.M., Bingham County, Idaho Section 14: That portion of the N $\frac{1}{2}$ NW $\frac{1}{4}$ bounded on the North by the Springfield Lake and on the East by a County Road. S $\frac{1}{2}$ NW $\frac{1}{4}$, EXCEPTING THEREFROM Beginning at a point S. 0°33' W. 992 feet from the quarter section corner on the N. boundary of said Section 14, and running thence S. 49°30' W. along the Southerly boundary of Blocks 20 and 21 Springfield Townsite, 180 feet, thence S. 67°00' W. along the Southerly boundary of Block 21 of said Springfield Townsite, 186.9 feet to the Southerly corner of said Block 21, thence S. 56°30' W. 510 feet, thence S. 0°02' E. 442 feet, thence S. 61°03' W. 349 feet, thence S. 54° 53' W. 400 feet, thence S. 38°52' E. 25 feet along Railroad right-of-way, thence S. 52°49' W. 478 feet, thence along center of meandering road, approximately S. 88°05' E. 1718 feet to center of said Section 14, thence N. 0°32' E. 1678 feet to the place of beginning, being a portion of E $\frac{1}{2}$ NW $\frac{1}{4}$ and SW $\frac{1}{4}$ NW $\frac{1}{4}$ of said Section 14, ALSO EXCEPTING THEREFROM Commencing at the SW corner of the SW $\frac{1}{4}$ NW $\frac{1}{4}$ of said Section 14, thence N. to the NW corner of said SW $\frac{1}{4}$ NW $\frac{1}{4}$, thence E. 41 feet, thence S. to a point 39 feet E. of the point of beginning, thence W 39 feet to the point of beginning; ALSO EXCEPTING all land which is S. of a line, said line being parallel to and 250 feet Northerly of the center line of said Railroad right-of-way, and except for any part of the above described premises which may be included within the bounds of the Springfield Lake, ALSO EXCEPTING THEREFROM County Road right-of-way; ALSO EXCEPTING THEREFROM Beginning at a point where the Southeasterly right-of-way of the existing County road intersects a line which is parallel to and 250 feet Northerly from the center line of the Aberdeen Branch Railroad right-of-way and running thence Easterly along said parallel line to its intersection with the following described line: "Beginning at a point N. 0°33' W. 992 feet from the quarter Section corner on N. boundary of said Section 14 and running thence S. 49°30' W. along Southerly boundary of Blocks 20 and 21 Springfield Townsite, 180 feet, thence S. 67°00' W. along Southerly boundary of Block 21, Springfield Townsite 186.9 feet to Southerly corner of said Block 21, thence S. 56°30' W. 510 feet, thence S. 0°02' E. 442 feet, thence N. 0°02' W. to the Southeasterly right-of-way of the existing County road, thence Southwesterly along said Southeasterly road right-of-way to the point of beginning. ALSO EXCEPTING THEREFROM Beginning at a point that is N. 00°33'00" E. 464.39 feet along the Section line and East 658.29 feet and S. 86°43'46" E. 98.00 feet from the W $\frac{1}{4}$ corner of said Section 14, and running thence N. 02°05' 19" W. 346.73 feet, thence S. 89°49'52" W. 64.51 feet; thence N. 00°27'10" E. 356.87 feet; thence along the Southerly shore of the Springfield Lake to the following described points; N. 40°39'07" E. 170.68 feet; thence N. 09°08'23" E. 161.79 feet; thence N 32°47'27" E. 157.82 feet; thence N. 37°35'38"E. 218.60 feet; thence N 65°21'03" E. 52.03 feet, thence S. 40°31'40"E. 392.57 feet, thence S. 60°56'50" E. 284.46 feet, thence N. 83°07'28" E. 269.65 feet, thence S. 53°32'02" E. 80.29 feet, thence leaving said lake shore and following a fence line on the Westerly side of a County road S. 36°09'27" W. 584.20 feet; thence S. 44°12'33" W. 622.99 feet; thence following a fence line along a private road S. 68°31'39" W. 132 feet, thence N 60°19'19" W. 187.51 feet; thence N. 86°43'46"W. 100.06 feet to the point of beginning.

TOGETHER WITH: Department of Water Resources Water Right Number 35-10999.

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.

Date: 09/14/2015

Warranty Deed
- continued

File No.: 560849-B (1d)

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.

X Valeea Rae Steinbrugg Wise
Valeea Rae Wise

Notarize

STATE OF Oregon)
COUNTY OF Union)

On this 17 day of **September, 2015**, before me, a Notary Public in and for said State, personally appeared **Valeea Rae Wise**, 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.



Kerri Jo Estes
Notary Public for the State of Oregon
Residing at: La Grande
My Commission Expires: May 10, 2017