

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Notice of Change in Water Right Ownership

RECEIVED

JAN 18 2012

Department of Water Resources
Eastern Region

RECEIVED

FEB 02 2012

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?
29-2364 OK	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐

2. Previous Owner's Name: Richard and Shannon Koch
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Adam Davis
Name of each new owner as listed on the conveyance document
Angela Davis
New owner continued Name connector ☐ and ☐ or ☒ and/or
7025 W. Portneuf Rd.
Mailing address
Pocatello ID 83204
City State ZIP
208-406-3264 eightyfivefingers@yahoo.com
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: 12/29/11

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: [Signature] 1/13/12
Signature of new owner/claimant Title, if applicable Date
- Signature: [Signature] 1/13/12
Signature of new owner/claimant Title, if applicable Date

For IDWR Office Use Only:

Received by [Signature] Date 2/2/2012 Receipt No. E037293 Receipt Amt. \$25. -
Approved by [Signature] Processed by [Signature] Date 2/2/2012

WARRANTY DEED

ATEC Order No.: 121541

FOR VALUE RECEIVED

Richard A. Koch and Shannon Koch, husband and wife

the grantor(s), do(es) hereby grant, bargain, sell and convey unto



Adam Davis and Angela Davis, husband and wife

whose current address is

7025 West Portneuf Road
Pocatello, ID 83204

the grantee(s), the following described premises, in Bannock County, Idaho, TO WIT:

COMMENCING at the South 1/16 corner on the East line of Section 21, Township 7 South, Range 35 East, Boise Meridian, Bannock County, Idaho;
Thence South 0°11' West along the East line of Section 21, 30 feet to the intersection of the center line of the Portneuf Road, POINT OF BEGINNING;
Thence South 0°11' West along the East line 208.7 feet;
Thence West 417.4 feet;
Thence North 0°11' East 208.7 feet to the intersection of the center line of the Portneuf Road;
Thence East along the center line 417.4 feet to the POINT OF BEGINNING.

Except:

A parcel of land on the South side of the centerline of Portneuf River Road, Bannock County, Idaho, Portneuf River Road Project No. RS-1764(1) Highway Survey as shown on the plans thereof now on file in the office of the County Commissioners, Bannock County, Idaho, and being a portion of the Southeast ¼ of the Southeast ¼ of Section 21, Township 7 South, Range 35 East, Boise Meridian, Bannock County, Idaho, described as follows to wit:

BEGINNING at a point which is North 00°11'41" East, and 1240.35 feet along the East Section line of Section 21, from the Southeast corner of Section 21, Township 7 South, Range 35 East, Boise Meridian, Bannock County, Idaho, which point also bears South 00°11'41" West 30.00 feet of centerline station 19+63.83 of said Portneuf River Road Project No. RS-1764(1); and also being on the East Section line of said Section;
Thence North 00°11'41" East 38.24 feet along the East Section line which point also bears North 00°11'47" East 3.24 feet from centerline station 19+62.07;
Thence North 89°51'00" West 417.40 feet to a point which is on centerline station 15+44.92;
Thence South 00°09'00" West 30.00 feet to a point which bears South 00°09'00" West 30.00 feet from centerline station 15+44.92;
Thence South 89°49'14" East 89.97 feet to a point which bears South 00°20'59" West 30.00 feet from centerline station 16+35.00;
Thence Southeasterly along a horizontal curve to the right with a radius of 7609.44 feet and a cord bearing of South 88°25'02" East, a distance of 327.53 feet to a point on the East Section line of said Section also being the POINT OF BEGINNING.



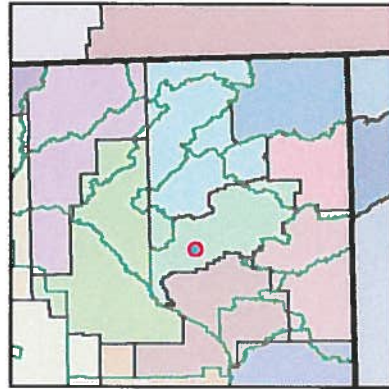
Idaho Department of Water Resources

SRBA Recommendation:

29-2364
(Irrigation)

Legend

- Point of Diversion
- Place of Use
- Townships
- PLS Sections
- Quarter Quarters



Bannock County
IDWR Basin 29

Prepared by S. Hemenway
On Tuesday, March 11, 2008
2004 Aerial Photography



0 0.1 0.2 Miles

RECORDING REQUESTED BY
First American Title Company

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

OFFICIAL RECORD BK# 901
BANNOCK COUNTY IDAHO

20726401

RECORDED AT REQUEST OF
FEE 9 DEPUTY me

FIRST AMERICAN TITLE

20726401

2007 NOV -2 P 3:54

31

Space Above This Line for Recorder's Use Only

WARRANTY DEED

File No.: **232525-P (bv)**

Date: **October 30, 2007**

For Value Received, **Hugh Hawkes and Wilma E. Hawkes, (who acquired title as Wilma E. Whitworth, a single person) husband and wife**, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **Richard A. Koch and Shannon Koch, husband and wife**, hereinafter called the Grantee, whose current address is **7025 West Portneuf Road, Pocatello, ID 83204**, the following described premises, situated in **Bannock County, Idaho**, to-wit:

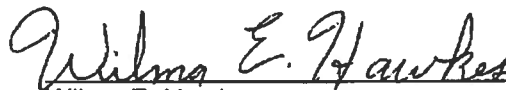
Legal Description attached hereto as Exhibit A, and by this referenced incorporated herein.

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.



Hugh Hawkes



Wilma E. Hawkes

FROM HAWKES
TO KOCH

STATE OF Idaho)

SS.)

COUNTY OF Bannock)

32

20726401

On this **Second day of November, 2007**, before me, a Notary Public in and for said State, personally appeared **Hugh Hawkes and Wilma E. Hawkes**, 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.



Brooke Victor

Notary Public for the State of Idaho

Residing at: Chubbuck, ID

My Commission Expires: 4/13/2011

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EXHIBIT A

20726401

COMMENCING AT THE SOUTH 1/16 CORNER ON THE EAST LINE OF SECTION 21, TOWNSHIP 7 SOUTH, RANGE 35 E.B.M.; THENCE SOUTH $0^{\circ}11'$ WEST ALONG THE EAST LINE OF SECTION 21, 30 FEET TO THE INTERSECTION OF THE CENTER LINE OF THE PORTNEUF ROAD, POINT OF BEGINNING; THENCE SOUTH $0^{\circ}11'$ WEST ALONG THE EAST LINE 208.7 FEET; THENCE WEST 417.4 FEET; THENCE NORTH $0^{\circ}11'$ EAST 208.7 FEET TO THE INTERSECTION OF THE CENTER LINE OF THE PORTNEUF ROAD; THENCE EAST ALONG THE CENTER LINE 417.4 FEET TO THE POINT OF BEGINNING.

EXCEPT:

A PARCEL OF LAND ON THE SOUTH SIDE OF THE CENTERLINE OF PORTNEUF RIVER ROAD, BANNOCK COUNTY, IDAHO, PORTNEUF RIVER ROAD PROJECT NO. RS-1764(1), HIGHWAY SURVEY AS SHOWN ON THE PLANS THEREOF NOW ON FILE IN THE OFFICE OF THE COUNTY COMMISSIONERS, BANNOCK COUNTY, IDAHO, AND BEING A PORTION OF THE SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 21, TOWNSHIP 7 SOUTH, RANGE 35 E.B.M., DESCRIBED AS FOLLOWS TO WIT:

BEGINNING AT A POINT WHICH IS NORTH $00^{\circ}11'41''$ EAST, AND 1240.35 FEET ALONG THE EAST SECTION LINE OF SECTION 21, FROM THE SOUTHEAST CORNER OF SECTION 21, TOWNSHIP 7 SOUTH, RANGE 35 E.B.M., BANNOCK COUNTY, IDAHO, WHICH POINT ALSO BEARS SOUTH $00^{\circ}11'41''$ WEST 30.00 FEET OF CENTERLINE STATION 19+63.83 OF SAID PORTNEUF RIVER ROAD PROJECT NO. RS-1764(1); AND ALSO BEING ON THE EAST SECTION LINE OF SAID SECTION; THENCE NORTH $00^{\circ}11'41''$ EAST 38.24 FEET ALONG THE EAST SECTION LINE WHICH POINT ALSO BEARS NORTH $00^{\circ}11'47''$ EAST 3.24 FEET FROM CENTERLINE STATION 19+62.07; THENCE NORTH $89^{\circ}51'00''$ WEST 417.40 FEET TO A POINT WHICH IS ON CENTERLINE STATION 15+44.92; THENCE SOUTH $00^{\circ}09'00''$ WEST 30.00 FEET TO A POINT WHICH BEARS SOUTH $00^{\circ}09'00''$ WEST 30.00 FEET FROM CENTERLINE STATION 15+44.92; THENCE SOUTH $89^{\circ}49'14''$ EAST 89.97 FEET TO A POINT WHICH BEARS SOUTH $00^{\circ}20'59''$ WEST 30.00 FEET FROM CENTERLINE STATION 16+35.00; THENCE SOUTHEASTERLY ALONG A HORIZONTAL CURVE TO THE RIGHT WITH A RADIUS OF 7609.44 FEET AND A CORD BEARING OF SOUTH $88^{\circ}25'02''$ EAST, A DISTANCE OF 327.53 FEET TO A POINT ON THE EAST SECTION LINE OF SAID SECTION ALSO BEING THE POINT OF BEGINNING.

21119766 2011 Dec 29 PM 02:05:00
Electronically Recorded by Simplifile

WARRANTY DEED

ATEC Order No.:121541

FOR VALUE RECEIVED

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the grantor(s), do(es) hereby grant, bargain, sell and convey unto



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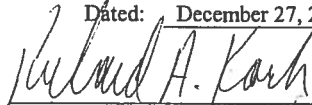
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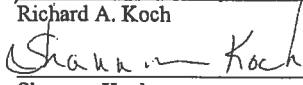
Koch to Davis

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee(s), that (s)he is/are the owner(s) in fee simple of said premises; that they are free from all encumbrances Except: Current Year Taxes, conditions, covenants, restrictions, reservations, easements, rights and rights of way, apparent or of record.

And that (s)he will warrant and defend the same from all lawful claims whatsoever.

Dated: December 27, 2011

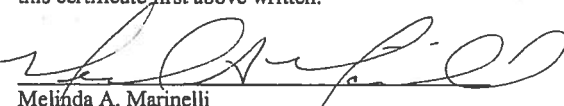

Richard A. Koch


Shannon Koch

State of Idaho } ss
County of Bannock }

On this 28 day of December, 2011, before me, Melinda A. Marinelli, a Notary Public in and for said state, personally appeared Richard A. Koch and Shannon Koch, 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 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.


Melinda A. Marinelli
Notary Public for the State of Idaho
Residing at: Pocatello, ID
Commission Expires: ~~4/21/15~~ 3/3/2017

