

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

**RECEIVED****JUN 25 2001**Department of Water Resources  
Southern Region**JUN 25 2001**Please print or type. Attach pages with additional information. Instructions are included at the end of this form.  
Incomplete forms will be returned.

Department of Water Resources

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 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 |
|--------------------|---------------------------|-------|--------------------|---------------------------|-------|
| 43-10614           | - no fee                  |       |                    |                           |       |
| 43-10615           |                           |       |                    |                           |       |
|                    |                           |       |                    |                           |       |
|                    |                           |       |                    |                           |       |
|                    |                           |       |                    |                           |       |

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) is 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)

BARTSCH Bros8555 NOUNAN RD

4. New Owner/Claimant(s)

MONTPELIER IDName Connector (Check one): ☐ and ☐ or, ☐ and/orPHILLIP D. BARTSCH

New Mailing Address

8555 NOUNAN RD

City, State and ZIP Code

MONTPELIER ID 83254

New Telephone Number

208 847-7412

5. Date you acquired the property

6/1/2000**SUPPORT DATA****IN FILE #** 43-10614

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<br>(If the right(s) will not be split, skip this area and proceed to item 7) |                                                                            |                                                              |
|-------------------------------------------------------------------------------------------------------------------------|----------------------------------------------------------------------------|--------------------------------------------------------------|
| Water Right and/or Adjudication Claim Number <u>43-10614</u>                                                            |                                                                            |                                                              |
| Water Use                                                                                                               | Diversion Rate or Volume<br>(cubic feet per second or acre-feet per annum) | Description<br>(acres, number and type of stock, homes, etc) |
| Irrigation                                                                                                              | _____                                                                      | _____                                                        |
| Stock                                                                                                                   | _____                                                                      | _____                                                        |
| Domestic                                                                                                                | _____                                                                      | _____                                                        |
| Other _____                                                                                                             | _____                                                                      | _____                                                        |
| Total                                                                                                                   | _____                                                                      | _____                                                        |

| DESCRIPTION OF YOUR PORTION OF WATER RIGHT<br>(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<br>(cubic feet per second or acre-feet per annum) | Description<br>(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)

*Phillip D. Butcher*

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 <u>[Signature]</u> | Date <u>6/25/01</u> | Fee <u>\$25.00</u> |            |
| Received by _____              | Date _____          | Receipt No. _____  |            |
| Processed by _____             | AJ Date _____       | WR _____           | Date _____ |

173037

99 JUL 2 AM 9 26  
FEE  
19.00

WARRANTY DEED

For Value Received O. Duane Bartschi and Alice LaNae Bartschi, husband and wife, the grantors of Malta, Idaho, do hereby grant, bargain, sell and convey unto Phillip D. Bartschi and Dian Bartschi, husband and wife, of 8555 Nounan Road, Montpelier, ID 83263, the grantees, the following described premises, to-wit:

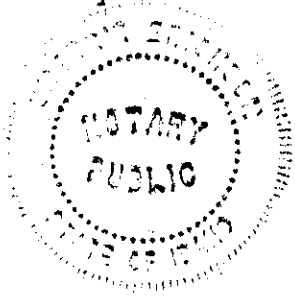
See Exhibit A for Bear Lake County, Idaho, attached hereto and by reference made a part hereof.

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 said premises are free from all encumbrances and that they will warrant and defend the same from all lawful claims whatsoever.

O. Duane Bartschi  
O DUANE BARTSCHI  
Alice LaNae Bartschi  
ALICE LANAE BARTSCHI

STATE OF IDAHO )  
County of Cassia : ss.

On this 30<sup>th</sup> day of June, 1999, before me the undersigned, a notary public in and for said County and State, personally appeared O. Duane Bartschi and Alice LaNae Bartschi, known or identified to me to be the persons whoses names are subscribed to the within instrument, and acknowledged to me that they executed the same.



Shirley Erickson  
NOTARY PUBLIC FOR THE STATE OF IDAHO  
Residing at: Almo Idaho  
My commission expires: 3/14/02

## EXHIBIT A

TOWNSHIP 10 SOUTH, RANGE 42 EAST OF THE BOISE MERIDIAN:  
 Section 25: SW~~1~~NE~~4~~; NW~~1~~SE~~4~~.

TOWNSHIP 10 SOUTH, RANGE 43 EAST OF THE BOISE MERIDIAN:  
 Section 29: W~~1~~NW~~4~~; SE~~1~~NW~~4~~; SW~~1~~NE~~4~~; S~~1~~.

EXCEPT THEREFROM all that portion of the SE~~1~~, SW~~1~~NE~~4~~, SE~~1~~NW~~4~~ lying Northerly of the Southerly Right of Way Line of the Oregon Short Line Railroad Company's Railroad.

Section 30: Lot 4; E~~1~~NE~~4~~; SW~~1~~NE~~4~~; E~~1~~SW~~4~~; SE~~1~~.

EXCEPT THEREFROM the following tract of land, to-wit:  
 Beginning at a point 734 feet North 57° East from the Center of said Section 30, and running thence North 22°15' West 208~~1~~/~~2~~ feet; thence North 67°45' East 208~~1~~/~~2~~ feet; thence South 22°15' East 208~~1~~/~~2~~ feet; thence South 67°45' West 208~~1~~/~~2~~ feet, to the Point of Beginning.

Section 31: Lots 2; 3 and 4; N~~1~~NE~~4~~; SW~~1~~NE~~4~~; SE~~1~~NW~~4~~; E~~1~~SW~~4~~; SE~~1~~.

ALSO: The North 60 rods of the SE~~1~~NE~~4~~.

ALSO: Beginning at a point which is 33 feet West and 62 feet South of the Northeast Corner of the SE~~1~~SE~~4~~ of said Section 31, and running thence West 208.71 feet; thence South 417.72 feet; thence East 208.71 feet; thence North 417.72 feet to the Point of Beginning.

Section 32: SE~~1~~NW~~4~~; SW~~1~~NW~~4~~; N~~1~~SW~~4~~; NE~~1~~NW~~4~~; NW~~1~~NE~~4~~.

TOWNSHIP 11 SOUTH, RANGE 43 EAST OF THE BOISE MERIDIAN:  
 Section 5: Lot 4; SW~~1~~/~~4~~NW~~1~~/~~4~~; NW~~1~~/~~4~~SW~~1~~/~~4~~.

EXCEPT THEREFROM: Beginning at the Southwest Corner of the NW~~1~~/~~4~~SW~~1~~/~~4~~ of said Section 5, and running thence North 300 feet; thence East 1120 feet, more or less, to the Westerly Right of Way of the County Road; thence Southeasterly 315 feet, more or less, to a point due East of the point of beginning; thence West to the Point of Beginning.

ALSO EXCEPT: A parcel of land located in Section 5, Township 11 South, Range 43 East, Boise Meridian, Bear Lake County, Idaho, and further described as follows:

Beginning at the Northwest Corner of said Section 5; thence East 137.29 feet along the North line of said Section to a 5/8" rebar with cap labelled "AA HUDSON PLS 4735" set on the Westerly right-of-way fence of the Nounan Road; thence along said Westerly right-of-way fence through the following courses: thence South 18°26'11" East 59.09 feet to a 5/8" rebar with cap; thence South 13°55'16" East 70.29 feet to a 5/8" rebar with cap; thence South 04°32'36" East 180.32 feet to a 5/8" rebar with cap; thence South 06°01'21" East 962.70 feet to a 5/8" rebar with cap; thence South 09°37'53" East 572.35 feet to a 5/8" rebar with cap set at a fence corner; thence North 78°22'16" West 389.76 feet along an existing fenceline to a 5/8" rebar with cap set on the West line of said Section; thence North 00°04'21" West 1747.13 feet along said West

## EXHIBIT A (Continued)

line to the Point of Beginning.

ALSO EXCEPT: Beginning at a point 498 feet South and 400 feet West of the Northeast Corner of the NW1/4SW1/4 of said Section 5, said point being the center of the Nounan-Georgetown Road, and running thence West 243 feet; thence North 208 feet; thence East 208 feet, more or less, to the center of said County Road; thence Southeasterly along said County Road, to the Point of Beginning.

ALSO EXCEPT: Beginning at a point 498 feet South and 400 feet West of the Northeast Corner of the NW1/4SW1/4 of said Section 5, said point being the center of the Nounan-Georgetown Road, and running thence Southeasterly along center of said Road 50 feet; thence West 380 feet; thence North 366 feet; thence East 335 feet, more or less, to the center of said County Road; thence Southeasterly along center of said road 110 feet; thence West 208 feet; thence South 208 feet; thence East 243 feet to the True Point of Beginning.

ALSO EXCEPT: Beginning at a point South  $00^{\circ}04'21''$  East 1,747.13 feet from the Northwest Corner of said Section 5, and running thence South  $78^{\circ}22'16''$  East 339.76 feet to the Nounan-Georgetown Road; thence Southeasterly along said roadway 1310.5 feet, more or less, to the Northeast Corner of the Todd Alleman residence; thence West 885 feet, more or less, to the West Line of said Section 5; thence along said Section Line North  $00^{\circ}04'21''$  West 1502 feet, more or less, to the Point of Beginning.

ALSO EXCEPT THEREFROM: Any portion of the above two parcels thereof lying within the Right of Way of said Nounan-Georgetown Road.

Section 6: Lots 2; 3; 4; 5; 6 and 7; SE1/4NW1/4; E1/4SW1/4.

Section 7: Lots 1; 2; 3 and 4; NW1/4SE1/4; NE1/4SW1/4; E1/4NW1/4; SW1/4NE1/4.

EXCEPTING THEREFROM any portion thereof lying within the Right of Way of County Roads or the Oregon Short Line Railroad as presently located.

## EXHIBIT B

Caribou County, Idaho

Township 5 South, Range 44 East of the Boise Meridian:

Section 27: ~~W $\frac{1}{2}$ NW $\frac{1}{2}$ NE $\frac{1}{2}$~~ , ~~SW $\frac{1}{2}$ NE $\frac{1}{2}$~~ , ~~NE $\frac{1}{2}$ NW $\frac{1}{2}$~~ , ~~S $\frac{1}{2}$ SW $\frac{1}{2}$~~ , ~~W $\frac{1}{2}$ SE $\frac{1}{2}$~~ , and all that part of the ~~SE $\frac{1}{2}$ NE $\frac{1}{2}$~~  and the ~~E $\frac{1}{2}$ SE $\frac{1}{2}$~~  lying West of a County Road.

Section 28: ~~S $\frac{1}{2}$ SE $\frac{1}{2}$~~ .

Section 33: ~~NE $\frac{1}{2}$~~ , ~~NE $\frac{1}{2}$ NW $\frac{1}{2}$~~ .

Section 34: ~~NW $\frac{1}{2}$~~ , ~~SW $\frac{1}{2}$ NE $\frac{1}{2}$~~ , and all that part of the ~~N $\frac{1}{2}$ NE $\frac{1}{2}$~~  lying West of a County Road.

Cassia County, Idaho:

Township 12 South, Range 26 East of the Boise Meridian:

Section 3: ~~S $\frac{1}{2}$ NW $\frac{1}{2}$~~ , ~~W $\frac{1}{2}$ SW $\frac{1}{2}$~~ .

Section 4: ~~S $\frac{1}{2}$~~ , ~~S $\frac{1}{2}$ N $\frac{1}{2}$~~ .

Section 5: ~~S $\frac{1}{2}$ N $\frac{1}{2}$~~ , ~~SE $\frac{1}{2}$~~ , ~~N $\frac{1}{2}$ SW $\frac{1}{2}$~~ .

Section 6: ~~E $\frac{1}{2}$ SE $\frac{1}{2}$~~ .

BEAR LAKE COUNTY RECORDS  
1779 E. 1000  
199 SEP 10 AM 11 05  
D. J. J. J.  
DEPUTY FEE \$15.00

173749