

IDWR
received
10/24/2013

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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?
~~A29-00214~~	Yes ☒	A29 10779 OK	Yes ☐	29 13517 OK	Yes ☐
~~A29-00203~~	Yes ☒	A29 10778 OK	Yes ☐	29 13519 OK	Yes ☐
~~A29-00205~~	Yes ☒	29-13508 OK	Yes ☐	29 13521 OK	Yes ☐
~~A29 10774~~	Yes ☒	29 13513 OK	Yes ☐	29 135 11 OK	Yes ☐
~~A29 10776~~	Yes ☒	29 13515 OK	Yes ☐		Yes ☐

2. Previous Owner's Name: Everlee Hill Rush
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): 3578 So Ltd Ptn. Genl Ptn Genl Ptn
Name of current water right holder/claimant
- New owner(s) as listed on the conveyance document: 2765 East Chancellor Pl Salt Lake City Utah 84108
Mailing address City State ZIP
- 801-582-2232 Sharon Persch @ mail.com
Telephone Email
- Name connector ☒ and ☐ or ☐ and/or

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: Sept 12, 2013

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.

8. Signature: 3578 So Ltd Ptn Sharon Persch Genl Ptn 9/12/2013
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 JB Date 10/24/2013 Receipt No. E0390237 Receipt Amt. \$225.-
Approved by JB Processed by JB Date 11/4/2013 SUPPORT DATA

IN FILE # 29-10778

P29123

Addendum #1
Legal.

7-1 9-6-2013

WARRANTY DEED

For Value Received MAX W. HALL, AN UNMARRIED PERSON

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto

ROBERT E. RUSH and EVELEE HILL- RUSH, HUSBAND AND WIFE

whose address is:, 5920 OLD OREGON TRAIL - LAVA HOT SPRINGS, ID 83246

99009913

Hereinafter called the Grantee, the following described premises situated in BANNOCK County, ID, to-wit:

A PARCEL OF LAND IN THE N $\frac{1}{4}$ N $\frac{1}{4}$ OF SECTION 22, TOWNSHIP 9 SOUTH, RANGE 37 EAST OF THE BOISE MERIDIAN IN BANNOCK COUNTY, DESCRIBED AS FOLLOWS:

BEGINNING AT THE NE CORNER OF SAID SECTION 22, WHICH IS MARKED BY A BANNOCK COUNTY BRASS CAP MONUMENT; THENCE S 00°09'47" E ALONG THE EAST BOUNDARY OF SAID SECTION, 359.02 FEET TO A POINT ON THE NORTHERLY RIGHT OF WAY OF OLD OREGON TRAIL ROAD AND MARKED WITH A $\frac{1}{2}$ " REBAR AND PLASTIC CAP PLS 843; THENCE S 79°46'01" W, ALONG SAID NORTHERLY RIGHT OF WAY, 651.50 FEET TO A $\frac{1}{2}$ " REBAR AND PLASTIC CAP MARKED PLS 843; THENCE ALONG A CURVE TO THE LEFT HAVING A RADIUS OF 852.44 FEET, THROUGH A CENTRAL ANGLE OF 22°02'27" FOR AN ARC LENGTH OF 327.92 FEET TO THE POINT OF INTERSECTION OF THE NORTHERLY RIGHT OF WAY OF OLD OREGON TRAIL ROAD WITH THE CENTERLINE OF WEST BOB SMITH ROAD; THENCE N 42°34'11" W ALONG SAID CENTERLINE 261.83 FEET; THENCE ALONG A CURVE TO THE RIGHT HAVING A RADIUS OF 822.97 FEET THROUGH A CENTRAL ANGLE OF 31°29'11" FOR AN ARC LENGTH OF 452.26 FEET TO A POINT WHERE THE CENTERLINE OF WEST BOB SMITH ROAD INTERSECTS THE NORTH LINE OF SAID SECTION 22; THENCE N. 89°56'00" E ALONG SAID NORTH LINE, 1322.52 FEET TO THE TRUE POINT OF BEGINNING.

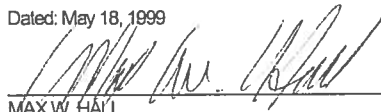
RESERVING THEREFROM AN EASEMENT FOR THE WEST BOB SMITH ROAD ALONG THE WESTERLY 25.00 FEET OF THE ABOVE DESCRIBED PROPERTY.

SEE ATTACHED ADDENDUMS TO THE WARRANTY DEED

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 their 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.

Dated: May 18, 1999


MAX W. HALL

STATE OF IDAHO)

AND WHEN RECORDED MAIL TO:

First American Title Company
223 North 15th Avenue
Pocatello, ID 83201

Recorded Electronically	
ID	<u>21316292</u>
County	<u>Bannock</u>
Date	<u>9-13-13</u> Time <u>1:53pm</u>
Simplifile.com 800.460.5657	

Space Above This Line for Recorder's Use Only

WARRANTY DEED

File No.: **479451-P (ts)**

Date: **September 12, 2013**

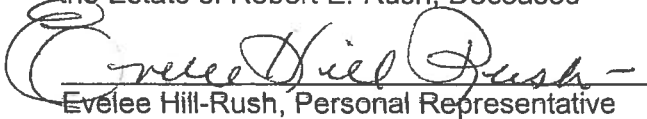
For Value Received, **Evelee Hill-Rush, an unmarried woman and Evelee Hill-Rush, Personal Representative of the Estate of Robert E. Rush, deceased**, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **3578 South Limited Partnership**, hereinafter called the Grantee, whose current address is **5920 E. Old Oregon Trail Road, Lava Hot Springs, ID 83246**, the following described premises, situated in **Bannock County, Idaho**, to-wit:

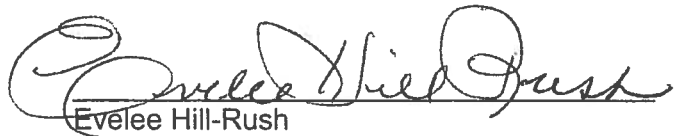
MAILING ADDRESS 2765 CHANCELLOR PL., SALT LAKE CITY, UT 84108
Legal Description attached hereto as Exhibit A, and by this referenced incorporated herein.

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.

Evelee Hill-Rush, Personal Representative of
the Estate of Robert E. Rush, Deceased


Evelee Hill-Rush, Personal Representative


Evelee Hill-Rush

OFFICIAL RECORD BK# 971
BANNOCK COUNTY IDAHO

FEE 34.00 DEPUTY BM
RECORDED AT REQUEST OF

First American Title - Pocatello

21316292

2013 Sep 13 PM 01:53:17

Electronically Recorded by Simplifile

RECORDING REQUESTED BY
First American Title Company

AND WHEN RECORDED MAIL TO:
First American Title Company
223 North 15th Avenue
Pocatello, ID 83201

**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.: **479451-P (ts)**

Date: **September 12, 2013**

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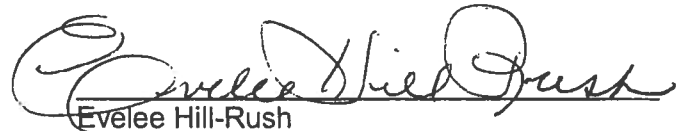
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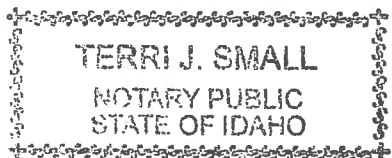
TO HAVE AND TO HOLD the said premises, with its appurtenances, unto the said Grantee, and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that said premises are free from 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.

Evelee Hill-Rush, Personal Representative of
the Estate of Robert E. Rush, Deceased

Evelee Hill-Rush, Personal Representative


Evelee Hill-Rush

On this **Thirteenth day of September, 2013**, before me, a Notary Public in and for said State, personally appeared **Evelee Hill-Rush**, 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.

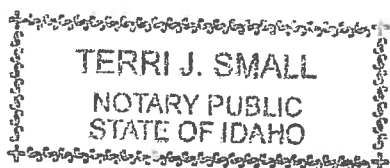


A handwritten signature of Terri J. Small in black ink, written over a horizontal line.

Notary Public for the State of Idaho
Residing at: Pocatello, Idaho
My Commission Expires: 4-28-2017

STATE OF Idaho)
SS.
COUNTY OF Bannock)

On this **Thirteenth day of September, 2013**, before me, a Notary Public in and for said State, personally appeared **Evelee Hill-Rush**, known or identified to me to be the person(s) whose name(s) is subscribed to the within instrument as Personal Representative of the Estate of **Robert E. Rush**, and acknowledged to me that she executed the same as such Personal Representative.



A handwritten signature of Terri J. Small in black ink, written over a horizontal line.

Notary Public of Idaho
Residing at: Pocatello, Idaho
Commission Expires: 4-28-2017

Date: **September 13, 2013**

File No.: **479451-P (ts)**

EXHIBIT 'A'

LEGAL DESCRIPTION:

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