

DEV

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

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 NO. 29-43					

RECEIVED

OCT 29 2008

Department of Water Resources
Eastern Region

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

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

J.B. Irick

Lola Irick

P.O. Box 636 Lava Hot Springs

4. New Owner/Claimant(s)

Id. 83246 (208) 776-5522

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

New Mailing Address

Shane & or Cynthia Irick

City, State and ZIP Code

Lava Hot Springs Id. 83246

New Telephone Number

(208) 776-5298

Email: _____

5. Date you acquired the property

3-30-07

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		
Irrigation		
Stock		
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)

Shane Lusk

(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 JR

Date

10-29-08Received by JR

Date

10-29-08Processed by AJ

Date

10-29-08

Receipt Amt

\$25.00

Receipt No.

2034559

WR

Date

OWNER'S POLICY

SCHEDULE A

Order Number	Policy Number	Date of Policy	Amount of Insurance	Premium Amount
3010713588KF	72106-1486918	March 30, 2007 At 4:19PM	\$48,622.00	\$425.00

1. Name of Insured:

Shane C. Irick and Cynthia L. Irick

2. The estate or interest in the land which is covered by this policy is:

Fee Simple

3. Title to the estate or interest in the land is vested in:

Shane C. Irick and Cynthia L. Irick, Husband and Wife

4. The land referred to in this policy is described as follows:

Township 9 South, Range 38 E.B.M., Bannock County, Idaho.

Section 4: Lots 7, 8, 9 and that portion of Lot 4 lying West of the Westerly right of way of the Union Pacific Railroad.

END OF SCHEDULE A

OWNER'S POLICY

Order No: **3010713588KF**

Policy No: **72106-1486918**

SCHEDULE B PART I

EXCEPTIONS FROM COVERAGE

This policy does not insure against loss or damage (and the Company will not pay costs, attorneys' fees or expenses) which arise by reason of:

General Exceptions:

1. Rights or claims of parties in possession not shown by the public records.
2. Encroachments, overlaps, boundary line disputes, and any other matters which would be disclosed by an accurate survey or inspection of the premises including, but not limited to, insufficient or impaired access or matters contradictory to any survey plat shown by the public records.
3. Easements, or claims of easement, not shown by the public records.
4. Any lien, or right to a lien, for services, labor, or material heretofore or hereafter furnished, imposed by law and not shown by the public records.
5. (a) Unpatented mining claims; (b) reservations or exceptions in patents or in Acts authorizing the issuance thereof; (c) water rights, claims or title to water, whether or not the matters excepted under (a), (b), or (c) are shown by the public records.
6. Taxes or special assessments which are not shown as existing liens by the public records of any taxing authority that levies taxes or assessments on real property or by the public records. Proceedings by a public agency which may result in taxes or assessments, or notices of such proceedings, whether or not shown by the records of such agency or by the public records.

SCHEDULE B PART II

Special Exceptions:

7. Taxes, including any assessments collected therewith, for the year 2007, which are a lien not yet payable.
8. An easement for the purpose shown below and rights incidental thereto as set forth in document:
Granted to: Utah Power and Light Company.
Purpose: Public Utilities.
Recorded: February 12, 1946.
Book: 95.
Page: 163 of Official Records.
9. An easement for the purpose shown below and rights incidental thereto as set forth in document:
Granted to: County of Bannock.
Purpose: Public Utilities.
Recorded: August 6, 1986.
Book: 448.
Instrument No.: 777668 of Official Records.

10. Agreement and the terms and conditions contained therein

Between: Providence Verrips, a widow.
and: John Vanza.

Recorded: June 30, 1902.

Book: 1 of Agreements, Page 48.

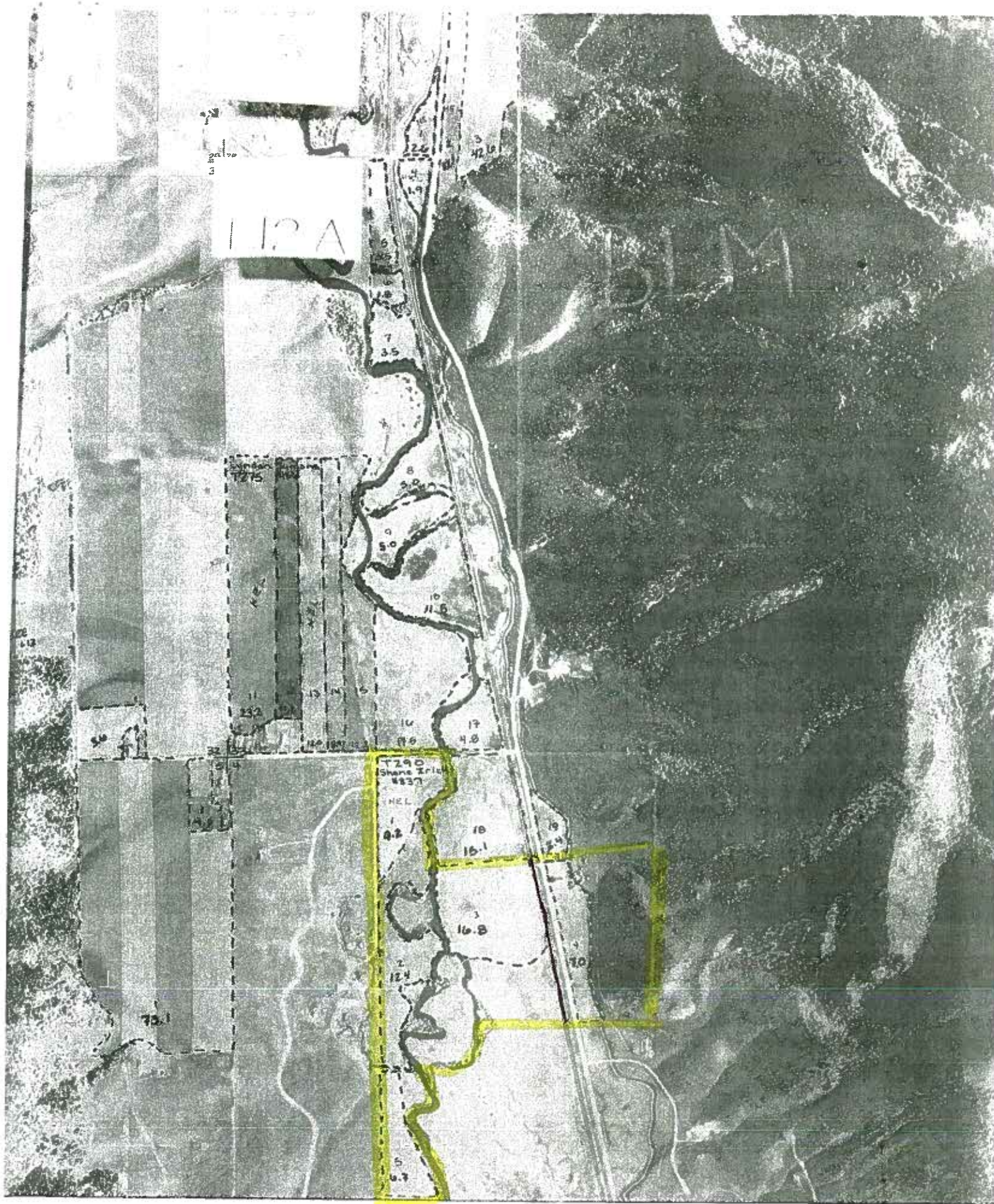
11. Rights of the State of Idaho in and to that portion of said premises, if any, lying in the bed or former bed of the Portneuf River, if it is navigable.
12. Any question of location, boundary or area related to the Portneuf River, including, but not limited to, any past or future changes in it.
13. Any prohibition or limitation on the use, occupancy, or improvements of the land resulting from the rights of the public, appropriators, or riparian owners to use any waters, which may now cover the land or to use any portion of the land which is now or may formerly have been covered by water.
14. The right of use, control, or regulation by the United States of America in exercise of power over navigation.
15. Any difference in the mean high water line of the Portneuf River and the meander line as shown by government survey.
16. Any rights, interests or easements in favor of the public which exist or are claimed to exist over any part of said land covered by water that is included within the boundaries of Portneuf River (river, creek).
17. Rights of the public in and to that portion of the premises lying within Symons Road.

END OF SCHEDULE B

Countersigned:

Authorized Signature

A handwritten signature in blue ink, appearing to read "John Vanza", is written over a horizontal line. The signature is stylized and includes a large, sweeping flourish at the end.



20707438

WARRANTY DEED

Order No.: 3010713588KF

FOR VALUE RECEIVED

Lola C. Irick, also shown of record as Lola Irick

the grantor(s), do(es) hereby grant, bargain, sell and convey unto
S.I. Cal
Shane C. Irick & Cynthia L. Irick, husband and wife

whose current address is

10054 E. Oregon Trail, Lava Hot Springs, ID 83246

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

Township 9 South, Range 38 E.B.M., Bannock County, Idaho.

Section 4: Lots 7, 8, 9 and that portion of Lot 4 lying West of the Westerly right of way of the Union Pacific Railroad.

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.

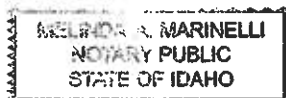
Dated: 3/30/2007

Lola "C" Irick
Lola C. Irick

State of Idaho }
County of Bannock } ss.

On this 30 day of March, in the year 2007 before me, a Notary Public in and for said state, personally appeared Lola C. Irick known or identified to me to be the person whose name is subscribed to the within instrument and acknowledged to me that she executed the same.

IN WITNESS WHEREOF I have hereunto set my hand and affixed my official seal the day and year first above written



Melinda A. Marinelli
Notary Public for the State of Idaho
Residing at: Pocatello
Commission Expires: 3-3-2011

893
OFFICIAL RECORD BOOK
BANNOCK COUNTY IDAHO

RECORDED AT REQUEST OF
FEE 30 DEPUTY DB

ALLIANCE TITLE & ESCROW

APR 10 2007