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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

Department of Water Resources
 Eastern Region

Please print or type. Attach pages with additional information. Instructions are included at the end of this form. Incomplete forms will be returned.

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case IDWR will produce new water right number(s) for the split(s).

Water Right No(s)	Adjudication Claim No(s)	Split(s)	Water Right No(s)	Adjudication Claim No(s)	Split(s)
WR 29-13126	(Split into 29-13926 & 29-13927)				

2. The following **REQUIRED** information must be submitted with this form:

SUPPORT DATA

- A. The appropriate **FILING FEE**. See instructions for fee amounts.
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are on file with the county Planning and Zoning or Recorder's Office).
- OR**
- D. If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency or equivalent **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

IN FILE # 29-13126-

3. Name and Address of Former Owner/Claimant(s)

Don and LaVerne Voeltzel
 761 E. Upper Rock Creek
 Inkom ID 83245

4. New Owner/Claimant(s)

Frank or Roxie Swassing
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address

2213 N Fort Hall main Rd

City, State and ZIP Code

Pocatello, ID 83204

New Telephone Number

(208) 233-3633 Email: fswass@yachw.com

5. Date you acquired the property

1-23-06

6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in line 1, then skip this line and go to line 7. If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (you may copy this page, if necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right will not be split, skip this area and proceed to line 7)		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Water Right and/or Adjudication Claim Number <u>29-13126</u>		
Irrigation		
Stock		<u>0.05</u>
Domestic		
Other		
Totals		
Water Right and/or Adjudication Claim Number _____		
Irrigation		
Stock		
Domestic		
Other		
Totals		
Water Right and/or Adjudication Claim Number _____		
Irrigation		
Stock		
Domestic		
Other		
Totals		

For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.

7. Signature(s) of New Owner(s) or Claimant(s)

Don Swasing (title if applicable)
 _____ (title if applicable)

IT IS IMPORTANT TO FILE THIS COMPLETED FORM AT THE APPROPRIATE IDWR OFFICE, WITH PAYMENT OF THE FILING FEE AND THE OWNERSHIP DOCUMENT(S), AS REFERRED TO IN LINE 2.

For IDWR Office Use Only:

Received by *JB*
 Received by *JB*
 Processed by _____ AJ

Date *11/13/09*
 Date *11/3/09*
 Date _____

Receipt Amt. *E035439*
 Receipt No. *25.00*
 WR _____ Date _____

- Legend**
- ESPA
 - Counties
 - GCDB Township/Range
 - GCDB Section
 - GCDB Quarter-Quarter



3-1 20528368
20528368
RECORDING REQUESTED BY
First American Title Company

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

FIRST AMERICAN TITLE
RECORDED AT REQUEST OF

FEE 9- DEPUTY m1

2005 DEC 30 AM 11 23

OFFICIAL RECORD BK# 878
RECORDER
BANNOCK COUNTY IDAHO

Space Above This Line for Recorder's Use Only

WARRANTY DEED

File No.: **143028-P (sg)**

Date: **December 29, 2005**

For Value Received, **Don Voeltzel and LaVerne Voeltzel, husband and wife**, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **Frank Swassing and Roxie Swassing, husband and wife**, hereinafter called the Grantee, whose current address is 2213 N. Fort Hall Mine Rd., 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.

Don Voeltzel
Don Voeltzel

LaVerne Voeltzel
LaVerne Voeltzel

STATE OF Idaho

)
SS.

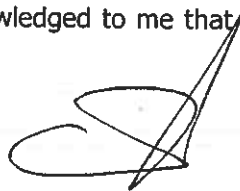
3.2

COUNTY OF Bannock

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20528368

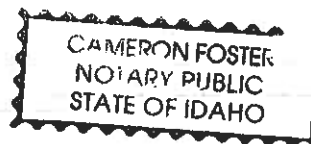
On this **Twenty-ninth day of December, 2005**, before me, a Notary Public in and for said State, personally appeared **Don Voeltzel and LaVerne Voeltzel**, known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged to me that he/she/they executed the same.



Notary Public for the State of Idaho

Residing at: Pocatello, ID

My Commission Expires: 04/13/2011



3-3
EXHIBIT A

20528368

PARCEL 1:

A PORTION OF THE NW1/4 SECTION 12, TOWNSHIP 8 SOUTH, RANGE 36 EAST, BOISE MERIDIAN, BANNOCK COUNTY, IDAHO, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE EAST 1/16 CORNER OF THE NORTH LINE OF SECTION 11, TOWNSHIP 8 SOUTH, RANGE 36 EAST, BOISE MERIDIAN, THENCE EAST ALONG THE NORTH LINE OF SECTION 11 AND 12, 1712 FEET TO THE POINT OF BEGINNING.

THENCE EAST ALONG THE NORTH LINE, 1350.81 FEET; THENCE SOUTH 4°28'45" WEST, 1312.7 FEET TO THE NORTH RIGHT OF WAY LINE OF UPPER ROCK CREEK ROAD; THENCE WEST ALONG THE NORTH RIGHT OF WAY LINE, 1250 FEET TO A POINT SOUTH OF THE POINT OF BEGINNING; THENCE NORTH 1223.34 FEET TO THE POINT OF BEGINNING.

PARCEL 2:

TOGETHER WITH A 25 FOOT WIDE ACCESS EASEMENT AS DESCRIBED IN GRANT OF EASEMENT RECORDED DECEMBER 11, 1978 AS INSTRUMENT NO. 614651 AND A AGREEMENT RECORDED JUNE 25, 1985 AS INSTRUMENT NO. 752030.