

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

APR 25 2013

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?
13-2265 (Split)	Yes ☒	13-2265, 13-7889	Yes ☐	13-7890 + 13-7891	Yes ☐
13-7069 (Split)	Yes ☒	13-7069, 13-7885	Yes ☐	13-7886, 13-7887	Yes ☐
	Yes ☐		Yes ☐	413-7888	Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐

2. Previous Owner's Name:

ROLEN V. BASTIAN

Name of current water right holder/claimant

3. New Owner(s)/Claimant(s):

John W. Fuqua

Name of each new owner as listed on the conveyance document

New owner continued

Name connector

☐ and

☐ or

☐ and/or

3123 S. 2400 West

Mailing address

Weston

City

Id.

State

83286

ZIP

2087473801

Telephone

Greyhainoldguy@gmail.com

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:

Dec. 07 2000

6. 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.

7. Signature:

John W. Fuqua

Signature of new owner/claimant

Title, if applicable

4-22-2013

Date

Signature:

Signature of new owner/claimant

Title, if applicable

Date

For IDWR Office Use Only:

Received by

BJ

Date

4/25/2013

Receipt No.

E038650
E038631

Receipt Amt.

\$25.00

Approved by

JB

Processed by

BJ

Date

5/20/2013

\$200.00

WARRANTY DEED

For Value Received Greg S. Nate and Chynell Nate, husband and wife

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

* John W. Fuqua and Marcalee Fuqua, husband and wife

whose address is: 3123 South 2400 West, Weston, Idaho 83286

Hereinafter called the Grantee, the following described premises situated in Franklin County, Idaho, to-wit:

Township 16 South, Range 39 East of the Boise Meridian, Franklin County, Idaho.

Beginning at the Southwest corner to the Southwest Quarter of Section 8, thence North 1174 feet to the Point of Beginning, thence North 330 feet, thence East 2970 feet to a point that is 20 rods East of the East line of said Southwest Quarter, thence South 330 feet, thence West 2970 feet to the Point of Beginning

With right of way along West bank of canal and existing drain North of property to said property. Same right of way applies to the bridge across canal and down to pumps on Terrel J. Porter and Kay Arlene Porter property.

Recorded at the request of

FIRST AMERICAN TITLE

DEC 17 2000 10:55 P.M.

V. E. LOTT LARSEN, RECORDER
By Shauna Geddes Deputy
FRANKLIN COUNTY, IDAHO

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: December 1, 2000

Greg S. Nate
Greg S. Nate

Chynell Nate
Chynell Nate

STATE OF Idaho

)ss.

COUNTY OF FRANKLIN

On this 5th day of December, 2000, before me Laurie Bostwick, personally appeared Greg S. Nate and Chynell Nate, known or identified to me (or proved to me on the oath of), to be the person(s) whose name(s) are subscribed to the within instrument, and acknowledged to me that they executed the same.

Laurie Bostwick
Notary Public of Idaho
Residing at: Preston, Idaho
Commission Expires: 12/16/02



11315

k-206748¹⁻²

201905

WARRANTY DEED

Recorded at the request of
First American Title

For Value Received MICHAEL B. HAMBY, a single man

3:35
a.m. APR 08 1998 p.m.

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

GREG S. NATE and CHYNELL NATE, husband and wife

V. ELLIOTT LARSEN, RECORDER
By Shauna Gaddis Deputy
FRANKLIN COUNTY, IDAHO

whose address is: 457 WEST 2ND SOUTH #3, PRESTON, ID, 83263

Hereinafter called the Grantee, the following described premises situated in FRANKLIN County, Idaho, to-wit:

Township 16 South, Range 39 East of the Boise Meridian, Franklin County, Idaho.

Beginning at the Southwest corner of the Southwest Quarter of Section 8, thence North 1174 feet to the POINT OF BEGINNING, thence North 330 feet, thence East 2970 feet to a point that is 20 rods East of the East line of said Southwest Quarter, thence South 330 feet, thence West 2970 feet to the POINT OF BEGINNING.

With right of way along West bank of canal and existing drain North of property to said property. Same right of way applies to the bridge across canal and down to pumps on Terrel J. Porter and Kay Arlene Porter property.

RE-RECORDED TO CORRECT LEGAL DESCRIPTION.

Re - Recorded at the request of
First American Title

10:00 a.m. JUN 25 1999 p.m.

V. ELLIOTT LARSEN, RECORDER
By Camille L. Lamm Deputy
FRANKLIN COUNTY, IDAHO

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.

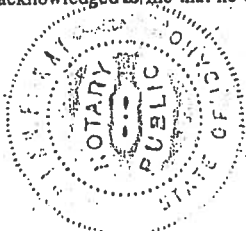
Dated: April 8, 1998

Michael B. Hamby

MICHAEL B. HAMBY

STATE OF ~~IDAHO~~)
: ss
COUNTY OF FRANKLIN)

On This 8th day of April, in the year 1998, before me, a Notary Public in and for said State, personally appeared MICHAEL B. HAMBY, known or identified to me to be the person(s) whose name(s) is subscribed to the within Instrument, and acknowledged to me that he executed the same.

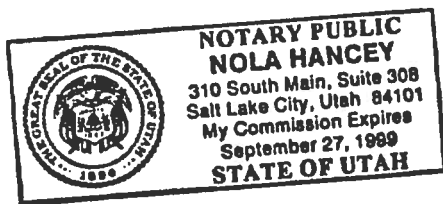


Dianna Kay Notary Public
Residing at Swan Lake, Idaho
Commission Expires: 5/25/2000

le-206748²⁻²

State of UT
County of Cache

On this 24 day of June, 1999, before me, a Notary Public in and for said State, personally appeared Michael B Hamby, 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. In witness whereof I have set my hand and affixed my official seal the day and year in this certificate first above written.



Nola Hancey
Notary Public State of Ut
Residing at: SLC
Commission Expires: 9-27-99

WARRANTY DEED

(3) 15

For Value Received

Terrel J. Porter and Kay Arlene Porter, Husband and Wife,
the grantor, do hereby grant, bargain, sell and convey unto

Micheal B. Hamby

whose current address is 343 East 1225 North Logan, Utah 84321
the grantee, the following described premises, in Franklin

County Idaho, to wit:

Township 16 South range 39 East of the Boise Meridian,
Franklin County Idaho

Beginning at the S.W. corner of the S.W. $\frac{1}{4}$ of section
8, thence North 1174 feet to the point of beginning, thence
North 330 feet, thence East 2970 feet, thence South 330 feet,
thence West 2970 feet to the point of beginning. Containing 22.5
acres of land.

With right of way along west bank of canal and existing drain north of
property to said property. Same right of way applies to the bridge
across canal and down to pumps on Terrel J. and Kay Arlene Porter
property.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee,
her heirs and assigns forever. And the said Grantor do hereby covenant to and
with the said Grantee, that they the owner in fee simple of said premises; that they are free
from all incumbrances

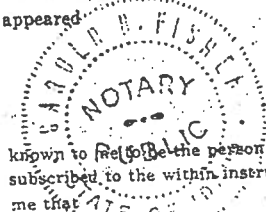
and that he will warrant and defend the same from all lawful claims whatsoever.

Dated: July 9, 1996

Terrel J. Porter

Kay Arlene Porter

STATE OF IDAHO, COUNTY OF
On this 9 day of July, 1996,
before me, a notary public in and for said State, personally
appeared



known to me to be the person whose name
subscribed to the within instrument, and acknowledged to
me that he executed the same.

Residing at

Comm. Expires 1-16-2000

Charles B. Fisher
Notary Public
Idaho

revised at the request of

Terry Porter

a.m. FEB 12 1997 3:20p.m.

V. ELLIOTT LARSEN, RECORDER
By Camille Larsen Deputy
FRANKLIN COUNTY, IDAHO

195101 1-2

(4) f 5

recorded at the request of
TERREL J. PORTER

a.m. JAN 12 1986 1:35 p.m.

V. ELLIOTT LARSEN, RECORDER
By Shauna Geddes Deput.
FRANKLIN COUNTY, IDAHO

TRUSTEE DEED

FOR VALUE RECEIVED BERTIS L. EMBRY FAMILY TRUST
Bertis L. Embry and Anna E. C. Embry,
Trustees under Trust dated June 13, 1981

Grantor, does hereby grant, bargain, sell and convey unto

TERREL J. PORTER and KAY ARLENE PORTER
husband and wife

whose current address is 1933 East 3700 North
Preston, Idaho 83263

Grantees, the following described premises in FRANKLIN
COUNTY, IDAHO, to wit:

Township 16 South, Range 39 East of the Boise Meridian

Section 5: SW $\frac{1}{4}$ SW $\frac{1}{4}$.

Section 8: SW $\frac{1}{4}$, EXCEPTING THEREFROM: Beginning at a point 145 feet South of the Northwest corner of the Southwest Quarter of said Section 8, and running thence South 200 feet; thence East 300 feet; thence North 200 feet; thence West 300 feet to the point of beginning.
ALSO EXCEPT: Beginning at the West Quarter corner of said Section 8; thence East 30.00 feet to the East right-of-way line of 2400 West; thence North 00°06'57" West 1.00 foot to a 5/8" rebar with cap labeled "A.A. HUDSON, PLS 4735", the TRUE POINT OF BEGINNING; thence South 88°24'20" East 430.91 feet along a fence line to a 5/8" rebar with cap; thence South 00°06'57" East 777.15 feet to a 5/8" rebar with cap set on the North bank of a drainage ditch; thence South 61°31'07" West 489.49 feet along said North bank to a 5/8" rebar with cap set on said East right-of-way line of 2400 West, a county road; thence North 00°06'57" West 676.57 feet along said right-of-way to the South line of that tract owned by Carl W. and Sandra B. Clark, recorded under Microfilm Instrument No. 177735, in the official records of Franklin County; thence East 269.30 feet; thence North 200.00 feet; thence West 269.71 feet to said right-of-way line; thence North 00°06'57" West 146.00 feet along said right-of-way line to the TRUE POINT OF BEGINNING. SUBJECT to a right-of-way over the North 50 feet for ingress and egress.
ALSO EXCEPT, portions deeded to WEST CACHE IRRIGATION CO., a Corp., in Book 4 of Deeds, page 200, recorded June 25, 1960, records of Franklin County, Idaho.

ALSO INCLUDING: The West 20 rods of the SE $\frac{1}{4}$, and W $\frac{1}{2}$ NW $\frac{1}{4}$.

SUBJECT TO reservations in United States and State Patents, zoning, subdivision and building ordinances, easements, rights, restrictions, liabilities and obligations as may appear of record.

TO HAVE AND TO HOLD the said premises, with their appurtenances, unto the said Grantees, their heirs and assigns forever. And the Grantor does hereby covenant to and with said Grantees that it is the owner in fee simple of said premises; that they are free from all encumbrances except as may appear of record; and that it will warrant and defend the same from all lawful claims by, under or through it.

DATED:

BERTIS L. EMBRY FAMILY TRUST

December 23, 1995

By Bertis L. Embury
Trustee

By Anna E. C. Embury
Trustee

STATE OF UTAH)
 : ss.
COUNTY OF CACHE)

On December 23, 1995, before me, a Notary Public in and for the State of Utah, personally appeared BERTIS L. EMBRY and ANNA E. C. EMBRY, Trustees of the BERTIS L. EMBRY FAMILY TRUST established June 13, 1981, known to me to be the persons whose names are subscribed to the within instrument, and each acknowledged to me that s/he executed the same for and in behalf of said Trust and the Trust executed the same.



NOTARY PUBLIC
LISA SIMPSON
720 East Center
Providence, UT 84332
My Commission Expires
July 6, 1999
STATE OF UTAH

Lisa Simpson
Notary Public
Residing at: Providence
My commission expires: 7-6-99

WARRANTY DEED

For Value Received ELSIE E. BASTIAN, TRUSTEE of the ROLEN V. BASTIAN and ELSIE E. BASTIAN TRUST,

the grantor does hereby grant, bargain, sell and convey unto

BERTIS L. EMBRY FAMILY TRUST, BERTIS L. EMBRY and ANNA E. C. EMBRY, TRUSTEES

whose current address is 1340 East 1700 North
North Logan, Utah 84321

the grantee, the following described premises, in Franklin County Idaho, to wit:
Township 16 South, Range 38 East of the Boise Meridian

Section 9: Commencing at the Southwest corner of the SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 9, thence North 41 rods; thence Southeast 62 rods; thence West 48 rods to the point of beginning.

E $\frac{1}{4}$ SE $\frac{1}{4}$, EXCEPT: Beginning at the Northeast corner of the SE $\frac{1}{4}$ of Section 9, thence West 24 rods, 10 feet; thence Southeast 30 rods to a point 17 rods, 7 feet South of the said Northeast corner of the SE $\frac{1}{4}$ of Section 9; thence North 17 rods, 7 feet to the point of beginning.

ALSO, NW $\frac{1}{4}$ NE $\frac{1}{4}$; NE $\frac{1}{4}$ NW $\frac{1}{4}$.

125 Shares of Weston Creek Irrigation Company.

Township 16 South, Range 39 East of the Boise Meridian

Section 5: SW $\frac{1}{4}$ SW $\frac{1}{4}$.

Section 8: SW $\frac{1}{4}$, W $\frac{1}{2}$ NW $\frac{1}{4}$, ALSO, the West 20 rods of the SE $\frac{1}{4}$.

Section 18: NE $\frac{1}{4}$ SE $\frac{1}{4}$, EXCEPT the following described property: Commencing at the East Quarter corner of Section 18, running thence West along the middle of the County road, 1160 feet to the TRUE POINT OF BEGINNING; thence South 250 feet; thence West 160 feet; thence North 250 feet; thence East 160 feet to the TRUE POINT OF BEGINNING.
40 Shares of Twin Lakes Canal Company.

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

and that she will warrant and defend the same from all lawful claims whatsoever.

Dated: April 14, 1987

Elsie E. Bastian

STATE OF IDAHO, COUNTY OF FRANKLIN
On this 14th day of April, 1987,
before me, a notary public in and for said State, personally
appeared
ELSIE E. BASTIAN, TRUSTEE
of the ROLEN V. BASTIAN and
ELSIE E. BASTIAN TRUST,

known to me to be the person whose name is
subscribed to the within instrument, and acknowledged to
me that she executed the same.
for, and in behalf of said trust and
the trust executed the same.

Barker Notary Public
Residing at Swan Lake, Idaho
Comm. Expires May 25, 1988

Witness at the request
Quinton Frank Little

9:15 a.m. APR 15 1987 — p.m.

CORRIE L. KELLER, RECORDER
Ja Kay Johnson Dep.
FRANKLIN COUNTY IDAHO

5/15