

1700

MEE 648

0176

WARRANTY DEED
2-1

For Value Received

92010387

MARTIN DEAN EVANS AND RUBY EVANS, husband and wife

the grantors, do hereby grant, bargain, sell and convey unto

MORGAN K. ERCANBRACK and CYNTHIA L. ERCANBRACK, husband and wife
the grantees, whose current address is 1717 W. ARIMO ROAD, ARIMO, ID 83214 (MAILING)

(PROPERTY) AS PER LEGAL DESCRIPTION
the following described premises, in BANNOCK County Idaho, to-wit:

SEE EXHIBIT "A", ATTACHED HERETO AND MADE A PART HEREOF.....

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantees, that they are the owners in fee simple of said premises; that they are free from all incumbrances except covenants, conditions, restrictions, easements of record and any assessments for the current year, which are not yet due and payable

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

Dated: July 1, 1992

Martin Dean Evans
MARTIN DEAN EVANS
NOTARY SEAL

Ruby Evans
RUBY EVANS

NEVADA
STATE OF NEVADA, COUNTY OF CLARK
On this 6th day of JULY, 1992,
before me, a notary public in and for the said State, personally appeared
MARTIN DEAN EVANS AND
RUBY EVANS
known to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.
Colman Barber
Notary Public
Residing at Las Vegas, NEVADA
Comm. Expires 7/1/95

STATE OF IDAHO, COUNTY OF
I hereby certify that this instrument was filed for record at the rec
at this 19 of Dec
NO 92010387
RECORDED
FIDELITY TITLE
92 JUL 10 P4:25
By
Fees \$
Mail to:

INSTRUMENT NO.

MICROFILMED
AUG 26 2002

RECEIVED

APR - 2 2002

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, if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
	✓ <u>A29-11703</u>	Decreased			
	✓ <u>A29-11705</u>				
	✓ <u>29-11704</u>	D/S			

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 usually attached to your deed or on file with the county).

OR

If your water right(s) and/or adjudication claim(s) are for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **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) Daniel Evans, C. Harriet Gummow, Martin D. Evans, SR
663 E. CUTLER AVE SPRINGVILLE, UTAH
4. New Owner/Claimant(s) Morgan and/or Cynthia Ercanbrack
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address 3187 W. Arimo Rd.
- City, State and ZIP Code Arimo, Idaho 83214
- New Telephone Number (208) 254-9141
5. Date you acquired the property July 1992

RECEIVED

MAR 22 2002

 Department of Water Resources
 Eastern Region

MICROFILMED

APR 26 2002

6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 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 (one water right per box, you may copy this page as 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(s) will not be split, skip this area and proceed to item 7)

Water Right and/or Adjudication Claim Number _____

Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

DESCRIPTION OF YOUR PORTION OF WATER RIGHT
(If the right(s) will not be split, skip this area and proceed to item 7)

Water Right and/or Adjudication Claim Number _____

Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

7. Signature of New Owner(s) or Claimant(s)
(include title if applicable)

W. J. K. Drenth

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.

For Office Use Only

Received by DC

Date 3/22/2002

Fee \$75.00

Received by DC

Date 3/22/2002

Receipt No. E027561

Processed by _____ AJ

Date _____

WR _____ Date _____

MICROFILMED

3/26 2 6 2002

0176

WARRANTY DEED

For Value Received

MARTIN DEAN EVANS AND RUBY EVANS, husband and wife

92010387

the grantors, do hereby grant, bargain, sell and convey unto

MORGAN K. ERCANBRACK and CYNTHIA L. ERCANBRACK, husband and wife
 the grantees, whose current address is 1717 W. ARIMO ROAD, ARIMO, ID 83214 (MAILING)
 the following described premises, in (PROPERTY) AS PER LEGAL DESCRIPTION BARNOCK County Idaho, to-wit:

SEE EXHIBIT "A", ATTACHED HERETO AND MADE A PART HEREOF.....

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantees, that they are the owners in fee simple of said premises; that they are free from all incumbrances except covenants, conditions, restrictions, easements of record and any assessments for the current year, which are not yet due and payable

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

Dated: July 1, 1992

MARTIN DEAN EVANS

NOTARY SEAL

RUBY EVANS

NEVADA
 STATE OF NEVADA, COUNTY OF CLARK
 On this 6th day of JULY, 1992,
 before me, a notary public in and for the said State, personally appeared
 MARTIN DEAN EVANS AND
 RUBY EVANS
 known to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.
 Calvin Barber
 Notary Public
 Residing at Las Vegas, NEVADA
 Comm. Expires 7/1/95

STATE OF IDAHO, COUNTY OF
 I hereby certify that this instrument was filed for record at the rec

at
 this
 19
 of Dec

NO 92010387
 RECORDED
 FIDELITY TITLE
 92 JUL 10 PM 4:25

By
 Fee \$
 Mail to:

MICROFILMED

AUG 26 2002

07 00 --

0177

EXHIBIT "A"

92010387

The Southwest 1/4 of the Northeast 1/4 of Section 7, Township 10 South, Range 36 East, Boise Meridian, containing 40 acres; but not including the oil, gas, and mineral rights which were reserved by a prior owner of the property.

The Northwest 1/4 of the Northeast 1/4 of Section 7, Township 10, South, Range 36 East, Boise Meridian, containing 40 acres.

Commencing at the East 1/16 corner of the North line of Section 7, Township 10 South, Range 36 East, Boise Meridian, thence Southerly along said East 1/16 line 1887 feet to intersect the centerline of a certain permanent and well-defined irrigation ditch the point of beginning, thence along said center line North 75°57' East 162.0 feet; thence North 56°47' East 234.0 feet; thence South 84°58' East 120.0 feet; thence South 62°58' East 134.5 feet; thence South 35°00' East 219.0 feet; thence South 50°02' East 245.0 feet, thence South 33°52' East 160.0 feet; thence South 16°07' East 343.0 feet; thence South 25°07' East 53.5 feet, more or less, to intersect the latitudinal centerline of said Section 7; thence Westerly along said latitudinal center line 1115.0 feet, more or less, to the East 1/16 corner of said Section 7; thence Northerly along the East 1/16 line of said Section 7, 753.0 feet, more or less, to the point of beginning. Containing approximately 18.0 acres.

An easement 45 feet in width for vehicular and other access to the parcels described above, which easement is more particularly described as follows: Beginning at a point in the centerline of a certain permanent and well established irrigation ditch, which point is southerly along the East line of Section 7, Township 10 South, Range 36 East, Boise Meridian, 2848.0 feet from the NE corner of said Section 7; thence North 67°37' West 146.5 feet along the centerline of said ditch; thence North 25°07' West 170.0 feet, more or less, to the latitudinal centerline of Section 7; thence westerly along said latitudinal centerline 49.70 feet; thence South 25°07' East 208.32 feet, more or less; thence South 67°37' East 182.82 feet to the East line of Section 7; thence northerly along the section line 48.88 feet to the point of beginning.

AUG 26 2002

-- 00 --

WEE CAC

WARRANTY DEED

42517

0180

WARRANTY DEED

For Value Received

2-1

92010389

DANIEL BOONE EVANS and MARY JO EVANS, husband and wife
the grantor s, do hereby grant, bargain, sell and convey unto

MORGAN K. ERCANBRACK and CYNTHIA L. ERCANBRACK, husband and wife
the grantees, whose current address is 1717 W. ARIMO ROAD, ARIMO, ID 83214 (MAILING)
(PROPERTY) AS PER LEGAL DESCRIPTION
the following described premises, in Bannock County Idaho, to-wit:

SEE EXHIBIT "A", ATTACHED HERETO AND MADE A PART HEREOF.....

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees,
their heirs and assigns forever. And the said Grantor do hereby covenant to and
with the said Grantees, that they are the owners in fee simple of said premises; that they are free
from all incumbrances except covenants, conditions, restrictions, easements
of record and any assessments for the current year, which are not yet due
and payable

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

Dated: July 1, 1992

Daniel Boone Evans
DANIEL BOONE EVANS

Mary Jo Evans
MARY JO EVANS

UTAH
STATE OF ~~IDAHO~~ COUNTY OF UTAH
On this 01 day of JULY, 1992,
before me, a notary public in and for the said State, personally appeared

DANIEL BOONE EVANS and MARY JO EVANS

NOTARY SEAL

known to me to be the persons whose names are
subscribed to the within instrument, and acknowledged to
me that they executed the same.



NOTARY PUBLIC

HAROLD D. SMITH

Springville, UT 84663

My Commission Expires February 5, 1996

STATE OF UTAH

Notary Public

XXXX

STATE OF IDAHO, COUNTY OF

I hereby certify that this instrument was filed for record at
the :

NO 92010389

RECORDED AT RECORDS IN
PIONEER TITLE
92 JUL 10 P4:28

at
this
19
of D

By-

Fees \$
Mail to:

INSTRUMENT NO.

MICROFILMED

1112 9 2 99777

0181

EXHIBIT "A"

92010389

The Southwest 1/4 of the Northeast 1/4 of Section 7, Township 10 South, Range 36 East, Boise Meridian, containing 40 acres; but not including the oil, gas, and mineral rights which were reserved by a prior owner of the property.

The Northwest 1/4 of the Northeast 1/4 of Section 7, Township 10, South, Range 36 East, Boise Meridian, containing 40 acres.

Commencing at the East 1/16 corner of the North line of Section 7, Township 10 South, Range 36 East, Boise Meridian, thence Southerly along said East 1/16 line 1887 feet to intersect the centerline of a certain permanent and well-defined irrigation ditch the point of beginning, thence along said center line North 75°57' East 162.0 feet; thence North 56°47' East 234.0 feet; thence South 84°58' East 120.0 feet; thence South 62°58' East 134.5 feet; thence South 35°00' East 219.0 feet; thence South 50°02' East 245.0 feet; thence South 33°52' East 160.0 feet; thence South 16°07' East 343.0 feet; thence South 25°07' East 53.5 feet, more or less, to intersect the latitudinal centerline of said Section 7; thence Westerly along said latitudinal center line 1115.0 feet, more or less, to the East 1/16 corner of said Section 7; thence Northerly along the East 1/16 line of said Section 7, 753.0 feet, more or less, to the point of beginning. Containing approximately 18.0 acres.

An easement 45 feet in width for vehicular and other access to the parcels described above, which easement is more particularly described as follows: Beginning at a point in the centerline of a certain permanent and well established irrigation ditch, which point is southerly along the East line of Section 7, Township 10 South, Range 36 East, Boise Meridian, 2848.0 feet from the NE corner of said Section 7; thence North 67°37' West 146.5 feet along the centerline of said ditch; thence North 25°07' West 170.0 feet, more or less, to the latitudinal centerline of Section 7; thence westerly along said latitudinal centerline 49.70 feet; thence South 25°07' East 208.32 feet, more or less; thence South 67°37' East 182.82 feet to the East line of Section 7; thence northerly along the section line 48.88 feet to the point of beginning.

JUN 25 2002

0182

Real Estate Mortgage

92010390

92010390

For Value Received, Morgan K. Ercanbrack and Cynthia L. Ercanbrack, husband and wife
1717 W. 4th St. Boise, ID 83725

AKK 042

42577 ! 0178 WARRANTY DEED
2-1

For Value Received

CAMILLA HARRIET GUMMOW AND J. FRED GUMMOW, wife and husband

92010388

the grantors, do hereby grant, bargain, sell and convey unto

MORGAN K. ERCANBRACK AND CYNTHIA L. ERCANBRACK, husband and wife

the grantees, whose current address is 1717 W. ARIMO ROAD, ARIMO, ID 83214 (mailing)

the following described premises, in (property) as per legal Bannock County Idaho, to-wit:

SEE EXHIBIT "A", ATTACHED HERETO AND MADE A PART HEREOF.....

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantees, that they are the owners in fee simple of said premises; that they are free from all incumbrances except covenants, conditions, restrictions, easements of record and any assessments for the current year, which are not yet due and payable

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

Dated: July 2, 1992

Camilla Harriet Gummow
CAMILLA HARRIET GUMMOW

J. Fred Gummow
J. FRED GUMMOW

UTAH
STATE OF UTAH, COUNTY OF UTAH
On this 2nd day of JULY, 1992,
before me, a notary public in and for the said State, personally appeared
CAMILLA HARRIET GUMMOW and
J. FRED GUMMOW

NOTARY SEAL

known to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

Theresa A. Woodhams
Theresa A. Woodhams
Residing at Provo, UT
Comm. Expires

STATE OF IDAHO, COUNTY OF
I hereby certify that this instrument was filed for record at
the request of

92010388

at this 19th day of July, 1992, of Deeds
PIONEER TITLE
92 JUL 10 P4 27

Deputy.

MICROFILMED

INSTRUMENT NO.

42577

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA)
Case No. 39576)
PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 29-11703

NAME AND ADDRESS: DANIEL B EVANS
663 E CUTLER AVE
SPRINGVILLE, UT 84663

MARTIN D EVANS SR
3608 CAREY
NORTH LAS VEGAS, NV 89030

C HARRIET GUMMOW
526 E 1834 S
OREM, UT 84057

SOURCE: GROUNDWATER

QUANTITY: 0.04 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
GALLONS PER DAY.

PRIORITY DATE: 08/24/1978

POINT OF DIVERSION: T10S R36E S07 NENWNW Within Bannock County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Domestic 1 HOME	01-01 TO 12-31	0.04 CFS

PLACE OF USE: Domestic T10S R36E S07 NWNE Within Bannock County

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.



Daniel C. Hurlbutt, JR.
Presiding Judge
Snake River Basin Adjudication

MICROFILMED

JUN 25 2002



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

July 25, 2002

MORGAN ERCANBRACK
CYNTHIA ERCANBRACK
3187 W ARIMO RD
ARIMO ID 83214

RE: Change of Ownership for Water Right 29-11703

Dear Water Right Holder(s):

The department acknowledges receipt of correspondence changing ownership of the above referenced water right to you. The department has modified its records to reflect the change in ownership and has enclosed a computer-generated report for your records.

Please note that as of July 1, 1996, water right owners are required to report any change of water right ownership and any change of mailing address of the owner of a water right to the department. Notice of the change must be provided to the department within 120 days of the change. Change reporting forms are available from any office of the department.

Please feel free to contact this office if you have any questions regarding this matter.

Sincerely,

Deborah J. Gibson

for

Jeff Peppersack, Manager
Water Right Permits Section

JP:dg

Enclosure

MICROFILMED
AUG 26 2002