

RECEIVED

MAY 25 2021

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESDepartment of Water Resources
Eastern Region

Notice of Change in Water Right Ownership

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 #6 of the instructions. **DB** ✓

Water Right/Claim No.	Split?	Leased to Water Supply Bank?	Water Right/Claim No.	Split?	Leased to Water Supply Bank?
✓ 27-10756	Yes ☒	Yes ☐		Yes ☐	Yes ☐
<u>27-10756</u> <u>27-12321</u>	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: ELIZA HINDERAGER; LARRY HINDERAGER
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): BRIAN MCCARROLL and Stacy McCarroll
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or
- 75 HORROCKS BLACKFOOT ID 83221
Mailing address City State ZIP
2085698165 BJMCCA1981@GMAIL.COM
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: 12-4-2020
6. If the water right is leased to the Water Supply Bank changing ownership of a water right will reassign to the new owner any Water Supply Bank leases associated with the water right. Payment of revenue generated from any rental of a leased water right requires a completed IRS Form W-9 for payment to be issued to an owner. A new owner for a water right under lease shall supply a W-9. Water rights with multiple owners must specify a designated lessor, using a completed Lessor Designation form. Beginning in the calendar year following an acknowledged change in water right ownership, compensation for any rental will go to the new owner(s).
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):
 ☐ \$25 per *undivided* water right.
 ☐ \$100 per *split* water right.
 ☐ 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.

8. Signature: [Signature] Title, if applicable _____ Date 5-25-21
Signature of new owner/claimant
- Signature: [Signature] Title, if applicable _____ Date 5-25-21
Signature of new owner/claimant

For IDWR Office Use Only:

Received by [Signature] Date 5/25/2021 Receipt No. E046993 Receipt Amt. \$100.-

Active 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 _____ Date _____

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

AMENDED

In Re SRBA

Case No. 39576

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR

Water Right 27-10756

*6 acres w/ wheel lines
purch from Elison*

NAME AND ADDRESS: ELIZA HINDERAGER
LARRY HINDERAGER
434 WEST RIVERTON RD
BLACKFOOT, ID 83221

SOURCE: BLACKFOOT RIVER TRIBUTARY: SNAKE RIVER

QUANTITY: 0.12 CFS

PRIORITY DATE: 05/01/1885

POINT OF DIVERSION: T03S R35E S09 LOT 1 (NWSENE) Within Bingham County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-01 TO 10-31	0.12 CFS

PLACE OF USE: Irrigation Within Bingham County
T03S R35E S08 LOT 1 (NWNE) 5.7
5.7 Acres Total

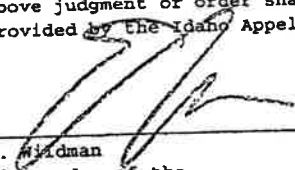
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

This water right is entitled to the protections of paragraph x.d
of water right 27-11375.

THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS
NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT
ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY
DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE
ENTRY OF A FINAL UNIFIED DECREE. I.C. SECTION 42-1412(6).

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.


Eric J. Hindman
Presiding Judge of the
Snake River Basin Adjudication

AFTER RECORDING MAIL TO:

Stacy McCarroll and Brian McCarroll
75 Horrocks Dr.
Blackfoot, ID 83221

Instrument # 725470
BINGHAM COUNTY, IDAHO
2020-12-04 03:02:55 PM No. of Pages: 2
Recorded for: FIRST AMERICAN TITLE - BLACKFO
PAMELA W. ECKHARDT Fee: \$15.00
Ex-Officio Recorder Deputy JPulley
Index To: QUIT CLAIM DEED
Electronically Recorded by Simplifile

QUITCLAIM DEED

File No.: 933458-B (jcm)

Date: **December 02, 2020**

For Value Received, **Norman Larsen**, do(es) hereby convey, release, remise, and forever quit claim unto **Stacy McCarroll and Brian McCarroll, wife and husband**, whose address is **75 Horrocks Dr., Blackfoot, ID 83221**, the following described premises in **Bingham County, Idaho**, to-wit:

LEGAL DESCRIPTION: Real property in the County of Bingham, State of Idaho, described as follows:

LOT 2, BLOCK 1, ELISON DIVISION NO. 1, BINGHAM COUNTY, IDAHO, AS SHOWN ON THE PLAT RECORDED NOVEMBER 5, 2003, AS INSTRUMENT NO. 534262-A & B.

APN: **RP8215800**

together with their appurtenances.

Dated: 12 - 3, 20 20


Norman Larsen

AFTER RECORDING MAIL TO:

Stacy McCarroll and Brian McCarroll
75 Horrocks Dr.
Blackfoot, ID 83221

E-RECORDED

simplifile®

ID: 705470
County: Bingham
Date: 12-4-2020 Time: 3:02pm

QUITCLAIM DEED

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APN: **RP8215800**

together with their appurtenances.

Dated: 12 - 3, 20 20


Norman Larsen

APN: **RP8215800**

Quitclaim Deed - continued

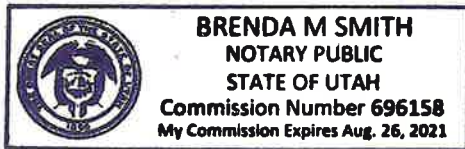
File No.: **933458-B (jcm)**

Date: **12/02/2020**

STATE OF Utah)
COUNTY OF Cache)
SS.

On this 3 day of **December, 2020**, before me, a Notary Public in and for said State, personally appeared **Norman Larsen**, known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged to me that he/she/they executed the same.

In witness whereof, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.



Brenda M. Smith

Notary Public of Utah

Residing at: Logan, Utah

My Commission Expires: 8/26/2021

RECORDING REQUESTED BY
First American Title Company

AND WHEN RECORDED MAIL TO:
First American Title Company
168 West Pacific Street/PO Box 868
Blackfoot, ID 83221

Instrument # 725469
BINGHAM COUNTY, IDAHO
2020-12-04 03:02:55 PM No. of Pages: 2
Recorded for: FIRST AMERICAN TITLE - BLACKFO
PAMELA W. ECKHARDT Fee: \$15.00
Ex-Officio Recorder Deputy JPulley
Index To: WARRANTY DEED
Electronically Recorded by Simplifile

Space Above This Line for Recorder's Use Only

WARRANTY DEED

File No.: **933458-B (jcm)**

Date: **December 02, 2020**

For Value Received, **Norman Larsen, Personal Representative of the Estate of Spencer Lynn Larsen, deceased, Case No. CV06-19-2317**, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **Stacy McCarroll and Brian McCarroll, wife and husband**, hereinafter called the Grantee, whose current address is **75 Horrocks Dr., Blackfoot, ID 83221**, the following described premises, situated in **Bingham County, Idaho**, to-wit:

LOT 2, BLOCK 1, ELISON DIVISION NO. 1, BINGHAM COUNTY, IDAHO, AS SHOWN ON THE PLAT RECORDED NOVEMBER 5, 2003, AS INSTRUMENT NO. 534262-A & B.

SUBJECT TO all easements, right of ways, covenants, restrictions, reservations, applicable building and zoning ordinances and use regulations and restrictions of record, and payment of accruing present year taxes and assessments as agreed to by parties above.

TO HAVE AND TO HOLD the said premises, with its appurtenances, unto the said Grantee, and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U.S. Patent reservations, restrictions, easements of record and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.

RECORDING REQUESTED BY
First American Title Company

AND WHEN RECORDED MAIL TO:
First American Title Company
168 West Pacific Street/PO Box 868
Blackfoot, ID 83221

E-RECORDED

simplifile

ID: 725469

County: Bingham

Date: 12-4-2020

Time: 3:02pm

Space Above This Line for Recorder's Use Only

WARRANTY DEED

File No.: **933458-B (jcm)**

Date: **December 02, 2020**

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LOT 2, BLOCK 1, ELISON DIVISION NO. 1, BINGHAM COUNTY, IDAHO, AS SHOWN ON THE PLAT RECORDED NOVEMBER 5, 2003, AS INSTRUMENT NO. 534262-A & B.

SUBJECT TO all easements, right of ways, covenants, restrictions, reservations, applicable building and zoning ordinances and use regulations and restrictions of record, and payment of accruing present year taxes and assessments as agreed to by parties above.

TO HAVE AND TO HOLD the said premises, with its appurtenances, unto the said Grantee, and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U.S. Patent reservations, restrictions, easements of record and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.

Date: 12/02/2020

Warranty Deed
- continued

File No.: 933458-B (jcm)

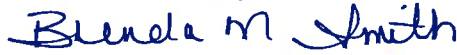
Norman Larsen, Personal Representative of the
Estate of Spencer Lynn Larsen, deceased, Case
No. CV06-19-2317


Norman Larsen, Personal Representative

STATE OF Utah)
COUNTY OF Cache) ss.

On this **Fourth day of December, 2020**, before me, a Notary Public in and for said State, personally appeared **Norman Larsen**, known or identified to me to be the person(s) whose name(s) is subscribed to the within instrument as Personal Representative of the **Estate of Spencer Lynn Larsen Trust**, and acknowledged to me that he executed the same as such Personal Representative.




Notary Public of State of Utah
Residing at: Logan, UT
Commission Expires: 8/26/2021



State of Idaho

DEPARTMENT OF WATER RESOURCES

Eastern Region • 900 N SKYLINE DR STE A • IDAHO FALLS, ID 83402-1718
Phone: (208)525-7161 • Fax: (208)525-7177 • Website: www.idwr.idaho.gov

Brad Little
Governor

Gary Spackman
Director

July 13, 2021

BRIAN MC CARROLL
STACY MC CARROLL
75 HORROCKS
BLACKFOOT ID 83221

Re: Change in Water Right Ownership: 27-10756 (Split into 27-10756 and 27-12327),

Dear Water Right Holder(s):

The Department of Water Resources (Department) acknowledges the receipt of correspondence changing ownership of a portion of the above referenced water right(s) 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(s) 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.

If you have any questions concerning the enclosed information, please contact me at (208) 497-3787.

Sincerely,

Jonie Barg
Technical Records Specialist 1

Enclosure(s)

cc: DONNELL TRANTER
WATER DISTRICT 27