

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

JUN 08 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?
35-7959A <i>OK</i>	Yes ☐	Yes ☐		Yes ☐	Yes ☐
35-7960A <i>OK</i>	Yes ☐	Yes ☐		Yes ☐	Yes ☐
35-7960B <i>OK</i>	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Calvin Ray Dyer
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Monty Funk and Carolene Funk
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or
- 2248 County Line Road American Falls ID 83221
Mailing address City State ZIP
- (208) 226-5207 monty@countylinefarms.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: 4/3/2015
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):
 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: *Monty Funk* Owner - Partner 6-5-2015
Signature of new owner/claimant Title, if applicable Date

Signature: *Carolene Funk* owner - Partner 6-5-2015
Signature of new owner/claimant Title, if applicable Date

For IDWR Office Use Only:

Received by *JB* Date 6-8-2015 Receipt No. E041116 Receipt Amt. \$75.00

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 10/12/15

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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35-7959A OK	Yes ☐	Yes ☐		Yes ☐	Yes ☐
35-7960A OK	Yes ☐	Yes ☐		Yes ☐	Yes ☐
35-7960B OK	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Calvin Ray Dyer
 Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): Monty Funk and Carolene Funk
 New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or

<u>2248 County Line Road</u>	<u>American Falls</u>	<u>ID</u>	<u>83221</u>
<u>Mailing address</u>	<u>City</u>	<u>State</u>	<u>ZIP</u>
<u>(208) 226-5207</u>	<u>monty@countylinefarms.com</u>		
<u>Telephone</u>	<u>Email</u>		

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☐ The water rights or claims were divided proportionately based on the portion of their place(s) of use acquired by the new owner.

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8. Signature: [Signature] Owner - Partner 6-5-2015
Signature of new owner/claimant Title, if applicable Date
- Signature: [Signature] Owner - Partner 6-5-2015
Signature of new owner/claimant Title, if applicable Date

For IDWR Office Use Only:

Received by JS Date 10/10/2012 Receipt No. E041122 Receipt Amt. \$ 75
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
223 North 15th Avenue
Pocatello, ID 83201

Instrument # 207308

POWER COUNTY, IDAHO
04-03-2015 01:48:36 PM No. of Pages: 4
Recorded for: FIRST AMERICAN TITLE - POCATEL
SHAREE SPRAGUE Fee: \$19.00
Ex-Officio Recorder Deputy: Rhea Petersen
Electronically Recorded by Simplifile

**ELECTRONICALLY RECORDED
DO NOT REMOVE
THE COUNTY STAMPED
FIRST PAGE AS IT IS NOW
INCORPORATED AS PART OF
THE ORIGINAL DOCUMENT**

Space Above This Line for Recorder's Use Only

WARRANTY DEED

File No.: **535116-P (ci)**

Date: **March 18, 2015**

For Value Received, **Calvin R. Dyer and Harriet Dyer, husband and wife**, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **Monty Funk and Carolene Funk, husband and wife**, hereinafter called the Grantee, whose current address is **2248 County Line Road, American Falls, ID 83221**, the following described premises, situated in Power County, Idaho, to-wit: **Legal Description attached hereto as Exhibit A, and by this referenced incorporated herein.**

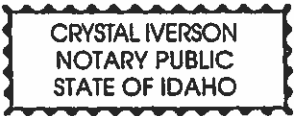
SUBJECT TO all easements, right of ways, covenants, restrictions, reservations, applicable building and zoning ordinances and use regulations and restrictions of record, and payment of accruing present year taxes and assessments as agreed to by parties above.

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.

By: Calvin R. Dyer)
Calvin R. Dyer)
By: Harriet Dyer)
Harriet Dyer)

STATE OF Idaho)
) ss.
COUNTY OF Bannock)

On this **Third day of April, 2015**, before me, a Notary Public in and for said State, personally appeared **Calvin R. Dyer and Harriet Dyer**, 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.



Crystal Iverson
Notary Public for the State of Idaho
Residing at: Pocatello, ID
My Commission Expires: 4/23/16

Date: April 03, 2015

File No.: 535116-P (ci)

EXHIBIT 'A'

LEGAL DESCRIPTION:

TOWNSHIP 6 SOUTH, RANGE 29 EAST, BOISE MERIDIAN, POWER COUNTY, IDAHO:

SECTION 26: NW1/4

SECTION 23: NW1/4; SW1/4

SECTION 22: E1/2

EXCEPTING THEREFROM: PART OF THE NE1/4 SE1/4 SECTION 22, TOWNSHIP 6 SOUTH, RANGE 29 EAST, B.M., POWER COUNTY, IDAHO DESCRIBED AS:

COMMENCING AT THE EAST 1/4 CORNER OF SAID SECTION 22; THENCE SOUTH 00°03'54" WEST 3.60 FEET ALONG THE SECTION LINE TO THE POINT OF BEGINNING; THENCE SOUTH 87°19'29" WEST 497.58 FEET TO AN IRON ROD WITH PLASTIC CAP PLS 5360; THENCE SOUTH 08°03'01" EAST 322.73 FEET TO AN IRON ROD WITH PLASTIC CAP PLS 5360; THENCE SOUTH 89°53'50" EAST 451.45 FEET TO THE SECTION LINE; THENCE NORTH 00°03'54" EAST 343.58 FEET ALONG THE SECTION LINE TO THE POINT OF BEGINNING.

SECTION 15: E1/2 E1/2

SECTION 14: W1/2 W1/2

SECTION 10: E1/2 SW1/4; SE1/4

SECTION 9: E1/2

TOWNSHIP 6 SOUTH, RANGE 28 EAST, BOISE MERIDIAN, POWER COUNTY, IDAHO:

SECTION 13: E1/2

SECTION 24: N1/2 NE1/4

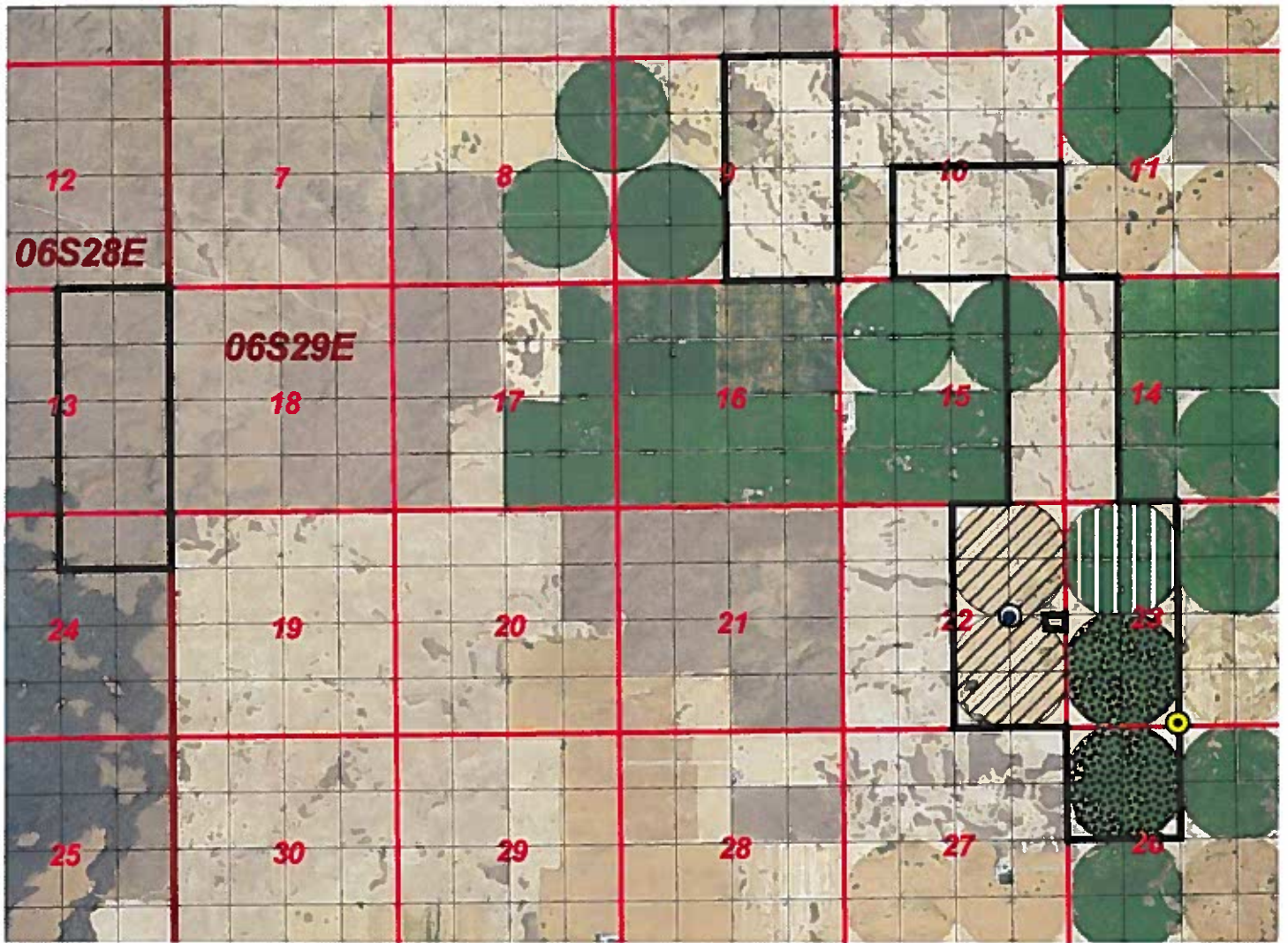
First American Title Company

File No.: 535116-P (ci)

Date: April 03, 2015

**TOGETHER WITH ALL WATER AND WATER RIGHTS APPURTENANT TO SAID LANDS,
INCLUDING BUT NOT LIMITED TO THE FOLLOWING:**

**THOSE CERTAIN WATER RIGHTS DESCRIBED AND CONTAINED IN THE LICENSES
NUMBERED 35-7959A, 35-7960A, 35-7960B, ISSUED BY THE DERPARTMENT OF WATER
RESOURCES OF THE STATE OF IDAHO.**



NAIP Aerial Photo



Exhibit A Boundary (Power County Instrument #207308)

Water Rights Place of Use

- 35-7959A
- 35-7960A
- 35-7960B

Water Rights Points of Diversion

- 35-7959A
- 35-7960A
- 35-7960B

- Township & Range
- Sections
- 40s



Water Rights Change of Ownership