

**STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES**

RECEIVED**FEB 09 1999****NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP**

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
Incomplete forms will be returned.

Department of Water Resources
Eastern Region

1. Water Right No(s).:

29-10954 partially severed

Adjudication Claim No(s).:

T065 R34E S02

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

A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.

AND

B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually attached to your deed or on file with the county.)

OR

C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.

3. Name and Address of Former Owner/Claimant

Thomas D PowellDeborah J Powell

4. New Owner/Claimant(s)

Mark A Gertsch

New Mailing Address

11801 N Buffalo Rd

City, State and ZIP Code

Chubbuck Idaho 83202

New Telephone Number

(208) 237-8787

5. Date you acquired the property

Sept 28, 1990

6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.

Number of acres you irrigate .6Number and type of stock 0Diversion rate in CFS 0.04Number of homes 1Other uses None

If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.

7. Signature of New Owner or Claimant(s)

Mark A. Gertsch

(Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign form.)

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

Copy M.G. February 6, 1999

FURNISHED BY First American Title Company, Inc.

WARRANTY DEED

90012542

For Value Received

THOMAS D. POWELL AND DEBORAH J. POWELL, husband and wife,

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

MARK A. GERTSCH, a married person dealing with his
sole and separate,
the grantee , whose current address is

11801 Buffalo Road
Pocatello, Idaho 83202

the following described premises, to-wit:

Accepted and Approved By M.G.

6S 34E 2 SENW

A tract in the Southeast 1/4 Northwest 1/4 of Section 2, Township 6 South, Range 34 East, Boise Meridian, within the vacated portion of Aero Park, according to plat thereof recorded June 28, 1950, records of BANNOCK COUNTY, IDAHO, and more particularly described as follows:

Beginning at the Northwest corner of said vacated subdivision, which is 48.8 feet North and 30 feet East of the North 1/16 corner of the West line of said Section 2; thence East along the North line of the vacated subdivision 470 feet; thence South along the West line of Talbot Drive 400 feet to the South line of the vacated subdivision; thence West along the South line of the vacated subdivision 240 feet; thence North parallel to the West line of the vacated subdivision 25 feet to the TRUE POINT OF BEGINNING; thence North 67°33' West along the center line of vacated Maynora Drive to a point on a line 40 feet East of and parallel to the West line of said vacated subdivision; thence North along said parallel line to a point on a line 200 feet North and parallel to the South line of said vacated subdivision; thence East along said line which is the center line of the vacated subdivision 190 feet; thence South 175 feet to the PLACE OF BEGINNING.

Subject to Reservations in United States and State Patents, existing and recorded rights-of-way and easements, zoning and building ordinances, use restrictions of record, if any and taxes and assessments as prorated between the parties hereto

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee ,
his heirs and assigns forever. And the said Grantor s do hereby covenant to and
with the said Grantee , that they the owner^s in fee simple of said premises; that said
premises are free from all incumbrances except as hereinabove set forth and that they will warrant and
defend the same from all lawful claims whatsoever.

Dated: September 28, 1990

Thomas D. Powell
THOMAS D. POWELL

Deborah J. Powell
DEBORAH J. POWELL

STATE OF IDAHO, COUNTY OF Bannock
On this 28th day of September 19 90
before me, a notary public in and for said State, personally
appeared

Thomas D. Powell & Deborah J. Powell

known to me to be the person^s who se name^s are
subscribed to the within instrument, and acknowledged to
me that they executed the same.

Chris Brammell

Notary Public

Residing at Pocatello , Idaho
Comm. Expires 10/30/94

NO. 90012542
RECORDER AT REQUEST OF

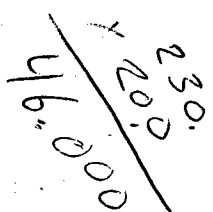
FIRST AMERICAN TITLE
90 SEP 28 14:05

OFFICIAL RECORD BK NO. 530
BANNOCK COUNTY, IDAHO
LARRY W. GHAN RECORDER
FEE \$3.00 DEPUTY mrl

INSTRUMENT No.

HW 1/16 CORNELL

3938.15' SOUTH & 1314.50' EAST TO SW CORNER SEC. 2 T6S R34E8M



AMERICAN LAND TITLE COMPANY
POCATELLO, IDAHO
SCALE 1"=100'