

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

SEP 04 2015

Notice of Change in Water Right Ownership

DEPT OF WATER RESOURCES
SOUTHERN REGION

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?
43-10843	Yes ☐	Yes ☐		Yes ☐	Yes ☐
43-2518	Yes ☐	Yes ☐		Yes ☐	Yes ☐
43-4223	Yes ☐	Yes ☐		Yes ☐	Yes ☐
43-4235B	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): Orson & Donna Zollinger Living Trust & John Zollinger & Connie Streeter

New owner(s) as listed on the conveyance document

Name connector

☐ and ☐ or ☐ and/or1529 S 3350 EMalta

ID

83342

Mailing address

City

State

ZIP

208-645-2647

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.

SUPPORT DATA

IN FILE # 43-2518

8. Signature: _____

Signature of new owner/claimant

Title, if applicable

Date

9-4-15

Signature: _____

Signature of new owner/claimant

Title, if applicable

Date

For IDWR Office Use Only:Received by DM

Date

9-4-2015

Receipt No.

5034993

Receipt Amt.

\$225-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 _____

WARRANTY DEED

THIS INDENTURE, Made this 27 day of November, 2005, between ORSON J. ZOLLINGER and DONNA ^{TO}ZOLLINGER, husband and wife, of Sublett Route, Malta, Idaho 83342, the parties of the first part, and JOHN H. ZOLLINGER and TONYA ZOLLINGER, husband and wife, and MARK STREETER and CONNIE STREETER, husband and wife, all of Sublett Route, Malta, Cassia County, State of Idaho, the parties of the second part,

WITNESSETH, That the said parties of the first part, for and in consideration of the sum of Ten and no/100 Dollars, lawful money of the United States of America, and other valuable consideration to them in hand paid by the parties of the second part, the receipt whereof is hereby acknowledged, have granted, bargained, sold and by these presents, do grant, bargain, sell, convey and confirm unto the said parties of the second part, and to their heirs and assigns forever, all of their interests in and to the following described real estate, situated in Cassia County, State of Idaho, to-wit:

PARCEL #1:

Township 13 South, Range 28 East, Boise Meridian

SECTION 25: S1/2NW1/4, N1/2SE1/4, NE1/4SW1/4, SW1/4NW1/4 and SE1/4 NW1/4

Less that portion of Section 25 of Township 13 S., Range 28, E.B.M. that has been deeded to the State of Idaho for Highway purposes, as granted by deed recorded as Instrument No. 34599, records of Cassia County, Idaho.

Also Less all minerals in or under said land, including but not limited to metals, oil, gas, coal, stone and mineral rights, mining rights and easement rights or other matters related thereto, whether expressed or implied.

PARCEL #2:

Township 13 South, Range 28 East, Boise Meridian

SE NW
RP13S28E254200

RP13S28E253600

RP13S28E104950 SECTION 10: W1/2E1/2SW1/4, and the entire W1/2SW1/4.

SECTION 14: SW1/4 and the W1/2NW1/4

RP13S28E15001 SECTION 15: N1/2, SE1/4, and N1/2SW1/4 lying North and East of Interstate Highway 84 West.

Less those portions of Section 15 of Township 13 S., Range 28, E.B.M. that has been deeded to the State of Idaho for highway purposes, as granted by Deed recorded as Instrument No. 34598, records of Cassia County, Idaho.

Also Less all minerals in or under said land, including but not limited to metals, oil, gas, coal, stone and mineral rights, mining rights and easement rights or other matters related thereto, whether expressed or implied.

SUBJECT TO easements, if any, of record or in existence for roads streets, ditches, canals, pipelines and utilities.

TOGETHER WITH all and all water and water rights, ditch and ditch rights appurtenant thereto.

TOGETHER WITH all and singular the tenements, hereditaments, and appurtenances thereto belonging or in anywise appertaining.

TO HAVE AND TO HOLD the said premises, together with all and singular the tenements, hereditaments, easements, and appurtenances thereto belonging or in anywise appertaining, and the reversions, remainders, rents, issues and profits thereof; and all estate, right, title and interest in and to said premises, as well in law as in equity, of the said parties of the first part.

And the said parties of the first part, and their heirs, hereby warrant and agree to forever defend the parties of the second part, their heirs and assigns, in the quiet and peaceable possession of said premises against all and every person lawfully claiming an interest therein.

IN WITNESS WHEREOF, the said parties of the first part have herunto set their hands and seals the day and year first above written.

Orson J. Zolinger
ORSON J. ZOLINGER

Donna Zollinger
DONNA ZOLLINGER also known as
DONNA JO ZOLLINGER

STATE OF IDAHO,

County of Cassia.

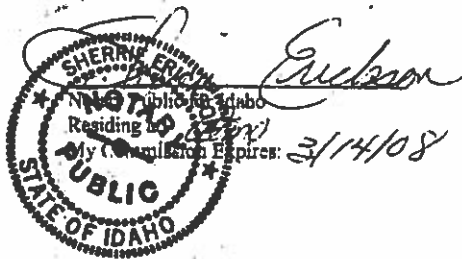
On this 21st day of November, 2005, before me, the undersigned, a Notary

Public in and for said State, personally appeared ORSON J. ZOLLINGER and DONNA JO

7. ZOLLINGER, known to me to be the persons whose names are subscribed to the within

instrument and acknowledged to me that they 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.



WARRANTY DEED - Page 3

2005 NOV 30 AM 8 58
RECORDED AT THE REQUEST OF
LAND TITLE & ESCROW

CASSIA COUNTY, IDAHO
LARRY A. MICKELSEN
RECORDER
FEE 900 DEPUTY 26

305421

GRANT DEED

FOR VALUE RECEIVED, Orson J. Zollinger and Donna J. Zollinger, husband and wife, of P. O. Box 1096, 1527 S. 3350 E., Malta, ID 83342, ("Grantors"), do hereby grant, bargain, confirm, and convey unto Orson J. Zollinger and Donna J. Zollinger, Trustees, or their successors in trust, under the **ORSON & DONNA ZOLLINGER LIVING TRUST**, dated March 18, 2001, of P. O. Box 1096, 1527 S. 3350 E., Malta, ID 83342, ("Grantee"), the following described real property located in Cassia County, State of Idaho, to wit:

Parcel 1:**Sec. 1, Twp. 13 S., Rge. 28 E., Boise Mer.:**

South $\frac{1}{4}$ of Lot 1
 $E\frac{1}{4}SE\frac{1}{4}$
 North $\frac{1}{4}$ of $SW\frac{1}{4}SE\frac{1}{4}$
 $SE\frac{1}{4}NE\frac{1}{4}$

Parcel 2:**Sec. 2, Twp. 13 S., Rge. 28 E., Boise Mer.:**

SE $\frac{1}{4}$

Part of RP13S28E023600

EXCEPTING THEREFROM: Beginning at a point on the section line, 1,212.7 feet North of the Southeast corner of said Section 2, thence 90° to the Left, a distance of 495 feet; thence 90° to the Right, a distance of 185.5 feet; thence 90° to the Right a distance of 495 feet to the intersection with section line, thence South along section line a distance of 185.5 feet to the point of beginning. (Tax No. 6145)

Part of RP13S28E023600 → **S $\frac{1}{4}$ NW $\frac{1}{4}$**

Part of RP13S28E023600 → **N $\frac{1}{4}$ SW $\frac{1}{4}$**

EXCEPTING THEREFROM: Beginning at the Southwest corner of $NW\frac{1}{4}SW\frac{1}{4}$, and running thence N89°20'E 1565 feet; thence N56°0'W 924 feet; thence N44°40'W 600 feet; thence N41°45'W 462 feet; thence N89°50'W 68 feet; thence South 1,304 feet, to the point of beginning. (Tax No. 2480)

Part of the SE $\frac{1}{4}$ SW $\frac{1}{4}$ beginning at the South Quarter Section corner of Sec. 2, (said point marked by a Government Brass Cap) and running thence N00°05'54"E along the quarter section line for 265.91 feet to the true point of beginning and running thence S89°42'50"W for 1318.10 feet to a point on the 1/16th section line; thence N00°07'19"E along said 1/16th section line for 888.45 feet to an iron pin, said point lying S00°07'19"W for 150.00 feet from the NW corner of the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 2; thence N56°42'12"E for 275.55 feet to an iron pin on the 1/16th section line, said point lying N89°41'01"E for 230.00 feet from the NW corner of the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 2; thence S61°45'14"E for 836.60 feet to an iron pin; thence N00°05'54"E for 400.00 feet to an iron pin on the 1/16th section line; thence N89°41'01"E 350.00 feet to an iron pin at the NE corner of the SE $\frac{1}{4}$ SW $\frac{1}{4}$; thence S00°05'54"W along the quarter section line for 1039.14 feet to the point of beginning.

Parcel 3:

Sec. 10, Twp. 13 S., Rge. 28 E., Boise Mer.:

NE $\frac{1}{4}$ SE $\frac{1}{4}$

Parcel 4:

Sec. 11, Twp. 13 S., Rge. 28 E., Boise Mer.:

Beginning at a point in the West right-of-way boundary line of the County Road running North and South on the East side of where the same is intersected by the North boundary line of the S $\frac{1}{2}$ NE $\frac{1}{4}$ of said section; running thence South along the said highway right-of-way line 200 feet; thence West at a right angle 325 feet; thence North 70 feet; thence East 155 feet; thence North 130 feet; thence East 170 feet to the point of beginning, together with all improvements thereon.

Sec. 2 and Sec. 11, Twp. 13 S., Rge. 28 E., Boise Mer.:

Beginning at the North quarter section corner, said point marked by a Government Brass Cap; thence S00°04'44"W along the quarter section line for 1757.3 feet to a point marked by an iron pin, (said point lying N00°04'44"E for 867.29 feet from the center quarter section corner of Sec. 11); thence N65°50'27"W for 1442.59 feet to an iron pin, (said point lying on the 1/16th section line and N00°01'22"E for 150 feet from the SW corner of the NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Sec. 11); thence N00°01'22"E along the 1/16th

Part of
RP13S28E11805
(T2647)

RP13S28E112400

section line for 1160.31 feet to an iron pin on the section line; thence N00°07'19"E along the 1/16th section line for 265.91 feet to a point; thence N89°42'50"E for 1318.10 feet to a point on the quarter section line; thence S00°05'54"W along the quarter section for 265.91 feet to the point of beginning.

Part of the S½NE¼ described as follows:

Part of RP13S28E11 1400

Beginning at the East quarter corner of Sec. 11 and running thence S88°23'51"W along the quarter section line for 500.00 feet to a point on the Northeasterly line of the Sublett Irrigation Company Canal which shall be the point of beginning: Running thence N65°50'27"W (Northwesterly rec.) along said canal for 2300.00 feet to a point on the West line of said S½NE¼; thence S00°04'44"E (South rec.) for 1000.00 feet to a point on the Southwest corner of the S½NE¼; thence N88°23'51"E along the South line of the S½NE¼ for 2097.99 feet (East for 2100 feet rec.) to the point of beginning.

Part of the S½NE¼ described as follows:

RP13S28E11 1801

Beginning at the Northeast corner of said S½NE¼ which shall be the point of beginning: Running thence S00°08'00"W along the section line for 374.21 feet; thence N88°00'46"W for 340.00 feet; thence S00°11'11"W for 192.00 feet; thence S89°52'00"E for 340.00 feet to a point on the section line; thence S00°08'00"W along the section line for 746.04 feet to a point on the Southeast corner of said S½NE¼; thence S88°23'51"W along the quarter section line for 500.00 feet to a point on the Northeasterly line of the Sublett Irrigation Company Canal; thence N65°50'27"W (Northwesterly rec.) along said canal for 2300.00 feet to point on the West line of said S½NE¼; thence N00°04'44"W for 379.96 feet to a point on the Northwest corner of the S½NE¼; thence S89°52'00"E along the 1/16th line for 2406.91 feet; thence S00°08'00"W (South rec.) for 130.00 feet; thence N89°52'00"W (West rec.) for 155.00 feet; thence S00°08'00"W (South rec.) for 70.00 feet; thence S89°52'00"E (East rec.) for 325.00 feet to a point on the Westerly boundary of a county road; thence N00°08'00"E along said county road for 200.00 feet to a point on the 1/16th line; thence S89°52'00"E along the 1/16th line for 25.00 feet to the point of beginning.

S½SW¼
NW¼SW¼

Parcel 5:

Sec. 12, Twp. 13 S., Rge. 28 E., Boise Mer.:

RP13S28E123775

Beginning at a point 1320 feet South of the Northwest corner and running thence South 200 feet; thence East 100 feet; thence North 200 feet; thence West 100 feet to the point of beginning.

Part of the W $\frac{1}{2}$ SE $\frac{1}{4}$ described as follows (Tax No. 4665A):

RP13S28E128550

Beginning at a point that is 1559.96 feet S00°19'32"W from the Northeast corner of the W $\frac{1}{2}$ SE $\frac{1}{4}$; and running thence N77°51'57"W for 1349.26 feet to a point that is 1271.90 feet S00°17'04"W from the Northwest corner of the W $\frac{1}{2}$ SE $\frac{1}{4}$; thence S00°17'04"W for 1352.50 feet to the Southwest corner of the W $\frac{1}{2}$ SE $\frac{1}{4}$; thence N89°34'15"E along section line for 1319.85 feet to the Southeast corner of the W $\frac{1}{2}$ SE $\frac{1}{4}$; thence N00°19'32"E along the East line of the W $\frac{1}{2}$ SE $\frac{1}{4}$ for 1059.00 feet to the point of beginning.

RP13S28E120001

E $\frac{1}{2}$ NE $\frac{1}{4}$

EXCEPTING THEREFROM: That part of the following described parcel lying in the E $\frac{1}{2}$ NE $\frac{1}{4}$, Beginning at the East quarter corner of Sec. 12 and running thence S89°48'27"W for 1321.66 feet; thence N00°17'38"E for 724.52 feet; thence S77°19'25"E for 545.31 feet; thence S66°42'25"E for 209.55 feet; thence N14°18'05"E for 1013.04 feet; thence N89°18'05"E for 351.20 feet; thence S00°18'13"W for 1503.49 feet to the point of beginning. (Tax No. 4663)

Part of the E $\frac{1}{2}$ SE $\frac{1}{4}$ described as follows (Tax No. 4667A):

Beginning at a point that is 1749.96 feet S00°22"W from the East quarter corner of Sec. 12 and running thence S86°32'09"W for 309.32 feet; thence N81°42'36"W for 516.80 feet; thence N77°31'34"W for 269.01 feet; thence N73°09'05"W for 247.11 feet to a point that is 1559.96 feet S00°19'32"W of the Northwest corner of the E $\frac{1}{2}$ SE $\frac{1}{4}$; thence S00°19'32"W for 1059.00 feet to the Southwest corner of the E $\frac{1}{2}$ SE $\frac{1}{4}$; thence N89°34'15"E for 1319.85 feet to the Southeast corner of said Sec. 12, said corner marked by a Government brass cap; thence N00°22"E along section line for 863.57 feet to the point of beginning.

RP13S28E126300

S $\frac{1}{2}$ S $\frac{1}{2}$ SW $\frac{1}{4}$

Parcel 6:

Sec. 13, Twp. 13 S., Rge. 28 E., Boise Mer.:

NW $\frac{1}{4}$
NE $\frac{1}{4}$

Parcel 7:

Sec. 14, Twp. 13 S., Rge. 28 E., Boise Mer.:

NW $\frac{1}{4}$

Parcel 8:

Sec. 32, Twp. 12 S., Rge. 28 E., Boise Mer.:

RP12528E 320000
NE $\frac{1}{4}$
E $\frac{1}{2}$ SE $\frac{1}{4}$
NW $\frac{1}{4}$ SE $\frac{1}{4}$
SW $\frac{1}{4}$ SE $\frac{1}{4}$
(Land Patent 11-99-0023)

Parcel 9:

Sec. 6, Twp. 13 S., Rge. 29 E., Boise Mer.:

South $\frac{1}{4}$ of Lot 4
Lots 5, 6 & 7

SUBJECT TO easements, if any, of record or in existence, for roads, ditches, pipelines or utilities; and to encumbrances, if any, of record.

TOGETHER WITH and including all water and water rights, ditch and ditch rights, all improvements thereon and all appurtenances and hereditaments thereunto belonging.

DATED THIS 23rd day of September, 2002.

Orson J. Zollinger
Orson J. Zollinger

Donna J. Zollinger
Donna J. Zollinger

Acknowledgment

STATE OF IDAHO,)
County of Madison.) ss.

On this 23rd day of September 2002, before me, the undersigned, a Notary Public in and for said State, personally appeared **Orson J. Zollinger and Donna J. Zollinger**, husband and wife, known to me to be the persons whose names are subscribed to the foregoing instrument and acknowledged to me that they executed the same.



Anne Weber

Notary Public for Idaho
Residing at Rexburg, Idaho
My Commission expires: 7/27/2007

284018
CASSIA COUNTY, IDAHO
EMMETT M. ROCKELLE
RECORDER
FEE \$18.00 DEPUTY *don*
*02 SEP 25 AM 11 24
RECEIVED IN THE REQUEST OF
Highway & Water
RE: *P.O. Box 750*
Kipling, Id
83440



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

September 18, 2015

JOHN ZOLLINGER
1529 S 3350 E
MALTA ID 83342

RE: Change of Ownership for Water Right Nos. 43-4244, 43-4226, 43-7303, 43-10212,
43-10805, 43-10843, 43-2518, 43-4223 and 43-4235B

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,

Trish Fawcett
Technical Records Specialist

Enclosure(s)