

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

JUN 28 2012

Notice of Change in Water Right Ownership Department of Water Resources
Eastern Region

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?
29-4036 OK	Yes ☐		Yes ☐		Yes ☐
29-4030 OK	Yes ☒	(Split into 29-14038 & 29-14039)	Yes ☐		Yes ☐
29-4052 OK	Yes ☒	(Split into 29-14040 & 29-14041)	Yes ☐		Yes ☐
29-4053 OK	Yes ☒	(Split into 29-14043 & 29-14044)	Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐

2. Previous Owner's Name:

Norman Lish & Rick Armstrong
Name of current water right holder/claimant

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

Marsh Center Farms / Marsh Lish
Name of each new owner as listed on the conveyance document

New owner continued

Name connector ☐ and ☐ or ☐ and/or

15262 So Marsh Valley Rd
Mailing address

Arimo
City

IDA
State

83214
ZIP

208-705-7320
Telephone

NJLISH5113@AOL.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: _____

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. **Recorded Warranty Deed**
- 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:

Norman L. Lish
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

Date

4/29/2012

Receipt No.

E038190 \$200.
E037747

Receipt Amt.

\$200 -

Approved by

Processed by

Date

11/19/2012

\$125. - for this app.

First American Title - Pocatello

21117625

2011 Nov 18 PM 02:14:00

Electronically Recorded by Simplifile

RECORDING REQUESTED BY

First American Title Company

AND WHEN RECORDED MAIL TO:

First American Title Company

2240 E. Center

Pocatello, ID 83201

FA 399249

Space Above This Line for Recorder's Use Only

WARRANTY DEED

File No.: **399249-P (sg)**

Date: **November 17, 2011**

For Value Received, **Rick L. Armstrong and Peggy Armstrong, husband and wife**, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **Marsh Center Farms, Inc.**, hereinafter called the Grantee, whose current address is **15262 Marsh Valley RD, Arimo, ID 83214**, the following described premises, situated in **Bannock County, Idaho**, to-wit: *MLL*

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.

Peggy Armstrong
Peggy Armstrong

Rick L. Armstrong
Rick L. Armstrong

RECORDING REQUESTED BY
First American Title Company

AND WHEN RECORDED MAIL TO:
First American Title Company
2240 E. Center
Pocatello, ID 83201

Recorded Electronically	
ID	<u>2117625</u>
County	<u>Bannock</u>
Date	<u>11-18-11</u> Time <u>2:14</u>
Simplifile.com 800.460.5657	

FA 399249

Space Above This Line for Recorder's Use Only

WARRANTY DEED

File No.: **399249-P (sg)**

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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.

Peggy Armstrong
Peggy Armstrong

Rick L. Armstrong
Rick L. Armstrong

STATE OF Idaho)
)
)
COUNTY OF Bannock)
)
)

On this **Eighteenth day of November, 2011**, before me, a Notary Public in and for said State, personally appeared **Rick L. Armstrong and Peggy Armstrong**, 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.

S. Garrett

Notary Public for the State of Idaho

Residing at: Inkom

My Commission Expires: 9-30-2017

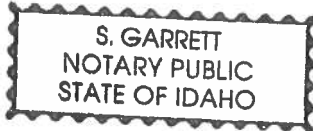


EXHIBIT A

BEGINNING AT A POINT NORTH 89°12' WEST 440 FEET FROM THE NORTHEAST CORNER OF SECTION 19, TOWNSHIP 10 SOUTH, RANGE 37 EAST, BOISE MERIDIAN, BANNOCK COUNTY, IDAHO; THENCE BEGINNING SOUTH 2415 FEET; THENCE NORTH 89°12' WEST 2211 FEET TO THE WEST LINE OF THE NORTHEAST QUARTER OF SAID SECTION 19; THENCE NORTH 2415 FEET TO THE NORTH QUARTER CORNER OF SAID SECTION 19; THENCE SOUTH 89° 12' EAST, 2211 FEET TO THE PLACE OF BEGINNING.

EXCEPTING THEREFROM A STRIP OF LAND 150 FEET WIDE, BEING 100 FEET ON THE NORTHEASTERLY SIDE AND 50 FEET ON THE SOUTHWESTERLY SIDE OF THE FOLLOWING DESCRIBED CENTER LINE OF HIGHWAY AS SURVEYED AND SHOWN ON THE OFFICIAL PLAT OF THE YELLOWSTONE PARK FI-113 4 HIGHWAY SURVEY ON FILE IN THE OFFICE OF THE DEPARTMENT OF PUBLIC WORKS OF THE STATE OF IDAHO AND LYING OVER AND ACROSS THE NORTHEAST QUARTER NORTHEAST QUARTER AND IN A PORTION OF THE SOUTHEAST QUARTER NORTHEAST QUARTER OF SECTION 19, TOWNSHIP 10 SOUTH, RANGE 37 EAST, BOISE MERIDIAN.

BEGINNING AT A STATION 1615+74.4 OF THE SAID HIGHWAY SURVEY, WHICH STATION IS A POINT ON TANGENT APPROXIMATELY 1537.7 FEET EAST FROM THE SOUTH QUARTER CORNER OF SECTION 18, TOWNSHIP 10 SOUTH, RANGE 37 EAST, BOISE MERIDIAN; THENCE RUNNING SOUTH 11°02' EAST, 1872.3 FEET TO STATION 1634+46.7 OF SAID SURVEY, WHICH STATION IS A POINT OF CURVATURE; THENCE 658.3 FEET WITH A 0°40' CURVE RIGHT, SAID CURVE HAVING A CENTRAL ANGLE OF 9°02' TO STATION 1641+05 WHICH STATION IS A POINT ON CURVE APPROXIMATELY 670 FEET WEST AND 190 FEET NORTH FROM THE EAST QUARTER CORNER OF SECTION 19, TOWNSHIP 10 SOUTH, RANGE 37 EAST, BOISE MERIDIAN.

EXCEPTING ALSO: AN ADDITIONAL STRIP OF LAND 30 FEET WIDE ADJACENT AND CONTIGUOUS TO AND PARALLEL WITH THE ABOVE DESCRIBED RIGHT OF WAY ON THE SOUTHWESTERLY SIDE BETWEEN STATIONS 1630+50 AND 1641+05.

ALSO EXCEPT: A PARCEL OF LAND BEING ON BOTH SIDES OF THE CENTER LINE OF INTERSTATE 15 PROJECT NO. I-15-1(16)37 HIGHWAY SURVEY AS SHOWN ON THE PLANS THEREOF NOW ON FILE IN THE OFFICE OF THE DEPARTMENT OF HIGHWAYS OF THE STATE OF IDAHO, AND BEING A PORTION OF THE EAST HALF NORTHEAST QUARTER AND THE NORTHWEST

QUARTER NORTHEAST QUARTER OF SECTION 19, TOWNSHIP 10 SOUTH, RANGE 37 EAST, BOISE MERIDIAN, DESCRIBED AS FOLLOWS, TO WIT:

BEGINNING AT THE NORTHEAST CORNER OF THE NORTHWEST QUARTER NORTHEAST QUARTER OF SECTION 19, TOWNSHIP 10 SOUTH, RANGE 37 EAST, BOISE MERIDIAN; THENCE NORTH 89°09'03" WEST, SHOWN OF RECORD TO BE NORTH 89°12' WEST, ALONG THE NORTH LINE OF SAID NORTHWEST QUARTER NORTHEAST QUARTER A DISTANCE OF 12.0 FEET, MORE OR LESS, TO A POINT IN A LINE PARALLEL WITH AND 35.0 FEET WESTERLY FROM THE CENTERLINE OF FRONTAGE ROAD NO. F-1 SURVEY AS SHOWN ON THE PLANS OF SAID INTERSTATE 15, PROJECT NO. I-15-1(16)37 HIGHWAY SURVEY; THENCE SOUTH 10°52'03" EAST ALONG SAID PARALLEL LINE 2,178.0 FEET, MORE OR LESS, TO A POINT OPPOSITE STATION 1145+50 OF SAID FRONTAGE ROAD F-1 SURVEY. THENCE SOUTH 17°48'53" EAST, 82.68 FEET TO A POINT IN A LINE PARALLEL WITH AND 25.0 FEET WESTERLY FROM THE CENTERLINE AND OPPOSITE STATION 1144+67.93 OF SAID FRONTAGE ROAD NO. F-1 SURVEY; THENCE SOUTHWESTERLY ALONG SAID LAST PARALLEL LINE BEING A 175.0 FOOT RADIUS CURVE RIGHT 260.0 FEET, MORE OR LESS, TO A POINT IN THE SOUTH LINE OF THE TRACT OF LAND AS DESCRIBED IN THAT CERTAIN WARRANTY DEED DATED JULY 18, 1939, RECORDED DECEMBER 15, 1939, IN BOOK 78 OF DEEDS AT PAGE 613, RECORDS OF BANNOCK COUNTY, IDAHO; THENCE EASTERLY (SHOWN OF RECORD TO BE SOUTH 89°12' EAST), ALONG SAID SOUTH LINE 460.0 FEET, MORE OR LESS, TO A POINT IN THE EASTERLY RIGHT OF WAY LINE OF EXISTING U.S. HIGHWAY NO. 91-191; THENCE NORTHERLY ALONG SAID EXISTING EASTERLY RIGHT OF WAY LINE, 2460.0 FEET, MORE OR LESS, TO A POINT IN THE NORTH LINE OF SAID SECTION 19; THENCE

MLY LA PA

NORTH 89°09'03" WEST, (SHOWN OF RECORD TO BE NORTH 89° 12' WEST) ALONG SAID NORTH LINE 315.0 FEET, MORE OR LESS, TO THE PLACE OF BEGINNING.

ALSO EXCEPT: ALL THAT PORTION OF THE EAST HALF NORTHEAST QUARTER OF THE ABOVE DESCRIBED PROPERTY LYING EASTERLY OF INTERSTATE 1-15-1 AND ADJACENT COUNTY ROAD.

ALSO EXCEPTING THE SPRINGS LOCATED ON SAID DESCRIBED PROPERTY LYING EAST OF INTERSTATE I-15-1 AND ADJACENT COUNTY ROAD.

ALSO EXCEPTING: THAT PORTION OF THE SE $\frac{1}{4}$ NE $\frac{1}{4}$ OF SECTION 19, TOWNSHIP 10 SOUTH, RANGE 37 EAST, BOISE MERIDIAN, BANNOCK COUNTY, IDAHO, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHEAST CORNER OF THE NW $\frac{1}{4}$ NE $\frac{1}{4}$ OF SAID SECTION 19; THENCE N. 89°09'03" W., SHOWN OF RECORD TO BE N. 89°12' W., ALONG THE NORTH LINE OF SAID NW $\frac{1}{4}$ NE $\frac{1}{4}$, A DISTANCE OF 12.0 FEET, MORE OR LESS TO A POINT IN A LINE PARALLEL WITH AND 35.0 FEET WESTERLY FROM THE CENTERLINE OF FRONTAGE ROAD NO. F-1 SURVEY AS SHOWN ON THE PLANS OF SAID INTERSTATE 15, PROJECT NO. I-15-1 (16) 37 HIGHWAY SURVEY THENCE S. 10°52'03" E. ALONG SAID PARALLEL LINE 2178.0 FEET, MORE OR LESS, TO A POINT OPPOSITE STATION 1145+50 OF SAID FRONTAGE ROAD F-1 SURVEY; THENCE S. 17°48'53" E. 82.68 FEET TO A POINT ON A LINE PARALLEL WITH AND 25.0 FEET WESTERLY FROM THE CENTERLINE AND OPPOSITE STATION 1144+67.93 OF SAID FRONTAGE ROAD NO. F-1 SURVEY; THENCE, SOUTHWESTERLY ALONG SAID LAST PARALLEL LINE BEING A 175 FOOT RADIUS CURVE RIGHT 260.0 FEET, MORE OR LESS, TO A POINT IN THE SOUTH LINE OF THE TRACT OF LAND AS DESCRIBED IN THAT CERTAIN WARRANTY DEED RECORDED DECEMBER 15, 1939, IN BOOK 78 OF DEEDS, AT PAGE 613, RECORDS OF BANNOCK COUNTY, IDAHO; BEING THE TRUE POINT OF BEGINNING; THENCE N. 89°12' W. 250 FEET TO A POINT; THENCE NORTH 150 FEET TO A POINT; THENCE S. 89°12' E. 310 FEET, MORE OR LESS TO A POINT ON A CURVE TO THE RIGHT, HAVING RADIUS OF 175 FEET, AND AS SHOWN ON THE PLANS OF SAID INTERSTATE 15, PROJECT NO. I-15-1 (16) 37 HIGHWAY SURVEY; THENCE CONTINUING SOUTHWESTERLY ALONG SAID CURVE TO THE RIGHT, A DISTANCE OF 200 FEET, MORE OR LESS TO THE TRUE POINT OF BEGINNING.

MLL RA PQ

RECEIVED

94014564

FA#18600

JUL 02 2012

Department of Water Resources
Eastern Region

2-1
WARRANTY DEED

94009709

For Value Received **NORMAN MYERS** also known as **NORMAN LEE MYERS** and **MAXINE MYERS**, husband and wife

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **NORMAN J. LISH** and **MARSHA LISH**, husband and wife

whose address is: **17340 S COFFIN RD ARIMO, ID 83214**

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

SEE ATTACHED EXHIBIT "A"

*THIS DEED IS BEING RE-RECORDED FOR THE SOLE PURPOSE OF CLARIFYING THE LEGAL DESCRIPTION. THERE HAVE BEEN NO ADDITIONS OR DELETIONS OF PROPERTY.

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 25, 1994

Norman Lee Myers
NORMAN LEE MYERS

Maxine Myers
MAXINE MYERS

STATE OF IDAHO)

: ss

COUNTY OF BANNOCK)

On This 27th day of MAY, in the year 1994, before me, a Notary Public in and for said State, personally appeared: **NORMAN LEE MYERS** and **MAXINE MYERS** known as identified

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 25, 1994

Norman Lee Myers
NORMAN LEE MYERS

Maxine Myers
MAXINE MYERS

STATE OF IDAHO)

: ss

COUNTY OF BANNOCK)

On This 27th day of MAY, in the year 1994, before me, a Notary Public in and for said State, personally appeared NORMAN LEE MYERS and MAXINE MYERS, known or identified to me to be the person(s) whose name(s) ARE subscribed to the within Instrument, and acknowledged to me that THEY executed the same.

Sheila Thompson
Residing at POCA TELLO
Notary Public of Idaho
Commission Expires: 4-21-99 94-99

NOTARY SEAL

NO 94014564
RECEIVED REQUEST OF
FIRST AMERICAN TITLE
'94 AUG -9 P 2:42

NO 94009708
RECEIVED REQUEST OF
FIRST AMERICAN TITLE
'94 MAY 31 A 9:32

6/6

EXHIBIT "A"

All of the following described property lying West of the Westerly right of way line of Interstate 15:

The West half of the Southeast Quarter and the Southeast Quarter of the Southeast Quarter of Section 19, Township 10 South, Range 37 E.B.M., BANNOCK COUNTY, IDAHO.

ALSO: Commencing at a point 440 feet West from the Northeast Corner of the Southeast Quarter of Section 19, Township 10 South, Range 37 E.B.M., BANNOCK COUNTY, IDAHO, run thence in a Westerly direction a distance of 850 feet; thence at right angles South for a distance of 1320 feet; thence at right angles East 880 feet; thence at right angles North for a distance of 1320 feet to the PLACE OF BEGINNING;

ALSO: Beginning at the Southwest Corner of the South Half of the Northeast Quarter of Section 19, Township 10 South, Range 37 E.B.M., BANNOCK COUNTY, IDAHO, and run thence North along the West boundary thereof 235.9 feet, thence run East at right angles to the last course a distance of 2200 feet, run thence South at right angles to the last course a distance of 235.9 feet to the South boundary line of said subdivision, run thence West along said boundary line a distance of 2200 feet to the POINT OF BEGINNING.

EXCEPT to the rights of Bannock County a strip granted said County by Instrument recorded in Book 40, Page 554, records of Bannock County, Idaho.

EXCEPTING THEREFROM a strip of land 150 feet wide, being 100 feet on the Easterly side and 50 feet on the Westerly side of the following described center line of Highway as surveyed and shown on the official plat of the Yellowstone Park FI-113 (4) Highway Survey on file in the office of the Department of Public Works of the State of Idaho, and lying in a portion of the SE $\frac{1}{4}$ NE $\frac{1}{4}$ and over and across the E $\frac{1}{2}$ SE $\frac{1}{4}$ of Section 19, Township 10 South, Range 37, E.B.M., BANNOCK COUNTY, IDAHO:

Beginning at Station 1641-05 of the said Highway Survey, which Station is a point curve approximately 670 feet West and 190 feet North from the East Quarter Corner of Section 19, Township 10 South, Range 37 E.B.M.; thence 696.7 feet with a 0°40' curve right, said curve having a central angle of 9°02' to Station 1648-01.7, which Station is a point on tangent thence South 2°00' East on tangent 2115.9 feet to Station 1669-17.6 which Station is a point on tangent approximately 550 feet West from the Southeast Corner of Section 19, Township 10 South, Range 37 E.B.M., also an additional strip of land 30 feet wide adjacent and contiguous to and parallel with the above described right of way on the Westerly side between Stations 1641-09 and 1663-00 a triangular strip on the Westerly side tapering from 30 feet wide as station 1663-00 to 0 feet wide at Station 1665-00.

ALSO: NE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 30, Township 10 South, Range 37 E.B.M., BANNOCK COUNTY, IDAHO, EXCEPTING THEREFROM: Beginning at the Southeast Corner of NE $\frac{1}{4}$ NE $\frac{1}{4}$, run thence Northerly along East line of Section 30 a distance of 650 feet to a point, thence Southwesterly along straight line to a point in the South line of NE $\frac{1}{4}$ NE $\frac{1}{4}$ that is 350 feet Westerly from said East line of Section 30, measured along said South line of NE $\frac{1}{4}$ NE $\frac{1}{4}$; thence Easterly along said South line NE $\frac{1}{4}$ NE $\frac{1}{4}$ a distance of 350 feet to POINT OF BEGINNING.

ALSO: The West Half of the Northeast Quarter of Section 30; all in Township 10 South, Range 37, East of the Boise Meridian, BANNOCK COUNTY, IDAHO.

IN THE DISTRICT COURT OF THE SIXTH JUDICIAL DISTRICT
OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF BANNOCK
MAGISTRATE DIVISION

IN THE MATTER OF THE ESTATE OF:

NORMAN J. LISH,

Deceased.

CASE NO. CV-2011-0155-IE

LETTERS TESTAMENTARY

FILED
BANNOCK COUNTY
CLERK OF THE DISTRICT COURT
2011 JAN 19 PM 4:40
DEPUTY CLERK

Marsha L. Lish was duly appointed and qualified as General Personal Representative of the Estate of Norman J. Lish by the Court with all authority pertaining thereto.

Administration of the Estate is unsupervised.

These letters are issued to evidence the appointment, qualification, and authority of said Personal Representative.

WITNESSED, my signature and the Seal of this Court, this 19 day of January, 2011.

SIXTH JUDICIAL DISTRICT COURT



HONORABLE
MAGISTRATE JUDGE

STATE OF IDAHO }
County of Bannock } ss.

I hereby certify that the foregoing is a full, true and correct copy of an instrument as the same now remains on file and of record in my office.

WITNESS my hand and official seal hereto affixed
this 19 day of January, 20 11

DALE HATCH, CLERK OF THE DISTRICT COURT,
EX OFFICIO AUDITOR AND RECORDER.

By Deputy nc

