

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

MAY 11 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.

Water Right/Claim No.	Split?	Water Right/Claim No.	Split?	Water Right/Claim No.	Split?
22-14053 <i>OK</i>	Yes ☒		Yes ☐		Yes ☐
<i>Split into</i>	Yes ☐		Yes ☐		Yes ☐
<i>22-14053</i>	Yes ☐		Yes ☐		Yes ☐
<i>22-14157</i>	Yes ☐		Yes ☐		Yes ☐
<i>22-14158</i>	Yes ☐		Yes ☐		Yes ☐

2. Previous Owner's Name: Futures of Idaho, Kelly Tolbert, Fox Development, LLC.
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Christopher and Jennifer Walton
New owner(s) as listed on the conveyance document Name connector ☒ and ☐ or ☐ and/or
- | | | | |
|-----------------------------|--------------------------|-----------|--------------|
| <u>4732 Country Club Dr</u> | <u>Victor</u> | <u>ID</u> | <u>83455</u> |
| Mailing address | City | State | ZIP |
| <u>208-534-8027</u> | <u>cjwalton3@mac.com</u> | | |
| 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: 03/11/2008
6. If the water right described herein has been rented from the Water Supply Bank, rental proceeds will be disbursed in the following manner regardless of any arrangements between the buyer(s) and seller(s) to the contrary:
- Rental payments will go to the lessor(s) of record at the beginning of the rental season.
 - If a change in ownership is processed by the Department during a rental season, rental payment will be made to the person or entity who is the lessor of record at the beginning of that rental season.
 - New lessor(s) of record will receive payment after the following rental season.
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.

SUPPORT DATA

IN FILE #

22-14053

8. Signature: [Signature] Title, if applicable: _____ Date: 05/06/2015
Signature of new owner/claimant
- Signature: [Signature] Title, if applicable: _____ Date: 05/06/2015
Signature of new owner/claimant

For IDWR Office Use Only:

Received by [Signature] Date 5/11/2015 Receipt No. E041006 Receipt Amt. \$100.-
 Approved by [Signature] Processed by B.J. Date 6/12/2015

RECORDING REQUESTED BY
First American Title Company

AND WHEN RECORDED MAIL TO:
First American Title Company
81 North Main Street/P.O. Box 42
Driggs, ID 83422

RECEIVED

FEB 12 2007

TETON CO., ID
CLERK RECORDER

Instrument # 184950

DRIGGS, TETON, IDAHO

2007-02-12

12:00:11 No. of Pages: 2

Recorded for: DOUG TOLBERT

MARY LOU HANSEN

Ex-Officio Recorder Deputy

Index to: DEED, WARRANTY

Fee: 6.00

184950

Space Above This Line for Recorder's Use Only

WARRANTY DEED

File No.: 136981-T (km)

Date: November 17, 2005

For Value Received, **Fox Development, LLC**, a Wyoming Limited Liability Company, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **Doug Tolbert, a Married man and Kelly Tolbert, a married man**, hereinafter called the Grantee, whose current address is **394 S 100 W, Victor, ID 8455**, the following described premises, situated in **Teton County, Idaho**, to-wit:

Lot 22,23 & 24, Block 1, Fox Creek Country Club Estates, Teton County, Idaho, as the same appears on the official plat thereof recorded June 24, 1983 as Instrument No. 92749.

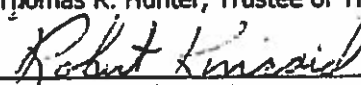
SUBJECT TO all easements, right of ways, covenants, restrictions, reservations, applicable building and zoning ordinances and use regulations and restrictions of record, and payment of accruing present year taxes and assessments as agreed to by parties above.

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.

The Hunter Family Trust a Member of Fox Development, LLC

By: 

Thomas R. Hunter, Trustee of The Hunter Family Trust and Member of Fox Development, LLC

By: 

Robert Kincaid, Member

184950

Date: 11/17/2005

Warranty Deed
- continued

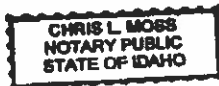
File No.: 136981-T (km)

STATE OF Idaho)

ss.

COUNTY OF Teton)

On this 15th of November 2006, before me, a Notary Public in and for said State, personally appeared **Thomas R. Hunter, Trustee of The Hunter Family Trust**, known or identified to me to be the trustee whose name is subscribed to the within Instrument as one of the Managers/Members of the **Fox Development, LLC**, which is known or identified to me to be the entity whose name is subscribed to the within instrument and acknowledged to me that he executed the same in said Limited Liability Company's name.



Chris L. Moss
Notary Public of Idaho
Residing at: Tetonia, ID
Commission Expires: 6-8-12

STATE OF Idaho)

ss.

COUNTY OF Teton)

On this 15th of November 2006, before me, a Notary Public in and for said State, personally appeared **Robert Kincaid**, known or identified to me to be the person whose name is subscribed to the within Instrument as one of the Managers/Members of the **Fox Development, LLC**, which is known or identified to me to be the entity whose name is subscribed to the within instrument and acknowledged to me that he executed the same in said Limited Liability Company's name.



Chris L. Moss
Notary Public of Idaho
Residing at: Tetonia, ID
Commission Expires: 6-8-12

RECORDING REQUESTED BY
First American Title Company

AND WHEN RECORDED MAIL TO:
First American Title Company
81 North Main Street/P.O. Box 42
Driggs, ID 83422

185310

RECEIVED

FEB 26 2007
TETON CO., ID
CLERK RECORDER

Instrument # 185310
DRIGGS, TETON, IDAHO
2007-02-26 04:47:07 No. of Pages: 2
Recorded for : FIRST AMERICAN TITLE
MARY LOU HANSEN Fee: 6.00
Ex-Officio Recorder Deputy *[Signature]*
Index to: DEED, WARRANTY

Space Above This Line for Recorder's Use Only

WARRANTY DEED

File No.: 199708-T (km)

Date: February 16, 2007

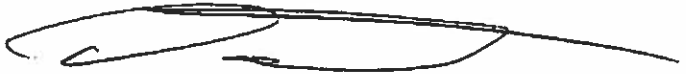
For Value Received, Kelly Tolbert, a married man presumptively subject to the community interest of his spouse and Doug Tolbert, a married man presumptively subject to the community interest of his spouse, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto Futures Of Idaho, Inc., hereinafter called the Grantee, whose current address is 430 West Hwy 26, Blackfoot, ID 83221, the following described premises, situated in Teton County, Idaho, to-wit:

LOTS 22, 23, AND 24 BLOCK 1, FOX CREEK COUNTRY CLUB ESTATES, TETON COUNTY, IDAHO, AS THE SAME APPEARS ON THE OFFICIAL PLAT THEREOF RECORDED JUNE 24, 1983 AS INSTRUMENT NO. 92749.

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.

Kelly Tolbert



Doug Tolbert

185310

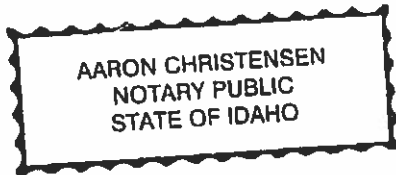
Date: 02/16/2007

Warranty Deed
- continued

File No.: 199708-T (lcm)

STATE OF Idaho)
) ss.
COUNTY OF Bonneville)

On this 20 day of February, 2007, before me, a Notary Public in and for said State, personally appeared **Doug Tolbert**, 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.



Aaron Christensen
Notary Public for the State of Idaho
Residing at: Idaho Falls ID
My Commission Expires: 9/12/11

STATE OF Idaho)
) ss.
COUNTY OF Teton)

On this _____ day of February, 2007, before me, a Notary Public in and for said State, personally appeared **Kelly Tolbert**, 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.

Notary Public for the State of Idaho
Residing at:
My Commission Expires:

196326 MAR 25 '08 PM 3:32

AFTER RECORDING MAIL TO:

Christopher C. Walton and Jennifer M. Walton
205 S. Nelson Drive, Unit 10
Jackson, WY 83001

Instrument # 196326

TETON COUNTY, IDAHO

3-25-2008 03:32:00 No. of Pages: 2

Recorded for: FIRST AMERICAN TITLE

MARY LOU HANSEN

Ex-Officio Recorder Deputy

Index to DEED OF TRUST

Fee: 6.00

First American Title Company

CORPORATE WARRANTY DEED

File No.: 247533-T (tm)

Date: March 11, 2008

For Value Received, **Futures Of Idaho, Inc.**, a corporation duly organized and existing under the laws of the State of Idaho, Grantor, does hereby grant, bargain, sell and convey unto **Christopher C. Walton and Jennifer M. Walton, husband and wife**, Grantee, whose address is **205 S. Nelson Drive, Unit 10, Jackson, WY 83001**, the following described real estate, to wit:

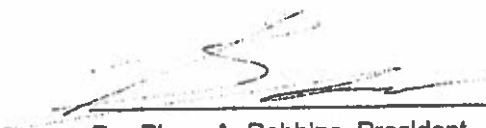
LOT 24, BLOCK 1, FOX CREEK COUNTRY CLUB ESTATES, TETON COUNTY, IDAHO, AS THE SAME APPEARS ON THE OFFICIAL PLAT THEREOF RECORDED JUNE 24, 1983 AS INSTRUMENT NO. 92749.

SUBJECT TO current years taxes, irrigation district assessments, public utility easements, subdivision and U.S. patent reservations.

TO HAVE AND TO HOLD the said premises, with their appurtenances, unto 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, and that Grantor will warrant and defend the same from all claims whatsoever.

IN WITNESS WHEREOF, the Grantor, pursuant to a resolution of its Board of Directors has caused its corporate name to be hereunto subscribed by its President this 21st day of March, 2008.

Futures Of Idaho, Inc.

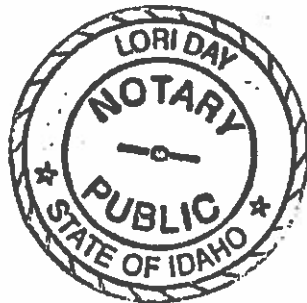

By: Blane A. Robbins, President

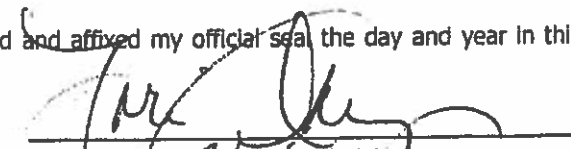
STATE OF Idaho)
ss.

COUNTY OF Teton)

Mare 21, 2008
On this , before me, a Notary Public in and for said State, personally appeared **Blane A. Robbins**, known or identified to me to be the **President** of the corporation that executed the within instrument or the person who executed the instrument on behalf of said corporation, and acknowledged to me that such corporation 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.




Notary Public for the State of Idaho

Residing at:

My Commission Expires:

Blackfoot Idaho
10/21/2009