

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED ✓

DEC 06 2021

NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

DEPT. OF WATER RESOURCES
SOUTHERN REGION

1. List the numbers of all water rights and/or adjudication claim records to be changed. If you only acquired a portion of the water right or adjudication claim, check "Yes" in the "Split?" column. If the water right is leased to the Water Supply Bank, check "Yes". If you are not sure if the water right is leased to the Water Supply Bank, see #7 of the instructions.

Split:
37-23304

Water Right/Claim No.	Split?	Leased to Water Supply Bank?	Water Right/Claim No.	Split?	Leased to Water Supply Bank?
37-21112	Yes ☒	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Marathon Partners LLC

Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): City of Hailey

New owner(s) as listed on the conveyance document

Name connector ☐ and ☐ or115 S Main St Ste HHailey

ID

83333

Mailing address

City

State

Zip

208.788.4221

Telephone

Email

4. If the water rights and/or adjudication claims were split, how did the division occur?
- ☒ The water rights or claims were divided as specifically identified in a deed, contract, or other conveyance document.
- ☐ The water rights or claims were divided proportionately based on the portion of their place(s) of use acquired by the new owner.
5. Date you acquired the water rights and/or claims listed above: April 28, 2021
6. Do you own the land identified as the water right place of use? Yes ☐ No ☒
- o If no, attach evidence that written notice of the change of water right ownership has been delivered to the landowner of record.
7. This form must be signed and submitted with the following **REQUIRED** items:

- ☒ A copy of the conveyance document – warranty deed, quitclaim deed, court decree, contract of sale, etc. The conveyance document must include a legal description of the property or description of the water right(s) if no land is conveyed.
- ☒ Plat map, survey map or aerial photograph which clearly shows the place of use and point of diversion for each water right and/or claim listed above (if necessary to clarify division of water rights or complex property descriptions).
- ☒ Filing fee (see instructions for further explanation):
- o \$25 per *undivided* water right.
 - o \$100 per *split* water right.
 - o No fee is required for pending adjudication claims.
- ☐ If water right(s) are leased to the Water Supply Bank AND there are multiple owners, a Lessor Designation form is required.
- ☐ If water right(s) are leased to the Water Supply Bank, the individual owner or designated lessor must complete, sign and submit an IRS Form W-9.

SUPPORT DATA

IN FILE # 37-21112

8. Signature: MARTHA BURKE
- Signature of new owner/claimant
- Print name

Mayor, City of Hailey 11/1/2021

Title, if applicable

Signature: _____

Signature of new owner/claimant

Print name

Title, if applicable



Received by SG Date 12/6/21

For IDWR Office Use Only:

Receipt No. 5038971Receipt Amt. \$100.00Active in the Water Supply Bank? Yes ☐ No ☐

If yes, forward to the State Office for processing

W-9 received? Yes ☐ No ☐

Name on W-9 _____

Approved by _____

Processed by HKDate 12-28-2021

30 acres Marathon Partners quitclaimed to the City 4/28/2021,
prior to recording the plat for Sunbeam Subdivision on 5/5/2021





IDAHO DEPARTMENT OF
WATER RESOURCES

Southern Region • 650 Addison Ave W, Suite 500 • Twin Falls, ID 83301-5858

Phone: 208-736-3033 • Fax: 208-736-3037 • Email: southerninfo@idwr.idaho.gov • Web: idwr.idaho.gov

Governor Brad Little

Director Gary Spackman

December 28, 2021

CITY OF HAILEY
115 S MAIN ST STE H
HAILEY ID 83333-8408

Re: Change in Water Right Ownership: 37-21112 (Split into 37-21112 and **37-23364**),

Dear Water Right Holders:

The Department of Water Resources (Department) acknowledges the receipt of correspondence changing ownership of a portion of the above referenced water right to you. The Department has modified its records based on the information received and has enclosed a computer-generated report for you.

Your portion of each water right has a specified point of diversion, nature of use and place of use. If you plan to change the authorized point of diversion, nature of use, or place of use, including adding a new point of diversion, you must file an Application for Transfer of Water Right. If you do not plan to change any elements of your water right, then no further action is required at this time.

The portion of the water right retained by the original right holder retains the original water right number. The Department is sending the original right holder a copy of this letter and a computer-generated report showing the changes to the original water right.

Updating the ownership record for a water right does not reconfirm the validity of the right. When processing a Notice of Change in Water Right Ownership, the Department does not review the history of water use to determine if the right has been forfeited or deliberately abandoned through five years or more of non-use. To read more about water right forfeiture, including how to protect a water right from forfeiture, please see Idaho Code §§ 42-222 and 42-223.

Please note, water right owners are required to report any change of water right ownership and any change of mailing address to the Department within 120 days of the change. Reporting forms are available from any office of the Department, or from the Department's website.

Additionally, James P. Speck is listed as the attorney of record for this water right. If he does not represent you at this time, you can contact us, preferably through written correspondence, to have him removed as the attorney of record from the water right.

If you have any questions concerning the enclosed information, please contact me at (208) 736-3033.

Sincerely,

Bill Mills
Water Resource Agent, Senior

Enclosure

c: JAMES P SPECK; LORI GRAVES; MARATHON PARTNERS LLC; WATER DISTRICT 37



SPF WATER
ENGINEERING

December 2, 2021

Corey Skinner
IDWR Southern Region Office
650 Addison Ave W STE 500
Twin Falls, ID 83301-5858

RECEIVED

DEC 06 2021

DEPT OF WATER RESOURCES
SOUTHERN REGION

Subject: Water Right Ownership Change Notice

Dear Corey,

Enclosed on behalf of the City of Hailey is a *Notice of Change in Water Right Ownership* for a 30-acre portion of water right 37-21112 that Marathon Partners quitclaimed to the City prior to subdividing the property. They quitclaimed the water to the City 4/28/2021 and recorded the plat for Sunbeam Subdivision 5/5/2021. Check No. 52055 is enclosed for the \$100 filing fee.

Please let me know if there are any questions. Thanks Corey.

Sincerely,

Lori Graves
Sr. Water Rights Specialist

Cc: Brian Yeager, City of Hailey
Jim Speck, Speck & Annestad

Enclosures