

RECEIVED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

MAR 27 2015

Notice of Change in Water Right Ownership

DEPARTMENT OF
WATER RESOURCES

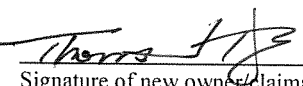
1. List the numbers of all water rights and/or adjudication claim records to be changed. If you only acquired a portion of the water right or adjudication claim, check "Yes" in the "Split?" column.

Water Right/Claim No.	Split?	Water Right/Claim No.	Split?	Water Right/Claim No.	Split?
35-2491	Yes ☐		Yes ☐		Yes ☐
35-7005	Yes ☐		Yes ☐		Yes ☐
35-7648	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐

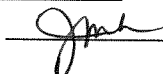
2. Previous Owner's Name: JOHN ENGLESON
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): ENGLESON FAMILY TRUST
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or
- | | | | |
|--|---------------------------|-----------|--------------|
| <u>C/O SHANNON ENGLESON, PO BOX 1304</u> | <u>POCATELLO</u> | <u>ID</u> | <u>83204</u> |
| Mailing address | City | State | ZIP |
| <u>208-232-8800</u> | <u>lorne@gemstate.net</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: March 19, 2015
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 # 35-2491

8. Signature:  Attorney for Owner 3-25-15
Signature of new owner/claimant Title, if applicable Date
- Signature: _____
Signature of new owner/claimant Title, if applicable Date

For IDWR Office Use Only:

Received by LSH Date 3-27-15 Receipt No. C100189 Receipt Amt. 75.00
Approved by _____ Processed by  Date 3-27-15

SPECIAL POWER OF ATTORNEY FOR WATER RIGHTS

The Estate of John Engleson hereby appoints the law firm of RACINE OLSON NYE BUDGE & BAILEY, CHARTERED, 201 E. Center Street, Post Office Box 1391, Pocatello, Idaho 83204, its true and lawful attorney for the purpose of dealing with the Idaho Department of Water Resources relative to the management and transaction of water rights, and to allow the firm to receive all information, opinions, and records regarding water rights, and to sign and submit applications and other filings on my/our behalf.

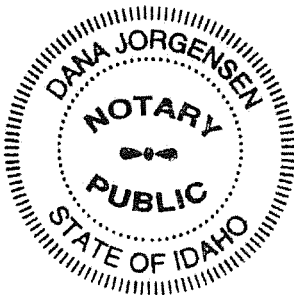
DATED this 5th day of February, 2015.

ESTATE OF JOHN ENGLESON

By: Shannon Nadine Engleson, Pers. Rep.
Shannon Nadine Engleson, Personal Representative

STATE OF IDAHO)
 :SS
County of Bannock)

On this 5th day of February, 2015, before me, the undersigned, a Notary Public in and for said State, personally appeared Shannon Nadine Engleson, known to me to be the Personal Representative of the Estate of John Engleson, and person whose name is subscribed to the foregoing and acknowledged on behalf of said Estate, to me that she executed the same as Personal Representative of said Estate.



Dana Jorgensen
NOTARY PUBLIC FOR Idaho
Commission expires: 6/2/2016

SPECIAL WARRANTY DEED FOR WATER RIGHTS

Shannon Nadene Engleson, as the Personal Representative of the **Estate of John Engleson** ("Grantor"), hereby sells and conveys unto Shannon Nadene Engleson, as trustee, or her successors in interest, of the **Engleson Family Trust** dated January 1, 2015 ("Grantee"), all of Grantor's right, title and interest in Idaho water right numbers 35-2491, 35-7005 and 35-7648 (the "Water Rights")

Grantor hereby covenants and warrants to Grantee that: (a) Grantor is the owner in fee simple of the Water Right; (b) Grantor has not conveyed any part of the Water Right to anyone other than Grantee; (c) the Water Right is free from all liens, claims, or encumbrances; (d) Grantor has the authority to convey the Water Right to Grantee; and (e) Grantor has disclosed to Grantee in good faith all relevant information known to Grantor bearing on the validity and extent of the Water Right. Grantor makes no other covenants or warranties as to the Water Right.

DATED this 19 day of March, 2015.

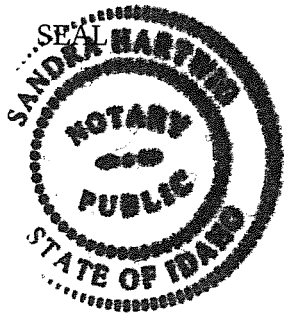
ESTATE OF JOHN ENGLESON

By: Shannon Engleson
Shannon Nadene Engleson,
Personal Representative

ACKNOWLEDGMENT

STATE OF IDAHO)
 : ss.
COUNTY OF BANNOCK)

On this 19th day of March, 2015, before me, the undersigned notary public in and for said county and state, personally appeared **Shannon Nadene Engleson**, known or proved to me by satisfactory evidence to be the Personal Representative of the estate of John Engleson, and the person whose name is subscribed to the within instrument, and acknowledged to me that she executed the same on behalf of said estate.



Sandra J. Hartwig
Notary Public for Idaho
Commission expires 4/27/18



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street • P.O. Box 83720 • Boise, Idaho 83720-0098

Phone: (208) 287-4800 • Fax: (208) 287-6700 • Web Site: www.idwr.idaho.gov

GARY SPACKMAN
Director

C.L. "BUTCH" OTTER
Governor

March 27, 2015

ENGLESON FAMILY TRUST
C/O SHANNON ENGLESON
PO BOX 1304
POCATELLO ID 83204

Re: Change of Ownership for Water Right/Permit No(s): 35-2491, 35-7005 and 35-7648

Dear Water Right Holder(s):

The Department acknowledges the receipt of correspondence changing ownership of the above referenced water right(s) to you. The Department has modified its records to reflect this change in ownership and has enclosed a computer-generated report 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 § 42-222 and §42-223, Idaho Code.

Also note that as of July 1, 1996, water right owners are required to report any change of water right ownership and any change of mailing address of the owner of a water right, to the Department. Notice of the change must be provided to the Department within 120 days of the change. Change reporting forms are available from any office of the Department, or at www.idwr.idaho.gov.

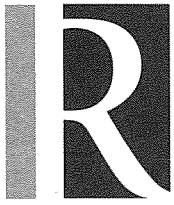
Thank you for your patience. If you have any questions concerning the enclosed information, please feel free to contact me at (208) 287-4942.

Sincerely,

Jean Hersley
Technical Records Specialist II

Enclosure(s)

c: Racine Olson Nye Budge Bailey



RACINE
OLSON
NYE
BUDGE
BAILEY

201 E. Center St.
P.O. Box 1391
Pocatello, ID 83204
O 208.232.6101
F 208.232.6109
racinelaw.net

Thomas J. Budge
tjb@racinelaw.net

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MAR 27 2015

DEPARTMENT OF
WATER RESOURCES

March 25, 2015

Jean Hersley
Idaho Department of Water Resources
322 East Front Street
P.O. Box 83720
Boise, Idaho 83720-0098

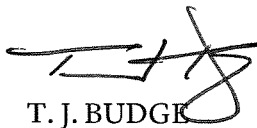
**Re: Water Bank Lease of 35-2491, 35-7005 and 35-7648
Notice of Change in Water Right Ownership**

Dear Jean,

Enclosed is a Notice of Change in Water Right Ownership, along with a check in the amount of \$75.00 for the filing fee. This right has been transferred to the Engleson Family Trust, so I have also enclosed an amended Application to lease water rights 35-7648, 35-7005, and 35-2491 into the Bank.

To answer your questions about the CREP program, it is my understanding these rights were removed from the program last year.

Sincerely,



T. J. BUDGE